

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of November 24, 1998

1. **CALL TO ORDER:**

Chair Von Gemmingen convened the meeting at 5:20 p.m. in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

2. **ROLL CALL:**

Present: Bob Bell, Ted Carlson, George Wuerch, Melinda Taylor, Charles Wohlforth, Fay Von Gemmingen, Cheryl Clementson, Kevin Meyer, Pat Abney, Joe Murdy.
Absent: Dan Kendall (excused).

3. **PLEDGE OF ALLEGIANCE:** Charles Wohlforth led the pledge.

4. **MINUTES OF PREVIOUS MEETING:** None.

5. **MAYOR'S REPORT:** None.

Ms. Abney introduced her "walk a mile" partner Jeannie Johnson.

Chair Von Gemmingen introduced Sara Jackson, step daughter of Elvi Gray-Jackson.

6. **ADDENDUM TO AGENDA:**

Mr. Murdy moved, to amend the consent agenda to
seconded by Ms. Taylor, include the addendum items.

Chair Von Gemmingen read the addendum items.

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

7. **CONSENT AGENDA:**

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

A. **BID AWARDS:** None.

B. **ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:**

1. Ordinance No. AO 98-184, an ordinance amending the zoning map and providing for the rezoning from R-O (Residential Office District) and R-OSL (Residential Office District) with Special Limitations to B-3 (General Business District) with Special Limitations for **Tract A, Hardware Subdivision**, generally located on the north side of East Tudor Road and west of Denali Street (Spenard Community Council) (Planning and Zoning Commission Case 98-197), Assemblymembers Wuerch and Meyer. public hearing 1-5-99.
2. Resolution No. AR 98-370, a resolution of the Municipality of Anchorage appropriating \$30,730 of unappropriated revenue from within the Chugiak Fire Capital Improvement Fund (0404) and \$211,010 from the Chugiak Fire Service Area Fund (0104) Balance as a contribution to the Chugiak Fire Capital Improvement Fund (0404) for the **purchase of new fire apparatus**, Anchorage Fire Department. public hearing 12-8-98.
 - a. Assembly Memorandum No. AM 1088-98.
3. Resolution No. AR 98-376, a resolution of the Municipality of Anchorage appropriating \$893,953 as a grant from the State of Alaska Department of Health and Social Services to the Areawide General Capital Improvement Program Fund (0401) for **costs related to design and construction of an addition to the Chugiak Senior Center** for use as an Adult Day Care Center, Health and Human Services. public hearing 12-8-98.
 - a. Assembly Memorandum No. AM 1094-98.
4. Resolution No. AR 98-378, a resolution of the Municipality of Anchorage appropriating \$200,000 from the National Oceanographic and Atmospheric Administration (NOAA) of the U.S. Department of Commerce to the Heritage Land Bank Fund (0421) for **conducting a feasibility study for the Alaska Salmon Research Center** in Anchorage, Heritage Land Bank. public hearing 12-8-98. (**addendum**)
 - a. Assembly Memorandum No. AM 1099-98.
5. Ordinance No. AO 98-185, an ordinance amending the zoning map and providing for the rezoning from R-1SL (Single-Family Residential with Special Limitations) to PLI (Public Lands and Institutions) for **Tract A, Moose Meadows Subdivision**, generally located on the north side of Huffman Road and east of New Seward Highway (Huffman-O'Malley Community Council) (Planning and Zoning Commission Case 98-130), Community Planning and Development. public hearing 12-15-98. (**addendum**)

- a. Assembly Memorandum No. AM 1100-98

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

C. **RESOLUTIONS FOR ACTION:**

1. Resolution No. AR 98-369, a resolution of the Municipality of Anchorage, Alaska, accepting a State of Alaska, Department of Environmental Conservation grant in the amount of \$37,643 and appropriating said grant to the Anchorage Water Utility's Capital Improvement Fund for the **5th and Eagle Sewer Upgrade Project**, Water and Wastewater Utility.
 - a. Assembly Memorandum No. AM 1087-98.
2. Resolution No. AR 98-371, a resolution of the Municipality of Anchorage appropriating \$19,825 to the Federal Categorical Grants Fund (0241) from the U.S. Department of Health and Human Services to the Municipal Department of Health and Human Services for funding **Family Planning Services**, Health and Human Services.
 - a. Assembly Memorandum No. AM 1089-98.
3. Resolution No. AR 98-372, a resolution of the Municipality of Anchorage appropriating \$7,000 of the Heritage Land Bank General Fund (0221) Fund Balance to the Heritage Land Bank Capital Fund (0421) for refunding the Girdwood Board of Supervisors for the **Girdwood Industrial Park - Land Clearing Project** included in the approved General Government 1998 Capital Improvement Budget, Heritage Land Bank.
 - a. Assembly Memorandum No. AM 1090-98.
4. Resolution No. AR 98-373, a resolution of the Municipality of Anchorage appropriating Heritage Land Bank Revenues of \$50,000 from the Heritage Land Bank Fund (0221) to the Heritage Land Bank Capital Improvement Fund (0421) for the **Girdwood Commercial Development Plan**, Heritage Land Bank.
 - a. Assembly Memorandum No. AM 1091-98.
5. Resolution No. AR 98-374, a resolution authorizing the **granting of a tax refund to Sally S. and James V. Burkholder as a result of manifest clerical error** on Real Property Account 011-121-79, Finance.
 - a. Assembly Memorandum No. AM 1092-98.
6. Resolution No. AR 98-375, a resolution authorizing the **granting of a tax refund to Margaret L. Tovrea as a result of manifest clerical error** on Real Property Account 014-293-08, Finance.
 - a. Assembly Memorandum No. AM 1093-98.
7. Resolution No. AR 98-377, a resolution of the Municipality of Anchorage appropriating \$12,614 from the State of Alaska Department of Community and Regional Affairs to the State Categorical Grants Fund (0231) for the **Day Care Assistance Program** in the Department of Health and Human Services.
 - a. Assembly Memorandum No. AM 1095-98.
8. Resolution No. AR 98-379, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Senior Patrol Officer Joseph A. Lanham for his 18 years of service** with the Anchorage Police Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch. (**addendum**)

