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MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of June 11, 2002

1. CALL TO ORDER:

The meeting was convened at 5:03 p.m. by Assembly Chairman Dick Traini in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

2. ROLL CALL:

Present: Allan Tesche, Brian Whittle, Melinda Taylor, Anna Fairclough, Dick Traini, Fay Von Gemmingen, Doug Van Etten, Dan Kendall, Janice Shamberg, Dick Tremaine, Dan Sullivan.
Absent: None.

3. PLEDGE OF ALLEGIANCE:

Mr. Whittle led the pledge.

4. MINUTES OF PREVIOUS MEETING:

A. Regular Meeting – December 18, 2001.

Mr. Tesche moved,
seconded by Ms. Fairclough,
and it passed without objection,

to approve the minutes of the Regular Assembly meeting of December 18, 2001.

B. Special Meeting – January 15, 2002.

Mr. Tesche moved,
seconded by Ms. Fairclough,
and it passed without objection,

to approve the minutes of the Special Assembly meeting of January 15, 2002.

C. Regular Meeting – April 16, 2002.

Mr. Tesche moved,
seconded by Ms. Fairclough,
and it passed without objection,

to approve the minutes of the Regular Assembly meeting of April 16, 2002.

D. Regular Meeting – April 23, 2002.

Mr. Tesche moved,
seconded by Ms. Fairclough,
and it passed without objection,

to approve the minutes of the Regular Assembly meeting of April 23, 2002.

E. Special Meeting – May 7, 2002.

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

to amend and approve the minutes of the Special Assembly meeting of May 7, 2002 to reflect the correct vote on Page 1, Lines 71 to 73 (Ayes should be Nays and vice versa).

5. MAYOR'S REPORT:

Mayor Wuerch congratulated Mr. Craig Campbell on becoming a grandparent. He announced that Mia Johnson received an award from Northwest Power and Municipal Light and Power received a Community Service Award. Assembly and Administration officials are traveling to Kansas City since Anchorage is a finalist in the All-American City Award. In two weeks there will be a bond closure in Anchorage. This is the first time the closure will be held in Anchorage. Mayor Wuerch congratulated Tony Price for a job well done with the bonds

6. ASSEMBLY CHAIR'S REPORT:

Chairman Traini announced there would be an Assembly team building and goal setting session in the near future.

7. COMMITTEE REPORTS:

Mr. Tesche advised the Assemblymembers that the Assembly Public Safety Committee met and two concerns were discussed. The ice cream vendors would meet on June 25, 2002 to look at ordinance changes and to further discuss safety concerns. The committee also discussed the closure of Bluff Road in Government Hill and the potential safety issues. Municipal Manager Harry Kieling explained the security reasons for closing the road and agreed to meet with the Government Hill community during the next several weeks.

8. ADDENDUM TO AGENDA:

Ms. Von Gemmingen moved,
seconded by Ms. Taylor,

to amend the agenda to include the addendum items.

1 Chairman Traini read the addendum items.

2
3 Question was called on the motion to amend the agenda, and it passed without objection.

4
5 **9. CONSENT AGENDA:**

6
7 Mr. Tesche moved, to approve all items on the consent agenda as amended.
8 seconded by Ms. Von Gemmingen,
9

10 A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

- 11 1. Resolution No. AR 2002-191, a resolution of the Anchorage Municipal Assembly **recognizing**
12 **and honoring Ron Felde for his 31 years of service** with the Municipality of Anchorage,
13 Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine,
14 Van Etten, Von Gemmingen, and Whittle.
15

16 Mr. Tesche requested this item be considered on the Regular Agenda. See item 10A.

17
18 B. RESOLUTIONS FOR ACTION - OTHER

- 19 1. Resolution No. AR 2002-182, a resolution of the Anchorage Municipal Assembly **appointing**
20 **Linda Heim as Deputy Municipal Clerk** and **appointing Judith Lervaag as Elections**
21 **Coordinator**, Assembly Chair Traini.
22 2. Resolution No. AR 2002-175, a resolution of the Anchorage Municipal Assembly approving the
23 preliminary (conceptual) design for **Chugiak High School Deferred Phase 3**, Anchorage School
24 District.
25 a. Assembly Memorandum No. AM 490-2002.
26

27 Ms. Fairclough requested this item be considered on the Regular Agenda. See item 10B.

- 28
29 3. Resolution No. AR 2002-176, a resolution of the Anchorage Municipal Assembly approving the
30 preliminary (conceptual) design for **Polaris K-12 School**, Anchorage School District.
31 a. Assembly Memorandum No. AM 491-2002.
32

33 Mr. Tremaine requested this item be considered on the Regular Agenda. See item 10B.

- 34
35 4. Resolution No. AR 2002-177, a resolution of the Anchorage Municipal Assembly approving the
36 professional services selection for **Chugach Optional School-Design Services**, Anchorage
37 School District.
38 a. Assembly Memorandum No. AM 492-2002.
39 5. Resolution No. AR 2002-178, a resolution of the Anchorage Municipal Assembly approving the
40 revised (schematic) design for **Ptarmigan Elementary School**, Anchorage School District.
41 a. Assembly Memorandum No. AM 493-2002.
42 6. Resolution No. AR 2002-183, a resolution of the Anchorage Municipal Assembly requesting that
43 the Alaska Department of Transportation and Public Facilities refrain from **fence construction**
44 and instead use available Federal funds to address airport problems as identified in the master
45 planning process, Assemblymember Tremaine.
46 7. Resolution No. AR 2002-185, a resolution to establish the delinquent dates for the first and second
47 half of yearly **business personal and personal property tax payments** for Tax Year 2002,
48 Finance.
49 a. Assembly Memorandum No. AM 504-2002.
50 8. Resolution No. AR 2002-186, a resolution of the Municipality of Anchorage appropriating
51 \$50,000 from the United States Department of Health and Human Services to the Federal
52 Categorical Grants Fund (241) as a continuation grant under the **Metropolitan Medical Response**
53 **System Program**, Anchorage Fire Department.
54 a. Assembly Memorandum No. AM 505-2002.
55 9. Resolution No. AR 2002-187, a resolution of the Municipality of Anchorage appropriating a grant
56 award of \$25,000 to the State Categorical Grants Fund (231) from the Alaska Department of
57 Labor and Workforce Development for the Municipality of Anchorage, **One Stop Training**
58 **Academy grant** within the Planning Department.
59 a. Assembly Memorandum No. AM 506-2002
60 10. Resolution No. AR 2002-188, a resolution of the Municipality of Anchorage appropriating the
61 sum of \$22,000 from the State of Alaska, Alcoholic Beverage Control Board to the State
62 Categorical Grants Fund (231) for the **Alcohol Sales to Minors Enforcement Program**,
63 Anchorage Police Department.
64 a. Assembly Memorandum No. AM 507-2002.
65 11. Resolution No. AR 2002-189, a resolution authorizing the Municipality to **grant a 25' right-of-**
66 **way easement for electrical purposes** to Chugach Electric Association, Inc., across a portion of
67 Kincaid Park located within Section 5, T12N, R4W, S.M., Alaska, Tax #010-411-16, Project
68 Management and Engineering.
69 a. Assembly Memorandum No. AM 508-2002.
70 12. Resolution No. AR 2002-190, a resolution authorizing the Municipality of Anchorage to grant an
71 **electrical easement to Chugach Electric Association, Inc. (CEA)** across a portion of Tract A,
72 GAAB Service Hanshew High School Site Subdivision, Tax Code #015-021-02, Project
73 Management and Engineering.
74 a. Assembly Memorandum No. AM 509-2002.
75 13. Resolution No. AR 2002-193, a resolution of the Anchorage Municipal Assembly revising the
76 2002 General Government Operating Budget by appropriating the sum of \$5,000 from Area wide

1 General Fund (101) Balance to the Mayor's Office to be used as a grant to assist in the costs of the
 2 **Elmendorf Open House**, Assemblymembers Traini, Fairclough, Kendall, Shamberg, Sullivan,
 3 Taylor, Tesche, Van Etten, Von Gemmingen, and Whittle.

