

MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY
Regular Meeting of January 13, 1998

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, George Wuerch, Mark Begich, Kevin Meyer, Fay Von Gemmingen, Cheryl Clementson, Ted Carlson, Joe Murdy.
Absent: Dan Kendall (excused.)

3. PLEDGE OF ALLEGIANCE:

The pledge was led by Mr. Bell.

4. MINUTES OF PREVIOUS MEETING:

A. Regular Meeting - December 9, 1997

Mr. Murdy moved, seconded by Ms. Von Gemmingen, and it passed without objection, to approve the minutes of the regular meeting of December 9, 1997.

5. MAYOR'S REPORT: None.

6. ADDENDUM TO AGENDA:

Mr. Murdy moved, seconded by Mr. Wohlforth, to amend the agenda to include 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 seconded by Ms. Von Gemmingen, to approve all items on the consent agenda as amended.

A. BID AWARDS: None.

B. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Ordinance No. AO 98-2, an ordinance of the Municipality of Anchorage, Alaska, authorizing the issuance of a revenue bond (**Anchorage Community Mental Health Services Project**), of the Municipality in an aggregate principal amount not to exceed \$825,000; authorizing the execution and delivery of a loan agreement in connection therewith; authorizing the proper officials of the Municipality to do all things necessary or advisable to consummate the issuance, sale and delivery of such bonds; providing the form of bond and manner of sale of said bond; and providing that the bond be placed with National Bank of Alaska, Finance. public hearing 1-27-98.
a. Assembly Memorandum No. AM 26-98.
2. Ordinance No. AO 98-5, an ordinance amending Anchorage Municipal Code Subsection 3.70.090A to **eliminate the employee substance abuse testing policy, procedures and rules as a subject of collective bargaining** and amending Anchorage Municipal Code Chapter 3.30 to establish the Municipality's Substance Abuse Testing Policy, Procedures and Rules as a new Personnel Rule 19, Employee Relations. public hearing 2-3-98.
a. Assembly Memorandum No. AM 27-98.
3. Ordinance No. AO 98-8, an ordinance amending Anchorage Municipal Code Section 14.60.020 to **set a period for performance of optional community work service in lieu of a civil fine for violations of curfew and possession of tobacco products ordinances**, Assemblymember Meyer. public hearing 1-27-98. (addendum)
a. Assembly Memorandum No. AM 42-98.
4. Ordinance No. AO 98-9, an ordinance amending Anchorage Municipal Code Chapter 3.85 to enact Part IV, Chapter 3.85 **establishing Police and Fire Retirement System Policies and Procedures for**

collection or payment of overpaid or underpaid retirement benefits to members of the System,
Employee Relations.
public hearing 1-27-98. **(addendum)**
a. Assembly Memorandum No. AM 47-98.

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

5. Resolution No. AR 98-18, a resolution of the Anchorage Municipal Assembly protesting the continued operation of a beverage dispensary liquor license at 3001 Spenard Road, Anchorage, Alaska dba **The South Seas Lounge**, Assemblymember Murdy.
public hearing 1-27-98. **(addendum)**

C. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 98-13, a resolution of the Municipality of Anchorage providing for the appropriation of \$17,600 from the sale of the Eustace P. Ziegler Oil "The Irish Wake" to the Miscellaneous Operational Grants Fund (0261) for the **purchase of a State of Alaska wall-size relief map** to be located at the Z. J. Loussac Library, third floor Galleria entry, Cultural and Recreational Services/Library.
a. Assembly Memorandum No. AM 28-98.

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

2. Resolution No. AR 98-14, a resolution of the Anchorage Municipal Assembly approving a minor amendment to an existing conditional use for sales of alcoholic beverages (Beverage Dispensary to Restaurant/Eating Place) located on Parcel 1, N1/2, NE1/4, NE1/4, Section 30, T13N, R3W SM Alaska (Sears Mall) generally located on the East Northern Lights Boulevard between Denali and the Seward Highway (Annie C. Wyche d.b.a. **Roscoe's Skyline Restaurant**) (Case 98-027), Community Planning and Development.
a. Assembly Memorandum No. AM 29-98.
3. Resolution No. AR 98-15, a resolution of the Anchorage Municipal Assembly approving the **1998 Heritage Land Bank Work Program**, Heritage Land Bank.
a. Assembly Memorandum No. AM 30-98.
4. Resolution No. AR 98-16, a resolution of the Anchorage Municipal Assembly **encouraging the AMATS Policy Committee to select the 10 percent scenario allocation for transportation enhancements**, Assemblymembers Wuerch, Bell, Carlson, Kendall, Meyer, and Murdy. **(addendum)**