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

9. Resolution No. AR 98-380, a resolution of the Anchorage Municipal Assembly **recognizing the 30th Anniversary of the Anchorage Museum of History and Art**, Assembly Chair Von Gemmingen. (**addendum**)

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

D. **NEW BUSINESS:**

1. Assembly Memorandum No. AM 1096-98, **On-Site Wastewater System Technical Review Board appointment** (Willem Van Hemert), Mayor's Office.
2. Assembly Memorandum No. AM 1097-98, **Valli Vue Limited Road Service Area Board of Supervisors appointment** (Steven Jochens), Mayor's Office.
3. Assembly Memorandum No. AM 1078-98, approval of change order #1 to 1997-1998 contract with Trena Heikes, Attorney, to provide **legal services in the area of workers' compensation**, Finance.
4. Assembly Memorandum No. AM 1079-98, change order No. 1 to purchase order 82944 with RCC Consultants, Inc. for **providing a needs analysis and recommendations for the Computer Dispatch Center and Ancillary Management Systems** for the Municipality of Anchorage, Anchorage Fire Department/Purchasing.
5. Assembly Memorandum No. AM 1080-98, proprietary purchase for **development of CrimeView software and CrimeView Internet Map Server** from The Omega Group for the Municipality of Anchorage, Anchorage Police Department/ Purchasing.

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

6. Assembly Memorandum No. AM 1081-98, change order No. 4 to purchase order 73756 with Human Resources Company for the **operation of Job Training Partnership Act (JTPA)/State Training and Employment Programs (STEP)** in the Matanuska-Susitna Borough for the Municipality of Anchorage, Department of Health and Human Services/Purchasing.

7. Assembly Memorandum No. AM 1082-98, recommendation of award to Mila, Inc. for providing **specific/customized training services through the State Training and Employment Program (STEP)** for delivery within the Anchorage/Mat-Su Borough Areas for the Municipality of Anchorage, Department of Health and Human Services (RFP 47-98), Purchasing.
8. Assembly Memorandum No. AM 1083-98, recommendation of award to Cash Barner Architects for providing architectural programming, site selection, and design for a **replacement facility for the Sand Lake Fire Station** for the Municipality of Anchorage, Department of Property and Facility Management (RFP 39-98), Purchasing.
9. Assembly Memorandum No. AM 1084-98, change order No. 2 to purchase order 60352 with Jenos Construction to **paint interior surfaces at various municipal facilities** for the Municipality of Anchorage, Department of Property and Facility Management/ Purchasing.
10. Assembly Memorandum No. AM 1085-98, change order No. 1 to purchase order 83878 with Yukon Equipment, Inc. for furnishing a **skid-steer loader** to the Municipality of Anchorage, Department of Property and Facility Management/ Purchasing.
11. Assembly Memorandum No. AM 1086-98, change order No. 3 to purchase order 63482 with Walt's Services for providing **snow and ice removal services** for the Municipality of Anchorage, Public Works Department/Purchasing.
12. Assembly Memorandum No. AM 1098-98, change order No. 4 to purchase order 72999 with Robert D. Klausner, P.A. for **legal services related to pension law issues** for the Municipality of Anchorage, Police and Fire Retirement System (P&FRS), Purchasing.

