

**A. CALL TO ORDER**

A regular meeting of the Palmer City Council was held on February 14, 2006, at 7 p.m. in the council chambers, Palmer, Alaska.

Mayor Combs called the meeting to order at 7 p.m.

**B. ROLL CALL**

Comprising a quorum of the Council, the following were present:

Brad Hanson	Ken Erbey
Larry Hill	
Jim Wood	John Combs

Also in attendance were the following:

Tom Healy, City Manager  
Jack Snodgrass, City Attorney  
Janette Bower, City Clerk

**C. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Erbey.

**D. APPROVAL OF AGENDA**

*The agenda was approved as presented.*

1. Approval of Consent Agenda
  - a. Action Memorandum 06-006: Non-Objection Statement to the Following Liquor License Renewals: Valley Hotel – License #1194, Valley Hotel – License #1195, Pizzeria Delphi – License #1436, Moosehead Saloon – License #3058, VFW #2509 Palmer Post – License #4193 and Fred Meyer – License #4366 – *moved to New Business*
  - b. Action Memorandum 06-010: Authorize the Location of a Temporary Building (Nitro Coffee Stand) for More than Six Months
2. Minutes of Previous Meetings– *the minutes were approved as presented..*
  - a. January 24, 2006, Regular Meeting
  - b. January 31, 2006, Special Meeting
  - c. February 7, 2006, Special Meeting

**E. COMMUNICATIONS AND APPEARANCE REQUESTS**

1. Palmer High School Student Body Representatives  
Kelsey Pilch and Kenney Psenik reported on the following items:
  - Palmer High’s assistance with the food bank;

- Graduation arrangements;
- Fund raiser to assist with relief efforts in Pakistan;
- Student Diversity Club and the goal to provide ethnic diversity information;
- Palmer Junior Middle School speech competitions, the revived student government and fund raisers through the National Junior Honor Society;
- An improved, functioning computer lab;
- Need for new bleachers in the gymnasium;
- Goal of greater student involvement;
- Suggested the new ice arena be named after Jaxson Logan.

## 2. Dan Contini – City of Palmer Fire Chief

Chief Contini reported on the following items:

- Building report contained in the packet, all time record of building improvements in 2005;
- The month of January now the lowest in 30 years for building permits;
- Fire report – fire calls are down.

## F. AUDIENCE PARTICIPATION

Howard Bess spoke of the *Frontiersman* article regarding roundabouts. He stated that the City will undergo significant future growth and suggested roundabouts rather than signal lights be used at intersections. He described the cost of a roundabout as half of signal lights and expanded on overall reduction in accidents. Mr. Bess stated that a roundabout would provide motorists with a time savings of approximately 300 hours per year. He provided suggestions of the roads in which to place roundabouts.

Pat Chesbro spoke to action memorandum 06-007 and explained the request for a portion of the riser costs. She explained their use by the entire community and storage at the Depot. Ms. Chesbro highlighted the Palmer Arts Council expansion and greater demand for services. She reviewed upcoming events and requested the council's support.

Randy Hamann spoke to action memorandum 06-008 and encouraged the council to pass laws based on obscenity rulings. He stated that Palmer has been a good place to live and raise kids. Mr. Hamann voiced his desire for Palmer to continue to be a good moral place in which to raise grandkids. He explained Palmer's impact on surrounding communities.

Jim Chesbro spoke to action memorandum 06-008 and explained his trip to local video rental establishments. He stated that in order to view the adult videos it was necessary to proceed down a hall to get to the area. He stated that should the council be worried about profanity; they should speak to their own children.

Dodie Keppler spoke to action memorandum 06-008 and the recent newspaper article regarding the lack of an obscenity description. She explained the children who were able to obtain entrance into the room containing the adult videos and commented on the harm the children experienced from viewing the video covers. Ms. Keppler stated that ongoing damage will continue to occur because of the rental establishment.

Joann Frohling spoke to action memorandum 06-008 and spoke of the ownership of a video rental establishment. She explained that most customers were not aware of the adult videos and explained how the minors are turned away from the videos.

