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MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of December 10, 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, Dick Traini, Fay Von Gemmingen, Doug Van Etten, Dan Kendall, Janice Shamberg, Dick Tremaine, Dan Sullivan.

Absent: Anna Fairclough (excused).

3. PLEDGE OF ALLEGIANCE:

The pledge was led by Office of Planning, Development and Public Works Director Craig Campbell.

4. MINUTES OF PREVIOUS MEETING: None.

5. MAYOR'S REPORT:

Municipal Manager Harry Kieling welcomed the new Municipal Librarian, Art Weeks.

Mr. Kieling also spoke of the E-9-1-1 Task Force and advised Mr. Joe Murdy will be the Project Director. There will be three committees: Addressing, Dispatch, and Future with the first meeting scheduled for 12-12-02.

In response to Mr. Tremaine's request about the status of the man who cleared trees in South Anchorage, Municipal Manager Harry Kieling replied the City is investigating the incident. Chairman Traini and Mr. Tremaine both requested updates on the investigation.

Mr. Tesche spoke about the Office of Victims Rights report.

6. ASSEMBLY CHAIR'S REPORT: None.

7. COMMITTEE REPORTS:

Municipal Light & Power General Manager, Mike Scott, was presented a resolution from the Alaska Municipal League for his accomplishments as Chair of the Alaska Municipal League Legislative Committee. Chairman Traini read the resolution and Ms. Von Gemmingen presented the resolution to Mr. Scott.

Ms. Taylor advised the next Public Safety Committee was scheduled for December 13, 2002 at Fire Station #1.

Ms. Taylor also spoke of the need for secure electrical outlets at Station 12 and requested Administration assistance.

8. ADDENDUM TO AGENDA:

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

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 Mr. Tremaine,

A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS:

1. Resolution No. AR 2002-385, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Lieutenant Daniel K. Cole 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.

B. RESOLUTIONS FOR ACTION - OTHER:

1. Resolution No. AR 2002-371, a resolution of the Municipality of Anchorage appropriating \$30,000 from the Girdwood Valley Service Area Fund Balance (Fund 106) as a contribution to the Girdwood Valley Service Area Capital Improvement Program (Fund 406) for **road and drainage rehabilitation improvements**, Maintenance and Operations.

- 1 a. Assembly Memorandum No. AM 1002-2002.
- 2 2. Resolution No. AR 2002-372, a resolution of the Municipality of Anchorage appropriating \$55,000
- 3 from the State of Alaska Department of Military and Veterans' Affairs, Division of Emergency
- 4 Services (ADES), to State Categorical Grants Fund (231) to support **Anchorage Local Emergency**
- 5 **Planning Committee (LEPC) activities**, Office of Emergency Management.
- 6 a. Assembly Memorandum No. AM 1003-2002.
- 7 3. Resolution No. AR 2002-373, a resolution authorizing the Municipality of Anchorage, Port of
- 8 Anchorage, to enter into a second amendment to the **Petroleum User Pipeline(s) Agreement** for
- 9 installation of three (3) new petroleum pipelines, grant of an easement for one (1) new pipeline, and
- 10 to clarify business activities, authorized operations and environmental duties, Port of Anchorage.
- 11 a. Assembly Memorandum No. AM 1004-2002.
- 12

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

- 14
- 15 4. Resolution No. AR 2002-379, a resolution of the Municipality of Anchorage appropriating \$29,422
- 16 to the State Grants Fund (231), Department of Public Transportation from the Alaska Commission
- 17 on Aging to assist in the funding of **coordinated transportation services for senior citizens**
- 18 within the Municipality of Anchorage, Public Transportation Department.
- 19 a. Assembly Memorandum No. AM 985-2002.
- 20 5. Resolution No. AR 2002-380, a resolution of the Municipality of Anchorage appropriating \$15,000
- 21 to the Federal Grants Fund (241) for costs associated with the **AWARE (Anchorage is Watchful**
- 22 **and Ready for Emergencies) Program**, Municipal Manager's Office.
- 23 a. Assembly Memorandum No. AM 992-2002.
- 24

25 Mr. Van Etten requested this item be considered on the Regular Agenda. See item 10B.

- 26
- 27 6. Resolution No. AR 2002-381, a resolution of the Municipality of Anchorage endorsing
- 28 development of the **Hillside District Plan** as a replacement for the Hillside Wastewater
- 29 Management Plan, and request for State and/or Federal funding for preparation of the District Plan,
- 30 Planning Department.
- 31 a. Assembly Memorandum No. AM 1027-2002.
- 32

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

- 34
- 35 7. Resolution No. AR 2002-386, a resolution of the Anchorage Municipal Assembly providing for an
- 36 **independent audit** of the means by which certain municipal funds are reserved by the
- 37 Administration for the purpose of funding certain retirement medical benefits for police officers
- 38 and firefighters, Assemblymembers Tesche and Traini.
- 39

40 C. BID AWARDS:

- 41 1. Assembly Memorandum No. AM 1013-2002, recommendation of award to Alaska Power Agency
- 42 and WESCO for furnishing **pole mount, pad mount, submersible transformers** to the
- 43 Municipality of Anchorage, Municipal Light and Power (ITB 22-B067) (\$329,092.83), Purchasing.
- 44

45 D. NEW BUSINESS:

- 46 1. Assembly Memorandum No. AM 1023-2002, **Blue's Central/Chef's Inn (#217)** – Restaurant
- 47 Designation Permit for a Beverage Dispensary Liquor License (Spenard Community Council),
- 48 Clerk's Office.
- 49

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

- 51
- 52 2. Assembly Memorandum No. AM 1024-2002, **King's X Lounge (#615)** – 2003/2004 Liquor
- 53 License Renewal of a Beverage Dispensary Liquor License (Fairview Community Council),
- 54 Clerk's Office.
- 55 3. Assembly Memorandum No. AM 1025-2002, **The Greek Corner (#3251)** – 2003/2004 Liquor
- 56 License Renewal of a Restaurant/Eating Place Liquor License (Spenard/North Star/South Addition/
- 57 Fairview/Rogers Park/Tudor Community Councils), Clerk's Office.
- 58 4. Assembly Memorandum No. AM 1028-2002, **Chepo's Mexican Restaurant (#3765)** – 2003/2004
- 59 Renewal of a Beverage Dispensary Liquor License (Eagle River Community Council), Clerk's
- 60 Office.
- 61 5. Assembly Memorandum No. AM 997-2002, change order No. 2 to purchase order 214227 with
- 62 Robertson, Monagle & Eastaugh for **lobbying services** for the Municipality of Anchorage,
- 63 Municipal Light and Power (\$49,000), Purchasing.
- 64 6. Assembly Memorandum No. AM 998-2002, proprietary purchase with Preston Gates & Ellis, LLP
- 65 for providing professional **legal services** for the Municipality of Anchorage, Municipal Light and
- 66 Power (\$100,000), Purchasing.
- 67 7. Assembly Memorandum No. AM 1026-2002, proprietary purchase with Power Technologies, Inc.
- 68 for a **dynamic system monitor** for the Municipality of Anchorage, Municipal Light and Power
- 69 (\$73,600), Purchasing.
- 70 8. Assembly Memorandum No. AM 999-2002, change order No. 2 to purchase order 210355 with
- 71 Chamber, Conlon & Hartwell to provide **lobbying services** for the Municipality of Anchorage, Port
- 72 of Anchorage (\$105,000), Purchasing.
- 73

