

**MUNICIPALITY OF ANCHORAGE**  
**ANCHORAGE ASSEMBLY**

**Assembly Chambers, Z. J. Loussac Library**  
**3600 Denali Street, Anchorage, Alaska**

**Minutes for Regular Meeting of April 20, 2004**

**1. CALL TO ORDER**

The Assembly Meeting was called to order by Chair Traini at 5:00 p.m. in the Assembly Chambers, Loussac Library, Room 108 in Anchorage, Alaska.

**2. ROLL CALL** A Quorum was achieved with Assemblymembers present.

PRESENT: Allan Tesche, Brian Whittle, Melinda Taylor, Fay Von Gemmingen, Dick Traini, Anna Fairclough, Doug Van Etten, Dan Kendall, Janice Shamberg and Dan Sullivan, with Dick Tremaine arriving shortly after roll call.

ABSENT: None.

**3. PLEDGE OF ALLEGIANCE**

A flag ceremony and the pledge of allegiance were led by Sea Cadets from the MCOP, Jerry Herrington Division, U.S. Naval Sea Cadets Corporation, Lieutenant Ronald K. Summers, Commanding Officer.

**4. MINUTES OF PREVIOUS MEETING** None.

**5. MAYOR'S REPORT**

On the Mayor's behalf, Deputy Municipal Manager, Michael Abbott reported that the building known as "the Pink Palace" had successfully been demolished that afternoon. The demolition had been completed in conjunction with the Alaska National Guard. The Administration was pleased, as was the neighborhood.

Mr. Van Etten added that the Showboat Lounge had also been demolished. He said the building had been torn down at no expense to the city. Mr. Van Etten added that Mr. Jack Lewis had informed him there would be a nice restaurant established in that spot.

**6. ASSEMBLY CHAIR'S REPORT**

Chair Traini awarded Ms. Fairclough, Mr. Sullivan and Mr. Tremaine their five-year pins, commemorating their five years of service to the Municipality.

Chair Traini thanked the Municipal Election Committee and the MOA Election Officer, Ms. Guadalupe Marroquin, for the fine job they had done, completing the recent election in the Municipality. He stated she was a citizen of high caliber, and her work was greatly appreciated.

Chair Traini announced that Ms. Robin Ward would be approved as the new Director of the Heritage Land Bank. Mayor Begich introduced Ms. Ward. He, Chair Traini, Ms. Fairclough and Mr. Van Etten welcomed her. Chair Traini said that she would be an asset to the Municipality.

Chair Traini handed out to Assemblymembers a sign-up sheet for each to select committees on which to serve for the next year. He requested their responses by April 27, 2004. He said assignments would be made on May 11, 2004.

**7. COMMITTEE REPORTS**

Mr. Tremaine reported on his recent trip to Juneau, representing the Alaska Municipal League. He stated that nearly thirty cities in the state were on the verge of financial collapse due to state appropriation cutbacks. He had lobbied on the "percent of market value" (POMV), and explained the importance of this issue. He also spoke in support of the PERS/TERS state retirement system issues. He let the State Administration and legislators know that Anchorage had very little "fluff" in their budget. He stated that MOA Deputy Manager, Michael Abbott was also in Juneau, lobbying for Anchorage.

Ms. Fairclough stated the POMV had been a proven method of payouts creating a steady, predictable funding support process, used successfully by governments across the nation. It would lead to long-term sustainable revenue for both the State of Alaska and for the Permanent Fund Dividend.

**8. ADDENDUM TO AGENDA**

The question was called on the Addendum to the Agenda.

Ms. Fairclough moved, to approve the inclusion of the Addendum items into the  
Mr. Sullivan seconded, Regular Agenda.

Chair Traini read the Addendum items. Mr. Tremaine added two items, AR 2004-110, a resolution honoring Jo Ann Bantz and AM 366-2004, Municipal Election Certification. The Chair assigned these items 9.A.4 and 15.A, respectively, in the Regular Agenda. He called for additional Addendum items, and there being none, he called for a motion to incorporate the Addendum items into the Regular Agenda.

Ms. Fairclough moved, to approve the inclusion of the Addendum items into the  
Mr. Sullivan seconded, Regular Agenda.  
and this motion was passed,

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

Question was called on the Consent Agenda.

Mr. Tesche moved, to approve the Consent Agenda.  
Ms. Fairclough seconded,

Chair Traini called for Assemblymembers to request items be pulled and moved to the Regular Agenda for further discussion.

## 9. CONSENT AGENDA

### 9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

9.A.1. Resolution No. AR 2004-71, a resolution of the Anchorage Municipal Assembly recognizing May 7, 2004 as "**Police Memorial Day**", and remembering and honoring those who have given their lives in the line of duty, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Ms. Fairclough requested this item be pulled for review on the Regular Agenda. (See item 10.A.1)

9.A.2. Resolution No. AR 2004-107, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Hattie Gardner** for her 32 years of service with the Municipality of Anchorage, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Tesche, Taylor, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Ms. Taylor requested this item be pulled for review on the Regular Agenda. (See item 10.A.2)

9.A.3. Resolution No. AR 2004-109, a resolution of the Anchorage Municipal Assembly proclaiming April, 2004 **Sexual Assault Awareness Month** and encouraging the citizens of Anchorage to work together to eliminate this crime in our community, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.  
(Addendum)

Mr. Tesche requested this item be pulled for review on the Regular Agenda. (See item 10.A.3)

9.A.4. Resolution No. AR 2004-110, a Resolution of the Anchorage Municipal Assembly honoring and commemorating the contribution to the community by **Jo Ann Bantz**. (Laid on the Table)

This item was Laid on the Table by Mr. Tremaine and was discussed in the Regular Agenda. (See item 10.A.4)

### 9.B. RESOLUTIONS FOR ACTION - OTHER

9.B.1. Resolution No. AR 2004-89, a resolution of the Municipality of Anchorage appropriating \$21,500 from the Alaska Division of Homeland Security as a supplemental to the state Categorical Grants Fund (231) for the development of the **Community Emergency Response Teams** (CERTS) through the Office of the Municipal Manager on behalf of the MOA Office of Emergency Management, Municipal Manager's Office.

a. Assembly Memorandum No. AM 319-2004.

9.B.2. Resolution No. AR 2004-100, a resolution authorizing the disposal of a municipal interest, via relinquishment, on **Lot 3, Yates Subdivision**, Municipal Light & Power.

a. Assembly Memorandum No. AM 348-2004.

### 9.C. BID AWARDS

9.C.1. Assembly Memorandum No. AM 364-2004, recommendation of award to MKB Constructors for the **J. M. Asplund Wastewater Treatment Facility headworks modifications** for the Municipality of Anchorage, Anchorage Water & Wastewater Utility (ITB 24-C004) (\$4,165,000), Purchasing.  
(Addendum)

### 9.D. NEW BUSINESS

9.D.1. Assembly Memorandum No. AM 337-2004, **Clair d'Loon #4291** – Transfer of Ownership and Name Change for a Restaurant/Eating Place Liquor License (Spenard, North Star, Fairview & Rogers Park Community Councils), Clerk's Office.

9.D.2. Assembly Memorandum No. AM 338-2004, **ESS Support Services Worldwide** – New Common Carrier/Dispensary Liquor License (Seasonal License April 1 to October 1) (Various routes within the State of Alaska: Anchorage, Fairbanks, Denali, North Star, Seward, Denali Star South, Coastal Classic Gardenvue), Clerk's Office.

9.D.3. Assembly Memorandum No. AM 339-2004, **ESS Support Services Worldwide** – New Common Carrier/Dispensary Liquor License (Full 2 Year License) (Various routes within the State of Alaska: Anchorage to Seward), Clerk's Office.