John Dolk spoke to action memorandum 06-008 and stated that 50 years ago, Palmer ancestors recognized the importance of placing a prohibition on the obscenity materials in the Code. He commented on what was deemed obscene, then as opposed to the magnitude of obscenity now. Mr. Dolk stated that the council at that time had the foresight to slow “the train down”. He asked that the council have the foresight to look into the future. He stated that as a community “let’s put the brakes on here” and regain some of the morality that Palmer established with its ancestors.

Joy Davidson stated that she feels Palmer is a wonderful place to raise a family and explained her enthusiasm for the surrounding trails and use of downtown. She commented on the amount of pornography in local stores. Ms. Davidson remarked on the seriousness of porn addiction and its damage to families. She spoke of Arkansas and Alabama state law and the definition of obscenity. She asked the council to make the obscenity laws more enforceable. She recognized that pornography is readily available but asked that the community take a stand against the subject. She commented on opening the doors for sexual addictions and crimes.

Carolyn Cook spoke to action memorandum 06-008 and commented on the secondary impacts of adult videos and read from the Center for Law and Justice Report regarding the establishments’ location within a community and the increase of harmful activities. She spoke of persons with prostitutional intents and the dangers of allowing the materials in the community. She asked that the council not to look the other way. Ms. Cook remarked on the indication by real estate appraisers of community decay when pornography within a community is present and stated that adjoining businesses should be concerned as well.

Kelsey Pilch and Kenni Psenik spoke of temptations and choices made. They voiced their concerns regarding the attention given to the subject when alcohol is readily available to high school students. They spoke of freedom of choice and free enterprise and the natural evolution of ideas within society.

Wayne Hamilton spoke of his career in the United States Air Force as a Chaplain. He stated that during his career, he worked with many families with issues of child abuse, neglect, prostitution and pornography. He stated that he has seen families tragically shattered by pornography and encouraged the council to examine the laws to strengthen them. Mr. Hamilton volunteered to serve on any committee established to address the issue.

Bruce Rowland, Pastor of First Baptist Church highlighted his research regarding obscenity and the definition based on community standards and community opinion. He spoke of the general consensus by the community. He highlighted the definition of obscenity, the concept is material that is designed to illicit indecency and lust, and stated that the material in any form is designed to stir those feelings. He stated that those expressions and definitions by the inherent nature can be harmful. He spoke of the desire to protect the community and community standards. He stated if the desire is to establish Palmer as Alaska at its Best, the City must take a stand against items which are harmful to the community.

Dirk Stery voiced his concern regarding the snowball effect of obscene materials and stated that once it starts, it is hard to stop. He stated that the council should move very slowly so that the subject does not get out of control. He stated that by looking at the past, things can get out of control very easily.

Nancy Holmstead spoke of the lack of protection by the United States Supreme Court regarding obscenity. She highlighted the three pronged test by the Supreme Court. Ms. Holmstead spoke of community standards, prurient interests, the 40 states with obscenity laws and the South Carolina description of obscenity. She spoke of community standards and the right and opportunity of communities to define obscene.

Leo Cook explained introduction of the original code by John Dolenc and Willard Johnson. He explained his agricultural background and the City forefather's direction of the City. He asked "what harm could come from a definitive obscenity law and what good could come from not having an obscenity law"?

Gerri McCann spoke to action memorandum 06-009 and explained the efforts of the group to bring a museum forward. She highlighted the membership base and described a museum as the heart of a community. She described the life giving qualities of having a museum located within a community. Ms. McCann asked Council to sow the seeds to grow a good museum.

Joy Eman spoke of the museum and stated she is the new secretary for the Board of Directors and explained her history in Palmer. She stated that the Board has a vision and the history of the Matanuska Valley. Ms. Eman stated that she excited for students and thanked the council for their support.

David Cheezum spoke of the Palmer Arts Council and of a rich art community, economic development, and solid tax base. He stated that Arts pulls people from other areas of the State and puts Palmer on the map. Mr. Cheezum stated that the donation is a positive investment for the community.