E. INFORMATION AND REPORTS:

1. Information Memorandum No. AIM 141-98, **Anchorage Loop Water Transmission Main, Phase II pipeline leak**, Water and Wastewater Utility.
2. Information Memorandum No. AIM 142-98, **Monthly Financial Report** - September 1998, Finance.
3. Information Memorandum No. AIM 143-98, **contracts awarded between \$30,000 and \$100,000 through formal competitive processes** for the month of October 1998, Purchasing.
4. Information Memorandum No. AIM 144-98, **1998 Board of Equalization meetings and appeal status**, Municipal Clerk. (**addendum**)

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

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, 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 98-185, an ordinance amending the zoning map and providing for the rezoning from R-1SL (Single-Family Residential with Special Limitations) to PLI (Public Lands and Institutions) for **Tract A, Moose Meadows Subdivision**, generally located on the north side of Huffman Road and east of New Seward Highway (Huffman-O'Malley Community Council) (Planning and Zoning Commission Case 98-130), Community Planning and Development. public hearing 12-15-98. (**addendum**)
 - a. Assembly Memorandum No. AM 1100-98

Ms. Clementson, Ms. Taylor and Mr. Meyer supported introduction of AO 98-185.

Ms. Clementson moved, to set the public hearing
seconded by Ms. Taylor, on December 8, 1998.
and it was withdrawn,

After some discussion on advertising requirements, the public hearing was set for December 15, 1998.

D. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 98-379, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Senior Patrol Officer Joseph A. Lanham for his 18 years of service** with the Anchorage Police Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch. (**addendum**)

Mr. Murdy moved, to approve AR 98-379.
seconded by Ms. Clementson,
and it passed without
objection,

Mr. Carlson read the resolution while Mr. Murdy presented the resolution to Officer Lanham.

2. Resolution No. AR 98-380, a resolution of the Anchorage Municipal Assembly **recognizing the 30th Anniversary of the Anchorage Museum of History and Art**, Assembly Chair Von Gemmingen. (**addendum**)

Ms. Clementson moved, to approve AR 98-380.
seconded by Ms. Taylor,
and it passed without
objection,

Mr. Wuerch read the resolution while Ms. Clementson presented it to Susie Johnston, Deputy Director of the Museum.

E. **NEW BUSINESS:**

1. Assembly Memorandum No. AM 1080-98, proprietary purchase for **development of CrimeView software and CrimeView Internet Map Server** from The Omega Group for the Municipality of Anchorage, Anchorage Police Department/ Purchasing.

Mr. Wuerch moved, to approve AM 1080-98.
seconded by Ms. Taylor,

In response to Mr. Wuerch, Police Chief Udland stated the system would be compatible with the municipal GIS system and Tiburon.

In response to Ms. Taylor, Police Chief Udland advised that the vendor has a local office. Anchorage will be the only department in the state with this capability.

Question was called on the motion to approve AM 1080-98 and it passed without objection.

F. **INFORMATION AND REPORTS:** None.

The Assembly then considered some Special Orders.

Resolution No. AR 98-368, a resolution to set public hearing on the question of the continued operation of the license for the sale of alcoholic beverages held by C & L Enterprises, Inc. d/b/a **Alaska Liquor Store #1**, located at 2607 "A" Street, Anchorage, Alaska, Assemblymember Wuerch. (**LAID ON THE TABLE**)

Mr. Wuerch moved, to approve AR 98-368.
seconded by Ms. Clementson,

Mr. Wuerch explained the resolution was a charging document, to which the licensee will be expected to reply on January 5, 1999.

Mr. Wohlforth suggested a clarifying letter accompany the notice to the licensee.

Deputy Municipal Attorney Bill Greene advised that the Assembly would decide what, if any, action to take after the hearing is completed.

Question was called on the motion to approve AR 98-368 and it passed:

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

(Clerk's Note: See January 5, 1999 minutes for action on the public hearing resolution, AR 98-381.)

Ordinance No. AO 98-187, an ordinance of the Municipality of Anchorage amending Anchorage Municipal Code Section 4.50.095 and Chapters 11.10-11.40 **creating a Safety Advisory Committee for vehicles regulated by the Anchorage Transportation Commission**, requiring additional equipment on vehicles regulated by the Anchorage Transportation Commission, and making other changes aimed at increasing the safety of chauffeurs of taxicabs, Assemblymember Abney. (**LAID ON THE TABLE**)

Ms. Abney, Ms. Taylor, Mr. Meyer and Ms. Clementson joined in introducing this ordinance. There was no objection and the public hearing was set for December 15, 1998.

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

- A. Assembly Memorandum No. AM 1030-98, **Spirits of Alaska #3** - Transfer of Location of a Package Store Liquor License (Campbell Park/Taku-Campbell Community Councils), Clerk's Office.
(POSTPONED FROM 11-17-98)

Chair Von Gemmingen stated no motions were pending on this item.

Mr. Murdy disclosed that the owner of the license owed money to his contracting firm.

Mr. Meyer moved, to approve AM 1030-98.
seconded by Mr. Wuerch,

Mr. Meyer moved,
seconded by Mr. Wuerch,

the question “does Mr. Murdy have a substantial financial interest in the matter before the Assembly?”

In response to Ms. Abney, Mr. Murdy pointed out his company stood a better chance of being paid if the licensee opened another store.