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

9. Assembly Memorandum No. AM 1001-2002, amendment No. 2 to professional services contract with DOWL Engineers for **design of the Chester Creek Trail**, Project No. 96-19 (\$401,008), Project Management & Engineering.

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

10. Assembly Memorandum No. AM 1014-2002, proprietary purchase of **computer software upgrade** from Tiburon, Inc. for the Municipality of Anchorage, Anchorage Police Department (\$421,478), Purchasing.

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

11. Assembly Memorandum No. AM 1022-2002, change order No. 3 to purchase order 202584 with Crestone International for providing **PeopleSoft client assistance services** (\$600,000), Finance.

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

12. Assembly Memorandum No. AM 1015-2002, approval of the Arts Advisory Commission's recommendations for **Year 2003 Arts Grants** (Alaska Chamber Singers, Alaska Dance Theatre, Alaska Design Forum, Alaska Fine Arts Academy, Alaska Irish Music Festival, Alaska Junior Theatre, Alaska String Camps, Alaska Theatre of Youth, Anchorage Civic Orchestra, Anchorage Classical Ballet Academy, Anchorage Community Theater, Anchorage Concert Association, Anchorage Concert Chorus, Anchorage Festival of Music, Anchorage Folk Festival, Anchorage Opera, Anchorage School of Music, Anchorage Symphony Orchestra, Anchorage Youth Choir, Anchorage Youth Symphony, Asian Alaskan Cultural Center, International Gallery of Contemporary Art, Irish Dance Academy of Alaska, Music Machine, Na Keiki O Hawai'i, Out North Theatre Company, Sitka Summer Music Festival, Three Baron's Fair), Cultural and Recreational Services.
13. Assembly Memorandum No. AM 1035-2002, **Corsair** – 2003/2004 Renewal & Transfer of Ownership for a Beverage Dispensary Tourism Liquor License (Downtown and South Addition Community Councils), Clerk's Office. (**addendum**)

E. INFORMATION AND REPORTS:

1. Information Memorandum No. AIM 112-2002, 2nd and 3rd Quarter **Bar Violation Report**, Anchorage Police Department.
2. Information Memorandum No. AIM 114-2002, contracts awarded for the **Anchorage Jail Project** in excess of \$50,000 through cooperative agreement with the State of Alaska for the month of November 2002, Purchasing.

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

3. Information Memorandum No. AIM 115-2002, **Sole Source Procurement Reports** for the months of August, September and October, 2002, Purchasing.
4. Information Memorandum No. AIM 116-2002, **contracts awarded between \$50,000 and \$100,000 through formal competitive processes** for the months of August, September and October, 2002, Purchasing.

Ms. Shamberg requested this item be considered on the Regular Agenda. See item 10E.

F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Ordinance No. AO 2002-172, an ordinance amending Anchorage Municipal Code Section 11.50.030.A. to increase the number of members on the **Port Commission** from seven to nine, and authorizing up to two members to be Alaskan citizens who are not residents of the Municipality, Port of Anchorage. Public Hearing 1-7-03.
 - a. Assembly Memorandum No. AM 1032-2002.

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

2. Ordinance No. AO 2002-175, an ordinance amending Anchorage Municipal Code Subsection 9.28.030.D. regarding **minimum sentencing for failure to have vehicle insurance**, to correct the sentencing structure, Legal Department. Public Hearing 1-7-03.
 - a. Assembly Memorandum No. AM 1008-2002.
3. Ordinance No. AO 2002-177, an ordinance amending Anchorage Municipal Code Chapter 15.65, to develop comprehensive and specific regulations for **advanced on-site wastewater treatment systems and standards**, Development Services. Public Hearing 1-7-03.
 - a. Assembly Memorandum No. AM 1009-2002.
4. Ordinance No. AO 2002-179, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code 28.10.040 to add a definition of **Ballot**, and enacting Anchorage Municipal Code 28.40.010.G. concerning the form of ballots to be used with optical scanning equipment, Assembly Chair Traini. Public Hearing 1-7-03.
 - a. Assembly Memorandum No. AM 1016-2002.
5. Ordinance No. AO 2002-180, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Subsections 28.70.030.A.9. 28.70.040.B.4., 28.70.050.A.1., 28.70.050A.9., and 28.70.050.A.12., regarding **counting of votes**, Chair Traini. Public Hearing 1-7-03.
 - a. Assembly Memorandum No. AM 1017-2002.

1 seconded by Ms. Taylor,
2 and it passed without objection,

3
4 Mr. Van Etten commended the Administration for the work done in getting this program up and running.

5
6 10B3. Resolution No. AR 2002-381, a resolution of the Municipality of Anchorage endorsing
7 development of the **Hillside District Plan** as a replacement for the Hillside Wastewater
8 Management Plan, and request for State and/or Federal funding for preparation of the District Plan,
9 Planning Department.

10 a. Assembly Memorandum No. AM 1027-2002.

11
12 Mr. Tremaine moved, to approve AR 2002-381.
13 seconded by Mr. Van Etten,

14
15 Mr. Tremaine distributed floor amendments for the Assemblymembers to review.

16
17 Mr. Tremaine moved,
18 seconded by Mr. Tesche,

to amend AR 2002-381 as follows:

Page 1, Lines 16-18 delete: Replace with **“WHEREAS, the HWMP was adopted more than twenty years ago and is in need of revision; and”**

Page 1, Lines 32-40 delete: Replace with **“WHEREAS, the Hillside District Plan is intended to address inter-related issues, including the following, in a comprehensive district plan approach:**

- **Management of wastewater disposal and water supply;**
- **Area wide drainage;**
- **Transportation;**
- **Land use (including residential density and distribution, commercial, public facilities, and open space);**
- **Wildfire hazard mitigation;**
- **Public safety access;**
- **Levels of service for public facilities and services and;**
- **Delineation of an urban/rural boundary”**

Page 2, Line 5, delete: Replace with **“Section 1. When completed and adopted, the Hillside District Plan shall revise and incorporate all the elements of the Hillside Wastewater Management Plan, thereby replacing it as a policy guide for the Municipality”.**

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41 Office of Planning, Development and Public Works Director Craig Campbell suggested modification of the 3rd amendment,
42 to clarify the intent, by deleting **“and incorporate”**.

