

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Regular Meeting of March 25, 1997

continued to March 26, 1997

1. CALL TO ORDER:

The meeting was convened at 5:15 p.m. March 26, 1997 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 Ms. Clementson.

4. MINUTES OF PREVIOUS MEETING:

- A. Special Meeting - October 29, 1996
- B. Regular Meeting - October 29, 1996

Mr. Murdy moved, to approve the minutes of the  
seconded by Mr. Meyer, special and regular meetings of  
and it passed without objection, October 29, 1997.

5. MAYOR'S REPORT: None.

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. Meyer, consent agenda as amended.

A. BID AWARDS:

- 1. Assembly Memorandum No. AM 244-97, recommendation of award to H. Watt & Scott, Inc. for the Z. J. Loussac Library **exterior stair canopy** for the Municipality of Anchorage, Department of Property and Facility Management (ITB 97-C1), Purchasing.
- 2. Assembly Memorandum No. AM 245-97, recommendation of award to Trailer Craft, Inc. for furnishing a **frontload refuse truck** to the Municipality of Anchorage, Solid Waste Services (ITB 97-14), Purchasing.
- 3. Assembly Memorandum No. AM 267-97, recommendation of award to WESCO for furnishing **transformers** to the Municipality of Anchorage, Municipal Light and Power (ITB 97-2), Purchasing.
- 4. Assembly Memorandum No. AM 268-97, recommendation of award to Cook Inlet Contracting Inc. for the Z. J. Loussac Library **exterior repairs** for the Municipality of Anchorage, Department of Property and Facility Management (ITB 97-C2), Purchasing.
- 5. Assembly Memorandum No. AM 269-97, recommendation of award to Smith Tractor & Equipment Company to furnish a **hydraulic excavator** for the Municipality of Anchorage, Water and Wastewater Utility (ITB 97-17), Purchasing.
- 6. Assembly Memorandum No. AM 280-97, recommendation of award to Koho Contracting, Inc., for **park parking lots and other improvements** for the Municipality of Anchorage, Cultural and Recreational Services (ITB 97-C4), Purchasing.
- 7. Assembly Memorandum No. AM 281-97, recommendation of award to Alaska Computer Brokers for furnishing **personal computers, plotter and hub** to the Municipality of Anchorage, Municipal Light and Power (ITB 97-13), Purchasing.
- 8. Assembly Memorandum No. AM 282-97, recommendation of award to Kenai Supply, Inc. for furnishing **miscellaneous building materials** to the Municipality of Anchorage, Department of Health and Human Services (ITB 97-10), Purchasing.
- 9. Assembly Memorandum No. AM 293-97, recommendation of award to Hankal Construction, Inc., for the **Turnagain View Booster Station improvements** for the Municipality of Anchorage, Anchorage Water and Wastewater Utility (ITB 97-C6), Purchasing. (**addendum**)

B. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Ordinance No. AO 97-53, an ordinance amending Anchorage Municipal Code subsection.30.174G. to require quarterly reporting to the Assembly of the **names and annual salaries of executive employees** hired in the previous quarter, Employee Relations. public hearing 4-8-97.
  - a. Assembly Memorandum No. AM 246-97.
2. Ordinance No. AO 97-54, an ordinance amending the zoning map and providing for the rezoning from R-3 (Multiple-Family Residential District) to PLI (Public Lands and Institutions) for **Third Addition Subdivision, Block A, Lot 1A, and Third Addition Subdivision, Block B, Lots 7A and 12**, generally located on the north side of East 10th Avenue and between Karluk and Medfra Streets (Fairview Community Council) (Planning and Zoning Commission Case 96-194), Community Planning and Development. public hearing 5-6-97.
  - a. Assembly Memorandum No. AM 247-97.
3. Ordinance No. AO 97-55, an ordinance amending the zoning map and providing for the rezoning from R-3 (Multiple-Family Residential) to B-3/SL (General Business District with Special Limitations) for **Cook Subdivision, Tract C**, generally located south of East 40th Avenue and between Denali and Fairbanks Streets (Spenard Community Council) (Planning and Zoning Commission Case 96-192), Community Planning and Development. public hearing ~~5-6-97~~ 4-29-97.
  - a. Assembly Memorandum No. AM 248-97.

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

4. Ordinance No. AO 97-56, an ordinance amending the zoning map and providing for the rezoning from R-2M (Multiple-Family Residential District) to B-3 (General Business District) for the remainder of **BLM Lot 40, south Lot 150 feet, Section 13, T13N, R3W, S.M.**, generally located on the south side of Peck Avenue and east of Muldoon Road (Northeast Community Council) (Planning and Zoning Commission Case 96-188), Community Planning and Development. public hearing 5-6-97.
  - a. Assembly Memorandum No. AM 249-97.
5. Ordinance No. AO 97-57, an ordinance of the Anchorage Municipal Assembly repealing Anchorage Ordinance No. 93-171(S) and Anchorage Municipal Code Sections 9.26.070B. through 9.26.070G. 9.26.090 and 9.26.100 enacted thereby relating to and facilitating the use of **photo radar**, Assemblymembers Bell, Kendall, Meyer, and Wuerch. public hearing 4-8-97.
6. Ordinance No. AO 97-58, an ordinance amending AO 96-89 (amending the zoning map and providing for the rezoning from R-2M (Multiple-Family Residential) to B-3 SL (General Business) with Special Limitations for **Simonian Subdivision, Tract B; and T13N, R3W, Section 3, Parcels 7 and 8, Seward Meridian, S.M., Alaska**, containing approximately 5.5 acres; generally located on the east side of Lake Otis Boulevard between North Tahiti Loop and Pago Pago Avenue, north of Dowling Road) (with Special Limitations approved 8/6/96) by enlarging the time within to complete conditions precedent to effectiveness of the rezoning ordained by AO 96-89. (Campbell Park Community Council) (Planning and Zoning Case 96-029), Assemblymember Begich. public hearing 4-29-97.
7. Resolution No. AR 97-50, a resolution revising and appropriating additional funds for the **1996 Anchorage Telephone Utility Operating Budget** for the Municipality of Anchorage, Anchorage Telephone Utility. public hearing 4-29-97.
  - a. Assembly Memorandum No. AM 240-97.
8. Resolution No. AR 97-51, a resolution of the Municipality of Anchorage reappropriating \$195,767, State of Alaska, Department of Environmental Conservation 1993 Grant SB 183, with Fund 0441 (Anchorage Roads and Drainage Service Area), from the construction of the New Seward Highway Sedimentation Basin Project to the **construction of 97th and "C" Street Sedimentation Basin Project**, Public Works. public hearing 4-8-97.
  - a. Assembly Memorandum No. AM 250-97.
9. Resolution No. AR 97-54, a resolution of the Municipality of Anchorage appropriating \$110,860 of loan proceeds, representing the **five year lease-purchase of the IBM Enterprise Service replacement printer** from IBM Credit Corporation, to the Management Information Systems Department (0608), Management Information Systems Department. public hearing 4-8-97.
  - a. Assembly Memorandum No. AM 262-97.
10. Resolution No. AR 97-55, a resolution of the Municipality of Anchorage appropriating \$1,164,100 of revenues from the Chugiak, Birchwood, Eagle River Rural Road Service Area (CBERRRSA) Fund (0119) to the Department of Public Works CBERRRSA Capital Improvement Program Mill Levy Fund (0419) for **road and drainage capital improvement projects**, Public Works. public hearing 4-8-97.
  - a. Assembly Memorandum No. AM 270-97.
11. Resolution No. AR 97-56, a resolution authorizing the power of eminent domain for the parcel identified as the southwest one-quarter of the southeast one-quarter, Section 20, Township 14, Range 1 West, Seward Meridian, Alaska (SW4SE4, Section 20, T14N, R1W, S.M.) for the **"Janke Hill" Phase of Hiland Road improvements** and approval of the Hiland Road at Janke Hill Decisional Document

for use in filing a Declaration of Taking, Public Works.  
public hearing 4-8-97.

a. Assembly Memorandum No. AM 271-97.

