

A. CALL TO ORDER

A regular meeting of the Palmer City Council was held on March 9, 2021, at 7:00 p.m. in the Council Chambers, Palmer, Alaska. Mayor DeVries called the meeting to order at 7:00 p.m.

B. ROLL CALL

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

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| Edna DeVries, Mayor | Sabrena Combs, Deputy Mayor |
| Julie Berberich (participated telephonically) | Brian Daniels |
| Richard W. Best (participated telephonically) | Jill Valerius (participated telephonically) |
| Steve Carrington | |

Staff in attendance were the following:

- | | |
|---------------------------------|--|
| John Moosey, City Manager | Michael Gatti, City Attorney (participated telephonically) |
| Norma I. Alley, MMC, City Clerk | Kara Johnson, Deputy City Clerk |

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

D. APPROVAL OF AGENDA

1. Approval of Minutes of Previous Meetings
 - a. February 20, 2021, Special Meeting

Main Motion: To Approve the Agenda and Minutes

Moved by:	Combs
Seconded by:	Carrington
Vote:	Unanimous
Action:	Motion Carried

E. REPORTS

1. City Manager’s Report

City Manager Moosey reported on the upcoming Arctic Winter Games, Building Inspector Dave Meneses’ resignation, COVID-19 vaccine availability to all ages 16 and older, and an update on meetings regarding dispatch service agreement.

2. City Clerk’s Report

City Clerk Alley spoke on Alaska Municipal League 2021 conference changes.

3. Mayor’s Report

Mayor DeVries spoke on the upcoming events at the fair grounds and announced the State Fair will be held this year.

4. City Attorney's Report

City Attorney Gatti provided clarification on the proposed changes to Resolution No. 21-009 and Resolution No. 21-010.

F. AUDIENCE PARTICIPATION

Mr. Tim Leach, Hatcher Pass Avalanche Center, requested support for Council Community Grant.

G. PUBLIC HEARINGS

- 1. Resolution No. 20-029:** Authorizing the Sale of 12.65 Acre Parcel of Land Located at 2390 S. Glenn Highway to Alaska Frontier Fabrication, LLC, in the Amount of \$408,300.00 in Accordance with Palmer Municipal Code Section 3.20.080(M) (2nd Public Hearing) (Pending Motion)

Resolution No. 20-029 was brought forth from November 10, 2020, City Council Regular Meeting.

Mayor DeVries opened the public hearing on Resolution No. 20-029. Seeing no one come forward and hearing no objection from the Council, Mayor DeVries closed the public hearing.

Motion to Postpone: To Postpone Resolution No. 20-029 Indefinitely

Moved by:	Combs
Seconded by:	Berberich
Vote:	5 Yes/2 No (Best, DeVries)
Action:	Motion Carried

Vote on Main Motion: To Approve Resolution No. 20-029

Vote:	
Action:	Failed Due to Postponement

- 2. Resolution No. 21-008:** Authorizing the Sale of a 12.65 Acre Parcel of Land Located at 2390 S. Glenn Highway, More Particularly Described as Lot D2, Section 18, Township 17 North, Range 2 East, Seward Meridian, Located in the Palmer Recording District, Third Judicial District, State of Alaska, to Alaska Frontier Fabrication LLC in Accordance with Palmer Municipal Code 3.20.080 in the Amount of \$408,300.00 for an Industrial Site

Mayor DeVries opened the public hearing on Resolution No. 21-008.

Mr. Melvin Grove spoke in favor of Resolution No. 21-008.

Hearing no objection from Council, Mayor DeVries closed the public hearing.

Main Motion: To Approve Resolution No. 21-008

Moved by:	Combs
Seconded by:	Daniels

Primary Amendment #1: To Remove the Wording "for an Industrial Site" From the Legislation Title

Moved by:	Carrington
Seconded by:	Best
Vote:	3 Yes/4 No (Berberich, Combs, Daniels, Valerius)
Action:	Failed for Lack of Majority Vote

Vote on Motion: To Approve Resolution No. 21-008

Vote:	6 Yes/1 No (DeVries)
Action:	Motion Carried

- 3. Resolution No. 21-009:** Accepting a Loan and Grant from the United States Department of Agriculture Rural Development, Rural Utilities Service Loan amount not to exceed \$8,121,000.00 and Grant amount of \$458,000.00 for the Engineering, Construction, and Installation of Secondary Clarifiers at the Palmer Wastewater Treatment Plant Facility in Accordance with Federal Consent Decree and Civil Action No: 3:16-cv-00204-TMB

City Attorney Gatti fielded questions from the Council.

