

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of March 18, 2003

1. CALL TO ORDER:

The meeting was convened at 5:05 p.m. by Assembly Chairman Dick Traini in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

2. ROLL CALL:

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

3. PLEDGE OF ALLEGIANCE:

Linda Helm led the pledge.

4. MINUTES OF PREVIOUS MEETING:

A. Regular Meeting – December 17, 2002

Mr. Tesche moved, to approve the minutes of December 17, 2002.
seconded by Ms. Fairclough,
and it passed without objection,

B. Regular Meeting – January 14, 2003

Mr. Tesche moved, to approve the minutes of January 14, 2003.
seconded by Mr. Sullivan,
and it passed without objection,

5. MAYOR'S REPORT:

Mayor Wuerch complimented the School District on their safety efforts. During the routine safety check, First Student Bus Company discovered 50 buses that had been vandalized and the brake lines cut. They were diligently pursuing the vandals, who would be prosecuted to the fullest extent of the law. He thanked the media and volunteers for their efforts in finding the two missing Johnson brothers. Anchorage raised its threat level to high in response to the federal government's notification. He discussed the terrorist threats on the nation and the steps that should take to insure public safety.

In response to Mr. Tremaine, Mayor Wuerch discussed the sign ordinance. He felt it was important for the Assembly to hold a work session to discuss the issue.

In response to Mr. Tremaine, Municipal Attorney Bill Greene said he had provided a response to the issue of providing municipal codes on CDs and the cost of those CDs.

6. ASSEMBLY CHAIR'S REPORT:

In response to Chairman Traini, Municipal Manager Harry Kieling said the Comprehensive Emergency Management Plan dated June 1994 was current. They were working on an update and hoped to publish it in the next couple of months.

In response to Mr. Tesche, Mr. Kieling said the plan had been updated. They had a draft plan that was as modern and current as any city in the country. If an emergency occurred, the draft plan would be put into effect and had been practiced.

Mr. Tesche noted that the President of the United States was poised on the verge of a very serious military action. He noted that Mayor Wuerch had pledged to take care of the families of military who were in the Persian Gulf.

Mayor Wuerch said there was no question that the City of Anchorage was ready to handle emergencies. The updated draft plan had been practiced by hundreds of state and federal employees who were ready to respond on a moment's notice.

The Assembly discussed the Comprehensive Emergency Management Plan further. Mr. Tesche felt the Assembly should be briefed on the update in a future executive session.

7. COMMITTEE REPORTS:

Mr. Sullivan met with the legislative delegation in Juneau last week regarding the Governor's proposed budget, which included several new fees and taxes that the legislature still needed to review. Committee hearings would begin this week.

Chairman Traini noted that he sent a copy of the last year's matching grants to the Finance Committee to show how the money was spent, which he hoped would have some influence on the legislature's decisions.

Mr. Tremaine reported on the trip to the National League of Cities in Washington, D.C. Senator Ted Stevens was awarded an accommodation. The Office of Management and Budget indicated that the national debt over the next several years

would be between 1.8 and 2.8 trillion dollars. The projected national budget would mean a billion dollar reduction for Alaska over several years, which would mean short funding for the state and municipality. He discussed the impact of the reduced budget.

Mr. Tesche reported on the joint committee of the Anchorage Assembly and the Mat-Su Borough Assembly on regional transportation planning. A letter was provided to Congressman Young indicating their collective support for the Knik Arm Crossing, the Anchorage and Mat-Su Long-Range Transportation Plan and regional port development of both the Port of Anchorage and Point McKenzie.

In response to Mr. Tesche, Mayor Wuerch noted that the Long-Range Transportation Plan had no funding stream, but they hoped to bring it into the AMATS funding mechanism. He suggested a work session to discuss the issue.

In response to Mr. Kendall, Mr. Tremaine said Senator Steven’s discussion of ANWR at the National League of Cities meeting was well received. The price of oil in Alaska was dependent on world oil prices. The events unfolding in the Middle East would drive down the world price of oil, which could make ANWR uneconomical.

Chairman Traini felt Senator Stevens gave a very good speech that made people realize how important ANWR development was to Alaska and the entire country. He applauded Mr. Whittle for his efforts to promote ANWR.

8. ADDENDUM TO AGENDA:

Mr. Sullivan moved, to amend the agenda to include the addendum items.
seconded by Ms. Shamberg,

Chairman Traini read the addendum items.

The Assembly discussed the need for public hearings before taking action on items and the requirements for run-off elections.

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

9. CONSENT AGENDA:

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

A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

1. Resolution No. AR 2003-60, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Senior Patrol Officer David D. Fearing** 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 2003-61, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Senior Patrol Officer Burt A. Pendergrass** for his 17 years of service with the Anchorage Police Department, Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle.
3. Resolution No. AR 2003-62, a resolution of the Anchorage Municipal Assembly proclaiming April 2003 **Sexual Assault Awareness Month** and encouraging the citizens of Anchorage to work together to eliminate this crime in our community, Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle.

The administration requested this item be considered on the Regular Agenda. See item 10A.

4. Resolution No. AR 2003-66, a resolution of the Anchorage Municipal Assembly recognizing the **Alpha Kappa Alpha Sorority, Incorporated 74th Far Western Regional Conference** to be held May 1-4, 2003 and welcoming the delegation to the Municipality of Anchorage, Assemblymembers Taylor, Fairclough, Kendall, Shamberg, Sullivan, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle. (**addendum**)

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

B. RESOLUTIONS FOR ACTION - OTHER

1. Resolution No. AR 2003-47, a resolution appointing **election officials** for the Regular Municipal Election of April 1, 2003, Municipal Clerk.
2. Resolution No. AR 2003-49, a resolution of the Anchorage Municipal Assembly approving a **pilot program** for a student member of the Assembly, Assemblymembers Tesche, Whittle, Shamberg.

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

3. Resolution No. AR 2003-51, a resolution of the Municipality of Anchorage providing for the appropriation of \$1,700 from numerous citizens’ donations to the Miscellaneous Operational Grants Fund (261), Cultural and Recreational Services Department, for the purchase of **library books and materials**, Cultural and Recreational Services/Library.
 - a. Assembly Memorandum No. AM 234-2003.
4. Resolution No. AR 2003-52, a resolution of the Municipality of Anchorage providing for the appropriation of a \$30,000 restricted donation from Anchorage Neighborhood Housing Services, Inc. to the Anchorage Parks & Recreation Service Area Fund (161), Cultural and Recreational Services Department, Parks & Recreation Division 2003 Operating Budget for the purpose of operating an **after-school recreational program**, Cultural and Recreational Services.

- a. Assembly Memorandum No. AM 235-2003.
5. Resolution No. AR 2003-53, a resolution of the Municipality of Anchorage revising the 2002 General Government Operating Budget by appropriating **revenue earned** (\$85,000) in excess of budget within the Heritage Land Bank Fund (221) to address the Department's function costs within the Fund, Heritage Land Bank.
 - a. Assembly Memorandum No. AM 236-2003.
6. Resolution No. AR 2003-63, a resolution of the Anchorage Municipal Assembly approving a minor modification to an existing conditional use which permits the sale of alcoholic beverages to correct the premises floor plan located at Anchorage Original Townsite, Block 40, Lots 7 through 12, generally located on the north side of West 5th Avenue between "H" and "G" Streets (Brew Brothers, LLC D/B/A **Glacier Brewhouse** and **Orso**), Assemblymember Tesche. **(addendum)**
7. Resolution No. AR 2003-64, a resolution approving a Memorandum of Understanding between **Vision Anchorage** and the Municipality of Anchorage, Municipal Manager's Office. **(addendum)**
 - a. Assembly Memorandum No. AM 258-2003.

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

8. Resolution No. AR 2003-67, a resolution of the Anchorage Municipal Assembly supporting passage of SSHB 55, "An Act expressing legislative intent regarding **privately operated correctional facility space and services**; relating to the development and financing of privately operated correctional facility space and services; authorizing the Department of Corrections to enter into an agreement for the confinement and care of prisoners in privately operated correctional facility space; authorizing the Department of Corrections to enter into agreements with municipalities to expand existing correctional facilities; and providing for an effective date," Assembly Chair Traini. **(LAID ON THE TABLE)**

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

9. Resolution No. AR 2003-68, a resolution calling a **Special Election** in and for the Municipality of Anchorage on May 6, 2003 for the purpose of voting on Rabbit Creek View/Heights Limited Road Service Area Seat B and other limited road service area ballot propositions, Municipal Clerk. **(LAID ON THE TABLE)**

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

10. Resolution No. AR 2003-69, a resolution of the Anchorage Municipal Assembly supporting the routing of the Iditarod National Historic Trail through the Girdwood Valley and extension of the Upper Winner Creek Trail into the Twentymile River Area to become a part of the **Iditarod National Historic Trail**, Assemblymember Tremaine. **(LAID ON THE TABLE)**

C. BID AWARDS

1. Assembly Memorandum No. AM 226-2003, recommendation of award to Alaska Construction & Paving, Inc. for **Balto Seppala Park west parking lot improvements** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 23-C004) (\$152,562.71), Purchasing.