12. Resolution No. AR 97-59, a resolution of the Municipality of Anchorage appropriating \$147,500 as a cash match from the 1997 DHHS Operating Budget to the State Categorical Grants Fund (0231) for the **operation of the Anchorage Air Pollution Control Agency**, Health and Human Services. public hearing 4-8-97.

a. Assembly Memorandum No. AM 283-97.

13. Resolution No. AR 97-60, a resolution of the Anchorage Municipal Assembly establishing the effective date for implementing the **transfer of responsibilities and authority for future construction, repair and renovation of school buildings from the Anchorage School Board to the Anchorage Assembly and Administration**; specifying the future projects to which the transfer applies; and confirming the Assembly's responsibility and authority for the approval of school building designs and the selection of school building design professionals, Assemblymember Bell. public hearing ~~4-8-97~~ 4-29-97.

a. Assembly Memorandum No. AM 284-97.

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

14. Resolution No. AR 97-64, a resolution of the Municipality of Anchorage providing for the acceptance and appropriation of a grant totaling \$194,800 from the Federal Emergency Management Agency and the State of Alaska Division of Emergency Services to the State Categorical Grants Fund (0231) for the **Television Public Education Campaign** under the Hazard Mitigation Program, Cultural and Recreational Services/Library. public hearing 4-8-97. (**addendum**)  
a. Assembly Memorandum No. AM 294-97.

C. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 97-52, a resolution of the Municipality of Anchorage providing for the acceptance and appropriation of a grant totaling \$42,000 from the State of Alaska, Department of Education and \$1,270 as a contribution from the Library Operating Budget to the State Categorical Grants Fund (0231) for the **Public Library Assistance Program**, Cultural and Recreational Services/Library.  
a. Assembly Memorandum No. AM 251-97.
2. Resolution No. AR 97-53, a resolution of the Municipality of Anchorage appropriating \$69,368 of revenues from the State of Alaska, Division of Emergency Services to the Chugiak, Birchwood, Eagle River Rural Road Service Area Capital Improvement Fund (0419) for the **repair of Aurora Bridge**, Public Works Department.  
a. Assembly Memorandum No. AM 252-97.
3. Resolution No. AR 97-57, a resolution revising the approved **1997 General Government Capital Improvement Budget (CIB) and the 1997-2002 General Government Capital Improvement Program (CIP)**, Office of Management and Budget.  
a. Assembly Memorandum No. AM 272-97.
4. Resolution No. AR 97-58, a resolution of the Municipality of Anchorage accepting and appropriating \$1,500 to the State Categorical Grants Fund (0231) from the Department of Health and Social Services for **Planned Approach to Community Health (PATCH) activities** within the Municipality of Anchorage, Health and Human Services.  
a. Assembly Memorandum No. AM 273-97.
5. Resolution No. AR 97-61, a resolution of the Municipality of Anchorage providing for the appropriation of a grant totaling \$20,000 from the Anchorage Parking Authority to other miscellaneous appropriations, Grant Fund (0441) Anchorage Roads and Drainage Service Area for the **Central Business District Traffic Circulation and Parking Analysis**, Public Works.  
a. Assembly Memorandum No. AM 285-97.
6. Resolution No. AR 97-62, a resolution of the Anchorage Municipal Assembly **supporting and encouraging passage of Senate Bill 94, "An Act Relating to Designating Flunitrazepam as a Schedule IVA Controlled Substance and Providing for an Effective Date"**, Assemblymembers Meyer, Begich, and Carlson.

Mr. Meyer asked this item be considered on the regular agenda. See after item 11.

7. Resolution No. AR 97-63, a resolution of the Anchorage Municipal Assembly **supporting and encouraging passage of House Bill No. 30, "An Act Relating to Civil Liability for Skateboarding and Providing for an Effective Date"**, Assemblymembers Meyer, Abney, Begich, Bell, Carlson, Von Gemmingen, and Wohlforth.

Mr. Meyer asked this item be considered on the regular agenda. See after item 8.F.

8. Resolution No. AR 97-65, a resolution of the Anchorage Municipal Assembly **supporting the Special Olympics World Winter Games Committee** in its efforts to have Anchorage selected as the site or the 2001 Special Olympics World Winter Games, Assemblymembers

Begich, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Murdy,  
Von Gemmingen, Wohlforth, and Wuerch. (**addendum**)

Ms Von Gemmingen asked this item be considered on the regular agenda. See 8.D.

9. Resolution No. AR 97-66, a resolution of the Anchorage Municipal Assembly appropriating \$100,000 from Areawide General Fund (0101) Balance to the Department of Community Planning and Development to provide funding for an **Eagle River Central Business District Urban Design Plan and Pedestrian Circulation Study**, Assemblymember Kendall. (**addendum**)
  - a. Assembly Memorandum No. AM 297-97.

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

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 279-97, **Americans with Disabilities Act Advisory Commission appointment** (Jane Thiboutot), Mayor's Office.
2. Assembly Memorandum No. AM 241-97, **La Fontana Italian Restaurant** - New Restaurant/Eating Place Liquor License and Restaurant Designation (Abbott Loop/Bayshore-Klatt/Taku-Campbell Community Councils), Clerk's Office.
3. Assembly Memorandum No. AM 242-97, **1997-1998 Liquor License Renewals:** South Sea Lounge, Woodshed (Beverage Dispensary); Sleeping Lady Brewing Co. (Brewery); American Legion Post #33 (Club); One Stop Grocery & Liquor (Package Store); Club 26, Cyrano's Crepes & Books, Jewel Lake Pizza & Tea Garden, Sam Wan Garden Restaurant, Snow Goose Restaurant, Yang's Restaurant (Restaurant/Eating Place Liquor License), Clerk's Office.
4. Assembly Memorandum No. AM 243-97, **1997-1998 Liquor License Renewals:** Asia Gardens, Corsair Restaurant (Tour), Stuart Anderson Cattle Co., The Voyager Lounge (Tour) (Beverage Dispensary); Fraternal Order of Eagles #4174 (Club): Seven Eleven #1 (NO PREMISE); Seven Eleven #2; Seven Eleven #3; Seven Eleven #6; Seven Eleven #7; Seven Eleven #9; Seven Eleven #54; Seven Eleven #55; Seven Eleven #56; Seven Eleven #59; Seven Eleven #62; Seven Eleven #68 (Package Store); Bella Vista Pizzeria & Restaurant, Godfather's Pizza #2501 (Restaurant/Eating Place), Clerk's Office.

