

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of August 20, 2002

1. CALL TO ORDER:

The meeting was convened at 5:01 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 Faireclough, Dick Traini, Fay Von Gemmingen, Doug Van Etten, Dan Kendall, Janice Shamberg, Dick Tremaine, Dan Sullivan.
Absent: None.
(Clerk's Note: Mr. Kendall was excused after the Consent Agenda/Old Business.)

3. PLEDGE OF ALLEGIANCE:

Michael Melchert and the Anchorage Fire Department Honor Guard led the pledge.

4. MINUTES OF PREVIOUS MEETING:

A. Regular Meeting – April 9, 2002

Mr. Tesche moved, to approve the minutes of the Regular meeting of
seconded by Mr. Tremaine, April 9, 2002.
and it passed without objection,

B. Regular Meeting – June 25, 2002

Mr. Tesche moved, to approve the minutes of the Regular meeting of
seconded by Mr. Tremaine, June 25, 2002.
and it passed without objection,

C. Regular Meeting – July 16, 2002

Mr. Sullivan moved, to approve the minutes of the Regular meeting of
seconded by Mr. Tesche, July 16, 2002.
and it passed without objection,

5. MAYOR'S REPORT:

Municipal Manager Harry Kieling addressed the Assembly in Mayor Wuerch's absence. Mr. Kieling spoke about upgrades to the 911 system and databases in Anchorage. Mayor Wuerch will preside at a ribbon cutting ceremony on August 21, 2002 for a new bridge over the Chester Creek Pedestrian crossing in the Valley of the Moon Park.

6. ASSEMBLY CHAIR'S REPORT: None.

7. COMMITTEE REPORTS: None.

8. ADDENDUM TO AGENDA:

Assembly Memorandum No. AM 768-2002, Appointment of Assembly Counsel, Offer of Employment. Assemblymember Traini. **(addendum)**

Mr. Tesche requested that Assembly Memorandum No. AM 768-2002 be considered immediately following vote approval of the Consent Agenda but prior to consideration of items being pulled.

Chairman Traini granted Mr. Tesche's request.

(Clerk's Note: Mr. Sullivan also pulled this item. See after the end of the Consent Agenda vote.)

Ordinance No. 2002- 131, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Subsection 1.35.010A, **Regarding Oath of Office**. Department of Assembly. Assemblymember Tesche. **(addendum)**.

Mr. Tesche, Ms. Von Gemmingen, and Ms. Taylor joined in introducing this Ordinance. The public hearing was scheduled for 9-10-02.

Ordinance No. 2002-132, an ordinance of the Anchorage Municipal Assembly Amending Anchorage Municipal Code Section 1.15.180, prohibited acts, by adding a new subsection K, **regarding public access to Municipal records**. Department of Assembly, Assemblymember Tesche. **(addendum)**

a. Assembly Memorandum No. AM 769-2002.

Mr. Tesche, Ms. Von Gemmingen, and Ms. Taylor joined in introducing this Ordinance. The public hearing was scheduled for 9-10-02.

Mr. Tesche moved, to amend the agenda to include the addendum items.
seconded by Ms. Fairclough,

Chairman Traini read the addendum items.

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

9. CONSENT AGENDA:

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

A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS:

1. Resolution No. AR 2002-278, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Sergeant William D. Herrick for his 20 years of service** with the Anchorage Police Department, Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle.
2. Resolution No. AR 2002-280, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Captain William D. Gifford** for his 24 years of service with the Anchorage Police Department. (addendum)

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

B. RESOLUTIONS FOR ACTION – OTHER:

1. Resolution No. AR 2002-279, a resolution of the Anchorage Municipal Assembly **appointing Frances Dunn as Licensing Clerk** within the Municipal Clerk's Office, Assembly Chair Traini.
2. Resolution No. AR 2002-224, a resolution of the Anchorage Municipal Assembly approving the preliminary (conceptual) design for **Chugach Optional Elementary School Addition and Renovation**, Anchorage School District.
 - a. Assembly Memorandum No. AM 615-2002.

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

3. Resolution No. AR 2002-262, a resolution of the Municipality of Anchorage appropriating \$16,000 from the Mountain Park Estates LRSA Fund Balance (Fund 117) to the Mountain Park Estates LRSA BY02 Operating Budget for **summer and winter road maintenance activities**, Street Maintenance.
 - a. Assembly Memorandum No. AM 730-2002.
4. Resolution No. AR 2002-263, a resolution of the Municipality of Anchorage authorizing the Heritage Land Bank (HLB) to grant a **250 square foot Anchor Pole easement on HLB Parcel No. 1-090**, also described as Lot 17 in Section 16, T15N, R1W, Seward Meridian, located in Chugiak, Alaska, to Matanuska Electric Association for the purpose of providing electrical service to Loretta French Park.
 - a. Assembly Memorandum No. AM 731-2002.
5. Resolution No. AR 2002-266, a resolution of the Anchorage Municipal Assembly appropriating the sum of \$31,216 from the interest accrued on the Local Law Enforcement Block Grant (241-4669G) to the Federal Categorical Grants Fund (241) for the purpose of funding **police programs and activities**, Anchorage Police Department.
 - a. Assembly Memorandum No. AM 736-2002.
6. Resolution No. AR 2002-267, a resolution of the Municipality of Anchorage appropriating the sum of \$750 from the State of Alaska, Department of Transportation Alaska Highway Safety Office and \$325 as a contribution from the 2002 Cultural and Recreational Services Department Anchorage Parks and Recreation Service Area Fund (161) to the State Categorical Grants Fund (231) for **Municipal Youth At Risk Bike Rodeo and Pedestrian Safety Programs**.
 - a. Assembly Memorandum No. AM 737-2002.
7. Resolution No. AR 2002-268, a resolution of the Municipality of Anchorage appropriating \$96,867 from the Anchorage Museum Foundation and \$4,020 from the CY02 Museum Operating Budget, Area wide General Fund (101) for administrative fees to fund the **Curator of History** for the Anchorage Museum of History and Art (\$100,887), Cultural and Recreational Services.
 - a. Assembly Memorandum No. AM 738-2002.
8. Resolution No. AR 2002-269, a resolution of the Municipality of Anchorage providing for the appropriation of a grant totaling \$5,725 from the State of Alaska, Department of Education and \$580 as a contribution from the Library 2002 Operating Budget within the Area wide General Fund (101) to the State Categorical Grants Fund (231), Cultural and Recreational Services Department for the **Advanced Collection Workshop Series program**.
 - a. Assembly Memorandum No. AM 742-2002.
9. Resolution No. AR 2002-270, a resolution of the Municipality of Anchorage providing for the appropriation of a grant totaling \$23,250 from the State of Alaska, Department of Education to the State Categorical Grants Fund (231), Cultural and Recreational Services Department for the **Net Lender Reimbursement Program**.
 - a. Assembly Memorandum No. AM 757-2002.