Mr. Sullivan requested this item be considered on the Regular Agenda. See item 10C.

2. Assembly Memorandum No. AM 227-2003, recommendation of award to Alaska Construction & Paving, Inc. for **2002 park parking lot improvements** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 23-C009) (\$273,985.75), Purchasing.
3. Assembly Memorandum No. AM 239-2003, recommendation of award to Alaska Truck Center for furnishing a **cab & chassis and a box van** to the Municipality of Anchorage, Maintenance & Operations Department (ITB 23-B008) (\$136,792), Purchasing.
4. Assembly Memorandum No. AM 276-2003, recommendation of award to Bales Construction, Inc. for **Voth Rehearsal Hall** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 23-C006) (\$514,000), Purchasing. **(addendum)**

D. NEW BUSINESS

1. Assembly Memorandum No. AM 187-2003, sunset of **Anchorage Memorial Park Cemetery Advisory Board, Housing and Neighborhood Development Commission and Health and Human Services Commission**, Clerk's Office.
2. Assembly Memorandum No. AM 247-2003, Findings and Conclusions: S-10935, **Astoria Park Subdivision, Lots 1-27**, Planning Department.
3. Assembly Memorandum No. AM 268-2003, **Housing & Neighborhood Development Commission** appointment (Diana Lopez), Mayor's Office.
4. Assembly Memorandum No. AM 269-2003, **Historical & Fine Arts Commission** appointment (Carol Smith), Mayor's Office.
5. Assembly Memorandum No. AM 270-2003, **Parks and Recreation Commission** appointment (Diane Etter), Mayor's Office.
6. Assembly Memorandum No. AM 271-2003, **Senior Citizens Advisory Commission** appointments (Lila Berry, Joan Notti), Mayor's Office.
7. Assembly Memorandum No. AM 272-2003, **Youth Advisory Commission** appointments (Latoya Barrett, Gregory Quinn, Ophelia Yan, Karl Wing, Stephanie Abrego, Patricia Posey), Mayor's Office.
8. Assembly Memorandum No. AM 223-2003, 2003/2004 New Beverage Dispensary & Duplicate Liquor License: **Subzero** (#4261) (Downtown Community Council), Clerk's Office.

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

9. Assembly Memorandum No. AM 261-2003, 2003/2004 Liquor License Renewal: **Chuck E. Cheese** – Restaurant/Eating Place (Spenard Community Council), Clerk's Office.

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

10. Assembly Memorandum No. AM 262-2003, 2003/2004 Liquor License Renewal: **Hometown Restaurant** – Restaurant/Eating Place (Spenard Community Council), Clerk's Office.
11. Assembly Memorandum No. AM 263-2003, **Crab Pot Restaurant** – New Restaurant/Eating Place Liquor License (Spenard Community Council), Clerk's Office.
12. Assembly Memorandum No. AM 264-2003, **Frontier Lounge** – Transfer of Location for a Beverage Dispensary/Tourism Liquor License (Sand Lake & Turnagain Community Councils), Clerk's Office.
13. Assembly Memorandum No. AM 265-2003, **Mountain Jam Entertainment, LLC** – Transfer of Ownership/Location/Name Change for a Beverage Dispensary Liquor License (Girdwood Community Council), Clerk's Office.
14. Assembly Memorandum No. AM 266-2003, **Party Time Plaza Liquor** – Transfer of Ownership for a Package Store Liquor License (Campbell Park Community Council), Clerk's Office.
15. Assembly Memorandum No. AM 267-2003, 2003/2004 Liquor License Renewals: **Jewel Lake Pizza & Tea Garden** (#1805), **Tony Roma's** (#2344), **Peking Wok** (#2813), **Residence Inn by Marriott** (#3934), **Viet-Nam House/Curly's** (#3746) - Restaurant/Eating; **Williams Express, Inc.** (#1371)-*NO PREMISE*, **Williams Express, Inc.** (#1991)-*NO PREMISE*, **Brown Jug, Inc.** (#3478) - Package Store; **Denali Winery** (#3776) - Winery (Sand Lake, Rogers Park, Northeast, Mt. View, Muldoon, Huffman/O'Malley, Abbott Loop, Taku/Campbell, Campbell Park Community Councils), Clerk's Office.

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

16. Assembly Memorandum No. AM 228-2003, proprietary purchase for providing **book leasing services** from McNaughton Book Service to the Municipality of Anchorage, Department of Cultural & Recreational Services (\$109,230), Purchasing.
17. Assembly Memorandum No. AM 250-2003, proprietary purchase of **computer software maintenance** from Sirsi Corporation for the Municipality of Anchorage, Department of Cultural and Recreational Services (\$52,416), Purchasing.
18. Assembly Memorandum No. AM 229-2003, proprietary purchase to Cardinal Health Company for furnishing **medical supplies** to the Municipality of Anchorage, Department of Health and Human Services (\$45,000), Purchasing.
19. Assembly Memorandum No. AM 230-2003, change order No. 1 to purchase order 221419 with Scott's Heating & Air Conditioning Services for the purchase, installation and relocation of **compressed natural gas compressors** for the Municipality of Anchorage, Fleet Services (\$24,590), Purchasing.
20. Assembly Memorandum No. AM 231-2003, Assembly approval of change order #3 to contract with Davison & Davison, Inc. to provide **legal services** in the area of workers' compensation (\$125,000), Finance.
21. Assembly Memorandum No. AM 232-2003, amendment No. 1 to professional services contract with PTS, Inc. for the design of **Raspberry Road Extension – Rovenna Street to Arctic Boulevard**, Project No. 02-13 (\$45,600), Project Management & Engineering.
22. Assembly Memorandum No. AM 233-2003, contract amendment No. 4 to Cullips Excavating, Inc. for construction of **Patterson Street Upgrades, Phase I**, Contract No. C-220963, Project No. 99-35 (\$769,280), Project Management & Engineering.
 - a. Information Memorandum No. AIM 27-2003, Patterson Street Upgrades, Phase I – Notice of pending contract amendment with Cullips Excavating, Inc., PM&E Project No. 99-35, Project Management & Engineering.

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

23. Assembly Memorandum No. AM 249-2003, contract amendment No. 3 to the professional **surveying services** contract with DOWL Engineers, increasing the contract period of performance and the contract expenditure limit (\$55,000), Project Management & Engineering.
24. Assembly Memorandum No. AM 240-2003, approving change order No. 11 to GLS, LLC contract (P.O. No. 211633) increasing the contract amount by \$3,850 for a total not-to-exceed amount of \$134,250 for the Lakehill Limited Road Service Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
25. Assembly Memorandum No. AM 241-2003, approving change order No. 5 to Alyeska Land Services contract (P.O. No. 211621) increasing the contract amount by \$9,403 for a total not-to-exceed amount of \$134,003 for the Mountain Park/Robin Hill Limited Road Service Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
26. Assembly Memorandum No. AM 242-2003, approving change order No. 8 to Alaska Pollution Control, Inc. contract (P.O. No. 202408) increasing the contract amount by \$13,089 for a total not-to-exceed amount of \$99,904 for the Rabbit Creek View/Heights Limited Road Service Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
27. Assembly Memorandum No. AM 243-2003, approving change order No. 8 to Alaska Pollution Control, Inc. contract (P.O. No. 202146) increasing the contract amount by \$14,707 for a total not-to-exceed amount of \$215,707 for the Section 6/Campbell Airstrip Road Limited Road Service

- Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
28. Assembly Memorandum No. AM 244-2003, approving change order No. 4 to GLS, LLC contract (P.O. No. 211631) increasing the contract amount by \$2,403 for a total not-to-exceed amount of \$35,803 for the Sequoia Estates Limited Road Service Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
 29. Assembly Memorandum No. AM 245-2003, approving change order No. 5 to Alyeska Land Services contract (P.O. No. 211863) increasing the contract amount by \$3,197 for a total not-to-exceed amount of \$24,597 for the Ravenwood/Bubbling Brook Limited Road Service Area (LRSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
 30. Assembly Memorandum No. AM 248-2003, approving change order No. 2 to Alyeska Land Services contract (P.O. No. 221071) increasing the contract amount by \$22,455 for a total not-to-exceed amount of \$147,455 for the Glen Alps Road Service Area (RSA), Municipality of Anchorage, Maintenance and Operations Department for Budget Year 2003 **summer roadwork program**, Street Maintenance.
 31. Assembly Memorandum No. AM 251-2003, proprietary purchase of **computer software maintenance/support** from Compuware Corporation for the Municipality of Anchorage, Information Technology Department (ITD) (\$79,044), Purchasing.
 32. Assembly Memorandum No. AM 252-2003, sole source procurement authorization from various suppliers to support **power generation plant operations** for the Municipality of Anchorage, Municipal Light & Power (\$1,860,000), Purchasing.
 33. Assembly Memorandum No. AM 246-2003, change order No. 1 to purchase order 220527 for the grant agreement with the Abused Women's Aid in Crisis, Inc. (AWAIC) for the **AWAIC Transitional Housing and Expansion Project (PY) 2002** (\$800,000), Planning Department.
 34. Assembly Memorandum No. AM 273-2003, grant agreements to provide funding for the **Making a Difference – Juvenile Offender Program** (\$272,340), Health and Human Services. **(addendum)**

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

35. Assembly Memorandum No. AM 277-2003, recommendation of award to USKH, Inc. for providing architectural/engineering and construction management services for the **Merrill Field Airport Capital Improvement Projects** for the Municipality of Anchorage, Merrill Field Airport (RFP 23-P003) (\$583,500), Purchasing. **(addendum)**

E. INFORMATION AND REPORTS

1. Information Memorandum No. AIM 25-2003, **Sole Source Procurement Report** for the month of February 2003, Purchasing.
2. Information Memorandum No. AIM 26-2003, **contracts awarded between \$50,000 and \$100,000 through formal competitive processes** for the month of February 2003, Purchasing.
3. Information Memorandum No. AIM 31-2003, Summary of Economic Effects for **Proposition 18**, establish eleven single member Assembly election districts; establish a reapportionment board; establish and limit the number of terms of Assembly members, Municipal Clerk.

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

4. Information Memorandum No. AIM 32-2003, **Anchorage School District Six-Year Capital Improvement Program: July 1, 2003 through June 30, 2009**, Anchorage School District.
5. Information Memorandum No. AIM 33-2003, Transmittal of Arbitrator's decision and award for United Association of Journeyman and Apprentices of the **Plumbing and Pipefitting Industry-Local 367** (Local 367) and the Municipality of Anchorage, Employee Relations. **(addendum)**

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

6. Information Memorandum No. AIM 35-2003, replacement mitigation for **Simonian Ball field development** within Far North Bicentennial Park, Heritage Land Bank. **(LAID ON THE TABLE)**

F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

1. Ordinance No. AO 2003-57, an ordinance of the Anchorage Municipal Assembly enacting a new Chapter 24.35 establishing public safety requirements for **soliciting business or contributions** and prohibiting the distribution of literature from within street or highway rights-of-way, Assemblymember Sullivan. P.H. 4-22-03.
 - a. Assembly Memorandum No. AM 221-1003.
2. Ordinance No. AO 2003-58, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code 21.10.030 and 2.30.030 terminating designation of the Assembly as the **Board of Adjustment**, creating a separate Board of Adjustment, and transferring all functions of the Board of Adjustment from the Assembly to the newly constituted board, Assemblymembers Tesche and Sullivan. P.H. 6-24-03.
 - a. Assembly Memorandum No. AM 222-2003.
3. Ordinance No. AO 2003-59, an ordinance of the Municipality of Anchorage, Alaska, providing for the issuance of **Subordinate Lien Water Revenue and Refunding Bonds** of the Municipality in the aggregate amount of not to exceed \$48,000,000 for the purpose of providing part of the funds to refund certain outstanding senior lien water revenue bonds of the Municipality and to provide for certain improvements to the water utility and to pay costs of issuance; fixing certain covenants and protective provisions safeguarding the payment of the principal of and interest on said bonds;

providing for the date, form, terms, maturities and manner of sale of the bonds; delegating to the Chief Fiscal Officer the approval of final maturity amounts and interest rates on said bonds; authorizing an official statement; appointing an escrow agent approving the form of an escrow deposit agreement; and authorizing the sale of such bonds, Finance. P.H. 4-8-03.

(TO BE SUBMITTED)

4. Ordinance No. AO 2003-60, an ordinance of the Municipality of Anchorage, Alaska, providing for the issuance of **Wastewater Revenue Bonds** of the Municipality in the aggregate amount of not to exceed \$45,000,000 for the purpose of providing certain improvements to the wastewater utility and to pay costs of issuance; fixing certain covenants and protective provisions safeguarding the payment of the principal of and interest on said bonds; providing for the date, form, terms, maturities and manner of sale of the bonds; delegating to the Chief Fiscal Officer the approval of final maturity amounts and interest rates on said bonds; authorizing an official statement; appointing an escrow agent approving the form of an escrow deposit agreement; and authorizing the sale of such bonds, Finance. P.H. 4-8-03. **(TO BE SUBMITTED)**
5. Ordinance No. AO 2003-61, an ordinance amending Anchorage Municipal Code Section 3.70.060 to change the definition of **exempt employees** as related to the staff of the Treasurer, Finance. P.H. 4-15-03.
 - a. Assembly Memorandum No. AM 238-2003.
6. Resolution No. AR 2003-55, a resolution of the Municipality of Anchorage appropriating supplemental award of \$331,836 to the State Categorical Grants Fund (231) from the Alaska Department of Labor and Workforce Development for the FY 2003 **State Training & Employment Program** within the Planning Department. P.H. 4-8-03.
 - a. Assembly Memorandum No. AM 255-2003.
7. Resolution No. AR 2003-56, a resolution of the Municipality of Anchorage appropriating \$627,652 from the Federal Highway Administration (FHWA) to the Federal Grants Fund (241) for the Traffic Department, Transportation Planning Division, **Anchorage Metropolitan Area Transportation Solutions** (AMATS), Traffic Department. P.H. 4-8-03.
 - a. Assembly Memorandum No. AM 256-2003.
8. Resolution No. AR 2003-65, a resolution of the Municipality of Anchorage appropriating: \$108,666 from within the Areawide General Capital Improvement Program Fund (401); \$12,678 from within the Anchorage Roads and Drainage Service Area Capital Improvement Program Fund (441); and \$325,155 as a contribution from the Designated State Grants Fund (231) to the Areawide General Capital Improvement Program Fund (401), in support of the **Municipal Facilities Major Maintenance and Upgrade Program**, Office of Management and Budget. P.H. 4-8-03. **(addendum)**
 - a. Assembly Memorandum No. AM 259-2003.
9. Ordinance No. AO 2003-63, an ordinance submitting at the Special Municipal Election May 6, 2003 to qualified voters residing in the **South Goldenview Limited Road Service Area**; Prominence Pointe Subdivision Phase 2, Block 2, Lots 29-26, Block 3, Lots 6-40, Block 4, Lots 1-12, Block 5, Lots 1-24, Block 6, Lots 1-48, Block 7, Lots 1-18, Tracts A-1, A-2, K-1, P, Q, R, S, T and U; Ashland Subdivision Tract A-1; Bluebell Subdivision Tract A-2; and Mountainside Village Subdivision Tract B, a ballot proposition to change the boundaries of the South Goldenview Limited Road Service Area to exclude the above parcels of said subdivisions from the South Goldenview Limited Road Service Area, Maintenance and Operations Department. **(LAID ON THE TABLE) (TO BE SUBMITTED)**

Mr. ?, Mr. ? and Ms. ? joined in introducing AO 2003-63. Public hearing was set for April 8, 2003.

10. Ordinance No. AO 2003-64, an ordinance submitting to the qualified voters residing in the proposed **East Huffman Limited Road Service Area** (LRSA) that includes Chickadee Slopes Subdivision, Lots 1A, 1B, 2, 3, 4A, 4B and 5; Straley Subdivision, Lots 1-3 and 8-10; Tengberg Subdivision Tract B-1; Garretson Subdivision, Lot 1-3; Harold Miller Subdivision, Lot 4; Greenbrook Subdivision, Block 4, Lots 10-14 and Block 4, Lot 2; and Tax Parcel No. 017-432-37-000-02, Tax Parcel No. 017-432-36-000-02, Tax Parcel No. 017-432-35-000-02, and Tax Parcel No. 015-231-19-000-02; at the Special Municipal Election on May 6, 2003, a ballot proposition to create the East Huffman Limited Road Service Area (LRSA) consisting of the above parcels and, upon voter approval, amending Anchorage Municipal Code Chapter 27.30 to codify the limited road service area, Maintenance and Operations Department. **(LAID ON THE TABLE) (TO BE SUBMITTED)**

Mr. ?, Mr. ? and Mr. ? joined in introducing AO 2003-64. Public hearing was set for April 8, 2003.