43
44 Mr. Tremaine accepted, as a friendly amendment, the change in text to amend AR 2002-381 on Page 2, Line 5, to read:
45 **“Section 1. When completed and adopted, the**
46 **Hillside District Plan shall revise all the elements of the**
47 **Hillside Wastewater Management Plan, thereby replacing**
48 **it as a policy guide for the Municipality”.**

49
50 The Assemblymembers discussed the wording of the third amendment. Mr. Tremaine requested the item be taken up later in
51 the evening time certain at 10:00 p.m. to allow additional time to reconsider the wording. Chairman Traini agreed and there
52 were no objections.

53
54 Chairman Traini returned to item 10B3 at 10:00 p.m.

55
56 Chairman Traini advised the Assembly a compromise amendment was offered to the Chair and Mr. Tremaine distributed
57 copies of the amendment to the Assemblymembers for consideration.

58
59 Mr. Tremaine offered a friendly amendment, Ms. Shamberg concurred, to amend AR 2002-381 on Page 2, Lines 5-6, to
60 and it passed without objection, delete the existing language and add the following:
61 **“The Planning Department, in its development of the**
62 **Hillside District Plan, shall consider the provisions**
63 **of the Hillside Wastewater Management Plan. Upon its**
64 **completion and adoption, the Hillside District Plan**
65 **shall serve as a policy guide for the Municipality”.**

66
67 Question was called on the motion to approve AR 2002-381 as amended and it passed.

68
69 **C. BID AWARDS: None.**

70 **D. NEW BUSINESS:**

71 10D1. Assembly Memorandum No. AM 1023-2002, Blue’s Central/Chef’s Inn (#217) – Restaurant
72 Designation Permit for a Beverage Dispensary Liquor License (Spenard Community Council),
73 Clerk’s Office.

74
75 Ms. Von Gemmingen moved, to approve AM 1023-2002.
76 seconded by Ms. Shamberg,

1 and it passed without objection,
2

3 Ms. Von Gemmingen expressed concern regarding the no smoking regulations and the owner's request for a restaurant
4 permit. Ms. Von Gemmingen questioned if the establishment falls under the restaurant rules as no smoking in the work
5 place.
6

7 In response to Ms. Von Gemmingen, Municipal Attorney Bill Greene advised the restaurant permit was designed to allow
8 underage people, under very limited conditions, to be on the premises while liquor is being served. Mr. Greene advised he
9 would follow-up with the Municipal Health Department.
10

11 10D2. Assembly Memorandum No. AM 999-2002, change order No. 2 to purchase order 210355 with
12 Chamber, Conlon & Hartwell to provide **lobbying services** for the Municipality of Anchorage, Port
13 of Anchorage (\$105,000), Purchasing.
14

15 Mr. Tremaine moved, to approve AM 999-2002.
16 seconded by Ms. Shamborg,
17 and it passed without objection,
18

19 In response to Mr. Tremaine, Port of Anchorage Grants Administrator Cheryl Coppe deferred to Chief Fiscal Officer Kate
20 Giard. Ms. Giard stated the Port has a capital program whereby they put their equity into capital and that is the Port's portion
21 earned over time and then gets transferred into their capital program.
22

23 10D3. Assembly Memorandum No. AM 1001-2002, amendment No. 2 to professional services contract
24 with DOWL Engineers for **design of the Chester Creek Trail**, Project No. 96-19 (\$401,008),
25 Project Management & Engineering.
26

27 Mr. Whittle moved, to approve AM 1001-2002.
28 seconded by Mr. Tesche,
29 and it passed without objection,
30

31 Mr. Whittle noted the College Gate area community was concerned about the route of the Chester Creek Trail and would be
32 working with the engineers to provide input into the design.
33

34 10D4. Assembly Memorandum No. AM 1014-2002, proprietary purchase of **computer software upgrade**
35 from Tiburon, Inc. for the Municipality of Anchorage, Anchorage Police Department (\$421,478),
36 Purchasing.
37

38 Mr. Van Etten moved, to approve AM 1014-2002.
39 seconded by Mr. Tremaine,
40 and it passed without objection,
41

42 In response to Mr. Van Etten, Chairman Traini explained the existing software is not compatible with the equipment
43 currently in the police cars. Chairman Traini further stated the Department of Justice grant needs to be approved by the
44 Assembly tonight or the funds would revert back to DOJ. The funds would upgrade the Tiburon database system to better
45 serve the public.
46

47 In response to Ms. Taylor, Chief of Police Walt Monegan, advised the system was expected to go on-line in the spring of
48 2003. The mobile data should be up on the CADS side by mid-January 2003. Chief Monegan noted there would be
49 extensive feed back on the use of the system.
50

51 10D5. Assembly Memorandum No. AM 1022-2002, change order No. 3 to purchase order 202584 with
52 Crestone International for providing **PeopleSoft client assistance services** (\$600,000), Finance.
53

54 Mr. Tremaine moved, to approve AM 1022-2002.
55 seconded by Ms. Shamborg,
56 and it passed without objection,
57

58 In response to Mr. Tremaine, Chief Fiscal Officer Kate Giard explained the Finance Department should have requested this
59 funding earlier in the year, however, due to their workload it had been delayed.
60

61 **E. INFORMATION AND REPORTS:**

62 10E1. Information Memorandum No. AIM 114-2002, contracts awarded for the **Anchorage Jail Project**
63 in excess of \$50,000 through cooperative agreement with the State of Alaska for the month of
64 November 2002, Purchasing.
65

66 Mr. Tremaine moved, to accept AIM 114-2002.
67 seconded by Mr. Tesche,
68 and it passed without objection,
69

70 In response to Mr. Tremaine, Purchasing Officer Bart Mauldin explained the contract award had been brought to the
71 Assembly earlier in the year, however, the State had issued a change order in November that changed the vendors and it
72 cancelled the prior order. The activity had occurred in November 2002.
73

74 10E2. Information Memorandum No. AIM 116-2002, **contracts awarded between \$50,000 and**
75 **\$100,000 through formal competitive processes** for the months of August, September and
76 October, 2002, Purchasing.