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

10. Resolution No. AR 2002-265, a resolution of the Anchorage Municipal Assembly providing for the **establishment of the Anchorage and Mat-Su Regional Transportation Planning Organization** (RTPO), Assemblymember Tesche and Van Etten.

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

11. Resolution No. AR 2002-273, a resolution of the Municipality of Anchorage appropriating the sum of five thousand five hundred dollars (\$5,500) to the area wide general fund (101), Health and Human Services Department, from Cook Inlet Region, Inc., \$2,500, First National Bank Alaska, \$1,000, KPMG, \$1,000, and Phillips Alaska, Inc., \$1,000, to be used to **offset Pamyua's expenses** related to attendance at the all America City Award presentation. **(addendum)**
12. Resolution No. AR 2002-274, a resolution of the Anchorage Municipal Assembly establishing a procedure for Assembly work sessions. public hearing 9-10-2002 **(addendum)**.

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

13. Resolution No. AR 2002-275, a resolution of the Anchorage Municipal Assembly revising the 2002 General Operating Budget by a appropriating the sum of \$17,500 from the Anchorage Fire Service Area (131) fund balance to the Fire Department to **provide funding for the September 11 Day of Remembrance Event** in Washington D.C. and New York City, Assemblymembers Tesche, Taylor, and Traini. **(addendum)**
 - a. Assembly Memorandum No. AM 767-22002.

C. BID AWARDS:

1. Assembly Memorandum No. AM 743-2002, recommendation of award to Tam Construction, Inc. for **2002 miscellaneous construction services** for the Municipality of Anchorage, Project Management and Engineering Department (ITB 22-C041) (\$450,000), Purchasing.
2. Assembly Memorandum No. AM 761-2002, recommendation of award to Construction Unlimited, Inc. for **Eagle River Commons Park Phase II** improvements for the Municipality of Anchorage, Project Management and Engineering Department (ITB 22-C043) (\$602,031), Purchasing. **(addendum)**
3. Assembly Memorandum No. AM 765-2002, recommendation of award to Chenega Management, LLC for **demolition of jail and fire station no. 1** for the Municipality of Anchorage, Project Management and Engineering Department (ITB 22-C040) (\$486,000), Purchasing. **(addendum)**

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 749-2002, **Wayne's Original Texas Bar-B-Que** (#4219) – New Restaurant/Eating Place Liquor License (Spenard Community Council), Clerk's Office.

Mr. Tremaine requested this item be considered under 14L, a Conditional Use Permit.

2. Assembly Memorandum No. AM 750-2002, **Steve's Sports Bar & Grill** (#88/1025) – Application for Restaurant Designation Permit/Beverage Dispensary Liquor License (Spenard Community Council), Clerk's Office.
3. Assembly Memorandum No. AM 751-2002, Seoul Garden (#1372) – Name Change to **Hong Kong Wok**, location 341-B Boniface Parkway, Anchorage, Alaska 99504, Restaurant/Eating Place Liquor License (Russian Jack Community Council), Clerk's Office.
4. Assembly Memorandum No. AM 732-2002, contract amendment No. 1 to Contract No. 212868 with Clarion Associates for **Title 21 Diagnosis and Rewrite** for the Municipality of Anchorage, Planning Department (\$31,460), Planning Department.

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

5. Assembly Memorandum No. AM 733-2002, **utility relocation agreement** with Alaska Communications Systems, Inc. for the Municipality of Anchorage, Project Management and Engineering Department (\$124,841), Purchasing.
6. Assembly Memorandum No. AM 744-2002, proprietary lease with Xerox Corporation for a **DocuTech 6155 high-speed copier** for the Municipality of Anchorage, Information Technology Department (\$1,167,916.48), Purchasing.

Administration requested this item be considered on the Regular Agenda. See item 10D.

7. Assembly Memorandum No. AM 745-2002, recommendation of award to Coffman Engineers for providing **plant-engineering services** on an "as required" basis for the Municipality of Anchorage, Municipal Light and Power (RFP 22-P007) (\$600,000), Purchasing.
8. Assembly Memorandum No. AM 746-2002, change order No. 6 to purchase order 200004 with H&R Management, Inc. for **leased space for the Muldoon Library** for the Municipality of Anchorage, Real Estate Services (\$215,136), Purchasing.
9. Assembly Memorandum No. AM 747-2002, recommendation of award to CH2M Hill for providing professional engineering services for the **design of Anchorage Loop Water Main (WTM) Project Phase IV** for the Municipality of Anchorage, Anchorage Water and Wastewater Utility (RFP 21-P069) (\$404,000), Purchasing.

10. Assembly Memorandum No. AM 748-2002, change order No. 4 to purchase order 202483 with American LaFrance Medicmaster to furnish one (1) additional **MEDIC ambulance** to the Municipality of Anchorage, Fire Department (\$129,962).
11. Assembly Memorandum No. AM 756-2002, amendment No. 4 to Contract No. 201392 with Alaska Facility Developers, L.L.C. for **Fire Station No. 1 Downtown Design/Construction**, Project No. 00-34 (\$123,072).

