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MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEETING
Assembly Chambers
Z. J. Loussac Library
3600 Denali Street

Minutes for Regular Meeting of September 23, 2003

1. CALL TO ORDER

The meeting was convened at 5:02 p.m. by Assembly Chair Dick Traini in the Assembly Chambers, 3600 Denali Street, Anchorage, Alaska.

2. ROLL CALL

A Quorum was established by Assemblymembers present.

Present: Allan Tesche, Brian Whittle, Melinda Taylor, Anna Fairclough, Dick Traini, Fay Von Gemmingen, Doug Van Etten, Dan Kendall, Janice Shamberg, Dick Tremaine and Dan Sullivan.

Absent: None.

3. PLEDGE OF ALLEGIANCE Municipality of Anchorage Fire Chief John Fullenwider led the pledge.

4. MINUTES OF PREVIOUS MEETING None.

5. ASSEMBLY CHAIR REPORT

Chair Traini reported that the Assembly had a very effective work session today, discussing the "Site Condo" ordinance. Mr. Sullivan was responsible for recommending the meeting.

6. COMMITTEE REPORT

Mr. Tesche reported the Budget Committee was reviewing a schedule for two required public hearings; one on the operating budget and one on the capital budget. Those public hearings would be scheduled in the next several days. The Assembly was expecting the budget submittal from the Administration to be introduced by approximately October 1, 2003. Final action of the two budgets was scheduled for November 17th or 18th, following the required Public Hearings. The Administration had conducted two of three public meetings, with the third and final meeting scheduled for Thursday evening (September 25, 2003) at the Chugiak High School, beginning at 6:00 p.m. Mr. Tesche invited any interested people to attend and participate.

7. MAYOR'S REPORT

Mayor Begich reported that several weeks ago the Administration demolished a building in Spenard, and made a list of six or seven additional buildings to demolish. But, when the Administration identified the six or seven buildings, the building owners had taken it upon themselves to begin repairs, making them safe and cleaning them up.

Mayor Begich also shared the "kick-off" of the Trail Watch Program last week. The Mayor presented to Police Officer, Paul Honeman, a Mayor's Award on behalf of the People of Anchorage, recognizing and honoring him for his personal time and professional expertise with the launch of the Trail Watch Program. Mr. Honeman accepted his award and invited the Assembly to the dedication and grand opening of the Harry B. Hansen Memorial Substation, at Fairview Carrs, at 4:00 p.m. on Thursday.

Mayor Begich responded to Mr. Tesche's question of the effectiveness of the Trail Watch Program, stating that the night of the opening there was a person injured on the trail, and a Trail Watch person assisted. Mayor Begich announced the final public hearing on the budget would be Thursday, and invited all interested persons to attend. Mayor Begich said that one interested individual donated \$1000 when hearing of the concerns with the budget.

Mayor Begich said they have and would share an article from the Eagle River **Star** newspaper, concerning fire issues of Chugiak.

8. ADDENDUM TO THE AGENDA

Chair Traini read the items and called for a motion to incorporate the Addendum.

Mr. Sullivan moved, to incorporate the Addendum to the Agenda.
Mr. Tesche seconded,

Chair Traini read the addendum items.

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

9. CONSENT AGENDA

1 Chair Traini read the Consent Agenda items.

2
3 **9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS**

4 9.A.1. Resolution No. AR 2003-271, a resolution of the Anchorage Municipal Assembly recognizing and
5 honoring **Chaplain Brad Brisson, Chaplain Patricia Ray, and Chaplain Mark Roberts** for their
6 service to our community through the Alaska Police Chaplains Ministries, Assemblymembers
7 Taylor, Fairclough, Kendall, Shamberg, Sullivan, Tesche, Traini, Tremaine, Van Etten, Von
8 Gemmingen and Whittle.

9
10 Mr. Whittle requested this item be considered for review on the Regular Agenda. *See item 10.A.1.*

11
12 9.A.2. Resolution No. AR 2003-278, a resolution of the Anchorage Municipal Assembly recognizing and
13 honoring **Mangala N. Chaobal** for her 25 years of service with the Municipality of Anchorage,
14 Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van
15 Etten, Von Gemmingen and Whittle.

16
17 Ms. Von Gemmingen requested this item be considered for review on the Regular Agenda. *See item 10.A.2.*

18
19 9.A.3. Resolution No. AR 2003-279, a resolution of the Anchorage Municipal Assembly recognizing and
20 honoring the **Housing and Neighborhood Development (HAND) Commission** for its service to
21 this community, Mayor Begich and Assemblymembers Traini, Fairclough, Kendall, Shamberg,
22 Sullivan, Taylor, Tesche, Tremaine, Van Etten, Von Gemmingen and Whittle.

23
24 Mr. Tesche requested this item be considered for review on the Regular Agenda. *See item 10.A.3.*

25
26 9.A.4. Resolution No. AR 2003-280, a resolution of the Anchorage Municipal Assembly in honor and
27 remembrance of the victims of the **September 11, 2001**, terrorist acts against our nation, Mayor
28 Begich and Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini,
29 Tremaine, Van Etten, Von Gemmingen and Whittle.

30
31 Ms. Shamburg requested this item be considered for review on the Regular Agenda. *See item 10.A.4.*

32
33 9.A.5. Resolution No. AR 2003-291, a resolution of the Anchorage Municipal Assembly commemorating
34 the dedication of the **Harry B. Hanson Substation** and declaring September 25, 2003, as
35 **Fairview Community Pride Day**, Mayor Begich; Assemblymembers Tesche, Fairclough, Kendall,
36 Shamberg, Sullivan, Taylor, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.
37 **(Addendum)**

38
39 Mr. Tesche requested this item be considered for review on the Regular Agenda. *See item 10.A.5.*

40
41 9.A.6. Resolution No. AR 2003-292, a resolution of the Anchorage Municipal Assembly recognizing the
42 **Anchorage Water and Wastewater Glacier Brewd Team's achievement** placing third in the
43 nation in the American Water Works Association (AWWA) Conference competition, Mayor Begich;
44 Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van
45 Etten, Von Gemmingen and Whittle. **(Addendum)**

46
47 Ms. Shamburg requested this item be considered for review on the Regular Agenda. *See item 10.A.6.*

48
49 **9.B. RESOLUTIONS FOR ACTION – OTHER**

50 9.B.1. Resolution No. AR 2003-264, a resolution of the Anchorage Municipal Assembly approving the
51 preliminary (conceptual) **design for the Muldoon Middle School**, Community Center and Library,
52 Anchorage School District.
53 a. Assembly Memorandum No. AM 724-2003.