Rose Henderson spoke to action memorandum 06-009 and voiced her love for Palmer. She read a letter from Eric Hirschman, PHD, Assistant Professor at the Mat-Su Community College. Dr. Hirschman voiced his support and encouraged the council to support the Palmer Museum of History and Art.

Sharon Lessell spoke to action memorandum 06-008 and stated she does not want pornographic videos in Palmers. She spoke as an advocate for those who are coerced and are unwilling participants in the videos.

Kay Hamilton described herself as a victim of child molestation and rape. She stated that it is often forgotten that even though the materials are made available to adults, adults go out and act on the material with children. She expressed the importance of protecting children.

Toby Ingram described herself as a victim of pornography and explained her ex-husband's addition to pornography. She stated that although she supports free enterprise, she stands in opposition to the materials.

City Clerk Bower read the following into the record: "My name is Vanessa Wagner. I go to the local Palmer Seventh-day Adventist Church. I was recently sitting in for my mom since she is the church secretary. I took a message from Joy Davidson concerning the ordinance and the pornography-mostly that which is in a local video store. I won't be making it to the meeting since I am busy with my kids. I can't speak for our local congregation but this is my feelings and concern about making a big issue out of this. I am NOT for pornography or obscene things such as this. I believe that it is wrong. However, at the same time I believe it is wrong also to censor everyone else. I believe that if someone has a concern about pornography-they should turn off

the TV, stay off the websites or in this case don't rent the movies. Why is it our job to tell other adults they can't? I believe it is better as Christians to spend our time helping others rather than trying to push more nit picky laws when we already have far too many laws as it is”.

*Clerk's note: This item was moved from I.2.*

Action Memorandum 06-008: Review, Discussion and Possible Direction Regarding Palmer Municipal Code Chapter 9.28: Obscenity

MOVED BY:	Hanson	To review, discuss and provide possible direction regarding Palmer Municipal Code Chapter 9.28: Obscenity
SECONDED BY:	Wood	

Council Member Hanson stated the inadequacies of the code language. He stated that the first order of business is to give direction to the attorney to design language that is consistent and acceptable for the City of Palmer.

Council Member Hill concurred with Council Member Hanson stating that a definition for obscenity is needed. He voiced the need to consider free enterprise and the ability to make choices.

Council Member Wood questioned the enforceability of the current code language. He suggested that the topic be given to the attorney to determine acceptable community standards. He stated that although most of the persons in the audience spoke against obscenity, the community as a whole must be considered. He voiced the need for further research to determine the community standards.

Council Member Erbey spoke of the existing language and the lack of definition for obscenity. He commented on the examples of obscene given by the audience and of those in the news. Council Member Erbey described his service as a referee of youth football and the use of obscene language by the children and coaches. He spoke of the affects of snowballing and the existing stores with adult videos. He stated that all of the stores have been discrete and are without overt advertising. Council Member Erbey stated that anyone driving through Palmer would not have the impression of Sodom and Gomorra. He stated that he does not endorse pornography and domestic violence, but does not support book burning either. He stated that he does not rent the videos and should everyone else in town not rent the videos, they will go away.

Mayor Combs highlighted his visitation of the local video stores and read the current Supreme Court definition of obscene. Mayor Combs asked Attorney Snodgrass of the enforceable nature of the code language.

Attorney Snodgrass spoke of the need to place the Supreme Court definition within the code.

Council consented to direct the attorney to research the matter and to report back on March 14.

VOTE ON MAIN MOTION: Motion passed by unanimous voice vote.			
	Yes:		No:
Combs	Wood	Hill	
Hanson	Erbey		

**G. PUBLIC HEARINGS**

**Item 1** – Resolution No. 06-005: Accepting and Appropriating Grant No. 40131 in the Amount of \$735,000 From the State of Alaska, Department of Environmental Conservation (ADEC) for Palmer Steel Water Main Replacement, Phase 4 (IM 06-007)

MOVED BY:	Hanson	To adopt resolution no. 06-005
SECONDED BY:	Hill	

Mayor Combs opened the public hearing for resolution no. 06-005. There being no persons who wished to testify, the public hearing was closed and the matter was brought back before the council.