- 1 9.D.4. Assembly Memorandum No. AM 340-2004, cooperative agreement between the Alaska Department of  
2 Natural Resources, Division of Forestry (DOF) and the Municipality of Anchorage allowing for  
3 reimbursement not to exceed \$250,000 to fund **2004 Wildfire Mitigation efforts**, Anchorage Fire  
4 Department.
- 5 9.D.5. Assembly Memorandum No. AM 341-2004, cooperative agreement between the Alaska Department of  
6 Natural Resources, Division of Forestry (DOF) and the Municipality of Anchorage allowing for  
7 reimbursement not to exceed \$200,000 to fund **2004 Wildfire Air Resources**, Anchorage Fire  
8 Department.
- 9 9.D.6. Assembly Memorandum No. AM 342-2004, Amendment No. 2 to professional services contract with  
10 CH2M Hill, Inc. for the design of the **Downtown Area Storm Drain Outfall Reconstruction**, Project  
11 No. 00-12 (\$69,500), Project Management & Engineering.
- 12 9.D.7. Assembly Memorandum No. AM 343-2004, Amendment No. 3 to professional services contract with  
13 Clarion Associates for **Title 21 Diagnosis and Rewrite** (\$124,940), Planning Department.
- 14 9.D.8. Assembly Memorandum No. AM 344-2004, **Spenard Road – 19<sup>th</sup> Avenue to Hillcrest Drive Water**  
15 **Upgrade Project** – Annette's Trucking contract Change Order No. 2 (\$29,913.73), Anchorage Water  
16 & Wastewater Utility.
- 17 9.D.9. Assembly Memorandum No. AM 345-2004, recommendation of award to various vendors for providing  
18 **third party collection services** for the Municipality of Anchorage, Finance Department (RFP 24-  
19 P003) (\$420,000), Purchasing.
- 20 9.D.10. Assembly Memorandum No. AM 346-2004, authorization to enter into a grant agreement with  
21 Probation Services at McLaughlin Youth Center for the **Making A Difference – Juvenile Offender**  
22 **Program** (\$95,000), Health & Human Services.
- 23 9.D.11. Assembly Memorandum No. AM 347-2004, The Downtown Business Improvement District  
24 ("Assessment District 1SD97") 2004 services grant with the **Anchorage Downtown Partnership,**  
25 **Ltd.** (\$490,000), Office of Management & Budget.
- 26 9.D.12. Assembly Memorandum No. AM 358-2004, Change Order No. 2 to Purchase Order 230246 with  
27 American LaFrance Northwest for furnishing **modifications to medic ambulances** for the  
28 Municipality of Anchorage, Anchorage Fire Department (\$8,643.48), Purchasing. **(Addendum)**
- 29 9.D.13. Assembly Memorandum No. AM 359-2004, proprietary purchase of **computer software maintenance**  
30 from Environmental Systems Research Institute, Inc. (ESRI) for the Municipality of Anchorage,  
31 Information Technology Department (\$49,179.46), Purchasing. **(Addendum)**
- 32 9.D.14. Assembly Memorandum No. AM 360-2004, Change Order No. 2 to contract with Cullips Excavating,  
33 **MacInnes Street Paving and Storm Drainage Improvements**, Project No. 00-20 (\$835,798), Project  
34 Management & Engineering. **(Addendum)**
- 35 9.D.15. Assembly Memorandum No. AM 361-2004, Amendment No. 4 to contract for professional engineering  
36 services with CH2M Hill for completion of construction phase services for the **Pump Station 2**  
37 **Upgrade – Chester Creek Project** for the Municipality of Anchorage, Anchorage Water & Wastewater  
38 Utility (\$100,000). **(Addendum)**
- 39 9.D.16. Assembly Memorandum No. AM 362-2004, appointment to **Executive Staff** (Robin Ward – Executive  
40 Director of the Heritage Land Bank), Mayor's Office. **(Addendum)**
- 41 9.D.17. Assembly Memorandum No. AM 365-2004, statutory Second Injury Fund and State Administrative  
42 Service Fees for **Workers' Compensation operations** (\$253,519), Risk Management/Finance.  
43 **(Addendum)**
- 44

45 **9.E. INFORMATION AND REPORTS**

- 46 9.E.1. Information Memorandum No. AIM 36-2004, Internal Audit Report 2004-5 – **Municipal Payroll**  
47 **Review, Employee Relations Department**, Internal Audit.
- 48 9.E.2. Information Memorandum No. AIM 37-2004, Internal Audit Report 2004-6 – **2003 Parts, Tires and**  
49 **Lubricants Inventory, Fleet Maintenance, Facility and Fleet Maintenance, Maintenance and**  
50 **Operations**, Internal Audit.
- 51 9.E.3. Information Memorandum No. AIM 38-2004, AO 2004-66; an ordinance of the Anchorage Municipal  
52 Assembly continuing or reestablishing the **Animal Control Advisory Board**, Mayor's Office.
- 53 9.E.4. Information Memorandum No. AIM 40-2004, AO 2004-68; an ordinance of the Anchorage Municipal  
54 Assembly continuing or reestablishing the **Urban Design Commission**, Mayor's Office.
- 55 9.E.5. Information Memorandum No. AIM 41-2004, AO 2004-69; an ordinance of the Anchorage Municipal  
56 Assembly continuing or reestablishing the **Youth Advisory Commission**, Mayor's Office.
- 57 9.E.6. Information Memorandum No. AIM 42-2004, **Girdwood Wellhouse Improvements** – GGL, Inc. (P.O.  
58 226122), report of construction contract change orders (\$63,589.66), Water & Wastewater Utility.
- 59 9.E.7. Information Memorandum No. AIM 43-2004, **contracts awarded between \$50,000 and \$100,000**  
60 **through formal competitive processes** for the month of March 2004, Purchasing.
- 61 9.E.8. Information Memorandum No. AIM 44-2004, **Sole Source Procurement Report** for the month of  
62 March 2004, Purchasing.
- 63

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

- 65 9.F.1. Ordinance No. AO 2004-83, an ordinance amending the zoning map and providing for the rezoning of  
66 approximately 2.06 acres from R-1A (Single Family Residential) to R-5 (Suburban Residential District,  
67 Large Lot) for **Fischer Subdivision, Lots 1A and 1B, Block 3**, generally located at 5200 E. 100<sup>th</sup>  
68 Avenue and 10161 Klingler Street (Mid-Hillside, Huffman/O'Malley Community Councils) (Planning  
69 and Zoning Commission Case 2003-173), Planning Department. *(Public Hearing set for 6-8-04)*  
70 a. Assembly Memorandum No. AM 355-2004.
- 71 9.F.2. Ordinance No. AO 2004-84, an ordinance amending Anchorage Municipal Code Section 4.05.040 to  
72 set the commencement and termination of **board and commission terms** to October and to provide  
73 for automatic extension of appointed members terms until a new appointment is confirmed by the  
74 Assembly or a maximum of 120 days, and to extend terms of existing board and commission members  
75 by 8 months, Planning Department. *(Public Hearing set for 5-18-04)*  
76 a. Assembly Memorandum No. AM 356-2004.

- 9.F.3. Ordinance No. AO 2004-85, an ordinance amending Anchorage Municipal Code Section 3.30.172 to add, rename and delete executive position classifications for the **Executive Branch Organization**, Employee Relations. (*Public Hearing set for 5-18-04*)  
a. Assembly Memorandum No. AM 357-2004.
- 9.F.4. Resolution No. AR 2004-101, a resolution of the Municipality of Anchorage appropriating \$1,146,807 in long-term contract payable loan proceeds from three capital leases (ref. AM No. 806-2003), representing the ten (10) year lease-purchase of three **emergency fire apparatus** to equip new Tudor/Baxter Fire Station #14 and new Southport Fire Station #15, to the Anchorage Fire Service Area Fund (131) to properly record the lease purchase of this equipment in compliance with generally accepted accounting principles, Anchorage Fire Department. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 349-2004.
- 9.F.5. Resolution No. AR 2004-102, a resolution of the Municipality of Anchorage appropriating \$263,807 from the Federal Seized and Forfeited Monies from Categorical Fund (257) awarded from criminal narcotics cases by the U.S. Drug Enforcement Agency to the **Police Investigation Fund** (257) for use by the Anchorage Police Department. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 350-2004.
- 9.F.6. Resolution No. AR 2004-103, a resolution of the Municipality of Anchorage appropriating \$112,047 from the State Seized and Forfeited Monies from Categorical Fund (257) awarded from criminal narcotics cases by the U.S. Drug Enforcement Agency, to the **Police Investigation Fund** (257) for use by the Anchorage Police Department. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 351-2004.
- 9.F.7. Resolution No. AR 2004-104, a resolution of the Municipality of Anchorage accepting and appropriating a State of Alaska Clean Water Fund loan in the amount of \$5,704,515 for construction of **Cell 7** at the Anchorage Regional Landfill, Solid Waste Services. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 352-2004.
- 9.F.8. Resolution No. AR 2004-105, a resolution of the Municipality of Anchorage accepting and appropriating a State of Alaska Clean Water Fund loan offer in the amount of \$525,000 for the design of **landfill cells** at the Anchorage Regional Landfill, Solid Waste Services. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 353-2004.
- 9.F.9. Resolution No. AR 2004-106, a resolution of the Municipality of Anchorage, Alaska, confirming and levying assessments for the sewer special improvements within **Levy-Upon-Connection (LUC) Roll 04-S-4**, setting date of payment and providing for penalties and interest in the event of delinquency, Anchorage Water & Wastewater Utility. (*Public Hearing set for 5-18-04*)  
a. Assembly Memorandum No. AM 354-2004.
- 9.F.10. Ordinance No. AO 2004-86, an ordinance amending Anchorage Municipal Code Title 17 for technical changes to **definitions, complaints, animals in public places, protective custody, and fee schedule**, Health & Human Services. (*Public Hearing set for 5-11-04*)  
a. Assembly Memorandum No. AM 363-2004.

Chair Traini called for a motion to approve the remainder of Consent Agenda.

Mr. Tesche moved, to approve the amended Consent Agenda, with the  
Mr. Tremaine seconded, exception of those items pulled for review.  
and this motion was passed,

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

Chair Traini announced the unanimous approval of the amended Consent Agenda, with the exception of the pulled items and proceeded into discussion of those items.