Ms. Clementson asked this item be considered on the regular agenda. See 8.E.

5. Assembly Memorandum No. AM 264-97, **1997-1998 Liquor License Renewals:** Brown Bear Saloon - Tourism, Garcia's Cantina, Ginza Restaurant, Hong Kong Restaurant, JJ's Muldoon Sports Center, Mr. Whitekeys Fly by Night Club, Pioneer Bar (Beverage Dispensary); Costco Wholesale (4125 DeBarr Road), Costco Wholesale (330 W. Dimond Blvd.), Pitts Stop Liquor (Package Store); Chuck E. Cheese, Muldoon Pizza, New China Restaurant, Pizza Man, Round Table Pizza #2, Round Table Pizza #4, Thai House Restaurant, Tiffany Cafe (Restaurant/Eating Place), Clerk's Office.
6. Assembly Memorandum No. AM 265-97, **Royal Gate** - New Restaurant/Eating Place Liquor License and Restaurant Designation (Abbott Loop/Bayshore-Klatt/Taku-Campbell Community Councils), Clerk's Office.
7. Assembly Memorandum No. AM 266-97, **J-Cap Family Restaurant** - Restaurant Designation Permit (Mt. View/Russian Jack Community Councils), Clerk's Office.
8. Assembly Memorandum No. AM 253-97, change order No. 5 to purchase order 44174 to DOWL Engineers to provide environmental consulting services to AML&P/Generation Division, **review and update existing Spill Prevention Countermeasures and Contingency Plant (SPCCP)**, (RFP9-94), Municipal Light and Power.
9. Assembly Memorandum No. AM 254-97, change order No. 1 to purchase order 62063 to exercise the first option period to renew with American Pest Management for providing **insecticide and fungicide application** to the Municipality of Anchorage, Department of Cultural and Recreational Services/Purchasing.
10. Assembly Memorandum No. AM 255-97, change order No. 4 to purchase order 51579 with Denali HVAC, Inc. for **furnace and boiler repairs and replacement** for the Municipality of Anchorage, Department of Health and Human Services/ Purchasing.
11. Assembly Memorandum No. AM 256-97, **software license renewal** from Computer Associates International for the Municipality of Anchorage, Management Information Systems Department/Purchasing.
12. Assembly Memorandum No. AM 257-97, change order No. 1 to purchase order 61042 to exercise the first option period with Royal Printing Company for providing **printing of municipal envelopes** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.

(Clerk's note: This item was reconsidered later in the meeting. See 8.D.)

13. Assembly Memorandum No. AM 258-97, change order No. 2 to purchase order 44445 to exercise the second option to renew with C & B Inc. for providing **full elevator maintenance** to the Municipality of Anchorage, Department of Property and Facility Management/

- Purchasing.
14. Assembly Memorandum No. AM 259-97, change order No. 2 to purchase order 51089 with Structural Diagnostics Services, Inc. for furnishing **acoustic emission and dielectric testing and inspection** to the Municipality of Anchorage, Purchasing Department.
  15. Assembly Memorandum No. AM 260-97, recommendation of award to Tryck Nyman Hayes, Inc. or providing **land survey services** on an "as needed" basis to the Municipality of Anchorage, Water and Wastewater Utility (RFP 62-96), Purchasing.
  16. Assembly Memorandum No. AM 261-97, contract amendment No. 4 to professional services contract with Tryck Nyman Hayes, Inc. or the **design of Wisconsin Street (West Northern Lights Boulevard to 43rd Avenue)**, Public Works.

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

17. Assembly Memorandum No. AM 274-97, change order No. 1 to Rockford Corporation for the **Port Valve Yard Upgrade Project**, Port of Anchorage.
18. Assembly Memorandum No. AM 275-97, **Anchorage Loop Water Transmission Main, Phase II** - Contract Change Order No., Water and Wastewater Utility.
19. Assembly Memorandum No. AM 276-97, proprietary **lease of software** from TSI International for the Municipality of Anchorage, Management Information Systems Department/Purchasing.

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

20. Assembly Memorandum No. AM 277-97, proprietary purchase of **computer software** from Candle Corporation for the Municipality of Anchorage, Management Information Systems Department/Purchasing.
21. Assembly Memorandum No. AM 278-97, proprietary purchase of **bicycle racks** from Sportsworks NW, Inc. for the Municipality of Anchorage, Public Transportation Department/Purchasing.
22. Assembly Memorandum No. AM 286-97, change order No. 1 to purchase order 64131 with Mila, Inc. for providing **employment assistance training** for State Training and Employment Programs (STEP) for the Municipality of Anchorage, Department of Health and Human Services/Purchasing.

Ms. Clementson asked this item be considered on the regular agenda. See 8.E.

23. Assembly Memorandum No. AM 287-97, change order No. 2 to purchase order 63937 with the University of Alaska Anchorage for providing **employment assistance training** for State Training and Employment Programs (STEP) for the Municipality of Anchorage, Department of Health and Human Services/Purchasing.

Ms. Clementson asked this item be considered on the regular agenda. See 8.E.

24. Assembly Memorandum No. AM 288-97, change order No. 9 to purchase order 23765 with Klausner & Cohen P.A. for providing **legal services** to the Municipality of Anchorage, Police and Fire Retirement/Purchasing.
25. Assembly Memorandum No. AM 289-97, recommendation of award to Kittleson & Associates for completing an **Anchorage Central Business District Traffic Circulation and Parking Analysis** for the Municipality of Anchorage, Public Works Department (RFP 56-96), Purchasing.
26. Assembly Memorandum No. AM 290-97, change order No. 2 to purchase order 51800 with World Equipment, Inc. or furnishing **dump trucks with operators** to the Municipality of Anchorage, Public Works Department/Purchasing.
27. Assembly Memorandum No. AM 291-97, cooperative purchase of **traffic paint and reflective glass beads** from Polar Supply for the Municipality of Anchorage, Public Works Department/Purchasing.

E. INFORMATION AND REPORTS:

1. Information Memorandum No. AIM 35-97, Internal Audit Report 97-05 - **Private Development Program, Public Works Department**, Assemblymember Begich.

Ms. Clementson asked this item be considered on the regular agenda. See 8.F.

2. Information Memorandum No. AIM 36-97, Internal Audit Report 97-06 - **Accounts Receivable, Merrill Field Airport**, Assemblymember Begich.
3. Information Memorandum No. AIM 37-97, Internal Audit Report 97-07 - **Non-Standard Payroll Procedures**, Assemblymember Begich.
4. Information Memorandum No. AIM 38-97, **Monthly Financial Report** - December 1996, Finance.
5. Information Memorandum No. AIM 39-97, **Imaginarium loan**, Finance.