VOTE ON MAIN MOTION: Motion carried by unanimous voice vote.			
Yes:			No:
Combs	Wood	Hill	
Hanson	Erbey		

**Item 2** – Resolution No. 06-006: Accepting and Appropriating Grant No. 40137 in the Amount of \$250,000 From the State of Alaska, Department of Environmental Conservation (ADEC) for Palmer Wastewater Treatment Plant Upgrades, Phase 3 (IM 06-008)

MOVED BY:	Hanson	To adopt resolution no. 06-006
SECONDED BY:	Wood	

Mayor Combs opened the public hearing for resolution no. 06-006. There being no persons who wished to testify, the public hearing was closed and the matter was brought back before the council.

VOTE ON MAIN MOTION: Motion carried by unanimous voice vote.			
Yes:			No:
Combs	Wood	Hill	
Hanson	Erbey		

**Item 3 – Public Hearing (1 of 2)** – Action Memorandum 06-014: Approve 2006 City of Palmer Comprehensive Plan Update

Mayor Combs opened the public hearing for action memorandum 06-014. The following person spoke:

Gabriel Layman urged the council to adopt the draft version of the comprehensive plan. He explained his involvement in the Comprehensive Plan process and commented on the thoroughness of the project. He stated that the process was inclusive of all citizens and voiced his confidence of the Plan being a product of the entire community.

Council Member Hanson explained his service on the Planning Team and asked that a work session be scheduled to discuss some of the specifications and format. He stated that Chapter 9 could use additional work with respect to the timelines. He stated the contingency of financial resources. He stated that the Comp Plan does not list paving gravel streets as a priority and spoke of the goal of the council to complete the paving.

Council Member Wood concurred with Council Member Hanson regarding the need for a work session.

MOVED BY:	Combs	To set the second public hearing on March 28 and schedule a special meeting/committee of the whole for March 7
SECONDED BY:	Wood	

VOTE ON MAIN MOTION: Motion carried by unanimous voice vote.

	Yes:		No:
Combs	Wood	Hill	
Hanson	Erbey		

**H. BIDS**

**I. ACTION MEMORANDUMS**

**Item 1** – Action Memorandum 06-007: Authorize Donation to the Palmer Arts Council in the Amount of \$5,000

MOVED BY:	Erbey	To authorize a donation to the Palmer Arts Council in the amount of \$5,000
SECONDED BY:	Hanson	

Council Member Wood voiced his first inclination to object to the action but stated that the benefits outweigh his objections. He spoke of the City’s ownership through the use of the risers.

Council Member Erbey stated that he would like to see the performing arts take off in Palmer and voiced his approval of the action.

Council Member Hanson voiced his support and stated that anytime public resources can be combined with private resources; there is a benefit to the community.

Council Member Hill voiced his concurrence.

VOTE ON MAIN MOTION: Motion carried by unanimous voice vote.

	Yes:		No:
Combs	Wood	Hill	
Hanson	Erbey		

**Item 2** – Action Memorandum 06-008: Review, Discussion and Possible Direction Regarding Palmer Municipal Code Chapter 9.28: Obscenity (Moved to Item F)

**Item 3** – Action Memorandum 06-009: Authorize a Grant Agreement with the Palmer Museum of History and Art for \$65,000

MOVED BY:	Erbey	Authorize grant agreement with the Palmer Museum of History and Art for \$65,000
SECONDED BY:	Wood	

Council Member Hanson voiced his support of the efforts taken. He voiced his concern regarding the entrance into an agreement with the Palmer History of Museum and Art, the cataloging of artifacts and the \$65,000 price tag for doing so. He stated that he would like to see a session set up between the Palmer Museum of History and Art and the council to discuss the budget and to gain a greater understanding of the expectations.

Mayor Combs spoke of the letter from Council Member Pippel regarding the obtainment of grants. Mayor Combs explained the first year start up monies and the one time request for funds.

He explained the lack of grant opportunities due to the affected timeframes.

Council Member Wood voiced his support and commented on overall comprehensiveness of the annual work plan. He explained the group’s work to obtain future grant and the projection of future diminished City funding levels.

Mayor Combs spoke of the intent of the council to retain the history and artifacts and the desire to create a museum.