11. Ordinance No. AO 2003-62, an ordinance of the Anchorage Municipal Assembly amending Title 21 by repealing Anchorage Municipal Code 21.45.160, Signs, and enacting a new Chapter 21.47, pertaining to **sign standards** for the Municipality of Anchorage, Assemblymembers Tremaine and Tesche. **(LAID ON THE TABLE)**
 - a. Assembly Memorandum No. AM 260-2003.

Mr. Tremaine, Mr. ? and Mr. ? joined in introducing AO 2003-64. Public hearing was set for the first meeting in August.

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

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

Mayor Wuerch acknowledged those appointed to boards and commissions.

10. REGULAR AGENDA:

A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS:

- 10A1. Resolution No. AR 2003-62, a resolution of the Anchorage Municipal Assembly proclaiming April 2003 **Sexual Assault Awareness Month** and encouraging the citizens of Anchorage to work together to eliminate this crime in our community, Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle.

Mr. Kendall moved, to approve AR 2003-62.
seconded by Mr. Van Etten,
and it passed without objection,

Health and Human Services Director Jewel Jones read the resolution.

- 10A2. Resolution No. AR 2003-66, a resolution of the Anchorage Municipal Assembly recognizing the **Alpha Kappa Alpha Sorority, Incorporated 74th Far Western Regional Conference** to be held May 1-4, 2003 and welcoming the delegation to the Municipality of Anchorage, Assemblymembers Taylor, Fairclough, Kendall, Shamberg, Sullivan, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen, and Whittle. (**addendum**)

Ms. Shamberg moved, to approve AR 2003-66.
seconded by Ms. Taylor,
and it passed without objection,

Ms. Shamberg read the resolution.

B. RESOLUTIONS FOR ACTION - OTHER:

- 10B1. Resolution No. AR 2003-49, a resolution of the Anchorage Municipal Assembly approving a **pilot program** for a student member of the Assembly, Assemblymembers Tesche, Whittle, Shamberg.

Ms. Fairclough took the chair.

Mr. Traini moved, to approve AR 2003-49.
seconded by Mr. Tesche,

Mr. Traini spoke against AR 2003-49. He felt the Assembly had problems accomplishing its business on schedule without adding another member. The Youth Commission was capable of letting the Assembly know how the youth felt on issues.

Mr. Tesche pointed out the AR 2003-49 was a pilot program to see if it made sense to invite a young person to participate in the deliberations. The Anchorage School Board has had a student member for years and has benefited from the experience.

In response to Ms. Taylor, School Board President Jake Metcalfe felt it had been helpful to have a student perspective on the School Board and it had not extended the meetings.

In response to Ms. Taylor, Anchorage School District Superintendent Carol Comeau said they had gained immeasurably by having the student perspective on the board. The student vote was an advisory vote only.

Ms. Taylor spoke in support of AR 2003-49. She noted that the youth were future voters, government participants and citizens.

In response to Mr. Sullivan, Superintendent Carol Comeau said the student representative was nominated by the Student Advisory Board and elected by their peers.

Ms. Shamberg felt mentoring young people to serve in public office would be to their future benefit.

Ms. Van Etten spoke in favor of the resolution. Many cities had members that sat as youth mayors, assembly or council members, which gave the youth a sense of empowerment in their government.

Mr. Traini noted that the Assembly's clientele were the taxpayers and voters of the city and he did not see a role for the youth in that setting. He would vote against the resolution.

Mr. Sullivan suggested the alternative of report at each meeting from a delegate of the Youth Advisory Commission. He discussed his experience in mentoring Matt Moon and encouraged other Assembly members to do likewise.

Mr. Whittle moved, to amend AR 2003-49, line 12, to change "Assembly" to
seconded by Mr. Tesche, "Youth Advisory Commission."

Mr. Tesche noted that the pilot program would allow the young person to interact with the Assembly on the record. He would support the amendment.

Mr. Traini pointed out that the mayor had the absolute power to appoint people to commissions. He was concerned that the amendment would take the appointment process out of the hands of the mayor. He would vote no on the amendment.

Mr. Tesche said the charter provisions insured that the mayor had the power to appoint members of boards and commissions, but this was a legislative body created under the charter. He was confident that a legal opinion would sustain the fact that the Assembly had the power to invite a young person to sit with the Assembly in a pilot program as a youth Assembly member. He would vote in favor of the amendment.

Mr. Traini takes the chair.

Ms. Fairclough noted that passing the resolution would be taking it upon themselves to mentor a student on an elected body where the public entrusted them with tax dollars and decision-making powers. Even further, they would be turning that power over to the Youth Commission to appoint the member. She felt this was beyond what the public would agree to and would vote against the amendment.

Mr. Tesche disagreed with Ms. Fairclough. The amendment said the Youth Advisory Commission would appoint a person to sit with the Assembly. He noted that the Assembly could repeal the pilot program at any point in time.

Question was called on the motion to amend AR 2003-49 and it passed.

AYES: Tesche, Whittle, Taylor, Van Etten, Shamberg, Tremaine.

NAYES: Von Gemmingen, Traini, Fairclough, Kendall, Sullivan.

Question was called on the motion to approve AR 2003-49 as amended and it failed.

AYES: Tesche, Whittle, Taylor, Van Etten, Shamberg.

NAYES: Von Gemmingen, Traini, Fairclough, Kendall, Tremaine, Sullivan.

Mr. Tremaine moved, to change the order of the day to take up item 12,
seconded by Mr. ?, Appearance Requests.
and it passed without objection,

12. APPEARANCE REQUESTS (SHALL BEGIN NO EARLIER THAN 6:00 P.M. AND NO LATER THAN 6:30 P.M.):

12A. **Jennifer Huvar**, regarding progress of the Abbott Loop Community Park.

JENNIFER HUVAR spoke about the progress of the Abbott Loop Community Park. She was concerned about the lack of funding. She asked for funding to cover all phases of the design, use of removable fencing and seating, and federal Firewise funding to be used to plant trees as a buffer between the ball fields and the Zodiac Manor Subdivision.

12B. **Virginia Allen**, regarding the Abbott Loop Community Park.

VIRGINIA ALLEN discussed the Abbott Loop Community Park. She was concerned about the cost and plans for the park. Currently there was only enough money to clear and seed the fields. They felt no further construction should take place until enough money was in place to complete all phases of the project.

Ms. Taylor requested a memo from administration on the status of the ball fields that had not been completed.

In response to Mr. Tremaine, Mr. Scott gave a brief update on the Abbott Loop Community Park and would provide more details in writing.

12C. **Johnnie Williams**, regarding code enforcement. (**addendum**)

JOHNNIE WILLIAMS spoke regarding problems with fire inspections and building safety inspections. Her business, the Chapel of Love, had a fire on February 1, 2003 and they lost \$375,000 of uninsured inventory, despite her work with the city before moving into the building to insure the building was safe.

In response to Mr. Tesche, Ombudsman Greg Moyer said he had accepted this as a case and requested documents from fire and building safety on this issue. He was working on a report. He was working on an arrangement with Taylor Restoration to allow Ms. Williams to be present when they removed the inventory from the building.

Chairman Traini directed the Assembly to take up item 11, Old Business and Unfinished Action on Public Hearing Items.

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

11A. Assembly Memorandum No. AM 204-2003, **Planning and Zoning Commission appointment**
(Don Poulton), Mayor's Office.
(POSTPONED FROM 2-25-03)

Chairman Traini gave the history of AM 204-2003 and noted no motions were pending.

Ms. Fairclough moved, to approve AM 204-2003.
seconded by Mr. Tesche,

Question was called on the motion to approve AM 204-2003 and it passed.

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

NAYES: None.

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

11B. Assembly Memorandum No. AM 205-2003, **Platting Board appointments** (Bruce Phelps, Dennis Linnell, Jean Funatake), Mayor's Office.
(POSTPONED FROM 2-25-03)

Chairman Traini gave the history of AM 205-2003 and noted no motions were pending.

Ms. Fairclough moved, to approve AM 205-2003.
seconded by Mr. Tesche,

Question was called on the motion to approve AM 205-2003 and it passed.

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

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

- 11C. Assembly Memorandum No. AM 206-2003, Urban Design Commission appointments (Wende Wilber, Juan Ania, Cindy Kinard), Mayor’s Office.
(POSTPONED FROM 2-25-03)

Chairman Traini gave the history of AM 206-2003 and noted no motions were pending.

