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2  
3 **MUNICIPALITY OF ANCHORAGE**  
4 **ANCHORAGE ASSEMBLY**

5  
6 **Assembly Chambers, Z. J. Loussac Library**  
7 **3600 Denali Street, Anchorage, Alaska**

8  
9 **Minutes for Regular Meeting of July 20, 2004**  
10

11  
12  
13  
14  
15  
16  
17 **1. CALL TO ORDER**

18  
19 The Assembly Meeting was called to order by Chair Traini at 5:05 p.m.

20  
21 **2. ROLL CALL** A Quorum was achieved with Assemblymembers present.

22  
23 PRESENT: Anna Fairclough, Brian Whittle, Dick Tremaine, Dan Sullivan, Dick Traini, Allan Tesche, Ken Stout,  
24 Pamela Jennings, Debbie Ossiander, Janice Shamberg and Dan Coffey.

25 ABSENT: None.

26  
27 **3. PLEDGE OF ALLEGANCE** Mr. Whittle led the pledge.

28  
29 **4. MINUTES OF PREVIOUS MEETING**

30 4.A. Regular Meeting – June 8, 2004

31  
32 Mr. Tesche moved, to approve Minutes of the Regular Meeting  
33 Mr. Tremaine seconded, of June 8, 2004.  
34 and this motion was passed unanimously,  
35

36 **5. MAYOR'S REPORT**

37  
38 Mayor Begich stated that on Monday he had addressed the Chamber of Commerce on the state of the city, and the  
39 Administration was distributing *the State of the City* publications, covering transportation, public safety, economic  
40 development, balancing the budget, homeland security, development and land use, utilities and community  
41 involvement.

42  
43 Mayor Begich introduced new commission appointments, Carol Carlson and Donna Williams with the Sister City  
44 Commission.

45  
46 **6. ASSEMBLY CHAIR'S REPORT** None.

47  
48 **7. COMMITTEE REPORTS** None.

49  
50 **8. ADDENDUM TO AGENDA**

51  
52 Chair Traini read the Addendum items. He added AM 589-2004, AO 2004-109 and AO 2004-111. He assigned to them  
53 Agenda Numbers 9.D.28, 9.F.8 and 9.F.9, respectively. He then called for additional items and there being none, he  
54 called for a motion to incorporate the Addendum items into the Regular Agenda.

55  
56 Mr. Tesche moved, to approve the inclusion of the Addendum items into the  
57 Mr. Tremaine seconded, Regular Agenda.  
58 and this motion was passed,  
59

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

62  
63 Chair Traini called for a motion on the Consent Agenda.

64  
65 Mr. Tesche moved, to approve the Consent Agenda.  
66 Ms. Fairclough seconded,  
67

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

69  
70 **9. CONSENT AGENDA**

71 **9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS**

72 9.A.1. Resolution No. AR 2004-190, a resolution of the Anchorage Municipal Assembly recognizing  
73 employers of National Guard and Reserve members, and declaring September, 2004 **Employer**  
74 **Appreciation Month**, Mayor Begich; Assemblymembers Coffey, Fairclough, Jennings, Ossiander,  
75 Shamberg, Stout, Sullivan, Tesche, Traini, Tremaine and Whittle. (**Addendum**)  
76