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

5. Resolution No. AR 98-17, a resolution of the Anchorage Municipal Assembly appropriating \$99,000 from Areawide General Fund Balance (0101) to the Department of the Assembly to provide funding for a **business valuation of the Anchorage Telephone Utility**, Assemblymember Wohlforth. **(addendum)**
a. Assembly Memorandum No. AM 48-98.

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

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 24-98, **1998-99 Liquor License Renewals**: Midnight Express (**NO PREMISES**) (Beverage Dispensary); 35 Plus Singles Club, VFW Post #1685 (Club); Shopper's Cache (Package Store); Dimond Bowl (Recreational Site), Clerk's Office.
2. Assembly Memorandum No. AM 25-98, **Roscoe's Skyline Restaurant** - Transfer of Ownership and Location of a Restaurant/Eating Place Liquor License and Restaurant Designation Permit (Fairview/Rogers Park/Spenard Community Councils), Clerk's Office.
3. Assembly Memorandum No. AM 31-98, change order No. 2 to purchase order 60830 with DrugProof, Inc. for **substance abuse testing and collection services** for the Municipality of Anchorage, Employee Relations Department.
4. Assembly Memorandum No. AM 32-98, change order No. 1, contract amendment #1 to purchase order 64216 with Stone and Webster Engineering for **engineering consulting services** for the Municipality of Anchorage, Municipal Light and Power.
5. Assembly Memorandum No. AM 33-98, approval of **1998 grants to non-profit parks and recreation service providers**, Cultural and Recreational Services.
6. Assembly Memorandum No. AM 34-98, sole source agreement with Comtec Business Systems, Inc. to provide **PBX telephone services** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.
7. Assembly Memorandum No. AM 35-98, 1998-1999 Liquor License Renewal: **Moose's Tooth** (Restaurant/Eating Place), Clerk's Office. **(addendum)**
8. Assembly Memorandum No. AM 36-98, 1998-1999 Liquor License Renewal: **515 Club** (Beverage Dispensary), Clerk's Office. **(addendum)**

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

9. Assembly Memorandum No. AM 37-98, sole source contract to A. K. Consulting for providing **professional programming consultant services in support of the PFISHR Project** for the Municipality of Anchorage, Management Information Systems Department/Purchasing. **(addendum)**

- 10. Assembly Memorandum No. AM 43-98, change order No. 4 to ATU purchase order P77739000 with Ivan Moore Research to provide **additional professional telephone polling services for the Assembly ATU Committee**, Assemblymember Begich. **(addendum)**

Mr. Bell asked this item be considered on the regular agenda. See further action under item 16, Unfinished Agenda.

- 11. Assembly Memorandum No. AM 49-98, sole source contract to provide **professional business valuation services for the Assembly ATU Committee**, Assemblymember Begich. **(addendum)**

Mr. Bell asked this item be considered on the regular agenda. See further action under item 16, Unfinished Agenda.

E. INFORMATION AND REPORTS:

- 1. Information Memorandum No. AIM 8-98, **report of Public Works' construction contract amendments**, Public Works.
- 2. Information Memorandum No. AIM 9-98, **Monthly Financial Report** - November 1997, Finance.
- 3. Information Memorandum No. AIM 10-98, **1997 Special Municipal Election costs**, Clerk's Office.

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

AYES: Wohlforth, Bell, Abney, 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 98-9, an ordinance amending Anchorage Municipal Code Chapter 3.85 to enact Part IV, Chapter 3.85 **establishing Police and Fire Retirement System Policies and Procedures for collection or payment of overpaid or underpaid retirement benefits to members of the System**, Employee Relations.
public hearing 1-27-98. **(addendum)**
 - a. Assembly Memorandum No. AM 47-98.

Mr. Carlson declared a conflict of interest on this item.

