

**A. CALL TO ORDER**

A regular meeting of the Palmer City Council was held on April 23, 2019, 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:

Edna DeVries, Mayor	Linda Combs
Julie Berberich	David Fuller
Steve Carrington	Pete LaFrance, Deputy Mayor

Council Member Sabrena Combs was absent and excused.

Staff in attendance were the following:

Nathan Wallace, City Manager	Michael Gatti, City Attorney
Norma I. Alley, MMC, City Clerk	Angie Anderson, Deputy City Clerk

**C. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was performed.

**D. APPROVAL OF AGENDA**

1. Approval of Consent Agenda
  - a. Introduction of **Ordinance No. 19-005**: Amending Palmer Municipal Code Chapters 7.40, 7.50, 7.60, 7.90, 7.110, and 7.130 Pertaining to the Airport Regulations for the Warren "Bud" Woods Palmer Municipal Airport
  - b. Introduction of **Ordinance No. 19-006**: Amending Palmer Municipal Code Section 12.08.15 Pertaining to the Fuel Flowage Fee for the Warren "Bud" Woods Palmer Municipal Airport
  - c. **Action Memorandum No. 19-043**: Authorizing the City Manager to Extend the Professional and Data Services Contract with AlasConnect, LLC for One Additional Year for a Term Ending June 15, 2020
  - d. **Action Memorandum No. 19-044**: Authorizing the City Manager to Negotiate and Execute a New Lease Agreement with a New LLC to be Formed by Dayton J. and Elizabeth A. Madison for Palmer Municipal Airport Lease No. 19-004 on Lot 20, Block 3, for the Purpose of Establishing a Personal Use Aircraft Hangar
  - e. **Action Memorandum No. 19-045**: Authorizing the City Manager to Negotiate and Execute an Assignment and Consent to Assignment of Lease Agreement with Alaska Tactical Aviation, LLC (Assignor) and Aurora Sky, LLC (Assignee) for Palmer Municipal Airport Lease No. 19-003 on Lease Lot 10, Block 3, for the Purpose of Transferring the Lease to a Newly Formed LLC
2. Approval of Minutes of Previous Meetings
  - a. April 9, 2019, Regular Meeting

**Main Motion: To Approve Agenda, Consent Agenda, and Minutes**

Moved by:	L. Combs
Seconded by:	Fuller
Vote:	6 Yes/0 No/1 Absent (S. Combs)
Action:	Motion Carried

## **E. COMMUNICATIONS AND APPEARANCE REQUESTS**

1. Presentation of a Proclamation Recognizing May, 2019, as Bike Month

Mayor DeVries read and presented the Bike Month Proclamation to Deputy Mayor LaFrance and Council Member Berberich.

2. Presentation from Triverus Owner Hans Vogel

Mr. Vogel reported highlights of his company and the benefits of being in the city of Palmer with 28 employees from the community, thanked the community development and public works departments for all the support, and fielded questions from the Council.

## **F. REPORTS**

3. City Manager's Report

City Manager Wallace highlighted his written report and stated:

- A good construction season is expected;
- Glenn Hwy project is underway;
- Ailis Vann will be the new Chamber Director; and
- All 18 holes of the Golf course will be open soon.

4. City Clerk's Report - None.

5. Mayor's Report

Mayor DeVries highlighted her written report.

6. City Attorney's Report - None.

## **G. AUDIENCE PARTICIPATION**

Mr. Mike Chmielewski encouraged the city to consider a community bike and scooter share program.

Ms. Kenda Huling spoke in opposition to Ordinance No. 19-004.

Ms. Maryann Fry stated concern that residential and commercial areas were getting blurred, inquired about city operations and processes, and expressed concern for the city placing layers of taxing for businesses trying to do business in the city.

Mr. Todd Smolden, Governor Dunleavy's Mat-Su Office Director, provided an update on legislative and Governor's Office matters.

## **H. PUBLIC HEARING**

1. **Ordinance No. 19-004:** Amending Palmer Municipal Code Chapter 5.28 Pertaining to Roving Vendors and Retitling it to Itinerant Vendors

City Manager Wallace reported this was a change to current code and retitle of roving vendor to itinerant vendor to clean up the code language.