77 Mr. Coffey requested this item be pulled for review on the Regular Agenda. (*See item 10.A.1*)  
78

1           **9.B. RESOLUTIONS FOR ACTION - OTHER**

- 2           9.B.1. Resolution No. AR 2004-181, a resolution of the Anchorage Municipal Assembly revising the 2004  
3           General Government Operating Budget by appropriating \$19,820 from the Areawide General Fund  
4           (101) Balance and \$22,000 of Intragovernmental Revenue within the Areawide General Fund (101) to  
5           the Department of Assembly to cover an increase in the contract for the **2003 Independent Audit**,  
6           Assemblymember Shamberg.  
7           a.        Assembly Memorandum No. AM 548-2004.
- 8           9.B.2. Resolution No. AR 2004-182, a resolution of the Municipality of Anchorage appropriating \$25,000 from  
9           Mt. Park/Robin Hill LRSA Fund Balance (Fund 118) to **Mt. Park/Robin Hill LRSA BY 2004 General**  
10           Operating budget (Fund 118) for 2004 Summer Work Program Services, Maintenance & Operations.  
11           a.        Assembly Memorandum No. AM 575-2004.
- 12           9.B.3. Resolution No. AR 2004-183, a resolution authorizing the disposal of a municipal interest, via  
13           relinquishment, on **Lot 7A, Block 71 of the Original Townsite**, Municipal Light & Power.  
14           a.        Assembly Memorandum No. AM 576-2004.
- 15           9.B.4. Resolution No. AR 2004-184, a resolution of the Municipality of Anchorage appropriating \$100,000  
16           from the Kresge Foundation to Capital Grants Fund 461 to fund costs associated with planning a  
17           **green building** at the Anchorage Museum of History and Art (\$100,000), Office of Economic &  
18           Community Development.  
19           a.        Assembly Memorandum No. AM 577-2004.

20  
21        Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (*See item 10.B.4*)

- 22  
23           9.B.5. Resolution No. AR 2004-187, a resolution of the Municipality of Anchorage, Alaska, approving the  
24           **Girdwood Fire Hall Water Extension** and providing for assessment of benefited properties at time of  
25           service connection, Anchorage Water & Wastewater Utility.  
26           a.        Assembly Memorandum No. AM 574-2004.

27  
28           **C. BID AWARDS**

- 29           9.C.1. Assembly Memorandum No. AM 549-2004, recommendation of award to Denali Fuel and HVAC  
30           Company for furnishing **services, repairs and replacement of furnaces and boilers** to the  
31           Municipality of Anchorage, Department of Health & Human Services (ITB 24-B025) (\$200,000/yr.),  
32           Purchasing.

33  
34        Mr. Coffey requested this item be pulled for review on the Regular Agenda. (*See item 10.C.1*)

- 35  
36           9.C.2. Assembly Memorandum No. AM 550-2004, recommendation of award to Tam Construction, Inc. for  
37           the **40<sup>th</sup> Avenue Improvements, B Street to Midtown Park Access** for the Municipality of  
38           Anchorage, Project Management & Engineering (ITB 24-C032) (\$472,542.50), Purchasing.

39  
40        Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (*See item 10.C.2*)

- 41  
42           9.C.3. Assembly Memorandum No. AM 581-2004, recommendation of award to SKW/Eskimos, Inc. for the  
43           **2004 Merrill Field Improvements** for the Municipality of Anchorage, Merrill Field Airport (ITB 24-  
44           C034) (\$1,748,351.43), Purchasing. (**Addendum**)
- 45           9.C.4. Assembly Memorandum No. AM 582-2004, recommendation of award to Pruhs Corporation for the  
46           **Timberlane Drive Reconstruction** for the Municipality of Anchorage, Project Management &  
47           Engineering (ITB 24-C033) (\$2,024,683), Purchasing. (**Addendum**)
- 48           9.C.5. Assembly Memorandum No. AM 585-2004, recommendation of award to Delta Star, Inc. for furnishing  
49           **two substation transformers** to the Municipality of Anchorage, Municipal Light & Power (ITB 24-  
50           B022) (\$723,984), Purchasing. (**Addendum**)
- 51           9.C.6. Assembly Memorandum No. AM 586-2004, recommendation of award to Swalling Construction Co.,  
52           Inc. for the **Abbott Road Pedestrian Overpass renovation** for the Municipality of Anchorage,  
53           Maintenance & Operations Department (ITB 24-C026), (\$216,100), Purchasing. (**Addendum**)
- 54           9.C.7. Assembly Memorandum No. AM 587-2004, recommendation of award to Tam Construction, Inc. for  
55           the **Peck/Wanner Water Intertie** for the Municipality of Anchorage, Anchorage Water & Wastewater  
56           Utility (ITB 24-C035) (\$202,090), Purchasing. (**Addendum**)

57  
58           **9.D. NEW BUSINESS**

- 59           9.D.1. Assembly Memorandum No. AM 566-2004, **Executive Appointments** (Diana Percy – Director,  
60           Office of Management and Budget; Robert Jeff Dillon – Director, Cultural and Recreational Services,  
61           Employee Relations.