Messrs. Meyer, Wuerch and Murdy joined in introducing this ordinance. The public hearing was scheduled for January 27, 1998.

D. RESOLUTIONS FOR ACTION:

- 1. Resolution No. AR 98-13, a resolution of the Municipality of Anchorage providing for the appropriation of \$17,600 from the sale of the Eustace P. Ziegler Oil "The Irish Wake" to the Miscellaneous Operational Grants Fund (0261) for the **purchase of a State of Alaska wall-size relief map** to be located at the Z. J. Loussac Library, third floor Galleria entry, Cultural and Recreational Services/Library.
 - a. Assembly Memorandum No. AM 28-98.

Mr. Bell moved, to approve AR 98-13.
seconded by Mr. Murdy,

Mr. Bell moved, to amend AR 98-13 on line 23 to read: "...relief map or
seconded by Mr. Wuerch, to restore the original 1956 Army relief map
and it passed without currently owned by the Library to be located at the
objection, Z.J. Loussac..."

Mr. Bell explained restoration of the map would cost about \$7,000 which would leave the remainder of the appropriation for purchase of books or other necessary library materials. Also, the old map has greater detail than the new map proposed for purchase.

Question was called on the motion to approve AR 98-13 as amended and it passed without objection.

- 2. Resolution No. AR 98-16, a resolution of the Anchorage Municipal Assembly **encouraging the AMATS Policy Committee to select the 10 percent scenario allocation for transportation enhancements**, Assemblymembers Wuerch, Bell, Carlson, Kendall, Meyer, and Murdy. **(addendum)**

Ms. Clementson moved, to postpone action on AR 98-16 until
seconded by Mr. Bell, March 3, 1998.

Ms. Clementson suggested Assembly representatives on the AMATS Policy Committee review this resolution prior to action. She also requested a work session be held in February to discuss the subject of the resolution.

In response to Mr. Wuerch, Ms. Clementson assured her colleagues the Policy Committee would not take action until the Assembly considers this resolution.

Question was called on the motion to postpone action on AR 98-16 until March 3, 1998 and it passed without objection.

3. Resolution No. AR 98-17, a resolution of the Anchorage Municipal Assembly appropriating \$99,000 from Areawide General Fund Balance (0101) to the Department of the Assembly to provide funding for a **business valuation of the Anchorage Telephone Utility**, Assemblymember Wohlforth. (**addendum**)
 - a. Assembly Memorandum No. AM 48-98.

Mr. Bell moved, to approve AR 98-17.
seconded by Mr. Wohlforth,

Mr. Bell questioned the purpose of determining a value for ATU, if the utility would be sold to the highest bidder.

Mr. Wohlforth explained obtaining a value of ATU would be helpful in several ways. The value could be included in a ballot question to pre-authorize a sale. People might not support a sale if there is no minimum price. Also, knowing the value would help set a minimum price for bidding purposes. Knowing an approximate sale price might also determine whether Assembly members would support a sale.

Mr. Bell felt the only true measure of ATU's value was the amount of the bids. He felt this was the best way, and would not involve the cost of the proposed valuation.

Mr. Meyer concurred with Mr. Wohlforth and discussed the reasons for determining the value of ATU.

Mr. Wuerch said he would support the appropriation. He clarified this support did not indicate support to place the question on the ballot.

Municipal Manager Larry Crawford said the administration recommended against approval. He said the only way to find a true value was through the bidding process. He pointed out the negative impact that might occur if the proposed valuation was incorrect. If the Assembly does approve the resolution, he requested the appropriation come from ATU's budget rather than the general fund.

Mr. Wohlforth noted general fund monies were chosen as the source to maintain the appearance of impartiality. He added if the results of the valuation appeared to be damaging to the Municipality's finances, there would be grounds to keep the information from public review.

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

(See item 16, Unfinished Agenda.)

E. NEW BUSINESS:

1. Assembly Memorandum No. AM 36-98, 1998-1999 Liquor License Renewal: **515 Club** (Beverage Dispensary), Clerk's Office. **(addendum)**

Ms. Clementson moved, seconded by Ms. Abney, and it passed without objection, to postpone action on AM 36-98 until January 27, 1998.