Question was called on whether Mr. Murdy had a substantial financial interest and it passed:

AYES: Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Abney.
NAYS: Bell, Meyer.
ABSTAIN: Murdy.

Question was called on the motion to approve AM 1030-98 and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Meyer, Abney.
NAYS: Clementson.
ABSTAIN: Murdy.

- B. Ordinance No. AO 98-155, an ordinance **adopting and appropriating funds for the Municipality's 1999 Anchorage Telephone Utility Operating and Capital Budgets**, Anchorage Telephone Utility.
 1. Assembly Memorandum No. AM 991-98.
(POSTPONED FROM 11-17-98)

Chair Von Gemmingen stated no motions were pending on this item.

Ms. Clementson moved,
seconded by Ms. Abney,

to adopt AO 98-155.

In response to Mr. Wuerch, ATU Financial Manager Melissa Fouts explained the dividend was an equity transfer under separate resolution, not a budget expense.

Question was called on the motion to adopt AO 98-155 and it passed:

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

(Clerk's Note: See motion for immediate reconsideration after the following item.)

- C. Resolution No. AR 98-337, a resolution **adopting the 1999-2004 Anchorage Telephone Utility Capital Improvement Program**, Anchorage Telephone Utility.
 1. Assembly Memorandum No. AM 992-98.
(POSTPONED FROM 11-17-98)

Chair Von Gemmingen stated no motions were pending on this item.

Mr. Murdy moved,
seconded by Ms. Clementson,

to approve AR 98-337.

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

(Clerk's Note: See motion for immediate reconsideration after the following item.)

Ms. Abney moved,
seconded by Mr. Murdy,

for immediate reconsideration of adoption of AO 98-155.

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

Mr. Murdy moved,
seconded by Mr. Wohlforth,

for immediate reconsideration of approval of AR 98-337.

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

- D. Ordinance No. AO 98-154, an ordinance adopting and appropriating funds for the **1999 Public Utilities Operating and Capital Budgets** for the Municipality of Anchorage, Office of Management and Budget.
 1. Assembly Memorandum No. AM 956-98.
 2. Information Memorandum No. AIM 137-98, Utility Commission resolutions regarding 1999 proposed budgets for ML&P, AWWU, Solid Waste Services, Port of Anchorage and Merrill Field, Office of Management and Budget.
(POSTPONED FROM 11-17-98)

Chair Von Gemmingen stated no motions were pending on this item.

Mr. Murdy moved, to adopt AO 98-154.
seconded by Mr. Wuerch,

Mr. Wohlforth objected to including road funding in the Port budget. Generally, road projects receive public scrutiny through the AMATS or bonding processes. However, this road would not be subject to public input. He recommended the construction funding be delayed until the design has been done and publicly discussed.

Mr. Wohlforth moved, to amend the Port budget in AO 98-154 to reduce fund 0571
seconded by Ms. Clementson, by \$1,650,000 to \$3,515,000; insert a new section 4 to read:
"The Port Emergency Access road will be designed in 1999
and constructed in 2000. Design is funded at up to \$350,000
and shall include a public involvement program." and
renumber the following sections accordingly.

Municipal Manager Vakalis clarified the current plan provides for public input on the route design. Because the design will be basic, they hope to go out for bid next fall. The purpose of the road is for emergency evacuation of the port area. The route will be coordinated with the military.

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

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

Mr. Carlson moved, to amend AO 98-154 to increase the AWWU budget by
seconded by Mr. Bell, adding \$1,300,000 to the Glenn Highway Water and
Wastewater Extension Project; \$1,000,000 to come from debt
and \$300,000 to come from equity.

Mr. Carlson explained that the amendment would provide funding for the design of the service extension to schools in the Chugiak, Birchwood, Peters Creek, and Eklutna areas. The utility is currently seeking 100% federal and state funding for the project. The work will coincide with the Glenn Highway expansion.

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

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

Question was called on the motion to adopt AO 98-154 as amended and it passed:

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

Mr. Wuerch moved, immediate reconsideration.
seconded by Mr. Wohlforth,

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

- E. Resolution No. AR 98-286, a resolution adopting the **1999-2004 Public Utilities Capital Improvement Program**, Office of Management and Budget.
1. Assembly Memorandum No. AM 964-98.
 2. Information Memorandum No. AIM 137-98.
- (POSTPONED FROM 11-17-98)

Ms. Clementson moved, to approve AR 98-286.
seconded by Mr. Meyer,

Mr. Wohlforth moved, to amend AR 98-286 to change the Port of Anchorage 1999
seconded by Ms. Clementson, to \$3,515,000 and increase the 2000 amount by \$1,650,000.

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

Ms. Clementson moved, to amend AR 98-286 to reflect changes made to the
seconded by Mr. Meyer, AWWU budget by action on AO 98-154.

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

Question was called on the motion to approve AR 98-286 as amended and it passed:

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

Mr. Murdy moved, immediate reconsideration.
seconded by Mr. Wuerch,

AYES: Clementson.

