

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Regular Meeting of March 4, 1997

1. **CALL TO ORDER:**

The meeting was convened at 5:15 p.m. by Chairman Mark Begich in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

2. **ROLL CALL:**

Present: Charles Wohlforth, Bob Bell, Pat Abney, Dan Kendall, George Wuerch, Mark Begich, Kevin Meyer, Fay Von Gemmingen, Cheryl Clementson, Ted Carlson, Joe Murdy.
Absent: None.

3. **PLEDGE OF ALLEGIANCE:**

The pledge was led by Mr. Wuerch.

4. **MINUTES OF PREVIOUS MEETING:**

A. Regular Meeting - October 22, 1996

Mr. Murdy moved, to approve the minutes of the
seconded by Mr. Meyer, regular meeting of October 22,
and it passed without 1996.
objection,

5. **MAYOR'S REPORT:**

Mayor Mystrom spoke to the Assembly regarding the pending Marilyn Manson concert. He noted concert promoters and other involved parties were given information on local ordinances regarding "performances harmful to minors" and curfew ordinances, according to Assembly Resolution AR 97-34, approved on February 11, 1997. Promoters have agreed that extra security will be provided and no alcohol will be served at the concert. Mayor Mystrom noted that the community has sent a loud message to the advertisers of the concert, a number of whom have withdrawn their sponsorship. He noted that only 1,650 of 2800 tickets were sold. Lastly, Mayor Mystrom reported that United Airlines announced commencement of exclusive worldwide airfreight service from Anchorage. The company plans to station one hundred pilots in Anchorage; sixty plan to reside in Anchorage. He viewed this as another opportunity for Anchorage to increase its status as a major air freight hub.

6. **ADDENDUM TO AGENDA:**

Mr. Murdy moved, to amend the agenda to include
seconded by Mr. Kendall, the addendum items.

Chairman Begich read the addendum items.

Question was called on the motion to amend the agenda and it passed without objection.

7. **CONSENT AGENDA:**

Mr. Murdy moved, to approve all items on the
seconded by Mr. Kendall, consent agenda as amended.

A. BID AWARDS: None.

B. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Resolution No. AR 97-46, a resolution of the Municipality of Anchorage **revising the 1997 Municipal Light and Power Capital and Operating Budgets** and appropriating expenses for operation of the Beluga River Gas Field, Municipal Light and Power. public hearing ~~3-18-97~~ 3-25-97. **(addendum)**
 - a. Assembly Memorandum No. AM 236-97.

Mr. Wohlforth asked this item to be considered on the regular agenda. See 8.C.

2. Ordinance No. AO 97-52, an ordinance of the Municipality of Anchorage amending Anchorage Municipal Code Section 7.60.080 by providing that bidders or proposers for **municipal contracts** shall not have an opportunity to cure violations of Anchorage Municipal Code Chapter 7.60, Anchorage Municipal Code of Regulations Chapter 7.60, or bid

specifications if the violations occur prior to award of contract, and providing for an effective date, Legal Department. public hearing-~~3-18-97~~ 3-25-97. (**addendum**)

- a. Assembly Memorandum No. AM 239-97.
3. Resolution No. AR 97-49, a resolution of the Municipality of Anchorage amending Anchorage Municipal Code of Regulations Section 7.60.009 eliminating the opportunity to cure and the opportunity to resolve informally for **pre-contract award violations** of the ordinances, regulations, and bid specifications of the Disadvantaged/Woman-owned Business Enterprise Program, and providing for an effective date, Legal Department. public hearing-~~3-18-97~~ 3-25-97. (**addendum**)
 - a. Assembly Memorandum No. AM 239-97.

(Clerk's Note: Hearings were rescheduled because the March 18, 1997 meeting was canceled later in the meeting.)

C. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 97-42, a resolution of the Municipality of Anchorage accepting and appropriating \$6,900 to the Miscellaneous Operational Grants Fund (0261) from the International Association of Mayors of Northern Cities for **Winter Cities activities**, Mayor's Office.
 - a. Assembly Memorandum No. AM 223-97.
2. Resolution No. AR 97-47, a resolution of the Anchorage Municipal Assembly appropriating \$25,000 from Areawide General Fund (0101) Balance to Nondepartmental to provide contract funding for the **Alaska Museum of Flight transition plan**, Assemblymember Bell. (**addendum**)
 - a. Assembly Memorandum No. AM 238-97.
3. Resolution No. AR 97-48, a resolution of the Anchorage Municipal Assembly **recognizing and supporting "Absolutely Incredible Kid Day"** on March 20, 1997, Assemblymembers Begich, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Murdy, Von Gemmingen, Wohlforth, and Wuerch. (**addendum**)

Mr. Murdy asked this item to be considered on the regular agenda. See 8.D.

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 224-97, **Data Processing Review Board appointments** (Kirk Waldhaus, Joanne Partain Phelan), Assemblymember Begich.

Mr. Wuerch asked this item to be considered on the regular agenda. See 8.E.

2. Assembly Memorandum No. AM 228-97, confirmation of **appointment to 457 Deferred Compensation Committee** (Carolyn Long), Employee Relations.
3. Assembly Memorandum No. AM 225-97, proprietary purchase of **computer hardware maintenance** from Unisys Corporation for the Municipality of Anchorage, Finance Department/ Purchasing.
4. Assembly Memorandum No. AM 226-97, change order No. 4 to purchase order 40351 with Sand Lake Cleaners & Laundry for **providing and maintaining entry way mats** for the Municipality of Anchorage, Purchasing Department.
5. Assembly Memorandum No. AM 227-97, **Anchorage Telephone Utility Labor Board** impending vacancy and Assembly procedure for new appointment, Municipal Clerk.
6. Assembly Memorandum No. AM 229-97, change order No. 3 to purchase order 40919 to Jaffa Construction to supply ML&P/Generation Division with **mechanical service crews** on an "as needed" basis (RFP 42-93), Municipal Light and Power.
7. Assembly Memorandum No. AM 230-97, change order No. 1 to purchase order 62393, Jon-Hill Associates, complete **inspection and supervision of repair to Boiler #5** at Municipal Light and Power, Plant 2, Municipal Light and Power.
8. Assembly Memorandum No. AM 231-97, recommendation of award to PaineWebber Inc. for providing **financial advisory services** to the Municipality of Anchorage, Finance Department (RFP 3-97), Purchasing.
9. Assembly Memorandum No. AM 232-97, contract amendment No. 2 with Applied Microsystems, Inc. for **Municipal website development for 1997**, Mayor's Office.

Mr. Wuerch asked this item to be considered on the regular agenda. See 8.E.

