

Approved

Date: 11-10-2015

MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 614-2015

Meeting Date: October 27, 2015

From: Mayor

**Subject: BOARD OF ADJUSTMENT APPOINTMENTS
(John Haxby and Bob Stewart)**

I have appointed the following individuals to the Board of Adjustment:

John Haxby
At-Large

Term Expired: 10/14/2015
(Reappointment)
New Term Expires: 10/14/2018

Bob Stewart
At-Large

Term Expired: 10/14/2015
(Reappointment)
New Term Expires: 10/14/2018

Attendance records and resumes are attached for your information.
Confirmation is requested at the regularly scheduled meeting on November 10, 2015, to allow for the required 10-day comment period.

Respectfully submitted,

Ethan A. Berkowitz
Mayor

Attachments

2015 Board of Adjustment Member Attendance

Name	January 14, 2015	February 18, 2015	February 26, 2015	April 2, 2015	April 29, 2015	May 27, 2015	June 17, 2015	7/9/2015 - Reconsideration	7/9/2015 - Hearing	# of unexcused absences	# of absences	# of meetings	# meetings attended	% meetings attended	Appointed Memorandum	Term Expires	2015 Disclosure of Present Economic Interest
1 Bernd Guetschow bernd@guetschow-law.com 274-6537	✓	✓	✓	✓	✓	✓	RESCHEDULED TO JULY 9, 2015	✓	✓	0	0	9	9	100%	8/5/2014 AM 436-2014	10/14/2017	1/14/2015
2 John Haxby ion@acfm.com 229-9191	✓	✓	✓	Exs.	Exs.	Exs.	RESCHEDULED TO JULY 9, 2015	Exs.	✓	0	0	5	5	100%	10/13/2009 AM 542-2012	10/14/2015	1/14/2015
3 Dwayne Adams wdadams@earthscapealaska.com 279-2688	✓	Exs.	Exs.	✓	✓	✓	RESCHEDULED TO JULY 9, 2015	✓	Exs.	0	0	6	6	100%	11/18/2014 AM 673-2014	11/17/2014	12/12/2014
4 Robert Stewart, Alternate stewartrbt@gci.net 333-4791	✓	✓	✓	✓	✓	✓	RESCHEDULED TO JULY 9, 2015	✓	✓	0	0	9	9	100%	10/13/2009 AM 542-2012	10/14/2015	1/14/2015
5 Vacant, Alternate																	
# In Attendance:										3	6			[67%]			

✓ Present
 T Telephonic Participation
 Req. Recused
 Abs. Unexcused
 Exs. Excused
 Exs. Not on Hearing Panel

2014 Board of Adjustment Member Attendance

	Name	August 10, 2010	September 15, 2010	October 6, 2010	February 8, 2012	March 26, 2014	July 17, 2014	July 31, 2014	October 8, 2014	October 15, 2014	# of unexcused absences	# of absences	# of meetings	# meetings attended	% meetings attended	Appointed	Memorandum	Term Expires	2014 Disclosure of Present Economic Interest
1	Bernd Guetschow bernd@guetschow-law.com	✓	✓	✓	✓	✓	✓	✓	✓	✓	0	0	9	9	100%	8/5/2014	436-2014	10/14/2017	2/5/2014
2	John Haxby joh@acfm.com	✓	Exs.	Exs.	Exs.	Abs.	✓	✓	✓	✓	1	4	6	5	83%	10/13/2009	542-2012	10/14/2015	1/30/2014
3	Vacant																		
4	Robert Stewart, Alternate stewartrbt@gci.net	✓	✓	✓	✓	✓	✓	✓	✓	✓	0	0	9	9	100%	10/13/2009	542-2012	10/14/2015	2/6/2014
5	Bruce Webb, Alternate b.webb@furiealaska.com	✓	✓	✓	✓	Abs.	Exs.	Exs.	Exs.	N/A	1	4	5	4	80%	11/8/2011	622-2011	10/14/2014	7/10/2014
	# In Attendance:	4	3	3	3	3	3	3	3	3	3	3			[67%]				

- ✓ Present
- T Telephonic Participation
- Req. Recused
- Abs. Unexcused
- Exs. Excused
- Exs. Not on Hearing Panel