NAYS: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Meyer, Abney, Murdy.

- F. Ordinance No. AO 98-166, an ordinance of the Municipality of Anchorage **adopting and appropriating funds for the 1999 General Government Operating Budget for the Municipality of Anchorage**, Office of Management and Budget.
1. Assembly Memorandum No. AM 957-98.
(POSTPONED FROM 11-17-98)

Action on this item occurred later in the meeting. See item 16.

10. **APPEARANCE REQUESTS:**

- A. **Kendra Tabor**, regarding police force for the elderly and disabled.

KENDRA TABOR complained the police were unresponsive and unable to stop drug addicts and criminals from preying on the elderly and disabled. The community compounds the problem by feeding addicts at Beans Café and forgiving punishment for criminal acts, if they enter treatment programs. All the assistance programs seem aimed toward helping the perpetrator, not the victims of crime.

Mr. Wuerch moved, to change the orders of the day
seconded by Ms. Clementson, to consider New Public Hearings.
and it passed without
objection,

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

12. **NEW PUBLIC HEARINGS:**

- A. Resolution No. AR 98-352, a resolution of the Municipality of Anchorage appropriating \$200,000 from the Areawide General (0101) Fund Balance to the Office of the Municipal Attorney to **secure additional contract legal services for the sale of the Anchorage Telephone Utility**, Legal Department.
1. Assembly Memorandum No. AM 1034-98.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one, and she closed the public hearing.

Mr. Murdy moved, to approve AR 98-352.
seconded by Mr. Wuerch,

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

NAYS: None.

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

- B. Resolution No. AR 98-319, a resolution of the Municipality of Anchorage **affirming \$7,500,000 Utility Revenue Distribution from Anchorage Telephone Utility**, Office of Management and Budget.
1. Assembly Memorandum No. AM 967-98.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one, and she closed the public hearing.

Mr. Murdy moved, to approve AR 98-319.
seconded by Ms. Abney,

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

NAYS: None.

- C. Ordinance No. AO 98-176, an ordinance amending Section 21.05.030S Anchorage Municipal Code, regarding the **Girdwood Area Plan**, to change the land use classification on the western half of Lot 5, US Survey 3042, generally located between Sproat Road and Alyeska Highway and north of Gunnysack Mine Road in Girdwood, from Commercial to Single-Family Residential (Girdwood Board of Supervisors) (Planning and Zoning Commission Case 98-156), Community Planning and Development.
1. Assembly Memorandum No. AM 1019-98.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one, and she closed the public hearing.

Mr. Murdy moved, to adopt AO 98-176.
seconded by Ms. Abney,

AYES: Bell, Carlson, Wuerch, Taylor, Von Gemmingen, Clementson, Meyer, Abney, Murdy.

NAYS: None.

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

- D. Ordinance No. AO 98-160, an ordinance amending various sections of Anchorage Municipal Code Titles 8, 14, and 21 to require any **unlicensed nightclub** in Zoning Districts B-2A Central Business District Core; B-2B Central Business District, Intermediate; B-2C Central Business District, Periphery; B-3 General Business District; B-4 Rural Business District; I-1 Light Industrial District; T Transition District; and MC Marine Commercial District to be separated by 300 feet from specified land uses, to define terms, establish standards for unlicensed nightclub land uses, and to provide for criminal and civil penalties for violations, Assemblymembers Meyer, Murdy, Wuerch, Taylor, Von Gemmingen, and Wohlforth.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one.

Mr. Meyer moved, to continue the public
seconded by Mr. Murdy, hearing to December 8, 1998.
and it passed without
objection,

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

14. **SPECIAL ORDERS:**

- A. Ordinance No. AO 98-186, an ordinance of the Municipality of Anchorage amending Title 21 of the Anchorage Municipal Code of Ordinances by **amending Definitions, "Dwelling, One-Family or Single-Family" and "Dwelling, Multiple-Family," "Mobile Home," adding definitions for "Dwelling, Manufactured," "Dwelling, Mobile Home," and "Dwelling, Site-Built," and amending Chapter 21.45 by enacting a new subsection "Dwellings, Manufactured Standards,"** Assemblymember Carlson.
(LAID ON THE TABLE)

Mr. Carlson, Ms. Clementson and Mr. Bell supported introduction of AO 98-186. There was no objection and the public hearing was set for December 8, 1998.

- B. Interviews of candidates for the ATU Board of Directors vacancy.

Mr. Wohlforth moved, to cancel interviews and require no more
seconded by Ms. Clementson, written materials from the applicants.
and it passed without
objection,

- C. Ordinance No. AO 98-181, an ordinance enacting a new Section 4.05.037 to the Anchorage Municipal Code relating to **qualifications of persons appointed to the Planning and Zoning Commission, the Platting Board, the Urban Design Commission, and the Zoning Board of Examiners and Appeals,** Assemblymembers Wohlforth and Abney.