62  
63        The Administration requested this item be pulled for review on the Regular Agenda. (*See item 10.D.1*)

- 64  
65           9.D.2. Assembly Memorandum No. AM 567-2004, **Airport Aviation Advisory Commission** appointment  
66           (Peter Brown), Mayor's Office.
- 67           9.D.3. Assembly Memorandum No. AM 568-2004, **Bidding Review Board** reappointment (David Dickhaus),  
68           Mayor's Office.
- 69           9.D.4. Assembly Memorandum No. AM 569-2004, **Housing and Urban Development Commission**  
70           appointment (Rod McCoy), Mayor's Office.
- 71           9.D.5. Assembly Memorandum No. AM 570-2004, **On-Site Wastewater System Technical Review Board**  
72           appointments (Linda Kovac, Jay Marvin), Mayor's Office.
- 73           9.D.6. Assembly Memorandum No. AM 571-2004, **Sister City Commission** appointments (Carol Carlson,  
74           Richard Dyson, Donna Williams), Mayor's Office.
- 75           9.D.7. Assembly Memorandum No. AM 543-2004, **Maxine's Glacier City Bistro #4431** – New Restaurant  
76           Designation Liquor License (Girdwood Community Council), Clerk's Office.

- 1 9.D.8. Assembly Memorandum No. AM 542-2004, Contract Amendment No. 9 to professional services  
2 contract with KPMG LLP for the **2003 Independent Financial Statement Audit** (\$41,820),  
3 Assemblymember Shamberg.  
4 9.D.9. Assembly Memorandum No. AM 544-2004, proprietary purchase to AeroMap, Inc. for furnishing  
5 **DigitalGlobe QuickBird satellite imagery** to the Municipality of Anchorage, Information Technology  
6 Department (\$65,000), Purchasing.  
7 9.D.10. Assembly Memorandum No. AM 551-2004, agreement between **Aurora Military Housing, LLC** and  
8 the Municipality of Anchorage for Payment In Lieu of Taxes, Finance.  
9

10 Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (See item 10.D.10)

- 11  
12 9.D.11. Assembly Memorandum No. AM 552-2004, Change Order No. 3 to Contract 220783 with Guardian  
13 Security Services, Inc. for providing **security services** to the Municipality of Anchorage, Port of  
14 Anchorage (\$53,692.40), Purchasing.  
15 9.D.12. Assembly Memorandum No. AM 553-2004, approval of Amendment No. 1 to Alaska Pollution Control,  
16 Inc. (P.O. No. 231572) increasing the contract by \$87,000 for a contract Not-To-Exceed (NTE)  
17 \$165,000 for 2004 Summer Work Program Service within **Birch Tree/Elmore Limited Road Service**  
18 **Areas**, Maintenance & Operations.  
19