Administration requested this item be considered on the Regular Agenda. See item 10D.

12. Assembly Memorandum No. AM 760-2002, contract amendment No. 46 to Neeser Construction, Inc. for the **construction of the Anchorage Jail**, Project No. 00-32 (\$552,126), Office of Planning, Development, and Public Works.

Administration requested this item be considered on the Regular Agenda. See item 10D.

13. Assembly Memorandum No. 762-2002, change order No. 2 to Contract No. 211877 with Goodfellow Brothers, Inc. for **Merrill Field Gravel/Ski Runway Improvements** for the Municipality of Anchorage. **(addendum)**
14. Assembly Memorandum No. 766-2002, sole source contract with Dynatest Consulting, Inc. to assist with **conducting pavement condition surveys** related to GASB 34 (\$60,000). **(addendum)**

Ms. Von Gemmingen requested this item be considered on the Regular Agenda. See item 10D.

15. Assembly Memorandum No. AM 768-2002, Appointment of Assembly Counsel, Offer of Employment. Assemblymember Traini. **(addendum)**

Mr. Sullivan requested this item be considered on the Regular Agenda. (See item after Consent Agenda vote.)

Mr. Kendall requested he be registered as a no vote on this item.

E. INFORMATION AND REPORTS:

F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Ordinance No. AO 2002-127, an ordinance amending Anchorage Municipal Code Chapter 21.85, *Subdivision Standards: Improvements*, to require an early election by persons wishing to install **natural gas facilities** and to require installation and warranty under a subdivision agreement, Planning Department. public hearing 9-10-02.
 - a. Assembly Memorandum No. AM 739-2002.
2. Ordinance No. AO 2002-128, an ordinance amending the zoning map and providing for the rezoning of approximately 2.03 acres from PLI SL (Public Lands and Institutions District) with Special Limitations to R-2M SL (Multiple Family District) with Special Limitations for **Lot 29, T13N, R3W Section 22, S.M.**, AK; generally located at the northeast corner of East 24th Avenue and Glacier Street (Russian Jack Community Council) (Planning and Zoning Commission Case 2002-118), Planning Department. public hearing 9-24-02.
 - a. Assembly Memorandum No. AM 740-2002.
3. Ordinance No. AO 2002-129, an ordinance of the Anchorage Municipal Assembly amending the zoning map and providing for the rezoning of approximately 1.04 acres from R-O SL to B-3 SL for **Lot 1, Block 3, Schroeder East Subdivision**, generally located at the Old Glenn Highway and Santa Maria Drive Intersection, Eagle River (Eagle River Community Council) (Planning and Zoning Commission Case 2002-088), Planning Department. public hearing 9-24-02.
 - a. Assembly Memorandum No. AM 741-2002.
4. Ordinance No. AO 2002-130, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Chapter 2.80, Assembly Office, to change the name to **Assembly Budget And Legislative Services**, Assembly Chair Traini. public hearing 9-10-02.
 - a. Assembly Memorandum No. AM 752-2002.
5. Resolution No. AR 2002-264, a resolution of the Municipality of Anchorage appropriating \$150,000 as a grant to the State Categorical Grants Fund (231), Department of Health and Human Services, from the Alaska Department of Health and Social Services for the provision of **Perinatal Case Management/Healthy Baby services**. public hearing 9-10-02.
 - a. Assembly Memorandum No. AM 734-2002.
6. Resolution No. AR 2002-271, a resolution of the Municipality of Anchorage appropriating \$17,590 from the Alaska State Council on the Arts, \$37,484 from the Anchorage Museum Association, \$18,338 from the Anchorage Museum Foundation, \$8,000 from Anticipated Miscellaneous Revenues, and \$20,350 as a contribution from the CY02 Museum Operating Budget Area wide General Fund (101), to the State Categorical Grants Fund (231), Cultural and Recreational Services Department, for **operating support at the Anchorage Museum of History and Art** (\$101,762), Cultural and Recreational Services. public hearing 9-10-02.
 - a. Assembly Memorandum No. AM 758-2002.
7. Resolution No. AR 2002-272, a resolution approving and ratifying a three-year extension of the **collective bargaining agreement** between the Municipality of Anchorage d/b/a Municipal Light & Power and the International Brotherhood of Electrical Workers AFL/CIO Local No. 1547, Employee Relations. public hearing 9-10-02.
 - a. Assembly Memorandum No. AM 759-2002.
8. Ordinance No. 2002- 131, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Subsection 1.35.010A, **Regarding Oath of Office**. Department of Assembly. Assemblymember Tesche. **(addendum)** public hearing 9-10-02.
9. Ordinance No. 2002-132, an ordinance of the Anchorage Municipal Assembly Amending Anchorage Municipal Code Section 1.15.180, prohibited acts, by adding a new subsection K,

regarding public access to Municipal records. Department of Assembly, Assemblymember Tesche. **(addendum)** public hearing 9-10-02.
a. Assembly Memorandum No. AM 769-2002.

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

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

NAYES: None.

9D15. Assembly Memorandum No. AM 768-2002, Appointment of Assembly Counsel, Offer of Employment. Assemblymember Traini. **(addendum)**

Mr. Sullivan moved, to approve AM 768-2002.
seconded by Mr. Tesche,

Mr. Sullivan discussed the offer of employment, and requested record keeping of billable hours be maintained.

Question was called on the motion to approve AM 768-2002 and it passed.

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

NAYES: Kendall, Sullivan.

Mr. Tesche moved, for immediate consideration of AM 768-2002.
seconded by Ms. Fairclough,

Question was called for immediate reconsideration on AM 768-2002 and it failed.

AYES: Kendall, Sullivan.

NAYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Shamberg, Tremaine.

Chairman Traini requested Mr. Tesche contact the new legislative counsel and notify him that his services have been engaged. Chairman Traini announced to the public that Michael Gatti had been hired as counsel for the Anchorage Assembly.