1
2 Ms. Shamberg moved, to accept AIM 116-2002.
3 seconded by Ms. Taylor,
4 and it passed without objection,
5

6 Ms. Shamberg asked for a definition of a "turn-key replacement voice logging record system". In response to Ms. Shamberg,
7 Purchasing Officer Bart Mauldin advised the device was used by ML&P for recording power outages and complaints.
8

9 **F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:**

- 10 10F1. Ordinance No. AO 2002-172, an ordinance amending Anchorage Municipal Code Section
11 11.50.030.A. to increase the number of members on the **Port Commission** from seven to nine, and
12 authorizing up to two members to be Alaskan citizens who are not residents of the Municipality,
13 Port of Anchorage. Public Hearing 1-7-03.
14 a. Assembly Memorandum No. AM 1032-2002.
15

16 Mr. Tesche, Mr. Tremaine, and Mr. Sullivan joined in introducing AO 2002-172. The public hearing was scheduled for
17 January 7, 2003.
18

19 Mr. Tesche and Ms. Von Gemmingen requested that further information be made available at the time of the public hearing
20 from Harry Finch representing the Port.
21

22 Office of Planning, Development and Public Works Director Craig Campbell requested the questions be submitted in writing
23 and the Administration would respond at the time of the public hearing.
24

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

- 26 11A. Ordinance No. AO 2002-144, an ordinance enacting Anchorage Municipal Code Chapter 10.80,
27 **establishing a fee for police protection services**, Assemblymember Tesche.
28 1. Ordinance No. AO 2002-144(S), an ordinance enacting Anchorage Municipal Code Chapter 10.80,
29 establishing a fee for police protection services, Assemblymember Tesche.
30 2. Assembly Memorandum No. AM 990-2002.
31 3. Ordinance No. AO 2002-144(S-1), an ordinance enacting Anchorage Municipal Code Chapter
32 10.80, establishing a fee for police protection services, Assemblymember Tesche.
33 4. Assembly Memorandum No. AM 1034-2002.
34 (POSTPONED FROM 10-22-02; CARRIED OVER FROM 11-19-02; CARRIED OVER FROM 11-26-02)
35

36 Chairman Traini gave the history of the item and noted a motion to adopt AO 2002-144(S) was on the floor when the
37 Assembly adjourned at time specific without taking a vote.
38

39 Mr. Tesche noted a (S-1) version of AO 2002-144 was now available.
40

41 Mr. Tesche moved, to substitute the (S) version with the (S-1) version of
42 seconded by Mr. Tremaine, AO 2002-144.
43 and it passed without objection,
44

45 Mr. Tesche explained the changes made in the (S-1) version.
46

47 The Assemblymembers discussed the changes in the (S-1) version.
48

49 In response to questions from Assemblymembers, Deputy Police Chief, Mark Mew, replied the Police Department was in
50 favor of the proposed changes.
51

52 The Assemblymembers continued their discussion of the ordinance.
53

54 Mr. Sullivan requested a list of all properties that have been officially abated by the City over the last five years.
55

56 Chairman Traini changed the order of the day to take up Item 12 Appearance Requests.
57

58 12. APPEARANCE REQUESTS:

- 59 12A. **David Lee**, regarding the South Coastal Trail Extension, increased Municipal and Assembly involvement
60 required.
61

62 Mr. Lee requested that the Municipality ask the State to reduce the \$100 cost of the EIS document and requested the
63 Municipal Assembly and the Administration become actively involved.
64

- 65 12B. **Tim Bridgman**, regarding proposed property acquisition for the south extension to the Coastal Trail.
66 **(addendum)**
67

68 Mr. Bridgman expressed his concerns regarding the Municipality not living up to its responsibilities as a co-sponsor, and that
69 the maintenance costs of the completed trail will exceed the available funding.
70

71 Assemblymember Sullivan requested a work session on this issue.
72

- 73 12C. ~~Brian Reed~~ **Dan Joyner**, Vice President-IAFF, regarding fire budget cuts. **(addendum)**
74

75 Mr. Joyner spoke regarding the staff cuts to Squad 1 in the downtown area.
76

1 Chairman Traini recessed the meeting for a dinner break at 6:45 p.m.

2
3 Chairman Traini reconvened at 7:15 p.m. meeting.

4
5 Mr. Van Etten moved, to change the order of the day to take up New Public Hearings
6 seconded by Mr. Tesche, Item 14.
7 and it passed without objection,
8

9 14. NEW PUBLIC HEARINGS:

10 14A. Ordinance No. AO 2002-165, an ordinance of the Anchorage Municipal Assembly amending the Updated
11 Far North Bicentennial Park Master Plan to provide for and develop **Little League ball fields** in the
12 southwest corner of the Park; enacting a new Section 25.65.010 to the Anchorage Municipal Code requiring
13 development of that area for Little League ball fields; enacting measures necessary to carry out the
14 ordinance; and providing for effective dates, Assemblymembers Traini and Tesche.

15 1. Assembly Memorandum No. AM 631-2002.
16

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

18
19 RAYMONA MCWATERS, testified against the ordinance.

20
21 MIKE COUMBE, testified in support of the ordinance.

22
23 CHRIS RIGGIO, testified against the ordinance.

24
25 KIRSTEN ANGELL, testified against the ordinance.

26
27 TERRI PAULS, testified against the ordinance.

28
29 KAREN DEATHERAGE, testified against the ordinance.

30
31 GEORGE MATZ, testified against the ordinance.

32
33 SANDRA TALT, testified against the ordinance.

34
35 JENNIFER HUVAR, testified against the ordinance.

36
37 ANDY MELTZER, testified against the ordinance.

38
39 MARTHA LEVENSALER, testified in support of the ordinance.

40
41 JIM CANTOR, testified against the ordinance.

42
43 TOM MEACHAM, testified against the ordinance.

44
45 PAUL FORMAN, testified against the ordinance.

46
47 STACEY COOPER, testified against the ordinance.

48
49 MARIN GRANHOLM, testified against the ordinance.

50
51 DAVE MCCARGO, testified against the ordinance.

52
53 CARLOS PAEZ, testified against the ordinance.

54
55 DIANE SALLEE, testified against the ordinance.

56
57 JACKY WAKEFIELD, testified against the ordinance.

58
59 JULIE SHERENTON, testified against the ordinance.

60
61 PAT HUDER, testified against the ordinance.

62
63 CYNTHIA GEORGE, testified in support of the ordinance.

64
65 DAN ROSENBERG, testified against the ordinance.

66
67 GARY SMITH, testified in support of the ordinance.

68
69 PAUL DAVIS, testified against the ordinance.

70
71 SCOTT PEXTAN, testified in support of the ordinance.

72
73 DEBRA POHLMAN, testified against the ordinance.