20 Mr. Stout requested this item be pulled for review on the Regular Agenda. (See item 10.D.12)

- 21  
22 9.D.13. Assembly Memorandum No. AM 554-2004, approval of Amendment No. 4 to Alyeska Land Services  
23 contract. (P.O. No. 211621) increasing the contract by \$25,000 for an amount Not-To-Exceed (NTE)  
24 \$221,303 for 2004 Summer Work Program Services within **Mt. Park/Robin Hill Limited Road**  
25 **Service Area** (LRSA), Maintenance & Operations.  
26 9.D.14. Assembly Memorandum No. AM 555-2004, approval of Amendment No. 1 to Alaska Pollution Control,  
27 Inc. contract (P.O. No. 230993) increasing the amount by \$45,610 for a contract amount to Not-To-  
28 Exceed (NTE) \$120,110 for 2004 Summer Work Program Services within **Section 6/Campbell**  
29 **Airstrip Road Limited Road Service Area** (LRSA), Maintenance & Operations.  
30 9.D.15. Assembly Memorandum No. AM 556-2004, approving Amendment No. 6 to GLS, LLC contract (P.O.  
31 No. 211619) increasing the contract by \$45,000 for a total Not-To-Exceed amount of \$378,000 for the  
32 **South Goldenview Limited Road Service Area** (LRSA), Municipality of Anchorage, Maintenance  
33 and Operations Department for Budget Year 2004 Summer Work Program Work.  
34 9.D.16. Assembly Memorandum No. AM 557-2004, approval of Amendment No. 5 to Alaska Pollution Control,  
35 Inc. (P.O. No. 231310) increasing the contract by \$134,970 for a contract Not-To-Exceed (NTE)  
36 \$905,226 for 2004 Summer Work Program Service within **Upper O'Malley Limited Road Service**  
37 **Area**, Maintenance & Operations.  
38 9.D.17. Assembly Memorandum No. AM 558-2004, recommendation of award to Rain Proof Roofing, LLC for  
39 **Fire Station No. 8, roof replacement** for the Municipality of Anchorage, Maintenance & Operations  
40 (RFQ 24-Q060) (\$67,950), Purchasing.  
41 9.D.18. Assembly Memorandum No. AM 559-2004, proprietary purchase of services from Netherland, Sewell  
42 & Associates, Inc. (NSAI) to complete a **Beluga River Gas Field Reserve Study** for the Municipality  
43 of Anchorage, Municipal Light & Power (\$83,000), Purchasing.  
44

45 Mr. Stout requested this item be pulled for review on the Regular Agenda. (See item 10.D.18)

- 46  
47 9.D.19. Assembly Memorandum No. AM 560-2004, recommendation of award to GeoNorth, Inc. for providing  
48 professional **database development and computer support services** to the Municipality of  
49 Anchorage, Project Management & Engineering (RFP 24-P026) (\$250,000), Purchasing.  
50 9.D.20. Assembly Memorandum No. AM 561-2004, recommendation of award to ASCG, Inc. for providing  
51 professional **surveying services** for the Municipality of Anchorage, Anchorage Water & Wastewater  
52 Utility (RFP 24-P024) (\$200,000/yr.), Purchasing.  
53 9.D.21. Assembly Memorandum No. AM 562-2004, proprietary purchase to the State of Alaska, Department of  
54 Transportation and Public Facilities (ADOTPF) for a Utility Relocation Agreement for water and sewer  
55 improvements for the **C Street/ O'Malley to Dimond Project** for the Municipality of Anchorage,  
56 Anchorage Water & Wastewater Utility (\$180,697), Purchasing.  
57 9.D.22. Assembly Memorandum No. AM 563-2004, **Reservoir 3 Paint Interior Exterior Project** Change  
58 Order No. 2 to Kane Inc. (\$128,776), Anchorage Water & Wastewater Utility.  
59

60 Ms. Shamberg requested this item be pulled for review on the Regular Agenda. (See item 10.D.22)

- 61  
62 9.D.23. Assembly Memorandum No. AM 564-2004, Amendment No. 2 to the professional services agreement  
63 with R&M Consultants, Inc. 2002 term contract for professional **civil engineering services** in the  
64 amount of \$100,000, Anchorage Water & Wastewater Utility.  
65 9.D.24. Assembly Memorandum No. AM 565-2004, **Spenard Road – 19th Avenue to Hillcrest Drive Water**  
66 **Upgrade Project** – Annette's Trucking Contract Change Order No. 3 (\$7,049.45), Anchorage Water &  
67 Wastewater Utility.  
68