Council Member Hanson spoke of the benefit to the City. He voiced his concern regarding the requested funding level and possible future funding requests.

VOTE ON MAIN MOTION: Motion passed by unanimous voice vote.			
	Yes:		No:
Combs	Wood	Hill	
Hanson	Erbey		

**Item 4** – Action Memorandum 06-011: Authorize City Manager to Execute Change Order Number Two to the Contract with NorthStar Paving & Construction, Inc., in the Amount of \$34,432.60 for Additional Work on the Helen Drive Realignment and Water System Extension Project

MOVED BY:	Erbey	To authorize the City Manager to execute change order number two to the contract with Northstar Paving & Construction, Inc., in the amount of \$34,432.60 for additional work on the Helen Drive realignment and water system extension project
SECONDED BY:	Hanson	

Council Member Wood asked for an explanation of “muck” excavation. City Manager Healy explained the unforeseen conditions regarding the work and the quantity of muck which exceeded the original estimate.

VOTE ON MAIN MOTION: Motion passed by unanimous voice vote.			
	Yes:		No:
Combs	Wood	Hill	
Hanson	Erbey		

**Item 5** – Action Memorandum 06-012: Authorize City Manager to Negotiate and Execute a Professional Services Agreement with Hattenburg, Dilley & Linnell in the Amount of \$91,830 for Design Engineering and Bid Phase Services for Arctic Avenue Water Improvements

MOVED BY:	Erbey	To authorize the City Manager to negotiate and execute a professional services agreement with Hattenburg, Dilley & Linnell in the amount of \$91,830 for design engineering and bid phase services for Arctic Avenue water improvements
SECONDED BY:	Hanson	

VOTE ON MAIN MOTION: Motion passed by unanimous voice vote.			
	Yes:		No:
Vanover	Wood	Hill	
Hanson	Erbey		

**Item 6 – Action Memorandum 06-013: Authorize City Manager to Enter Into an Agreement for Appraisal Services and Direct Manager to Prepare a Budget Amendment in Land Fund**

MOVED BY:	Hanson	To authorize the City Manager to enter into an agreement for appraisal services and direct Manager to prepare a budget amendment in the land fund
SECONDED BY:	Erbey	

Mayor Combs explained Salvation Army’s commitment to assist with the needs of the community. He stated that the Salvation Army’s need for additional property. He explained the need to obtain appraisals on the Salvation Army property and City property in the area of the Alaska Resource Center with the intent of a land swap.

VOTE ON MAIN MOTION: Motion passed by unanimous voice vote.
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Yes:			No:		
Combs	Wood	Hill			
Hanson	Erbey				

**J. UNFINISHED BUSINESS**

**Item 1 – Ordinance No. 05-042:** Enacting a Definition for Senior Citizen (17.08.398) and Senior Citizen Housing (17.08.399) in Title 17 Zoning; Adding Senior Citizen Centers as a Permitted Use in Commercial Limited Zoning Districts (17.28.020); and Adding Senior Citizen Centers, Senior Citizen Housing, Assisted Living Facilities and Hospice Facilities as Conditional Uses in Public Use Zoning Districts (17.40.030) (IM 05-109)

MOVED BY:	Pippel	To adopt ordinance no. 05-042
SECONDED BY:	Hanson	

Primary Amendment #1 to Main Motion		
Moved by:	Wood	To add language to the end of 17.40.030 F to read: , when integrated with facilities in D or F of this subsection
Seconded by:	Erbey	

Council Member Wood expressed his concern regarding the development of senior housing as a stand alone senior use.

Moved by:	Wood	To lay on the table primary amendment #1 to address another amendment (primary amendment #2)
Seconded by:	Combs	

Vote: Motion carried by unanimous voice vote.
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Yes:			No:		
Combs	Wood	Hill			
Hanson	Erbey				

*Clerk’s note: Council consented to “pick up” Primary Amendment #1 from the table.*

*The following discussion occurred following the vote on Primary Amendment #2.*

Council Member Wood voiced his concern regarding the possibility of unscrupulous developers developing upscale, high end senior housing in a public district. Mayor Combs voiced his concurrence.

