

A. CALL TO ORDER

A regular meeting of the Palmer City Council was held on February 24, 2009, at 7:04 pm in the council chambers, Palmer, Alaska.

Mayor Combs called the meeting to order at 7:04 pm.

B. ROLL CALL

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

Kevin Brown	Ken Erbey
Richard Best – via teleconference	Mike Chmielewski
John Combs	

The following members were absent and excused by the council:

Kathrine Vanover	Brad Hanson
------------------	-------------

Also in attendance were the following:

Dean Baugh, Acting City Manager
Michael Gatti, City Attorney – via teleconference
Janette Bower, City Clerk
Shelly Acteson, Deputy City Clerk

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Chmielewski.

D. APPROVAL OF AGENDA

1. Approval of Consent Agenda
 - a. Action Memorandum 09-019: Confirm the Mayor's Appointments of Ex-Officio Members Bonnie Quill, Stu Graham, Planning and Zoning Commission Member Darrin Hamming and Council Member Brown to the Board of Economic Development
2. Minutes of Previous Meetings
 - a. February 10, 2009, Regular Meeting

E. COMMUNICATIONS AND APPEARANCE REQUESTS

F. AUDIENCE PARTICIPATION

Tony Pippel:

- urged Council to adopt Ordinance 09-002.

Karen Lewis:

- commented on the availability of pornographic movies in Palmer.

Karen Crandall:

- commented on the repercussions of pornography.

G. PUBLIC HEARINGS

Item 1 – Ordinance No. 09-001: Amending Chapters 17.08 Definitions, to include 17.08.041 Brewpub, 17.08.467 Winery; Chapter 17.28.030 Conditional Uses in the Limited Commercial District, to Include 17.28.030 D Brewpubs and Wineries; and Subsection 3 of 17.32.020 Permitted Uses in the General Commercial District, to Include Brewpubs and Wineries (IM 09-004)

Mayor Combs opened the public hearing for ordinance no. 09-001. There being no one who wished to speak, the public hearing was closed and the matter was brought before the council.

MOVED BY:	Erbey	To adopt ordinance no. 009-001
SECONDED BY:	Best	

Community Development Director Sandra Garley:

- explained the legislation; and
- fielded questions from Council.

Council Member Best:

- questioned the number of allowable gallons of alcohol in the proposed ordinance.

Council Member Brown:

- requested a definition clarification; and
- questioned the allowable gallons for a winery.

Council Member Chmielewski:

- expressed concern with the basis for allowable gallons; and
- voiced concern tithe the definition of a winery.

City Manager Bill Allen:

- noted a developer's business plan would usually outlines required gallons.

Mayor Combs:

- requested clarification.

Primary Amendment #1 to Main		
MOVED BY::	Chmielewski	To amend by deleting all references to winery within the document, and remand the subject back to the Planning and Zoning Commission
SECONDED BY:	Erbey	

VOTE ON PRIMARY AMENDMENT #1 Carried by a unanimous roll call vote				
	Yes:			No:
Chmielewski	Brown	Best		
Combs	Erbey			

VOTE ON MAIN MOTION: Carried by unanimous roll call vote				
	Yes:			No:
Chmielewski	Combs	Brown		
Erbey	Best			

Item 2 – Ordinance No. 09-002: Amending Chapter 17.76 Variances, by Repealing Section 17.76.090 Termination of Variances (IM 09-005)

Mayor Combs opened the public hearing for ordinance no. 09-002. There being no one who wished to speak, the public hearing was closed and the matter was brought before the council.

MOVED BY:	Erbey	To adopt ordinance no. 009-002
SECONDED BY:	Chmielewski	

Director of Community Development Sandra Garley:

- provided Council with a staff report.

Council Member Best:

- spoke in favor of a three year review process.

VOTE ON MAIN MOTION: Carried by 4 to 1 roll call vote				
	Yes:			No:
Chmielewski	Combs	Brown	Best	
Erbey				

Item 3 – Ordinance No. 09-003: Amending Palmer Municipal Code Chapter 1.12 City Boundaries, by Correcting a Discrepancy in the Codified City Boundaries (IM 09-006)

Mayor Combs opened the public hearing for ordinance no. 09-003. There being no one who wished to speak, the public hearing was closed and the matter was brought before the council.

MOVED BY:	Erbey	To adopt ordinance no. 009-003
SECONDED BY:	Chmielewski	

VOTE ON MAIN MOTION: Carried by unanimous roll call vote				
	Yes:			No:
Chmielewski	Combs	Brown		
Erbey	Best			

Item 4 – Ordinance No. 09-004: Amending Section 2.11.020 Duties, to Enact Language Regarding the Council/Clerk Budget Process (IM 09-007)

Mayor Combs opened the public hearing for ordinance no. 09-004. There being no one who wished to speak, the public hearing was closed and the matter was brought before the council.