69 Ms. Fairclough requested this item be pulled for review on the Regular Agenda. (See item 10.D.24)

- 70  
71 9.D.25. Assembly Memorandum No. AM 583-2004, Change Order No. 5 to P.O. 236044 to Univar USA Inc.  
72 for providing **water treatment chemicals** to the Municipality of Anchorage, Anchorage Water &  
73 Wastewater Utility (\$73,000), Purchasing. (**Addendum**)  
74

75 Ms. Shamberg requested this item be pulled for review on the Regular Agenda. (See item 10.D.25)

- 1 9.D.26. Assembly Memorandum No. AM 584-2004, proprietary purchase to AeroMap, Inc. for furnishing  
2 **LIDAR elevation topographic data** to the Municipality of Anchorage, Information Technology (IT)  
3 Department (\$46,000), Purchasing. (*Addendum*)  
4 9.D.27. Assembly Memorandum No. AM 588-2004, **Girdwood Board of Supervisors** appointment (Victor  
5 Duncan), Mayor's Office. (*Addendum*)  
6 9.D.28 Assembly Memorandum AM No. 589-2004, Recommendation of Award to **Kumin Associates, Inc.** for  
7 Providing Professional Architectural/Engineering Design Services for the Performing Arts Center Roof  
8 Replacement for the Municipality of Anchorage, Maintenance and Operations Department (RFP 24-  
9 PO32) (\$159, 646) (*Laid on the Table*)

10  
11 **9.E. INFORMATION AND REPORTS**

- 12 9.E.1. Information Memorandum No. AIM 61-2004, Notice of Award for Invitation to Bid (ITB) 24-C030 for  
13 **Laurel Street Upgrades, Dowling Road to 64<sup>th</sup> Avenue** for the Municipality of Anchorage, Project  
14 Management & Engineering (\$1,039,137.52), Purchasing.

15  
16 Mr. Whittle requested this item be pulled for review on the Regular Agenda. (*See item 10.E.1*)

- 17  
18 9.E.2. Information Memorandum No. AIM 64-2004, **contracts awarded between \$50,000 and \$100,000**  
19 **through formal competitive processes** for the month of June 2004, Purchasing. (*Addendum*)  
20 9.E.3. Information Memorandum No. AIM 65-2004, **Sole Source Procurement Report** for the month of June  
21 2004, Purchasing. (*Addendum*)  
22 9.E.4. Information Memorandum No. AIM 66-2004, **457 Deferred Compensation Committee** appointment  
23 (Sharon Weddleton), Employee Relations. (*Addendum*)  
24

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

- 26 9.F.1. Ordinance No. AO 2004-108, an ordinance amending Anchorage Municipal Code Sections 21.15.030,  
27 21.35.020, 21.40.180, 21.40.190, 21.40.200, 21.45.080, 21.45.290 and 21.50.085, adding new and  
28 revising current definitions and standards for a self-storage facility and vehicle storage yards, and  
29 allowing the yards in certain zoning districts; adding Section 21.50.400, Conditional Use Standards for  
30 vehicle storage yards; adding Section 21.50.450 Conditional Use Standards for containerized storage  
31 units in conjunction with self storage facilities; and adding Section 21.55.140, amortization  
32 requirements for **self-storage facilities and vehicle storage operations**, Planning Department.  
33 (*Public Hearing set for 8-17-04*)  
34 a. Assembly Memorandum No. AM 580-2004.  
35

36 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.F.1*)