10. Assembly Memorandum No. AM 233-97, sole source contract for **advertising services** with Weissler Media Services for the Municipality of Anchorage, Anchorage Police Department/Purchasing.

Mr. Meyer asked this item to be considered on the regular agenda. See 8.E.

11. Assembly Memorandum No. AM 234-97, proprietary purchase of **library network services** from WLN for the Municipality of Anchorage, Department of Cultural and Recreational Services/Purchasing.

- 12. Assembly Memorandum No. AM 235-97, change order No. 1 to purchase order 63866 with The Agency Group or furnishing **aluminum wire cable** for the Municipality of Anchorage, Municipal Light and Power/Purchasing. **(addendum)**
- 13. Assembly Memorandum No. AM 237-97, change order No. 1 to purchase order No. 63721 with Northern Dame construction, Inc. to perform **earthwork at the site of the electrical Substation No. 20** for the Municipality of Anchorage, Municipal Light and Power. **(addendum)**

E. INFORMATION AND REPORTS:

- 1. Information Memorandum No. AIM 31-97, Internal Audit Report 97-04 - **1996 Parts and Fuel Inventory, Fleet Services Division, Department of Property and Facility Management**, Assemblymember Begich.
- 2. Information Memorandum No. AIM 32-97, waiver of formal procedures for the **Human Services Matching Grant and Community Block Grant proposals** for the Municipality of Anchorage, Department of Health and Human Services (RFGP 1-97), Purchasing.
- 3. Information Memorandum No. AIM 33-97, **Bar Violations Yearly Report (1996)**, Anchorage Police Department.
- 4. Information Memorandum No. AIM 34-97, School Budget Advisory Commission Special Report - "**Follow-Up Report on the Recommended Changes to the Anchorage Education Association Contract**", Office of Management and Budget. **(addendum)**

Question was called on the motion to approve the remaining items on the consent agenda as amended and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
NAYS: None.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

8. **REGULAR AGENDA:**

- A. TIME CRITICAL ITEMS: None.
- B. BID AWARDS: None.
- C. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

- 1. Resolution No. AR 97-46, a resolution of the Municipality of Anchorage **revising the 1997 Municipal Light and Power Capital and Operating Budgets** and appropriating expenses for operation of the Beluga River Gas Field, Municipal Light and Power. public hearing ~~3-18-97~~ 3-25-97. **(addendum)**
 - a. Assembly Memorandum No. AM 236-97.

Mr. Wohlforth, Mr. Kendall and Mr. Murdy joined in introducing this resolution. The public hearing was scheduled for March 25, 1997.

In response to Mr. Wohlforth, Mary Ann Pease of Municipal Light and Power summarized the budget. She reported that 1997 revenues are projected to be \$14.98 million with expenses projected to be \$11.2 million. This is a projected net income of \$3.7 million. Fuel prices are declining, and a resulting 17% savings will be passed on to ratepayers.

In response to Mr. Wuerch, Ms. Pease noted that Conrad Perry of Bristol Environmental Services Company was selected as an interim manager, and that ML&P is continuing the search for a project manager.

Mr. Wuerch noted there were rumors circulating that ML&P was not able to meet the demand for natural gas on a particularly cold day during the winter.

Mr. Perry explained that each well has a peak production amount. This was a very tight time, but ML&P was able to obtain the required amount of gas.

D. RESOLUTIONS FOR ACTION:

- 1. Resolution No. AR 97-48, a resolution of the Anchorage Municipal Assembly **recognizing and supporting "Absolutely Incredible Kid Day"** on March 20, 1997, Assemblymembers Begich, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Murdy, Von Gemmingen, Wohlforth, and Wuerch. **(addendum)**

Mr. Murdy moved, to approve AR 97-48.
seconded by Ms. Abney,

Ms. Abney read the resolution and Mr. Murdy presented.

Question was called on the motion to approve AR 97-48 and it passed without objection.

E. NEW BUSINESS:

1. Assembly Memorandum No. AM 224-97, **Data Processing Review Board appointments** (Kirk Waldhaus, Joanne Partain Phelan), Assemblymember Begich.

Mr. Wuerch moved, to approve AM 224-97.
seconded by Mr. Kendall,
and it passed without
objection,

2. Assembly Memorandum No. AM 232-97, contract amendment No. 2 with Applied Microsystems, Inc. for **Municipal website development for 1997**, Mayor's Office.

Mr. Wuerch moved, to approve AM 232-97.
seconded by Mr. Meyer,

Mr. Wuerch applauded the efforts of the contractor. He noted that he received a number of favorable comments regarding the Municipal web site from people outside Alaska. He requested the links between the Municipality and the School District be made easier to access.

Mr. Wohlforth requested the Municipal employee e-mail and phone directory be posted on a single page, rather than by department.

In response to Mr. Murdy, Municipal Manager Larry Crawford stated he did not know if this change order would be the last request for additional funds. He stated that the Mayor's office would not request the funds unless they were needed and being used effectively.

Mayor Mystrom added that the contract funds were being closely monitored.

Question was called on the motion to approve AM 232-97 and it passed without objection.

3. Assembly Memorandum No. AM 233-97, sole source contract for **advertising services** with Weissler Media Services for the Municipality of Anchorage, Anchorage Police Department/Purchasing.

Mr. Meyer moved, to approve AM 233-97.
seconded by Mr. Bell,

Mr. Meyer asked about a \$49,000 line item in the contract for advertising for police officer applicants. He noted that much of this would be used for advertising outside of Alaska and asked if that was a necessary expenditure.

Employee Relations Director Tom Tierney said he believed this was a reasonable expense. He noted there are qualified people in Alaska, but there have not been sufficient applicants to fill the last two academies. He stated that the selection process is very strict; only about 3% of the applicants are approved for hire. He noted that many police departments around the country are facing the same problems finding qualified applicants. Mr. Tierney indicated the Municipality paid moving expenses for recruits that are relocated to Alaska. He explained the interview process.

Mr. Murdy believed the Police Department did an excellent job attempting to find in-state applicants. He felt it was wasteful to operate an academy that is less than full. He noted his strong support for seeking applicants from any source necessary.

In response to Mr. Wuerch, Mr. Tierney clarified the relocation expenses for officers has not been addressed. The employment offer is probationary, based on an applicant passing the police academy.

Mr. Tierney noted that one of the largest occurrences of failure is on the reading portion of the tests. The Police Department is now offering remedial help for those who narrowly miss passing the reading portion.

Question was called on the motion to approve AM 233-97 and it passed without objection.

F. INFORMATION AND REPORTS: None.

The Assembly then considered item 10, Appearance Requests.