74
75 GERALD FARKAS, testified against the ordinance.
76

1 DIXIE SEEVE, testified against the ordinance.
2
3 DON SMITH, testified in support of the ordinance.
4
5 LORI BETTERSANT, testified against the ordinance.
6
7 CLAIRE STEFFANS, testified against the ordinance.
8
9 Chairman Traini asked if anyone else wished to speak. There was no one, and he closed the public hearing.
10
11 Mr. Tesche moved, to adopt AO 2002-165.
12 seconded by Mr. Van Etten,
13
14 Chairman Traini called a 10 minute break.
15
16 Mr. Tesche advised he would be supporting the ordinance and urged a yes vote.
17
18 Mr. Tremaine advised he wished to postpone action since one Assemblymember was absent and there were other people
19 waiting to testify at public hearing on another issue before the Assembly.
20
21 Mr. Tremaine moved, to postpone action on AO 2002-165 until 12-17-02.
22 seconded by Ms. Shamberg,
23
24 Mr. Kendall moved, to amend AO 2002-165, amend postponement to 4-8-03.
25 seconded by Mr. Sullivan,
26
27 Mr. Kendall stated he felt the courts should look at the ordinance as there was no rush to implement the ordinance.
28
29 Question was called on Mr. Kendall's motion to amend AO 2002-165, to postpone to 4-8-03 and it failed.
30
31 AYES: Van Etten, Kendall, Sullivan.
32 NAYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Shamberg, Tremaine.
33
34 Mr. Van Etten noted the volume of people who appeared to give public testimony and would prefer not to return for the
35 December 17, 2002 meeting.
36
37 Question was called on Mr. Tremaine's motion to postpone action on AO 2002-165, to 12-17-02 and it failed.
38
39 AYES: Shamberg, Tremaine.
40 NAYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Van Etten, Kendall, Sullivan.
41
42 Question was called on the main motion to adopt AO 2002-165 and it passed.
43
44 AYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Van Etten.
45 NAYES: Kendall, Shamberg, Tremaine, Sullivan.
46
47 Mr. Tesche moved, for immediate reconsideration of AO 2002-165.
48 seconded by Mr. Van Etten,
49
50 Mr. Tesche urged a no vote.
51
52 Question was called for immediate consideration of AO 2002-165 and it failed.
53
54 AYES: Kendall, Shamberg, Tremaine, Sullivan.
55 NAYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Van Etten.
56
57 14B. Resolution No. AR 2002-363, a resolution authorizing the use of eminent domain and acceptance of the
58 Decisional Document Part I & Part II for the construction of the **Elmore Road Improvements Project,**
59 **Huffman Road to DeArmoun Road**, Projects #00-22 and #00-23, Project Management & Engineering.
60 1. Assembly Memorandum No. AM 954-2002.
61
62 The Administration submitted a revised "Exhibit A", while Municipal Engineer Howard Holtan, presented the information to
63 the Assemblymembers. Mr. Holtan stated the Elmore Road project was set for construction in 2003 and the design is
64 essentially complete. The City has been negotiating with property owners for right-of-ways necessary to construct the project
65 since May of 2002; however, they are now at a point of being unable to resolve the negotiation process with 3 property
66 owners. Mr. Holtan advised they were asking the Assembly for permission to execute eminent domain process, to go to
67 Court and obtain the properties if necessary. Mr. Holtan further explained there were changes to Exhibit A that needed to be
68 submitted to the Assembly, and amended Exhibit A attached to the AM in the ordinance to substitute Exhibit A dated 12-10-
69 02. As required in the eminent domain process, Municipal Surveyor Tom Knox presented specific details about the project
70 that needed to be read into the record.
71
72 In response to Ms. Shamberg, Deputy Municipal Attorney Dennis Wheeler, explained the process of fair market
73 compensation for the property: the parties agree on a "Master" in an informal proceeding; if they cannot agree one is
74 appointed by the Court. Once the Master makes his/her findings as to value, either party can appeal to the Superior Court.
75
76 Chairman Traini opened the public hearing and asked if anyone wished to speak.

1
2 ANGELA KENSELL, testified against the resolution.

3
4 Mr. Kendall expressed his concern that Chugach Electric was on the list.

5
6 Mr. Tremaine questioned the Administration concerning the status of two pieces of property surveyed on the same date, and
7 the claim that access to one parcel was paid for and the Municipality claims ownership of the access to the other.

8
9 In response to Mr. Tremaine, Mayor Wuerch stated the question before the Assembly was the process of authorizing the
10 process of eminent domain so the property owners could be compensated and the road right-of-way acquired. Mayor Wuerch
11 offered to research individual parcels at another time.

12
13 STAN PICKLES, testified against the ordinance.

14
15 Chairman Traini asked if anyone else wished to speak. There was no one, and he closed the public hearing.

16
17 Ms. Von Gemmingen moved, to approve AR 2002-363 with Exhibit A
18 seconded by Mr. Kendall, attached dated 12-10-02 at 3:35 p.m.

19
20 Municipal Attorney Bill Greene requested Deputy Municipal Attorney Dennis Wheeler, provide information to the
21 Assemblymembers. Mr. Wheeler stated the State statutes require a decisional document process which outlines the reasons
22 for the acquisition and the process to reach this. In addition, it requires identification of the property interests to be acquired.
23 That document would be "Exhibit A" in any proceedings for acquisition of the parcels. With respect to the easement issue,
24 legal counsel offered an opinion that indicated there was a 33-foot section line easement along those properties at issue. The
25 establishment of the section line easements is a complicated process which requires checking many dates and property
26 records, not all of which are recorded, which is why the Assembly is hearing from property owners about their surprise and
27 discovering that they have section line easements on their property. Nevertheless, legal's opinion is consistent with case law
28 in this State, as well as the Attorney General opinion on this topic. The document Ms. Shamberg handed Mr. Wheeler
29 regarding a 1993 case is a settlement agreement between the Municipality and the defendant property owners, which
30 indicates that a 50-foot easement was acquired for an agreed upon price. Mr. Wheeler advised that he could not determine,
31 from that document, whether or not there was a 33-foot section line easement at issue or, in the case of some State properties,
32 there could be a 50-foot easement at issue. Mr. Wheeler advised there was not enough information in that documentation for
33 legal counsel to offer an opinion.

34
35 Deputy Municipal Attorney Dennis Wheeler, responded that Municipal Attorney Bill Greene was pointing out that, to the
36 extent that we have already settled with most of the property owners, they should not be part of the decisional document.

37
38 In response to Mr. Tesche, Deputy Municipal Attorney Dennis Wheeler, strongly advised against adding additional parcels
39 onto Exhibit A. In addition to complicated legal issues, the fiscal purse of the Municipality would be endangered by adding
40 additional parcels.