4 a. Assembly Memorandum No. AM 521-2002.

- 5 14. Resolution No. AR 2002-194, a resolution of the Anchorage Municipal Assembly revising the
 6 2002 General Government Operating Budget by appropriating the sum of \$32,260 from the
 7 Anchorage Parks and Recreation Service Area to the Street Maintenance Department to
 8 **reimburse the Campbell Airstrip LRSA for park maintenance**, Assemblymembers Taylor,
 9 Whittle, Shamberg, and Van Etten.

10 a. Assembly Memorandum No. AM 522-2002.

11
 12 Ms. Taylor requested this item be considered on the Regular Agenda. See item 10B.

- 13
 14 15. Resolution No. AR 2002-197, a resolution authorizing the granting of **tax refund as a result of**
 15 **manifest clerical error** on Real Property Accounts 041-091-02 and 041-091-44, Finance.
 16 **(addendum)**

17 a. Assembly Memorandum No. AM 547-2002.

- 18 16. Resolution No. AR 2002-199, a resolution of the Anchorage Municipal Assembly appropriating
 19 the sum of \$19,000 from Area wide General Fund (101) to the Office of the Mayor to provide
 20 funding for Anchorage's participation in the **All-America City Competition**, Municipal
 21 Manager's Office. **(addendum)**

22 a. Assembly Memorandum No. AM 549-2002.

- 23 17. Resolution No. AR 2002-201, a resolution of the Municipality of Anchorage appropriating
 24 \$10,000 as a donation from Key Bank of Alaska to the Anchorage Fire Department Miscellaneous
 25 Grants Fund (261) for the purchase of **thermal imaging equipment**, Anchorage Fire Department.
 26 **(addendum)**

27 a. Assembly Memorandum No. AM 556-2001.

28
 29 Ms. Von Gemmingen requested this item be considered on the Regular Agenda. See item 10B.

30
 31 C. BID AWARDS

- 32 1. Assembly Memorandum No. AM 514-2002, recommendation of award to Guardian Security
 33 Services for furnishing **security guard services** to the Municipality of Anchorage, Port of
 34 Anchorage (ITB 22-B027) (\$350,148.31), Purchasing.
 35 2. Assembly Memorandum No. AM 515-2002, recommendation of award to S.R. Bales
 36 Construction, Inc. for **South Anchorage Transit Facility additions** for the Municipality of
 37 Anchorage, Property and Facility Management Department (ITB 22-C014) (\$166,784.13),
 38 Purchasing.
 39 3. Assembly Memorandum No. AM 516-2002, recommendation of award to Frontier Excavating,
 40 Inc. for **82nd Avenue & OSH (Old Seward Highway) Sewer Upgrade** for the Municipality of
 41 Anchorage, Anchorage Water and Wastewater Utility (ITB 22-C008) (\$372,110.30), Purchasing.
 42 4. Assembly Memorandum No. AM 517-2002, recommendation of award to Skyline Electric, Inc.
 43 for providing **electrical day labor services** for the Municipality of Anchorage, Street
 44 Maintenance Department (ITB 22-B028) (\$900,000), Purchasing.
 45 5. Assembly Memorandum No. AM 518-2002, recommendation of award to Rain Proof Roofing
 46 Co., Inc. for **Transit maintenance roof repair** for the Municipality of Anchorage, Property and
 47 Facility Management (ITB 22-C018) (\$185,253), Purchasing.
 48 6. Assembly Memorandum No. AM 519-2002, recommendation of award to SeaCoast Construction
 49 Company, Inc. for **Renaissance parks improvements packages** for the Municipality of
 50 Anchorage, Office of Planning, Development, and Public Works (ITB 22-C021) (\$507,016.65),
 51 Purchasing.

52
 53 Mr. Tremaine requested this item be considered on the Regular Agenda. See item 10C.

- 54
 55 7. Assembly Memorandum No. AM 520-2002, recommendation of award to Stark-Lewis, LLC for
 56 Anchorage Water and Wastewater Utility (**AWWU) Operations and Maintenance Facility**
 57 **utility building roof upgrade** for the Municipality of Anchorage, Anchorage Water and
 58 Wastewater Utility (ITB 22-C017) (\$546,012), Purchasing.)
 59 8. Assembly Memorandum No. AM 551-2002, recommendation of award to Tam Construction, Inc.
 60 for **Arctic Spur – Wes Way Sewer Upgrade** for the Municipality of Anchorage, Anchorage
 61 Water and Wastewater Utility (ITB 22-C012) (\$218,781.50), Purchasing. **(addendum)**
 62 9. Assembly Memorandum No. AM 552-2002, recommendation of award to Swalling Construction
 63 Co., Inc. for **University Lake Bridge replacement** for the Municipality of Anchorage, Project
 64 Management and Engineering Department (ITB 22-C016) (\$119,426.50), Purchasing.
 65 **(addendum)**
 66 10. Assembly Memorandum No. AM 553-2002, recommendation of award to SeaCoast Construction
 67 Co., Inc. for **eastside playfield improvements** for the Municipality of Anchorage, Project
 68 Management and Engineering Department (ITB 22-C020) (\$851,339.50), Purchasing.
 69 **(addendum)**

70
 71 D. NEW BUSINESS

- 72 1. Assembly Memorandum No. AM 534-2002, **Animal Control Appeals Board appointment**
 73 (James Hagee, DVM), Mayor's Office.
 74 2. Assembly Memorandum No. AM 535-2002, **Chugiak-Eagle River Parks and Recreation Board**
 75 **of Supervisors appointments** (James Gorski, Janet Brand), Mayor's Office.