Ms. Fairclough moved, to approve AM 206-2003.
seconded by Mr. Van Etten,

Municipal Manager Harry Kieling noted that Ms. Wilber’s appointment would be withdrawn at her request.

Ms. Fairclough moved, to divide the question on AM 206-2003 to remove
seconded by Mr. Van Etten, Ms. Wilber.
and it passed without objection,

Question was called on the motion to approve AM 206-2003 as amended and it passed.

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

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

Ms. Fairclough moved, to postpone AM 206-2003, the appointment of Ms. Wilber,
seconded by Mr. Van Etten, indefinitely.
and it passed without objection,

- 11D. Assembly Memorandum No. AM 207-2003, Zoning Board of Examiners & Appeals appointment
(Laurie Herman), Mayor’s Office.
(POSTPONED FROM 2-25-03)

Chairman Traini gave the history of AM 207-2003 and noted no motions were pending.

Ms. Fairclough moved, to approve AM 207-2003.
seconded by Ms. Shamberg,

Question was called on the motion to approve AM 207-2003 and it passed.

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

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

Cub Scout Troop 186 introduced themselves to the Assembly.

Chairman Traini directed the Assembly to take up item 14, New Public Hearings.

- 14. NEW PUBLIC HEARINGS (SHALL BEGIN NO EARLIER THAN 6:00 P.M. AND END NO LATER THAN 11:00 P.M.):
- 14A. Ordinance No. AO 2003-45, an ordinance determining and approving the total amount of the **annual operating budget of the Anchorage School District** for its fiscal year 2003-2004 and determining and appropriating the portion of the Assembly approved budget amount to be made available from local sources, Anchorage School District.
 - 1. Assembly Memorandum No. AM 125-2003.
 - 2. Ordinance No. AO 2003-45(S), an ordinance determining and approving the total amount of the annual operating budget of the Anchorage School District for its fiscal year 2003-2004 and determining and appropriating the portion of the Assembly approved budget amount to be made available from local sources, Anchorage School District. (**addendum**)
 - 3. Assembly Memorandum No. AM 125-2003(A).

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

JAKE METCALFE spoke in favor of the ordinance.

In response to Ms. Von Gemmingen, Anchorage School District Superintendent Carol Comeau said they estimated about 10.7 million in fund reductions if the Governor’s recommended budget cuts went through.

In response to Mr. Tesche, Carol Comeau urged the Assembly to pass the ordinance to show the Governor what would be lost if the budget cuts went through. She discussed the recent vandalism of school buses.

In response to Ms. Von Gemmingen, Jake Metcalfe said there was a committee meeting to discuss the \$10,000 cap on recovery of vandalism expenses. There had been discussions of raising it from \$10,000 to \$25,000.

In response to Mr. Sullivan, Carol Comeau discussed how much was budgeted per student compared to other cities. Anchorage had larger special education and transportation costs than many other cities. The School District had not discussed charging fees for students to ride the bus, but that might be considered in the future. She discussed the charter schools, their success rate, how money was allocated to them and the lottery selection process.

Chairman Traini asked Carol Comeau to address the following in Juneau. He felt students who had charges pending for destruction of property should not have the ability to obtain student loans until restitution had been made and permanent fund dividends should be attached or eliminated.

Chairman Traini noted that his wife worked for the Anchorage School District, which contributed about 17.5 percent of the household income.

Mr. Tremaine moved,
seconded by Ms. Shamberg,

the question of whether Chairman Traini had a substantial financial interest in the AO 2003-45, the School District budget.

Question was called on the question of whether Chairman Traini had a conflict of interest on AO 2003-45 and it was determined that he did not.

AYES: None.
NAYES: Tesche, Whittle, Taylor, Von Gemmingen, Fairclough, Van Etten, Kendall, Shamberg, Tremaine, Sullivan.
ABSTAIN: Traini.

Ms. Shamberg moved,
seconded by Mr. Van Etten,

the question of whether Mr. Tremaine had a substantial financial interest in the AO 2003-45, the School District budget.

Mr. Tremaine said his wife worked for the Anchorage School District in special education, which contributes more than 50 percent of the household income. He was not aware of any effect AO 2003-45 would have on her job.

Ms. Shamberg urged a no vote.

Question was called on the question of whether Mr. Tremaine had a conflict of interest on AO 2003-45 and it was determined that he did not.

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

Mr. Tremaine moved,
seconded by Ms. Von Gemmingen,

the question of whether Mr. Sullivan had a substantial financial interest in the AO 2003-45, the School District budget.

Mr. Sullivan said his wife was a tenured teacher with the Anchorage School District, which contributed 50 percent of the household income. AO 2003-45 would not have an impact of her job.

Question was called on the question of whether Mr. Sullivan had a conflict of interest on AO 2003-45 and it was determined that he did not.

AYES: None.
NAYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Kendall, Shamberg, Tremaine.
ABSTAIN: Sullivan.

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. Von Gemmingen,

to approve AO 2003-45(S).

In response to Mr. Tremaine, Carol Comeau said AO 2003-45(S) took into account the \$30,000,000 increase in new construction. She discussed the funding for various federally mandated programs.

In response to Mr. Sullivan, Carol Comeau discussed the public procedure for identifying cuts to reduce the School District's budget.

Question was called on the motion to approve AO 2003-45(S) and it passed.

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

Mr. Tesche moved,
seconded by Ms. Von Gemmingen,

for immediate reconsideration of AO 2003-45(S).

Mr. Tesche urged a no vote.

Question was called on the motion for immediate reconsideration of AO 2003-45(S) and it failed.

AYES: None.

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

- 14B. Ordinance No. AO 2003-43, an ordinance amending Anchorage Municipal Code Section 3.30.127 *Length of Service* to provide **service recognition pay** in recognition of continuous service, Employee Relations.
1. Assembly Memorandum No. AM 173-2003.

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

Municipal Manager Harry Kieling requested that AO 2003-43 be postponed until the next meeting.

Mr. Tremaine moved, to approve AO 2003-43.
seconded by Ms. Shamberg,

Mr. Kendall moved, to postpone AO 2003-43 to the next meeting.
seconded by Mr. Tesche,
and it passed without objection,

- 14C. Ordinance No. AO 2003-44, an ordinance amending Chapter 15.80 of the Anchorage Municipal Code to authorize **Department of Motor Vehicle registration renewal services** at the Environmental Services Counter, Department of Health and Human Services and assessment of a fee for the service, Health and Human Services.
1. Assembly Memorandum No. AM 174-2003.

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

Mr. Tesche moved, to approve AO 2003-44.
seconded by Ms. Von Gemmingen,

Question was called on the motion to approve AO 2003-44 and it passed.

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

NAYES: None.

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

- 14D. Ordinance No. AO 2003-46, an ordinance authorizing **disposal of Lot 7, Block 2, Dowling Subdivision No. 4** in Anchorage, Alaska and reacquisition of a portion thereof at market value, Real Estate Services.
1. Assembly Memorandum No. AM 176-2003.

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

Mr. Kendall moved, to approve AO 2003-46.
seconded by Mr. Tremaine,

Question was called on the motion to approve AO 2003-46 and it passed.

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

NAYES: None.

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

- 14E. Ordinance No. AO 2003-48, an ordinance of the Municipality Of Anchorage amending AO 2003-8 regarding **keg or container registration**, to correct references to Alaska Statute and to change the effective date, Assembly Chair Traini.
1. Assembly Memorandum No. AM 172-2003.

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

Mr. Tesche moved, to approve AO 2003-48.
seconded by Ms. Shamberg,

In response to Mr. Tremaine, Chairman Traini said the impact of AO 2003-48 on home brewers would be taken into consideration. The effective date of AO 2003-48 would be August 1, 2003, which allowed time for changes.

Question was called on the motion to approve AO 2003-48 and it passed.

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

NAYES: None.

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

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

to consolidate the public hearing on items 14F, AO 2003-49,
and 14G, AO 2003-50.

Ms. Von Gemmingen asked to have the house called.

PRESENT: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Van Etten, Kendall, Tremaine, Sullivan.

ABSENT: Fairclough, Shamberg.

The Assembly took a break until the remainder of the Assemblymembers could be brought into the house.

