

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Regular Meeting of August 26, 1997

1. **CALL TO ORDER:**

The meeting was convened at 5:00 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. Meyer.

4. **MINUTES OF PREVIOUS MEETING:**

- A. Regular Meeting - April 29, 1997
- B. Regular Meeting - May 6, 1997

Mr. Murdy moved, to approve the minutes of the
seconded by Mr. Kendall, regular meetings of April 29 and
and it passed without May 6, 1997.
objection,

5. **MAYOR'S REPORT:**

Mayor Mystrom suggested meetings with the Anchorage Legislative Caucus begin soon, to determine process. He said a replacement jail for Anchorage was one priority. The Mayor noted several changes in the building permit process have been implemented, resulting in improvements. He discussed results from surveys of people who have applied for permits under the new system. He stressed further improvements were needed and are being pursued.

Mr. Murdy suggested permit fees for building construction be combined so builders can pay one fee at one time.

Mayor Mystrom recommended a comprehensive review of Title 21 of the Municipal Code.

Chairman Begich agreed the permitting process had improved. He encouraged the Mayor to continue the improvements. He also complimented Police Chief Udland and staff for today's presentation on gang activities.

Mr. Murdy commended Chief Udland on the excellent job he is doing.

6. **ADDENDUM TO AGENDA:**

Mr. Murdy moved, to amend the agenda to include
seconded by Mr. Meyer, 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:**

- A. Mr. Murdy moved to approve all items on the
seconded by Ms. Abney, consent agenda as amended.

A. **BID AWARDS:**

- 1. Assembly Memorandum No. AM 715-97, recommendation of award to Alaska Pollution Control, Inc. for furnishing **year round road maintenance services** to the Municipality of Anchorage, Public Works Department (ITB 97-71), Purchasing.
- 2. Assembly Memorandum No. AM 732-97, recommendation of award to Vista Electrical Contractors, Inc. for the **ML&P Substation No. 20 (Bartlett Substation)** for the Municipality of Anchorage, Municipal Light and Power (ITB 97-C45), Purchasing.
- 3. Assembly Memorandum No. AM 740-97, recommendation of award to Conrad Contracting for furnishing **year round road maintenance services** to the Municipality of Anchorage, Public Works Department (ITB 97-70), Purchasing. (**addendum**)

4. Assembly Memorandum No. AM 751-97, recommendation of award to Bob's Services for furnishing **engine driven street flusher/ watering tanks** to the Municipality of Anchorage, Department of Property and Facility Management (ITB 97-64), Purchasing. (**addendum**)
5. Assembly Memorandum No. AM 752-97, recommendation of award to SeaCoast Construction Co. for **Chester Creek Sports Complex-Kosinski Ballfield improvements** for the Municipality of Anchorage, Cultural and Recreational Services Department (ITB 97-C50), Purchasing. (**addendum**)

B. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Ordinance No. AO 97-113, an ordinance amending the zoning map and providing for the rezoning from R-3SL (Multiple-Family Residential with Special Limitations) to R-2MSL (Multiple-Family Residential District with Special Limitations) for the **Strawberry Meadows Subdivision, Tracts E and J**, generally located on the south side of Strawberry Road and east of West 80th Avenue (Sand Lake Community Council) (Planning and Zoning Commission Case 97-069), Community Planning and Development. public hearing 9-23-97.
 - a. Assembly Memorandum No. AM 733-97.
2. Resolution No. AR 97-196, a resolution of the Municipality appropriating \$125,000 from the Eagle River/Chugiak Parks and Recreation Service Area Fund Balance (0162) as a contribution to the Eagle River/Chugiak Parks and Recreation Service Area Capital Improvement Fund (0462) for **professional services for Loretta French Park development**, Cultural and Recreational Services. public hearing 9-16-97.
 - a. Assembly Memorandum No. AM 726-97.

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

3. Resolution No. AR 97-197, a resolution of the Municipality of Anchorage accepting and appropriating \$323,841 to the Federal Categorical Grants Fund (0241) from the Department of Health and Human Services to **fund Family Planning Services**, Health and Human Services. public hearing 9-16-97.
 - a. Assembly Memorandum No. AM 727-97.
4. Resolution No. AR 97-199, a resolution of the Municipality of Anchorage accepting, when tendered, \$198,750 from the Federal Aviation Administration Airport Improvement Program Grant, and \$6,625 from the Alaska State Department of Transportation and Public Facilities Grant; and appropriating said grants and \$6,625 from Airport Retained Earnings to Merrill Field's Capital Improvement Fund for the purpose of reimbursing the Municipality of Anchorage the cost incurred for **Orca VII Land Acquisition (Obstruction Removal)**, Merrill Field Airport. public hearing 9-16-97.
 - a. Assembly Memorandum No. AM 734-97.
5. Resolution No. AR 97-200, a resolution of the Municipality of Anchorage accepting, when tendered, \$340,124 from the Federal Aviation Administration Airport Improvement Program Grant, and \$11,338 from the Alaska State Department of Transportation and Public Facilities Grant; and appropriating said grants and \$11,338 from Airport Retained Earnings to Merrill Field's Capital Improvement Fund for the **design of multiple airport improvement projects** Merrill Field Airport. public hearing 9-16-97.
 - a. Assembly Memorandum No. AM 735-97.
6. Resolution No. AR 97-203, a resolution of the Municipality of Anchorage appropriating \$140,000 from the Building Safety Service Area (0181) Fund Balance to the Department of Public Works, Building Safety Division for the **purchase of code books and vehicles**, Public Works. public hearing 9-16-97. (**addendum**)
 - a. Assembly Memorandum No. AM 741-97.
7. Resolution No. AR 97-204, a resolution of the Municipality of Anchorage appropriating \$6,946,000 of loan proceeds to Management Information Systems Capital Improvement Program Fund (0608) for the **costs of acquiring data processing capital improvements**, Office of Management and Budget. public hearing 9-16-97. (**addendum**)
 - a. Assembly Memorandum No. AM 742-97.
8. Resolution No. AR 97-205, a resolution of the Municipality of Anchorage appropriating \$140,000 from the New Anchorage Police Service Area (0151) Fund Balance to the Anchorage Police Department pursuant to the **federal court judgment in Cooper v. MOA**, A95-113-JV (JWS), Legal Department. public hearing 9-16-97. (**addendum**)
 - a. Assembly Memorandum No. AM 743-97.