- D. Ordinance No. AO 98-182, an ordinance enacting a new Section 4.05.033 to the Anchorage Municipal Code **requiring a public hearing on appointments to the Planning and Zoning Commission, the Platting Board, the Urban Design Commission, and the Zoning Board of Examiners and Appeals,** Assemblymembers Wohlforth and Abney.

Mr. Wohlforth moved, to reschedule the public hearings on
seconded by Ms. Clementson, AO 98-181 and AO 98-184 from
and it passed without December 8, 1998 to January 12, 1999.
objection,

- E. Other special orders were considered earlier in the meeting. See after item 8.

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

15. **ASSEMBLY COMMENTS:** None.

16. **UNFINISHED AGENDA:**

- A. Ordinance No. AO 98-166, an ordinance of the Municipality of Anchorage **adopting and appropriating funds for the 1999 General Government Operating Budget for the Municipality of Anchorage,** Office of Management and Budget.

- I. Assembly Memorandum No. AM 957-98.
(POSTPONED FROM 11-17-98)

Ms. Taylor moved, to adopt AO 98-166.
seconded by Mr. Wohlforth,

Ms. Taylor moved, to amend AO 98-166 as indicated on pages
seconded by Mr. Wohlforth, 1 and 2 of the Assembly proposed amendments to the Mayor's
proposed 1999 general government operating budget.

(Clerk's Note: See Exhibit A attached to these minutes.)

Ms. Abney moved,
seconded by Mr. Meyer,

to amend the amendment on the Fire Department to read: "...(4 fire-fighter/ paramedic positions, supplies and equipment) and add \$20,000 for supplies for a total of \$372,900."

At the invitation of Ms. Abney, Dr. Imbriani explained the difference between the skills of an EMT and paramedic.

In response to Mr. Bell, Fire Chief Nolan indicated all stations furnish advanced life support. Stations without ambulances have paramedics assigned to engine companies. Stations with ambulances have paramedics assigned to ambulances.

Mayor Mystrom pointed out it would take longer to staff the new ambulance with paramedics because there are not enough available.

Ms. Clementson felt the amendment was too narrow. She suggested the Assembly amend the budget to provide two EMT's and two paramedics, eliminate the reference to Huffman station and let the Administration decide how to allocate staffing in the Fire Department.

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

AYES: Bell, Carlson, Taylor, Meyer, Abney, Murdy.

NAYS: Wuerch, Wohlforth, Von Gemmingen, Clementson.

Question was called on Ms. Taylor's amendment as amended and it passed:

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

NAYS: None.

Mr. Meyer moved,
seconded by Mr. Wuerch,

to amend AO 98-166 to add \$60,000 for a traffic calming study in Rogers Park.

AYES: Bell, Wuerch, Wohlforth, Von Gemmingen, Meyer, Abney, Murdy.

NAYS: Carlson, Taylor, Clementson.

Ms. Abney moved,
seconded by Mr. Wohlforth,

to amend AO 98-166 to add \$50,000 for a grant to the Alaska Moving Image Preservation Association (AMIPA) for the procurement, protection and preservation of archives.

AYES: Taylor, Wohlforth, Von Gemmingen, Clementson, Abney, Murdy.

NAYS: Bell, Carlson, Wuerch, Meyer.

Ms. Abney moved,
seconded by Mr. Meyer,

to amend AO 98-166 to add \$15,000 to meet 25% of the estimated unmet demand need for senior citizen transportation.

Ms. Abney explained the appropriation would add about 15,000 trips to Anchor Rides.

Ms. Clementson felt it was in the community's best interest to enhance the public transportation system and encourage its use rather than to continue increasing funding to very expensive special programs serving few people.

Director of Transportation Bob Kniefel announced a scheduled meeting to discuss senior citizen transportation issues and alternatives.

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

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Meyer, Abney, Murdy.

NAYS: Clementson.

Mr. Wohlforth moved,
seconded by Mr. Clementson,

to amend AO 98-166 by deleting \$45,580 for the Assembly voting system in Chambers.

Mr. Wohlforth felt it was an extravagant appropriation. Even though the current system is old and clunky, it still functions. Also, the reduction will offset additions made to the budget.

Mr. Wuerch supported a system that would interface with the Internet and give more public access to Assembly votes.

Ms. Clementson recommended the appropriation be delayed for a year and an implementation plan, involving other groups that use the Chambers, be developed in the interim.

Question was called on Mr. Wohlforth's motion to amend and it failed:

AYES: Taylor, Wohlforth, Von Gemmingen, Clementson, Murdy.

NAYS: Bell, Carlson, Wuerch, Meyer, Abney.

Ms. Clementson moved, to amend AO 98-166 to delete \$21,880
seconded by Mr. Wohlforth, from the Assembly Department budget.

Ms. Clementson explained her intent was to absorb the reduction. Historical data indicates the department lapses about \$95,000 a year. Even with the reduction, the department should have about \$70,000 left at year end.

Mr. Murdy pointed out once the authority to travel is eliminated from the budget, it can not be added back.