- 14F. Ordinance No. AO 2003-49, an ordinance submitting to the qualified voters of the **Anchorage Fire Service Area** a ballot proposition to annex the area described as Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123, to the Anchorage Fire Service Area, and submitting to the qualified voters of the Chugiak Fire Service Area a ballot proposition to de-annex Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B, and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123, from the Chugiak Fire Service Area, Assemblymembers Fairclough, Taylor, Tesche, Tremaine, Von Gemmingen, and Whittle.
1. Assembly Memorandum No. AM 194-2003.
 2. Information Memorandum No. AIM 29-2003.
- 14G. Ordinance No. AO 2003-50, an ordinance submitting to the qualified voters of the **Anchorage Fire Service Area** a ballot proposition to annex the area described as Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123; Tracts 1C and 1D Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 84-503; and that portion of the Southwest Quarter of Section 36, T15N R2W Seward Meridian that lies north of the North Eagle River Access Road, west of the Old Glenn Highway, and east of the Glenn Highway, to the Anchorage Fire Service Area, and submitting to the qualified voters of the Chugiak Fire Service Area a ballot proposition to de-annex Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision, Plat Number 2001-123; Tracts 1C and 1D Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 84-503; and that portion of the Southwest Quarter of Section 36, T15N R2W Seward Meridian that lies north of the North Eagle River Access Road, west of the Old Glenn Highway, and east of the Glenn Highway, from the Chugiak Fire Service Area.
1. Assembly Memorandum No. AM 195-2003.
 2. Information Memorandum No. AIM 30-2003.

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

BRUCE BARTLEY testified against the ordinances.

GARY DAVIS testified against the ordinances.

In response to Ms. Fairclough, Mr. Davis had everyone in support of the Chugiak Volunteer Fire Station stand up.

In response to Mr. Tremaine, Mr. Davis said the ordinances pitted the community against each other. He felt the concerns of Powder Ridge would be addressed once the new fire station was built in their area.

In response to Mr. Whittle, Mr. Davis discussed tax revenues and the future growth of the Chugiak Volunteer Fire Station.

In response to Mr. Kendall, Mr. Davis said the Chugiak Volunteer Fire Station's resources were considered part of the municipal resources, which were utilized by various other fire departments, including Anchorage and Palmer.

DEBBIE OSSIANDER testified against the ordinances.

ROBERT DEVEREAUX testified against the ordinances.

JOHN HOLMQUIST testified against the ordinances.

BOBBI WELLS testified against the ordinances.

ANN MOWEN testified in support of the ordinances.

JOHN LYNN testified in support of the ordinances.

MS. ? testified in support of the ordinances.

GAIL DIAL testified against the ordinances.

VIRGINIA McMICHAEL testified against the ordinances.

DALE TURPIN testified in support of the ordinances.

DAVE MCMILLAN testified against the ordinances.

JACK GALLEON testified against the ordinances.

COLLETTE TIBIDEAU testified against the ordinances.

TOM DEVINE testified against the ordinances.

SUSAN GELLEON testified in support of the ordinances.

SHERRIE RUSCH testified against the ordinances.

JIM DENNIS testified in support of the ordinances.

ROD HARRIS, on behalf of the Anchorage Firefighter’s union, said the ordinances should be decided by the community and not the fire department or the union.

PAMELA ANDERSON testified against the ordinances.

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

Ms. Fairclough moved, seconded by Mr. Tesche,	to approve AO 2003-49 as amended below.
Ms. Fairclough moved, seconded by Mr. Tesche,	to amend AO 2003-49 to correct the economic summary of effects, which was switched around with that of AO 2003-50.

Ms. Fairclough discussed the boundaries of the current fire service area and projected response times. She noted that the Chugiak Volunteer Fire Department did an excellent job, but the residents of Powder Ridge asked to be included in the Anchorage fire service area. She urged support of AO 2003-49 as amended.

In response to Mr. Kendall, Chairman Traini read the corrected economic summary of effects for AO 2003-49.

Question was called on the motion to amend AO 2003-49 and it passed without objection.

Mr. Tesche spoke in favor of AO 2003-49 and felt it should be placed on the ballot so the voters could decide the issue.

Mr. Tremaine discussed the voting procedure and noted that the homeowner of Powder Ridge, who wanted the change, would not be able to make the choice independently of the other voters in the district. He pointed out that there was no budget to hold a special election. He was undecided as to which way he would vote on AO 2003-49.

Ms. Fairclough noted that the issue was hinged on whether there was a run-off election and would cost no additional taxpayer dollars. If there was not a run-off election, the issue would not appear on the ballot until 2004.

Mr. Kendall felt this was an overreaction to an unfortunate situation. The Chugiak Volunteer Fire Department did an outstanding job and plans were in place to build a fire station in the Powder Ridge area.

In response to Mr. Kendall, Mr. ? discussed the discrepancies in the response times for the fire at issue and how they could have occurred.

Mr. Kendall noted that if AO 2003-49 went on the ballot, the proposed fire station in the Powder Ridge area would be put on hold, which would cost the homeowners in their insurance ratings and response times.

Mr. Kendall moved, seconded by Mr. Sullivan,	to amend AO 2003-49 to delete the proposed fire station property from the ordinance.
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Mr. Tremaine objected to removing the proposed fire station property unless the property owner concurred.

The Assembly discussed whether or not the proposed fire station property should be removed from AO 2003-49.

Ms. Fairclough asked the property owners, Eklutna Incorporated, to call her at the meeting and let her know how they stood on the issue. Eklutna called in and advised Ms. Fairclough that the piece of property at issue could be removed from the ordinance and left in the Chugiak Volunteer Fire Department’s service area.

Question was called on the motion to amend AO 2003-49 and it passed without objection.

Mr. Sullivan did not believe that the standard had been met for AO 2003-49 to go to the ballot. He urged a no vote.

Ms. Fairclough said response time, not the performance of the Chugiak Volunteer Fire Department, was the issue. Ms. Fairclough addressed some of the issues that had been brought up by other Assembly members.

Mr. Kendall noted that they heard testimony from residents of Powder Ridge, but not from the other people in the Chugiak Fire Service Area. He did not feel the number of supporters were sufficient to place the issue on the ballot.

Ms. Von Gemmingen would vote in favor of the ordinances, because it was a public safety issue and the residents of Powder Ridge wanted the change.

Mr. Whittle felt they could learn a lot from this issue whether or not it passed. With the anticipated growth of the area, he felt they should consider future changes to the fire service area.

In response to Mr. Tremaine, Municipal Attorney Bill Greene said the issue would require a 30-day public notice before the run-off election on May 6, 2003, which would require a decision to be made at tonight’s meeting. A special election would be called on the same day as the run-off election if this issue were to be placed on the ballot.

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

to extend the meeting to address items AO 2003-49,
AO 2003-50 and the balance of the consent agenda.

Mr. Tremaine felt the ordinances had no chance of passing and would be a waste of time and money, but since it was the democratic process, he would vote to place issue on the ballot.

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

to extend the meeting to address item AO 2003-51.

Ms. Shamberg spoke in favor of AO 2003-49. She felt the residents of Powder Ridge should have the opportunity to pursue the issue.

In response to Mr. Van Etten, Mr. ? said passage of this ordinance would not effect the construction of the proposed fire station, because the amendment had removed the property from the ordinance.

Question was called on the motion to approve AO 2003-49 as amended and it passed.

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

Ms. Fairclough moved,
seconded by Mr. Tesche,

for immediate consideration of AO 2003-49.

Ms. Fairclough urged a no vote.

Question was called on the motion for immediate reconsideration of AO 2003-49 and it failed.

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

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

to postpone AO 2003-50 indefinitely.

- 14H. Ordinance No. AO 2003-55, an ordinance amending Anchorage Municipal Code Chapter 10.55 to modify the definitions, permit requirements, security personnel requirements and age restrictions for **teen nightclubs**; and amending Anchorage Municipal Code and Code of Regulations Chapters 25.10 to provide an age restriction and require a specified ratio of adult supervisors to minors for certain **underage dances** on municipal property, Assembly Chair Traini.

This item was postponed until April 8, 2003.

- 14I. Ordinance No. AO 2003-51, an ordinance of the Anchorage Municipal Assembly adding an exception to Anchorage Municipal Code 16.90.010 – **Smoking in Municipal Structures** – to authorize the sale of tobacco products in municipal structures owned by the Anchorage Parking Authority that are leased to private individual or entity for the term of their lease and one five-year renewal thereafter, Assemblymember Tesche.
1. Assembly Memorandum No. AM 225-2003, AO 2003-51; an ordinance adding an exception to AMC 16.90.010 to authorize the sale of tobacco products in municipal structures owned by the Anchorage Parking Authority, Anchorage Parking Authority.
 2. Assembly Memorandum No. AM 257-2003.

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

SUNNY LEE testified in support of the ordinance.

In response to Mr. Tesche, Ms. Lee said she purchased her business in 1998, at which time tobacco was being sold. She was told that she could no longer sell tobacco products once her lease was renewed in 2002.