**2013
Board of Adjustment
Meetings**

	January	February	March	April	May	June	July	August	September	October	November	December	Number of meetings	% Attendance	Appointed	Memorandum	Term Expires
1														#DIV/0!	11/8/2011	622-2011	10/14/2014
2														#DIV/0!	10/13/2009	553-2009	10/14/2012
3														#DIV/0!	12/7/2010	648-2010	10/14/2013
4														#DIV/0!	10/13/2009	554-2009	10/14/2012
5														#DIV/0!	11/8/2011	622-2011	10/14/2014
	# In Attendance:																

✓ Present

* Req. = Recused

Abs. = Absent

Exs. = Excused

2012

February 8, 2012

* Req. = Recused

Abs. = Absent

Exs. = Excused

John E. Haxby

Objective : Board of Adjustment, Municipality of Anchorage

Experience 1986-Present Tiger Trust Anchorage, AK

Trustee

- Sole trustee for Alaska based real estate investment & leasing company.
- Directly responsible for real estate investment, leasing of properties, and management of real estate and investment portfolio
- Manage negotiation, review, and execution of contracts, leases, legal documents, bank loans, etc

1984-Present Waukesha Alaska Corporation Anchorage, AK

Vice President & General Manager

- Operated family owned Alaskan oilfield service and supply business, and general contracting business
- Managed all aspects of company operations, including direct sales to the oil and construction industries.
- Responsible for negotiation, review, and execution of all legal contracts and documents on behalf of the company.
- Negotiated the sale of the oilfield side of this business to a European multi-national company in 2005

1986-Present R & M Building Fund Anchorage, AK

General Manager

- Office building manager.
- Responsible for day to day operations of office building
- Responsible for negotiation, and execution of leases, and accounting for property

1986-1987 Alaska National Bank of the North Anchorage, AK

Board of Directors

- Board member installed to represent interests of a bank acquisition group
- Member of the executive loan committee

Education 1979-1984 University of Arizona Tucson, AZ

Bachelor of Science, Mechanical Engineering

- Graduated May 2004

Personal Date of Birth: February 19, 1961 Whittier, CA

John E. Haxby

Interests Woodworking, skiing, trap shooting, real estate

Organizations Anchorage Chamber of Commerce
Anchorage Economic Development Corp-2001 and prior
Alaska Support Industry Alliance-2004 and prior

References Mark Davis-State of Alaska, Deputy Commissioner of Dept of Commerce-269-8159
Steven Klaasen-General Manager-Johnson Controls-227-1119
Loren Leman-Former Lt. Governor, State of Alaska-351-8683

ROBERT B. STEWART

~~EMPLOYMENT OBJECTIVE: Appointment to an active municipal Commission~~

CERTIFICATIONS/EDUCATION: Attorney-at-Law Licensed with Alaska and Nebraska State Bar Assns

College	Nebraska College of Law, Lincoln, NE, J.D. 1972	
	University of Nebraska at Omaha, Omaha, NE, M.B.A. 1970	
	South Dakota State University, Brookings, SD, B.S. 1964	
Professional	Governor's State Coordinating Officer	FEMA Program Management
	Integrated Emergency Management Courses	Labor Law
	Emergency/Disaster Planning	Conflict Management
	Incident Command System	Weapons of Mass Destruction
	Emergency Mgmt National Assessor	Federal Contract Law

PROFESSIONAL EXPERIENCE

Summary: 18 years Emergency Management experience
15 years Senior Staff experience

August 2001 to September 2009—State of Alaska, Division of Homeland Security & Emergency Management. (Emergency Program Manager, Range 22)

Member of the senior management staff, responsible for directing divisional programs and activities. Collaborated with other senior management staff to develop division strategic plan, mission, vision, goals and budget performance objectives. Developed strategies to obtain maximum state benefit from federal policies and programs. Managed activities and direct work of sectional staff that included statewide disaster recovery for public assistance (public infrastructure repair), individual assistance and temporary housing. Over an eight year period, successfully managed recovery grants for 27 disasters (10 of which were federal) totaling over \$100 million involving more than 500 projects with state agencies, infrastructure utilities, and local jurisdictions. This included land title analyses for applicants such as native villages and state departments, especially for roads and airports. Regularly provided direction to staff on interpretation and implementation of federal regulations covering FEMA disaster grants, environmental compliance, and concepts used on complex appeals. Over four of the eight years, involved successful management of not only state emergency response and recovery but also the State Emergency Coordination Center operation. Have served as Governor's State Coordinating Officer and Deputy State Coordinating officer on the most recent federal disasters. Served as State Coordinating Officer in the 2007 Alaska Shield statewide exercise. Functioned as a senior level manager with ability to hire, promote, supervise, mentor, evaluate and discipline staff. Served as Liaison to Governor, Legislature, Congressional Delegation, local jurisdictions, and Denali Commission. Testified at legislative hearings. Revamped recovery program and grant programs by integrating accountability and performance deliverables. Drafted new state regulations. Prevailed in \$13.6 million appeal to FEMA involving a contest between using federal disaster funds versus FAA Airport Improvement Program funds for earthquake damage repair to Northway and Gulkana Airports. Received honorable mention as one of the teams recognized for the 2007 Governor's Peak Performance Denali Award for Exceptional Performance. Governor's State Coordinating Officer on recent 2009 Spring Breakup Floods. Held Secret Security Clearance.