In response to Mr. Wuerch, Assembly Budget Analyst Elvi Gray-Jackson confirmed that without Assembly approval, up to \$2,000 could be moved between accounts within division budgets to accommodate the reduction.

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

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Clementson, Meyer, Abney.

NAYS: Von Gemmingen, Murdy.

Ms. Clementson moved, to amend AO 98-166 to add \$57,910 to the
seconded by Ms. Wohlforth, Cultural and Recreational budget for a new curator of history
position at the museum.

AYES: Wohlforth, Von Gemmingen, Clementson, Abney.

NAYS: Bell, Carlson, Wuerch, Taylor, Murdy.

(Clerk's Note: Mr. Meyer was out of the room at the time of the vote.)

Mr. Carlson moved, to amend AO 98-166 to add \$44,900 to the Health and
seconded by Ms. Abney, Human Services budget to provide clinical and related
health services to low and medium income residents in the
Chugiak-Eagle River area.

Mr. Carlson explained the nurse would be housed at the Chugiak Senior Center to serve a population that cannot travel to downtown Anchorage for health services.

Municipal Manager Vakalis advised that a public health nurse currently serves Eagle River. Clinics are also held there. Director of Health and Human Services Mary Good explained public health nurses focus on prevention programs, whereas home health care nurses focus on care of ill people. Both are done in the home. Previously, grant funds were received to provide a home health care nurse to the Eagle River area.

Mr. Carlson noted that even though home health care service was provided for several years, the need still continues. He urged the approval of funds.

Question was called on Mr. Carlson's motion to amend and it failed:

AYES: Carlson, Wuerch, Meyer, Abney.

NAYS: Bell, Taylor, Wohlforth, Von Gemmingen, Clementson, Murdy.

Mr. Bell moved, to amend AO 98-166 by reducing each department's budget
seconded by Mr. Meyer, by an amount equal to the average lapse amount, totaling
\$2,000,000.

Mr. Bell reviewed fund balances and lapse amounts. His intent would be to reduce the amount of money collected from taxpayers and lapsed at year end. He disagreed this reduction would encourage department heads to spend all budgeted funds for fear the next year's budget would be reduced by the lapsed amount. Given the price of oil, he felt the amount of money flowing from the state to the municipality would likely be reduced.

Mr. Wohlforth clarified that last year the Assembly appropriated money from a fund balance to pay for additions to the proposed budget. If the desired outcome is to reduce taxes but maintain the budget amount, then one or more fund balances should be used as a revenue source rather than taxes.

Mayor Mystrom stated there was no desire to maintain fund balances at too high a level. The balances will be reviewed again prior to setting the mill rate. Undesignated fund balances contain contingencies for litigation. Balances are applied to expenditures when appropriate.

Ms. Clementson questioned the wisdom of increasing departments' budgets by \$1,000,000 only to propose cutting the same budgets by \$2,000,000. The budget book indicates fund balances are declining.

Mayor Mystrom discussed the budgeting process and some of the reasons lapse amounts vary from year to year. Lapse amounts are finalized in February and applied to the budget before the Assembly sets the mill rate in March. The proposed budget does not reflect cost of living increases. The Municipality's approach to budgeting does not penalize department heads for spending less than the budgeted amounts. The Municipal budget has increased approximately 3.2% per year over the last five years. During the same period, 75 police officers and 19 firefighters were added, and snow removal and road maintenance were improved.

Mr. Wuerch noted the budget was close to the tax cap. At the same time, the State revenue picture is very uncertain. He recommended the budget be reduced by the net amount added by Assembly actions.

Mr. Wuerch moved,
seconded by Mr. Bell,
and it was withdrawn,

to amend the amendment to
reduce the budget by \$1,051,900.

Ms. Abney moved,
seconded by Ms. Taylor,

to amend the amendment to add a new Section 7 to read:
"The following sums are appropriated from the fund balances
to fund additional amendments to the 1999 General
Government Operating budget: fund 0101 - area wide general
\$637,520, fund 0131 - Anchorage Fire service area \$372,900,
and fund 0161 - Anchorage Parks and Recreation service area
by \$41,480."

Mr. Meyer explained the amendment would fund Assembly mandated increases from existing fund balances, thereby reducing tax impacts.

The meeting recessed at 9:20 p.m. and reconvened at 9:40 p.m.

Question was called on Ms. Abney's motion to amend and it failed:

AYES: Bell, Wuerch, Taylor, Meyer, Abney.

NAYS: Carlson, Wohlforth, Von Gemmingen, Clementson, Murdy.

Question was called on Mr. Bell's motion to amend and it failed:

AYES: Bell, Wuerch, Taylor, Meyer.

NAYS: Carlson, Wohlforth, Von Gemmingen, Clementson, Abney, Murdy.