A. **Gary A. Zipkin**, regarding crime in Anchorage.

Mr. Zipkin, a resident of College Village subdivision, spoke about the crime in the area. He has forwarded a letter to the Assembly members regarding this issue. He stated his neighborhood is not as safe as when he first moved there with his family. He noted that College Village is "under siege" with a dramatic increase in property crimes.

Mayor Mystrom noted that property crimes are declining in the Anchorage area, though not as dramatically as other crimes. He offered to personally contact Mr. Zipkin in the next several days.

Members of the Assembly also offered their support and suggestions.

Mr. Zipkin suggested furnishing information about neighborhood crimes to residents of College Village in utility bills or some other method. He noted that community council and community patrol efforts were underway.

9. **OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS:**

- A. Assembly Memorandum No. AM 201-97, 1997-1998 Liquor License Renewal: **Black Angus Steakhouse #2** (Beverage Dispensary), Clerk's Office.
(POSTPONED FROM 2-25-97)

Chairman Begich gave the history of the memorandum and noted a motion to approve was on the floor.

Mr. Wohlforth requested the owner address the Assembly. He noted there were three State Alcoholic Beverage Control Board violations against the establishment. He pointed out the location was potentially problematic, and requested vigilance on behalf of the owner.

The owner's representative noted that each person issued a violation was immediately discharged. The management has changed and each employee has a new TAM card. The bar is being renovated, increasing light levels to improve the ability to observe patrons.

In response to Mr. Wohlforth, Ruth Moulton spoke representing the Fairview Community Council. Ms. Moulton noted the Council is concerned about the situation at the bar. She understood no further violations have been issued, but she wanted Black Angus operators to understand that they are being watched very closely by the community.

Mr. Wohlforth concluded that the Assembly is very concerned about the facility and they will be observing the operation very closely.

Mr. Wuerch voiced his displeasure with the responses given to the Assembly from the representatives. He suggested requiring the owner and manager hold quarterly meetings for the next year with the Police Department to review compliance and violation history.

The representatives did not object to the proposed requirements.

<p>Mr. Wuerch moved, seconded by Mr. Kendall, and it passed without objection,</p>	<p>to amend AM 201-97 to require the owner and manager to meet quarterly with the Anchorage Police Department to review compliance and violation records, for a period of one year.</p>
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Question was called on the motion to approve AM 201-97 as amended and it passed with Mr. Murdy objecting.

The meeting recessed at 6:35 p.m. and reconvened at 7:10 p.m.

- B. Assembly Memorandum No. AM 220-97, change order No. 1 to purchase order 43676 with Great Northern Engineering for providing professional engineering services for the **Port Valve Yard upgrade** for the Municipality of Anchorage, Port of Anchorage/Purchasing.
(POSTPONED FROM 2-25-97)
- C. Ordinance No. AO 96-140, an ordinance adopting the **Areawide Trails Plan** as an element of the Anchorage Comprehensive Plan and amending Chapter 21.05 of the Anchorage Municipal Code, Community Planning and Development.
 - 1. Assembly Memorandum No. AM 907-96.
 - 2. Information Memorandum No. AIM 150-96.
 (CONTINUED FROM 11-5-96 & 12-17-96; POSTPONED FROM 1-14-97, 1-28-97, AND 2-4-97)
- D. Ordinance No. AO 96-155, an ordinance providing for **converting to public vehicular ways the private street easements and rights-of-way within the subdivisions adjacent to Potter Valley Road** commonly known and referred to collectively as Potter Valley as described herein, Assemblymember Wohlforth.
 - 1. Assembly Memorandum No. AM 997-96.
 - 2. Assembly Memorandum No. AM 1039-96, Public Works.
 (CONTINUED FROM 11-26-96 AND 12-17-96; AMENDED 1-14-97; FAILED 1-14-97; NOTICE OF RECONSIDERATION WAS GIVEN BY MR. MURDY 1-15-97; RECONSIDERED 1-28-97; POSTPONED FROM 1-28-97 AND 2-11-97)

Items 9.B. through 9.D. were discussed later in the meeting. See item 16, Unfinished Agenda.

10. **APPEARANCE REQUESTS:**

- A. **Gary A. Zipkin**, regarding crime in Anchorage.

Mr. Zipkin was heard earlier in the meeting. See after item 8.F.

11. **CONTINUED PUBLIC HEARINGS:** None.

12. **NEW PUBLIC HEARINGS:**

Mr. Bell moved, to combine public hearings on
seconded by Mr. Wuerch, items 12.A. and B, AR 97-35
and it passed without and AO 97-43.
objection,

- A. Resolution No. AR 97-35, a resolution of the Municipality of Anchorage appropriating \$350,000 of South Anchorage special assessment income from within the Miscellaneous Capital/Pass-Thru Fund (0409) to cover the **costs of the Rabbit Creek Survey Improvement District**, Public Works.
 - 1. Assembly Memorandum No. AM 205-97.
- B. Ordinance No. AO 97-43, an ordinance of the Municipality of Anchorage creating Survey Special Assessment District 1V96 - for the **resurveying and replatting of the Rabbit Creek View Subdivision and the Rabbit Creek Heights Subdivision** and determining to proceed with proposed improvements therein, Public Works.
 - 1. Assembly Memorandum No. AM 138-97.

Chairman Begich opened the public hearing for AR 97-35 and AO 97-43 and asked if anyone wished to speak.

DAVID SZABO gave a history of the survey on his property, noting the city was liable for any errors made in platting. Any resurvey should be paid for by the Municipality. He asked who would compensate the landowners for any adverse effects of the new survey.

PAUL RICHARDSON, a homeowner in Rabbit Creek and a real estate broker, spoke for the ordinance. He noted that he could not sell his home five years ago due to survey errors in the neighborhood. He noted the Community Council has met extensively and lobbied the State and Municipality for relief.

LORI LYONS agreed that the situation in the area must be resolved. She noted she was not able to sell her home a few years ago; her house was not marketable because of the platting problems in the area.

JOHN DAVIS, a Rabbit Creek homeowner, spoke for the ordinance. He also described difficulties obtaining financing for his home due to survey problems.

CLAIRE STEFFENS, a Rabbit Creek homeowner, felt the proposed ordinance was premature. She pointed out that the \$1,000 per resident assessment estimate was a minimum and not a maximum. The vote in favor was 55%, but it may have been obtained in a skewed manner. She felt some unorthodox steps may have been taken to obtain approval. She urged a "no" vote pending clarification of the issues.

Mr. Bell claimed that the assessment will not exceed \$1,000 due to provisions in the ordinance.

DAVE NORDBY, a Rabbit Creek homeowner, spoke in favor of the resurvey.

Chairman Begich asked if anyone else wished to speak. There was no one and he closed the public hearing.