10. REGULAR AGENDA:

10A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS:

10A1. Resolution No. AR 2002-280, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Captain William D. Gifford** for his 24 years of service with the Anchorage Police Department. **(Addendum)**

Mr. Tremaine moved, to approve AR 2002-280.
seconded by Mr. Tesche
and it passed without objection,

Ms. Taylor read the resolution while Mr. Tesche presented the resolution to Captain William D. Gifford. Captain Gifford thanked the Assembly, the Administration, the Police Chief and APD.

10B. RESOLUTIONS FOR ACTION – OTHER:

10B1. Resolution No. AR 2002-279, a resolution of the Anchorage Municipal Assembly **appointing Frances Dunn as Licensing Clerk** within the Municipal Clerk's Office, Assembly Chair Traini.

Chairman Traini congratulated Ms. Dunn on her appointment as Licensing Clerk. Ms. Dunn thanked the Municipal Clerk, Chairman and members of the Assembly.

10B2. Resolution No. AR 2002-224, a resolution of the Anchorage Municipal Assembly approving the preliminary (conceptual) design for **Chugach Optional Elementary School Addition and Renovation**, Anchorage School District.
a. Assembly Memorandum No. AM 615-2002.

Ms. Von Gemmingen moved, to approve AR 2002-224.
seconded by Ms. Fairclough,
and it passed without objection,

10B3. Resolution No. AR 2002-270, a resolution of the Municipality of Anchorage providing for the appropriation of a grant totaling \$23,250 from the State of Alaska, Department of Education to the State Categorical Grants Fund (231), Cultural and Recreational Services Department for the **Net Lender Reimbursement Program**.
a. Assembly Memorandum No. AM 757-2002.

Mr. Whittle moved, to approve AR 2002-270.
seconded by Mr. Tesche,
and it passed without objection,

Mr. Whittle encouraged people from outside Anchorage to borrow books from the library so additional books can be purchased from the reimbursement received from this program.

- 10B4. Resolution No. AR 2002-265, a resolution of the Anchorage Municipal Assembly providing for the **establishment of the Anchorage and Mat-Su Regional Transportation Planning Organization** (RTPO), Assemblymember Tesche and Van Etten.

Mr. Tesche moved, to postpone indefinitely AR 2002-265.
seconded by Mr. Sullivan,
and it passed without objection,

Mr. Tesche noted this item was a duplicate of an item to be considered later in the evening.

- 10B5. Resolution No. AR 2002-274, a resolution of the Anchorage Municipal Assembly establishing a procedure for Assembly work sessions. Public hearing 9-10-2002 (**addendum**).

Mr. Kendall moved, to postpone action on AR 2002-274 to 9-10-02.
seconded by Mr. Sullivan,
and it passed without objection,

Several Assemblymembers requested additional time to determine how the proposed new work session schedule would affect their work schedule.

Ms. Shamberg noted she would not be at the 9-10-02 meeting, however, she did support the change to Friday work sessions.

In response to Ms. Fairclough, [Municipal Manager Harry Kieling](#), responded that advance preparation of material and the presence of staff, familiar with the subject material, would enhance the effectiveness of the work sessions for both the Assembly and the Administration.

Chairman Traini granted a moment of personal privilege to Ms. Taylor.

Ms. Taylor requested Mr. Ramos and Mr. Bassett to come forward to acknowledge the excellent presentation they gave to the Assembly Public Safety Committee on America's Promise.

Ms. Taylor read a proclamation of the Anchorage Assembly recognizing Mr. William Ramos, Director of Government Relations for America's Promise while Mr. Whittle presented a Municipal pin to Mr. Ramos. Mr. Ramos expressed his appreciation and thanked the Assembly for the proclamation.

10C. BID AWARDS:

10D. NEW BUSINESS:

- 10D1. Assembly Memorandum No. AM 732-2002, contract amendment No. 1 to Contract No. 212868 with Clarion Associates for **Title 21 Diagnosis and Rewrite** for the Municipality of Anchorage, Planning Department (\$31,460), Planning Department.

Mr. Tesche moved, to approve AM 732-2002.
seconded by Ms. Fairclough,
and it passed without objection,

In response to Mr. Tesche, [Office of Planning, Development and Public Works Director Craig Campbell](#) asked Acting Manager of Physical Planning Tom Nelson to respond. Mr. Nelson replied there was funding for phase 1 as well as for the contract amendment no. 1 before the Assembly. There is no funding at the present time for phase 2, however, they anticipate receiving funding through the 2002-2003 budget.

In response to Mr. Tesche, [Office of Planning, Development and Public Works Director Craig Campbell](#), replied the funding for the next phase is being actively considered.

- 10D2. Assembly Memorandum No. AM 744-2002, proprietary lease with Xerox Corporation for a **DocuTech 6155 high-speed copier** for the Municipality of Anchorage, Information Technology Department (\$1,167,916.48), Purchasing.

Mr. Tesche moved, to postpone indefinitely AM 744-2002.
seconded by Mr. Tremaine,
and it passed without objection,

Administration requested this item be postponed and reintroduced at a later time.

- 10D3. Assembly Memorandum No. AM 756-2002, amendment No. 4 to Contract No. 201392 with Alaska Facility Developers, L.L.C. for **Fire Station No. 1 Downtown Design/Construction**, Project No. 00-34 (\$123,072).

Mr. Tesche moved, to postpone indefinitely AM 756-2002.
seconded by Mr. Whittle,
and it passed without objection,

Administration requested this item be postponed and reintroduced at the 9-10-02 meeting.

- 10D4. Assembly Memorandum No. AM 760-2002, contract amendment No. 46 to Neeser Construction, Inc. for the **construction of the Anchorage Jail**, Project No. 00-32 (\$552,126), Office of Planning, Development, and Public Works.