Resolution No. AR 98-19, a resolution of the Anchorage Municipal Assembly protesting the renewal of a beverage dispensary liquor license at 515 W. 4th Avenue, Anchorage, Alaska d/b/a **The 515 Club**, Assemblymember Clementson. **(LAID ON THE TABLE)**

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

F. INFORMATION AND REPORTS: None.

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

- A. Assembly Memorandum No. AM 7-98, approval of 1998 funding and to amend the professional services agreement with the **Anchorage Convention and Visitors Bureau (ACVB)**, Property and Facility Management.
1. Information Memorandum No. AIM 11-98, Office of Management and Budget.
- (POSTPONED FROM 1-6-98)

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

Ms. Clementson said her questions on this item were answered by the accompanying Informational Memorandum. She recommended approval.

Question was called on the motion to approve AM 7-98 and it passed:

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

- B. Information Memorandum No. AIM 4-98, The Raven - 1997 Bar Violations, Municipal Clerk.
(POSTPONED FROM 1-6-98)

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

Jay Durych spoke representing Dan Coffey's office. He explained Mr. Kaiser, co-owner of The Raven had contacted their office yesterday requesting legal representation in this matter. Mr. Durych requested a postponement to allow time to meet with Mr. Kaiser.

Mr. Carlson moved, to postpone action on AIM 4-98 until
seconded by Mr. Murdy, January 27, 1998.
and it passed without
objection,

Resolution No. AR 98-20, a resolution of the Anchorage Municipal Assembly protesting the continued operation of a beverage dispensary liquor license at 618 Gambell Street, Anchorage, Alaska dba **The Raven Bar**, Assemblymember Carlson. **(LAID ON THE TABLE)**

Messrs. Carlson, Wohlforth and Murdy joined in introducing this resolution. The public hearing was scheduled for January 27, 1998.

10. **APPEARANCE REQUESTS:**

- A. **Bud C. Knox**, regarding the sale of ATU and snow removal.

Mr. Knox noted Anchorage Telephone Utility's bond rating is good because of the way the utility is operated. The company provides good service with low rates and should not be sold. Mr. Knox pointed out the Assembly took an oath to uphold the U.S. Constitution and follow the will of the people. Several years ago, the people voted against selling the utility. A recent survey again indicated a majority of people oppose a sale. He pointed out there are more important issues to focus on, such as snow removal from sidewalks and bus stops.

- B. **Peg Tileston**, to report on the Recycling Task Force activities.

Ms. Tileston noted Citizens for Recycling Solutions have operated several one-day events where people can deposit all types of recyclable materials in one spot. The amount of materials collected at each event has grown, as well as the amount of public support and participation. The Task Force has members from almost all groups involved in recycling. Ms. Tileston thanked Solid Waste Services Director Joel Grunwaldt and Ms. Abney for their support. She said the Task Force was in the process of choosing a consultant to develop and implement a comprehensive community plan regarding recycling and waste reduction. She said the goal was to present the plan to the Assembly by October 1998. The Task Force will then work with the Assembly and administration to develop methods of implementation.

Scout leader Mark Mew introduced members of Boy Scout Troop 219 from Eagle River. The scouts were present to work toward Citizenship in the Community merit badges. Members of Troop 219 introduced themselves to the Assembly.

The meeting recessed at 6:00 p.m. and reconvened at 6:40 p.m.

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

12. **NEW PUBLIC HEARINGS:**

- A. Resolution No. AR 98-1, a resolution of the Anchorage Municipal Assembly approving an **appointment to a five-year seat on the Anchorage Telephone Utility (ATU) Board of Directors**, Assemblymember Begich.
 - 1. Resolution No. AR 98-1(S), a resolution of the Anchorage Municipal Assembly approving an appointment to a five-year seat on the Anchorage Telephone Utility (ATU) Board of Directors, Assemblymember Begich.

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 98-1(S).
seconded by Mr. Wohlforth,

The Assembly paused to vote the ATU ballots.

Municipal Clerk Lejane Ferguson compiled the results. Chairman Begich announced there were nine votes for Mr. Ender.