Municipal Manager Larry Crawford asked this item be considered on the regular agenda. See 8.F.

6. Information Memorandum No. AIM 40-97, report of **Public Works**

- construction contract amendments**, Public Works.
7. Information Memorandum No. AIM 41-97, **contracts awarded between \$30,000 and \$100,000 through formal competitive processes** for the month of February 1997, Purchasing.
  8. Information Memorandum No. AIM 42-97, Anchorage Water and Wastewater Utility construction contract change orders for **Anchorage Loop Water Transmission Main, Phase I**, Anchorage Water and Wastewater Utility.
  9. Information Memorandum No. AIM 44-97, **Executive Appointment Report** for the period October 1996 to December 1996, Mayor's Office.
  10. Information Memorandum No. AIM 45-97, **Sole Source Procurement Report** for the month of February 1997, Purchasing.
  11. Information Memorandum No. AIM 46-97, **Ballot Proposition #3** (Vehicle Violation Enforcement Charter Amendment), 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, Clementson, Carlson, Murdy.  
NAYS: None.

8. **REGULAR AGENDA:**

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

1. Ordinance No. AO 97-55, an ordinance amending the zoning map and providing for the rezoning from R-3 (Multiple-Family Residential) to B-3/SL (General Business District with Special Limitations) for **Cook Subdivision, Tract C**, generally located south of East 40th Avenue and between Denali and Fairbanks Streets (Spenard Community Council) (Planning and Zoning Commission Case 96-192), Community Planning and Development. public hearing ~~5-6-97~~ 4-29-97.
  - a. Assembly Memorandum No. AM 248-97.

Mr. Wuerch, Mr. Kendall and Mr. Bell joined in introducing this ordinance. The public hearing was scheduled for April 29, 1997.

2. Resolution No. AR 97-60, a resolution of the Anchorage Municipal Assembly establishing the effective date for implementing the **transfer of responsibilities and authority for future construction, repair and renovation of** school buildings from the Anchorage School Board to the Anchorage Assembly and Administration; specifying the future projects to which the transfer applies; and confirming the Assembly's responsibility and authority for the approval of school building designs and the selection of school building design professionals, Assemblymember Bell. public hearing ~~4-8-97~~ 4-29-97.
  - a. Assembly Memorandum No. AM 284-97.

Mr. Bell, Mr. Kendall and Mr. Wuerch joined in introducing this ordinance. The public hearing was scheduled for April 29, 1997.

D. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 97-65, a resolution of the Anchorage Municipal Assembly **supporting the Special Olympics World Winter Games Committee** in its efforts to have Anchorage selected as the site or the 2001 Special Olympics World Winter Games, Assemblymembers Begich, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Murdy, Von Gemmingen, Wohlforth, and Wuerch. (**addendum**)

Ms. Von Gemmingen moved, to approve AR 97-65.  
seconded by Mr. Kendall,  
and it passed without  
objection,

2. Resolution No. AR 97-66, a resolution of the Anchorage Municipal Assembly appropriating \$100,000 from Areawide General Fund (0101) Balance to the Department of Community Planning and Development to provide funding for an **Eagle River Central Business District Urban Design Plan and Pedestrian Circulation Study**, Assemblymember Kendall. (**addendum**)
  - a. Assembly Memorandum No. AM 297-97.

Mr. Kendall moved, to approve AR 97-66.  
seconded by Mr. Murdy,

Mr. Kendall noted that the State has begun preliminary planning for improvements to the Old Glenn Highway in the Eagle River area. The proposed appropriation and study would facilitate Municipal input to the project. He suggested a postponement to allow Community Planning and Development Director Sheila Selkregg

more time to review the item.

Mr. Kendall moved,  
seconded by Mr. Bell,  
and it passed without  
objection,

to postpone action on AR 97-66  
until April 8, 1997.

E. NEW BUSINESS:

1. Assembly Memorandum No. AM 243-97, 1997-1998 Liquor License Renewals: Asia Gardens, Corsair Restaurant (Tour), Stuart Anderson Cattle Co., The Voyager Lounge (Tour) (Beverage Dispensary); Fraternal Order of Eagles #4174 (Club): Seven Eleven #1 (NO PREMISE); Seven Eleven #2; Seven Eleven #3; Seven Eleven #6; Seven Eleven #7; Seven Eleven #9; Seven Eleven #54; Seven Eleven #55; Seven Eleven #56; Seven Eleven #59; Seven Eleven #62; Seven Eleven #68 (Package Store); Bella Vista Pizzeria & Restaurant, Godfather's Pizza #2501 (Restaurant/Eating Place), Clerk's Office.

Ms. Clementson moved,  
seconded by Mr. Murdy,

to approve AM 243-97.

Ms. Clementson moved,  
seconded by Ms. Von Gemmingen,  
and it passed without  
objection,

to divide the question,  
so that the 7-Eleven shops stood  
separate from the main motion.

Question was called on the motion to approve all items in AM 243-97 with the exception of 7-Eleven establishments, and it passed without objection.

Ms. Clementson moved,  
the seconded by Mr. Meyer,  
to postpone discussion of  
7-Eleven licenses until April 8, 1997.

Ms. Clementson noted that the 7-Eleven chain had accumulated a significant number of Alcoholic Beverage Control Board violations, many of them involving juveniles.

Chairman Begich directed the Municipal Attorney's staff and the Municipal Clerk to inform 7-Eleven representatives about the Assembly's concerns and ask them to attend the April 8 meeting.

Question was called on the motion to postpone discussion of AM 243-97 as regarding the 7-Eleven licenses and it passed without objection.

Mr. Wuerch moved,  
seconded by Ms. Abney,  
and it passed without  
objection,

to reconsider action on item  
7.D.2, AM 257-97.

2. Assembly Memorandum No. AM 257-97, change order No. 1 to purchase order 61042 to exercise the first option period with Royal Printing Company for providing **printing of municipal envelopes** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.

Mr. Wuerch moved,  
seconded by Ms. Abney,

to approve AM 257-97.

In response to Chairman Begich, Purchasing Officer Ted Chenier said he did not know if the envelopes were printed on recycled paper. He said he would research the question and report tomorrow.

Chairman Begich felt the Municipality should use recycled paper for envelopes.

Question was called on the motion to approve AM 257-97 and it passed without objection.

3. Assembly Memorandum No. AM 261-97, contract amendment No. 4 to professional services contract with Tryck Nyman Hayes, Inc. or the **design of Wisconsin Street (West Northern Lights Boulevard to 43rd Avenue)**, Public Works.

Mr. Wohlforth moved,  
seconded by Ms. Abney,

to approve AM 261-97.

Mr. Wohlforth noted that the Wisconsin Street project costs began at \$400,000 and now are \$900,000. He noted that the proposed amendment included some work that was also addressed in an earlier amendment.

Public Works Director Jim Fero said he would prepare another memorandum detailing the additional expense of the contract.