#### END OF CONSENT AGENDA

### 10. REGULAR AGENDA

#### 10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

- 10.A.1. Resolution No. AR 2004-71, a resolution of the Anchorage Municipal Assembly recognizing May 7, 2004 as "**Police Memorial Day**", and remembering and honoring those who have given their lives in the line of duty, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Ms. Fairclough moved, to approve AR 2004-71.  
Mr. Sullivan seconded,  
and this motion was passed,

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

Ms. Fairclough presented the award to Anchorage Police Department Chief Monegan, as Mr. Sullivan read the resolution, recognizing May 7, 2004 as Police Memorial Day. Chief Monegan accepted the award on behalf of the men and women of the APD and their families. He stated there had been forty-two law enforcement officers who had lost their lives in the line of duty in Alaska. He stated that seven of those officers had been from Anchorage. He stated that May 7, 2004 would be the 16<sup>th</sup> Annual Police Memorial Day, marking a national time of remembrance for law enforcement officers and their families. He stated the APD was planning a memorial service for those Anchorage officers who were lost in the line of duty, in conjunction with Police Memorial Day, and it would be opened to the public.

10.A.2. Resolution No. AR 2004-107, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Hattie Gardner** for her 32 years of service with the Municipality of Anchorage, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Tesche, Taylor, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.

Ms. Taylor moved, to approve AR 2004-107.  
Ms. Von Gemmingen seconded,  
and this motion was passed,

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

NAYES: None.

Ms. Taylor read the resolution and Ms. Von Gemmingen presented the award to Ms. Hattie Gardner, honoring her for 32 years of service to the Municipality. Ms. Gardner accepted her award and thanked the Assembly for their recognition. She responded to Ms. Von Gemmingen, saying that she would be busy serving on several local and state committees and organizations, was an active member of her church, had set up a scholarship award in honor of her late husband, had been on the founding committee for the YWCA and a founding member of the Athena Society. She stated she would also be busy with her four girls, in whom she took great pride.

Ms. Taylor thanked her for her service and stated that Ms. Gardner had been a tremendous asset to the community.

Mayor Begich stated it was a pleasure to honor her that evening and reminded her that his Administration had over forty boards and commission that needed volunteers to serve, and he encouraged her to continue her community involvement.

10.A.3. Resolution No. AR 2004-109, a resolution of the Anchorage Municipal Assembly proclaiming April, 2004 **Sexual Assault Awareness Month** and encouraging the citizens of Anchorage to work together to eliminate this crime in our community, Mayor Begich; Assemblymembers Fairclough, Kendall, Shamberg, Sullivan, Taylor, Tesche, Traini, Tremaine, Van Etten, Von Gemmingen and Whittle.  
**(Addendum)**

Mr. Tesche moved, to approve AR 2004-109.  
Ms. Taylor seconded,  
and this motion was passed,

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

NAYES: None.

Mr. Tesche read the resolution as Mr. Whittle presented the award to Ms. Mary Elam, representing STAR (*Standing Together Against Rape*), proclaiming April 2004 as Sexual Assault Awareness Month. Ms. Elam accepted this award on behalf of all the victims and survivors in stages throughout the recovery progress. She thanked the Assembly and the Administration for the services they had provided to victims of sexual assault and victims of child sexual abuse. She thanked them for their support in providing education to children and the community on these issues.

Mr. Tesche thanked the STAR for offering to assist the subcommittee of the Equal Rights Commission.

Mr. Whittle stated that sexual assault in Anchorage was a big concern, with high national statistics of sexual abuse and citizens needed to be involved with finding solution to this issue.

To Ms. Fairclough, Ms. Elam responded that STAR was holding an educational event that evening at the Performing Arts Center, which would begin at 7:00 p.m.

10.A.4. Resolution No. AR 2004-110, a Resolution of the Anchorage Municipal Assembly honoring and commemorating the contribution to the community by **Jo Ann Bantz**. **(Laid on the Table)**

Mr. Tremaine moved, to introduce AR 2004-110.  
Mr. Sullivan seconded,  
Mr. Whittle was the concurring third,  
and this motion was unanimously approved,

11. **OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS** None.

12. **APPEARANCE REQUESTS**

A. **Lt. Ronald K. Sommers**, regarding Naval Sea Cadets Recruiting week.

Lieutenant Ronald K. Sommers appeared and supported the Sea Cadets who presented the colors and led the pledge of allegiance at the beginning of the Assembly Meeting. *(Clerk's Note: Refer to Agenda Item No. 3.)*

B. **Richard Irwin** of Anchorage City Church, to honor, recognize and thank Assembly Members.

Richard Irwin appeared and presented a plaque and thanks to each departing member of the Assembly. *(Clerk's Note: Refer to Special Orders, Agenda Item No. 15, involving the Certification of the April 6, 2004 Regular Municipal Election.)*

C. **Mother Alice Lawrence**, regarding pastor services; waiving fee at Mt. View Recreation Center.

MOTHER ALICE LAWRENCE, resident of Alaska since 1967, spoke of her concern over the recent unexpected costs of holding worship services. She had previously held services in her home until there were too many people. She had begun holding weekend services at the Mountain View Community Recreation Center for no charge but was now being charged \$90 for two hours each weekend. She pleaded with the Assembly to help her resolve this issue. To Ms. Shamberg, Mother Lawrence stated she had worked to get people off the street and there was no money available to do those services. She said her services were full of people off the street, and there were 75-150 who regularly worshiped with her. She served meals out of her van following each service, and many people depended on her support. She encouraged Assemblymembers to attend, to see for themselves and to let worshipers meet them. Mr. Tesche understood the importance of her work and offered to meet with her and the Administration to find a way to resolve this issue. Ms. Fairclough thought that consideration should be made to using the recently established account for donations to the Municipality. She challenged citizens to consider sponsoring a weekend service by donating \$90. She pledged the first \$90 to show her support. Mayor Begich agreed with Ms. Fairclough and also pledged \$90 in support of Mother Lawrence's worship services. Chair Traini stated the telephone number for Mother Lawrence was 272-0989 and urged citizens watching the Assembly Meeting that evening to call her with their pledges for donations.

D. **Elayne Janiak**, regarding voluntary campaign spending limits.

ELAYNE JANIAC stated that she was concerned about the amount of money that had been spent on the recent Assembly race. She was surprised with the political contributions that had gone into the campaigns and felt that excessive spending was tainting all levels of government and led to limited, closed-minded representatives, drove the people away and led to bad governments. She urged the Assembly and the Administration to consider eliminating excessive spending by lowering limits of campaign spending limits on Assembly races.

### 13. CONTINUED PUBLIC HEARINGS

*(Clerk's Note: Combined Public Hearing follows, then Assembly discussion and action on each ordinance)*  
*(Clerk's Note: Assembly approval changed of the order of the day, to complete 15. A and 15.B, Certification of the Municipal Election, Assembly Recognition and Induction of new Assemblymembers. The body then returned, with newly seated Assemblymembers, to complete the Meeting Agenda.)*

- 13.A. **Ordinance No. AO 2004-2**, an ordinance of the Municipality of Anchorage creating **Special Assessment District 1P03** for road improvements to Marston Drive and Foraker Drive, and determining to proceed with proposed improvements therein, Project Management & Engineering.  
1. Assembly Memorandum No. AM 21-2004.  
*(Continued from 2-17-04)*
- 13.B. **Ordinance No. AO 2004-19**, an ordinance creating **Turnagain Heights Water Special Assessment District 1416**, and determining to proceed with the proposed improvements therein, Anchorage Water & Wastewater Utility.  
1. Assembly Memorandum No. AM 55-2004.  
*(Continued from 2-17-04)*
- 13.C. **Ordinance No. AO 2004-20**, an ordinance creating **Turnagain Heights Sanitary Sewer Lateral Special Assessment District 1415**, and determining to proceed with the proposed improvements therein, Anchorage Water & Wastewater Utility.  
1. Assembly Memorandum No. AM 56-2004.  
*(Continued from 2-17-04)*

Chair Traini called the question to combine Public Hearing for 13.A, 13.B and 13.C. Mr. Tremaine moved, Mr. Sullivan seconded and there were no objections. He opened Public Hearing on AO 2004-2, AO 2004-19 and AO 2004-20.

DOUGLAS QUIST represented his family, who were property and home owners in the Turnagain Heights District. He distributed a letter to Assemblymembers explaining how the proposed special assessment would be making them pay 5% of the development costs, which would be roughly \$120,000. A neighbor was to be assessed 7%, which would cost \$170,000 for proposed improvements. He stated that 56% of the proposed redevelopment costs would come from the Municipality, the Hitchenses and his family. He explained the other half of the costs would be shared by 20 other developers. He felt it was clearly an inequitable situation. He requested that the geotechnical review report for the special assessment district be made available to the public. He stated that a report developed during the redevelopment of Turnagain Northeast recommended against redevelopment of Turnagain Northeast due to seismic instability and high probability of ground failure. He felt that the MOA should not take the financial risk, and he thought it was unclear from the current FEMA rules if this area would be eligible for compensation as the original homeowners were reimbursed following the 1964 earthquake.