Mayor DeVries opened the public hearing on Ordinance No. 19-004.

Ms. Kenda Huling testified in opposition of the ordinance stating it did not fit the needs of non-profits.

Mrs. Mariann Fry, on behalf of Grandma’s Dumplings, testified in opposition of the ordinances stating she felt it was confusing for vendors to know if they can be at special events and this was placing taxing on top of existing taxing with requiring more licenses and permits.

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

**Main Motion: To Adopt Ordinance No. 19-004**

Moved by:	LaFrance
Seconded by:	Carrington

Deputy Mayor LaFrance stated he felt protecting local business was important and asked the city manager to clarify the 100 foot set-up requirement from a business selling like items. City Manager Wallace explained an itinerant vendor could not sell like items and goods within 100 feet of a brick and mortar store’s.

City Attorney requested an amendment to Section 5.28.035 to add clarification that exemptions were only provisions in the chapter.

Discussion ensued regarding giving the city manager the authority to decide what events were special events and to not have them listed in the code versus listing them in the code for transparency for the public, parking ingress and egress requirements, and itinerant vendor signage.

**Primary Amendment #1: To Amend Section 5.28.035 to Add the Language “is exempt from the provisions of this chapter” before the word however in paragraph A., Add “of this chapter” After the Word Criteria in paragraph B., and Remove the “, and” after the list of locations in paragraph C. to Read As Follows:**

**5.28.035 Exemptions.**

A. An itinerant vendor solely located at the Alaska State Fairgrounds is exempt from the provisions of this chapter; however, the itinerant vendor must obtain an Alaska State Fair or Special Event Business License as applicable and remit sales tax due to the city of Palmer finance department.

B. An itinerant vendor that meets the criteria of this chapter and has obtained a Special Event Business License and remit sales tax due to the city of Palmer finance department.

C. An itinerant vendor that is solely located within a community hall, gymnasium, ice rink, library, church or similar facility is required to obtain a business license from the city of Palmer for the current calendar year.

Moved by:	LaFrance
Seconded by:	Fuller
Vote:	6 Yes/0 No/1 Absent (S. Combs)
Action:	Motion Carried

**Vote on Main Motion: To Adopt Ordinance No. 19-004**

Vote:	6 Yes/1 No (Fuller)/1 Absent (S. Combs)
Action:	Motion Carried

2. **Resolution No. 19-013:** Accepting and Appropriating a Crime Prevention and Response and Equipment Grant from the State of Alaska’s Department of Public Safety Alaska State Troopers Division in the Amount of \$75,000.00 for the Purchase of Video Surveillance Equipment for City Parks

City Manager Wallace highlighting his written report.

Mayor DeVries opened the public hearing on Resolution No. 19-013. Seeing no one come forward to speak and hearing no objection from the Council, the public hearing was closed.

**Main Motion: To Approve Resolution No. 19-013**

Moved by:	L. Combs
Seconded by:	Carrington
Vote:	6 Yes/0 No/1 Absent (S. Combs)
Action:	Motion Carried

**I. NEW BUSINESS**

1. **Action Memorandum No. 19-046:** Approving a Council Community Grant in the Amount of \$475.00 to the Alaska Farmland Trust to Support the 2019 Drive Your Tractor to Work Event

**Main Motion: To Approve Action Memorandum No. 19-046**

Moved by:	Fuller
Seconded by:	LaFrance
Vote:	6 Yes/0 No/1 Absent (S. Combs)
Action:	Motion Carried

**J. RECORD OF ITEMS PLACED ON THE TABLE**

None.

**K. AUDIENCE PARTICIPATION**

Ms. Maryann Fry inquired if food trucks could go on to private property and stated having to submit plans were one more step on top of the existing requirements.

Ms. Kenda Hulling suggested the city create a food truck lot or a specific place for all of them to go to.

**L. COUNCIL MEMBER COMMENTS**

No direction given to staff.

**M. ADJOURNMENT**

With no further business before the Council, the meeting adjourned at 9:08 p.m.

**Approved this 14<sup>th</sup> day of May, 2019.**

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Norma I. Alley, MMC, City Clerk

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Pete LaFrance, Deputy Mayor