Question was called on the motion to approve AM 261-97 and it passed without objection.

4. Assembly Memorandum No. AM 276-97, proprietary **lease of software** from TSI International for the Municipality of Anchorage,

Management Information Systems Department/Purchasing.

Mr. Wohlforth moved, to approve AM 276-97.  
seconded by Mr. Murdy,

In response to Mr. Wohlforth, Management Information Systems Director Bill Rasmussen explained he hoped to have a new computer system for the finance/payroll system in place by the year 2000. However, the shortest lease option offered by TSI International for the existing system was three years.

In response to Mr. Wuerch, Mr. Rasmussen said the year 2000 problem was not an issue in the existing Keymaster system.

Question was called on the motion to approve AM 276-97 and it passed without objection.

5. Assembly Memorandum No. AM 286-97, change order No. 1 to purchase order 64131 with Mila, Inc. for providing **employment assistance training** for State Training and Employment Programs (STEP) for the Municipality of Anchorage, Department of Health and Human Services/Purchasing.
6. Assembly Memorandum No. AM 287-97, change order No. 2 to purchase order 63937 with the University of Alaska Anchorage for providing **employment assistance training** for State Training and Employment Programs (STEP) for the Municipality of Anchorage, Department of Health and Human Services/Purchasing.

Ms. Clementson moved, to approve AM 286-97 and  
seconded by Mr. Murdy, AM 287-97.

In response to Ms. Clementson, Health and Human Services (HHS) Director Elaine Christian explained the reasons for the proposed increases. She said the new target clients will require more intensive services, as they are initially less employable than prior clients.

Ms. Clementson requested a written memorandum detailing the HHS employment assistance policy and procedures.

Question was called on the motion to approve AM 286-97 and AM 287-97 and it passed without objection.

F. INFORMATION AND REPORTS:

1. Information Memorandum No. AIM 35-97, Internal Audit Report 97-05 - **Private Development Program, Public Works Department**, Assemblymember Begich.

Ms. Clementson moved, to accept AIM 35-97.  
seconded by Mr. Kendall,

Ms. Clementson requested an update on the audit results in six months.

Public Works Director Jim Fero agreed to provide an update. He noted that more than half of the recommendations from the audit had been fully implemented, with most others in the implementation stages.

Question was called on the motion to accept AIM 35-97 and it passed without objection.

2. Information Memorandum No. AIM 39-97, **Imaginarium loan**, Finance.

Mr. Murdy moved, to accept AIM 39-97.  
seconded by Ms. Von Gemmingen,

Ms. Clementson moved, to amend AIM 39-97 on line 19  
seconded by Mr. Murdy, to read: "...payment from 2000  
and it passed without - 2005."  
objection,

Question was called on the motion to accept AIM 39-97 as amended and it passed without objection.

The Assembly then returned to item 7.C.7, AR 97-63.

Resolution No. AR 97-63, a resolution of the Anchorage Municipal Assembly **supporting and encouraging passage of House Bill No. 30, "An Act Relating to Civil Liability for Skateboarding and Providing for an Effective Date"**, Assemblymembers Meyer, Abney, Begich, Bell, Carlson, Von Gemmingen, and Wohlforth.

Mr. Meyer noted that passage of the State Legislature's resolution was necessary for a skateboard park to be built in Anchorage. He introduced some members of the Youth Advisory Commission, who spoke for the resolution.

Members of the Youth Advisory Board said the Board passed a resolution in support of HB30; they encouraged the Assembly to do the same.



ANDREW ISSACS and SCOTT GELICK, local skateboarding enthusiasts, spoke in favor of the skatepark and the resolution.

Mr. Meyer moved,  
seconded by Ms. Abney,  
and it passed without  
objection,

to approve AR 97-63.

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

- A. 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.  
(POSTPONED FROM 3-4-97)
- B. 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.  
(POSTPONED FROM 3-4-97)
- C. 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.  
(POSTPONED FROM 3-4-97)

Mr. Kendall moved,  
seconded by Mr. Wohlforth,  
and it passed without  
objection,

to postpone action on items  
9.A, B and C, AO 97-28, AO 97-29  
and AO 97-30, until May 6, 1997.

- D. **NOTICE OF RECONSIDERATION:** 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 AND 12-17-96; POSTPONED FROM 1-14-97, 1-28-97, AND 2-4-97; ADOPTED 3-4-97; NOTICE OF RECONSIDERATION WAS GIVEN BY MR. WOHLFORTH 3-5-97)

Chairman Begich gave the history of the ordinance and noted the question of whether to reconsider action was before the body. He noted the Mayor requested a postponement of this item to allow time for a work session, if the item is reconsidered.

Mr. Wohlforth spoke in support of reconsideration.

Ms. Clementson requested the work session include a presentation from Parks and Recreation and the Planning Department.

Question was called on the motion to reconsider action on AO 96-140 and it passed without objection.

Mr. Kendall moved,  
seconded by Ms. Abney,  
and it passed without  
objection,

to postpone action on AO 96-140  
until April 8, 1997.

- E. Ordinance No. AO 95-72, an ordinance of the Anchorage Municipal Assembly setting forth regulations for mothers who raise children as a full-time home occupation, henceforth to be known as the **1995 Momibus Act**, Assemblymember Clementson.  
(LAID ON THE TABLE 2-21-95; APPROVED 2-21-95; RECONSIDERED 2-21-95; POSTPONED FROM 2-28-95 AND-12-96)

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

Ms. Clementson moved,  
seconded by Mr. Murdy,  
and it passed with Mr.  
Bell objecting,

to postpone action on AO 95-72  
indefinitely.

10. APPEARANCE REQUESTS:

- A. **Recycling Summit Steering Committee**, regarding the March 29 Recycling Summit.
- B. **Andree McLeod**, regarding request for information from the Municipality.

These persons were heard later in the meeting. See after item 11.A.

11. **CONTINUED PUBLIC HEARINGS:**

- A. Ordinance No. AO 96-87, an ordinance amending various sections of Anchorage Municipal Code Chapter 21.90 to **limit the exceptions to and variances for required undergrounding** of new, repaired and replaced utility distribution lines, to accelerate such undergrounding by establishing minimum annual replacements and a matching fund program to promote undergrounding and to particularize and limit the authority of the Director of Community Planning and Development to grant variances to undergrounding requirements, Assemblymember Abney.
1. Assembly Memorandum No. AM 531-96.
  2. Assembly Memorandum No. AM 1100-96, Municipal Light and Power.
- (CARRIED OVER FROM 9-24-96; CONTINUED FROM 10-1-96 & 12-17-96)

Chairman Begich gave the history of the ordinance and noted the public hearing was still open.

Ms. Abney moved, to postpone action on AO 96-87  
seconded by Mr. Kendall, indefinitely.

Ms. Abney noted that the utilities and other interest groups felt this issue should be researched further. They will approach the Assembly at a later date with a request for a consultant.

Question was called on the motion to postpone AO 96-87 indefinitely and it passed without objection.

The Assembly then returned to item 10, Appearance Requests.