54
55 Mr. Whittle requested this item be considered for review on the Regular Agenda. *See item 10.B.1.*

56
57 9.B.2. Resolution No. AR 2003-281, a resolution of the Municipality of Anchorage appropriating the sum of
58 \$72,000 from the State of Alaska, Department of Transportation and Public Facilities, Division of
59 Statewide Planning Highway Safety Office and reappropriating \$1,520 of contributions from the
60 2002 **Seat Belt Enforcement** Grant, State Categorical Grants Fund (231) to the State Categorical
61 Grants Fund (231) for the **Seat Belt Enforcement Program**, Anchorage Police Department.
62 a. Assembly Memorandum No. AM 734-2003.

63 9.B.3. Resolution No. AR 2003-282, a resolution of the Municipality of Anchorage providing for the
64 appropriation of a grant totaling \$46,675 from the State of Alaska, Department of Education to the
65 State Categorical Grants Fund (231), Cultural and Recreational Services Department for **800#**
66 **Interlibrary Loan and Reference** backup services, Cultural and Recreational Services/Library.
67 a. Assembly Memorandum No. AM 735-2003.

68 9.B.4. Resolution No. AR 2003-283, a resolution authorizing the Municipality to grant an easement to
69 Chugach Electric Association, Inc. across a portion of BLM Lots 38 and 39, Section 10, T12N,
70 R4W, Seward Meridian, to accommodate upgrading of its facilities from overhead to underground
71 within **Jewel Lake Park at West 88th Avenue**, Tax Code #011-152-05 and 011-213-28, Project
72 Management & Engineering Department.
73 a. Assembly Memorandum No. AM 736-2003.

74 9.B.5. Resolution No. AR 2003-284, a resolution accepting and appropriating a grant from the State of
75 Alaska, Department of Health and Social Services, Division of Alcoholism and Drug Abuse in the
76 amount of \$50,000 to the Municipality of Anchorage, Department of Law, State Categorical Grants

1 Fund (231) for the purpose of administering the **Domestic Violence Monitoring Program**, Legal
2 Department.

3 a. Assembly Memorandum No. AM 737-2003.

4
5 Mr. Whittle requested this item be considered for review on the Regular Agenda. *See item 10.B.5.*

6
7 9.B.6. Resolution No. AR 2003-287, a resolution of the Anchorage Municipal Assembly revising the 2003
8 General Government Operating Budget by appropriating \$9,600 from Areawide General Fund (101)
9 Balance to the Employee Relations Department, Office of Equal Opportunity, to provide funding to
10 complete the **Affirmative Action Plan**, Assemblymembers Taylor and Whittle.

11 a. Assembly Memorandum No. AM 745-2003.

12 9.B.7. Resolution No. AR 2003-293, a resolution of the Anchorage Municipal Assembly stating its
13 temporary, non-objection to a new restaurant/eating place liquor license for **Little New Orleans**.
14 Located at 8201 Old Seward Highway, Assembly Chair Traini. **(Addendum)**

15
16 **9.C. BID AWARDS**

17 9.C.1. Assembly Memorandum No. AM 726-2003, recommendation of award to L. N. Curtis & Sons for
18 furnishing **turnout gear** to the Municipality of Anchorage, Anchorage Fire Department (ITB 23-
19 B058) (\$101,070.06), Purchasing.

20 9.C.2. Assembly Memorandum No. AM 727-2003, recommendation of award to HR Redmond Company,
21 Inc. for providing **year round maintenance** services for the Municipality of Anchorage,
22 Maintenance & Operations Department (ITB 23-B049 – Schedule II-Girdwood) (\$375,000),
23 Purchasing.

24 9.C.3. Assembly Memorandum No. AM 747-2003, recommendation of award to S.R. Bales Construction
25 for **Anchorage Water and Wastewater Utility (AWWU)** Archives Building for the Municipality of
26 Anchorage, Anchorage Water and Wastewater Utility (ITB 23-C065) (\$419,915), Purchasing.
27 **(Addendum)**

28
29 Ms. Fairclough requested this item be considered for review on the Regular Agenda. *See item 10.C.3.*

30
31 **9.D. NEW BUSINESS:**

32 9.D.1. Assembly Memorandum No. AM 722-2003, **Eric's Restaurant #1012** – Transfer of Ownership of a
33 Restaurant Designation & Restaurant/Eating Place Liquor License (Bayshore/Klatt Community
34 Council), Clerk's Office.

35
36 Ms. Fairclough requested this item be considered for review on the Regular Agenda. *See item 10.D.1.*

37
38 9.D.2. Assembly Memorandum No. AM 723-2003, **Water Falls Restaurant #4330** – New Restaurant
39 Designation & Restaurant/Eating Place Liquor License (Eagle River and Chugiak Community
40 Councils), Clerk's Office.

41 9.D.3. Assembly Memorandum No. AM 728-2003, approval of sole source award to obtain professional
42 **legal services** from the Law Offices of Robert H. Wagstaff regarding Welch vs. Municipality of
43 Anchorage (\$75,000), Legal Department.

44 9.D.4. Assembly Memorandum No. AM 729-2003, amendment No. 3 to professional engineering services
45 contract with CRW Engineering for the **design study of the Pine Street Extension Project**,
46 DeBarr Road to Reka Drive, Project No. 00-10 (\$49,373), Project Management & Engineering.

47 9.D.5. Assembly Memorandum No. AM 730-2003, approval of Amendment No. 3 to Alaska Pollution
48 Control Inc. contract (PO No. 221078) increasing the contract by \$77,000 for an amount Not-To-
49 Exceed (NTE) \$537,756 for **completion of the Rockridge Road Upgrade** project in Upper
50 O'Malley Limited Road Service Area (LRSA), Street Maintenance.

51 9.D.6. Assembly Memorandum No. AM 731-2003, approval of Amendment No. 5 to Alaska Pollution
52 Control Inc. contract (PO No. 230556) increasing the contract by \$12,000 for an amount Not-To-
53 Exceed (NTE) \$38,245 for completion of **summer work program** in Villages Scenic Parkway
54 Limited Road Service Area (LRSA), Street Maintenance.