41
42 Municipal Attorney Bill Greene advised the Assembly that on decisional documents, it is routine that negotiations continue
43 right up to the 11th hour when the Assembly makes the final decision.

44
45 In response to Mr. Tremaine, Deputy Municipal Attorney Dennis Wheeler, stated that all of the settlement documents contain
46 boiler plate and that includes discussion of what their rights are and what the property owners are surrendering in lieu of the
47 opportunity to litigate in exchange for accepting compensation. The property owners are free to attempt to reopen those in
48 court.

49
50 Question was called on the main motion to approve AR 2002-363 with Exhibit A attached dated 12-10-02 at 3:35 p.m. and it
51 passed.

52
53 AYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Kendall, Shamberg, Tremaine, Sullivan.

54 NAYES: None.

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

- 56
57 14C. Ordinance No. AO 2002-176, an ordinance repealing and reenacting **Title 23** of the Anchorage Municipal
58 Code to adopt the 2000 Editions of the following codes and enacting local amendments thereto:
59 Administrative, Building, Mechanical, Plumbing, Electrical, Fire, Existing Buildings, Residential, Building
60 Construction Contractor Requirements, Fire Protection Service Outside Service Areas, Energy Conservation,
61 School Relocatables, Safety Code for Elevators and Escalators, Electrical Code, Mobile Aircraft Shelters,
62 Grading, Fuel and Gas Code, Development Services.

- 63 1. Assembly Memorandum No. AM 1012-2002.

64
65 Mr. Kendall stated he had a potential Conflict of Interest as his employer will be affected by the codes the Assembly has
66 before them.

67
68 Mr. Tremaine moved, does Assemblymember Kendall have a substantial financial
69 seconded by Ms. Shamberg, interest in AO 2002-176 which is before the Assembly?

70
71 Mr. Tremaine suggested Mr. Kendall did not have a Conflict of Interest.

72
73 In response to Chairman Traini, Assemblymember Kendall declared he did not feel he had a Conflict of Interest.

74
75 Chairman Traini ruled Mr. Kendall did not have a Conflict of Interest and instructed Mr. Kendall to vote on the issue.
76

1 Ms. Taylor also reminded Chairman Traini that her potential Conflict of Interest had already been ruled on at a previous
2 meeting; specifically that she did not have a conflict.

3
4 Chairman Traini opened the public hearing and asked if anyone wished to speak.

5
6 COLIN MAYNARD, testified in support of the ordinance.

7
8 BLASÉ BURKHART, testified in support of the ordinance.

9
10 Chairman Traini returned to item 10B3, AR 2002-381 and the Assembly completed action on the item.

11
12 Chairman Traini returned to Public Hearing on AO 2002-176.

13
14 SANDY JAMES, testified in support of the ordinance.

15
16 THOM SPEAR, testified in support of the ordinance.

17
18 STEVE THENO, testified in support of the ordinance.

19
20 Ms. Von Gemmingen moved, to extend the Public Hearing to 12 midnight.
21 seconded by Mr. Tremaine,
22 and it passed without objection,

23
24 DAPHNE BROWN, testified in support of the ordinance.

25
26 PAT KROCHINA, testified against the ordinance.

27
28 DON IVERSON, testified in support of the ordinance.

29
30 JONATHAN STEELE, testified in support of the ordinance.

31
32 ROY ROUNDTREE, testified in support of the ordinance.

33
34 MARY KNOPF, testified in support of the ordinance.

35
36 DAN SEISER, testified in support of the ordinance.

37
38 ROSS FOSBERG, testified in support of the ordinance.

39
40 BILL MCNEAL, testified in support of the ordinance.

41
42 DWIGHT PERKINS, testified against the ordinance.

43
44 CRAIG HATELY, testified against the ordinance.

45
46 CHUCK SPINELLI, testified in support of the ordinance.

47
48 ROBERT BUCK, testified in support of tabling the ordinance.

49
50 KIT ROBERTS, testified against the ordinance.

51
52 ALAN CHRISTOFERSON, testified in support of the ordinance.

53
54 RON WATTS, testified in support of the ordinance.

55
56 STEVE MILLER, testified

57
58 No further action taken. Item carried over to 12-17-02 meeting.

59
60 11B. Resolution No. AR 2002-348, a resolution of the Municipality of Anchorage to **purchase Lot 28, located**
61 **within Section 9, T12N, R3W, S.M.**, 4.25-acre parcel bounded by East 80th, Laverne Place and Winchester
62 Street in South Anchorage, Cultural and Recreational Services.

63 1. Assembly Memorandum No. AM 904-2002.

64 (CONTINUED FROM 10-29-02; POSTPONED FROM 11-19-02; CARRIED OVER FROM 11-26-02)

65
66 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

67
68 11C. Assembly Memorandum No. AM 945-2002, Assembly approval of Change Order #2 to contract with Trena
69 L. Heikes to provide **legal services** in the area of worker's compensation (\$250,000), Finance.
70 (POSTPONED FROM 11-19-02; CARRIED OVER FROM 11-26-02)

71
72 Mr. Tremaine moved, to postpone indefinitely AM 945-2002.
73 seconded by Mr. Sullivan,
74 and it passed without objection,

75

- 1 11D. Assembly Memorandum No. AM 946-2002, Assembly approval of Change Order #2 to contract with
 2 DeLisio Moran Geraghty & Zobel, P.C. to provide legal services in the area of worker's compensation
 3 (\$150,000), Finance.
 4 (POSTPONED FROM 11-19-02; CARRIED OVER FROM 11-26-02)

5
 6 Mr. Tremaine moved, to postpone indefinitely AM 946-2002.
 7 seconded by Mr. Sullivan,
 8 and it passed without objection,
 9

- 10 11E. Assembly Memorandum No. AM 971-2002, change order No. 2 to purchase order 212804 with Lennertz
 11 Coyle & Associates, LLC to provide consultant services to develop two **Town Center plans** for the
 12 Municipality of Anchorage, Planning Department (\$36,400), Purchasing.
 13 (POSTPONED FROM 11-26-02)

14
 15 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 16

- 17 11F. Assembly Memorandum No. AM 976-2002, contract amendment No. 4 to professional services contract
 18 with Kean and Associates for **Rabbit Creek View Subdivision and Rabbit Creek Heights Subdivision**
 19 **Survey Improvement Assessment District 1V96** (\$100,000), Project Management & Engineering.
 20 (POSTPONED FROM 11-26-02)

21
 22 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 23

- 24 11G. Ordinance No. AO 2002-162, an ordinance amending Anchorage Municipal Code Chapter 2.50, "**Initiatives**
 25 **and Referenda**" by adding new sections to provide for review and certification of the legal sufficiency of
 26 initiative and referenda petitions prior to petitioners gathering of signatures and to provide for the review
 27 and certification of signatures on the petition, Assembly Chair Traini.
 28 (CONTINUED FROM 10-29-02; POSTPONED FROM 11-19-02; CARRIED OVER TO 11-26-02)

29
 30 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 31

- 32 11H. Ordinance No. AO 2002-154, an ordinance of the Anchorage Municipal Assembly authorizing the sublease
 33 of a portion of Alaska Railroad Lease Contract No. 6434, also known as the **South Tidelands**, located in the
 34 Port of Anchorage, totaling approximately 8,567 square feet, to Alaska Basic Industries, Inc., Port of
 35 Anchorage.