Mayor DeVries opened the public hearing on Resolution No. 21-009. Seeing no one come forward and hearing no objection from the Council, Mayor DeVries closed the public hearing.

Main Motion: To Approve Resolution No. 21-009

Moved by:	Combs
Seconded by:	Daniels
Vote:	Unanimous
Action:	Motion Carried

H. NEW BUSINESS

- 1. Resolution No. 21-010:** Approving a Code of Ethics and Conduct for Elected Officials

Main Motion: To Approve Resolution No. 21-010

Moved by:	Combs
Seconded by:	Daniels

Primary Amendment #1: To Change Wording in Section B.4.c. From "City Council appoints" to Match the Palmer Municipal Code Stating "Mayor appoints and the City Council confirms"

Moved by:	DeVries
Seconded by:	Combs
Vote:	Unanimous
Action:	Motion Carried

Primary Amendment #2: To Change the Wording in Section A.8. From "that equals 10% of _?" to "that equals 10% of total income"

Moved by:	Combs
Seconded by:	Daniels
Vote:	Unanimous
Action:	Motion Carried

Vote on Motion: To Approve Resolution No. 21-010 as Amended

Vote:	Unanimous
Action:	Motion Carried

2. Action Memorandum No. 21-017: Approving a Council Community Grant in the Amount of \$5,000.00 to Hatcher Pass Avalanche Center Inc. for Avalanche Forecasting and Public Advisory

Main Motion: To Approve Action Memorandum No. 21-017

Moved by:	Combs
Seconded by:	Daniels

Primary Amendment #1: To Reduce the Grant Amount to \$3,000.00

Moved by:	Best
Seconded by:	Carrington
Vote:	2 Yes/5 No (Berberich, Combs, Daniels, DeVries, Valerius)
Action:	Failed for Lack of Majority Vote

Vote on Motion: To Approve Action Memorandum No. 21-017

Vote:	Unanimous
Action:	Motion Carried

Mayor DeVries called a recess at 8:27 p.m. and reconvened the meeting at 8:40 p.m.

3. Information Memorandum No. 21-001: Committee of the Whole for Discussion Regarding Election Matters (note: action may be taken by the Council following the Committee of the Whole)

Main Motion: To Enter Into a Committee of the Whole

Moved by:	Combs
Seconded by:	Carrington
Vote:	Unanimous
Action:	Motion Carried

The Council entered into a Committee of the Whole at 8:42 p.m.

Topics addressed in the Committee of the Whole included matters of 2020 Regular Election needing code amendments for better administration and clarification of the election process.

The Mayor adjourned from Committee of the Whole at 9:15 p.m. and reconvened the regular meeting.

Main Motion: To Have the City Clerk Bring Forth Items 1, 2, 4, and 5 from Information Memorandum No. 21-001 in Further Legislation

Moved by:	Combs
Seconded by:	Best
Vote:	Unanimous
Action:	Motion Carried

I. EXECUTIVE SESSION

- 1. Matters, the Immediate Knowledge of Which Would Clearly Have an Adverse Effect Upon the Finances of the Public Entity and Matter which by Law, Municipal Charter, or Ordinances are Required to be Confidential – Potential Litigation Attorney Client Communication: State of Alaska City of Palmer Dispatch Agreement (note: action may be taken by the council following the executive session)

Main Motion: To Enter into Executive Session to Discuss Potential Litigation Attorney Client Communication: State of Alaska City of Palmer Dispatch Agreement

Moved by:	Combs
Seconded by:	Berberich
Vote:	Unanimous
Action:	Motion Carried

Mayor DeVries announced the council was going to enter into executive session after a short recess to secure the room.

Mayor DeVries called a recess at 9:18 p.m. and reconvened the meeting at 9:23 p.m.

The Council entered into Executive Session at 9:23 p.m. and exited at 10:01 p.m. to reconvene the regular meeting.

J. RECORD OF ITEMS PLACED ON THE TABLE

City Clerk Alley reported Mr. David Fuller’s written testimony was the Item Placed on the Table.

K. AUDIENCE PARTICIPATION

None.

L. COUNCIL COMMENTS

No direction given to staff for legislation to be placed on a future agenda.

M. ADJOURNMENT

With no further business before the Council, the meeting adjourned at 10:07 p.m.

Approved this 13th day of April, 2021.

Norma I. Alley, MMC, City Clerk

Edna B. DeVries, Mayor