3. Assembly Memorandum No. AM 536-2002, **457 Deferred Compensation Committee appointment** (Thomas Wilson), Mayor's Office.
4. Assembly Memorandum No. AM 537-2002, **Rabbit Creek View/Rabbit Creek Heights Limited Road Service Area Board of Supervisors appointment** (David Arts), Mayor's Office.
5. Assembly Memorandum No. AM 538-2002, **South Goldenview Limited Road Service Area Board of Supervisors appointment** (Lori Davey), Mayor's Office.
6. Assembly Memorandum No. AM 539-2002, **Carpentier's Cocktail Lounge (#201) – Transfer of Ownership for a Beverage Dispensary Liquor License** (Northeast/Russian Jack/Mt. View Community Councils), Clerk's Office.
7. Assembly Memorandum No. AM 540-2002, **GJ's Enterprises LLC (#3113) Recreational Site – Transfer of Ownership, Location, and Name Change for Recreational Site Liquor License** (Bayshore-Klatt Community Council), Clerk's Office.
8. Assembly Memorandum No. AM 523-2002, change order No. 1 to purchase order 220032 with Cal Worthington Ford to provide a **29' aerial man lift on a 4x4 chassis** to the Municipality of Anchorage, Facility and Fleet Maintenance Department (\$74,125), Purchasing.
9. Assembly Memorandum No. AM 524-2002, sole source reimbursement to M2S Inc./3D Investments for **conversion of electrical services** for the Municipality of Anchorage, Municipal Light and Power (\$45,000), Purchasing.
10. Assembly Memorandum No. AM 525-2002, proprietary purchase with Jaffa Construction, Inc. for providing **mechanical service crews** on an "as required" basis for the Municipality of Anchorage, Municipal Light and Power (\$200,000), Purchasing.
11. Assembly Memorandum No. AM 526-2002, change order No. 1 to contract 21MLP161 with Alcan Electrical and Engineering, Inc. for providing **mechanical and electrical service crews** to the Municipality of Anchorage, Municipal Light and Power (\$250,000), Purchasing.
12. Assembly Memorandum No. AM 527-2002, proprietary purchase for furnishing **Neptune cold-water meters & supplies** from Yukon Equipment, Inc. for the Municipality of Anchorage, Anchorage Water and Wastewater Utility (\$175,000), Purchasing.
13. Assembly Memorandum No. AM 528-2002, change order #1 to purchase order 220057 with PTP Management, Inc. for **2002 City Hall tenant improvements** (\$340,000), Finance.
14. Assembly Memorandum No. AM 529-2002, change order No. 10 to purchase order 82944 with RCC Consultants, Inc. for **additional needs analysis and recommendations for the Mobile Data System** for the Municipality of Anchorage, Anchorage Police Department (\$38,755).
15. Assembly Memorandum No. AM 530-2002, amendment No. 1 to contract for professional engineering services with CH2M Hill for completion of the design for the **Pump Station 2 Upgrade – Chester Creek Project** for the Municipality of Anchorage, Anchorage Water and Wastewater Utility (\$167,000).
16. Assembly Memorandum No. AM 531-2002, change order No. 6 to lease contract with the Anchorage Permit and Development Center, LLC for the **Municipal Permit Center's April 2002 – March 2003 lease period** (\$15,857.16), Real Estate Services.
17. Assembly Memorandum No. AM 532-2002, lease of **temporary space for the Girdwood Library** (\$3,600), Real Estate Services.
18. Assembly Memorandum No. AM 533-2002, recommendation of award to De-Mar Construction, Inc. to **replace lower ceiling tiles at the Egan Convention Center** for the Municipality of Anchorage, Facility and Fleet Management Department (RFQ 22-Q057) (\$57,992.40), Purchasing.
19. Assembly Memorandum No. AM 541-2002, contract amendment No. 4 to professional contract with KPMG LLP for the **2001 Independent Financial Statement Audit** (\$25,000), Assemblymember Von Gemmingen.
20. Assembly Memorandum No. AM 545-2002, recommendation of award to Resource Data, Inc. for providing professional services for **2001/2002 software application services** for the Municipality of Anchorage, Anchorage Water and Wastewater Utility (AWWU) (RFP 21P-073) (\$1,470,000), Purchasing. **(addendum)**
21. Assembly Memorandum No. AM 546-2002, change order #2 to Contract No. 211616, **Russian Jack waterline installation** (\$8,786), Cultural and Recreational Services. **(addendum)**
22. Assembly Memorandum No. AM 554-2002, proprietary services contract award to Totem Ocean Trailer Express, Inc. for the **design of a facility upgrade** at the Port of Anchorage for the Municipality of Anchorage, Port of Anchorage (\$100,000), Purchasing. **(addendum)**
23. Assembly Memorandum No. AM 555-2002, change order No. 2 to purchase order 201554, a proprietary contract with **Resource Data, Inc.** (\$550,000), Finance. **(addendum)**

E. INFORMATION AND REPORTS

F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

1. Ordinance No. AO 2002-91, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Section 6.10.060 relating to **budget hearing dates** required in the Home Rule Charter, Assemblymember Tesche. P.H. 6-25-02.
 - a. Assembly Memorandum No. AM 501-2002.
2. Ordinance No. AO 2002-92, an ordinance of the Anchorage Municipal Assembly repealing Anchorage Municipal Code Section 2.20.090, **Expenditures of Assembly Funds, Approval by Assembly**, Assembly Chair Traini. P.H. 6-25-02.
3. Ordinance No. AO 2002-93, an ordinance authorizing Municipal Light and Power to file the **Electric Revenue Requirement and Cost-of-Service Studies** with the Regulatory Commission of Alaska (RCA) and to request approval of a rate increase, Municipal Light and Power. P.H. 6-25-02.
 - a. Assembly Memorandum No. AM 511-2002.
4. Ordinance No. AO 2002-94, an ordinance of the Anchorage Municipal Assembly authorizing the **long term lease between the Municipality of Anchorage as lessor and TAC Aviation Services,**

1 Question was called on the motion to approve AR 2002-175 and it passed.

2
3 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
4 Sullivan.

5 NAYES: None.

6
7 10B2. Resolution No. AR 2002-176, a resolution of the Anchorage Municipal Assembly approving the
8 preliminary (conceptual) design for **Polaris K-12 School**, Anchorage School District.

9 a. Assembly Memorandum No. AM 491-2002.

10
11 Mr. Tremaine moved, to approve AR 2002-176.
12 seconded by Ms. Fairclough,
13

14 In response to Mr. Tremaine, Mr. Ray Amsden, Facilities Director with the Anchorage School District, discussed the future
15 life and potential use of the school. Ms. Fairclough suggested the education specifications might need to be reviewed and
16 updated. Chairman Traini requested this item be included with a joint Assembly and School Board work session.

17
18 Question was called on the motion to approve AR 2002-176 and it passed without objection.

19
20 10B3. Resolution No. AR 2002-194, a resolution of the Anchorage Municipal Assembly revising the 2002
21 General Government Operating Budget by appropriating the sum of \$32,260 from the Anchorage
22 Parks and Recreation Service Area to the Street Maintenance Department to **reimburse the**
23 **Campbell Airstrip LRSA for park maintenance**, Assemblymembers Taylor, Whittle, Shamberg,
24 and Van Etten.

25 a. Assembly Memorandum No. AM 522-2002.

26
27 Ms. Taylor moved, to approve AR 2002-194.
28 seconded by Mr. Tesche,
29

30 Assemblymembers discussed the funding of the LRSA for park maintenance. Mr. Vince Mee, Street Maintenance Director,
31 answered questions from Assemblymembers.

32
33 Mr. Sullivan moved, to postpone AR 2002-194 to July 16, 2002.
34 seconded by Ms. Von Gemmingen,
35

36 Question was called on Mr. Sullivan's motion to postpone AR 2002-194 and it failed.

37
38 AYES: Fairclough, Von Gemmingen, Kendall, Sullivan.

39 NAYES: Tesche, Whittle, Taylor, Traini, Van Etten, Shamberg, Tremaine.

40
41 Question was called on the main motion to approve AR 2002-194 and it passed.

42
43 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Van Etten, Shamberg, Sullivan.

44 NAYES: Von Gemmingen, Kendall, Tremaine.

45
46 10B4. Resolution No. AR 2002-201, a resolution of the Municipality of Anchorage appropriating \$10,000
47 as a donation from Key Bank of Alaska to the Anchorage Fire Department Miscellaneous Grants
48 Fund (261) for the purchase of **thermal imaging equipment**, Anchorage Fire Department.

49 **(addendum)**

50 a. Assembly Memorandum No. AM 556-2001.

51
52 Ms. Von Gemmingen moved, to approve AR 2002-201.
53 seconded by Mr. Kendall,
54

55 Question was called on the motion to approve AR 2002-201 and it passed.

56
57 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
58 Sullivan.

59 NAYES: None.

60
61 10C. BID AWARDS

62 10C1. Assembly Memorandum No. AM 519-2002, recommendation of award to SeaCoast Construction
63 Company, Inc. for **Renaissance parks improvements packages** for the Municipality of
64 Anchorage, Office of Planning, Development, and Public Works (ITB 22-C021) (\$507,016.65),
65 Purchasing.

66
67 Mr. Tremaine moved, to approve AM 519-2002.
68 seconded by Ms. Shamberg,
69

70 Question was called on the motion to approve AM 519-2002 and it passed.

71
72 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
73 Sullivan.