36 1. Assembly Memorandum No. AM 884-2002.

37 (CONTINUED FROM 10-29-02; POSTPONED FROM 11-19-02; CARRIED OVER FROM 11-26-02)

38
 39 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 40

- 41 11I. Resolution No. AR 2002-352, a resolution of the Anchorage Municipal Assembly revising the 2002 General
 42 Government Operating Budget by appropriating \$30,000 from the Anchorage Parks and Recreation Service
 43 Area Fund (161) Balance to the Cultural and Recreational Department to provide funding to complete a
 44 **Little League ball field development and site plan**, Assemblymembers Traini and Tesche.

45 1. Assembly Memorandum No. AM 933-2002.

46 (POSTPONED FROM 10-29-02)

47
 48 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 49

50 **12. APPEARANCE REQUESTS:**

- 51 12A. **David Lee**, regarding the South Coastal Trail Extension, increased Municipal & Assembly involvement
 52 required.
 53

54 (Clerk's Note: This item was considered earlier in the meeting. See after Item 11A.)
 55

- 56 12B. **Tim Bridgman**, regarding proposed property acquisition for the south extension to the Coastal Trail.
 57 (**addendum**)
 58

59 (Clerk's Note: This item was considered earlier in the meeting. See after Item 11A.)
 60

- 61 12C. ~~Brian Reed~~ **Dan Joyner**, Vice President-IAFF, regarding fire budget cuts. (**addendum**)
 62

63 (Clerk's Note: This item was considered earlier in the meeting. See after Item 11A.)
 64

65 **13. CONTINUED PUBLIC HEARINGS:**

- 66 13A. Resolution No. AR 2002-359, a resolution of the Municipality of Anchorage appropriating \$294,000 from
 67 the **Federal Seized and Forfeited Monies** from Categorical Fund (257), awarded from criminal narcotics
 68 cases by the U.S. Drug Enforcement Agency, to the Police Investigation Fund (257) for use by the
 69 Anchorage Police Department.

70 1. Assembly Memorandum No. AM 939-2002.

71 (CARRIED OVER FROM 11-26-02)

72
 73 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 74

- 1 13B. Resolution No. AR 2002-360, a resolution of the Municipality of Anchorage appropriating \$112,900 from
 2 the Area wide General Fund Balance (101), to the Department of Health and Human Services, for **Indigent**
 3 **Defense Services**, Health and Human Services.
 4 1. Assembly Memorandum No. AM 940-2002.
 5 (CARRIED OVER FROM 11-26-02)
 6

7 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 8

- 9 13C. Resolution No. AR 2002-362, a resolution of the Municipality of Anchorage authorizing the Heritage Land
 10 Bank (HLB) to grant a **2000 square foot easement within HLB Parcel No. 1-077**, also known as Lot 3,
 11 Department of Lands Subdivision in Section 36, T15N, R2W, Seward Meridian, in Eagle River, to
 12 Matanuska Electric Association (MEA) for the purpose of providing electrical and telecommunications
 13 service to property adjoining to the south of the subject parcel, Heritage Land Bank.
 14 1. Assembly Memorandum No. AM 949-2002.
 15 (CARRIED OVER FROM 11-26-02)
 16

17 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 18

- 19 13D. Ordinance No. AO 2002-153, an ordinance amending the zoning map and providing for the rezoning of
 20 approximately 3.8 acres from PLI-SL (Public Lands and Institutions District) with Special Limitations and
 21 B-1A SL (Local & Neighborhood Business) with Special Limitations to R-10 SL (Residential Alpine/Slope
 22 District) with Special Limitations for **Lot 18 and a portion of Lot 17, Block 2, Near Point Knoll**
 23 **Subdivision** (proposed Near Point Knoll Subdivision, Block 2, Lots 17A and 18A per Preliminary Plat
 24 S-10940, a subdivision of Lots 17 & 18, Block 2, Near Point Knoll Subdivision per Plat No. 99-78), and the
 25 rezoning of approximately 15,007 SF from PLI-SL (Public Lands and Institutions District) with Special
 26 Limitations to PLI-SL for a portion of Lot 17, Block 2, Near Point Knoll Subdivision (proposed Near Point
 27 Knoll Subdivision, Block 2, Lot 17B per Preliminary Plat S-10940, a subdivision of Lots 17 & 18, Block 2,
 28 Near Point Knoll Subdivision per Plat No. 99-78); generally located to the east of Basher Drive and north of
 29 Nearpoint Drive (Basher Community Council) (Planning and Zoning Commission Case 2002-131), Planning
 30 Department.
 31 1. Assembly Memorandum No. AM 893-2002.
 32 (CONTINUED FROM 11-19-02; CARRIED OVER FROM 11-26-02)
 33

34 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 35

36 14. NEW PUBLIC HEARINGS:

- 37 14A. Ordinance No. AO 2002-165, an ordinance of the Anchorage Municipal Assembly amending the Updated
 38 Far North Bicentennial Park Master Plan to provide for and develop **Little League ball fields** in the
 39 southwest corner of the Park; enacting a new Section 25.65.010 to the Anchorage Municipal Code requiring
 40 development of that area for Little League ball fields; enacting measures necessary to carry out the
 41 ordinance; and providing for effective dates, Assemblymembers Traini and Tesche.
 42 1. Assembly Memorandum No. AM 631-2002.
 43

44 (Clerk's Note: This item was considered earlier in the evening. See after 11A.)
 45

- 46 14B. Resolution No. AR 2002-363, a resolution authorizing the use of eminent domain and acceptance of the
 47 Decisional Document Part I & Part II for the construction of the **Elmore Road Improvements Project,**
 48 **Huffman Road to DeArmoun Road**, Projects #00-22 and #00-23, Project Management & Engineering.
 49 1. Assembly Memorandum No. AM 954-2002.
 50