- A. **Recycling Summit Steering Committee**, regarding the March 29 Recycling Summit.

MOLLY MCCARTHY spoke on behalf of Citizens for Recycling Solutions. She outlined the history of her organization. She encouraged the Assembly to attend the recycling summit, and presented each member an invitation printed on recycled paper.

- B. **Andree McLeod**, regarding request for information from the Municipality.

Ms. McLeod said she requested phone logs for Mayor's office staff. She was told the information would cost \$2,100. She filed an ethics complaint because of this cost. She asked other questions, such as what happened to unused bond monies, and why contract attorneys were not out for competitive bid. She noted that if elected Mayor, she would request a full audit of all Municipal departments.

In response to Chairman Begich, Ms. McLeod said she wanted records of calls by Mr. Albrecht, Mr. Rogers and Mr. Roberts.

In response to Mr. Bell, Municipal Attorney Mary Hughes noted the request involved 15 months of phone logs. She stated that the Freedom of Information Act required the requester to pay any costs associated with obtaining information.

In response to Ms. Clementson, Ms. McLeod noted the Mayor faxed his letter of intent to 276-7018, the Alaska Public Offices Commission, from his City Hall office. She said it violates the code of ethics for Municipal employees to campaign on behalf of an elected official from municipal offices.

Chairman Begich encouraged Ms. McLeod to contact the Municipal Ethics Board and Alaska Public Offices Commission.

Mr. Wuerch moved, to recess into executive  
seconded by Ms. Abney, session to discuss the Anchorage  
and it passed without Telephone Utility budget and related  
objection, issues, public discussion of which  
might adversely affect the finances of  
the Municipality.

The meeting recessed at 6:20 p.m. and reconvened at 7:05 p.m.

The Assembly then returned to item 7.C.6, AR 97-62.

Resolution No. AR 97-62, a resolution of the Anchorage Municipal Assembly **supporting and encouraging passage of Senate Bill 94, "An Act Relating to Designating Flunitrazepam as a Schedule IVA Controlled Substance and Providing for an Effective Date"**, Assemblymembers Meyer, Begich, and Carlson.

Mr. Meyer moved, to approve AR 97-62.  
seconded by Mr. Wuerch,

Mr. Meyer gave a history of SB94, noting that Flunitrazepam, "Roofies," are the drug of choice for sexual predators.

AUDREY RENSCHION, an Assistant Prosecutor in the District Attorney's Office and a member of the Executive Board of STAR (Standing Together Against Rape), spoke in

favor of AR 97-62. She gave a history of the drug and explained some of the pharmacology.

Question was called on the motion to approve AR 97-62 and it passed without objection.

12. **NEW PUBLIC HEARINGS:**

- A. Ordinance No. AO 97-49, an ordinance determining and approving the total amount of the **annual operating budget of the Anchorage School District for its Fiscal Year 1997-98** and determining and appropriating the portion of the Assembly approved budget amount to be made available from local sources, Anchorage School District.
1. Assembly Memorandum No. AM 199-97.
  2. Information Memorandum No. AIM 43-97, Office of Management and Budget.
  3. Assembly Memorandum No. AM 295-97, Mayor's Office. (**addendum**)

Chairman Begich opened the public hearing and asked if anyone wished to speak.

BOB CRISTAL, Anchorage School District (ASD) Superintendent, offered an overview of the budget. The proposed budget does not include salary increases for teachers. He noted that state's support of ASD was not sufficient. The budget increases by \$12.6 million, \$11.3 million of which is due to local taxes; 60% of this increase is due to bond issues.

Mr. Meyer congratulated Mr. Cristal on the negotiations with the Anchorage Education Association. He asked Mr. Cristal to explain the impact of the mayor's proposed cut. Mr. Cristal explained that the \$3 million cut would force program cuts.

TOM McGRATH spoke for the budget cuts. He felt ASD should use the Municipality's computer systems whenever possible.

MICHAEL TAVELLA, chairman of the Anchorage Community Education Advisory Board, spoke in support of the budget as proposed by the ASD. He disagreed with the Mayor's proposal to reduce the budget by \$3 million. He said the budget has been carefully prepared and reviewed.

TOM HUFFER, a former counselor at Chugiak High School expressed some concerns about the political atmosphere. He felt that ASD should seek other sources of funding.

CARRIE BONESS spoke against cuts to the ASD budget. She felt it was unfair to compare Anchorage to other school districts in Alaska.

JAN CHRISTIANSON supported the school district budget and stated cuts should not be made. Mr. Bell asked if she felt homeowners would be willing to pay a 10% tax increase over time.

BILL REINER spoke against the budget, even with cuts. He felt that labor costs should be cut.

MARY VICE spoke for the school district budget.

EDGER EARNHART felt the school district should be kept as proposed.

KELLY HANEY spoke in support of the ASD budget.

JANICE BUCK spoke passionately and at length against cutting the budget. She accused the Assembly of being anti-education. Mr. Meyer and Mr. Wuerch noted that the Assembly was not anti-education, only anti-waste.

LOUANN SILSMAN felt the school district should budget to the maximum allowed by tax caps.

PEGGY ROBINSON-WILSON noted that special ed is growing quickly and explained it at length. She felt a diversified tax base was necessary. She also spoke to classroom overcrowding and bussing. She also felt the supply fee was not equitable.

CATHY PLUNKETT felt that school bus funds should be from operations and maintenance or bonded. She also noted that consolidation needed to take place. She also spoke against the supply fee.

SHARON LONG spoke for the ASD budget, noting this would be the best for students.

LORAIN FERRELL, School Board member, spoke for the ASD budget. She noted that busses and earthquake insurance were discussed in the ASD budget, explaining these issues. She noted that Anchorage is in the 57th percentile, about average, for spending of all school districts of similar size.

The meeting recessed at 9:00 p.m. and reconvened at 9:25 p.m.

KATHI GILLESPIE spoke in favor of the ASD budget.

DAVE WERDALL spoke in favor of the ASD budget. He noted an increase in students

necessitated a larger budget. This year's budget kept programs and sacrificed in some other places.

RACE JONES spoke in favor of a sales tax, noting that property owners bear too much of the tax burden. He proposed a number of things related to sales taxes.

CLAYTON BROWN stated that teachers contribute their own funds to the classroom, and ASD should be trusted to set their own budget.

ANDREW HALCRO asked the Assembly to support the Mayor. He felt insulted that the ASD would say that people should live in smaller homes if they don't want to pay taxes.

GARY SCHNEIDER, a former student, spoke for the ASD. He felt he had received a good education from ASD.

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

Mr. Murdy moved, to adopt AO 97-49.  
seconded by Mr. Wohlforth,

In response to Mr. Wohlforth, School Board president Debbie Ossiander reviewed the ASD's long range plan. She discussed population increases and inflation. Ms. Ossiander noted that long range planning was very difficult for the district, and they have to make the best guesses they can.

Mr. Christal discussed plans for next year's budget, including funds for Middle schools, classroom sizes and boundary changes.