Mr. Wuerch moved, seconded by Ms. Von Gemmingen, and it passed without objection,	to amend AR 98-1(S) on line 31 to read: "That Richard L. Ender is appointed to the ATU Board..."
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Question was called on the motion to approve AR 98-1(S) as amended and it passed:

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

Mr. Wohlforth moved, seconded by Mr. Wuerch, and it passed without objection,	to combine the public hearings for items 12.B., 12.C. and 12.D, AO 97-139, AR 97-275 and AO 97-140.
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- B. Ordinance No. AO 97-139, an ordinance amending Anchorage Municipal Code Chapter 2.10 to require Assembly approval of the **Transportation and Air Quality Planning Operating Agreement**, and Assembly review and approval of the **Anchorage Metropolitan Area Transportation Study (AMATS) Transportation Improvement Program**, and the **AMATS Long-Range Transportation Plan** prior to final action by the AMATS Policy Committee, Assemblymember Wohlforth.
 - 1. Assembly Memorandum No. AM 932-97.
 - 2. Ordinance No. AO 97-139(S), an ordinance amending Anchorage Municipal Code Chapter 2.10 to require Assembly approval of the Transportation and Air Quality Planning Operating Agreement, and Assembly review and approval of the Anchorage Metropolitan Area Transportation Study (AMATS) Transportation Improvement Program, and the AMATS Long-Range Transportation Plan prior to final action by the AMATS Policy Committee, Assemblymember Wohlforth. **(addendum)**
 - 3. Assembly Memorandum No. AM 38-98.
 - 4. Assembly Memorandum No. AM 44-98, Community Planning and Development. **(addendum)**
- C. Resolution No. AR 97-275, a resolution of the Municipality of Anchorage concerning **terms to be included in the Transportation and Air Quality Planning Operating Agreements** between the Municipality and the State, Assemblymember Wohlforth.
 - 1. Assembly Memorandum No. AM 933-97.
 - 2. Resolution No. AR 97-275(S), a resolution of the Municipality of Anchorage concerning terms to be included in the Transportation and Air Quality Planning Operating Agreements between the Municipality and the State, Assemblymember Wohlforth. **(addendum)**
 - 3. Assembly Memorandum No. AM 39-98.
 - 4. Assembly Memorandum No. AM 45-98, Community Planning and Development. **(addendum)**
- D. Ordinance No. AO 97-140, an ordinance submitting to the qualified voters of the Municipality at the next Regular Election April 21, 1998, a ballot proposition enacting a new Charter Section 12.03 to **provide for the Assembly appointment and removal of the Assembly members on the Anchorage Metropolitan Area Transportation Study ("AMATS") Policy Committee**, Assemblymember Wohlforth.
 - 1. Assembly Memorandum No. AM 934-97.
 - 2. Ordinance No. AO 97-140(S), an ordinance submitting to the qualified voters of the Municipality at the next Regular Election April 21, 1998, a ballot proposition enacting a new Charter Section 12.03 to provide for the Assembly appointment and removal of the Assembly members on the Anchorage Metropolitan Area Transportation Study ("AMATS") Policy Committee, Assemblymember Wohlforth. **(addendum)**
 - 3. Assembly Memorandum No. AM 40-98.
 - 4. Assembly Memorandum No. AM 46-98, Community Planning and Development. **(addendum)**

Chairman Begich opened the public hearing for AO 97-139, AR 97-275 and AO 97-140 and asked if anyone wished to speak.

PAUL NANGLE, chair of the Downtown Community Council, said the Council discussed these three ordinances at its last meeting. The Council supports the proposals and feels they would provide a better system than that currently in use.

MERYL ACRES spoke in support of the ordinances. He said his experience with the AMATS process has been very dissatisfying over the years. Mr. Acres pointed out although AMATS is supposed to address transportation, general aviation is not addressed. He said a study was done on aviation management of the upper Cook Inlet area, but it has not been acted on. He added Anchorage receives no funding from the State for general aviation purposes. No funds will be forthcoming because there is no mechanism to request the funds.

RUTH ANN JENNINGS, president of the Board of Directors for the Alaska Center for the Environment, urged the Assembly to approve the proposed ordinance and resolution. She felt the Assembly needs control over AMATS, and the community needs protection from the abuses of AMATS. She said the Assembly has been responsive to and protected communities in Anchorage, from previous AMATS plans proposing high-speed commuter roads, road widening and shrinking pedestrian walkways. In her experience, AMATS is unresponsive and lacks a clear public process. It is also biased against trails, mass transportation, pedestrian and commuter interests.