Mr. Bell moved, to approve AR 97-35.
seconded by Ms. Abney,

Mr. Bell noted that this issue has been debated for some time. He stated that the ordinance was approved by 53% of the voters, with about 25% voting no and about 25% not voting. He noted the current survey is extremely poor and banks are not able to finance homes in that area. He met with bankers, who indicated there was no way to remedy the situation, other than resurveying the property. The State law has changed to allow survey improvement districts, and the issue can now resolved.

Ms. Abney spoke for the resolution, noting that some questions of grandfathering did need to be addressed, but outside of the current issue.

Question was called on the motion to approve AR 97-35 and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Murdy.
NAYS: Carlson.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

Ms. Abney moved, to adopt AO 97-43.
seconded by Mr. Bell,

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Murdy.
NAYS: Carlson.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

- C. Ordinance No. AO 97-41, an ordinance amending Anchorage Municipal Code Sections 12.05.050 and 12.05.055 to provide for **termination of appeals to the Board of Equalization** upon approval by the Chief Fiscal Officer of assessed valuations agreed to by the assessor and the appellant

property owner of record and constituting such approved agreements as a withdrawal of the appeal, Finance.

- 1. Assembly Memorandum No. AM 136-97.

Chairman Begich opened the public hearing and asked if anyone wished to speak. There was no one and he closed the public hearing.

Ms. Von Gemmingen moved, to adopt AO 97-41.
seconded by Mr. Meyer,

AYES: Wohlforth, Bell, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
NAYS: None.

(Clerk's note: Ms. Abney and Ms. Clementson were out of the room at the time of the vote.)

- D. Ordinance No. AO 97-15, an ordinance amending the zoning map and providing for the rezoning from I-1 (Light Industrial) to PLI (Public Lands and Institutions) that portion of Orca Street between East 12th Avenue and East 14th Avenue; which is being vacated (eliminated) per Plat Case S-9952, running along the east boundary of proposed Lot 1, Fairview School Subdivision, Addition 1, (S-9952) and to rezone from R-3 (Multiple Family Residential) to I-1, (Light Industrial District) the proposed Lot 4 (per Plat Case S-9952) which is located on the east side of Orca Street and just north of East 15th Avenue, generally located within the **SE 1/4, SW 1/4, Section 17, and the NE 1/4, NW 1/4, Section 20, T13N, R3W, S.M., AK** (Fairview Community Council) (Planning and Zoning Commission Case 96-171), Community Planning and Development.
1. Assembly Memorandum No. AM 60-97.

Chairman Begich opened the public hearing and asked if anyone wished to speak. There was no one and he closed the public hearing.

Mr. Murdy moved, to adopt AO 97-15.
seconded by Mr. Wohlforth,

AYES: Wohlforth, Bell, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
NAYS: None.

(Clerk's note: Ms. Abney and Ms. Clementson were out of the room at the time of the vote.)

- E. Ordinance No. AO 97-16, an ordinance amending the zoning map and providing for the rezoning from PC-SL (Planned Community) with Special Limitations to I-2 (Heavy Industrial) for those BLM Lots 112, 113, 114, 115, 116, 120, 121, 123, and 124 lying west of the centerline of the Parkside Estates access road, located within the **S 1/2 of Section 14, T14N, R2W, S.M., AK** (South Fork Eagle River Community Council) (Planning and Zoning Commission Case 96-172), Community Planning and Development.
1. Assembly Memorandum No. AM 61-97.

Chairman Begich opened the public hearing and asked if anyone wished to speak. There was no one and he closed the public hearing.

Mr. Murdy moved, to adopt AO 97-16.
seconded by Mr. Meyer,

AYES: Wohlforth, Bell, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
NAYS: None.

(Clerk's note: Ms. Abney and Ms. Clementson were out of the room at the time of the vote.)

- F. Ordinance No. AO 97-17, an ordinance amending the zoning map and providing for the rezoning from R-2M (Multiple Family Residential) Zone to R-1A (Single Family Residential) Zone for 2.8 acres out of an existing 14.63 acres Kimberly Terrace Subdivision, First Addition, Tract B1 (a portion of), generally located on the **east side of New Seward Highway and South of St. Gotthard Avenue** (Tudor Area Community Council) (Planning and Zoning Commission Case 96-173), Community Planning and Development.
1. Assembly Memorandum No. AM 62-97.

Chairman Begich opened the public hearing and asked if anyone wished to speak. There was no one and he closed the public hearing.

Mr. Murdy moved, to adopt AO 97-17.
seconded by Mr. Wuerch,

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
NAYS: None.

(Clerk's note: Ms. Clementson was out of the room during the vote.)

Mr. Murdy moved, to combine the public hearings
seconded by Ms. Von Gemmingen, for items 12.G, H and I,
and it passed without AO 97-28, AO 97-29 and AO 97-30.
objection,

- G. Ordinance No. AO 97-28, an ordinance amending Anchorage Municipal Code Chapter 10.60 by adding a new section on 10.60.045 that provides for the assignment of **sidewalk vendor sites** by outcry auction and amending 10.60.070 to increase the number of sites allowed, Assemblymember Begich.
1. Assembly Memorandum No. AM 110-97.
- H. Ordinance No. AO 97-29, an ordinance amending Anchorage Municipal Code Sections 10.60.050 and 10.60.070 concerning applications for vendors licenses and providing for assignment of **sidewalk vendor sites** by lottery, and a non-refundable application fee for a sidewalk vendor license, Assemblymember Begich.
1. Assembly Memorandum No. AM 110-97.
- I. Ordinance No. AO 97-30, an ordinance amending Anchorage Municipal Code Sections 10.60.050 and 10.60.070 concerning applications for **sidewalk vendor licenses** providing for assignment of sidewalk vendor sites by lottery, a non-refundable application fee, a limit to the number of applications which may be submitted, Assemblymember Begich.
1. Assembly Memorandum No. AM 110-97.

Chairman Begich opened the public hearing for AO 97-28, AO 97-29 and AO 97-30 and asked if anyone wished to speak.

JACK PORCH, a sidewalk vendor, questioned whether the ordinance was about money or organizing sidewalk vending. He stated his perception was that the people without money are being "pushed out." He suggested that the organizational issues could be resolved internally by the vendors.

In response to Mr. Wuerch, Mr. Porch felt the old system of selecting vendor sites was fair. He suggested a lottery system for new vendors entering the marketplace. He preferred the third proposal, which limits each applicant to two chances for a draw.

CHERYL NANGLE, a sidewalk vendor, felt the lottery system was unfair. This system encourages large companies to purchase a lot of tickets in order to squeeze out small businesses. She noted the expense of a booth may not be profitable if a permit is not multi-year or grandfathered. She urged clarification in the ordinance.