74 NAYES: None.

75
76 10D. NEW BUSINESS

- 1 10E. INFORMATION AND REPORTS
- 2 10F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION
- 3 10F1. Resolution No. AR 2002-200, a resolution of the Municipality of Anchorage appropriating
- 4 \$394,772 of revenues from within the Anchorage Parks and Recreation Capital Improvement Fund
- 5 (461) for **repair of Ben Boeke #2 Ice Rink**, Cultural and Recreational Services. P.H. 6-25-02.
- 6 **(addendum)**
- 7 a. Assembly Memorandum No. AM 550-2002.

8
9 Mr. Van Etten, Ms. Shamberg, and Mr. Tremaine joined in introducing AR 2002-200. The public hearing was scheduled for
10 June 25, 2002.

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

- 12 11A. Assembly Memorandum No. AM 434-2002, **Zoning Board of Examiners and Appeals appointment**
- 13 (Carolyn Greiner), Mayor’s Office. (Postponed from 5-21-02)

14
15
16 Chairman Traini gave the history of AM 434-2002 and noted there was no motion on the floor.

17
18 Ms. Von Gemmingen moved, to approve AM 434-2002.
19 seconded by Mr. Whittle,

20
21 Question was called on the motion to approve AM 434-2002 and it passed.

- 22
23 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
- 24 Sullivan.
- 25 NAYES: None.

- 26
27 11B. Ordinance No. AO 2001-158(S-3), an ordinance amending all of Title 17, regulating the **care and control**
- 28 **of animals** within the Municipality, including but not limited to adoption, impound, euthanasia, licensing,
- 29 immunization, quarantine, administration, fees, fines and penalties, and other matters, Assemblymember
- 30 Tremaine. Carried over to 6-25-02
- 31 1. Ordinance No. AO 2001-158(S-4), an ordinance amending all of Title 17, regulating the care and
- 32 control of animals within the Municipality, including but not limited to adoption, impound,
- 33 euthanasia, licensing, immunization, quarantine, administration, fees, fines and penalties, and
- 34 other matters, Assemblymember Tremaine.
- 35 2. Assembly Memorandum No. AM 502-2002.
- 36 (Carried over from 4-16-02, 4-23-02, 5-14-02, and 5-21-02)

37
38 Mr. Tremaine moved, to replace AO 2001-158(S-3) with AO 2001-158(S-4).
39 seconded by Ms. Von Gemmingen,
40 and it passed without objection,

41
42 Mr. Tremaine moved, to amend AO 2001-158(S-4), Amendments 1, 2, 3, 4 and 6.
43 seconded by Ms. Fairclough, 1. Page 16, line 27: change “non-sterile” to “un-sterilized”;
44 and it passed without 2. Page 18, line 21: “Modify A” and “add new Numbers 4 and
45 objection, 5”;
46 2a. Page 18, line 21: Add to A, In order to quarter “four or
47 more” dogs “for a period of between 14 and 31 days for use in
48 competition.” both the ...
49 2b. Page 18, new entry “4”: “Provide written notice in
50 advance to all neighbors within a 300 foot radius if the dogs
51 are to be quartered outside (which does not include quartering
52 within a dog truck)”
53 2c. Page 18, new entry “5”: “The owner or custodian shall
54 occupy the premises where the dogs are quartered”.
- 55 3. Page 22, line 9: shall be provided that license “at no
- 56 additional cost to the holder of the multiple animal facility
- 57 license” ~~at a maximum cost as provided in the fee schedule.~~
- 58 4. Page 30, line 6: ...auction or ~~other~~ illegal purposes.
- 59 6. Page 39, line 27: Add a new sentence at end to read:
- 60 “Domestic animal shall mean any animal species as defined
- 61 in 17.05.010 that is domestic”.

62
63 Mr. Tremaine moved, 5. To amend: AO 2001-158(S-4) to move the “animal
64 seconded by Ms. Von Gemmingen, cruelty” section to Title 17 from Title 8.

65
66 Question was called on Mr. Tremaine’s amendment to AO 2001-158(S-4) and it failed.

- 67
68 AYES: Whittle, Taylor, Shamberg.
- 69 NAYES: Tesche, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Tremaine, Sullivan.

70
71 Mr. Tremaine moved, to amend AO 2001-158(S-4) “to replicate the animal cruelty
72 seconded by Mr. Tesche, section in Title 17, to be placed in Title 8, and a note be placed
73 on the cover page of Title 17 when given to the public stating
74 that Cruelty regulations are located in Title 8 and a copy of the
75 applicable Title 8 sections shall be included with the copy of
76 Title 17. Any electronic version of Title 17 should be treated

in a like manner and, where possible, a link should be established to the appropriate section in Title 8 and *visa versa*.”

Question was called on Mr. Tremaine’s amendment AO 2001-158(S-4) and it passed.

AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine, Sullivan.

NAYES: None.

In response to Mr. Tremaine and Mr. Kendall, Municipal Attorney William Greene agreed an editor’s note would be inserted and the City would make a note to the code publisher that an editor’s note would be inserted to reflect the Assembly’s intent and the legislative history as outlined by Mr. Tremaine. “Any reference to “business” or “commercial” in Title 17 does not mean conducting a business for the purposes of other Titles. This is to ensure that those animal owners who must obtain a multi-animal or commercial facility license are not classified as businesses in other Titles where they would otherwise not be so classified”.

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

to amend AO 2001-158(S-4): Page 46, under Animal Care and Control Fee schedule, under item 1b, Multi-Animal Facility License, “divide the fees into two category’s, item 1: 4 to 10 animals \$100 bi-annually; item 2: 11 or more animals \$150 bi-annually.”

(Clerk’s Note: AO 2001-158(S-4) was continued to the June 25, 2002 meeting for further Assembly discussion. No further action was taken).

11C. Resolution No. AR 2002-179, a resolution of the Anchorage Municipal Assembly revising the 2002 General Government Operating Budget by appropriating the sum of \$96,120 from Area wide General Fund (101) Balance to the Equal Rights Commission to provide funding for increased **investigative and community outreach services**, Assemblymembers Tesche, Taylor, Traini, Tremaine, Van Etten, Shamberg, and Whittle.

1. Assembly Memorandum No. AM 494-2002. (Postponed from 5-21-02)

(Clerk’s Note: 11C, AR 2002-179, was considered later in the meeting combined with items 14K AO 2002-86; 14L AO 2002-87; 14M AO 2002-85; and 14N AO 2002-88).

12. APPEARANCE REQUESTS:

12A. **Lynn Ruffing Kenney**, regarding Grandview Gardens, Lot 9, Block 7, determination of nonconforming status. (**addendum**)

Lynn Ruffing Kenney requested a legal review of the status of her property.

Mr. Tesche requested a memorandum from the Legal Department.

13. CONTINUED PUBLIC HEARINGS:

13A. Ordinance No. AO 2002-60, an ordinance of the Municipality of Anchorage amending Anchorage Municipal Code 21.15.134 to provide for **platting of commercial tracts that include large retail establishments** (Planning and Zoning Commission Case 2002-092), Assemblymember Tesche.

1. Information Memorandum No. AIM 53-2002.

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

Chairman Traini recessed the meeting at 7:00 p.m. and reconvened the meeting at 7:35 p.m.

Mr. Tesche moved,
seconded by Ms. Fairclough,
and it passed without objection,

to continue public hearing on AO 2002-60 to June 25, 2002.

14. NEW PUBLIC HEARINGS:

14A. Ordinance No. AO 2002-80, an ordinance of the Municipality of Anchorage, Alaska, authorizing and providing for the issuance of General Obligation Refunding General Purpose Bonds of the Municipality in the aggregate principal amount of not to exceed \$110,000,000 to provide funds required to **refund certain outstanding General Obligation General Purpose Bonds** of the Municipality; providing for the form and manner of sale of said bonds; pledging the full faith and credit of the Municipality to the payment thereof; authorizing the Chief Fiscal Officer to negotiate and execute a contract for the purchase and sale of said bonds; and related matters, Finance.