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

9. Ordinance No. AO 97-114, an ordinance of the Anchorage Municipal Assembly providing for the **public purpose retention of certain tax foreclosed properties** described in this ordinance, and extinguishment of the outstanding tax liability and any demolition liens attributed to each of these real properties, Assemblymembers Wohlforth and Kendall. public hearing 9-16-97. (**addendum**)
 - a. Assembly Memorandum No. AM 749-97.

C. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 97-193, a resolution of the Anchorage Municipal Assembly appropriating \$2,500 from the State of Alaska, Department of Public Safety Highway Safety Planning Agency for the **Bicycle/Pedestrian Safety Program**, Anchorage Police Department.
 - a. Assembly Memorandum No. AM 716-97.
2. Resolution No. AR 97-194, a resolution of the Municipality of Anchorage providing for the acceptance and appropriation of two grants totaling \$63,770 from the State of Alaska, Department of Education to the State Categorical Grants Fund (0231) for the **Major Urban Resource Library (MURL) and 800# Interlibrary Loan and Reference Services Grant Programs**, Cultural and Recreational Services/Library.
 - a. Assembly Memorandum No. AM 717-97.
3. Resolution No. AR 97-198, a resolution of the Municipality of Anchorage appropriating \$63,520 from the Anchorage Parks and Recreation Service Area (0161) Fund Balance to the Department of Property and Facility Management to **pay attorney fees awarded in Alaska Firebirds v. Ogden Allied Entertainment Services/MOA**, Case No. 3AN-96-9163 Civil and reimburse Ogden Allied Entertainment Services for legal fees incurred, Legal Department.
 - a. Assembly Memorandum No. AM 728-97.

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

4. Resolution No. AR 97-201, a resolution of the Municipality of Anchorage appropriating \$20,000 from the New Anchorage Police Service Area (0151) Fund Balance to the Anchorage Police Department to fund Amendment No. 2 to professional legal services contract with Tindall, Bennett and Shoup regarding the **litigation of Anchorage Equal Rights Commission ex. rel. Eric Logue v. MOA**, AERC No. 95-118-E-SA, Legal Department.
 - a. Assembly Memorandum No. AM 736-97.
5. Resolution No. AR 97-202, a resolution of the Municipality of Anchorage, Alaska, accepting a State of Alaska, Department of Environmental Conservation grant offer and grant offer increase totaling \$22,888 and appropriating said grant offer and grant increase to the Anchorage Wastewater Utility's Capital Improvement Funds for the **Lathrop Sewer Upgrade and Apollo Drive Sewer Replacement and Rehabilitation (R&R) projects**, Water and Wastewater Utility.
 - a. Assembly Memorandum No. AM 737-97.
6. Resolution No. AR 97-206, a resolution of the Municipality of Anchorage for the acceptance and appropriation of a \$14,974 Symms grant to the State Categorical Grants Fund (0231) for Girdwood Valley Service Area and appropriating \$3,350 of Girdwood Service Area Parks and Recreation Operating Budget (0106 Fund) as a contribution to the State Categorical Grants Fund (0231) for Girdwood Valley Service Area for the **Four Corners tram**, Cultural and Recreational Services. **(addendum)**
 - a. Assembly Memorandum No. AM 744-97.
7. Resolution No. AR 97-207, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Jerry Anderson for his years of service and accomplishments** with the Municipality of Anchorage, Assemblymembers Abney, Begich, 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.

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 714-97, **Peking Wok Restaurant** - Transfer of Ownership of a Restaurant/Eating Place Liquor License and Restaurant Designation Permit (Bayshore-Klatt/ Sand Lake Community Councils), Clerk's Office.
 2. Assembly Memorandum No. AM 718-97, change order No. 1 to purchase order 63439 to exercise the first option period with Plunkett Enterprises for providing **courier service** between the Anchorage Municipal Libraries for the Municipality of Anchorage, Department of Cultural and Recreational Services/Purchasing.
3. Assembly Memorandum No. AM 719-97, recommendation of award to LCMF, Inc. for providing professional **architectural/engineering services** for Merrill Field Airport Capital Improvement Projects for the Municipality of Anchorage, Merrill Field Airport (RFP 34-97), Purchasing.
4. Assembly Memorandum No. AM 720-97, change order No. 3 to purchase order 63467 to exercise the first option period with Davis Block & Concrete for furnishing **ready-mix concrete** for the Municipality of Anchorage, Public Works Department/Purchasing.
5. Assembly Memorandum No. AM 721-97, change order No. 2 to purchase order 71949 with Anchorage Sand & Gravel for providing **asphalt crushing & stockpiling** for the Municipality of Anchorage, Public Works Department/Purchasing.
6. Assembly Memorandum No. AM 722-97, change order No. 2 to purchase order 60752 with Alaska Pipe & Supply for furnishing **miscellaneous plumbing supplies** to the Municipality of Anchorage, Purchasing Department.
7. Assembly Memorandum No. AM 723-97, **Anchorage Loop Water Transmission Main, Phase III** - Professional Engineering Services Agreement Amendment No. 2 with CH2M Hill, Inc., Water and Wastewater Utility.