To Ms. Fairclough, Deputy Municipal Manager, Michael Abbott responded that the language included with the Turnagain Northeast redevelopment would not obligate the Municipality to replace any damage of the infrastructure. He explained they did not include that language because it was not included on the RID ballot. They also did not believe it was an appropriate standard to place on this or any other RID. If a disaster did occur, the Municipality would make an appropriate decision at that time for replacement costs. Municipal Engineer Howard Holton added that Assemblymembers had received a letter from the State of Alaska explaining the reimbursement policy of FEMA. He explained FEMA reimbursement for disaster relief for replacement of public improvements was 75% of the costs. The remaining 25% would be the responsibility of the State of Alaska. Ms. Fairclough stated she wanted further clarification, to understand what Federal reimbursements the State of Alaska would be entitled. To Chair Traini, Mr. Holton responded he would be happy to supply a map of Anchorage, showing the land subjected to seismic failure.

RON ZOBEL, resident of Illiamna Avenue and representing a group of homeowners known as "Citizens for Turnagain's Future," testified in opposition of the improvement. He felt their views had been dismissed, and the development would have an impact on their properties and the Coastal Trail. He listed the reasons for their opposition, including safety issues, speaking of the geotechnical studies that should be completed before consideration of

1 development. He argued the individuals who had purchased this questionable property did so knowing the soils were  
2 unstable. He felt the land in question supported their lots on the bluff and feared that development in this area would  
3 put their lots at risk. He wanted assurances that their properties were safe. To Mr. Tesche, Mr. Zobel responded that  
4 he was not familiar with the Turnagain Northwest Land Slide Reevaluation study conducted in 1995. He understood  
5 there had been no on-site soil studies completed since the 1980's, and he suspected there had been reinterpretations  
6 of old data. It was his opinion that the area's soil stability had not changed since the 1964 earthquake. He believed  
7 that the MOA should insist that the Spinelli group give their results of the soils tests to the Geotechnical Advisory  
8 Commission to determine if they were adequately safe and determine what studies needed to be done to determine if  
9 the land was safe.

10  
11 DAVID NIEMANN, resident of Turnagain, urged more public involvement over this issue. He felt the residents of the  
12 area had not been involved with the decisions being made. He felt the area was unique and more study needed to be  
13 completed before development. He urged the Assembly to consider factors, including soils, drainage, stability and  
14 reassessments and to include interaction with the residents of the area.

15  
16 JOHN GLENN and Ms. Bea Courtnidge, residents of Turnagain, felt the current homeowners in the area would be  
17 helping subsidize the victims of the earthquake, who had already received low interest loans and been given the  
18 opportunity for quick claim deeds on the damaged lots. Mr. Glenn also felt more studies were needed to ensure safe  
19 development.

20  
21 JOHN SROUFE, resident of Turnagain, opposed development of this area. He was a resident of Anchorage during  
22 the 1964 earthquake and remembered the destruction of the Turnagain Slide Area, in the very area under  
23 consideration of development. He remembered the quake had caused the ground to liquefy and the bluffs collapsed in  
24 this area, destroying about 75 homes. He remembered the people who died in this area due to ground collapse. He  
25 did not believe the grounds were stable enough to develop and did not think the city, during the time of the quake, ever  
26 had intentions of allowing development to take place in the slide area. He felt this issue needed to be discussed by the  
27 Geotechnical Advisory Commission for the study of soil stability and seismic risk to the area. It was his opinion that  
28 this development should be rejected outright.

29  
30 DR. DITTY HITCHENS, a resident of Turnagain, stated she was not aware of the dangers of the area until after she  
31 had purchased her property. She had since been informed by knowledgeable people that there was significant danger  
32 in the area due to the instability of the soils. She felt the Municipality would eventually regret the development. She  
33 spoke in support of keeping this area as an undeveloped area and supported the Coastal Trail, keeping a high quality  
34 of life for Anchorage.

35  
36 CAROLYN GREEN, owner of property in the area in question, wanted to one day build on her property. She said  
37 others had been using her land for recreational activities while she had continued to pay taxes for her property. She  
38 was offended that others had referred to her property as their back yard, when in fact it should be her front yard. She  
39 thought that there had been adequate testing to allow development and urged the Assembly to pass the ordinances.  
40 To Ms. Fairclough, Ms. Green stated she had purchased the property after the quake, and did not think the original  
41 property owner had been offered compensation after the quake. She stated the lot's assessment was \$13,000.

42  
43 YARO MOUKA, property owner in Turnagain, testified. He stated he bought three lots in 1978, and had been the  
44 contractor of the home that was presently owned by Mr. Ron Zobel. He stated that he had received a letter from the  
45 city stating that building permits which had previously been issued were granted in error. He wanted the Municipality  
46 to honor the building permits that had already been issued, and wanted to develop his lots. He shared the letter with  
47 Assemblymembers.

48  
49 MARYBETH MAULDER, resident of Illiamna Avenue since 1989, was well aware of the soil condition and the  
50 controversy of the development. She urged the Assembly to consider having the Municipality purchase the land,  
51 offered subsidies to current land owners, and put the area in a land trust, to maintain it as a park. To Mr. Sullivan, she  
52 responded that she did not know how the Municipality would purchase the property and she did not know if the  
53 property owners would sell. Ms. Fairclough stated the average price per lot of the land in question was at \$28,000.  
54 She felt they could not deny homeowners legal access to their property. She also felt they could not take into  
55 consideration any promises of quick-claim deeds that never were given.

56  
57 KARLA GRUMMAN, resident of Turnagain for the past 27 years and property owner of area in question, stated she  
58 wanted to develop. She wanted to correct some of the misinformation by saying that this area had been privately  
59 platted for years, including the proposals for roads and improvements. She thought the Municipality would gain  
60 tremendously from the reassessments of the properties once improvements had been made because the homes that  
61 would be built there would be expensive homes.

62  
63 LEEANN GERHARDT, resident of Turnagain who used the Coastal Trail extensively, testified that the area in question  
64 was full of broken glass and evidence of parties, and she felt safer on the trail system where there was development.  
65 She stated she was looking forward to a safer neighborhood following the development.

66  
67 CABLE STARLINGS, slide area property owner, stated he paid \$55,000 for his lot, which was appraised at \$40,000 by  
68 the city. He supported development, and hoped that he would be able to build on his lot some day.

69  
70 RAY CRAIG, a 22-year resident of Turnagain and lot owner in the subject area, supported the proposed improvements  
71 and urged the Assembly to move forward with the issues. He stated he was a registered civil engineer and registered  
72 geologist in the State of Alaska and practiced in the geotechnical area. He had conducted extensive studies of the  
73 area, determining safety and seismic stability of the area, and he was comfortable with moving there. He stated that in  
74 his opinion the soils of that area were draining adequately and studies indicated that the soils were becoming more  
75 stable over time. He thought the myths of original property owners being subsidized with reimbursements, given low  
76 interest rates and given replacement properties were highly exaggerated, and many owners received nothing. To Mr.  
77 Sullivan, Mr. Craig responded he was familiar with the Shannon and Wilson study. To Mr. Whittle, Mr. Craig stated  
78 that his lot would not be any more at risk than what other already developed property was in that area, and saw them

1 as essentially the same. To Ms. Shamberg, Mr. Craig stated he was familiar with the study cited by Spinelli, and  
2 thought it was just a repeat of the Turnagain Northeast. He felt there were procedures to help design and permit  
3 construction for homes in that area that were adequately safe.

4  
5 VICKY ROSS, resident of Anchorage since 1971 who had been actively involved with this issue since 1985, testified.  
6 She spoke of the original property owners receiving compensation of property lots in Zodiac Manner. This Turnagain  
7 replat was discussed by the Platting Board in the late 1980's and created quite a discussion. It was decided that the  
8 lots in the Turnagain Northeast were allowed replatting. She was concerned with the remaining 44 lots being  
9 developed in an area that was not safe. She urged for more studies to be done, to have a current report from the  
10 Geotechnical Commission and to have the Assembly review the information. To Mr. Tesche, Ms. Ross responded that  
11 to her knowledge the Geotechnical Commission had not recently studied this area. She stated that the community  
12 council had at one time proposed purchasing this property as possible park land, but it was deemed too expensive,  
13 and had recently proposed the purchase to the state.

14  
15 ALEX GRUMMAN, landowner in the subject area, was frustrated with the issue. He had paid taxes for years and had  
16 purchased the land with the intention of building homes. He felt the improvements would make the assessment  
17 increase, with the city benefiting from the expense of the land owners.

18  
19 GWEN HENDRICKSON, Turnagain resident, testified that people would not build in this area if it was unsafe.

20  
21 MARK WIGGIN, current President of Turnagain Community Council, shared a resolution, approved by their council,  
22 opposing any amendment to AO 78-84 that would allow the Municipal Engineer to waive the municipal standards for  
23 subdivision development. He felt the undeveloped portion of the Turnagain Slide Area should be developed only after  
24 meeting minimum standards comparable with those developments. He urged consideration of a 110-foot treed buffer  
25 for the Coastal Trail and the back of these properties, if development did occur. Ms. Osslander requested the Chair  
26 seek information from the Administration to make certain the requirements were being followed with respect to  
27 development and municipal standards. Mr. Holton responded that those requirements were being followed.