MOVED BY:	Erbey	To adopt ordinance no. 009-004
SECONDED BY:	Chmielewski	

City Clerk Janette Bower:

- explained the legislation.

City Manager Allen:

- spoke in favor of the ordinance.

VOTE ON MAIN MOTION: Carried by unanimous roll call vote			
	Yes:		No:
Chmielewski	Combs	Brown	
Erbey	Best		

Mayor Combs acknowledged Boy Scout Troop #35 and their Assistant Scout Leader.

H. BIDS

I. ACTION MEMORANDA

Item 1 – Action Memorandum 09-015: Ratify Amendment #3 to the 2005 Dispatch Services Contract

MOVED BY:	Chmielewski	To approve Action Memorandum 09-015
SECONDED BY:	Brown	

City Manager Allen:

- explained the request;
- spoke against the Borough holding the residents hostage; and
- spoke in favor of a quick and righteous resolve.

Council Member Chmielewski:

- requested clarification;
- supports the City Manager’s actions; and
- reminded Council the Assembly’s mindset was reducing expenditures.

Mayor Combs:

- spoke in favor of the request; and
- reiterated the City Manager’s comments.

Council Member Best:

- stressed the importance of the safety of the residents; and
- verbalized apprehension with the current proceedings.

VOTE ON MAIN MOTION: Carried by unanimous roll call vote			
	Yes:		No:
Chmielewski	Combs	Brown	
Erbey	Best		

Item 2 – Action Memorandum 09-016: Authorize the City Manager to Enter into and Execute a Contract with the Matanuska-Susitna Borough to Provide Fire Emergency Response to the Greater Palmer Fire Service Area

MOVED BY:	Erbey	To approve Action Memorandum 09-016
SECONDED BY:	Brown	

Public Safety Director Jon Owen:

- explained the request.

VOTE ON MAIN MOTION: Carried by unanimous roll call vote			
	Yes:		No:
Chmielewski	Combs	Brown	
Erbey	Best		

Item 3 – Action Memorandum 09-017: Authorize City Manager to Award and Execute a Professional Services Agreement with Ecological Engineering Group, Inc. for a Feasibility Study Not to Exceed \$15,000 to Evaluate Two (2) Ecological Treatment Options for a Wastewater Treatment and Potential Reuse System for a Two Million Gallon per Day (2MGD) Design Flow

MOVED BY:	Chmielewski	To approve Action Memorandum 09-017
SECONDED BY:	Erbey	

Director of Public Works Carter Cole:

- explained the legislation.

City Manager Allen:

- noted general funds were not used for funding.

VOTE ON MAIN MOTION: Carried by unanimous roll call vote			
	Yes:		No:
Chmielewski	Combs	Brown	
Erbey	Best		

J. UNFINISHED BUSINESS

K. NEW BUSINESS

Item 1 – Resolution No. 09-005: Supporting Palmer Senior Citizens Center, Inc. in their Efforts to Construct a New Senior Citizen Facility to Serve the Growing Senior Community and Enable Seniors to Live Independently in the Matanuska-Susitna Borough (IM 09-008)

MOVED BY:	Brown	To approve Resolution 09-005
SECONDED BY:	Erbey	

Mayor Combs:

- spoke in favor of the legislation.

City Manager Allen:

- concurred with Mayor Combs.

VOTE ON MAIN MOTION: Carried by unanimous roll call vote			
	Yes:		No:
Chmielewski	Combs	Brown	
Erbey	Best		

L. CITY MANAGER’S REPORT

City Manager Bill Allen reported on the following items:

- Borough issues;
- Stimulus Plan;
- DEC Revolving Fund;
- Airport runway protection zone;
- Palmer Airport Open House; and
- Town meeting.

M. CITY CLERK’S REPORT

City Clerk Janette Bower reported on the following items:

- Planning and Zoning seat vacancies; and
- March 3 special meeting

N. MAYOR’S REPORT

Mayor Combs reported on the following items:

- General correspondence; and
- Travel to Juneau March 1-3.

O. RECORD OF ITEMS PLACED ON THE TABLE

- Information from Ms. Lewis.

P. AUDIENCE PARTICIPATION

Q. COUNCIL MEMBER COMMENTS

Council Member Brown:

- verbalized thankfulness to the Valley Community for Recycling Center;
- commented on the lack of poetry in our lives; and
- shared the Palmer Arts Council's request to declare April "Palmer Poetry Month".

Council Member Best:

- stated he would be home in a few days.

Council Member Chmielewski:

- expanded on the Technology Conference in Anchorage.

R. ADJOURNMENT

With no further business before the council, the meeting adjourned at 9:15 pm.

Approved this tenth day of March, 2009.

/s/

Janette M. Bower, CMC, City Clerk

/s/

John C. Combs, Mayor