55 9.D.7. Assembly Memorandum No. AM 732-2003, **Girdwood Water Improvements-Phase I**
56 **Transmission Main Extension** – Change Order No. 4 to contract for construction, Frontier
57 Excavating Inc. (\$33,675.03), Anchorage Water & Wastewater Utility.

58 9.D.8. Assembly Memorandum No. AM 733-2003, change order No. 1 to purchase order 230246 with
59 American LaFrance Northwest for furnishing a **medic ambulance** to the Municipality of Anchorage,
60 Anchorage Fire Department (\$133,557), Purchasing.

61 9.D.9. Assembly Memorandum No. AM 753-2003, **Budget Advisory Commission** appointments (Jim
62 Palmer, Mary Rohlfig, Greg Protasel), Mayor's Office.

63 9.D.10. Assembly Memorandum No. AM 754-2003, **Mt. View Community Recreation Center Advisory**
64 **Commission** reappointment (Robin Burns), Mayor's Office.

65 9.D.11. Assembly Memorandum No. AM 755-2003, **Police and Fire Retirement Board of Trustees**
66 **appointment** (Daniel Moore), Mayor's Office.

67 9.D.12. Assembly Memorandum No. AM 756-2003, **Salaries and Emoluments Commission**
68 **Appointments** (Cleo Durr, John Reese, Patricia Abney, Patricia Redmond, Patrick Flynn), Mayor's
69 Office.

70 9.D.13. Assembly Memorandum No. AM 757-2003, **Board of Adjustment appointment**
71 (Thomas Klinkner), Mayor's Office.

72
73 Ms. Von Gemmingen requested this item be considered for review on the Regular Agenda. *See item 10.D.13.*

74
75 **9.E. INFORMATION AND REPORTS**

76 9.E.1. Information Memorandum No. AIM 83-2003, Internal Audit Report 2003-9 – **Accounts Receivable**
77 **- Finance Department**, Internal Audit.

- 1 9.E.2. Information Memorandum No. AIM 84-2003, **contracts awarded** between \$50,000 and \$100,000
2 through formal competitive processes for the month of August 2003, Purchasing.
3 9.E.3. Information Memorandum No. AIM 85-2003, **Sole Source Procurement Report** for the month of
4 August 2003, Purchasing.
5 9.E.4. Information Memorandum No. AIM 86-2003, **waiver of formal procedures** for a reimbursable
6 agreement with Elmendorf Air Force Base for lowering a **fuel line**, Port of Anchorage (\$92,400),
7 Purchasing.
8

9 Chair Traini asked to be noted as abstaining from voting on this item, due to a conflict of interest.

- 10
11 9.E.5. Information Memorandum No. AIM 87-2003, **Monthly Financial Report** – July 2003, Finance.
12 9.E.6. Information Memorandum No. AIM 88-2003, transmittal of **Schedule of Expenditures of Federal**
13 **Awards**, State Financial Assistance Reports and required federal information for Fiscal Year 2002,
14 Finance. **(Addendum)**
15

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

- 17 9.F.1. Ordinance No. AO 2003-130, an ordinance **amending Anchorage Municipal Code Chapter 15.20**
18 regarding **public nuisances** to add general provisions and provisions regarding inspection,
19 enforcement, penalties and remedies; to clarify definitions; and to amend Anchorage Municipal
20 Code Section 14.60.030 by amending and adding fines for violation of Anchorage Municipal Code
21 Chapter 15.20, Health and Human Services. P.H. 10-7-03.
22 a. Assembly Memorandum No. AM 740-2003.
23 9.F.2. Ordinance No. AO 2003-129, **an ordinance adopting the U-Med/Universities and Medical**
24 **District Framework Master Plan** as an element of the Anchorage 2020-Anchorage Bowl
25 Comprehensive Plan and amending Chapter 21.05 of the Anchorage Municipal Code (Planning and
26 Zoning Commission Case 2003-100), Planning Department. P.H. 10-7-03.
27 a. Assembly Memorandum No. AM 725-2003.
28 9.F.3. Ordinance No. AO 2003-131, **an ordinance reauthorizing AO 2002-95** which amended
29 Anchorage Municipal Code Title 21 to allow **abbreviated platting** for the creation of subdivisions of
30 three tracts or eight lots; to prohibit abbreviated subdividing of a contiguous parcel under the same
31 ownership as a platted parcel platted within 48 months; and to allow the Platting Officer to vacate
32 certain public or private easements, and refer applications to the Platting Board for additional
33 analysis, Planning Department. P.H. 10-7-03.
34 a. Assembly Memorandum No. AM 741-2003.
35 9.F.4. Ordinance No. AO 2003-132, an ordinance amending Anchorage Municipal Code Sections
36 21.35.020 to define Cemetery, and Section 21.40.020 to **prohibit the burial of human remains**,
37 other than cremated remains, in any location other than a cemetery, in the Public Lands and
38 Institutions (PLI) Zone District, Planning Department. P.H. 10-7-03.
39 a. Assembly Memorandum No. AM 742-2003.
40 9.F.5. Ordinance No. AO 2003-133, **an ordinance amending the zoning map** and providing for the
41 rezoning from B-3 SL (General Business with Special Limitations) to R-O SL (Residential-Office
42 with Special Limitations) for **Lots 1 and 2, Town Square Subdivision**, generally located on the
43 south side of DeBarr Road, east of Lake Otis Parkway (Airport Heights Community Council)
44 (Planning and Zoning Commission Case 2003-083), Planning Department. P.H. 11-4-03.
45 a. Assembly Memorandum No. AM 743-2003.
46 9.F.6. Ordinance No. AO 2003-134, **an ordinance amending the zoning map** and providing for the
47 rezoning of approximately 62.3 acres from R-3 (Multiple Family Residential), PLI (Public Lands and
48 Institutions) and PLI-P (Public Lands and Institutions – Parks) to PLI (Public Lands and Institutions
49 – Parks) for a portion of **Merrill Field Replat #4**, Tract A (Plat 97-26); generally located on the
50 south side of East 15th Avenue, east of Orca Street (Fairview Community Council) (Planning and
51 Zoning Commission Case 2003-073), Planning Department. P.H. 11-4-03.
52 a. Assembly Memorandum No. AM 744-2003.
53 9.F.7. Ordinance No. AO 2003-135, an ordinance of the Anchorage Municipal Assembly **amending**
54 **Anchorage Municipal Code Title 9, Vehicles and Traffic**, Chapter 9.36, Miscellaneous Rules, by
55 adding Sections 9.36.015 and 9.36.020 exempting certain unattended vehicles and limiting idling
56 time, Assembly Chair Traini. P.H. 10-21-03. **(TO BE SUBMITTED)**
57 a. Assembly Memorandum No. AM 746-2003.
58 9.F.8. Resolution No. AR 2003-285, a resolution of the Municipality of Anchorage appropriating \$960,814
59 from the Alaska Department of Health and Social Services as a grant to the State Categorical
60 Grants Fund (231), Department of Health and Human Services to fund **Community Health**
61 **Nursing Services, Health and Human Services**. P.H. 10-7-03.
62 a. Assembly Memorandum No. AM 738-2003.
63 9.F.9. Resolution No. AR 2003-286, a resolution of the Municipality of Anchorage appropriating
64 \$1,567,248 from Alaska Housing Finance Corporation (AHFC) as a grant to the State Categorical
65 Grants Fund (231), Department of Health and Human Services to fund **the Weatherization**
66 **Assistance Program**, Health and Human Services. P.H. 10-7-03.
67 a. Assembly Memorandum No. AM 739-2003.
68 9.F.10. Ordinance No. AO 2003-136, an ordinance of the Anchorage Municipal Assembly amending
69 Anchorage Municipal Code Chapter 4.60 and creating the **North Ship Creek Development and**
70 **Safety Commission**, Assemblymember Tesche. P.H. 10-21-03. **(Addendum)**
71 a. Assembly Memorandum No. AM 760-2003.
72 **(PUBLIC HEARING WAS SET FOR 10-21-03)**
73 9.F.11. Ordinance No. AO 2003-137, an ordinance of the Municipality of Anchorage amending Chapter
74 3.85, Anchorage Municipal Code, relating to the **Police & Fire Retirement System**; providing for
75 maximum employee contribution rates; providing for codification; providing an effective date, Police
76 & Fire Retirement System. P.H. 10-7-03. **(Addendum)**
77 a. Assembly Memorandum No. AM 761-2003.