- 8. Assembly Memorandum No. AM 724-97, change order No. 4 to the **Chester Creek Trunk Emergency Replacement** contract with Swalling Construction Company, Inc., Water and Wastewater Utility.
- 9. Assembly Memorandum No. AM 729-97, amendment No. One (1) to the professional services contract with Unwin, Scheben, Korynta & Huettl, Inc. (USKH) for **Coastal Trail North Extension Project**, Cultural and Recreational Services.

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

- 10. Assembly Memorandum No. AM 730-97, **Assembly 1998 Budget Schedule**, Office of Management and Budget.

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

- 11. Assembly Memorandum No. AM 731-97, amendment number one (1) to professional services contract with CRW Engineering Group for **Campbell Creek Trail Connection to Tudor Road Crossing**, Cultural and Recreational Services.
- 12. Assembly Memorandum No. AM 738-97, recommendation of award to International Business Machines Corporation (IBM) and PeopleSoft, Inc. for providing and implementing and integrated **Municipal Financial Information System and Human Resources/Payroll System** to the Municipality of Anchorage Management Information Systems Department (RFP 33-97), Purchasing.

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

- 13. Assembly Memorandum No. AM 739-97, change order No. 8 to purchase order 53821 with Skyline Electric, Inc. for furnishing **repair/installation of street lights/poles, traffic signals, lift stations, and thaw wires** for the Municipality of Anchorage, Public Works Department/Purchasing.
- 14. Assembly Memorandum No. AM 745-97, proprietary purchase of **mobile radios** from Motorola Communications, Inc. for the Municipality of Anchorage, Department of Property and Facility Management/Purchasing. **(addendum)**
- 15. Assembly Memorandum No. AM 750-97, **appointment to Police and Fire Retirement Board** (Donald Dietz), Employee Relations. **(addendum)**

E. INFORMATION AND REPORTS:

- 1. Information Memorandum No. AIM 123-97, **Sole Source Procurement Report** for the month of July 1997, Purchasing.

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

- 2. Information Memorandum No. AIM 124-97, **Anchorage Loop Water Transmission Main, Phase II** - Potential Change Order with Eastwind, a Division of NORCON, Inc., Water and Wastewater Utility.
- 3. Information Memorandum No. AIM 125-97, **Wimbledon Park Subdivision**, Legal Department. **(addendum)**

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

- 4. Information Memorandum No. AIM 126-97, a resolution of the Anchorage Transportation Commission urging adoption by the Anchorage Municipal Assembly an ordinance amending Anchorage Municipal Code Chapters 11.10-11.40 relating to **requiring all vehicles regulated under those chapters to subscribe to a computerized dispatch system**, Operations Manager/Transportation Inspection. **(addendum)**

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

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.

Mr. Murdy moved, to change the orders of the day
 seconded by Mr. Bell, and postpone action on item 9.C,
 and it passed without AO 97-75 and substitute versions,
 objection, until
 September 16, 1997, to allow consideration with other
 legislation on the same topic.

8. REGULAR AGENDA:

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

- 1. Resolution No. AR 97-196, a resolution of the Municipality appropriating \$125,000 from the Eagle River/Chugiak Parks and Recreation Service Area Fund Balance (0162) as a contribution to the Eagle River/Chugiak Parks and Recreation Service Area Capital Improvement Fund (0462) for **professional services for Loretta French Park development**, Cultural and Recreational Services. public hearing 9-16-97.
 - a. Assembly Memorandum No. AM 726-97.

Messrs. Carlson, Meyer and Murdy joined in introducing this resolution. The public hearing was scheduled for September 16, 1997.

Mr. Carlson requested information by the time of the public hearing on the proposed use for the appropriation, and the status of the gravel hills in the park.

- 2. Resolution No. AR 97-205, a resolution of the Municipality of Anchorage appropriating \$140,000 from the New Anchorage Police Service Area (0151) Fund Balance to the Anchorage Police Department pursuant to the **federal court judgment in Cooper v. MOA**, A95-113-JV (JWS), Legal Department. public hearing 9-16-97. **(addendum)**
 - a. Assembly Memorandum No. AM 743-97.

Messrs. Murdy, Meyer and Wuerch joined in introducing this resolution. The public hearing was scheduled for September 16, 1997.

In response to Mr. Murdy, Municipal Attorney Mary Hughes explained the points of this case. A former member of the Anchorage Police Department was denied a promotion, and he felt he was discriminated against because he filed a Federal Fair Labor Standards Act case. Because a settlement was not an alternative, the case went to trial. Ms. Hughes also explained the award in the case.

Chairman Begich noted the Code required quarterly reports to the Assembly on pending litigation. He requested a report on outstanding cases be compiled prior to the public hearing.

Ms. Hughes said such a report would not be public information. She offered to provide the report of outstanding cases in executive session.