Mr. Murdy moved,
seconded by Ms. Clementson,

to amend AO 98-166 by adding a new Section 6 to read:
"The sum of \$1,000,000 is appropriated from the Anchorage
Metropolitan Police Service Area capital improvement
program - fund 0451, to the Anchorage Metropolitan Police
Service Area - fund 0151, to fund additional police officers
and related costs added to the 1999 General Government
Operating budget." and renumbering the following section
accordingly.

AYES: Bell, Carlson, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Murdy.

NAYS: Wuerch.

Chair Von Gemmingen announced the line item effects of Assembly changes to AO 98-166: page 1, line 30, fund 0101 - Areawide, add \$925,420; page 2, line 51, fund 0141 - Anchorage Roads and Drainage, add \$85,000; page 2, line 60, fund 0151 - Anchorage Metropolitan Police, add \$1,000,000; page 2, line 61, fund 0161 - Anchorage Parks and Recreation, add \$41,480; page 3, line 98, Assembly, add \$98,120; page 3, line 112, Fire, add \$372,900; page 3, line 113, Police, add \$1,000,000; page 3, line 114, Cultural and Recreational Services, add \$223,380; page 3, line 115, Public Transportation, add \$15,000; page 3, line 116, Public Works, add \$85,000; page 3, line 117, Non-departmental, add \$257,500; and change the subtotals accordingly.

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

to amend AO 98-166 as
indicated by Chair Von Gemmingen.

Question was called on the motion to adopt AO 98-166 as amended and it passed:

AYES: Carlson, Wuerch, Wohlforth, Von Gemmingen, Clementson, Abney, Murdy.

NAYS: Bell, Taylor, Meyer.

Ms. Clementson moved,
seconded by Mr. Wohlforth,

immediate reconsideration.

AYES: Bell, Wuerch, Taylor.

NAYS: Carlson, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Murdy.

17. AUDIENCE PARTICIPATION:

ANDREE McCLEOD berated the Assembly for its treatment of Ms. Tabor. Other speakers have been treated much better and allowed to speak much longer.

CHARLES McKEE distributed information on a web site dealing with the magnetic theory of light.

BETHAN CARTER questioned why the municipality did not use its excess funds for education.

Chair Von Gemmingen explained the Anchorage School District budget would be considered in the spring.

18. EXECUTIVE SESSIONS: None.

19. **ADJOURNMENT:**

The meeting adjourned at 10:10 p.m.

Chair

ATTEST:

Municipal Clerk

Date Minutes Approved: March 2, 1999

LF/ry

INDEX

<i>Subject</i>	<i>Page</i>
5th And Eagle Sewer Upgrade Project.....	2
Alaska Moving Image Preservation Association	9
Alaska Salmon Research Center.....	1
Anchorage Loop Water Transmission Main	3
Anchorage Museum Of History And Art	2, 4
Anchorage Telephone Utility.....	7
Anchorage Telephone Utility Capital Improvement Program.....	5
Anchorage Telephone Utility Operating And Capital Budgets	5
Appearance Requests	
Kendra Tabor - Police, Elderly And Disabled	7
Assembly Chambers Voting System	9
ATU Board Of Directors	8
Board And Commission Appointments Public Hearing	8
Board And Commission Membership Qualifications	8
Board Of Equalization-Appeal Status	3
Chugiak Senior Center.....	1
Computer Dispatch Center And Ancillary Management Systems	2
Conflict Of Interest.....	4
Contracts Awarded Between \$30,000 And \$100,000.....	3
Crimeview Software	2, 4
Day Care Assistance Program.....	2
Dwelling Definitions	8
Family Planning Services	2
Financial Report	3
Fire Apparatus - Chugiak.....	1
Fire Department.....	2, 9
General Government Operating Budget	7, 8
Girdwood Area Plan.....	7
Girdwood Board Of Supervisors.....	2
Girdwood Commercial Development Plan.....	2
Glenn Highway Water And Wastewater Extension.....	6
Health Services.....	10
Heritage Land Bank.....	1, 2
Job Training Partnership Act.....	2
Legal Services	2, 3, 7
Liquor Licenses.....	4
Municipal Facilities - Maintenance Projects	3
Nightclub - Unlicensed.....	8
On-Site Wastewater System Technical Review Board	2
Police And Fire Retirement System.....	3
Police Department.....	2, 4
Port Emergency Access	6
Public Utilities Capital Improvement Program.....	6
Public Utilities Operating And Capital Budgets	5
Recognizing	
Joseph A. Lanham.....	2
Anchorage Museum Anniversary	2
Joseph A. Lanham.....	3
Anchorage Museum Anniversary	4
Regulated Vehicle Safety Advisory Committee.....	4
Rezoning.....	1, 3
Rogers Park Traffic Study.....	9
Sand Lake Fire Station	3
Senior Citizen Transportation	9
Sewer Upgrade Project.....	2
Skid-Steer Loader	3
Snow And Ice Removal Services	3
State Training And Employment Program.....	3
Tax Refund.....	2
Valli Vue Limited Road Service Area Board.....	2