1. Assembly Memorandum No. AM 446-2002.

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

Ms. Von Gemmingen moved,
seconded by Ms. Taylor,

to adopt AO 2002-80.

Question was called on the motion to adopt AO 2002-80 and it passed.

1
2 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg,
3 Tremaine, Sullivan.

4 NAYES: None.

- 5
6 14B. Ordinance No. AO 2002-81, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
7 providing for the issuance of not to exceed \$54,365,000 in aggregate principal amount of General Obligation
8 General Purpose Bonds of the Municipality for the purpose of raising funds to pay costs related to
9 **ambulances, emergency service improvements, road and drainage improvements, fire protection**
10 **improvements, public transit improvements, cemetery improvements, senior center improvements,**
11 **and related capital improvements**; fixing certain details of said bonds; providing for the form and manner
12 of sale of said bonds; pledging the full faith and credit of the Municipality to the payment thereof;
13 authorizing the Chief Fiscal Officer to negotiate and execute a contract for the purchase and sale of said
14 bonds; and related matters, Finance.
15 1. Assembly Memorandum No. AM 447-2002.

16
17 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
18 hearing.

19
20 Mr. Tremaine moved, to adopt AO 2002-81.
21 seconded by Mr. Van Etten,

22
23 [Question was called on the motion to adopt AO 2002-81 and it passed.](#)

24
25 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
26 Sullivan.

27 NAYES: None.

- 28
29 14C. Ordinance No. AO 2002-82, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
30 providing for the issuance of General Obligation Refunding Bonds of the Municipality in the aggregate
31 principal amount of not to exceed \$90,000,000 to provide funds required to **refund certain outstanding**
32 **General Obligation School Bonds** of the Municipality; providing for the form and manner of sale of said
33 bonds; pledging the full faith and credit of the Municipality to the payment thereof; authorizing the Chief
34 Fiscal Officer to negotiate and execute a contract for the purchase and sale of said bonds; and related
35 matters, Finance.
36 1. Assembly Memorandum No. AM 448-2002.

37
38 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
39 hearing.

40
41 Ms. Von Gemmingen moved, to adopt AO 2002-82.
42 seconded by Ms. Shamberg,

43
44 [Question was called on the motion to adopt AO 2002-82 and it passed.](#)

45
46 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
47 Sullivan.

48 NAYES: None.

- 49
50 14D. Ordinance No. AO 2002-83, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
51 providing for the issuance of not to exceed \$135,000,000 in aggregate principal amount of General
52 Obligation School Bonds of the Municipality for the purpose of raising funds to pay the costs of **educational**
53 **capital improvement projects** in the Municipality; fixing certain details of said bonds; providing for the
54 form and manner of sale of said bonds; pledging the full faith and credit of the Municipality to the payment
55 thereof; authorizing the Chief Fiscal Officer to negotiate and execute a contract for the purchase and sale of
56 said bonds; and related matters, Finance.
57 1. Assembly Memorandum No. AM 449-2002.

58
59 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
60 hearing.

61
62 Ms. Shamberg moved, to adopt AO 2002-83.
63 seconded by Ms. Von Gemmingen,

64
65 [Question was called on the motion to adopt AO 2002-83 and it passed.](#)

66
67 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
68 Sullivan.

69 NAYES: None.

- 70
71 14E. Resolution No. AR 2002-171, a resolution appropriating \$5,209,344 of lease revenue from the Jail Lease
72 Revenue Fund (266) to pay the **debt service for the Jail Bonds**, Controller Division/General Accounting.
73 1. Assembly Memorandum No. AM 483-2002.

74
75 Chairman Traini opened the public hearing and asked if anyone wished to speak.
76

1 CALVIN WILLIAMS testified.

2

3 Chairman Traini closed the public hearing.

4

5 Ms. Von Gemmingen moved, to approve AR 2002-171.
6 seconded by Ms. Shamberg,

7

8 [Question was called on the motion to approve AR 2002-171 and it passed.](#)

9

10 AYES: Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine, Sullivan.

11 NAYES: None.

12 (Clerk’s Note: Mr. Tesche was out of the room at the time of the vote).

13

14 14F. Resolution No. AR 2002-163, a resolution reappropriating grant revenues of \$160,000 from the Anchorage
15 Roads and Drainage Service Area Capital Improvement Program Fund (441) to the Chugiak, Birchwood,
16 Eagle River Rural Road Service Area (CBERRRSA) Capital Improvement Program Fund (419) for **road
17 and drainage improvement projects in CBERRRSA**, Office of Management and Budget.

18 1. Assembly Memorandum No. AM 471-2002.

19

20 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
21 hearing.

22

23 Mr. Tremaine moved, to approve AR 2002-163.
24 seconded by Ms. Von Gemmingen,

25

26 [Question was called on the motion to approve AR 2002-163 and it passed.](#)

27

28 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
29 Sullivan.

30 NAYES: None.

31

32 14G. Resolution No. AR 2002-150, a resolution of the Municipality of Anchorage appropriating \$285,000 from
33 the State of Alaska, to Equipment Maintenance Internal Service Capital Fund (606) for the purpose of
34 purchasing **dedicated compressed natural gas vehicles and fuel maker refueling stations**, Fleet and
35 Facility Management.

36 1. Assembly Memorandum No. AM 432-2002.

37

38 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
39 hearing.

40

41 Ms. Von Gemmingen moved, to approve AR 2002-150.
42 seconded by Mr. Van Etten,

43

44 [Question was called on the motion to approve AR 2002-150 and it passed.](#)

45

46 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
47 Sullivan.

48 NAYES: None.

49

50 14H. Resolution No. AR 2002-157, a resolution of the Municipality of Anchorage appropriating \$603,869 from
51 the National Oceanic and Atmospheric Administration, **Coastal Impact Assistance Program**, to the
52 Federal Categorical Grants Fund (241) for implementation of the Municipality’s Coastal Impact Assistance
53 projects, Planning Department.

54 1. Assembly Memorandum No. AM 456-2002.

55

56 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
57 hearing.

58

59 Ms. Von Gemmingen moved, to approve AR 2002-157.
60 seconded by Ms. Shamberg,

61

62 [Question was called on the motion to approve AR 2002-157 and it passed.](#)

63

64 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
65 Sullivan.

66 NAYES: None.

67

68 14I. Resolution No. AR 2002-164, a resolution appropriating a grant from the Department of Transportation and
69 Public Facilities, State of Alaska, in the amount of \$380,000 to the Area wide Capital Improvement Program
70 Fund (401), approving the Transfer of Responsibilities Agreement (TORA), and authorizing the contribution
71 of \$361,000 to the Equipment Maintenance Vehicle and Equipment Purchases Fund (606) for the purchase
72 of **regenerative air and mechanical street sweeping equipment**, Street Maintenance.

73 1. Assembly Memorandum No. AM 472-2002.

74

75 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
76 hearing.

1
2 Mr. Whittle moved, to approve AR 2002-164.
3 seconded by Mr. Sullivan,
4

5 Question was called on the motion to approve AR 2002-164 and it passed.
6

7 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
8 Sullivan.

9 NAYES: None.
10

- 11 14J. Resolution No. AR 2002-172, a resolution of the Municipality of Anchorage appropriating \$850,000 from
12 the MOA Trust Fund (730) for **expert financial management and support services** provided in calendar
13 year 2002, Finance.
14 1. Assembly Memorandum No. AM 484-2002.
15

16 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
17 hearing.
18

19 Mr. Tremaine moved, to approve AR 2002-172.
20 seconded by Mr. Sullivan,
21

22 Question was called on the motion to approve AR 2002-172 and it passed.
23

24 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
25 Sullivan.