In response to Ms. Shamberg, Ms. Lee said she paid \$350,000 for her business and still had about \$100,000 to pay. Her income had been reduced, because she could no longer sell tobacco products.

In response to Mr. Van Etten, Ms. Lee said her customer would purchases other products along with the tobacco, but if she did not have the tobacco products then they went elsewhere for all their purchases.

KEVIN KINNEY, Executive Director of the Parking Authority, discussed Ms. Lee’s lease and noted that they had worked with her and reduced the lease by 20 percent. Ms. Lee was currently on a month-to-month lease and could move to a different location if desired.

In response to Mr. Tesche, Mr. Kinney said it was his understanding that the business was purchased before getting permission from the Parking Authority to transfer the lease in 1998. He speculated as to why tobacco was being sold at the location when Ms. Lee purchased the business, regardless of the ordinance prohibiting it, which had been in place for 11 years. Before the board approved the transfer of the lease, they discussed the fact that the sale of tobacco was prohibited, but agreed to permit it until the lease expired.

In response to Ms. Shamberg, Mr. Kinney said they asked Ms. Lee to document the reduction of her income due to the prohibition of tobacco sales. She testified before the board that 40 percent of her income came from tobacco sales, but no documentation had been provided.

JENNIFER APP, the Alaskan advocate for the American Lung Association, testified against the ordinance.

Mr. Tesche said he had reviewed 16.90.010B at the request of the American Lung Association and had been advised not to change it in any manner.

CHRISTY GARBIE, the chief executive officer of the American Lung Association of Alaska, testified against the ordinance.

MR. ? testified in support of the ordinance.

VANESSA SALINAS, the coordinator of the Smoke-Free Coalition of the American Cancer Society, testified against the ordinance.

ERIC MEYERS testified against the ordinance.

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

Mr. Tesche moved, to approve AO 2003-51.
seconded by Ms. Fairclough,

Mr. Tesche said he agreed to offer AO 2003-51 to give the resident and business owner a fair hearing before the Assembly. He discussed the ordinance and the history of tobacco products being sold at this location. He noted that it had been made clear by the Parking Authority that the sale of tobacco would be prohibited after the lease expired. After reviewing the testimony, he would not support the ordinance.

Question was called on the motion to approve AO 2003-51 and it failed.

AYES: None.
NAYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Shamberg, Tremaine.
ABSTAIN: Sullivan.

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

The Assembly then returned to the remainder of the agenda.

Mr. Tesche moved, to change the order of the day to take up item 9D8.
seconded by Ms. Von Gemmingen,
and it passed without objection,

10D1. Assembly Memorandum No. AM 223-2003, 2003/2004 New Beverage Dispensary & Duplicate Liquor License: **Subzero** (#4261) (Downtown Community Council), Clerk’s Office.

Mr. Sullivan moved, to approve AM 223-2003.
seconded by Mr. Tesche,

In response to Mr. Sullivan, James Marlor (ph) discussed the application for the duplicate liquor license.

Question was called on the motion to approve AM 223-2003 and it passed without objection.

10B2. Resolution No. AR 2003-64, a resolution approving a Memorandum of Understanding between **Vision Anchorage** and the Municipality of Anchorage, Municipal Manager’s Office. (**addendum**)
a. Assembly Memorandum No. AM 258-2003.

In response to Mr. Tesche, Mr. Tremaine listed the parties to the agreement.

Mr. Tesche moved, to change the order of the day to take up item 9B.
seconded by Ms. Von Gemmingen,
and it passed without objection,

10B3. Resolution No. AR 2003-68, a resolution calling a **Special Election** in and for the Municipality of Anchorage on May 6, 2003 for the purpose of voting on Rabbit Creek View/Heights Limited Road Service Area Seat B and other limited road service area ballot propositions, Municipal Clerk.
(LAID ON THE TABLE)

In response to Mr. Tremaine, Municipal Attorney Bill Greene reviewed the reasons for calling a special election on May 6, 2003 and noted there would be some additional costs.

In response to Mr. Tremaine, Acting Municipal Clerk Linda Helm said the two issues would involve only one precinct each. The cost would be limited to printing the paper ballots and three or four election workers for the day.

In response to Mr. Tremaine, Ms. Helm said there was no money in the clerk's budget for a run-off election, which would be addressed in the first quarter budget revisions.

In response to Ms. Taylor, Mr. Tremaine felt it was a bad precedent to pass a measure that had unidentified costs.

In response to Ms. Taylor, Mr. ? said the corrections to the East Huffman road ordinance came to the administration late this afternoon. The East Huffman Limited Road Service Area had already been passed by the Assembly for the regular election, but it was substantially defective and would be misleading to put it on the ballot as written.

Mr. ? moved, to adjourn the meeting.
seconded by Mr. ?,
and it passed without objection,

- 10B4. Resolution No. AR 2003-67, a resolution of the Anchorage Municipal Assembly supporting passage of SSHB 55, "An Act expressing legislative intent regarding **privately operated correctional facility space and services**; relating to the development and financing of privately operated correctional facility space and services; authorizing the Department of Corrections to enter into an agreement for the confinement and care of prisoners in privately operated correctional facility space; authorizing the Department of Corrections to enter into agreements with municipalities to expand existing correctional facilities; and providing for an effective date," Assembly Chair Traini. **(LAID ON THE TABLE)**
- 10B5. Resolution No. AR 2003-68, a resolution calling a **Special Election** in and for the Municipality of Anchorage on May 6, 2003 for the purpose of voting on Rabbit Creek View/Heights Limited Road Service Area Seat B and other limited road service area ballot propositions, Municipal Clerk. **(LAID ON THE TABLE)**

(Clerk's Note: This item addressed earlier in the meeting. See after item 10B2.

- 10B6. Resolution No. AR 2003-69, a resolution of the Anchorage Municipal Assembly supporting the routing of the Iditarod National Historic Trail through the Girdwood Valley and extension of the Upper Winner Creek Trail into the Twentymile River Area to become a part of the **Iditarod National Historic Trail**, Assemblymember Tremaine. **(LAID ON THE TABLE)**

C. BID AWARDS:

- 10C1. Assembly Memorandum No. AM 226-2003, recommendation of award to Alaska Construction & Paving, Inc. for **Balto Seppala Park west parking lot improvements** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 23-C004) (\$152,562.71), Purchasing.

D. NEW BUSINESS:

- 10D1. Assembly Memorandum No. AM 223-2003, 2003/2004 New Beverage Dispensary & Duplicate Liquor License: **Subzero** (#4261) (Downtown Community Council), Clerk's Office.
- 10D2. Assembly Memorandum No. AM 261-2003, 2003/2004 Liquor License Renewal: **Chuck E. Cheese** – Restaurant/Eating Place (Spenard Community Council), Clerk's Office.
- 10D3. Assembly Memorandum No. AM 267-2003, 2003/2004 Liquor License Renewals: **Jewel Lake Pizza & Tea Garden** (#1805), **Tony Roma's** (#2344), **Peking Wok** (#2813), **Residence Inn by Marriott** (#3934), **Viet-Nam House/Curly's** (#3746) - Restaurant/Eating; **Williams Express, Inc.** (#1371)-*NO PREMISE*, **Williams Express, Inc.** (#1991)-*NO PREMISE*, **Brown Jug, Inc.** (#3478) - Package Store; **Denali Winery** (#3776) - Winery (Sand Lake, Rogers Park, Northeast, Mt. View, Muldoon, Huffman/O'Malley, Abbott Loop, Taku/Campbell, Campbell Park Community Councils), Clerk's Office.
- 10D4. Assembly Memorandum No. AM 233-2003, contract amendment No. 4 to Cullips Excavating, Inc. for construction of **Patterson Street Upgrades, Phase I**, Contract No. C-220963, Project No. 99-35 (\$769,280), Project Management & Engineering.
 - a. Information Memorandum No. AIM 27-2003, Patterson Street Upgrades, Phase I – Notice of pending contract amendment with Cullips Excavating, Inc., PM&E Project No. 99-35, Project Management & Engineering.
- 10D5. Assembly Memorandum No. AM 273-2003, grant agreements to provide funding for the **Making a Difference – Juvenile Offender Program** (\$272,340), Health and Human Services. **(addendum)**

E. INFORMATION AND REPORTS:

- 10E1. Information Memorandum No. AIM 31-2003, Summary of Economic Effects for **Proposition 18**, establish eleven single member Assembly election districts; establish a reapportionment board; establish and limit the number of terms of Assembly members, Municipal Clerk.
- 10E2. Information Memorandum No. AIM 32-2003, **Anchorage School District Six-Year Capital Improvement Program**: July 1, 2003 through June 30, 2009, Anchorage School District.
- 10E3. Information Memorandum No. AIM 33-2003, Transmittal of Arbitrator's decision and award for United Association of Journeyman and Apprentices of the **Plumbing and Pipefitting Industry-Local 367** (Local 367) and the Municipality of Anchorage, Employee Relations. **(addendum)**

F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION: None.**11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS:**

- A. Assembly Memorandum No. AM 204-2003, **Planning and Zoning Commission appointment** (Don Poulton), Mayor's Office.
(POSTPONED FROM 2-25-03)

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B.)