Mr. Tesche moved, to postpone indefinitely AM 760-2002.
seconded by Mr. Whittle,
and it passed without objection,

Administration requested this item be postponed and reintroduced at the 9-10-02 meeting.

10D5. Assembly Memorandum No. 766-2002, sole source contract with Dynatest Consulting, Inc. to assist with **conducting pavement condition surveys** related to GASB 34 (\$60,000). **(addendum)**

Ms. Von Gemmingen moved, to approve AM 766-2002.
seconded by Ms. Fairclough,
and it passed without objection,

In response to Ms. Von Gemmingen, [Chief Fiscal Officer Kate Giard](#), explained the dollar figure previously used in the work session and the dollar figure shown on the AM were consistent.

10E. INFORMATION AND REPORTS:
10F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

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

11A. Assembly Memorandum No. AM 692-2002, amendment No. 5 to professional services contract with CRW Engineering Group, LLC for **Campbell Creek Trail Connection, International Airport Road to Lake Otis Parkway**, Project #96-18 (\$120,000), Project Management & Engineering. (POSTPONED FROM 8-6-02)

Chairman Traini gave the history of AM 692-2002 and noted no motions were pending.

Ms. Fairclough moved, to approve AM 692-2002.
seconded by Ms. Taylor,

Chairman Traini turned the Chair over to Vice Chair Von Gemmingen.

Mr. Traini requested the Assembly vote no on the item and stated he felt there was a major design flaw. The current design calls for the trail to deadhead onto 47th Avenue and will result in trail users trying to cross Lake Otis Road to obtain access back onto the trail. This is an attractive nuisance, ill advised and the Assembly should not approve this design.

Ms. Fairclough felt the issue should be postponed to the 9-10-02 meeting and referred to the AMATS Policy or Technical Committee for review.

Ms. Fairclough moved, to postpone action on AM 692-2002 to the 9-10-02 meeting
seconded by Mr. Van Etten, and to refer to the AMATS Policy or Technical Committee.

Office of Planning, Development and Public Works Director Craig Campbell, stated the Administration was in agreement with Ms. Fairclough's amendment and suggested the AMATS Policy Committee should handle the review and report back to the Assembly at the 9-24-02 meeting.

Ms. Fairclough offered a friendly amendment, approved by her second Mr. Van Etten, to postpone action on AM 692-2002 to the 9-24-02 meeting and refer the design review to the AMATS Policy Committee.

The Assemblymembers discussed the issue. Mr. Tremaine requested the Administration provide an AM at the 9-24-02 meeting reviewing the historical background of the issue and clarify the current discussions. Mr. Campbell advised that the Administration would provide the information.

Mr. Traini stated he would support the postponement of this item, but he did object to the term public process.

Mr. Traini requested a date of when the bill was commissioned from the Administration.

Chair Von Gemmingen called the question on Ms. Fairclough's friendly motion.

Mr. Traini returned to the Chair.

Question was called on the friendly motion by Ms. Fairclough to postpone action on AM 692-2002 to 9-24-02 and to refer to the AMATS Policy Committee and it passed.

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

Chairman Traini would schedule a work session on the item.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

The meeting recessed at 6:30 p.m. and reconvened at 7:00 p.m.

11B. Ordinance No. AO 2002-105, an ordinance of the Municipality of Anchorage authorizing the lease of the Municipality's interest in **Lot 1A, Block 12, Grandview Subdivision** (1325 Primrose Street in Anchorage) to Grandview Center Association at less than market value, Real Estate Services.

1. Assembly Memorandum No. AM 612-2002.
(POSTPONED FROM 7-23-02)

Chairman Traini gave the history of AO 2002-105 and noted there were no motions on the floor.

Mr. Van Etten moved, to postpone action on AO 2002-105 to the 9-24-02 meeting,
seconded by Mr. Sullivan,
and it passed without objection,

12. APPEARANCE REQUESTS:

- 12A. **Tom Hull**, to present final report on dislocation/relocation assistance for Brookside Manor Mobile Home Park residents.

Mr. Hull did not appear.

- 12B. **William Large & Kim Rich**, regarding AWWU work on water systems in downtown residential areas.
(addendum)

Mr. Large and Kim Rich did not appear.

13. CONTINUED PUBLIC HEARINGS: None.

14. NEW PUBLIC HEARINGS:

- 14A. Resolution No. AR 2002-252, a resolution of the Municipality of Anchorage appropriating \$416,703 to the State Categorical Grants Fund (231) from the Alaska Department of Labor and Workforce Development for the PY 2002 Workforce Investment Act Title 1B **Administrative Grant** within the Planning Department.
 1. Assembly Memorandum No. AM 702-2002.

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, to approve AR 2002-252.
seconded by Ms. Taylor,

Question was called on the motion to approve AR 2002-252 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

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

- 14B. Resolution No. AR 2002-253, a resolution of the Municipality of Anchorage appropriating \$863,687 to the State Categorical Grants Fund (231) from the Alaska Department of Labor and Workforce Development for the PY 2002 Workforce Investment Act Title 1B **Adult Program** within the Planning Department.
 1. Assembly Memorandum No. AM 703-2002.

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

Ms. Fairclough moved, to approve AR 2002-253.
seconded by Ms. Taylor,

Question was called on the motion to approve AR 2002-253 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

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

- 14C. Resolution No. AR 2002-254, a resolution of the Municipality of Anchorage appropriating \$942,871 to the State Categorical Grants Fund (231) from the Alaska Department of Labor and Workforce Development for the PY 2002 Workforce Investment Act Title 1B **Youth Program** within the Planning Department.
 1. Assembly Memorandum No. AM 704-2002.

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

Ms. Fairclough moved, to approve AR 2002-254.
seconded by Mr. Tremaine,

Question was called on the motion to approve AR 2002-254 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

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

- 14D. Resolution No. AR 2002-255, a resolution of the Municipality of Anchorage appropriating \$1,943,768 to the State Categorical Grants Fund (231) from the Alaska Department of Labor and Workforce Development for the PY 2002 Workforce Investment Act Title 1B **Dislocated Worker Program** within the Planning Department.
1. Assembly Memorandum No. AM 705-2002.