(PUBLIC HEARING WAS SET FOR 10-7-03)

END OF CONSENT AGENDA

Question was called on the motion to approve the remaining items on the Consent Agenda as amended and it passed without objection, with Chair Traini abstaining on item E.4.

Mr. Tesche moved, to approve all items on the Consent Agenda, as amended.
Ms. Fairclough seconded,
and it passed without objection,

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

NAYES: None.

10. REGULAR AGENDA

10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

10.A.1. Resolution No. AR 2003-271, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Chaplain Brad Brisson, Chaplain Patricia Ray, and Chaplain Mark Roberts** for their service to our community through the Alaska Police Chaplains Ministries, Assemblymembers Taylor, Fairclough, Kendall, Shamberg, Sullivan, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Chair Traini called for a motion to approve this item.

Mr. Whittle moved, to approve to this item, No. AR 2003-271.
Ms. Taylor seconded,
and it passed without objection,

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

NAYES: None.

Mr. Whittle read the resolution and Ms. Taylor presented the awards, honoring these three Chaplains for their invaluable services. Ms. Taylor explained that APCM Chaplains offer assistance to APD and AFD officers, personnel and families, offering advice and training in times of crisis and tragedy. Chaplains Brisson, Ray and Roberts were honored for their dedicated service. Each honoree accepted, with thanks and personal statement. Chugiak Fire Chief Gary Davis offered thanks to Chaplain Roberts for his volunteerism, first as a Chaplain and as a volunteer fire fighter with the Chugiak Fire Department.

Mr. Kendall announced that the Chugiak Fire Department brought their newly purchased Crash-Truck to the Assembly Meeting this evening, and invited citizens to view it in the parking lot during the break.

10.A.2. Resolution No. AR 2003-278, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Mangala N. Chaobal** for her 25 years of service with the Municipality of Anchorage, Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Chair Traini called for a motion to approve this item.

Ms. Von Gemmingen moved, to approve this item, No. AR 2003-278.
Mr. Tesche seconded,
and it passed without objection,

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

NAYES: None.

Ms. Von Gemmingen read the recognition for Mangala Chaobal honoring her for her work in various Municipal departments, including ML&P, Collections and the Energy Assistance Program. Ms. Chaobal, retired after 25 years of service to the Municipality of Anchorage, with a career which spanned six Municipal Administrations. Mr. Tremaine presented the award. Ms. Chaobal accepted her award and thanked the Assembly and the Administration.

10.A.3. Resolution No. AR 2003-279, a resolution of the Anchorage Municipal Assembly recognizing and honoring the **Housing and Neighborhood Development (HAND) Commission** for its service to this community, Mayor Begich and Assemblymembers Traini, Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Tremaine, Van Etten, Von Gemmingen and Whittle.

Chair Traini called for a motion to approve this item.

Mr. Tesche moved, to approve this item, No. AR 2003-279.
Ms. Taylor seconded,
and it passed without objection,

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

1 NAYES: None.

2

3 Ms. Taylor read the honorarium and recognition of the HAND commission, for all their work for community
4 development in the Municipality of Anchorage. Mr. Tesche presented the award to two HAND representatives, who
5 accepted and voiced gratitude.

6

7 10.A.4. Resolution No. AR 2003-280, a resolution of the Anchorage Municipal Assembly in honor and
8 remembrance of the victims of the **September 11, 2001**, terrorist acts against our nation, Mayor
9 Begich and Assemblymembers Fairclough, Kendall, Shamburg, Sullivan, Taylor, Tesche, Traini,
10 Tremaine, Van Etten, Von Gemmingen and Whittle.

11

12 Chair Traini called for a motion to approve this item.

13

14 Ms. Shamburg moved, to approve this item, No. AR 2003-280.
15 Ms. Fairclough seconded,
16 and it passed without objection,

17

18 AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Kendall, Shamburg, Tremaine
19 and Sullivan.

20 NAYES: None.

21

22 Ms. Shamburg read recognition, remembering the victims of September 11, 2001. Traini presented a plaque to Chet
23 Chiara, remembering the victims of the terrorist attacks.