- 37  
38 9.F.2. Ordinance No. AO 2004-110, an ordinance of the Municipality of Anchorage, Alaska, authorizing the  
39 completion of **roof repairs at the Anchorage Performing Arts Center**; authorizing the sale and  
40 issuance of revenue bonds of the Municipality in the principal amount of not to exceed \$6,000,000 for  
41 the purpose of providing permanent financing for said repairs and funding the reserve requirement;  
42 and providing for the repayment of such bonds over a term of years; fixing the form, terms, maturities  
43 and covenants of the bonds; providing a method of payment therefore; and providing for the sale of  
44 bonds to the Alaska Municipal Bond Bank Authority, Finance. (*Public Hearing set for 8-3-04*)  
45 a. Assembly Memorandum No. AM 522-2004.  
46 9.F.3. Resolution No. AR 2004-178, a resolution of the Municipality of Anchorage, Alaska, confirming and  
47 levying assessments for the water special improvements within **Levy Upon Connection (LUC) Roll**  
48 **04-W-1**, setting date of payment and providing for penalties and interest in the event of delinquency,  
49 Anchorage Water & Wastewater Utility. (*Public Hearing set for 8-17-04*)  
50 a. Assembly Memorandum No. AM 541-2004.  
51 9.F.4. Resolution No. AR 2004-185, a resolution of the Municipality of Anchorage, Alaska, confirming and  
52 levying assessments for the water special assessments within **Levy Upon Connection (LUC) Roll**  
53 **04-W-2**, setting date of payment and providing for penalties and interest in the event of delinquency,  
54 Anchorage Water & Wastewater Utility. (*Public Hearing set for 8-17-04*)  
55 a. Assembly Memorandum No. AM 572-2004.  
56 9.F.5. Resolution No. AR 2004-186, a resolution of the Municipality of Anchorage, Alaska, confirming and  
57 levying assessments for the sewer special improvements within **Levy-Upon-Connection (LUC) Roll**  
58 **04-S-6**, setting date of payment and providing for penalties and interest in the event of delinquency,  
59 Anchorage Water & Wastewater Utility. (*Public Hearing set for 8-17-04*)  
60 a. Assembly Memorandum No. AM 573-2004.  
61 9.F.6. Resolution No. AR 2004-188, a resolution approving the acceptance and appropriation of State of  
62 Alaska grant funds in the amount of \$83,464 from the Department of Environmental Conservation  
63 Matching Grant Program to be applied toward the **Spenard and 19<sup>th</sup> Water Upgrade Project** (SB144  
64 - \$49,155; SB 483 - \$25,059; HB268 - \$9,250), Anchorage Water & Wastewater Utility. (*Public*  
65 *Hearing set for 8-3-04*)  
66 a. Assembly Memorandum No. AM 578-2004.  
67 9.F.7. Resolution No. AR 2004-189, a resolution of the Municipality of Anchorage, Alaska, accepting and  
68 appropriating State of Alaska Clean Water Fund loan offers in the amounts of \$4,000,000 and  
69 \$4,200,000 for financing a portion of the costs of the **SCADA Sewer Project and the Asplund WWTF**  
70 **Process Improvements (Headworks) Project**, respectively, Anchorage Water & Wastewater Utility.  
71 (*Public Hearing set for 8-3-04*)  
72 a. Assembly Memorandum No. AM 579-2004.  
73 9.F.8 Ordinance No. AO 2004-109, an ordinance of the Anchorage Municipal Assembly amending Chapter  
74 8.75, violations, to enact a new section 8.75.170, to prohibit aggressive **Panhandling** and  
75 Panhandling at various locations, and to establish as a penalty a fine, completion of community  
76 service, or referral to an alcohol, drug, or other appropriate rehabilitation program, Assemblymember  
77 Sullivan. (*Laid on the Table*) (*Public Hearing set for 8-17-04*)  
78

1 Mr. Sullivan requested the introduction of this ordinance. (See item 10.F.8)

- 2  
3 9.F.9. Ordinance No. AO 2004-111, an ordinance of the Municipality of Anchorage, authorizing a trade of a  
4 8.26 acre parcel Municipally owned property commonly known as, Tract B, Campbell Lake Outfall,  
5 located at the outfall of Campbell Lake in southwest Anchorage, Begich Administration and Heritage  
6 Land Bank. (**Laid on the Table**) (Public Hearing set for 8-17-04)  
7 a. Assembly Memorandum No 591-2004.  
8

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

10 Mr. Tremaine moved, to approve the Consent Agenda, as amended.  
11 Mr. Tesche seconded,  
12 and this motion was passed,  
13