D. RESOLUTIONS FOR ACTION:

- 1. Resolution No. AR 97-198, a resolution of the Municipality of Anchorage appropriating \$63,520 from the Anchorage Parks and Recreation Service Area (0161) Fund Balance to the Department of Property and Facility Management to **pay attorney fees awarded in Alaska Firebirds v. Ogden Allied Entertainment Services/MOA**, Case No. 3AN-96-9163 Civil and reimburse Ogden Allied Entertainment Services for legal fees incurred, Legal Department.
 - a. Assembly Memorandum No. AM 728-97.

Mr. Meyer moved, to approve AR 97-198.
seconded by Mr. Murdy,

In response to Mr. Wohlforth, Municipal Manager Larry Crawford said the administration has discussed reviewing all facility use policies.

Mr. Wohlforth strongly encouraged such a review, to avoid similar situations in the future.

Ms. Clementson requested a memorandum detailing the status of the facility policy review.

Question was called on the motion to approve AR 97-198 and it passed without objection.

- 2. Resolution No. AR 97-207, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Jerry Anderson for his years of service and accomplishments** with the Municipality of Anchorage, Assemblymembers Abney, Begich, Bell, Carlson, Clementson, Kendall, Meyer, Murdy, Von Gemmingen, Wohlforth, and Wuerch. **(addendum)**

Ms. Von Gemmingen moved, to approve AR 97-207.
seconded by Ms. Clementson,

Ms. Von Gemmingen read the resolution while Ms. Clementson presented it to Mr. Anderson.

Question was called on the motion to approve AR 97-207 and it passed without objection.

Mr. Anderson thanked the Assembly. He said leaving Municipal employment was difficult, but he looked forward to his new job.

E. NEW BUSINESS:

- 1. Assembly Memorandum No. AM 729-97, amendment No. One (1) to the professional services contract with Unwin, Scheben, Korynta & Huettl, Inc. (USKH) for **Coastal Trail North Extension Project**, Cultural and Recreational Services.

Mr. Wohlforth moved, to approve AM 729-97.
seconded by Mr. Kendall,

In response to Mr. Wohlforth, Cultural and Recreational Services Director Connie Jones said the proposed amendment included funds to design a connection for the Trail to Government Hill.

In response to Ms. Clementson, Ms. Jones said she would provide details on the proposed route of the north extension of the Trail. She noted the route design was still in the public input stage.

Question was called on the motion to approve AM 729-97 and it passed without objection.

- 2. Assembly Memorandum No. AM 730-97, **Assembly 1998 Budget Schedule**, Office of Management and Budget.

Mr. Wohlforth moved, to approve AM 730-97.
seconded by Mr. Wuerch,

There was a discussion of changing the 1997 Assembly meeting schedule established on December 17, 1996.

Mr. Wohlforth moved, to reinstate the regular meeting
seconded by Mr. Murdy, of December
9, 1997 and cancel the regular meeting of December
2, 1997.

(Clerk's Note: See further action on this motion and AM 730-97 under item 16, Unfinished Agenda.)

- 3. Assembly Memorandum No. AM 738-97, recommendation of award to International Business Machines Corporation (IBM) and PeopleSoft, Inc. for providing and implementing and integrated **Municipal** Financial Information System and Human Resources/ Payroll System to the Municipality of Anchorage Management Information Systems Department (RFP 33-97), Purchasing.

Mr. Wohlforth moved, to approve AM 738-97.
seconded by Mr. Carlson,

Mr. Wohlforth moved, to postpone action on AM 738-97
seconded by Mr. Murdy, until after action on item 12.C,
and it passed without objection, AR 97-192.

F. INFORMATION AND REPORTS:

- 1. Information Memorandum No. AIM 123-97, **Sole Source Procurement Report** for the month of July 1997, Purchasing.

Mr. Wuerch moved, to accept AIM 123-97.
seconded by Mr. Murdy,

In response to Mr. Wuerch, Management Information Systems Director Bill Rasmussen discussed a contract for Internet services with Finite Technologies. He said all providers, including the one that ATU has part ownership in, were investigated, and this company won the contract. The reported expenditure is an extension to that original contract.

Chairman Begich requested a memorandum detailing the bid amounts for the Municipality's Internet access contract.

In response to Ms. Von Gemmingen, Purchasing Officer Ted Chenier said the contract for Aeromap was for \$13,461; services were for Solid Waste Services.

Question was called on the motion to accept AIM 123-97 and it passed without objection.

- 2. Information Memorandum No. AIM 125-97, **Wimbledon Park Subdivision**, Legal Department. (**addendum**)

Mr. Meyer moved, to accept AIM 125-97.
seconded by Ms. Clementson,

Mr. Meyer said this response from the Legal Department was not what he intended. He expressed concern with a statement in the memorandum which indicated legal recourse was no longer available to the residents of the subdivision.

In response, Public Works Director Jim Fero explained the value of the land taken as collateral for the development improvements.

Assistant Municipal Attorney Bill Greene added that investigation of the situation was complicated by the fact that some documentation is missing.

In response to Mr. Meyer, Mr. Fero explained the subdivision did not qualify for the 90/10 funding program for street reconstruction because the streets were never completed. The 90/10 split is only for reconstruction of streets.

Municipal Manager Larry Crawford requested a postponement, for further review of the memorandum.

Mr. Carlson felt more information on the developer's bankruptcy was necessary.

Mr. Kendall requested a report on current laws, policies and practices concerning subdivisions and road improvements.

Ms. Clementson moved, to postpone action on AIM 125-97
seconded by Mr. Carlson, until September 23, 1997, pending further investigation of the issue.

Ms. Clementson requested an update on the recent Internal Audit report on the private development section of Public Works.

Mr. Crawford suggested a work session on this topic.