WALTER PARKER, representing the Anchorage Trails and Greenways Association, spoke in favor of all three documents. He noted he chaired the AMATS committee 1974 through 1976. He felt the AMATS system was defective then, and has not

improved. It does not implement the 1969 Federal Highway Act, which intended to integrate community planning into highway planning. If the system is to improve, the proposed documents would be a necessary first step.

PEG TILESTON discussed the divisiveness of the AMATS process. She strongly supported the documents before the Assembly. They would be a major step toward creating accountability in transportation planning, and transforming the system into an integrated process with land use issues.

ART GEUSS spoke in support of all three proposals. As a long-time resident of Anchorage, he felt the AMATS system is ineffective. The proposals would help make the process more public, and involve residents and the Assembly.

STUART HALL testified in support of the ordinances and resolution. He said the public must have input into the transportation planning process, which thus far has been poor. The documents will help the process. He felt the legislation would improve the balance between the legislative and administrative branches of government, and the balance between government and citizens.

BETTY EVANS said she has been involved in the AMATS process for several years. She pointed out the process was confusing and difficult to navigate. Citizens must rebut AMATS decisions rather than have a say in those decisions. She asked the Assembly representatives direct AMATS to forward projects to affected community councils prior to finalization. She supported the three proposed documents.

HELEN NIENHUESER, representing the Rogers Park Community Council, said the Council passed a resolution supporting all three proposals. The Council felt the legislation would give the Assembly and residents a stronger voice in the planning and development of roads in Anchorage. She said the current system is difficult to understand, and logistically difficult to participate in. Also, it allows the administration to bypass the Assembly entirely if it chooses. Ms. Nienhueser recommended creation of a citizen's advisory committee to work with the administration throughout the development of the long range transportation plan. Also, she wanted the long range transportation plan and transportation improvement program be subject to adoption by Assembly ordinance. She presented a resolution passed by the Airport Heights Community Council.

BARBARA WEINIG noted she has been very involved in the AMATS process. She felt the process should become more open to the general public. Approval requirement by the Assembly would improve that access. She noted the Planning and Zoning Commission does not have enough time to devote to AMATS issues, so a separate AMATS citizens advisory committee would be a good thing. The Assembly and AMATS committee should also have input into the State transportation improvement plan.

CATHY GLEASON, representing the Turnagain Community Council, read a resolution passed by the Council in support of the proposed ordinances and resolution. She noted the Council also passed a motion supporting creation of a citizen's advisory committee that would have good community council representation. Ms. Gleason felt citizens' opinions need to be heard by those making road planning decisions.

ELISE HUGGINS said the AMATS did not work and was not responsive to citizens. She supported the proposed legislation; she felt it would be a step toward improving citizen involvement in the AMATS process.

CHERYL RICHARDSON spoke in support of the proposed reforms to the AMATS process. She felt the community should have complete control over roads within the Municipality. She also supported creation of a citizen's advisory committee, with members appointed by various community councils.

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

Mr. Wohlforth moved, to adopt AO 97-139(S).
seconded by Ms. Abney,

Mr. Wohlforth described the provisions in the ordinance. He felt once the Assembly has authority to approve the operating agreement for AMATS, it will have much more leverage and input into the process. He thanked Municipal Manager Larry Crawford for his time and effort in working on the ordinance.

Question was called on the motion to adopt AO 97-139(S) and it passed:

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

Mr. Wohlforth moved, to approve AR 97-275(S).
seconded by Ms. Abney,

Mr. Wohlforth noted the resolution would eliminate the Southcentral Clean Air Authority membership in AMATS. Also, there is a provision that the AMATS operating agreement must be ratified by the Assembly, as well as a provision that the long range transportation plan and transportation improvement program go before the Assembly for approval. He noted the resolution would be the appropriate legislation in which to include creation of a separate citizen advisory committee.

Municipal Manager Larry Crawford said the administration would return on January 27, 1998 with a position statement on creation of a separate citizen advisory committee.

Question was called on the motion to approve AR 97-275(S) and it passed:

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

Mr. Wohlforth moved, to adopt AO 97-140(S).
seconded by Ms. Abney,

Mr. Wohlforth felt it was important for the Assembly to determine which members represent the Assembly on the AMATS committee, and the ability to remove those members if they do not represent the will of the Assembly.