24

25 10.A.5. Resolution No. AR 2003-291, a resolution of the Anchorage Municipal Assembly commemorating
26 the dedication of the **Harry B. Hanson Substation** and declaring September 25, 2003, as
27 **Fairview Community Pride Day**, Mayor Begich; Assemblymembers Tesche, Fairclough, Kendall,
28 Shamburg, Sullivan, Taylor, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.
29 **(Addendum)**

30

31 Chair Traini called for a motion to approve this item.

32

33 Mr. Tesche moved, to approve this item, No. AR 2003-291.
34 Ms. Taylor seconded,
35 and it passed without objection,

36

37 AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Kendall, Shamburg, Tremaine
38 and Sullivan.

39 NAYES: None.

40

41 Mr. Van Etten read this resolution, declaring Fairview Community Pride Day, September 25th, 2003 and dedicating
42 the new substation, honoring Harry B. Hanson, who died in the line of duty. All were invited to attend the
43 dedication, at the new Harry B. Hanson Substation, at 1:45p.m. Mr. Tesche presented the award to Lt. Honeman,
44 representing the Fairview community council. Mr. Tesche added that many others, including the Mayor, Carrs-
45 Safeway and countless citizens have contributed to the Fairview area. Mr. Traini added Fairview Elementary School
46 principal, Lois Mance, is also worthy of recognition of her efforts.

47

48 10.A.6. Resolution No. AR 2003-292, a resolution of the Anchorage Municipal Assembly recognizing the
49 **Anchorage Water and Wastewater Glacier Brewd Team's achievement** placing third in the
50 nation in the American Water Works Association (AWWA) Conference competition, Mayor Begich;
51 Assemblymembers Fairclough, Kendall, Shamburg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van
52 Etten, Von Gemmingen and Whittle. **(Addendum)**

53

54 Chair Traini called for a motion to improve this item.

55

56 Ms. Shamburg moved, to approve this item, No. AR 2003-292.
57 Ms. Taylor seconded,
58 and it passed without objection,

59

60 AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Kendall, Shamburg, Tremaine
61 and Sullivan.

62 NAYES: None.

63

64 Ms. Shamburg read this recognition and gave a history of their efforts, explaining the team and their water placed
65 3rd in the USA in a recent, national competition of production of best water. All of the recognized members of this
66 team are employees of Anchorage Water and Wastewater Utility. Team members Tim Metcalf, Brian Yonkoske and
67 Richard Steckel accepted their award, and mentioned that Mitch Lile (of Fairbanks) should be included with this
68 recognition and award.

69

70 Ms. Von Gemmingen offered congratulations.

71

72 Mayor Begich offered congratulations.

73

74 Chair Traini offered congratulations and added our goal is to be first in the USA in 2004.

75

76 **10.B. RESOLUTIONS FOR ACTION – OTHER**

- 1 10.B.1. Resolution No. AR 2003-264, a resolution of the Anchorage Municipal Assembly approving the
2 preliminary (conceptual) **design for the Muldoon Middle School**, Community Center and Library,
3 Anchorage School District. (TO BE SUBMITTED)

4 a. Assembly Memorandum No. AM 724-2003.
5

6 Chair Traini opened Public Hearings on this item. Angela Barr (Kumin & Associates Architects) and Ralph Klampit
7 (Art Project Architects) presented a design for the Muldoon Middle School Community Center and Library. Ms. Barr
8 and Mr. Klampit explained their progress to-date. Mr. Whittle asked if the Assembly approved and passed this item,
9 would there be time allowed for comments and changes of the design in the future, specifically the parking lot space
10 and design. Ms. Barr and Mr. Klampit responded there would be room for "refinement" and "time for comment."
11 Mayor Begich, in response to Mr. Whittle, stated that he thought there were many steps that this design still needed
12 to progress through. Mr. Ray Amstead (ASD) responded that a two-week delay would make a hardship for their
13 development. To insure their development plan follows their 2004-05 schedule, the current time period, should not
14 be interrupted. Mr. Amstead felt two weeks would be a significant delay and recommended passage of the bill, with
15 progressive schematic item changes discussed at a later date. Mayor Begich voiced his thoughts of the importance
16 of public review and discussion of the design and suggested a two-week delay for review of the design.
17

18 Ms. Fairclough also recommended a two-week delay for the Administration and the public to review the design.
19

20 Chair Traini called for a motion on this item.

21 Ms. Fairclough moved, to postpone No. AR 2003-264 until October 7, 2003.
22 Ms. Taylor seconded,
23 and it passed without objection,
24

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

28 NAYES: None.
29

- 30 10.B.5. Resolution No. AR 2003-284, a resolution accepting and appropriating a grant from the State of
31 Alaska, Department of Health and Social Services, Division of Alcoholism and Drug Abuse in the
32 amount of \$50,000 to the Municipality of Anchorage, Department of Law, State Categorical Grants
33 Fund (231) for the purpose of administering the **Domestic Violence Monitoring Program**, Legal
34 Department.

35 a. Assembly Memorandum No. AM 737-2003.
36

37 Chair Traini called for a motion to approve this item.

38
39 Mr. Whittle moved, to approve this item, No. AR 2003-284.
40 Ms. Taylor seconded,
41 and it passed without objection,
42

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

45 NAYES: None.
46

47 Mr. Whittle stated that he hoped that programs like this one, which assists victims of abuse in our community will
48 continue to be offered.
49

- 50 10.B.6. Resolution No. AR 2003-287, a resolution of the Anchorage Municipal Assembly revising the 2003
51 General Government Operating Budget by appropriating \$9,600 from Areawide General Fund (101)
52 Balance to the Employee Relations Department, Office of Equal Opportunity, to provide funding to
53 complete the **Affirmative Action Plan**, Assemblymembers Taylor and Whittle. (TO BE
54 SUBMITTED)

55 a. Assembly Memorandum No. AM 745-2003.

- 56 10.B.7. Resolution No. AR 2003-293, a resolution of the Anchorage Municipal Assembly stating its
57 temporary, non-objection to a new restaurant/eating place liquor license for **Little New Orleans**.
58 Located at 8201 Old Seward Highway, Assembly Chair Traini. (**Addendum**)
59

60 **10.C. BID AWARDS**

- 61 10.C.3. Assembly Memorandum No. AM 747-2003, recommendation of award to S.R. Bales Construction
62 for **Anchorage Water and Wastewater Utility (AWWU)** Archives Building for the Municipality of
63 Anchorage, Anchorage Water and Wastewater Utility (ITB 23-C065) (\$419,915), Purchasing.
64 (**Addendum**)
65

66 Chair Traini called for a motion to approve this item.

67
68 Ms. Fairclough moved, to approve this item No. AM 747-2003.
69 Ms. Shamberg seconded,
70 and it passed without objection,
71

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

74 NAYES: None.
75

76 **10.D. NEW BUSINESS:**

1 10.D.1. Assembly Memorandum No. AM 722-2003, Eric's Restaurant #1012 – Transfer of Ownership of a
2 Restaurant Designation & Restaurant/Eating Place Liquor License (Bayshore/Klatt Community
3 Council), Clerk's Office.
4

5 Chair Traini called for a motion on this item.

6
7 Ms. Fairclough addressed the Administration, referencing page 1, showing Municipal response, denying their
8 approval of this item because of safety hazards (dated August 15, 2003) of Eric's Restaurant. She requested the
9 Administration check the status of the violation. The Administration stated they would look into this code violation.