Mr. Meyer requested a work session on the skateboard park issue on September 23, 1997.

Question was called on the motion to postpone action on AIM 125-97 and it passed without objection.

3. Information Memorandum No. AIM 126-97, a resolution of the Anchorage Transportation Commission urging adoption by the Anchorage Municipal Assembly an ordinance amending Anchorage Municipal Code Chapters 11.10-11.40 relating to **requiring all vehicles regulated under those chapters to subscribe to a computerized dispatch system**, Operations Manager/Transportation Inspection. (**addendum**)

Mr. Wuerch moved, to accept AIM 126-97.
seconded by Mr. Meyer,

In response to Mr. Wuerch, Operations Manager George Vakalis said the administration has not had a chance to review recommendations of the Transportation Commission.

In response to Chairman Begich, Sterling Taylor of the Transportation Commission said it may take a long time for a complete revision of Title 11. The Commission feels that this particular issue is important enough to make this change now, rather than wait for the entire Title 11 revision. Mr. Taylor urged the Assembly to adopt an ordinance amending that portion of Title 11 regarding computerized dispatch systems.

Mr. Taylor also thanked Assembly members for participating in the Anchorage Neighborhood Health Center "Mash for Cash" program.

Question was called on the motion to accept AIM 126-97 and it passed without objection.

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

- A. Assembly Memorandum No. AM 673-97, 1997-1998 Liquor License Renewal: **Inlet Distributors** (Wholesale), Clerk's Office.
 1. Assembly Memorandum No. AM 673-97(A), 1997-1998 Liquor License Renewal: Inlet Distributors (Wholesale), Clerk's Office. (**addendum**)
(POSTPONED FROM 8-19-97)
- B. Assembly Memorandum No. AM 693-97, change order No. 4 to purchase order 42298 with Markley and Company for providing **lobbying services** to the Municipality of Anchorage, Municipal Light and Power/Purchasing.
(POSTPONED FROM 8-19-97)

Items 9.A. and 9.B. were considered later in the meeting. See item 16, Unfinished Agenda.

- C. Ordinance No. AO 97-75, an ordinance of the Anchorage Municipal Assembly enacting a new Section 3.85.097 of the Anchorage Municipal Code to **allow reimbursement of legal expenses incurred by successful applicants for benefits in contested cases before the Police and Fire Retirement Board**, Assemblymembers Murdy, Abney, Begich, Carlson, and Kendall.

1. Assembly Memorandum No. AM 404-97.
 2. Assembly Memorandum No. AM 475-97, Employee Relations.
 3. Ordinance No. AO 97-75(S), an ordinance of the Anchorage Municipal Assembly enacting a new Section 3.85.097 of the Anchorage Municipal Code to allow reimbursement of legal expenses incurred by successful applicants for benefits in contested cases before the Police and Fire Retirement Board, Assemblymembers Murdy and Bell. **(addendum)**
 4. Assembly Memorandum No. AM 746-97.
- (CONTINUED FROM 5-20-97; POSTPONED FROM 6-10-97)

This item was postponed until September 16, 1997 by a motion passed earlier in the meeting.

10. **APPEARANCE REQUESTS:**

- A. **Thomas J. McGrath, Ruth Moulton, and Dannie Bolden**, to discuss the right to a safe city.

Mr. McGrath spoke about the Anchorage Healthy Futures Project, specifically its goals for a safe city. He said a group of enforcement agencies working together was one component necessary for a safe city. He spoke in support of creating one department to oversee all enforcement functions, which would have a consistent enforcement philosophy. Mr. McGrath outlined problem areas he felt a unified enforcement agency would address. He said he and other supporters of this concept would circulate a petition to get this question on the ballot in April, 1998.

Ms. Moulton pointed out zoning enforcement needs more funding and personnel. She felt these issues should be addressed by the Assembly and the administration. She asked the Assembly to consider adding more funds to zoning enforcement during the upcoming budget cycle.

The meeting recessed at 6:35 p.m. and reconvened at 7:15 p.m.

11. **CONTINUED PUBLIC HEARINGS:**

- A. Resolution No. AR 97-184, a resolution of the Anchorage Municipal Assembly approving a conditional use for sales of alcoholic beverages (Restaurant/Eating Place Liquor License) located at Regional Park Subdivision, Unit #2, Tract P-1A, generally located on the east side of Business Boulevard and south of Farm Avenue (Chuan-Yu Wang d.b.a. **Peking House**) (Case 97-137), Community Planning and Development.
1. Assembly Memorandum No. AM 671-97.
- (CONTINUED FROM 8-19-97)

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

Mr. Kendall moved, _____ to approve AR 97-184.
seconded by Ms. Clementson,

Mr. Kendall noted there is a growing number of Eagle River area restaurants. He invited his colleagues to dine in Eagle River.

Question was called on the motion to approve AR 97-184 and it passed:

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

(Clerk's Note: Mr. Wohlforth and Mr. Murdy were out of the room at the time of the vote.)

- B. Ordinance No. AO 97-96, an ordinance amending the zoning map and providing for the rezoning from R-6 (Suburban Residential) Zone to R-1SL (Single Family Residential) with Special Limitations **Gregory Subdivision Tract 13**, according to the official plat of record, filed under Plat No. P-395 Records of the Anchorage Recording District, Third Judicial District, State of Alaska, generally located on the west side of Gregory Road and north side of Huffman Road. (Huffman-O'Malley Community Council) (Planning and Zoning Commission Case 97-055), Assemblymember Meyer.
1. Information Memorandum No. AIM 114-97, Community Planning and Development.
- (CONTINUED FROM 8-19-97)

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 97-96.
seconded by Mr. Meyer,

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

- C. Ordinance No. AO 97-109, an ordinance amending Anchorage Municipal Code Section 15.20.010 to **clarify that vehicles with current, valid seasonal waiver tabs constitute vehicle registration**

and to correct a technical defect in the definition of "Junk vehicle", Assemblymember Begich.