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, to approve AR 2002-255.
seconded by Ms. Taylor,

Question was called on the motion to approve AR 2002-255 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

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

- 14E. Resolution No. AR 2002-259, a resolution of the Municipality of Anchorage appropriating \$3,172,200 as a grant from the National Oceanic and Atmospheric Administration (NOAA), when tendered, to Fund 241, for **Ship Creek culvert removal, utility relocation and crossing replacement**, PM&E Project 02-01, Project Management & Engineering.
1. Assembly Memorandum No. AM 696-2002.

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, to approve AR 2002-259.
seconded by Ms. Fairclough,

Question was called on the motion to approve AR 2002-259 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

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

- 14F. Ordinance No. AO 2002-121 an ordinance approving a 3-year collective bargaining agreement between the Municipality of Anchorage and the **Public Employees, Local 71 Bargaining Unit**, Employee Relations.
1. Assembly Memorandum No. AM 710-2002.

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

Ms. Fairclough moved, to adopt AO 2002-121.
seconded by Ms. Taylor,

Question was called on the motion to adopt AO 2002-121 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

Mr. Tesche moved, for immediate reconsideration on AO 2002-121.
seconded by Ms. Taylor,

Question was called on the motion for immediate reconsideration on AO 2002-121 and it failed.

AYES: None.

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

(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14G. Ordinance No. AO 2002-114, an ordinance creating **Hansen Sand Lake Lateral Sanitary Sewer Special Assessment District 1436** and determining to proceed with the proposed improvements therein, Water and Wastewater Utility.
1. Assembly Memorandum No. AM 661-2002.

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, to adopt AO 2002-114.
seconded by Ms. Taylor,

Question was called on the motion to adopt AO 2002-114 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14H. Ordinance No. AO 2002-118, an ordinance authorizing the **disposal of the East 26.5 feet of Lots 2 and 11, Davis Subdivision** (Plat P-221) in Anchorage, Alaska to John Niles Wanamaker and Karin E. Wanamaker at market value (\$3,500), Real Estate Services.
1. Assembly Memorandum No. AM 718-2002.

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

Mr. Tremaine moved, to adopt AO 2002-118.
seconded by Ms. Taylor,

In response to Assembly questions, Real Estate Services Manager, Gladys Wilson, answered questions.

Question was called on the motion to adopt AO 2002-118 and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14I. Ordinance No. AO 2002-125, an ordinance amending Anchorage Municipal Code Chapter 9.28, **Serious Traffic Offenses**, to conform with and implement state law changes made by House Bill 4 and to make other technical and substantive changes, including increasing the fines for Driving Under the Influence, amending the penalties and vehicle forfeiture provisions for driving without insurance and driving while license suspended, cancelled, or revoked, adding driving under the influence of inhalants as an offense, and adding certain treatment options, Assembly Chair Traini.
1. Assembly Memorandum No. AM 770-2002.

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

SHELLY EDWARDS testified against the ordinance.

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

Ms. Shamberg moved, to adopt AO 2002-125.
seconded by Mr. Tesche,

In response to Mr. Tremaine, Deputy Municipal Attorney Dennis Wheeler, explained deletions made on page 10, number 4, lines 12, 13 and 14; and on page 11, number 4, lines 8 through 14, were required to bring the Ordinance into compliance with State House Bill 4.

Mr. Tremaine moved, to amend AO 2002-125, Technical Amendment on Page 11,
seconded by Ms. Fairclough, line 15, to change "5" to "4", and on Page 11, line 18, to
and it passed without objection, change "6" to "5".

In response to Mr. Tesche, Deputy Municipal Attorney Dennis Wheeler, advised that on page 11, (***) should appear between lines 17 and 18 in the ordinance.

Mr. Tesche moved, to amend AO 2002-125, Technical Amendment on Page 11,
seconded by Ms. Fairclough, to "insert three stars (***) between lines 17 and 18 after
passed without objection, subsection 4".

Mr. Tesche moved, to amend AO 2002-125, Page12, line 41, amend Section 8
seconded by Fairclough, to read as follows: "**Section 8.** This ordinance shall
and it passed without objection, become effective immediately upon passage and approval
by the Anchorage Assembly. The provisions in Section 7
herein and in AO 2001-139 regarding citation, impoundment
and forfeiture for failure to have vehicle insurance, while
effective, shall not be enforced or prosecuted until a notice,
warning and public education period expires on December 31,
2002. All other provisions of law regarding vehicle insurance
remain unaffected by this ordinance."

Mr. Tesche moved, to amend AO 2002-125, page 10, line 23 delete the reference
seconded by Ms. Fairclough, to "AM 637-2001".
and it passed without objection,

Assemblymembers discussed the need for public education on this ordinance and the need for motorists to carry insurance coverage on their vehicles.

Ms. Fairclough requested a six-month report on the enforcement efforts of the ordinance.

Mr. Tremaine moved, seconded by Mr. Tesche, and it passed without objection, to amend AO 2002-125, Technical Amendment, Page 11, Line 32, remove “18”.

Ms. Von Gemmingen moved, seconded by Ms. Fairclough, and it passed without objection, to amend AO 2002-125, Technical Amendment, Page 2, line 9, remove “18”.

Ms. Von Gemmingen moved, seconded by Ms. Fairclough, and it passed without objection, to amend AO 2002-125, Technical Amendment, Page 2, line 16, delete “own” and insert “owners”.

Ms. Von Gemmingen moved, seconded by Ms. Taylor, and it passed without objection, to amend AO 2002-125, Technical Amendment, Page 5, line 37, delete “or operates”.

Mr. Tesche moved, seconded by Mr. Tremaine, and it passed without objection, to take up AO 2002-125 at the end of the agenda.