26 NAYES: None.
27

28 Mr. Sullivan moved, to combine 14K AO 2002-86; 14L AO 2002-87; 14M AO
29 seconded by Ms. Shamberg, 2002-85; and 14N AO 2002-88.
30 and it passed without objection,
31

32 Mr. Tesche moved, to consolidate Item 11C AR 2002-179, with 14K AO 2002-86;
33 seconded by Ms. Fairclough, 14L AO 2002-87; 14M AO 2002-85; and 14N AO 2002-88.
34 and it passed without objection,
35

- 36 14K. Ordinance No. AO 2002-86, an ordinance of the Anchorage Municipal Assembly submitting to the qualified
37 voters of the Municipality of Anchorage at the Regular Municipal Election of April 1, 2003 a proposed
38 amendment to the Home Rule Charter clarifying the appointment, duties, and responsibilities of the
39 **Anchorage Equal Rights Commission**, Assemblymembers Tesche, Traini, Taylor, Tremaine Van Etten,
40 Shamberg, and Whittle.

41 1. Assembly Memorandum No. AM 495-2002.

- 42 14L. Ordinance No. AO 2002-87, an ordinance of the Anchorage Municipal Assembly amending Anchorage
43 Municipal Code Section 5.10.040 relating to the powers and duties of the Anchorage Equal Rights
44 Commission and enacting a new Section 5.10.050 relating to **standing committees of the Commission**,
45 Assemblymembers Tesche, Traini, Taylor, Tremaine Van Etten, Shamberg, and Whittle.

46 1. Assembly Memorandum No. AM 496-2002.

- 47 14M. Ordinance No. AO 2002-85, an ordinance of the Anchorage Assembly enacting a new Chapter requiring
48 preparation, approval and periodic review of an **Affirmative Action Plan** within municipal government
49 departments and utilities, Assemblymembers Taylor and Tesche.

- 50 14N. Ordinance No. AO 2002-88, an ordinance of the Anchorage Municipal Assembly amending AMC Title 3,
51 Administration, by enacting a new Chapter 3.100 and requiring preparation and implementation of an
52 **Affirmative Action Plan**, Assemblymembers Tesche, Taylor, Traini, Tremaine Van Etten, Shamberg, and
53 Whittle.

54 1. Assembly Memorandum No. AM 497-2002.

- 55 11C. Resolution No. AR 2002-179, a resolution of the Anchorage Municipal Assembly revising the 2002 General
56 Government Operating Budget by appropriating the sum of \$96,120 from Area wide General Fund (101)
57 Balance to the Equal Rights Commission to provide funding for increased **investigative and community**
58 **outreach services**, Assemblymembers Tesche, Taylor, Traini, Tremaine, Van Etten, Shamberg, and Whittle.

59 1. Assembly Memorandum No. AM 494-2002. (Postponed from 5-21-02)
60

61 Chairman Traini opened the public hearing and asked if anyone wished to speak on any of the above items.
62

63 MR. LUI, Chair of the Anchorage Equal Rights Commission, testified for a 90-day delay so a working committee could look
64 at all of Title 5.
65

66 RANDY SWEET, a member of the Racism Task Force, testified in favor of a 90-day delay.
67

68 MARE GAMACHE, a member of the Racism Task Force, testified in favor of a 90-day delay.
69

70 IDA NELSON, testified in favor of a 90-day delay.
71

72 YVONNE GUITEREZ, a family service counselor with the Municipal Child Care Assistance Program, testified as an
73 employee and an advocate for the Hispanic community and in support of the ordinances to bring about change.
74

75 CAROLYN GARDNER, testified in favor of the proposed new commission.
76

1 MARCIA BURROUGHS testified in favor of the proposed commission.

2
3 DIANE BENSON testified in favor of the recommendations of the Task Force and supported a 90-day delay.

4
5 MARY PRICE, testified in support of a 90-day delay.

6
7 CELESTE HODGE, President, local NAACP, supported the proposed commission and would like immediate approval.

8
9 VINCE CASEY, former Anchorage Equal Rights Commission Director and Office of Equal Opportunity Director for the
10 Municipality of Anchorage, supported immediate approval.

11
12 JOHN ALEXANDER, testified and urged immediate approval.

13
14 CHARLES ELLIS, a small business owner, stated the Municipality already had an enforcement arm and his concern was that
15 small business people would have to defend themselves, while minorities would get free attorneys.

16
17 CALVIN WILLIAMS, a member of the Task Force, testified in support and urged immediate approval.

18
19 CARLOS LETORA, spoke on behalf of the Hispanic community.

20
21 DONNA BROOKS, testified in support and urged immediate approval.

22
23 STEVE GINGRICH spoke regarding discrimination because of sexual orientation.

24
25 LAURA WALDEN, a former member of the Task Force who stopped attending, urged immediate approval.

26
27 HOLLY HILL, Anchorage Equal Rights Commissioner, testified in support of a 90-day delay.

28
29 CONNIE LIVSEY, Anchorage Equal Rights Commission legal representative, testified in support of a 90-day delay.

30
31 DURICA TOLBERT, testified that there were too many committees already and did not want another.

32
33 ANDREE MCLEOD, testified there are current laws to enforce discrimination and urged immediate approval.

34
35 Chairman Traini asked if anyone else wished to speak. There was no one, and he closed the public hearings on Items 11C
36 AR 2002-179, 14K AO 2002-86; 14L AO 2002-87; 14M AO 2002-85; and 14N AO 2002-88.

37
38 (Clerk’s Note: This item continued after 14V, AR 2002-137.)

39
40 Ms. Von Gemmingen moved, to change the order of the day to take up Item 14V,
41 seconded by Ms. Fairclough, AR 2002-137.
42 and it passed without objection,
43

44 14V. Resolution No. AR 2002-137, a resolution of the Anchorage Municipal Assembly **naming the gate at the**
45 **Seventh Avenue and Cordova Street Entrance to the Anchorage Memorial Park Cemetery** the John P.
46 Bagoy Gate in honor of the significant contributions John P. Bagoy has made to not only the Anchorage
47 Memorial Park Cemetery but the community as well, Office of Planning, Development, and Public Works/
48 Cemetery.
49 1. Assembly Memorandum No. AM 460-2002.
50

51 Chairman Traini opened the public hearing and asked if anyone wished to speak on this item.

52
53 JIM BARNETT, testified in favor of naming the gate after John Bagoy.

54
55 Chairman Traini closed the public hearing.

56
57 Ms. Von Gemmingen moved, to approve AR 2002-137.
58 seconded by Mr. Sullivan,
59

60 Question was called on the motion to approve AR 2002-137 and it passed.

61
62 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
63 Sullivan.