1. Assembly Memorandum No. AM 664-97.
 2. Ordinance No. AO 97-109(S), an ordinance amending Anchorage Municipal Code Section 15.20.010 to clarify that vehicles with current, valid seasonal waiver tabs constitute vehicle registration and to correct a technical defect in the definition of "Junk vehicle", Assemblymember Begich. (**addendum**)
 3. Assembly Memorandum No. AM 747-97.
- (CONTINUED FROM 8-19-97)

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 97-109(S).
seconded by Mr. Meyer,

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

NAYS: None.

12. **NEW PUBLIC HEARINGS:**

- A. Resolution No. AR 97-185, a resolution of the Municipality of Anchorage accepting and appropriating \$1,322,984 to the State Categorical Grants Fund (0231) from the State Department of Health and Social Services and appropriating \$270,000 to the State Categorical Grants Fund (0231) from General Government Operating Budget (0101) to **fund various health and human services** in the Municipality of Anchorage, Health and Human Services.
1. Assembly Memorandum No. AM 675-97.

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 approve AR 97-185.
seconded by Mr. Meyer,

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

NAYS: None.

- B. Resolution No. AR 97-186, a resolution authorizing the Municipality of Anchorage, Public Transportation, to enter into a Transfer of Responsibilities Agreement (TORA) in the amount of \$297,990 with the State of Alaska, Department of Transportation and Public Facilities and appropriating these funds to the Public Transportation Capital Fund 0485 for financing the **local match for the Transit Bus Replacement Project**, Department of Public Transportation.
1. Assembly Memorandum No. AM 676-97.

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 approve AR 97-186.
seconded by Ms. Clementson,

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

NAYS: None.

- C. Resolution No. AR 97-192, a resolution of the Anchorage Assembly appropriating a not to exceed amount of \$8,400,000 as a loan from the Self Insurance Fund (0602) to the Management Information Systems Capital Fund (0608) for the **procurement and implementation of new** financial, payroll, and human resources information systems for the Municipality and revising the 1997 Capital Improvement Budget for Management Information Systems/Finance.
1. Assembly Memorandum No. AM 713-97.

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 approve AR 97-192.
seconded by Ms. Von Gemmingen,

In response to Ms. Von Gemmingen, Soren Orley of the Finance Department explained how this proposed system compared to the new system purchased by the Anchorage School District (ASD). Although the ASD has more employees, the Municipality's needs are more complex. He clarified the ASD replaced only a financial system, whereas the Municipality is replacing financial systems as well as human resources and payroll systems. If the Municipality utilized the same system as the ASD, a new hardware platform would be necessary,

and additional personnel would have to be hired to operate the system. The current proposal will leverage existing Municipal hardware technology.

In response to Mr. Wohlforth, Chief Fiscal Officer Jerry Anderson explained AR 97-204, approved earlier in the meeting, appropriated funds for Management Information Systems Department capital improvements. These funds were from sale of certificates of participation. Those funds were not related to the project before the Assembly. He confirmed that funds would be loaned from the Municipality's Self Insurance Fund. In the event of a catastrophe which required payments from the Self Insurance fund, the money could be transferred back to the Self Insurance Fund and the amount refinanced within the general cash pool.

Question was called on the motion to approve AR 97-192 and it passed:

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

(Clerk's Note: A motion to reconsider this action failed after the following item.)

The Assembly then returned to item 8.E.3, AM 738-97.

Assembly Memorandum No. AM 738-97, recommendation of award to International Business Machines Corporation (IBM) and PeopleSoft, Inc. for providing and implementing and integrated **Municipal Financial Information System and Human Resources/Payroll System** to the Municipality of Anchorage Management Information Systems Department (RFP 33-97), Purchasing.

Mr. Murdy moved, to approve AM 738-97.
seconded by Mr. Wuerch,

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

Mr. Murdy moved, immediate reconsideration of
seconded by Ms. Von Gemmingen, AR 97-192.

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

Mr. Kendall moved, immediate reconsideration of
seconded by Ms. Abney, AM
738-97.

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

- D. Ordinance No. AO 97-100, an ordinance amending the zoning map and providing for the rezoning from R-5 (Rural Residential District) to R-2A (Two-Family Residential District) for **Hyatt Estates Subdivision, Block 1, Lot 1A**, generally located between the New Seward Highway and Lake Otis Boulevard on the southeast corner of East 68th Avenue and Hyatt Street (Abbott Loop Community Council) (Planning and Zoning Commission Case 97-040), Community and Planning Development.
1. Assembly Memorandum No. AM 610-97.

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

VALERIE HENDERSON-SMITH said she was available to answer any questions. She said she intended to subdivide the lot, but did not intend to place mobile homes on the property. She wanted to improve and beautify the area. In response to Mr. Meyer, Ms. Henderson-Smith said she would probably divide the property into three lots, in order to meet traffic access requirements. She will try to keep as many trees as possible. Two lots will probably be developed into single-family dwellings, and one will contain a duplex. In response to Mr. Wuerch, Ms. Henderson-Smith said she had not spoken with the Abbott Loop Community Council about the proposal. She intended to become involved with the Council if the rezoning was approved.