10
11 Ms. Fairclough moved, to postpone this item, No. AM 722-2003,
12 Ms. Tremaine, seconded, until the end of the Consent Agenda.
13 and it passed without objection,
14

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

17 NAYES: None.
18

19 In response to Ms. Fairclough, Spokesperson of P&Z, Sue Fison, answered that she did not know if the violation of
20 Eric's Restaurant's was taken care of. Ms. Fairclough responded that she did not want to hold up an economic
21 engine in our community, and she urged approval of this memorandum and to have the Administration follow up on
22 this code violation. The Administration agreed to pursue the findings of the code violation status.
23

24 Chair Traini called for a motion for approval on this item.

25
26 Ms. Fairclough moved, to approve this item, No. AM 722-2003
27 Ms. Taylor seconded, as amended.
28 and it passed without objection,
29

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

32 NAYES: None.
33

34 Chair Traini calls for a motion for a change of order of the day, so 14.F can be heard. Mr. Kendall objected and
35 requested that Eagle River residents, who were present at the Assembly Meeting, be allowed to participate with the
36 Public Hearing involved with their issue, also on the Agenda. Mr. Sullivan suggested a friendly amendment to the
37 motion, to change the order of the day to take up items 14.D, 14.E and 14.F. Mr. Kendall agreed to withdraw his
38 objection.
39

40 Ms. Tremaine moved, to change the order of the day, to hear items 14.D, 14.E
41 Ms. Fairclough seconded, and 14.F, as amended.
42 and it passed without objection,
43

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

46 NAYES: None.
47

48 10.D.13. Assembly Memorandum No. AM 757-2003, Board of Adjustment appointment
49 (Thomas Klinkner), Mayor's Office.
50

51 Chair Traini called for a motion on this item.

52
53 Ms. Von Gemmingen moved, to postpone this item, No. AM 757-2003,
54 Ms. Taylor seconded, until October 7, 2003.
55 and it passed without objection,
56

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

59 NAYES: None.
60

61 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

62 10.F.10. Ordinance No. AO 2003-136, an ordinance of the Anchorage Municipal Assembly amending
63 Anchorage Municipal Code Chapter 4.60 and creating the **North Ship Creek Development and**
64 **Safety Commission**, Assemblymember Tesche. P.H. 10-21-03. **(Addendum)**
65 a. Assembly Memorandum No. AM 760-2003.
66

67 (PUBLIC HEARING WAS SET FOR 10-21-03)
68

69 10.F.11. Ordinance No. AO 2003-137, an ordinance of the Municipality of Anchorage amending Chapter
70 3.85, Anchorage Municipal Code, relating to the **Police & Fire Retirement System**; providing for
71 maximum employee contribution rates; providing for codification; providing an effective date, Police
72 & Fire Retirement System. P.H. 10-7-03. **(Addendum)**
73 a. Assembly Memorandum No. AM 761-2003.
74

75 (PUBLIC HEARING WAS SET FOR 10-7-03)
76

1 Question was called on the motion to approve the remaining items on the Consent Agenda as amended and it
2 passed without objection, with Mr. Traini abstaining on item E.4.

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

6 NAYES: None.

7
8 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

9 11.A. Assembly Memorandum No. AM 714-2003, Planning and Zoning Commission appointment
10 (Greg Jones), Mayors' Office. **(POSTPONED FROM 9-9-03)**

11
12 AM 714-2003 WAS CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

13
14 11.B. Ordinance No. AO 2003-52, an ordinance of the Municipality of Anchorage amending Anchorage
15 Municipal Code Subsection 21.15.005.E. requiring that the Department of Community Planning and
16 Development provide **notice of public hearing** by mailing to property owners within 1,000 feet of
17 land subject to an application for variances, conditional uses, subdivision approval, and other
18 special land use permits, Assemblymembers Taylor, Shamberg, Van Etten, Whittle, Sullivan,
19 Tesche, Traini and Fairclough.

20 1. Assembly Memorandum No. AM 175-2003.

21 2. Assembly Memorandum No. AM 492-2003.

22 3. Assembly Memorandum No. AM 527-2003.

23 (CARRIED OVER FROM 6-10-03 AND 6-24-03; POSTPONED FROM 7-8-03 and 9-23-03)

24
25 AO 2003-52 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

26
27 11.C. Ordinance No. AO 2003-97, an ordinance of the Anchorage Municipal Assembly amending
28 Anchorage Municipal Code Title 21 by enacting a new Section 21.45.035 – **Accessory Dwelling**
29 **Units** (ADUs); amending other sections therein; amending Chapter 14.60; and amending
30 Anchorage Municipal Code of Regulations Section 21.20.007; to permit and regulate ADUs,
31 Assemblymembers Tremaine, Van Etten, and Tesche.

32 1. Assembly Memorandum No. AM 704-2003.

33 2. Assembly Memorandum No. AM 720-2003.

34 (CONTINUED FROM 7-22-03; PUBLIC HEARING CLOSED 9-9-03; ACTION CARRIED OVER FROM
35 9-9-03 and 9-23-03)

36
37 AO 2003-97 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

38
39 **12. APPEARANCE REQUESTS**

40 12.A. **Marcia L. Briggs**, to request a grant for the YWCA of Anchorage.

41
42 Susan Cherot, member of the Volunteer Board of Directors of the YWCA of Anchorage, appeared before the
43 Assembly in Marcia Brigg's place. Ms. Cherot presented a request for a grant for approximately \$10,000 for
44 reimbursement of 2002 property taxes, interest and penalty fees. Ms. Cherot explained the history of the YWCA's
45 buying and remodeling the building on East 5th Avenue in downtown Anchorage. Mr. Tesche asked Mayor Begich
46 and the Administration to bring back to the next Assembly meeting, a resolution appropriating these funds.