28  
29 CLIFF HITCHENS, Turnagain property owner, stated the lots were valued at \$14,000 each, and he remembered  
30 paying \$265 in taxes per lot last year. He felt he would unfairly be reassessed for improvements, development and  
31 roads that he did not support. He did not purchase the lots for investment, and felt the property owners would be  
32 paying for the benefit of the Municipality.

33  
34 MATT FINK, Turnagain property owner, testified in support of development. Since 1985 he had been involved with the  
35 development process so the land in question could be improved. The Municipality had performed soils tests that had  
36 indicated their property was more stable than Turnagain Northeast. A majority of the residents and property owners in  
37 this area supported the improvements. To Mr. Whittle, Mr. Fink responded that the proposed development did not  
38 include Iliamna Avenue. He felt the adjacent properties with less stable soil, had been allowed to be developed.

39  
40 CHUCK SPINELLI, homeowner adjacent to the area in question, testified that he supported the development of the  
41 area. He had completed soils tests at his expense, which indicated the soils were adequate. They performed test  
42 holes every three hundred feet to do a thorough study. He felt the highest and best use of this land would be  
43 residential development, which would increase taxes and allow the Municipality to benefit. To Chair Traini, Mr. Spinelli  
44 responded that they had conducted the soil testing with a backhoe, to complete a more thorough test. The tests  
45 indicated soil with layers of sand and clay.

46  
47 PAUL LANDIS, homeowner close to the property in question, testified that he viewed the property in the area of  
48 Northern Lights Boulevard was safer than the land in question.

49  
50 DAVID WHITE, 14-year property owner and tax payer, spoke in favor of development. Because of the district  
51 boundary lines he did not live in the Turnagain Community Council Area, and did not attend their meetings. He stated  
52 he would prefer for the Assembly to make the decisions involved with this development.

53  
54 BOB QUIST, resident of Iliamna Avenue, spoke against development. He was concerned with the increased traffic  
55 that Iliamna would receive, as the access road from this development. He stated they would be victims of higher  
56 assessed properties and would be forced to pay higher taxes.

57  
58 PATRICK KELLY, land owner adjacent to the property in question, testified. He felt there was a lack of trust and  
59 understanding between developers and residents in the Turnagain area. To Chair Traini, he urged the Assembly to  
60 request a map of earthquake susceptible lands in Anchorage, with a history of the lands that had already failed and  
61 had been developed. He felt the existing roads in Turnagain were substandard and in disrepair and would not support  
62 continued use by heavy construction equipment and he urged the Assembly to address this road issue. He felt that  
63 the areas of adverse possession and prescriptive rights were not being addressed for this area. He felt the access to  
64 the Coastal Trail also needed to be addressed.

65  
66 PEGGY FLANAGEN, homeowner of Turnagain, spoke of her concern with the development and the safety of the  
67 roads. She thanked all the property owners who had been paying taxes on the land that the public had been using  
68 over the years. She feared that development would increase their road traffic by 60-80 more vehicles, and wondered  
69 why McKinzie Drive was not being considered as an access road instead of Foraker Drive or Marston Drive. She  
70 stated that some of the roads were narrow and were often full of children. She said McKinzie was 30 feet wide and led  
71 directly to Northern Lights. She also spoke of how valuable the trees were to her, and encouraged the future  
72 developers to restrict tree cutting. Since the State Legislature had condemned this land in 1964, she wondered how it  
73 could be developed. In her opinion the act of purchasing property did not give the property owner the right to develop.

74  
75 JOHN GIZATTA, resident of Iliamna Avenue, felt that two of the property owners would be underwriting 56% of the  
76 development costs and that the city was supporting the 30% higher-than-standard assessment. He had enjoyed using  
77 the undeveloped land as recreational property but could not begrudge the property owners of their development. He



1 urged consideration of wider streets, with safe access to arterials. He did not feel already-established property owners  
2 should have to pay for someone else's development when they would not receive any direct benefit.

3  
4 With no further public testimony, Chair Traini closed Public Hearing. With consultation from Deputy Municipal  
5 Attorney, Ms. Rhonda Fehlen-Westover, Chair Traini called for a motion from the body, to begin deliberation on any  
6 one of the three items and Mr. Tremaine proposed to first discuss item 13.B.

7  
8 *(Clerk's Notes: Meeting Minutes list discussion and action on each of these ordinances in the order they were taken:*  
9 *13.B, 13.C and 13.A)*

10  
11 13.B. Ordinance No. AO 2004-19, an ordinance creating **Turnagain Heights Water Special Assessment**  
12 **District 1416**, and determining to proceed with the proposed improvements therein, Anchorage Water  
13 & Wastewater Utility.

14 1. Assembly Memorandum No. AM 55-2004.  
15 *(Continued from 2-17-04)*

16  
17 Mr. Tremaine moved, to approve AO 2004-19.  
18 Mr. Sullivan seconded,

19  
20 Mr. Tremaine felt it was worth consideration of the Municipality to complete sewer and water improvements, but did not  
21 support the city being responsible for road development. He proposed to cut out Lots 9 and 10, Block K in Lyn Ary  
22 Park. Mr. Premo responded that to omit a parcel, the project would have to be redesigned so the omitted parcel would  
23 not be benefited by the project. If the utility project could not be redesigned, then it would be impossible to omit lots.  
24 Mr. Tremaine stated that the owner of these two lots indicated he would not be using these lots, and it would be a  
25 significant cost, perhaps \$100,000, for the city to put in utilities. Mr. Tremaine said he may have an amendment later,  
26 and he yielded the floor.

27  
28 Ms. Fairclough agreed this would involve expensive assessments, but the water "utility looping" was a fire code  
29 requirement. She felt it was not up to the Assembly to limit the square footage allowances for homes by omitting these  
30 proposed parcels.

31  
32 Mr. Premo concurred with Ms. Fairclough's assessment of the water system and added that modifications could be  
33 made to the sewer system without conflict. The request for sewer modifications should be made to the Administration.  
34 Mr. Premo stated it would change the overall costs to the remaining property owners and that needed to be  
35 researched and taken into consideration. Responding to Ms. Fairclough, Mr. Premo stated that these properties  
36 needed to be included in the water service. If these parcels were allowed to be omitted from sewer improvements, the  
37 future property owners would be allowed to be added to the sewer service, with the costs reassessed at that time. To  
38 Ms. Fairclough, Mr. Holton responded that the property owners were required to comply with full improvements and  
39 would not be allowed to put in wells or septic systems.

40  
41 Mr. Sullivan stated that the status of the undeveloped property may change with the sale of the property to owners who  
42 wished to add improvements. To Mr. Sullivan, Mr. Gatti responded that the properties would then be reassessed.

43  
44 To Mr. Coffey, Mr. Premo responded that by request of the Municipal Parks Department, there were no plans to install  
45 public facilities or restrooms in Lyn Ary Park.

46  
47 To Mr. Tremaine, Mr. Premo stated the improvement plan had not been modified because they were first addressing  
48 the platting. Mr. Coffey assumed the platting process could be pursued simultaneously.

49  
50 To Mr. Tesche, Mr. Holton responded, that the replat required variances for road improvements should not be  
51 considered a certainty. The road improvement district could change, reducing the assessment on the properties, and  
52 changing the property costs for the rest of the district.

53  
54 To Mr. Tesche, Mr. Holton responded that information had been provided to the Assembly on the geotechnical  
55 investigations, including the testing reports of 1989 and the 1995 which showed increased soils stability in the slide  
56 area. Both studies showed there could be development subject to certain conditions dealing with drainage and other  
57 improvements. Mr. Tesche stated that the community council did not think this issue had been reviewed by the  
58 Geotechnical Advisory Commission, and wanted assurances from the Administration that it would be addressed. Mr.  
59 Holton responded that it was their intention to take the design before the commission, for their review and  
60 recommendations on changes that were needed. Mr. Abbott urged the Assembly to pass the ordinances that evening,  
61 with assurances from the Administration that the Geotechnical Advisory Commission would be consulted.

62  
63 Mr. Tremaine understood that in the case of land failure, the water and sewer lines would be the responsibility of the  
64 utility recipients. Mr. Premo, admitted he was not knowledgeable about FEMA, but thought if the lines were put in  
65 during an improvement, they become the ownership of the utility. Mr. Holton added that FEMA did pay 75% of the  
66 costs of utility recovery in the event of land failure, with the balance being paid for by the State of Alaska. He  
67 explained those policies were implemented for the restoration of the utility systems in the Turnagain area that were  
68 damaged during the 1964 earthquake.

69  
70 Mr. Coffey stated that the Shannon & Wilson report was a summary of their study of the soil analysis, which included  
71 recommendations for reducing risks and protection assurances. He stated that the 1995 report found the grounds  
72 were more stable, including the lands in the slide area, and thought the slopes would remain stable in a future seismic  
73 event. The study also stated that area development, if conducted properly, would enhance soil stability. The report  
74 stated that each site got a specific geotechnical investigation as a condition of being issued a building permit. He felt it  
75 was an extensive and complete study.

76  
77 Mr. Tesche proposed an amendment guaranteeing the proposed improvements be routed through the Geotechnical  
78 Advisory Commission for review and recommendation as the project proceeds. To Mr. Whittle's question, Mr. Holton

responded that Shannon & Wilson completed that study of 1995 under contract to the Municipality of Anchorage for a cost of about \$120,000. To Ms. Ossiander, the Administration responded that they had considered contacting a study and this amendment would ensure that this study would take place.