Secondary Amendment #1 to Primary Amendment #1		
Moved by:	Combs	To insert the language “on the same or adjacent parcels listed”
Seconded by:	Wood	

Council Member Hanson spoke of the language “integrated with” and grant funds. He spoke of grants funds for a senior center and the contingency of internal financial sources to secure the funds. He spoke of the current commercial limited (CL) and public (P) zoning designations and the future construction of housing on publicly zoned, privately owned property. Council Member Hanson stated the possibility of contractors being “hamstrung”. He stated that just because a property is publicly zoned but held privately doesn’t mean that it shouldn’t be developed to its highest and best use. He commented on the methods of disposal of City land should it sell publicly zoned property. He stated that the amendment may cause problems for future developments as well as the current development. He commented on the market rate and subsidized housing.

Council Member Wood spoke of conditional uses within a public use district and stated that it only meets the unique circumstances of the current facility. He stated that anyone else has the option to rezone the land and build whatever they would wish.

*Clerk’s note: the council consented to suspend formal rules to allow Mr. Gabe Layman to address the council.*

Mr. Layman spoke of the funding bills before legislature and involved timeframes of those bills. Mr. Layman explained the history of the property and the previous desire of the City to obtain the property. He explained the purchase of property by the Senior Center and their attempts to construct senior housing in the City. He said that he understands the concerns expressed by Council Member Wood and suggested that the current ordinance be passed and a later date, the City entertain an ordinance to address the conditional uses within a public use district.

Council Member Hanson asked how the developer of senior citizen housing garners an acceptable rate of return in Palmer. Mr. Layman stated that there are two separate distinct markets and expanded on the higher end developments such as Mountain Rose Estates. He stated that when looking at the mixed market, that it is not the rate of return that drives the market.

Council Member Hanson asked how the seniors would raise the funds to complete a housing project. Mr. Layman stated the seniors would submit an application to Alaska Housing Finance Corporation for funding. The monies would be funneled through Alaska Housing Finance. He explained the bulk funding and the source of additional funding sources. Council Member Hanson asked if after the funding was received, would additional funding be obtained. Mr. Layman spoke of the need to set

aside low market units. He spoke of the mixture of market rate units within the development and the point value through AHFC.

Council Member Hanson asked if the distribution of housing is dictated by the funding agency. Mr. Layman spoke of fail safes and the conditional use permit process.

Vote: Motion failed by unanimous voice vote.		
Yes:	No:	
	Combs	Wood Hill
	Hanson	Erbey

Primary Amendment #2 to Main Motion		
Moved by:	Wood	To amend the title to strike the word “facilities” and insert the words “Homes, Nursing Homes”
Seconded by:	Erbey	
		<p>To enact the following three definitions:</p> <p><b>17.08.032 Assisted living home.</b>            “Assisted living home” means a residential facility, currently and duly licensed by the State of Alaska as an assisted living home, which combines housing, food service, general protective oversight and personalized assistance with the activities of daily living tasks such as eating, bathing, dispensing of medicines, housekeeping and other tasks.</p> <p><b>17.08.223 Hospice facility.</b>            “Hospice facility” means a facility where terminally ill individuals and their families receive support services from a team of health care providers and others to meet their physical, psychological, social, emotional, and spiritual needs.</p> <p><b>17.08.224 Nursing home.</b>            “Nursing home” means a facility managed, supervised, or in the general care of a nursing home administrator currently and duly licensed as such by the State of Alaska, which facility is operated in connection with a hospital or in which nursing care, intermediate care, and medical services are prescribed by or performed under the general direction of persons licensed to practice medicine or surgery with the state for</p>

	<p>the accommodation of convalescents or other persons who are not acutely ill but who do require skilled or intermediate nursing care and related medical services; the term “nursing home” is restricted to those facilities the purpose of which is to provide skilled or intermediate nursing care and related medical services for a period of not less than 24 hours a day to individuals admitted because of illness, disease or physical or mental infirmity.</p> <p>To insert “physical and mental illnesses” in section 17.08.225</p> <p>To insert “residential care facilities”</p>
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Vote: Motion carried by unanimous voice vote.		
	Yes:	No:
Combs Hanson	Wood Erbey	Hill