- B. Assembly Memorandum No. AM 205-2003, **Platting Board appointments** (Bruce Phelps, Dennis Linnell, Jean Funatake), Mayor's Office.
(POSTPONED FROM 2-25-03)

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B.)

- C. Assembly Memorandum No. AM 206-2003, **Urban Design Commission appointments** (Wende Wilber, Juan Ania, Cindy Kinard), Mayor's Office.
(POSTPONED FROM 2-25-03)

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B.)

- D. Assembly Memorandum No. AM 207-2003, **Zoning Board of Examiners & Appeals appointment** (Laurie Herman), Mayor's Office.
(POSTPONED FROM 2-25-03)

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B.)

- E. Assembly Memorandum No. AM 193-2003, 2003/2004 Liquor License Renewal: **O'Malley's Package Store** (#2884) - Package Store, Clerk's Office.
(BIFURCATED & POSTPONED FROM 3-4-03)
- F. Resolution No. AR 2002-390, a resolution of the Anchorage Municipal Assembly requiring Anchorage Water and Wastewater Utility to engage the services of a professional consultant to review the appropriateness of the **water usage tariff fees and hydrant maintenance costs** charged to the Anchorage Fire Department and to report to the Assembly, Assemblymember Tesche.
1. Information Memorandum No. AIM 13-2003, review of fire protection charges from Anchorage Water & Wastewater Utility to the Anchorage Fire Department, Water and Wastewater Utility.
 2. Resolution No. AR 2002-390(S), a resolution of the Anchorage Municipal Assembly requiring Anchorage Water and Wastewater Utility to engage the services of a professional consultant to review the appropriateness of the water usage tariff fees and hydrant maintenance costs charged to the Anchorage Fire Department and to report to the Assembly, Assemblymember Tesche.
- (POSTPONED FROM 12-17-02, 1-7-03, 1-28-03, AND 2-25-03)

12. APPEARANCE REQUESTS (SHALL BEGIN NO EARLIER THAN 6:00 P.M. AND NO LATER THAN 6:30 P.M.):

- A. **Jennifer Huvar**, regarding progress of the Abbott Loop Community Park.

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B1.)

- B. **Virginia Allen**, regarding the Abbott Loop Community Park.

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B1.)

- C. **Johnnie Williams**, regarding code enforcement. (**addendum**)

(Clerk's Note: This item was considered earlier in the meeting. See after Item 10B1.)

13. CONTINUED PUBLIC HEARINGS (SHALL BEGIN NO EARLIER THAN 6:00 P.M.): None.**14. NEW PUBLIC HEARINGS (SHALL BEGIN NO EARLIER THAN 6:00 P.M. AND END NO LATER THAN 11:00 P.M.):**

- A. Ordinance No. AO 2003-45, an ordinance determining and approving the total amount of the **annual operating budget of the Anchorage School District** for its fiscal year 2003-2004 and determining and appropriating the portion of the Assembly approved budget amount to be made available from local sources, Anchorage School District.
1. Assembly Memorandum No. AM 125-2003.
 2. Ordinance No. AO 2003-45(S), an ordinance determining and approving the total amount of the annual operating budget of the Anchorage School District for its fiscal year 2003-2004 and determining and appropriating the portion of the Assembly approved budget amount to be made available from local sources, Anchorage School District. (**addendum**)
 2. Assembly Memorandum No. AM 125-2003(A).

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- B. Ordinance No. AO 2003-43, an ordinance amending Anchorage Municipal Code Section 3.30.127 *Length of Service* to provide **service recognition pay** in recognition of continuous service, Employee Relations.
1. Assembly Memorandum No. AM 173-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- C. Ordinance No. AO 2003-44, an ordinance amending Chapter 15.80 of the Anchorage Municipal Code to authorize **Department of Motor Vehicle registration renewal services** at the Environmental Services Counter, Department of Health and Human Services and assessment of a fee for the service, Health and Human Services.
1. Assembly Memorandum No. AM 174-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- D. Ordinance No. AO 2003-46, an ordinance authorizing **disposal of Lot 7, Block 2, Dowling Subdivision No. 4** in Anchorage, Alaska and reacquisition of a portion thereof at market value, Real Estate Services.
1. Assembly Memorandum No. AM 176-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- E. Ordinance No. AO 2003-48, an ordinance of the Municipality Of Anchorage amending AO 2003-8 regarding **key or container registration**, to correct references to Alaska Statute and to change the effective date, Assembly Chair Traini.
1. Assembly Memorandum No. AM 172-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- F. Ordinance No. AO 2003-49, an ordinance submitting to the qualified voters of the **Anchorage Fire Service Area** a ballot proposition to annex the area described as Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123, to the Anchorage Fire Service Area, and submitting to the qualified voters of the Chugiak Fire Service Area a ballot proposition to de-annex Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B, and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123, from the Chugiak Fire Service Area, Assemblymembers Fairclough, Taylor, Tesche, Tremaine, Von Gemmingen, and Whittle.
1. Assembly Memorandum No. AM 194-2003.
 2. Information Memorandum No. AIM 29-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- G. Ordinance No. AO 2003-50, an ordinance submitting to the qualified voters of the **Anchorage Fire Service Area** a ballot proposition to annex the area described as Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision Phase 2, Plat Number 2002-77; Tracts A, B, and C Polaris North Subdivision, Plat Number 2001-123; Tracts 1C and 1D Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 84-503; and that portion of the Southwest Quarter of Section 36, T15N R2W Seward Meridian that lies north of the North Eagle River Access Road, west of the Old Glenn Highway, and east of the Glenn Highway, to the Anchorage Fire Service Area, and submitting to the qualified voters of the Chugiak Fire Service Area a ballot proposition to de-annex Lots 1 through 8 Block 1, Lots 1 through 14 Block 2, Lots 1 through 15 Block 3, Lots 1 through 13 Block 4, and Tracts 1, 2, 3, 6 and 7 Powder Ridge Subdivision, Plat Number 98-80; Lots 1 and 2 Block 5, Lots 1 through 12 Block 6, Lots 1 through 6 Block 7, and Tracts 4A, 4B and 4C Powder Ridge Subdivision, Plat Number 2001-123; Tracts 1C and 1D Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 2002-45; Tracts 2A, 3A and 4 Northgate Business Park, Plat Number 84-503; and that portion of the Southwest Quarter of Section 36, T15N R2W Seward Meridian that lies north of the North Eagle River Access Road, west of the Old Glenn Highway, and east of the Glenn Highway, from the Chugiak Fire Service Area.
1. Assembly Memorandum No. AM 195-2003.
 3. Information Memorandum No. AIM 30-2003.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- H. Ordinance No. AO 2003-55, an ordinance amending Anchorage Municipal Code Chapter 10.55 to modify the definitions, permit requirements, security personnel requirements and age restrictions for **teen nightclubs**; and amending Anchorage Municipal Code and Code of Regulations Chapters 25.10 to provide an age restriction and require a specified ratio of adult supervisors to minors for certain **underage dances** on municipal property, Assembly Chair Traini.

(Clerk's Notes: This item addressed earlier in the meeting. See after item 10B.)

- I. Ordinance No. AO 2003-51, an ordinance of the Anchorage Municipal Assembly adding an exception to Anchorage Municipal Code 16.90.010 – **Smoking in Municipal Structures** – to authorize the sale of tobacco products in municipal structures owned by the Anchorage Parking Authority that are leased to private individual or entity for the term of their lease and one five-year renewal thereafter, Assemblymember Tesche.

- 1. Assembly Memorandum No. AM 225-2003, AO 2003-51; an ordinance adding an exception to AMC 16.90.010 to authorize the sale of tobacco products in municipal structures owned by the Anchorage Parking Authority, Anchorage Parking Authority.
- 2. Assembly Memorandum No. AM 257-2003.

(Clerk’s Notes: This item addressed earlier in the meeting. See after item 10B.)

- 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:**

The meeting adjourned at 12:00 p.m.

Chairman

ATTEST:

Acting Municipal Clerk
LINDA HEIM

Date Minutes Approved: July 15, 2003

LH:KRON