Mr. Wohlforth summarized the School Budget Advisory Commission report. He congratulated ASD on the budgeting effort with the teachers. He noted that raising taxes may be a future answer for the budget. He pointed out that taxes in Anchorage were fairly low compared to most other cities. He supported the budget as presented by the District.

Mr. Bell spoke about cutting taxes, noting that ASD has to meet their budget, just like the Municipality. He noted that the Assembly is not against education, but must strike a balance between taxes and expenses. He felt the District could find ways to cut costs without cutting programs.

Mr. Bell moved, to amend AO 97-49 on line 14  
seconded by Mr. Meyer, to change the total budget amount to  
\$358,723,000 and on line 15 to change  
the local amount to \$100,228,823.

Mr. Meyer suggested the Assembly look for places to cut the budget. He felt most people speaking for the budget are associated with ASD, where those against represented the bulk of the community. He also felt that ASD should share computers with the Municipality. He felt there was still waste in the budget.

Mr. Wuerch spoke for the amendment.

Mr. Kendall felt the budget should be increased by \$9.3 million, as recommended by the School Budget Advisory Commission.

Ms. Von Gemmingen moved, to substitute an amendment  
to  
seconded by Ms. Clementson, change the amounts to \$360,723,000 and  
\$102,228,823, respectively.

(Clerk's Note: No question was called on this motion to substitute an amendment, but intent was determined that it passed without objection.)

Ms. Von Gemmingen spoke for the amendment. This cut is less drastic than the mayor's proposal. She noted that the budget was important, considering the growth of the school population in Anchorage.

Mr. Wuerch moved, to extend the meeting until  
seconded by Ms. Clementson, 11:00 p.m.  
and it passed without  
objection,

Mr. Murdy noted there was a tax burden and everyone had to deal with it, but education should not be cut in an unhealthy way.

Ms. Clementson noted the ASD budget is difficult because the Assembly does not have much time to review the budget. She noted that all members of the school board voted for the budget, and they range the political spectrum. She felt this was an accomplishment. Ms. Clementson felt that ASD needed to be more responsive to public concerns and complaints.

Ms. Abney noted that she would reluctantly support the \$1 million cut. She related some of her experiences as a teacher, describing her frustrations with budget limitations.

Mr. Wohlforth spoke in favor of the amendment, noting that it was a good

compromise between the Mayor's proposal and ASD's.

Chairman Begich discussed the statistical changes in the school district attendance. He noted the per capita increase was less than 1/2% per year. Per student costs have gone up 1.5% per year.

Question was called on Ms. Von Gemmingen's motion to amend and it passed:

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

Question was called on the motion to adopt AO 97-49 as amended and it passed:

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

(Clerk's Note: A motion to reconsider this action failed later in the meeting.)

Ms. Clementson moved, to combine the public hearings  
seconded by Mr. Wuerch, for items 12.B and C, AO 97-51  
and it passed without and AR 97-41.  
objection,

- B. Ordinance No. AO 97-51, an ordinance **creating the Downtown Business Improvement District** (Assessment District 1SD97) as a special assessment district for services with two areas for different levels of services and assessments, in an area of Downtown Anchorage generally including the area west of Gambell Street, north of 9th Avenue, east of the alley between "L" and "M" Streets and south of Ship Creek, but more specifically shown on the Special Assessment District 1SD97 map attached to this ordinance; authorizing said District to provide specified safe and clean services and establishing the basis and method of assessing, allocating and apportioning the costs of services and the rules and procedures for assessment calculations, billings, penalties, interest, costs, application of payments and enforcement of assessments and determining to proceed, Legal Department.
1. Assembly Memorandum No. AM 222-97.
  2. Information Memorandum No. AIM 30-97, Municipal Manager's Office.
  3. Assembly Memorandum No. AM 296-97, Municipal Manager's Office.
- (addendum)
- C. Resolution No. AR 97-41, a resolution confirming the assessment roll and levying special assessments for services on property specially benefited in the **Downtown Business Improvement District**, Special Assessment District 1SD97, setting the dates of assessment, and providing for assessment billing, payment due dates, application of payments, delinquency, penalties, interest and costs for delinquency and enforcement, Legal Department.
1. Assembly Memorandum No. AM 222-97.
  2. Information Memorandum No. AIM 30-97.
  3. Assembly Memorandum No. AM 296-97. (addendum)
- Mr. Bell moved, to continue the public hearing  
seconded by Mr. Wuerch, for AO 97-51 and AR 97-41 until  
and it passed without April 8, 1997.  
objection,
- D. 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.
1. Assembly Memorandum No. AM 236-97.

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

Ms. Clementson moved, to approve AR 97-46.  
seconded by Ms. Abney,

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

- E. Ordinance No. AO 97-32, an ordinance continuing or reestablishing the **Anchorage Memorial Park Cemetery Advisory Board**, Municipal Clerk.
1. Assembly Memorandum No. AM 112-97.
  2. Assembly Memorandum No. AM 292-97, Mayor's Office.

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 97-32.  
seconded by Mr. Meyer,

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

- F. Ordinance No. AO 97-37, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Section.30.172 by **assigning the classifications of "Assistant Police Chief" and "Deputy Police Chief" to Range 22E, Executive Positions**, subject to the appointment by the Mayor, Assemblymembers Carlson and Murdy.
1. Assembly Memorandum No. AM 132-97.
  2. Ordinance No. AO 97-37(S), an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Section.30.172 by assigning the classifications of "Assistant Police Chief" and "Deputy Police Chief" to Range 22E, Executive Positions, subject to the appointment by the Mayor, Assemblymember Carlson. (**addendum**)
  3. Assembly Memorandum No. AM 298-97.

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

Mr. Carlson moved,	to continue the public hearing
seconded by Mr. Murdy,	for AO 97-37 until April 8,
and it passed without	1997.
objection,	

- G. Ordinance No. AO 97-50, an ordinance making technical amendments to various provisions of the **Personnel Rules** in Anchorage Municipal Code Chapter.30 to specify experience qualifications for Personnel Review Board members and change the Board's name; to clarify employee positions description requirements; the inapplicability of grievance rules to position allocations; position allocation changes in bargaining unit designations; the effect of employee step placements on supervisory compensation adjustments; the designation of certification lists; and to amend the effective date for position allocations, Employee Relations Department.
1. Assembly Memorandum No. AM 215-97.

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

Mr. Murdy moved,	to continue the public hearing
seconded by Ms. Clementson,	for AO 97-50 until April 29,
and it passed without	1997.
objection,	

- H. Ordinance No. AO 97-31, an ordinance amending Anchorage Municipal Code Section 26.80.055 providing for **reduced solid waste fees to certain recycling operations** to prevent the automatic termination (sunset) of said section, Municipal Clerk.
1. Assembly Memorandum No. AM 111-97.
  2. Assembly Memorandum No. AM 263-97, Solid Waste Services.

Chairman Begich opened the public hearing and asked if anyone wished to speak.

CHRIS ALEXANDER with Alaska Metal Recycling testified in support of the ordinance. He gave a brief history of this item.