Supervisor: Jim Butchart, Dep. Dir., (2001-2007) then Roberta Carney, Deputy Director, Division of Homeland Security & Emergency Management, P.O. Box 5750, Ft. Richardson, AK 99505-5750, Tele: 907-428-7000

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January 1990 to August 2001—Municipality of Anchorage

Served initial 20 months as Planner/Deputy Director. Developed and implemented municipal program to meet new requirements of federal Emergency Planning and Community Right to Know Act. Promoted to Director in September 1991. Organized, planned, & managed the Municipality's emergency operations/response plan program. Managed office, employees, & developed budget. Developed job descriptions and hired employees. Developed & administered yearly grants. Managed EPCRA LEPC program. Obtained and managed municipal 1999 prototype anti-terrorism Metropolitan Medical Response System grant that included equipping law enforcement personnel. Obtained and managed infrastructure recovery grants following disasters such as '89 floods (\$1.2 million), '95 floods (\$900,000), '00 avalanches (\$748,000). As project manager for construction of the municipal Emergency Operations Center, drafted contracts, conducted contract selection & administered 39 separate contracts totaling over \$2 million. Prepared legislation, ordinances, and made legislative input (oral & written). Drafted successful legislative package for state supplementary funding of '92 volcanic eruption response. Served 3 years on Governor's State Emergency Response Commission. Implemented Mayor's policies. Coordinated 15 departments & private entities on community response, EOC operation, and damage assessment. Conducted exercises. Coordinated use of the municipal EOC as headquarters for the 2001 World Winter Special Olympics. Adjunct Law Professor.

Supervisor: Municipal Manager (Larry Crawford, George Vakalis, Harry Kiehling in succession), Municipality of Anchorage, P.O. Box 196650, Anchorage, AK 99519-6650, Telephone: 907-343-4433

July 89 to January 90

Contract legal work. Handled legal claims relating to the Exxon-Valdez oil spill in Kodiak, Alaska. Set up a temporary legal office in Kodiak, AK for the law consortium of Bledsoe, Knutson, Adler, Jamison & Claraville from July through September 1989 during the Exxon Valdez oil spill. Pro Bono Counsel to indigent clients. Consultant on economic development. Part-time work with professional business services firm. Supervisor for consortium: Mark Bledsoe, Atty-at-Law, 2525 Blueberry Rd, Suite 202, Anchorage, AK 99503

July 87 to June 89

USAF, Deputy General Counsel, Wright-Patterson AFB, OH. Manager of 36-person department consisting of 10 attorneys and 18 paralegals. Total Quality Management trainer. Legal Counsel to over 80 units and commanders. Legal support for over 23,000 civilians and 9,000 military. Advised criminal investigative agencies. Managed federal prosecutions. Managed Labor Law program and Federal Magistrate program. Adjunct Law Professor. Guest Lecturer at Air Force Institute of Technology. Supervisor: Col. Michael Petherick, Staff Judge Advocate, 2750th ABW/JA, Wright-Patterson AFB, OH 45433

June 83 to June 87

Deputy General Counsel, Alaskan Air Command, Anchorage, AK. Legal Counsel to Commanding General and Staff. Advisor on contracting and real estate matters. Authored opinion that recognized Alaska Native Villages as viable contracting entities and was adopted for federal contracting purposes. Prevailed in an Alaska Native Claims Settlement Act appeal to the Interior Board of Land Appeals regarding 60-acre allotment filed on Air Force land in Northern Alaska. General Courts-Martial reviewing authority of all courts conducted at Eielson and Elmendorf AFB. Management oversight and labor relations troubleshooter for Alaska Air Force Units. Legal Advisor and hearing participant on 10 aircraft accident investigations. Liaison with US Attorney for criminal matters, BLM, state and city agencies. Adjunct Law Professor. Supervisor: Col. Milford Knutson, HQ Alaskan Air Command/JA, Elmendorf AFB, Alaska 99506