Mr. Wuerch noted currently, the Mayor appoints with approval of the Assembly. The proposed resolution would remove the Mayor from the process, therefore, fewer people would be responsible for appointing the representatives. He also pointed out the Assembly currently has power over appointments, because it can vote not to approve a Mayoral nominee. He felt charters and constitutions should not be amended for minor issues.

Ms. Clementson pointed out the resolution was a question for the voters to decide, not the Assembly. She recalled there has been controversy in the past regarding Mayoral nominees. The Assembly was faced with the choice of appointing a member they did not want, or going without representation on AMATS for some time.

Mr. Wohlforth added he could not recall when the Assembly has had the opportunity to confirm Mayoral appointments to AMATS. He explained without the ability to remove representatives that do not follow the will of the Assembly, there is no accountability.

In response to Mr. Wuerch, Mr. Wohlforth described the removal process. He anticipated if the representative refused to resign, the Assembly might approve a resolution formally removing the member and reappointing another member. He felt assignment to AMATS could continue to be part of Assembly reorganization performed after certification of the regular Municipal election.

Question was called on the motion to adopt AO 97-140(S) and it passed:

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

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

14. **SPECIAL ORDERS:**

Two resolutions were laid on the table and scheduled for public hearing earlier in the meeting.

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

16. **UNFINISHED AGENDA:**

- A. Resolution No. AR 98-17, a resolution of the Anchorage Municipal Assembly appropriating \$99,000 from Areawide General Fund Balance (0101) to the Department of the Assembly to provide funding for a **business valuation of the Anchorage Telephone Utility**, Assemblymember Wohlforth. **(addendum)**
a. Assembly Memorandum No. AM 48-98.

Mr. Wohlforth moved, to amend AR 98-17 on line 18 to read: "...Department of Law..." and on line 42 to read: "Department of Law" and in the accompanying memorandum, AM 48-98, line 20 to read: "0101-1151-3101..."
seconded by Ms. Clementson,

Mr. Wohlforth explained that channeling information through the Department of Law would ensure it is confidential until determination of whether it would adversely affect the finances of the Municipality.

Municipal Manager Larry Crawford noted the report would be reviewed by the Municipal Attorney's office and bond counsel.

Question was called on Mr. Wohlforth's motion to amend and it passed without objection.

Question was called on the motion to approve AR 98-17 as amended and it passed without objection.

- B. Assembly Memorandum No. AM 43-98, change order No. 4 to ATU purchase order P77739000 with Ivan Moore Research to provide **additional professional telephone polling services for the Assembly ATU Committee**, Assemblymember Begich. **(addendum)**

Mr. Bell moved, to approve AM 43-98.
seconded by Mr. Wuerch,
and it passed without
objection,

- C. Assembly Memorandum No. AM 49-98, sole source contract to provide **professional business valuation services for the Assembly ATU Committee**, Assemblymember Begich. (**addendum**)

Mr. Bell moved, to approve AM 49-98.
seconded by Mr. Wohlforth,

Mr. Wohlforth moved, to amend AM 49-98 on line 37 to read:
seconded by Mr. Bell, "0101-1151-3101..." and on line 38 to
and it passed without read: "1998 Department of Law
objection, Operating"

Question was called on the motion to approve AM 49-98 as amended and it passed without objection.

- D. Assembly Comments.

1. Mr. Wohlforth noted the Assembly ATU Committee would meet on January 20, 1998. He expected various draft ballot proposals would be available. He invited members to attend.
2. Chairman Begich announced a Spirit of Youth awards banquet on February 6, 1998.

17. **AUDIENCE PARTICIPATION:**

TERRY BURRELL spoke in support of having better Assembly representation on the AMATS committee. She noted plans to redesign Old Seward highway would have an adverse effect on some commercial businesses by eliminating direct access to Old Seward Highway.

BARBARA WEINIG complained about inaccuracies in published notices of Municipal board and commission meetings.

18. **EXECUTIVE SESSIONS:** None.

19. **ADJOURNMENT:**

The meeting adjourned at 8:10 p.m.

Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: February 24, 1998

LF/db

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