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

Mr. Murdy moved,	to adopt AO 97-31.
seconded by Mr. Meyer,	

1	Ms. Clementson moved,	to amend AO 97-31 in Section
	seconded by Mr. Wohlforth,	to reinstate paragraph C and amend it
		to read: "This section shall sunset
		April 8, 1998."

Ms. Clementson noted the amendment was a recommendation of the Solid Waste Services Commission.

Ms. Abney moved,	to amend the amendment to
seconded by Ms. Wuerch,	read "...April 8, 2000."

Mr. Bell and Ms. Clementson felt three years was too long; one year was more appropriate.

Mr. Wuerch noted the metals market determined the Municipality's ability to sell recycled metal. He supported Ms. Abney's amendment.

Question was called on Ms. Abney's motion to amend the amendment and it passed:

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

(Clerk's Note: There was no vote on Ms. Clementson's motion to amend as amended, but intent was determined that it passed without objection.)

Question was called on the motion to adopt AO 97-31 as amended and it passed:

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

Mr. Wohlforth moved, to extend the meeting in order  
seconded by Mr. Murdy, to complete the agenda.  
and it passed without  
objection,

- I. 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.  
1. Assembly Memorandum No. AM 239-97.

Mr. Murdy moved, to open and continue the public  
seconded by Mr. Kendall, hearing for AO 97-52 until April  
and it passed without 29, 1997.  
objection,

- J. 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.  
1. Assembly Memorandum No. AM 239-97.

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

Mr. Murdy moved, to continue the public hearing  
seconded by Mr. Wuerch, for AR 97-49 until April 29,  
and it passed without 1997.  
objection,

- K. Ordinance No. AO 97-42, an ordinance of the Municipality of Anchorage creating Street Reconstruction Special Assessment District 4SR96 - **the North Point Drive, North Point Circle, and Mere Circle Street, Drainage, and Street Light Reconstruction** and determining to proceed with proposed improvements therein, Public Works.  
1. Assembly Memorandum No. AM 137-97.

Chairman Begich opened the public hearing and asked if anyone wished to speak.

JAKE HEMLER, a resident of the subject area, noted the original contractor did not do an adequate job or maintain the work that was done. He was frustrated that the city spent money building memorials to mayors and such, but not much money repairing streets. He felt he was owed an adequate street after paying taxes for twenty-six years.

Mr. Bell clarified that the ordinance required 90% of the costs to be paid by the Municipality.

BILL KIMBALL, a local homeowner, spoke against the ordinance. He felt he would not benefit from the district.

PAT MCGEE, who owns five acres in the area, said she wanted a better street. However, the existing road is in such disrepair that the bumps act as speed bumps and slow traffic. She was concerned about a safety hazard if the street was repaired, thus removing the speed bumps. She also felt the proposed lighting was more appropriate to a boulevard than a residential area. Ms. McGee added that some residents of the area must use sump pumps to combat flooding, because when water lines were installed, fill material was not properly replaced.

In response to Ms. Abney, Public Works Director Jim Fero noted more meetings would be conducted with the local residents, and lighting would be part of the discussions.

MARION SEIMMOND, an area resident, spoke in favor of the ordinance.

DAVE BURFORD, an area resident, spoke for the ordinance. He noted he was opposed earlier, but now feels that the money is a good investment.

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

Mr. Bell moved, to adopt AO 97-42.  
seconded by Ms. Abney,

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

13. **BOARD OF ADJUSTMENT/ASSEMBLY APPEALS:** None.

14. **SPECIAL ORDERS:**

A. Mr. Bell moved, to override the Mayoral veto of  
seconded by Ms. Abney, AO 96-155, regarding private street  
easement in Potter Valley Subdivision,  
adopted March 4, 1997.

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

(Clerk's Note: This motion failed for lack of eight affirmative votes required to override a veto.)

B. Ordinance No. AO 97-59, an ordinance amending Anchorage Municipal Code Section 21.50.220.A Conditional Use Standards - **Drive-In Banks** to exclude the B-2B (Central Business District Intermediate) and B-2C (Central Business District Periphery) from the requirement to have direct access to a street which is designated as Class 1 or greater in the Official Streets and Highways Plan, Assemblymember Wohlforth.  
(**LAID ON THE TABLE**)

Mr. Wohlforth, Mr. Murdy and Mr. Wuerch joined in introducing AO 97-59. It was referred to the Planning and Zoning Commission for review prior to Assembly public hearing.

Mr. Wohlforth noted current zoning makes it difficult for banks in the Central Business District to install drive-thru windows.

C. Resolution No. AR 97-59, a joint resolution of the Anchorage School Board and the Anchorage Municipal Assembly **requesting the State Board of Education to rescind the regulation mandating earthquake insurance for schools**, Anchorage School Board/Anchorage Municipal Assembly.  
(**LAID ON THE TABLE**)

Mr. Wuerch moved, to approve AR 97-59.  
seconded by Mr. Murdy,

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

15. **ASSEMBLY COMMENTS:**

Ms. Abney requested a work session be scheduled to discuss the Communications and Transportation Acts of 1996.

Mr. Wuerch reminded his colleagues that the Alaska Municipal League was meeting in Juneau next week.

Mr. Meyer noted that ice ruts in the roads were a significant problem, and recommended this issue be addressed.

Ms. Clementson noted that the ice ruts are not being removed, but dry streets are being swept.

Operations Manager George Vakalis responded, noting that ice removal was indeed a priority. The Assembly discussed street maintenance, especially ice removal, at length.

Mr. Murdy reported on his trip to the National League of Cities conference in Washington, D.C.

Ms. Von Gemmingen requested an update on the CAP on Crime program.

Mr. Kendall moved, to reconsider action on item  
seconded by Mr. Abney, 12.A, AO 97-49.

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

Chairman Begich asked what would happen if a mayoral veto of this ordinance, the School District budget, was not overridden.

Assistant Municipal Attorney Bill Greene said that if the Mayor performs a line-item veto, and it was not overridden, then his action would become the final budget.



Mr. Murdy moved, to continue the meeting  
seconded by Ms. Abney, until March 26, 1997 at  
and it passed without 5:00 p.m.  
objection,

16. **UNFINISHED AGENDA:** None.

17. **AUDIENCE PARTICIPATION:** None.

18. **EXECUTIVE SESSIONS:**

A. Assembly's Regular Quarterly Executive Meeting with the Anchorage Telephone Utility.

This executive session was held earlier in the meeting. See after item 11.

The meeting recessed at 11:45 p.m.

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Continuation of March 25, 1997 Regular Meeting to March 26, 1997.

The meeting was reconvened at 5:00 p.m. March 26, 1997 by Chairman Mark Begich in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

**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.

Mr. Murdy moved, to adjourn the meeting.  
seconded by Mr. Wuerch,  
and it passed without  
objection,

19. **ADJOURNMENT:**

The meeting adjourned at 5:05 p.m.

\_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_  
Municipal Clerk

Date Minutes Approved: July 22, 1997

VC/kbs

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