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 97-100.
seconded by Mr. Kendall,

Ms. Von Gemmingen requested more detailed maps, so streets are legible, when future documents are forwarded to the Assembly.

In response to Mr. Wohlforth, Don Alspach of Community Planning and Development said staff was originally opposed to this rezoning because the density did not conform to the Comprehensive Plan. However, the Planning and Zoning Commission (P&Z) disagreed; members felt the proposal was close enough to the Comprehensive Plan. Staff will not oppose P&Z.

Question was called on the motion to adopt AO 97-100 and it passed:

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

- E. Ordinance No. AO 97-101, an ordinance amending the zoning map and providing for the rezoning from R-4 (Multiple-Family Residential District) to R-3SL (Multiple-Family Residential District) with Special Limitations for **Tracts 1 and 2, U.S. Survey 3026, Section 8, T13N, R3W, Seward Meridian, AK**, also known as Hollywood Vista, containing approximately 15.28 acres, generally located to the south of East Bluff Road, between Elm Street and Kumquat Place (Government Hill Community Council) (Planning and Zoning Commission Case 96-040), Community Planning and Development.
 1. Assembly Memorandum No. AM 626-97.

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 97-101.
 seconded by Mr. Wohlforth,

Mr. Wohlforth moved, to amend AO 97-101 in Section 2:
 seconded by Mr. Murdy, paragraph 2
 to read: "...single
 and it passed without family detached housing
 objection,
 development. Each..." and in Section 3,
 paragraph 1 to read: "...if in existence, or if the task
 force is not in existence a similar community group to
 be created for the purpose by the Mayor, shall review
 a master development..."

Question was called on the motion to adopt AO 97-101 as amended and it passed:

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

- F. Ordinance No. AO 97-110, an ordinance amending the zoning map and providing for the rezoning from R-2A (Two-Family Residential District Large Lot) to R-1 (Single-Family Residential District) for **Tract 5A, Arnold L. Muldoon Subdivision**, generally located on the west side of Muldoon Road, north of Northern Lights Boulevard (Northeast Community Council) (Planning and Zoning Commission Case 97-122), Assemblymember Begich.
 1. Ordinance No. AO 97-110(S), an ordinance amending the zoning map and providing for the rezoning from R-2A (Two-Family Residential District Large Lot) to R-1 (Single-Family Residential District) for Tract 5A, Arnold L. Muldoon Subdivision, generally located on the west side of Muldoon Road, north of Northern Lights Boulevard (Northeast Community Council) (Planning and Zoning Commission Case 97-122), Community Planning and Development. **(addendum)**
 2. Assembly Memorandum No. AM 748-97.

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

JIM SAWHILL, representing Carr-Gottstein Properties, explained the proposal to rezone the subject property. He said the owner wished to develop the land with seventy-three, medium price range, single-family lots. He noted landscape buffers were already in existence to the north and south between adjoining properties. The project meets all standards for zoning map amendments, and is in conformance with the Comprehensive Plan. The developer has met with the Northeast Community Council twice, and received its endorsement. The project also received unanimous support by the Planning and Zoning Commission. In response to Mr. Wohlforth, Mr. Sawhill said the special limitation added by the Planning and Zoning Commission was acceptable.

SAM HAYWOOD, president of the Northeast Community Council, noted the Council supported the rezoning. The Council's beautification committee was concerned that the landscape buffer along Muldoon Road be adequate.

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

Ms. Clementson moved, to adopt AO 97-110(S).
 seconded by Mr. Murdy,

Ms. Clementson noted the Council supported this final proposal after the developer responded to concerns about the original proposal. She commended the developer for this responsiveness.

In response to Mr. Wohlforth, Don Alspach of Community Planning and Development explained staff's recommendation that a portion of the parcel be rezoned, leaving the balance with the original zoning. He said staff felt some multiple-family housing land along Muldoon Road should be retained. Mr. Alspach said the Planning and Zoning Commission supported the rezoning, with the special limitation to provide for a landscape buffer.

Question was called on the motion to adopt AO 97-110(S) and it passed:

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

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

14. **SPECIAL ORDERS:** See during Assembly Comments under item 16.

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

16. **UNFINISHED AGENDA:**

- A. Assembly Memorandum No. AM 673-97, 1997-1998 Liquor License Renewal: **Inlet Distributors** (Wholesale), Clerk's Office.
1. Assembly Memorandum No. AM 673-97(A), 1997-1998 Liquor License Renewal: Inlet Distributors (Wholesale), Clerk's Office. (**addendum**)
(POSTPONED FROM 8-19-97)

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

Mr. Meyer moved, to approve AM 673-97(A).
seconded by Mr. Murdy,

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

- B. Assembly Memorandum No. AM 693-97, change order No. 4 to purchase order 42298 with Markley and Company for providing **lobbying services** to the Municipality of Anchorage, Municipal Light and Power/ Purchasing.
(POSTPONED FROM 8-19-97)

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

Mr. Wohlforth reiterated his concerns about the amount of money spent on lobbying services.

Question was called on the motion to approve AM 693-97 and it passed:

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

- C. Assembly Memorandum No. AM 730-97, **Assembly 1998 Budget Schedule**, Office of Management and Budget.

Mr. Wohlforth moved, to amend AM 730-97 to reinstate
seconded by Mr. Wuerch, the
regular meeting of November
and it passed without 11, 1997 for the purpose of the
objection,
second public hearing on the operating budget,
take action on the budget on November 18, reserve
November 25 for potential revisions, and reinstate the
meeting of December 9, for action on any veto
overrides, and cancel the regular meeting of
December 2, 1997.