In response to Ms. Fairclough, Deputy Municipal Attorney Dennis Wheeler, explained the sequence of raising fees upon conviction for refusal to submit to chemical tests. Mr. Wheeler advised consecutive convictions are cumulative.

Mr. Tesche moved, seconded by Ms. Fairclough, and it passed without objection, to amend AO 2002-125, Technical Amendment, Page 11, line 17, delete “24”.

Question was called on the main motion to adopt AO 2002-125 as amended, and it passed.

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

NAYES: None.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

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

- 14J. **Ordinance No. AO 2002-122**, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Title 11 (Transportation) to add a new Chapter 11.80 to establish the **Anchorage and Mat-Su Regional Transportation Planning Organization (RTPO)**, Assemblymember Tesche.
1. Assembly Memorandum No. AM 735-2002.

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

DARRYL NELSON testified in support of the ordinance.

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

Mr. Tesche moved, seconded by Ms. Taylor, to adopt AO 2002-122.

Mr. Tesche provided background information and discussed the purpose of the ordinance. The goal is to create an intergovernmental agency, which will address transportation-planning issues between the Municipality of Anchorage and the Matanuska-Susitna Borough under the leadership of the State.

Mr. Tesche moved, seconded by Ms. Taylor, and it passed with Mr. Tremaine objecting, to amend AO 2002-122, Section 11.80.040, lines 38-41 to read: “Subject to confirmation by the Assembly, the Mayor shall appoint two representatives of the municipal administration to serve as Anchorage designees to the RTPO. The Assembly shall forward the names of two Assembly representatives for appointment by the Mayor as Anchorage designees to the RTPO consistent with the terms of the Municipal Charter. Subject to confirmation by the Assembly, the Mayor shall appoint a fifth Anchorage designee to the RTPO who is professionally recognized and privately employed in the fields of transportation planning or community development, or is a university professor in those disciplines.

In response to Mr. Tesche, Municipal Manager Harry Kieling, replied the amendment provided an alternative to what had been presented before

Mr. Tremaine moved, seconded by Ms. Fairclough, and it passed without objection, to amend AO 2002-122, Technical Amendment, Page 2, line 44, change “member” to “meeting”.

Question was called on the main motion to adopt AO 2002-122 as amended and it passed.

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

NAYES: Tremaine.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

Mr. Tesche moved, for immediate reconsideration of AO 2002-122.
seconded by Ms. Taylor,

Question was called on the motion for immediate consideration of AO 2002-122 and it failed.

AYES: Tremaine.

NAYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Van Etten, Shamberg, Sullivan.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14K. Ordinance No. AO 2002-123, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Title 4, Boards and Commissions, by adding a new Section 4.60.240, **Americans with Disabilities Act Advisory Commission**, Assembly Chair Traini, Assemblymember Taylor.
1. Assembly Memorandum No. AM 712-2002.
 2. Assembly Memorandum No. AM 763-2002 (**addendum**)

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

MONA MACKLEY testified in support of the ordinance.

BONNIE NELSON testified in support of the ordinance.

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

Ms. Taylor moved, to adopt AO 2002-123.
seconded by Mr. Tesche,

Ms. Von Gemmingen expressed her concerns and felt a new commission was not needed and that the Equal Rights Commission was the appropriate source for ADA.

Ms. Von Gemmingen takes the Chair.

Mr. Traini, Mr. Tesche and Ms. Taylor spoke in support of the ordinance.

Mr. Tremaine moved, to amend AO 2002-123, Page 1, line 40,
seconded by Ms. Shamberg, to change "quarterly" to "annually".
and it passed without objection,

Mr. Tremaine moved, to amend AO 2002-123, Page 2, line 13, to change
seconded by Ms. Fairclough, "upon passage and approval" to "January 1, 2003".
and it passed without objection,

Municipal Manager Harry Kieling requested Health and Human Services Director, Jewel Jones to explain the Administration's request for a delay in order to better assess the needs of the community and to determine what staffing, departments and agencies need to be included.

Ms. Fairclough noted the Assembly would require that members for this Commission would need to come before the Assembly for appointment prior to the January 1, 2003 effective date.

Mr. Tremaine replied his intent in amending the AO to change the date took into consideration the need for the appointments to come before the Assembly prior to the January 1, 2003 date.

Mr. Traini takes the Chair.

Question was called on the main motion to adopt AO 2002-123 as amended and it passed.

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

NAYES: None.

(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14L. Resolution No. AR 2002-237, a resolution of the Anchorage Municipal Assembly approving a conditional use for an alcoholic beverages (restaurant license) conditional use in the B-3 District for a restaurant per AMC 21.40.180.D.8. generally located on Calais Subdivision, Block 11, Lot 2B; 3400 'C' Street (**Wayne's Original Texas Bar-B-Que**) (Spenard Community Council) (Case 2002-156), Planning Department.
1. Assembly Memorandum No. AM 687-2002.

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

WAYNE BOND, owner, testified he had discovered his need for an alcoholic beverage license in his restaurant. Mr. Bond felt his alcohol sales would constitute no more than 5% of his total gross receipts.

Assemblymembers discussed Mr. Bond's application and his estimated alcohol sales percentage.

SHELLY EDWARDS testified in support of the permit.

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

Mr. Tesche moved, to approve AR 2002-237.
seconded by Mr. Tremaine,

Mr. Sullivan moved, to amend AR 2002-237, Page 2, line 6, number 6,
seconded by Mr. Tesche, change “5” percent to “10” percent.

Mr. Tesche said he would support Mr. Sullivan’s amendment.

In response to Ms. Fairclough, Health and Human Services Director, Jewel Jones said she would check with the Health and Human Service Commission regarding the percentage of alcohol to food sales.

Ms. Taylor called the question, Mr. Tesche seconded, and it passed without objection.

Question was called on Mr. Sullivan’s motion to amend AR 2002-237 and it passed.

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

NAYES: Van Etten.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

Ms. Taylor called the question on the main motion as amended, and Mr. Tremaine seconded.