MICHAEL ANDERSON felt the Assembly had not investigated the situation sufficiently to suggest changes. In the five years he has been a sidewalk vendor, this is the fourth proposed change to the system. He noted the new policy favors new vendors rather than the established businesses. He noted that other Pacific Northwest cities' laws favor established vendors.

In response to Mr. Wuerch, Mr. Anderson said he could have an alternate proposal complete within two weeks.

Chairman Begich asked if anyone else wished to testify. There was no one and he closed the public hearing.

Mr. Wuerch moved, to postpone action on AO 97-28,
seconded by Mr. Meyer, AO 97-29 and AO 97-30 until
and it passed without March 25, 1997.
objection,

13. BOARD OF ADJUSTMENT/ASSEMBLY APPEALS:

- A. Assembly Memorandum No. AM 714-96, Board of Adjustment Appeal 96-179 - Eklutna - The Appellant Reply Brief on **Eklutna Village vs. National Bank of Alaska** Natural Resource Extraction Conditional Use Permit, Municipal Clerk.
1. Appeal 95-179A&B, Native Village of Eklutna, Clerk's Office.

Mr. Wohlforth moved, to recess to an in-camera
seconded by Ms. Von Gemmingen, session to review the record
and it passed without concerning AM 714-96 prior to
objection,
deliberating.

The meeting recessed at 8:05 p.m. and reconvened at 8:35 p.m.

Mr. Wuerch disclosed that approximately ten years ago he served as a director on the Board of the Kakanan Corporation, a subsidiary of the Eklutna Village Corporation. He has no continuing financial relationship with Eklutna. He did not recall any business relating to the property in question.

Mr. Wohlforth moved, to remand the appeal to the Planning
seconded by Mr. Bell, and Zoning Commission for further findings and public testimony
on the archeological survey and access issues
associated with the conditional use permit.

Mr. Wohlforth and Mr. Bell spoke in favor of the remand, stating more information was necessary to decide this issue.

Mr. Wuerch spoke regarding the archeological issues surrounding this remand. He noted cultural significance may be separate from archeological significance. He noted that a remand may not be necessary.

Mr. Kendall noted the archeological issues should be settled before Planning and Zoning hears the entire case. He also noted that there are access issues that must be resolved.

Question was called on the motion to remand the appeal for further review and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Begich, Carlson, Murdy.
NAYS: Wuerch, Meyer, Von Gemmingen.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

14. **SPECIAL ORDERS:** See item 16, Unfinished Agenda.

15. **ASSEMBLY COMMENTS:** See item 16, Unfinished Agenda.

16. **UNFINISHED AGENDA:**

- A. Assembly Memorandum No. AM 220-97, change order No. 1 to purchase order 43676 with Great Northern Engineering for providing professional engineering services for the **Port Valve Yard upgrade** for the Municipality of Anchorage, Port of Anchorage/Purchasing.
(POSTPONED FROM 2-25-97)

Chairman Begich gave the history of the memorandum and noted a motion to approve AM 220-97 was on the floor.

Mr. Wuerch said after discussions with the Port Director, he felt the proposed action was prudent.

Question was called on the motion to approve AM 220-97 and it passed without objection.

- B. Ordinance No. AO 96-140, an ordinance adopting the **Areawide Trails Plan** as an element of the Anchorage Comprehensive Plan and amending Chapter 21.05 of the Anchorage Municipal Code, Community Planning and Development.
 1. Assembly Memorandum No. AM 907-96.
 2. Information Memorandum No. AIM 150-96.
 (CONTINUED FROM 11-5-96 & 12-17-96; POSTPONED FROM 1-14-97, 1-28-97, & 2-4-97)

Chairman Begich gave the history of the ordinance and noted no motions were pending.

Mr. Meyer moved, to adopt AO 96-140.
seconded by Ms. Von Gemmingen,

Mr. Wohlforth thanked Community Planning and Development (CPD) Department staff for their efforts on the Plan. He asked if recommended changes were made.

In response, Lance Wilber of CPD suggested the Assembly approve the staff recommendations which will then be incorporated into the final document.

<p>Mr. Wohlforth moved, seconded by Ms. Von Gemmingen, and it passed without</p>	<p>to amend page 123 of the Plan so the Trails Plan oversight committee is expanded to include one seat for a runner or objection, pedestrian, one seat for a nordic skier, and one seat for a bicyclist in addition to the non-motorized user that is already on the committee.</p>
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<p>Mr. Wuerch moved, seconded by Ms. Von Gemmingen,</p>	<p>to amend AO 96-140 to include the remaining recommendations of the February 28, 1997 memorandum from the administration.</p>
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(Clerk's Note: These recommendations are attached as Exhibit A.)

Ms. Von Gemmingen asked if Item #4, the skijoring in Conner's Bog, would conflict with proposed ball fields. The administration noted that they would not. She asked about the easement and right of way on the West 80th Trail, #7. The Administration noted that there is a dedicated right-of-way on the western half and a dedicated easement

on the eastern half. The property is being replatted and the owner is requesting vacation of the existing right-of-way.

In response to Ms. Von Gemmingen, Mr. Halcro noted the vacation was denied and is not under appeal to the Assembly. He noted that Mr. Wilber has been difficult to contact and the process has been frustrating. He expressed concerns about trespassers and the route of the trail across a planned driveway.

Ms. Von Gemmingen moved, to divide the question on
seconded by Mr. Meyer, the amendment, requiring a
and it passed without separate vote on
recommendation

objection, #7.
Question was called on Mr. Wuerch's motion to amend the Plan as indicated in staff recommendations #2 through #13, except #7, and it passed without objection.

Mr. Wohlforth spoke in favor of the department's recommendation.

Mr. Wuerch spoke in favor of the Halcro's compromise.

Mr. Murdy suggested purchasing the private property may be an appropriate action to satisfy all parties.

Mr. Meyer spoke against the amendment.

Mr. Wuerch identified other trails available for public use. He spoke against the amendment.

In response to Mr. Wohlforth, CPD Director Sheila Selkregg offered some suggestions for utilizing the existing trails and possible connections. The goal is to connect neighborhoods by trails.

Mr. Wohlforth moved, to amend recommendation #7 to
seconded by Mr. Meyer, create a study area around the Sand Lake issue for 90 days,
directing that the right-of-way will not be vacated until
the issue is resolved between staff and the
community.

Mr. Wuerch moved, to amend the amendment that the
seconded by Mr. Meyer, study area be limited by the eastern edge of the eastern canal.

AYES: Wuerch, Meyer, Carlson.

NAYS: Wohlforth, Bell, Abney, Kendall, Begich, Von Gemmingen, Murdy.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

Question was called on Mr. Wohlforth's motion to amend recommendation #7 and it passed with Mr. Meyer objecting.