47
48 12.B. **Chef Johnny Duplantis**, regarding a restaurant/eating place liquor license for Little New Orleans.

49
50 Chef Duplantis appeared and described his new restaurant. Chair Traini said this was a temporary license. The
51 body would discuss the regular license and conditional use at a later date.

52
53 12.C. **Northwood Group, Inc.**, to discuss progress on the Tanglewood Lakes Golf Club Indoor Driving
54 Range Project. **(Addendum)**

55
56 Jim Farrell appeared, President of the Northway Group, to testify on the completion of construction of his geodesic
57 dome, and golf course plans. Mr. Farrell explained they paid \$15,000 property taxes last year, and expect to pay
58 Municipality six-digit figure taxes when the dome is completed and functional. They are 99% finished, but they still
59 need one more extension, necessary for permitting. They were asking for time extensions for completion. In
60 response to Mr. Van Etten's questions on the taxes, Bob Klein, a partner in the group, stated that it is difficult to
61 figure correct assessment of value. Mr. Tremaine pointed out that the Northway Group is behind schedule on
62 proposed completion, and pointed they are out-of-compliance with conditional use permitting. Mr. Farrell responded
63 to Ms. Von Gemmingen, concerning the exterior, camouflage paint, that they were making progress in finalizing this
64 painting with the correct colors. Mr. Tremaine voiced his concern of the Northwood Group's request for additional
65 time extensions to complete this project, and asked the Administration how they will deal with this unique situation.

66
67 Mr. Sullivan commented in favor of the Northwood Group to continue on and pursue completion.

68
69 The Administration commented they do recognize there are concerns with specific, conditional-use permitting, and
70 Mayor Begich responded that it was a high priority to improve the P&Z Commission and all Municipal Departments.
71 Ms. Fairclough recommended a work session on this issue. Mayor Begich thought the construction would be
72 completed by time the work session would be finished. Mr. Traini agreed with the idea of the work session, but with
73 the time allowed for Public Hearings scheduled for the evening, he went on to other issues of the Agenda.

74
75 **13. CONTINUED PUBLIC HEARINGS**

76 13.A. Resolution No. AR 2003-261, a resolution of the Anchorage Municipal Assembly approving a
77 conditional use for alcoholic beverages conditional use in the B-3 District for a new restaurant or

1 eating place use per AMC 21.40.180 D.8, located on Lot 1A, Block 5, Vans Subdivision; site
2 address being 1201 E. Dimond Boulevard; generally located at the northeast corner of Briarwood
3 Street and Dimond Boulevard (**Sicily's Pizza Restaurant**) (Case 2003-031), Planning Department.

4 1. Assembly Memorandum No. AM 702-2003.
5 (CARRIED OVER FROM 9-9-03)

6
7 AR 2003-261 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

8
9 **14. NEW PUBLIC HEARINGS**

10 14.A. Resolution No. AR 2003-274, a resolution of the Municipality of Anchorage appropriating
11 \$1,007,269 as a grant to the State Categorical Grants Fund (231), Department of Health & Human
12 Services, from the Alaska Department of Health and Social Services for provision of **Women,**
13 **Infants & Children Nutrition services, Health and Human Services.**
14 1. Assembly Memorandum No. AM 711-2003.

15
16 AR 1003-274 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

17
18 14.B. Ordinance No. AO 2003-126, an ordinance of the Anchorage Municipal Assembly amending
19 Anchorage Municipal Code Section 10.50.050, **Keg or Container Registration**, Assembly Chair
20 Traini.
21 1. Assembly Memorandum No. AM 700-2003.

22
23 AO 2003-126 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

24
25 14.C. Ordinance No. AO 2003-127, an ordinance of the Anchorage Municipal Assembly amending
26 Anchorage Municipal Code Section 17.10.090, **Off-Leash Dog Park Spaces** to undesignate the
27 old Alaska Native Hospital site as an off-leash dog park space, Assembly Chair Traini.
28 1. Assembly Memorandum No. AM 701-2003.

29
30 AO 2003-127 CARRIED OVER TO 9-30-03 (SPECIAL MEETING)

31
32 14.D. Ordinance No. AO 2003-123, an ordinance of the Anchorage Municipal Assembly amending the
33 zoning map and providing for the rezoning of approximately 1.75 acres from R-7 (Intermediate
34 Rural Residential) to R-O (Residential Office District) for a portion of the SE ¼ of the SE ¼ of
35 Section 24, Township 16 North, Range 1 West, Seward Meridian, AK, generally located along the
36 **western side of the New Glenn Highway north of Rusticate Drive in Eklutna** (Chugiak
37 Community Council) (Planning and Zoning Commission Case 2003-042), Planning Department.
38 1. Assembly Memorandum No. AM 674-2003.

39
40 Chair Traini read memorandum and opened Public Hearing. Maxim Alex, Director of Eklutna Utilities, spoke to the
41 Assembly, opposing this memorandum. Chair Traini closed Public Hearing and called for a motion on this item.

42
43 Mr. Kendall moved, to approve this item, No. AO 2003-123.
44 Mr. Van Etten seconded,
45 and it passed with no objections,

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

49 NAYES: None.

50 ABSENT: Fairclough.

51
52 14.E. Ordinance No. AO 2003-128, an ordinance adopting and amending the **Chugiak-Eagle River**
53 **Transportation Plan**, and amending Chapter 21.05 of the Anchorage Municipal Code, Traffic
54 Department.

55 1. Assembly Memorandum No. AM 708-2003.
56 2. Information Memorandum No. AIM 82-2003.

57
58 Property owner, Mr. David Shea, made a presentation, objecting to many of the proposed improvements of the road
59 and bike trail, including size of trail, size of road, size and type of sound barrier and the cost of moving the utilities.
60 Mr. Shea believed that DOT and the Administration should be more involved. Mayor Begich introduced
61 Lance Wilbur, Municipal Traffic Director, who pointed out these plans were outlined for the next twenty years and
62 are non-specific about the particulars of the road and bike trail. Mr. Wilbur explained as the plans were developed
63 all the factors, including steepness, would be addressed. Mr. Shea wanted more discussion, public input and
64 response. Mr. Wilbur gave schedules of the Technical Committee (meets every fourth Thursday of every month)
65 and the Policy Committee (meets every second Thursday of every month). Mr. Wilbur said he would bring this
66 issue to the attention of the Policy Committee.