64 NAYES: None.
65

66 (Clerk’s Note: The Assembly then returned to Items 11C, AR 2002-179, 14K AO 2002-86; 14L AO 2002-87;
67 14M AO 2002-85; and 14N AO 2002-88.)
68

69 Ms. Taylor read a prepared statement by Clarissa Gillis, dated June 11, 2002, 2:00 p.m. “In my absence I have asked this
70 statement be read. My name is Clarissa Gillis and I am a member of the Mayor’s kitchen cabinet on racism. I served on the
71 employment and economic committee and I want to enter a statement on the establishment of a commission or committee on
72 diversity in our City. I support a group of citizens, set up to implement the recommendations, or some of the
73 recommendations, of the kitchen cabinet task force groups came up with. The group would have to be given the power to
74 implement and monitor the City’s progress in meeting recommendations. The committee, in name only, does not have my
75 support. The citizens in this community, being empowered to help each other, is what I support”.
76

1 Mr. Tesche moved, to adopt AO 2002-88, 14 N.
2 seconded by Ms. Taylor,
3

4 Mr. Tesche moved, to amend 14N, AO 2002-88: Affirmative Action Plan,
5 seconded by Ms. Taylor, “Summary of Economic Effects, Page 3, to reflect in FY 2002
6 and it passed without objection, a \$20,000 funding cost”.
7

8 Mr. Tesche and Ms. Taylor urged a yes vote.
9

10 Question was called on the main motion to adopt 14N, AO 2002-88 as amended and it passed.
11

12 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
13 Sullivan.
14 NAYES: None.
15

16 Ms. Taylor moved, for immediate reconsideration of 14N, AO 2002-88
17 seconded by Mr. Tesche, as amended.
18

19 Ms. Taylor urged a no vote.
20

21 Question was called for immediate reconsideration of 14N, AO 2002-88 and it failed.
22

23 AYES: Tesche.
24 NAYES: Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine, Sullivan.
25

26 Mr. Tesche moved, to postpone indefinitely Item 14M, AO 2002-85.
27 seconded by Ms. Taylor,
28

29 Question was called on the motion to postpone indefinitely AO 2002-85 and it passed without objection.
30

31 Mr. Tesche moved, to approve Item 11C, AR 2002-179.
32 seconded by Ms. Taylor,
33

34 Question was called on the motion to approve AR 2002-179 and it passed.
35

36 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
37 Sullivan.
38 NAYES: None.
39

40 Mr. Tesche moved, to adopt Item 14L, AO 2002-87.
41 seconded by Ms. Taylor,
42

43 Mr. Tesche moved, to amend 14L, AO 2002-87, Page 2, Line 16, Item B2, to
44 seconded by Mr. Tremaine, delete the words “Monitor, investigate and”.
45

46 Mr. Sullivan made a friendly amendment. to amend 14L, AO 2002-87 and use the word “advocate”
47 seconded by Mr. Tremaine, and delete the word “speak out” on Page 2, Line 16, B2.
48 and it passed without objection,
49

50 Mr. Tesche moved, to amend 14L, AO 2002-87, Page 3, line 1, to “appointed
51 seconded by Ms. Fairclough, from the diverse population of Anchorage,”
52 and it passed without objection,
53

54 Mr. Sullivan moved, to postpone 14L, AO 2002-87 until 9-24-2002.
55 seconded by Mr. Kendall,
56

57 Ms. Fairclough moved, to substitute to delay action on 14L, AO 2002-87 to 8-20-02.
58 seconded by Ms. Von Gemmingen,
59

60 Mr. Sullivan agreed as a friendly amendment.
61

62 Mayor Wuerch spoke on the issues of enforcement and supported the postponement motion.
63

64 Question was called on Ms. Fairclough’s amendment to postpone 14L, AO 2002-87 to 8-20-2002 and it failed.
65

66 AYES: Fairclough, Von Gemmingen, Kendall, Sullivan.
67 NAYES: Tesche, Whittle, Taylor, Traini, Van Etten, Shamberg, Tremaine.
68

69 Ms. Fairclough moved, to extend Public Hearings to 11:00 p.m.
70 seconded by Ms. Von Gemmingen,
71 and it passed without objection,
72

73 Ms. Taylor moved, to amend 14L, AO 2002-87, Page 2, add as Item 7:
74 seconded by Mr. Tesche, “provide an annual report to the Assembly”.
75 and it passed without objection,
76

1 Ms. Taylor moved, to amend 14L, AO 2002-87, Page 2, Item 8:
2 seconded by Ms. Fairclough, “to conduct exit interviews with both parties of dispute”.
3 and it passed without objection,
4

5 Mr. Kendall stated he would be voting no on the main motion.
6

7 Ms. Fairclough stated she would support the main motion and would support additional discussions and changes in the future.
8

9 Ms. Taylor thanked the Assemblymembers for their support and for the audience participation.
10

11 Question was called on the main motion to adopt 14L, AO 2002-87 as amended, and it passed.
12

13 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Shamberg, Tremaine, Sullivan.
14 NAYES: Kendall.

15
16 Mr. Tesche moved, for immediate reconsideration on 14L, AO 2002-87.
17 seconded by Ms. Taylor,
18

19 Mr. Tesche recommended a no vote.
20

21 Question was called on the motion for immediate reconsideration on AO 2002-87 and it failed.
22

23 AYES: None.

24 NAYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
25 Sullivan.
26

27 Mr. Tesche moved, for immediate reconsideration on 11C, AR 2002-179.
28 seconded by Ms. Taylor,
29

30 Mr. Tesche and Ms. Taylor recommend a no vote.
31

32 Question was called on the motion for immediate reconsideration of AR 2002-179 and it failed.
33

34 AYES: None.

35 NAYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine,
36 Sullivan.
37

38 Mr. Tesche moved, to postpone 14K, AO 2002-86 to 6-25-2002.
39 seconded by Ms. Taylor,
40 and it passed without objection,
41

42 Ms. Von Gemmingen was excused and left the meeting.
43

44 Ms. Fairclough moved, to change the order of the day to take up Item 14P,
45 seconded by Ms. Taylor, AR 2002-165.
46 and it passed without objection,
47

48 14P. Resolution No. AR 2002-165, a resolution of the Municipality of Anchorage approving of the **renaming of**
49 **Stewart Drive** in Grid SW0254 to Stewart Mountain Drive eliminating duplication of Stewart Drive name
50 in the Chugiak/Eagle River Area, Development Services.
51 1 Assembly Memorandum No. AM 464-2002.
52

53 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
54 hearing.
55

56 Ms. Fairclough moved, to approve AR 2002-165.
57 seconded by Mr. Sullivan,
58

59 Ms. Fairclough gave a brief explanation for the street renaming.
60

61 Question was called on the motion to approve AR 2002-165 and it passed.
62

63 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Van Etten, Shamberg, Tremaine, Sullivan.
64 NAYES: None.

65 (Clerk’s Note: Ms. Von Gemmingen and Mr. Kendall left the meeting).
66

67 (Clerk’s Note: The Assembly then returned to take up item 14O, AR 2002-166.)
68

69 14O. Resolution No. AR 2002-166, a resolution approving the **Strawberry Road water main extension** and
70 providing for assessment of benefited properties at time of service connection, Water and Wastewater
71 Utility.
72 1. Assembly Memorandum No. AM 473-2002.
73

74 Chairman Traini opened the public hearing and asked if anyone wished to speak.
75

1 JOHN PENNEY expressed his support of the resolution and requested sewer mains be included at the same time so the road
2 would not be torn up twice.

3
4 Chairman Traini closed the public hearing.

5
6 Ms. Shamberg moved, to approve AR 2002-166.
7 seconded by Ms. Fairclough,
8

9 Question was called on the motion to approve AR 2002-166 and it passed.

10
11 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Van Etten, Shamberg, Tremaine, Sullivan.

12 NAYES: None.

13 (Clerk's Note: Ms. Von Gemmingen and Mr. Kendall left the meeting).

14
15 Ms. Fairclough moved, to change the order of the day to take up 14U, AM 429-2002.
16 seconded by Mr. Van Etten,
17 and it passed without objection,
18

19 14U. Assembly Memorandum No. AM 429-2002, Employee Relations Board appointment (Charles Cash),
20 Mayor's Office.

21
22 Chairman Traini opened the public hearing and asked if anyone wished to speak. There was no one, and he closed the public
23 hearing.

24
25 Mr. Van Etten moved, to approve AM 429-2002.
26 seconded by Ms. Taylor,
27

28 Question was called on the motion to approve AM 429-2002 and it passed.

29
30 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Van Etten, Shamberg, Tremaine.