Question was called on the motion to amend by including recommendation #7 as amended and it passed without objection.

Mr. Wuerch moved, to amend the Plan in Chapter 11,
seconded by Mr. Meyer, Section 1, (that area commonly known as the
University Area) by designating the multi-use paved
trail between Tudor and Northern Lights Blvd. to be
the western most route, (i.e., from UAA Student
Housing to Providence Hospital through the UAA
Campus to the King Career Center by Goose Lake) to
use the public overpass currently over Northern Lights
Blvd., and to delete the proposed multi-use paved trail
currently shown along the eastern edge of the APU
property.

Mr. Wohlforth reported on the AMATS Policy Committee meeting last Thursday. At that meeting, Ms. Clementson requested a one year delay in development of this trail to allow a process by which the route could be determined. The Mayor and the Policy Committee agreed to that proposal.

Question was called on Mr. Wuerch's motion to amend it passed:

AYES: Bell, Kendall, Wuerch, Begich, Von Gemmingen, Carlson, Murdy.

NAYS: Wohlforth, Abney.

(Clerk's note: Ms. Clementson and Mr. Meyer were out of the room at the time of the vote.)

Question was called on the motion to adopt AO 96-140 as amended and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Meyer, Von Gemmingen, Carlson, Murdy.
 NAYS: None.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote. AO 96-140 was reconsidered on March 25, 1997.)

- C. Ordinance No. AO 96-155, an ordinance providing for **converting to public vehicular ways the private street easements and rights-of-way within the subdivisions adjacent to Potter Valley Road** commonly known and referred to collectively as Potter Valley as described herein, Assemblymember Wohlforth.
1. Assembly Memorandum No. AM 997-96.
 2. Assembly Memorandum No. AM 1039-96, Public Works.
- (CONTINUED FROM 11-26-96 AND 12-17-96; AMENDED 1-14-97; FAILED 1-14-97; NOTICE OF RECONSIDERATION WAS GIVEN BY MR. MURDY 1-15-97; RECONSIDERED 1-28-97; POSTPONED FROM 1-28-97 AND 2-11-97)

Chairman Begich gave the history of the ordinance and noted a motion to adopt was on the floor.

Question was called on the motion to adopt AO 96-155 and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Begich, Carlson, Murdy.
 NAYS: Wuerch, Meyer, Von Gemmingen.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote. This ordinance was vetoed. See minutes of March 25, 1997 for failed action on a motion to override.)

D. Special Orders.

Mr. Wuerch moved, to cancel the March 18, 1997
 seconded by Mr. Kendall, regular meeting, and reschedule all items set for that date to
 March 25, 1997, and schedule a continued meeting
 for March 26, 1997.

Operations Manager George Vakalis indicated a preference to discuss the Downtown Business Improvement District issue at the March 25 meeting.

Question was called on the motion to cancel the March 18, 1997 meeting and it passed:

AYES: Wohlforth, Bell, Abney, Kendall, Wuerch, Begich, Von Gemmingen, Carlson, Murdy.
 NAYS: Meyer.

(Clerk's note: Ms. Clementson was out of the room at the time of the vote.)

E. Assembly Comments.

1. Mr. Wohlforth noted that an Assembly vote on a resolution regarding the School District was interpreted as approval of School District actions. He clarified the document and debate did not indicate this.
2. Ms. Abney noted she would attend a conference of the National League of Cities in Washington D.C. She reported that the AMATS Committee amended the Transportation Improvement Program and requested the Assembly review the amendments.

Lance Wilber of Community Planning and Development noted that the changes are minor and a memorandum will be provided to the Assembly. The list has stayed the same, but some funding levels may have changed.

3. Mr. Wuerch discussed the upcoming recycling summit on March 29, 1997 at the Egan Center. The Alaska Municipal League will also meet soon in Juneau.
4. Ms. Von Gemmingen and Mr. Meyer thanked the West Side Patrol for their efforts in setting up the community patrol in College Village and Sand Lake. They noted the patrols are staffed by volunteers, and encouraged more people to volunteer.
5. Mr. Carlson said he would attend a conference on electricity in Las Vegas on the way back from the National League of Cities conference in Washington D.C.
6. Mr. Murdy noted the National League of Cities Board will meet with the Alaska Delegation and the Attorney General to discuss issues pertinent to emergency services and juvenile laws.

7. Chairman Begich said he will provide a memorandum to his colleagues after each regular meeting he has with the Mayor. He noted that one hundred fifty participants from all over the State attended the recent Youth Court Conference.

17. **AUDIENCE PARTICIPATION:** None.

18. **EXECUTIVE SESSIONS:** None.

19. **ADJOURNMENT:**

The meeting adjourned at 10:25 p.m.

Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: July 22, 1997

LF/kbs

Staff Recommendations

1. **Chester Creek Trail**

Public Testimony

Individuals requested that a planned, multi-use, paved trail along the south fork of Chester Creek (behind Providence Hospital) be added to the Anchorage Bowl map.

Response

The draft Plan maps do not indicate this trail.

Department Recommendation

The Department will revise the final map and add a multi-use paved trail along Chester Creek between Bragaw Street and 36th Avenue.

2. **Snowmobile Trails and Use (also see #13 re: Ft. Richardson Snowmachine Trail)**

Public Testimony

Two comments made were regarding the growing number of snowmobilers and their impact on other trail users in the Anchorage Bowl. Another individual testified in support of the snowmobile portion of the draft Plan. This person stated that the draft Plan is an improvement over the 1985 Trails Plan which did not address snowmobile users.

Response

The recommendations contained in the draft Plan were the result of a lengthy public process which included extensive negotiations between members of the Trails Users Group and the local Snowmobile Club. This process resulted in a delicate balance between the legitimate needs of snowmobilers and the desire of skiers and other non-motorized sport enthusiasts to enjoy their activities in quiet.

Department Recommendation

The Department does not recommend making any changes to the snowmobile section of the Plan. Staff continues to support the recommendations developed as a part of the public process.

3. **Trails Coordinator and Trails Oversight Committee Representatives**

Public Testimony

One comment requested that the Municipality establish a Trails Coordinator position. The position would be responsible for tracking the Areawide Trails Plan and staffing the Trails Oversight Committee. Other comments were concerned with the composition of the committee. Assembly member Wohlforth recommended that the list of Trails Plan Oversight Committee members on page 123 be expanded to include more non-motorized users groups by adding representatives from bicyclists, cross-country skiers, and pedestrian/running groups.