67
68 Senator Fred Dyson spoke in favor of the plan. He explained agencies are working together on these goals and
69 phases for improvements. Senator Dyson was concerned with hardships to some property owners, and the
70 governing agencies should use condemnation only as a last resort in resolving property issues.

71
72 Chair Traini called for a motion on this item.

73
74 Ms. Fairclough moved, to approve this Ordinance, No. AO 2003-128.
75 Ms. Shamberg seconded,
76 and it passed without objection,

77

1 AYES: Tesche, Whittle, Taylor, Traini, Von Gemmingen, Van Etten, Kendall, Shamberg, Tremaine, Sullivan.
2 NAYES: None.
3

4 14.F. Ordinance No. AO 2003-68, an ordinance amending Anchorage Municipal Code Titles 14, 21, 23,
5 and 24 to provide for **dedication and improvement of public facilities** within and adjacent to
6 certain types of development, Assemblymembers Fairclough, Shamberg and Tremaine.
7 1. Assembly Memorandum No. AM 505-2003.
8

9 Ms. Fairclough opened discussion with a review of the history of this issue. She explained it was an issue that
10 needed to be addressed in Anchorage, and she urged Assemblymembers and the Administration to fix the problem
11 and not leave it to future residents and policy makers. Mayor Begich commented on the recent negative
12 advertisement on this issue, and encouraged everyone involved to resolve the issues and focus on improving the
13 quality of housing in Anchorage. On behalf of the Administration, Jerry Weaver spoke of land use and building
14 permits and their focus on resolving the concerns. Mr. Weaver explained that the ordinance was structured so the
15 Municipal Engineer's Department, would be the approving authority. He explained the Municipal Trafficking
16 Department would be responsible for road access. Mr. Weaver offered assurance that the Administration will help
17 resolve the concerns associated with this ordinance.
18

19 AFD Deputy Chief Bridget Bushue and ADF Chief John Fullenwider presented photographs of fire apparatus in tight
20 situations among site condos, with less than two inches of space to move the emergency vehicle. They want to
21 respond within 6 minutes of an emergency call. Ms. Bushue voiced concern and offered statistics on sizes of their
22 response vehicles to the allowed access space among site condos.
23

24 Dan Coffey, Acting Chair of the P&Z Commission, added history of this issue and explained how important public
25 input is with this process.
26

27 PUBLIC HEARING OPENED

28
29 Guy Hudson, Oceanview Community Council - opposed; Barbara Granger, Oceanview – opposed; Janice Johnstone, Scenic
30 Foothills Community Council – supported; Chris Gronning – supported, but wanted change; George Holcumbe – supported, but
31 wanted change; Sheila Attowe – supported, but wanted change; Roger Haxby, land developer – ; Marc Jones – opposed;
32 William Reiner; Ron Aksamit – supported, but opposed as written; Eva Loken – in favor of the intent, opposed as-is; Bill
33 McKeever, Oceanview – opposed as-is; Shiela Attowe - ; Dreux Boehmer – opposed; Chuck Spinelli – opposed as written.
34

35 Ms. Fairclough moved, to extend time to allow Public Hearing to continue
36 Mr. Tremaine seconded, on AO 2003-68.
37 and it passed with one objection.
38

39 AYES: Tesche, Whittle, Taylor, Traini, Fairclough, Van Etten, Kendall, Shamberg, Tremaine and Sullivan.
40 NAYES: Mr. Kendall.
41 ABSENT: Von Gemmingen.
42

43 The Public Hearing continued, and included testimony from the following individuals:
44

45 Bob Reuphe, representative of Northeast Home Association – opposed; Lee Baker, site condo developer; Don Smith –
46 supported idea, but said it was too confusing as-is; Gwenn Jester-Haslett – opposed as written; Harriet Drummond, Nunaka
47 Valley – supported the idea, but said it was confusing; Geneviere V. Holbik – opposed, as is; Jon Barklow; David McWilliams;
48 Diane Holms; Danny Sanchez – opposed; Kathleen Plunckett; Steve Piawoda – supported but it needed change; Kevin
49 Pridmore – supported, but cannot support as-is; John Sider – supported, listed concerns and had many suggestions/corrections;
50 Joel Stout – felt the ordinance had many problems, needed work, responded to Mr. Sullivan that yes, he would be available to
51 help with the rewrite of this ordinance.
52

53 A Summary of questions, concerns and points associated with "site condos" raised during this Public Hearing included the
54 following: not affordable, at \$150K; this idea would produce future slums; resale: site condos do not appreciate; parking
55 problems; problems with egress of emergency vehicles; road access problems; snow removal concerns; children play areas
56 and issues in congested living areas; the lack of street names in such a congested area, concern for 911 calls; inadequate
57 drainage (snow, break-up); single garages won't accommodate larger cars and most trucks; driveways would not accommodate
58 larger cars and most trucks; Municipal inspections were very lax, with both buildings and roads; no sidewalks; driveways onto
59 thoroughfares; hidden costs for maintenance; no playgrounds – unsafe for children; could not supply affordable housing; no or
60 lack of lighting; no or lack of buffers surrounding area of site; traffic congestion onto public thoroughfares; concerns for
61 mapping system for emergencies; often homeowners dues are not enough to cover maintenance, now or in the future.
62

63 PUBLIC HEARING CLOSED

64
65 ACTION ON AO 2003-68 WAS CARRIED OVER TO 9-30-03 (SPECIAL MEETING)
66

67 15. **SPECIAL ORDERS** Unfinished business will continue on September 30, 2003 with a Special Meeting.
68 16. **UNFINISHED AGENDA** None.
69 17. **AUDIENCE PARTICIPATION** None.
70 18. **ASSEMBLY COMMENTS** None.
71 19. **EXECUTIVE SESSIONS** None.
72

1 Dan Sullivan expressed interest in scheduling a work session for Friday, September 26, 2003 and Chair Traini said
2 he would take a poll on that issue.
3

4 **20. ADJOURNMENT** The meeting adjourned at 11:27 p.m.
5

6 Mr. Tesche moved, to adjourn this meeting.
7 Ms. Shamberg seconded,
8 and this motion passed unanimously,
9

10
11
12
13
14
15
16
17
18
19
20
21
22 _____
23 DICK TRAINI, Assembly Chair

24 ATTEST:
25
26
27

28 _____
29 BARBARA GRUENSTEIN, Municipal Clerk
30 Barbara Gruenstein

31 Date Minutes Approved: November 4, 2003
32

33 BG:MC

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