31 NAYES: None.

32 (Clerk's Note: Ms. Von Gemmingen and Mr. Kendall left the meeting).

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

34
35 14P. Resolution No. AR 2002-165, a resolution of the Municipality of Anchorage approving of the **renaming of**
36 **Stewart Drive** in Grid SW0254 to Stewart Mountain Drive eliminating duplication of Stewart Drive name
37 in the Chugiak/Eagle River Area, Development Services.
38 1. Assembly Memorandum No. AM 464-2002.
39

40 (Clerk's Note: This item was considered earlier in evening before item 14O, AR 2002-166.)

41
42 14Q. Ordinance No. AO 2002-77, an ordinance amending Anchorage Municipal Code Chapter 9.60 to include a
43 **service assessment** payable from the Anchorage Parking Authority to the Municipality of Anchorage,
44 Anchorage Parking Authority.
45 1. Assembly Memorandum No. AM 427-2002.
46

47 (Clerk's Note: This item was carried over to the June 25, 2002 meeting).

48
49 14R. Resolution No. AR 2002-153, a resolution of the Anchorage Municipal Assembly approving a **Master Plan**
50 to create a basic project framework for Plan elements such as, but not limited to, access points, circulation
51 patterns, perimeter buffers, creek alignment, setbacks and land use designations. Approval of the Master
52 Plan does not establish approval for underlying zoning districts, specific uses, densities, traffic generation;
53 site plans for specific parcels, etc. The purpose of the Master Plan is to comply with AO 2001-24(S),
54 condition E.2. Generally located on Alaskan Village Subdivision, Lots 32 through 45, Block 1, and Lots 20
55 through 47, Block 2 and a portion of the NE 1/4 of the NW 1/4 of Section 24, T13N, R3W, located at the
56 southwest corner of Muldoon Road and DeBarr Road (Alaskan Village/Muldoon Town Center) (Case 2002-036),
57 Assemblymember Clementson.
58

59 (Clerk's Note: This item was carried over to the June 25, 2002 meeting).

60
61 14S. Resolution No. AR 2002-151(S), a resolution of the Anchorage Municipal Assembly approving the
62 **Heritage Land Bank 2002 Work Program and 2003-2007 Five-Year Management Plan**.
63 1. Assembly Memorandum No. AM 433-2002.
64

65 (Clerk's Note: This item was carried over to the June 25, 2002 meeting).

66
67 14T. Ordinance No. AO 2002-75, an ordinance of the Municipality of Anchorage authorizing the Heritage Land
68 Bank (HLB) to sell by competitive bid HLB Parcel No. 6-030, also described as **Lot 40, U.S. Survey No.**
69 **3044**, comprised of approximately 3.32 acres lying to the north of the intersection of Alyeska Highway and
70 Crow Creek Road in Girdwood, Alaska, for at least fair market value plus the cost of appraisal and title
71 insurance to the highest qualifying bidder, Heritage Land Bank.
72 1. Assembly Memorandum No. AM 407-2002.
73

74 (Clerk's Note: This item was carried over to the June 25, 2002 meeting).

75

- 1 14U. Assembly Memorandum No. AM 429-2002, Employee Relations Board appointment (Charles Cash),
2 Mayor's Office.

3
4 (Clerk's Note: This item was considered earlier in the evening after 14O, AR 2002-166.)

- 5
6 14V. Resolution No. AR 2002-137, a resolution of the Anchorage Municipal Assembly **naming the gate at the**
7 **Seventh Avenue and Cordova Street Entrance to the Anchorage Memorial Park Cemetery** the John P.
8 Bagoy Gate in honor of the significant contributions John P. Bagoy has made to not only the Anchorage
9 Memorial Park Cemetery but the community as well, Office of Planning, Development, and Public Works/
10 Cemetery.

- 11 1. Assembly Memorandum No. AM 460-2002.

12
13 (Clerk's Note: This item was considered earlier in the evening. See after combined items 11C, 14K, 14L, 14M and 14N.)

- 14
15 14W. Ordinance No. AO 2002-78, an ordinance of the Anchorage Municipal Assembly amending and adding new
16 sections to Anchorage Municipal Code Section 25.60 to establish **rules, regulations and fees to govern**
17 **mausoleums and the operation of the Columbarium**, to modify the rule regarding artificial decorations
18 and to permit upright memorialization markers in a flush marker area in Tract A in the Anchorage Memorial
19 Park Cemetery, Office of Planning, Development, and Public Works/Cemetery.

- 20 1. Assembly Memorandum No. AM 428-2002.

21
22 (Clerk's Note: This item was carried over to the June 25, 2002 meeting).

23
24 **15. BOARD OF ADJUSTMENT/ASSEMBLY APPEALS:** None.

25
26 **16. SPECIAL ORDERS:**

- 27
28 16A. **Turnagain Assessment Litigation.** Attorneys for all interested parties appeared.

29
30 (Clerk's Note: The Assembly agreed to take up Item 16A, AM 463-2002 under Special Orders at 8:00 p. m. – time specific).

31
32 Attorneys Thomas Klinkner, Brian Doherty, Jim Reeves, and Bruce Davison appeared and discussed AM 463-2002.

- 33
34
35 16B. Ordinance No. AO 2002-97: "an ordinance of the Anchorage Municipal Assembly removing the map
36 legend reference to dwelling density associated with sewer service within the Hillside Wastewater
37 Management Plan". P.H. 7-23-2002.

38
39 [Mr. Tremaine, Mr. Tesche, and Ms. Shamberg joined in introducing AO 2002-97. The public hearing was scheduled for July](#)
40 [23, 2002.](#)

- 41
42
43 16C. Resolution No. AR 2002-202: "A resolution of the Anchorage Municipal Assembly revising the
44 Municipality's Audit Plan by adding a management audit of the Anchorage Equal Rights Commission".

45
46 [Mr. Sullivan, Ms. Taylor, and Mr. Tremaine joined in introducing AR 2002-202.](#)

47
48 Ms. Taylor moved, to amend AR 2002-202 to "delete lines 19 through 24
49 seconded by Mr. Tesche, and lines 29 through 33". ~~and amend "Line 42 to read~~
50 ~~and it passed without objection, August 20, 2002"~~

51
52 Mr. Sullivan accepted the amendments as friendly with the exception of Line 42 "August 20, 2002".

53
54 Question was called on the motion to approve AR 2002-2002 as amended and it passed.

55
56 AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Van Etten, Shamberg, Tremaine, Sullivan.

57 NAYES: None.

58 (Clerk's Note: Ms. Von Gemmingen and Mr. Kendall left the meeting).

59
60 **17. UNFINISHED AGENDA:** None.

61
62 **18. AUDIENCE PARTICIPATION:** None.

63
64 **19. ASSEMBLY COMMENTS:** None.

65
66 **20. EXECUTIVE SESSIONS:** Executive session held on an issue affecting the finances of the Municipality.
67 Mayor Wuerch requested the Assembly and Administration go into Executive Session to discuss an existing contractual
68 relationship and litigation which is a matter, that if immediately disclosed, would adversely affect the finances of the
69 Municipality.

70
71 Chairman Traini moved, to go into Executive Session.
72 seconded by Mr. Tesche,
73 and it passed without objection,

74
75 Chairman Traini, the Assembly and Administration went into Executive Session.

76 Date for release for tapes: When all litigation has been resolved.

1 **21. ADJOURNMENT:**

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3 Mr. Sullivan moved, to adjourn the meeting.
4 seconded by Mr. Whittle,
5 and it passed without objection,

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7 The meeting adjourned at 10:58 p.m.

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Dick Traini, Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: _____, 2002
GM:cmw