Response

The Trails Plan recommends that a Trails Oversight Committee be created to oversee Plan implementation. The Plan also recommends that the Department of Cultural and Recreational Services provide staff for the committee and that funding for the committee and staff person be addressed as an operating issue by the Administration. The staff person to the Trails Oversight Committee will act as a de-facto Trails Coordinator and will have major responsibilities regarding the implementation of the Trails Plan.

The makeup of the Trails Oversight Committee is envisioned to be similar to that of the Trails Plan Review Group used to develop this draft plan (see page 151). The Trails Plan Review Group included both non-motorized and motorized trail users, including dog mushers, equestrians, cross-country skiers, and general trails users from different areas of the Municipality.

Department Recommendation

The Department does not feel that there is a need to make any changes to the Plan regarding the need for a Trails Coordinator. The plan currently recommends that the establishment of the Trails Oversight Committee or staff to be addressed as a municipal operating budget issue. In light of the areawide trails planning responsibilities, the Department should serve as the lead for areawide trails planning and could also serve as staff to the Trails Oversight Committee. The Department does not object to expanding the membership list of the Trails Oversight Committee to include "runners/pedestrian groups (#11), Nordic skiing groups (#12), and bicycle groups (#13)." However, flexibility in the appointment of committee members is desirable since it is very likely that some interest group will be left out if the list is made too rigid.

4. **Ski-jouring Trails in Conners Bog and Far North Bicentennial Park (FNBP) and Text Modifications**

Public Testimony

There was testimony regarding the need to expand the text and refine the maps for ski-jouring trails in Conners Bog and FNBP. The individual testifying on this issue distributed proposed text changes and map corrections to Assembly members and staff at the January 14 Public Hearing, see attached.

Response

Staff has reviewed the text and will incorporate the suggested text changes where appropriate, including the modifications to the table illustrating Trail Use Comparability, as well as the suggested map revisions. It should be

noted that it was not staffs' intent to illustrate all the trails in parks such as Conners Bog and particularly FNBP on the large maps. The specific location and planning of trails in parks are the responsibility of the Department of Cultural & Recreational Services through their park planning process. The large maps are primarily intended to identify the key links in the system that are needed to provide a continuous network of trails. Trails shown in the smaller figures scattered throughout the text are provided in order to enhance the information on the larger maps.

Department Recommendation

The Department will revise the text and modify the maps to incorporate the De La Vega Loop in Conners Bog and the Moose Ridge Trails system in FNBP.

5. Equestrian Trails and Maintained Cross-Country Ski Trails in Far North Bicentennial Park and Hillside Park, (Figure 2.3, page 26)

Public Testimony

Equestrian trail users expressed the need to preserve a winter place to ride in Hillside Park. One person commented that trails traditionally used for equestrian purposes are being supplanted by other trail uses, development or lack of adequate access. Several of the trails identified in Figure 2.3 as maintained cross country ski trails may be interpreted to be designated as solely ski trails when the location of some of these trails are also important winter time equestrian trails.

Response

As described in the draft Plan on page 23, VI.A 1st paragraph: "For purposes of illustration this plan includes some key parks and their associated trails. This plan does not address or make recommendations within parks unless they are major links to the trail network outside the park boundaries." The Hillside Park area and the adjoining FNBP are comprised of several trails used for both summer and winter time activities. Staff recognizes that the trail link in question is important to both the equestrian and the cross-country ski user community. Figures 2.2-2.6 are shown as trails that are maintained for cross-country skiing. The dedication of a trail to a particular users group is identified through the park planning process. The intention of this plan was not to address all the individual trails within each park. A working group has been formed, composed of various park user groups, and has been meeting with staff from Cultural & Recreational Services to discuss and resolve these kind of conflicts.

Department Recommendation

Retain the multi-use unpaved trails on the map. Staff would support the deletion of that segment of trail (know as the Homestead Trail) on Figure 2.3 connecting the parking lot/trailhead to the southern end of Campbell Airstrip as a maintained cross-country ski trail. This will help clarify that it is not meant to be a dedicated cross-country ski trail. The working group stated above, with assistance from the Department of Cultural & Recreational Services, will address this and similar trail issues in the park.

6. Equestrian trails in the Chugiak/Eagle River Area

Public Testimony

Comments were made that trails used by equestrians in the area are being lost due to other users, paving of trails, roadway improvements or private property development. Individuals asked that some trails be dedicated for equestrian use and that access to the Eklutna Waterline easement be identified.

Response

Equestrian use in the Chugiak/Eagle River area is important. The loss of trails or access due to private development is one of the reasons this Plan recommends multi-use unpaved trails in the Chugiak/Eagle River area that may best suit the needs of equestrian users. The dedication of a particular trail for a particular use is not recommended unless it is part of an Area Management or specific park plan.

Department Recommendation

No changes are recommended to the maps. It should be recognized that equestrian use is allowed on unpaved trails in this area. The exact location of planned unpaved trails will be determined as part of the individual project development process. The identification of paved and unpaved trails on the map will necessitate that private development dedicate trail easements as part of the subdivision process.

7. Multi-Use Trail in Sand Lake Area (80th Street Crossing Sand Lake Canals)

Public Testimony

A proposal to add a new planned trail to the map in the Sand Lake area was requested. The proposed trail would connect 80th Avenue from Sand Lake Road to 80th Avenue off Jewel Lake Road. There is an existing dedicated right-of-way and public use easement that could accommodate the trail. Since the close of the public hearing a letter opposing the new planned trail was received by the Administration from the immediate adjacent property owners suggesting that the new planned trail is not needed to connect the two neighborhoods, see attached. The issue is whether or not to illustrate a new planned trail to address the potential future need of pedestrians traveling from the neighborhoods on either side of the canals. Public access to Sand Lake is provided on the west side by traveling to the end of 80th Avenue off Sand Lake Road. Public access to Sand Lake from the east side is not as readily accessible. People seeking lake access from the east side travel across the area to the east canal and into the lake. When individuals do not stay within the unmarked easements or right-of-way they are trespassing.

Response

The issues surrounding this new proposal are two-fold. First, there is a desire to add a new planned trail through an existing dedicated right-of-way and public use easement to serve pedestrian use. Second, there is a need to prevent trespassing onto the private property bordering each side of the planned trail. Winter trespassing is not a significant problem since the canals freeze and pedestrians are able to stay within the existing public use easement; however, people do wander onto adjacent private land. Summer use of the right-of-way/easement poses a more difficult problem because individuals travel around the canals to make the connection and inevitably trespass on private property to do so. The adjacent property owners have proposed a compromise to address the need for Sand Lake access on the east side by recommending that the existing right-of-way and easement not be used as a planned

trail and have suggested an alternative trail connection along the east side of their property, running in a north-south direction.