Question was called on Ms. Taylor’s motion to call the question on main motion to approve AR 2002-237 as amended and it passed.

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

NAYES: Von Gemmingen.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

Question was called on the main motion to approve AR 2002-237 as amended and it passed.

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

NAYES: None.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

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

- 9D1. Assembly Memorandum No. AM 749-2002, Wayne’s Original Texas Bar-B-Que (#4219) – New Restaurant/Eating Place Liquor License (Spenard Community Council), Clerk’s Office.

Mr. Tremaine moved, to approve AM 749-2002.
seconded by Mr. Tesche,

Question was called on the main motion to approve AM 749-2002 and it passed.

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

NAYES: None.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

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

- 14M. Ordinance No. AO 2002-116, an ordinance of the Anchorage Municipal Assembly amending the zoning map and amending the Special Limitations of approximately 4.28 acres, currently zoned R-O SL and B-1B SL, described as **Lots 1B, 1C and 2, Raspberry Center Subdivision**, generally located at the southwest corner of Raspberry Road and Northwood Street (Sand Lake Community Council) (Planning and Zoning Commission Case 2002-042), Planning Department.
1. Assembly Memorandum No. AM 677-2002.

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

SAM HUMPHRIES, Pastor of Calvary Assembly of God, testified in favor of the ordinance.

SHERRY JACKSON, Sand Lake Community Council, testified in support of the ordinance.

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

Ms. Fairclough moved, to adopt AO 2002-116.
seconded by Ms. Von Gemmingen,

Mr. Sullivan urged a yes vote.

Question was called on the motion to adopt AO 2002-116 and it passed.

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

NAYES: None.

(Clerk’s Note: Mr. Kendall was excused from the meeting.)

- 14N. Ordinance No. AO 2002-115, an ordinance of the Anchorage Municipal Assembly amending the zoning map and providing for the rezoning of approximately 0.86 acres from R-5 to B-3 SL for **Lots 3, 4, 5 and 6, Arlon Subdivision**, generally located between Arlon and Golovin Streets, on the north side of Abbott Road (Abbott Loop Community Council) (Planning and Zoning Commission Case 2002-041), Planning Department.
1. Assembly Memorandum No. AM 500-2002.

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

STEVE AGNI, developer, testified in favor of the ordinance.

JEAN LORENZEN, testified against the ordinance.

LAURA WILSON, testified against the ordinance.

In response to Ms. Fairclough, Police Chief Walt Monegan, replied that a speed cart would be placed on Arlon Drive to monitor speed.

LESLIE LORENSEN, testified against the ordinance.

JIM GARRIGUES, testified against the ordinance.

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

Ms. Von Gemmingen moved, to adopt AO 2002-115.
seconded by Mr. Tremaine,

The Assembly discussed the testimony.

In response to Chairman Traini, Supervisor, Jerry Weaver, advised he would talk with Street Maintenance Director Vince Mee, to inquire if the road could have asphalt overlap put on. Mr. Weaver noted Arlon Drive was marginally constructed and needs to be improved and should be improved along with the rest of the area.

Mr. Tremaine moved, to amend AO 2002-115, Page 2, Line 18 delete
seconded by Ms. Shamberg, "and Arlon".

Mr. Tremaine's motion was to have access only be from Golovin and not from Arlon.

The Assembly discussed the amendment. In response to Ms. Fairclough, Municipal Manager Harry Kieling stated he would coordinate having Arlon watered.

Ms. Fairclough moved, to extend the meeting to 11:00 p.m. to finish
seconded by Mr. Tremaine, this item and item AO 2002-125.
and it passed without objection,

Question was called on Mr. Tremaine's motion to amend AO 2002-115 and it failed.

AYES: Tesche, Taylor, Traini, Shamberg, Tremaine.
NAYES: Whittle, Fairclough, Von Gemmingen, Van Etten, Sullivan.
(Clerk's Note: Mr. Kendall was excused from the meeting.)

The Assembly discussed the proposed town center and this particular rezoning.

Ms. Fairclough moved, to postpone action on AO 2002-115 to 9-10-02 meeting.
seconded by Mr. Van Etten,

Ms. Fairclough urged a yes vote.

Question was called on Ms. Fairclough's motion to postpone action on AO 2002-115 to 9-10-02 and it passed.

AYES: Tesche, Whittle, Taylor, Fairclough, Traini, Von Gemmingen, Shamberg, Tremaine, Sullivan.
NAYES: Van Etten.
(Clerk's Note: Mr. Kendall was excused from the meeting.)

- 14O. Ordinance No. AO 2002-109, an ordinance amending Anchorage Municipal Code Subsection 21.15.012B, Administrative Variance for Minor Dimensional Errors; 21.35.020B Definitions and Rules of Construction; and Subsection 21.40.015G, PLI (Public Lands and Institutions District) Zone, regarding **maximum lot coverage** of all buildings, Planning Department.
1. Assembly Memorandum No. AM 627-2002.

(Clerk's Note: This item was carried over to the 9-10-02 meeting. No action taken.)

- 14P. Ordinance No. AO 2002-119, an ordinance of the Municipality of Anchorage amending the **Anchorage 2020/Anchorage Bowl Comprehensive Plan** to incorporate a section of public safety policies and strategies, Planning Department.
1. Assembly Memorandum No. AM 719-2002.

(Clerk’s Note: This item was carried over to the 9-10-02 meeting. No action taken.)

15. BOARD OF ADJUSTMENT/ASSEMBLY APPEALS: None.

16. SPECIAL ORDERS: None.

17. UNFINISHED AGENDA: None.

18. AUDIENCE PARTICIPATION: None.

19. ASSEMBLY COMMENTS: None.

20. EXECUTIVE SESSIONS: None.

21. ADJOURNMENT:

Ms. Shambereg moved,
seconded by Mr. Tremaine,
and it passed without objection,

to adjourn the meeting.

The meeting adjourned at 10:52 p.m.

Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: _____, 2002

GM:cmw