**K. NEW BUSINESS**

**Item 1** – Action Memorandum 06-006: Non-Objection Statement to the Following Liquor License Renewals: Valley Hotel – License #1194, Valley Hotel – License #1195, Pizzaria Delphi – License #1436, Moosehead Saloon – License #3058, VFW #2509 Palmer Post – License #4193 and Fred Meyer – License #4366

MOVED BY:	Combs	To issue a non-objection statement to the following Liquor License Renewals: Valley Hotel – License #1194, Valley Hotel – License #1195, Pizzaria Delphi – License #1436, Moosehead Saloon – License #3058, VFW #2509 Palmer Post – License #4193 and Fred Meyer – License #4366
SECONDED BY:	Hanson	

Primary Amendment #1 to Main Motion		
Moved by:	Combs	To divide the question to consider Valley Hotel – License #1194, Valley Hotel – License #1195 and Moosehead Saloon – License #3058 separately and to protest, as defined in AS 04.11.480, the renewal of these licenses due to delinquent sales taxes and in the case of Moosehead Saloon delinquent utilities
Seconded by:	Hill	

Vote: Motion carried by unanimous voice vote.		
	Yes:	No:
Erbey Hanson	Wood Combs	Hill

Recommendation 1: Voice non-objection to the renewal of the following liquor licenses: Pizzeria Delphi – License #1436, VFW #2509 Palmer Post – License #4193 and Fred Meyer – License #4366

Vote: Motion carried by unanimous voice vote.

Yes:			No:
Combs	Wood	Hill	
Hanson	Erbey		

Recommendation 2: Issue a protest of the renewal of Valley Hotel – License #1194, Valley Hotel – License #1195 and Moosehead Saloon – License #3058 due to delinquent sales taxes and in the case of Moosehead Saloon delinquent utilities

Vote: Motion carried by unanimous voice vote.

Yes:			No:
Combs	Wood	Hill	
Hanson	Erbey		

#### **L. CITY MANAGER’S REPORT**

City Manager Healy reported on the following items:

- Personnel – resignation of Public Works Director Koch and hiring of Sally Schug for the Accounting Clerk II position;
- Estimated 2005 population figures;
- Annexation Economic Study;
- Utility Rate Study;
- Urban Revitalization Status Report.

#### **M. CITY CLERK’S REPORT**

Ms. Bower reported on the following items:

- February 16, Joint Tri-City Meeting;
- February 21, Special Meeting;
- February 23, Joint Borough and Cities Meeting.

#### **N. MAYOR’S REPORT**

Mayor Combs reported on the following items:

- Juneau Legislative Meetings;
- Washington D.C. lobbying trip;
- Prioritization of the Hemmer right-of-way.

#### **O. RECORD OF ITEMS PLACED ON THE TABLE**

The following items were placed on the table:

- Memo regarding action memorandum 06-006;
- Mayor’s reports;

- City Manager report;
- February 21 special meeting notice;
- February 23 special meeting notice;
- Salvation Army report;
- Materials from audience members.

## **P. AUDIENCE PARTICIPATION**

Gabe Layman thanked the council and administration for their work on ordinance no. 05-042. He voiced appreciation for the council's questions and involvement.

Bruce Rowland asked of the desire of the council to hear from the public which will assist when making decisions regarding the obscenity ordinance.

## **Q. COUNCIL COMMENTS**

Council Member Erbey commented on the recent close of Valley Hospital and the traffic patterns surrounding the area. He suggested that a revision of the existing yield signs be addressed.

Council Member Hill commented on the sanding job of City employees and the icy conditions of a City roadway.

Council Member Hanson commented on the speed at Palmer Junior Middle School and requested that the police department provide reminders to the public regarding the speed in the school zone.

## **R. ADJOURNMENT**

With no further business before the Council, the meeting adjourned at 10:34 p.m.

**APPROVED THIS 28<sup>th</sup> day of February, 2006.**

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John C. Combs, Mayor

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Janette M. Bower, City Clerk