Department Recommendation

The Department supports adding a multi-use unpaved or natural trail with two bridges crossing the canals within the existing right-of-way/easement. In addition, the department would recommend adding an improved trail head at the east end on 80th off Sand Lake Road. The trailhead could be developed and maintained cooperatively by Municipal Department of Cultural & Recreational Services and the Alaska Department of Fish & Game who stocks the lake for fishing. Until a trail is developed with bridges across the canals, summer time access from the east should be limited. Winter time access would be permitted in the easement without the bridges. The Department's concern is that trespassing on private property to the south will continue to occur during the summer months without the bridges. We suggest that adjacent property owners enhance their existing private property with No Trespassing signs. The compromise offered by the adjacent property owner would best serve those people trying to reach the lake from the east. The proposed compromise would not address the need for people to travel east/west from one neighborhood to another.

8. Define Multi-Use Paved and Multi-Use Unpaved Trails and Clarify Text Reference to the Maps

Public Testimony

Clarify the definition of a multi-use paved and multi-use unpaved trails.

Response

The first draft of the Areawide Trails Plan attempted to designate existing and proposed trails by individual users (bicycle, equestrian, cross-country skiing, etc.). The revised maps do not attempt to designate all trails for a specific individual use(s). The Plan maps illustrate multi-use trails and identify if they are recommended to be paved or unpaved. Suggested text revisions were received from Assembly member George Wuerch, see attached.

Department Recommendation

The Plan will be revised on pages 2 and 4 to illustrate a clearer consistency between the text as it relates to the kinds of trails on page 2 and definitions on page 4 and the trails identified on the maps. The following definition and clarification will be added to the Areawide Trails Plan. "Multi-Use Paved trails are for pedestrian type activities to include bicycling, jogging, skating, cross-country skiing, and ski-jouring. These trails are not typically used by motorized vehicles or sled dog mushers except when reserved for special events following appropriate public notice." The following definition for Multi-Use Unpaved should also be added. "Multi-Use Unpaved trails can also be used for pedestrian type activities to include bicycling, jogging, cross-country skiing, ski-jouring, equestrian trails, natural and interpretive trails."

OTHER ISSUES RAISED SINCE 1/14/97 PUBLIC HEARING BY STAFF, THE ADMINISTRATION OR ASSEMBLY MEMBERS

9. Clarification Regarding the Locations of Existing and Planned Trails

Issue

What is the status of the trails identified on the maps? Are the lines on the maps intended to represent general locations of existing and planned trails or do they represent the exact location?

Response

The Plan maps were intended to indicate the general locations of existing and planned future trails. Although considerable time and effort was taken to identify the best possible route for planned trails, it is expected that the final route of future planned trails will be further refined during the project development process which is usually initiated with a route study to determine the preferred route or corridor. A primary example of this is the planned Coastal Trail southern extension from Kincaid Park and Potter Marsh. The planned trail is shown for illustration, the exact location/route of the trail will not be determined until the design work is completed. An attempt to determine the exact locations of existing trails has been made using the best information available from aerial photos and existing site plans.

Department Recommendation

The Department will add clarification to the text and map legend that states that the trail locations on the map are for planning purposes only. The exact location of these trails, particularly the planned trails, will be determined through the individual project development process.

10. Revised Base Map Information (Parks/Greenbelts/Open Space)

Issue

The base map information related to parks and greenbelts should be slightly modified to reflect changes in land ownership based on the Community Planning & Development 1994 Land Use Survey and any property transfers of these land uses.

Response

The changes would more accurately reflect the most current information based on Community Planning & Development inventory and Cultural & Recreational Services review.

Department Recommendation

Staff recommends updating the base map information for parks and greenbelts to the most current information.

11. Addition of Existing Multi-Use Unpaved Trail in Sitka Park

Issue

During the review of the maps by staff from the Departments of Community Planning & Development and Cultural & Recreational Services following the Assembly public hearing, it was noted that an existing trail in Sitka Park was missing.

Response

Add existing trail to map.

Department Recommendation

Add existing unpaved multi-use trail in Sitka Park. In the final review of the maps, any trails that have been constructed since the draft maps were produced will be shown as existing.

12. Trail Development Related to Roadway Upgrade or Construction and American with Disabilities Act, page 8

Issue

Add text to page 8 regarding the construction of trails with roadway improvements and the requirements of the American with Disabilities Act (ADA). A recommendation was received by Assembly member Clementson to expand section B.2.b. to read as follows: Promote construction of trails at the same time as the upgrade or construction of roadway where a trail is required along that roadway”, *provided that such construction or upgrade does not eliminate or materially reduce the usability of improvements on adjoining private property designed to comply with or meet the requirements or standards of the American with Disabilities Act unless agreed to by the private property owner or approved by court order, see attached.*

Response

The above italic language would add clarification to concerns of trail development and ADA requirements of adjacent lands.

Department Recommendation

Staff recommends adding the *italic* language as described above to page 8. B.2.b.

13. Trails on Fort Richardson, in Particular a Snowmachine Trail from Anchorage (Centennial Park) to Eagle River (Eagle River Campground)

Issue

There has been a long standing desire to provide a snowmobile trail that would link Anchorage through Eagle River to the Matanuska Valley. The Administration, staff and Assembly members have been contacted by the representatives from Ft. Richardson with significant concerns regarding this planned trail. The Military expressed their concern that it is incompatible with their training mission requirements. Currently, Ft. Richardson does not support the proposed snowmobile trail indicated on the trails plan. There has also been a request that all references to the use of Ft. Richardson lands be deleted from the Areawide Trails Plan. The trail poses possible safety issues in terms of managing the close proximity of snowmobiles to automobile traffic and road crossings.

Response

Both the safety concerns and the Military concerns are real, as is the desire to provide a snowmobile trail linkage from Anchorage to the Matanuska Valley. This planned trail expresses the desire to make that connection. The location of the trail is not definitive. These concerns are recognized in the draft Areawide Trails Plan, page 22, second paragraph. The draft plan states that "Permission would need to be granted by the State of Alaska, Department of Transportation and Public Facilities and by the Military." The Military is an important neighbor to Anchorage and the State. It is not the intent of this Plan to override the mission of the Military, but rather to work with them to resolve the issue.

Department Recommendation

The snowmobile trail should remain on the draft Areawide Trails Plan. However, concerns regarding general safety, as well as the security and liability that may impact the compatibility of this type of trail with the training mission of the Military and the function of the Glenn Highway should be addressed as part of an overall cooperative public, Municipal and Military environmental and design process. The concerns of the Military and the Alaska Department of Transportation & Public Facilities regarding safety, access, location, mitigation measures, and usage of this trail link should be reviewed on an individual basis during the environmental and design process.

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