Ms. Jennings felt that upon hearing testimony from the property owners, and with Mr. Tesche's amendment, she would be supporting the ordinance.

Mr. Tesche felt that the issue had been carefully considered and urged a YES-vote.

Ms. Fairclough also urged a YES-vote.

Mr. Tesche moved,	to amend AO 2004-19, by adding a new "Section 8. The
Mr. Tremaine seconded,	design of public improvements shall be routed through the
and this motion was passed,	<u>Geotechnical Advisory Commission for review and</u>
	<u>recommendations."</u>

AYES: Tesche, Whittle, Jennings, Traini, Fairclough, Coffey, Ossiander, Shamberg, Tremaine and Sullivan.

NAYES: Stout.

Mr. Sullivan called the question.

Mr. Sullivan moved,	to approve AO 2004-19, as amended.
Mr. Tremaine seconded,	

AYES: Tesche, Whittle, Jennings, Traini, Fairclough, Coffey, Ossiander, Shamberg, Tremaine and Sullivan.

NAYES: Stout.

13.C. Ordinance No. AO 2004-20, an ordinance creating **Turnagain Heights Sanitary Sewer Lateral Special Assessment District 1415**, and determining to proceed with the proposed improvements therein, Anchorage Water & Wastewater Utility.  
1. Assembly Memorandum No. AM 56-2004.  
(Continued from 2-17-04)

Chair Traini called for a motion on AO 2004-20 from Mr. Sullivan.

Mr. Sullivan moved,	to approve AO 2004-20.
Ms. Fairclough seconded,	

Mr. Sullivan felt that the concerns of the sewer improvements were similar to the water improvements and those had already been addressed. He urged a YES-vote.

Mr. Tesche proposed the same amendment as was applied to AO 2004-19. The Administration concurred. Ms. Fairclough urged a YES-vote. This motion passed with no objections.

Mr. Tesche moved,	to amend AO 2004-20, by adding a new "Section 8. The
Mr. Tremaine seconded,	design of public improvements shall be routed through the
and this was unanimously approved,	<u>Geotechnical Advisory Commission for review and</u>
	<u>recommendations."</u>

Chair Traini called for a motion on AO 2004-20, as amended.

Mr. Sullivan moved,	to approve AO 2004-20, as amended.
Ms. Fairclough seconded,	
and this motion was passed unanimously,	

13.A. Ordinance No. AO 2004-2, an ordinance of the Municipality of Anchorage creating **Special Assessment District 1P03** for road improvements to Marston Drive and Foraker Drive, and determining to proceed with proposed improvements therein, Project Management & Engineering.  
1. Assembly Memorandum No. AM 21-2004.  
(Continued from 2-17-04)

Chair Traini called for a motion on AO 2004-2.

Mr. Sullivan moved,	to approve AO 2004-2.
Mr. Tesche seconded,	

Mr. Sullivan felt that it was important to be consistent with respect to assessing improvement districts. He stated that the Assembly could approve this assessment, and the Administration, the Road Department and the Water Department could add amendments to make corrections in the future.

Mr. Tremaine thought the assessments for the road district should be considered differently than the water and sewer. With a proposed nearly \$900,000 of taxpayers' money designated for the construction of the roads, including \$300,000 of improvements to the park, he thought the road improvements could be completed by the private sector, and he stated he would be casting a NO-vote for this ordinance.

Mr. Tesche proposed his amendment, which had been applied to AO 2004-19 and AO 2004-20.

Mr. Tesche moved,	to amend AO 2004-2, by adding a new "Section 8. The
-------------------	---

Mr. Tremaine seconded, design of public improvements shall be routed through the  
and this was passed unanimously, Geotechnical Advisory Commission for review and  
recommendations."

Ms. Ossiander felt comfortable with the reports of geotechnical research, indicating the soils were more stable than in the past, and felt that development would be safe for this area. She stated that the developers appeared to be following requirements for development. She stated that she would be supporting this ordinance.

Mr. Holton proposed changes to the assessment ordinance, and introduced a revised petition roll which added property owners' names in the right hand column and included subtotals. Mr. Sullivan proposed these changes as an amendment.

Mr. Sullivan moved, to amend AO 2004-2, by adding new "Pages 8 and 9,  
Mr. Tremaine seconded, to include property owners' names and sub-totals."  
and this motion unanimously approved,

Chair Traini called for a motion on AO 2004-2, as amended.

Mr. Sullivan moved, to approve AO 2004-2, as amended.  
Mr. Tesche seconded,

Ms. Fairclough stated that for the past forty years the MOA had been collecting property taxes on this land and that she would be supporting this ordinance.

Ms. Shamberg concurred and stated she would also be supporting this ordinance.

Chair Traini stated he would be supporting this ordinance because the property owners had diligently paid their property taxes over the years and had the right to develop.

and this motion was passed,

AYES: Tesche, Whittle, Stout, Jennings, Traini, Fairclough, Coffey, Ossiander, Shamberg, and Sullivan.  
NAYES: Tremaine.

Ms. Fairclough called for a motion for immediate reconsideration and urged a NO-vote. Mr. Sullivan offered the second and urged a NO-vote.

Ms. Fairclough moved, for immediate reconsideration of AO 2004-2, as amended.  
Mr. Sullivan seconded,  
this motion failed unanimously,

AYES: None.  
NAYES: Tesche, Whittle, Stout, Jennings, Traini, Fairclough, Coffey, Ossiander, Shamberg, Tremaine and Sullivan.

#### 14. NEW PUBLIC HEARINGS

Chair Traini read listed items 14.A, 14.B, 14.C, and called for a motion to combine Public Hearing for those items.

Mr. Tesche moved, to combine Public Hearing for AO 2004-92, AO 2004-93  
Mr. Sullivan seconded, and AR 2004-94.  
and this was unanimously approved,

He read resolution titles and opened Public Hearing. He reminded the audience that Public Hearing would continue for these items on April 27, 2004. There was no one to testify and he closed Public Hearing and called for a motion to continue Public Hearings on April 27, 2004.

14.A. Resolution No. AR 2004-92, a resolution approving and ratifying a two year extension of the collective bargaining agreement between the Municipality of Anchorage and the **General Teamsters Local Union 959**, Employee Relations.

1. Assembly Memorandum No. AM 327-2004.  
(Continued on April 27, 2004)

14.B. Resolution No. AR 2004-93, a resolution approving and ratifying a two and one-half year extension of the collective bargaining agreement between the Municipality of Anchorage and the **International Union of Operating Engineers, Local 302**, Employee Relations.

1. Assembly Memorandum No. AM 328-2004.  
(Continued on April 27, 2004)

14.C. Resolution No. AR 2004-94, a resolution approving and ratifying a five and one-half year collective bargaining agreement between the Municipality of Anchorage and **Anchorage Police Department Employees Association**, Employee Relations.

1. Assembly Memorandum No. AM 329-2004.  
(Continued on April 27, 2004)

With no one to testify, Chair Traini closed Public Hearing and called for a motion to continue the Public Hearing on April 27, 2004.

Ms. Fairclough moved, to continue Public Hearing on AO 2004-92, AO 2004-93

Mr. Sullivan seconded, and AR 2004-94, items 14.A, 14.B, and 14.C at the Assembly  
and this was unanimously approved, Meeting scheduled for April 27, 2004.

AYES: Tesche, Whittle, Stout, Jennings, Traini, Fairclough, Coffey, Ossiander, Shamberg, Tremaine and  
Sullivan.  
NAYES: None.

Chair Traini announced that Public Hearing on those items would be continued on April 27, 2004. He stated that Ms. Elvi-Gray Jackson had scheduled a work session for April 23, 2004, on the labor contracts.

Chair Traini opened combined Public Hearing on items 14.D, 14.E, 14.F, 14.G, 14.H, 14.I, 14.J, 14.M and 14.N. With no one to testify he announced Public Hearing on items would be continued on April 27<sup>th</sup>. He proceeded into discussion of 14.K.

14.D. Ordinance No. AO 2004-75, an ordinance of the Municipality of Anchorage, Alaska, providing for the issuance of **Wastewater Revenue and Refunding Bonds** of the Municipality in the aggregate amount of not to exceed \$35,000,000 for the purpose of providing part of the funds to refund certain outstanding wastewater revenue bonds of the Municipality and to provide for 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; authorizing the appointment of an escrow agent and the execution of an escrow agreement; authorizing the sale of such bonds; amending Ordinance No. 99-119(S); and repealing Ordinance No. 2003-104, Finance.

1. Assembly Memorandum No. AM 287-2004.  
(Public Hearing Continued on April 27, 2004)

14.E. Ordinance No. AO 2004-76, 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 \$45,000,000 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; authorizing the appointment of an escrow agent and the execution of an escrow agreement; authorizing the sale of such bonds; amending Ordinance No. 98-71 and Ordinance No. 99-118(S); and repealing Ordinance No. 2003-103, Finance.