51 (Clerk's Note: This item was considered earlier in the evening. See after 14A.)
 52

- 53 14C. Ordinance No. AO 2002-176, an ordinance repealing and reenacting **Title 23** of the Anchorage Municipal
 54 Code to adopt the 2000 Editions of the following codes and enacting local amendments thereto:
 55 Administrative, Building, Mechanical, Plumbing, Electrical, Fire, Existing Buildings, Residential, Building
 56 Construction Contractor Requirements, Fire Protection Service Outside Service Areas, Energy Conservation,
 57 School Relocatables, Safety Code for Elevators and Escalators, Electrical Code, Mobile Aircraft Shelters,
 58 Grading, Fuel and Gas Code, Development Services.
 59 1. Assembly Memorandum No. AM 1012-2002.
 60

61 (Clerk's Note: This item was considered earlier in the evening. See after 14B.)
 62

- 63 14D. Ordinance No. AO 2002-151, an ordinance continuing or reestablishing the **On-Site Wastewater System**
 64 **Technical Review Board** pursuant to Anchorage Municipal Code Section 4.05.150, Legal Department.
 65 1. Assembly Memorandum No. AM 881-2002.
 66 2. Information Memorandum No. AIM 113-2002.
 67

68 (Clerk's Note: This item was carried over to 12-17-02 meeting.)
 69

- 70 14E. Resolution No. AR 2002-366, a resolution appropriating \$375,430 of interest earned on the funds received
 71 from a 1997 State of Alaska SB29 Revenue Sharing for Safe Communities award from the State Categorical
 72 Grants Fund (231) as contributions to the Anchorage Metropolitan Police Service Area Fund (151) and the
 73 Federal Categorical Grants Fund (241), Anchorage Police Department, for **police activities**, Office of
 74 Management and Budget.
 75 1. Assembly Memorandum No. AM 980-2002.
 76

1 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 2
3 14F. Resolution No. AR 2002-367, a resolution of the Municipality of Anchorage appropriating
4 \$41,000 from the Heritage Land Bank General Fund (221) to the Heritage Land Bank Capital Fund (421) for
5 a **Phase II Environmental Site Assessment of HLB Parcel No. 4-043**, (the former Hollywood Vista site)
6 located on Government Hill, and amending the 2002 General Government Capital Improvement Budget and
7 amending the 2002-2007 General Government Capital Improvement Program Budget, Heritage Land Bank.
8 1. Assembly Memorandum No. AM 981-2002.
9

10 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 11
12 14G. Ordinance No. AO 2002-168, an ordinance of the Municipality of Anchorage amending Chapter 3.85,
13 Anchorage Municipal Code, relating to the **Police & Fire Retirement Board** and clarifying the coverage of
14 staff employees under Anchorage Municipal Code 3.30, Police and Fire Retirement System.
15 1. Assembly Memorandum No. AM 957-2002.
16

17 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 18
19 14H. Ordinance No. AO 2002-169, an ordinance of the Anchorage Municipal Assembly authorizing the lease of
20 **Lot 4A, Port of Anchorage Subdivision**, to CSX Lines of Alaska, LLC., Port of Anchorage.
21 1. Assembly Memorandum No. AM 982-2002.
22

23 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 24
25 14I. Ordinance No. AO 2002-170, an ordinance of the Anchorage Municipal Assembly extending the term of the
26 **existing leases with CSX Lines of Alaska LLC for Lots 5D-1, 5F-1, 6C-1 and 6D-1, Port of Anchorage**
27 **Subdivision**, pursuant to an exercised option to renew, Port of Anchorage.
28 1. Assembly Memorandum No. AM 983-2002.
29

30 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 31
32 14J. Ordinance No. AO 2002-171, an ordinance amending Anchorage Municipal Code Chapter 7.25 and
33 amending the Title thereof from "Abandoned, Stolen or Lost Property" to "**Disposition of Disposable**
34 **Property**", Anchorage Police Department.
35 1. Assembly Memorandum No. AM 984-2002.
36

37 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 38
39 14K. Ordinance No. AO 2002-159, an ordinance amending the zoning map and providing for the rezoning of **Lot**
40 **1A, Deal Subdivision**, from R-5 (Rural Residential) to I-1 SL (Light Industrial with Special Exceptions),
41 generally located at the Old Glenn Highway and Jewel Street, 17933 Old Glenn Highway, Chugiak
42 (Chugiak Community Council) (Planning and Zoning Commission Case 2002-128), Planning Department.
43 1. Assembly Memorandum No. AM 895-2002.
44

45 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 46
47 14L. Ordinance No. AO 2002-160, an ordinance amending the zoning map and providing for the rezoning of
48 approximately 632 acres from PLI-p (Public Lands and Institutions District-Park) and R-10 (Residential
49 Alpine/Slope District) to PLI-p (Public Lands and Institutions District-Park) for all of **Section 36, Township**
50 **12 North, Range 3 West, Seward Meridian, A.K.**, minus that portion zoned "AF" per AO 92-122
51 (consisting of approximately 8+/- acres); generally located in the Upper Hillside Area on either side of
52 Clarks Road and east of Rabbit Creek Road (Bear Valley & Rabbit Creek Community Councils) (Planning
53 and Zoning Commission Case 2002-127), Planning Department.
54 1. Assembly Memorandum No. AM 896-2002.
55

56 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 57
58 14M. Ordinance No. AO 2002-158, an ordinance of the Municipality of Anchorage authorizing the levy of a
59 special tax per year in the Anchorage Fire Service Area, the Girdwood Valley Service Area, and the Chugiak
60 Fire Service Area, to pay the **cost of operation and maintenance of public and private fire hydrants** and
61 authorizing the Municipality to submit the question of the levy of the tax to the qualified voters residing in
62 each service area at the April 1, 2003 Regular Municipal Election, Assembly Chair Traini and
63 Assemblymember Tesche.
64 1. Assembly Memorandum No. AM 898-2002.
65

66 (Clerk's Note: This item was carried over to 12-17-02 meeting.)

- 67
68 **15. BOARD OF ADJUSTMENT/ASSEMBLY APPEALS: None.**
69 **16. SPECIAL ORDERS: None.**
70 **17. UNFINISHED AGENDA: None.**
71 **18. AUDIENCE PARTICIPATION: None.**
72 **19. ASSEMBLY COMMENTS: None.**
73 **20. EXECUTIVE SESSIONS: None.**

21. ADJOURNMENT:

The meeting adjourned at 11:59 p.m.

Chairman

ATTEST:

Municipal Clerk

1-07-03

Date Minutes Approved: _____, 2002

GM:cmw

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