Question was called on the motion to accept AIM 730-97 as amended and it passed without objection.

D. Assembly Comments.

1. Ms. Clementson announced the Anchorage Literacy Project annual BizBee on September 9, 1997. She invited other Assembly members to join her in participating.
2. Ms. Von Gemmingen protested the delay in opening of the West High School pool. She asked completion be expedited. She also announced a westside town meeting, hosted by herself and Mr. Murdy at the Regal Alaskan Hotel on September 25, 1997.

3. Mr. Wuerch noted the Alaska Municipal League legislative committee would meet tomorrow, August 27, in Kenai.
4. Ordinance No. AO 97-115, an ordinance amending Anchorage Municipal Code Chapters 11.10-11.40 relating to **requiring all vehicles regulated under those chapters to subscribe to a computerized dispatch system**, Assemblymember Abney. **(LAID ON THE TABLE)**

Ms. Abney, Chairman Begich and Mr. Wuerch joined in introducing this ordinance. The public hearing was scheduled for September 23, 1997.

Ms. Abney requested additional information on a proposed work session to discuss Girdwood Land Use regulations. Lastly, she requested a research report on the tax and zoning history of the Gregory Subdivision area, which was rezoned earlier in the meeting.

5. Ordinance No. AO 97-116, an ordinance repealing Anchorage Municipal Code Section 10.55.115 to **remove the sunset clause of the teen nightclub ordinances** thereby continuing the effectiveness of said ordinances indefinitely, Assemblymember Meyer, Murdy, and Wohlforth. **(LAID ON THE TABLE)**
 1. Assembly Memorandum No. AM 753-97.

Mr. Meyer, Mr. Murdy and Ms. Abney joined in introducing this ordinance. The public hearing was scheduled for September 23, 1997.

6. Chairman Begich encouraged attendance at the Anchorage Legislative Caucus meetings on September 3, October 1, November 5 and December 3, 1997. He noted the Assembly received a letter of invitation from Anchorage's sister city, Incheon, Korea, to attend the 33rd Incheon Foundation Day celebration on October 15, 1997. Lastly, he said he would distribute results of a contractor survey next week.

17. **AUDIENCE PARTICIPATION:**

HARRIET DRUMMOND encouraged Assembly members to challenge the School Board team at the Anchorage Literacy Project BizBee. She also discussed AR 97-192, an appropriation for new Municipal financial, payroll, and human resources information systems, approved earlier in the meeting. She was surprised and concerned at the expense of this system, almost \$10 million. She noted the School District was in the process of switching to a similar system for a cost of only \$2.5 million. She encouraged the Assembly to review the bids for the Municipal system.

Mr. Wuerch responded by asking Ms. Drummond why the District purchased a system that was incompatible with Municipal systems.

Ms. Drummond explained the project began with selection of software that would perform the desired functions for the District. Hardware purchase was done later in the process. She noted Municipal officials were included in the committee process to develop the proposal packages.

Mr. Bell noted a comparison of the two systems was discussed earlier in the meeting, which addressed many of Ms. Drummond's questions. He referred her to Management Information Systems Director Bill Rasmussen for detailed information.

18. **EXECUTIVE SESSIONS:** None.

19. **ADJOURNMENT:**

The meeting adjourned at 8:10 p.m.

Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: October 21, 1997

LF/db

INDEX

Page Number

Airport improvement projects	2
Alaska Firebirds v. Ogden Allied Entertainment Services/MOA	3, 6
Anchorage Equal Rights Commission ex. rel. Eric Logue v. MOA	3
Anchorage Loop Water Transmission Main	4, 5
Apollo Drive Sewer Replacement and Rehabilitation	3
Architectural/engineering services	4
Asphalt crushing & stockpiling	4
Assembly 1998 Budget Schedule	4, 7, 15
Bicycle/Pedestrian Safety Program	3
Campbell Creek Trail Connection to Tudor Road Crossing	4
Chester Creek Sports Complex	2
Chester Creek Trunk Emergency Replacement	4
Coastal Trail North Extension Project	4, 7
Code books and vehicles	3
Computerized dispatch system	5, 8, 15
Courier service	4
Dannie Bolden; safe cities	9
Data processing capital improvements	3
Family Planning Services	2
Financial Information System and Human Resources/Payroll System	5, 7, 11, 12, 16
Four Corners tram	4
Health and human services	11
Interlibrary Loan and Reference Services Grant Programs	3
Jerry Anderson recognition	4, 6
Junk vehicle definition	10
Kosinski Ballfield improvements	2
Lathrop Sewer Upgrade	3
Liquor License	4, 9, 10, 14
Litigation: Cooper v. MOA	3, 6
Lobbying services	9, 14
Loretta French Park development	2, 5
ML&P Substation No. 20 (Bartlett Substation)	2
Mobile radios	5
Orca VII Land Acquisition (Obstruction Removal)	2
Plumbing supplies	4
Police and Fire Retirement Board	5, 9
Procurement Report	5, 7
Ready-mix concrete	4
Rezoning	2, 10, 12, 13
Road maintenance services	1, 2
Ruth Moulton; safe cities	9
Street flusher/watering tanks	2
Street lights/poles, traffic signals, lift stations, and thaw	5
Tax foreclosed properties retention	3
Teen nightclub ordinances	15
Thomas J. McGrath; safe cities	9
Transit Bus Replacement Project	11
Wimbledon Park Subdivision	5, 8