1. Assembly Memorandum No. AM 287-2004.  
(Public Hearing Continued on April 27, 2004)

14.F. Resolution No. AR 2004-88, a resolution of the Municipality of Anchorage providing for a revision of the **Anchorage School District Budget for FY 2004-2005**, Anchorage School District.

1. Assembly Memorandum No. AM 300-2004.  
(Public Hearing Continued on April 27, 2004)

14.G. Resolution No. AR 2004-95, a resolution of the Municipality of Anchorage providing for a **revision of the 2004 General Government Operating Budget**, Office of Management & Budget.

1. Assembly Memorandum No. AM 332-2004.  
(Public Hearing Continued on April 27, 2004)

14.H. Ordinance No. AO 2004-81, an ordinance setting the rate of **tax levy and levying taxes** for the Municipality of Anchorage Areawide General Purposes including municipal schools and all service areas of the Municipality for the Municipal Tax Year 2004 and approving the total amount of municipal property tax for Fiscal Year 2004, Office of Management & Budget.

1. Assembly Memorandum No. AM 331-2004.  
(Public Hearing Continued on April 27, 2004)

14.I. Ordinance No. AO 2004-80, an ordinance amending Anchorage Municipal Code Chapter 26.70 "**Solid Waste Collection**" including rates, Solid Waste Services, Solid Waste Services.

1. Assembly Memorandum No. AM 330-2004.  
(Public Hearing Continued on April 27, 2004)

14.J. Ordinance No. AO 2004-82, an ordinance of the Anchorage Municipal Assembly authorizing the lease of the **South Transit Shed Building** at the Port of Anchorage to the United States Coast Guard, Port of Anchorage.

1. Assembly Memorandum No. AM 335-2004.  
(Public Hearing Continued on April 27, 2004)

14.K. Resolution No. AR 2004-82, a resolution of the Municipality of Anchorage appropriating \$110,792 from the Anchorage Museum Foundation and \$7,080 as a contribution from the CY04 Museum Operating Budget, Areawide General Fund (101) for administrative fees to Miscellaneous Operational Grants Fund 261 to fund the **Exhibits Registrar** for the Anchorage Museum of History and Art (\$117,872), Office of Economic & Community Development.

1. Assembly Memorandum No. AM 312-2004.

Chair Traini read this resolution title and opened Public Hearing. There being no one to testify, he closed Public Hearing and called the question on AR 2004-82.

Mr. Whittle moved, to approve AR 2004-82.  
Mr. Tremaine seconded,  
and this motion was passed,

AYES: Tesche, Whittle, Jennings, Traini, Fairclough, Ossiander, Coffey, Shamberg, Tremaine and Sullivan.  
NAYES: Stout.

- 14.L. Resolution No. AR 2004-83, a resolution of the Anchorage Municipal Assembly appropriating \$79,600 from the Areawide General Fund (101) Real Estate Services Department's 2004 Operating Budget to the Areawide Capital Fund (401) for **City Hall capital maintenance and improvements**, and appropriating \$75,000 from the Areawide General Fund (101) Real Estate Services Department's 2004 Operating Budget to the Areawide General Fund (101) Real Estate Services Department's 2004 Operating Budget to the Areawide General Fund (401) for City Hall tenant improvements, Office of Economic & Community Development.
1. Assembly Memorandum No. AM 313-2004.

Chair Traini read this resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Ms. Tesche moved, to approve AR 2004-83.  
Ms. Fairclough seconded,

To Ms. Ossiander, Mayor Begich responded that the building involved a triple-net lease, which meant the Municipality had the responsibilities of maintenance and renovations necessary to accommodate the MOA offices.

Ms. Tesche moved, to approve AR 2004-83.  
Ms. Fairclough seconded,  
and this motion was passed,

AYES: Tesche, Whittle, Jennings, Traini, Fairclough, Ossiander, Coffey, Shamberg, Tremaine and Sullivan.  
NAYES: Stout.

- 14.M. Resolution No. AR 2004-96, a resolution of the Municipality of Anchorage appropriating \$1,480,668 as a grant from the State of Alaska Division of Homeland Security and Emergency Management and contributing: \$3,444 from Areawide General Operating Fund/Office of Emergency Management (101); \$1,963 from Areawide General Operating Fund/Department of Health and Human Services (101); \$42,058 from Anchorage Fire Service Area 2004 Operating Fund (131); and \$31,985 from Anchorage Metropolitan Police Service Area to the State Categorical Grants Fund (231) for the purchase of **terrorism response and prevention equipment and support of CBRNE exercise activities** by the Office of the Municipal Manager and the Emergency Operations Center.
1. Assembly Memorandum No. AM 333-2004.  
(Continued on April 27, 2004)

- 14.N. Resolution No. AR 2004-97, a resolution of the Municipality of Anchorage appropriating \$285,211 as a grant from the State of Alaska Division of Homeland Security and contributions of \$663 from Areawide General Operating Fund/Office of Emergency Management (101); \$378 from Areawide General Operating Fund/Department of Health and Human Services (101); \$8,094 from Anchorage Fire Service Area 2004 Operating Fund (131); and \$6,155 from Anchorage Metropolitan Police Service Area Operating Fund (151) to State Categorical Grants Fund (231) for the purchase of **terrorism response and prevention equipment and the expenses related to Homeland Security training** by the Office of the Municipal Manager and the Emergency Operations Center.
1. Assembly Memorandum No. AM 334-2004.  
(Continued on April 27, 2004)

- 14.O. Ordinance No. AO 2004-74, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code by enacting a new Section 25.10.110 to prohibit **municipal and school district employment** within certain municipal buildings and facilities for persons who have been convicted of serious drug offenses, Assembly Chair Traini; Assemblymembers Tesche and Whittle.

Chair Traini explained this was an ordinance that needed to be tabled. He explained that it was the opinion of the MOA Legal Staff that the Anchorage School District had personnel rules for their employees and it was doubtful that this ordinance could be enforced. Chair Traini stated that Superintendent Carol Comeau could not be present that evening, but he had informed her that he would ask the Assembly to table this ordinance. He read this ordinance title and opened Public Hearing.

CODY DOWNS requested another explanation why this ordinance had to be tabled. Chair Traini responded that it was the advice of the MOA Legal Staff that this ordinance could not be passed legally and it would not be sustained by a court.

With no one else to testify, Chair Traini closed Public Hearing and called for a motion.

Ms. Fairclough moved, to postpone indefinitely AO 2004-74.  
Mr. Sullivan seconded,  
and this motion was passed,

AYES: Tesche, Whittle, Jennings, Traini, Fairclough, Ossiander, Coffey, Shamberg, Tremaine and Sullivan.  
NAYES: Stout.

Ms. Fairclough commented to Mr. Downs that it was not an issue that the Assembly could address. She explained that the only power the Assembly possessed over the ASD concerned appropriations. She stated that Mr. Downs could pursue this issue with the Anchorage School Board, with having them to adopt a policy that could stand up in court. Chair Traini suggested the gentleman discuss this issue with Superintendent Carol Comeau, whom he had found to be very responsive.

## 15. SPECIAL ORDERS

### 15.A. Certification of the April 6, 2004 Regular Municipal Election.

#### 1. Assembly Memorandum No. AM 366-2004, Certification of the Regular Municipal Election of April 6, 2004, Regular Municipal Election Commission. (*Laid on the Table*)

Mr. Tesche moved, to certify the April 6, 2004 Regular Municipal Election.  
Ms. Fairclough seconded,

Chair Traini introduced the members of the Election Commission, including Chair Ms. Ethel Tuck, Vice Chair Ms. Lucretia Olson, Mr. Bill Mans, Ms. Evelyn Hansen, Ms. Norma Sullivan and MOA Election Coordinator, Ms. Guadalupe Marroquin. He thanked them for their dedication and service. Mr. Mans briefly summarized the findings of the 2918 absentee ballots and the 2245 of question ballots. He stated there were a total of 26 absentee ballots and 185 question ballots rejected. They had included recommendations from the committee for improvements they thought could better the system.

Mr. Tesche thanked the Commission for their hard work and their comments and recommendations. He had seen the commission at work, examining the ballots, and it was a wonderful experience to witness how our democracy worked.

Mr. Sullivan thanked them for their very complete report, and appreciated the recommendations. He stated the Assembly would examine their comments on how to more effectively deal with issues such as the LRSAs in a general election. To Mr. Sullivan's question, Mr. Mans responded that if a recount was requested, it would only take approximately three hours, once the new cards were made up, the machines were set up and ballots were sorted and ready.

To Chair Traini's question, Mr. Man responded the rejected ballots included unregistered voters, voters who come in from the Valley or areas outside the Municipality, forgetting they cannot vote in the Municipal Election and from felons who were not allowed to vote.

Chair Traini again thanked Ms. Guadalupe Marroquin for all her dedication and hard work.

Chair Traini called for a vote and urged unanimous approval.

Mr. Tesche moved, to certify the April 6, 2004 Regular Municipal Election.  
Ms. Fairclough seconded,  
and this motion was passed,

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

Chair Traini announced the approval of the Election Certification. Chair Traini called for comments from departing Assemblymembers.