June 80 to May 83

Staff Judge Advocate (General Counsel), Charleston AFB, SC. Manager of 23-person dept. General Counsel to Wing and Base Commanders. Managed labor law program, criminal prosecutions, claims, legal assistance, contract law, and civil law programs. Advisor on labor and personnel matters. Successful negotiation of labor union contract with 3500 employees. Managed land acquisition procedures. Successfully represented the

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government during land acquisition condemnation (eminent domain) hearings. Confidential advisor to area-wide Federal Executive Association

Supervisor: Col. Chester Oehme, Base Commander, 437th Air Base Group, Charleston AFB, SC 29404

July 77 to June 80

Deputy Legal Advisor, Headquarters Southern Command, Republic of Panama. Primary military legal contact for implementation of the 1977 Panama Canal Treaty. Direct negotiation with Panama, Panama Canal Company, and US State Dept. Negotiated first two military justice executive agreements with Republic of Panama. Negotiated troop movement procedures with Republic of Panama. Reviewed and approved all real estate transfer documents, utility rights-of-way, easements and other property rights documents under the 1977 Treaty. Developed required treaty documents when needed. Primary legal advisor on methodology for reintroduction of the United States Country Team in Nicaragua following removal of the team for security and international reasons. Received community service recognition from Canal Zone Governor. Handled requests for asylum throughout the Central and South American area.

Supervisor: Col. Dick Glasgow, Legal Advisor, HQs US Southern Command, Quarry Heights, Republic of Panama

Additional Military and Educational Pursuits

Staff Judge Advocate (General Counsel), Duluth Int'l Airport, MN (June 74 to June 77). Manager of 14-person dept., including criminal prosecutions, labor law, legal assistance, and claims programs. Nominated for Air Force Outstanding Attorney. Legal Counsel to Commanders and labor management personnel. Key advisor on federal employment and disciplinary procedures. Conducted regional pre-trial criminal investigation hearings. Selected for and attended Air Command and Staff College. Received award for contemporary management paper. Assistant Staff Judge Advocate (Capt/USAF), Fairchild AFB, WA (July 72-May 74). Managed claims and contracts program. Conducted arbitration hearings for dispute resolution and pre-trial criminal investigation hearings. Prosecuted and defended criminal cases. During August 67 to June 72, completed Masters of Business Administration degree at University of Nebraska @ Omaha. Completed Juris Doctorate degree at University of Nebraska @ Lincoln. Manager of 82-apartment complex. Claims adjudicator with Veterans Administration. Nebraska National Guard Helicopter pilot. During April 64 to July 67 served as a 2nd Lt in the US Army, completed helicopter training, and flew over 1000 combat hours in Vietnam. Fourteen Air Medals, two Meritorious Service Medals, Defense Meritorious Service Medal, plus others.

ASSOCIATIONS/ACTIVITIES

Alaska Bar Assn., Nebraska Bar Assn., National Order of Daedalians, Russian Jack Rotary (3 years), National Defense Transportation Association North Pole Chapter Board of Directors (8 years), Southeast Alaska Red Cross Chapter Board of Directors (2 years), National Coordinating Council on Emergency Management (now International Association of Emergency Managers) (9 years), Charter member of Anchorage Area Integrated Emergency Management Association (5 years). Program Review Panel Member for Geophysical Institute, University of Alaska Fairbanks, Anchorage Multi-year Seismic Microzonation/Sub-surface Geological Study (3 years). Adjunct Law Professor @ Embry Riddle Aeronautical University, '89 thru '04 where I developed and taught course on Airport Fire-fighting and Emergency Management. Recently served on an expert panel for the Transportation Research Board of the National Academies, Washington, DC and am completing work on a national disaster evacuation and re-entry guide for use by transportation and emergency management agencies.

OTHER QUALIFICATIONS

Proficient in Microsoft Suite (Word, Power Point, Excel), various other programs to include Pagemaker, internet browsers, on-line legal search, various copiers, printers, and scanners. Type 55 wpm. Trained hearing officer for Alaska Department of Education (Individuals with Disabilities Education Act). Trained assessor for Emergency Management Accreditation Program sponsored by Council of State Governments and FEMA.

REFERENCES:

Jim Butchart, (former Deputy Director DHS&EM)

Michele Stickney

Tom Wells

Kathleen Cox

Tom Burgess

George Vakalis