Ms. Taylor thanked the many people who had supported her through her years as an Assemblymember. She said her thanks was not limited to Senator Bettye Davis, Jewel Jones, Rhonda Roberts, Governor Knowles, Lieutenant Governor Fran Ulmer, Pauline Utter, Ann Spohnholz and Bonnie Jack. On her first campaign Ms. Taylor wanted to thank her campaign manager, Patti Higgins, Mayor Mark Begich, Tom Begich, Ms. Jane Angvik, Ms. Eleanor Andrews, Ms. Rita Holthouse, Bill Bobrick, Tom Begich, Chris Herberger, Bill Baker and Pamela Jennings. She wanted to thank those who helped her with the second campaign including her campaign chair, Thelma Snow-Jackson, Ed Earnhart, Ray Faust, Larry Knox, Tom Begich, Hugh Wade, Deborah Bonito, Nina-Romine Bonito, and the entire Bonito family, Bill Bobrick, Mark Begich, Tom Begich, Ivan Moore, Chris Herberger, Bill Baker and Assemblywoman-elect Pamela Jennings. She thanked her constituents for electing her and she thanked her fellow Assemblymembers, saying it had been a pleasure and an honor serving with them. She thanked her legislative aide, Cher Easley, for six years of hard work. She thanked the Assembly staff, Joy Pantaleon, Mike Gutierrez and Elvi Gray-Jackson. She enjoyed working with her colleagues and knew that those people genuinely and sincerely cared about the city, and on a daily basis put the interests of the city first. She thanked Chair Traini and said that it had been a pleasure and an honor.

Ms. Von Gemmingen introduced her family including her husband, Pat Von Gemmingen, her mother Vivian Laurie and her son and daughter-in-law, Scott and Kathy Von Gemmingen. She thanked the constituents of her district and said it had been a privilege representing them. She had enjoyed working with Mayor Begich and members of his Administration. She thanked Bonnie Jack, her Assembly aide, who had worked with her for many years and said it had been a delight working with the professionals in the Assembly Office.

Mr. Van Etten thanked many people who worked on and contributed to his campaigns. He thanked his campaign manager, Mark Butler. He commended his opponent for succeeding.

Mr. Kendall gave his farewells, saying he had been appointed in 1994, to serve for six months and had been elected to serve the next three terms. He thanked the voters who supported him.

Chair Traini asked all departing Assemblymembers to stand to be honored, and the four members received a standing ovation. Chair Traini stated they had accomplished some good work, working together.

Mayor Begich wished each of the members the best, and acknowledged serving with Ms. Von Gemmingen the longest. He enjoyed Mr. Van Etten's newsletters. He stated that Ms. Taylor had been a good representative and knew she would stay busy with activities, representing the East Side. To Ms. Von Gemmingen, the Mayor thanked her for her contributions, supporting various municipal departments, overseeing payroll, assessing and auditing.

Mr. Sullivan thanked members for their service. He stated that Ms. Taylor was a quiet individual, but that he viewed that as strategy, because when she did speak, everyone listened. To Ms. Von Gemmingen, his colleague in West Anchorage, he had been impressed with her grace under fire and viewed her as a Class Act. He viewed Mr. Van Etten as a passionate Assemblymember who had contributed tremendous energy to his causes. He acknowledged Mr. Kendall's uncompromising principles and his stand on open, public process.

Ms. Fairclough stated she had enjoyed working with Ms. Taylor and viewed her as a silent giant. She remarked that Ms. Von Gemmingen had contributed hard work and she appreciated her skills of reading and editing. Ms. Fairclough stated that Mr. Van Etten was the best communicator and she had enjoyed working with him. She thought Mr. Kendall had served the Chugiak-Eagle River area with dedication and would be greatly missed.

Pastor Richard Erwin, preacher of Anchorage City Church, spoke to all Assemblymembers, sharing that he had led a recent service giving a sincere thanks for all the contributions of these individual. He, with the assistance of Mr. Bob Discrew, presented a plaque to each departing member, thanking them for their service. He addressed each member and stated that he and the community had appreciated all the hard work each of them had contributed to the city.

Judge Morgan Christen swore in the two newly elected School Board members, Mr. Tim Steele and Jake Metcalfe. Mr. Metcalfe appreciated the relationship the School Board had shared with the Assembly and he looked forward to the next term. Mr. Steele thanked the Assemblymembers for their services and he looked forward to working with the new members.

Judge Christen administered the oath to the four newly elected Assemblymembers, Mr. Ken Stout, Ms. Pamela Jennings, Ms. Debbie Ossiander and Mr. Dan Coffey. Assembly Chair Traini asked newly sworn members to come forward and exchange seats with the members who were departing. Municipal Clerk, Ms. Barbara Gruenstein, conducted the roll call with new members.

PRESENT: Tesche, Whittle, Stout, Jennings, Traini, Fairclough, Ossiander, Coffey Shamberg, Tremaine and Sullivan.

ABSENT: None.

#### 15.B. Assembly Reorganization.

Chair Traini asked the Legal Staff's opinion for determination of rules of procedure for nominations of Assembly Chair and Assembly Vice Chair. Assembly Attorney Gatti stated the Charter would prevail, but it could be defined in a number of ways. He added that there were provisions allowing the Assembly to determine their own rules of procedure.

Ms. Fairclough stated that in the past four or five elections they had always voted by writing their choice on a piece of paper and passing them to the Municipal Clerk, who read them out loud.

Mr. Sullivan stated that it appeared that the Charter held different options and often an ordinance was needed to clarify future Assembly election methodology.

Mr. Tesche advised that they act in open session. He reminded Assemblymembers that the voters of Anchorage had recently supported a resolution on the ballot in response to a state fiscal plan that was adopted in open session.

Chair Traini called for nominations for Assembly Chair. Mr. Tesche nominated Mr. Traini, which was seconded by Ms. Jennings. Mr. Sullivan nominated Ms. Fairclough, which was seconded by Ms. Ossiander.

Chair Traini directed Municipal Clerk, Barbara Gruenstein to conduct the roll call, asking each Assemblymember to cast their vote for Assembly Chair. Mr. Sullivan voted for Ms. Fairclough; Mr. Tremaine voted for Mr. Traini; Ms. Shamberg voted for Mr. Traini; Ms. Ossiander voted for Ms. Fairclough; Mr. Coffey voted for Ms. Fairclough; Ms. Fairclough voted for Ms. Fairclough; Mr. Traini voted for Mr. Traini; Ms. Jennings voted for Mr. Traini; Mr. Stout voted for Ms. Fairclough; Mr. Whittle voted for Mr. Traini and Mr. Tesche voted for Mr. Traini. Mr. Traini was elected to continue as Assembly Chair by a vote of six to five.

Chair Traini asked for nominations for Assembly Vice Chair. Ms. Fairclough nominated Mr. Ossiander, which was seconded by Mr. Coffey. Mr. Tremaine nominated Mr. Tesche, which was seconded by Mr. Whittle.

Ms. Fairclough stated that Ms. Debbie Ossiander had the leadership experience, having been an elected official for the past nine years. She had also served as a Chair of the Anchorage School Board. Ms. Fairclough thought that Ms. Ossiander represented a different perspective that had not been present on the Assembly and thought she was highly qualified person to be Assembly Vice Chair, and she urged members to vote for Ms. Ossiander.

Mr. Tremaine thought that there were a number of members who were qualified to be Assembly Vice Chair, and he would be supporting Mr. Tesche because he was experienced and knowledgeable.

Chair Traini directed Municipal Clerk, Barbara Gruenstein to conduct the roll call, asking each Assemblymember to cast their vote for Assembly Vice Chair. Mr. Sullivan voted for Ms. Ossiander; Mr. Tremaine voted for Mr. Tesche; Ms. Shamberg voted for Mr. Tesche; Ms. Ossiander voted for Ms. Ossiander; Mr. Coffey voted for Ms. Ossiander; Ms.

Fairclough voted for Ms. Ossiander; Mr. Traini voted for Mr. Tesche; Ms. Jennings voted for Mr. Tesche; Mr. Stout voted for Ms. Ossiander; Mr. Whittle voted for Mr. Tesche and Mr. Tesche voted for Mr. Tesche. Mr. Tesche was elected to continue as Assembly Vice Chair by a vote of six to five.

**16. UNFINISHED AGENDA** None.

**17. AUDIENCE PARTICIPATION** None.

**18. ASSEMBLY COMMENTS**

Mr. Stouts explained for the record his voting record for the evening. One of the reasons he cast a NO-vote for many of the items was because he had not been issued an Assemblymember's packet prior to the meeting and consequently he felt he was not well-informed about the issues. Chair Traini assured him that he would receive a packet every week.

**19. EXECUTIVE SESSIONS** None.

**20. ADJOURNMENT**

Chair Traini called for a motion to adjourn the meeting.

Mr. Coffey moved, to adjourn the Regular Assembly Meeting.  
Ms. Shamberg seconded,  
and this was approved without objection,

The Regular Assembly Meeting was adjourned at 11:00 p.m.

DICK TRAINI, Assembly Chair

ATTEST:

BARBARA GRUENSTEIN, Municipal Clerk  
Date Minutes Approved: June 8, 2004  
MC/BG  
Agenda Published in the Anchorage Chronicle  
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