14  
15 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
16 NAYES: None.  
17

18 Chair Traini announced the unanimous approval of the Consent Agenda, with the exception of the pulled items and  
19 proceeded into discussion of those items.  
20

## 21 END OF CONSENT AGENDA

### 22 23 24 10. REGULAR AGENDA

#### 25 10.A. RESOLUTIONS FOR ACTION – PROCLAMATIONS and RECOGNITIONS

- 26 10.A.1. Resolution No. AR 2004-190, a resolution of the Anchorage Municipal Assembly recognizing  
27 employers of National Guard and Reserve members, and declaring September, 2004 **Employer**  
28 **Appreciation Month**, Mayor Begich; Assemblymembers Coffey, Fairclough, Jennings, Ossiander,  
29 Shamberg, Stout, Sullivan, Tesche, Traini, Tremaine and Whittle. (**Addendum**)  
30

31 Chair Traini read this resolution title and called for a motion.

32 Mr. Coffey moved, to approve AR 2004-184.  
33 Ms. Shamberg seconded,  
34 and this motion was passed unanimously,  
35  
36

37 Mr. Coffey read the resolution as Chair Traini presented the proclamation to Mr. Larson, representing the National  
38 Guard and Reserve. The resolution honored members of the National Guard and Reserve for their dedicated service  
39 and military duty, defending America. Mr. Larson accepted the award on behalf of members. He thanked the  
40 Municipality of Anchorage for all of the support they were giving these members.  
41

#### 42 10.B. RESOLUTIONS FOR ACTION – OTHER

- 43 10.B.4. Resolution No. AR 2004-184, a resolution of the Municipality of Anchorage appropriating \$100,000  
44 from the Kresge Foundation to Capital Grants Fund 461 to fund costs associated with planning a  
45 **green building** at the Anchorage Museum of History and Art (\$100,000), Office of Economic &  
46 Community Development.  
47 a. Assembly Memorandum No. AM 577-2004.  
48

49 Chair Traini read this resolution title and called for a motion.

50 Mr. Sullivan moved, to approve AR 2004-184.  
51 Ms. Jennings seconded,  
52 and this motion was unanimously passed,  
53  
54

55 Museum Director Pat Wolf explained their plans for the green building, with the \$100,000 grant money they would  
56 receive to explore ways of energy efficiency. They planned to establish an ecological site and would evaluate  
57 materials, products and technology to make a building sustainable in the environment. They were going to be working  
58 with design professionals at Kumin and Associates.  
59

60 Mr. Sullivan commended the Director and the efforts of the Museum for pursuing such an energy-efficient endeavor.

61 Ms. Jennings thanked Ms. Wolf for her efforts to help the environment save the city money in the future.  
62  
63

#### 64 10.C. BID AWARDS

- 65 10.C.1. Assembly Memorandum No. AM 549-2004, recommendation of award to Denali Fuel and HVAC  
66 Company for furnishing **services, repairs and replacement of furnaces and boilers** to the  
67 Municipality of Anchorage, Department of Health & Human Services (ITB 24-B025) (\$200,000/yr.),  
68 Purchasing.  
69

70 Chair Traini read this memorandum title and called for a motion.

71 Mr. Coffey moved, to approve AM 549-2004.  
72 Mr. Stout seconded,  
73 and this motion was unanimously passed,  
74  
75

76 Mr. Coffey questioned why the Municipal Purchasing Department had listed maintenance items in an additional  
77 resolution, listed in Agenda as item 14.D, which included a memorandum proposing \$600,000 for testing, tuning or

1 replacement of municipal heating systems. He questioned the relationship of these items and wondered why they  
2 were listed separately.

3  
4 Mayor Begich responded that one project was being funded with existing funds and the other would be funded with  
5 future funds. To Mr. Coffey, the Mayor responded that they could postpone this item until the Assembly had taken  
6 action on item 14.D, later in the meeting. He stated that if the Municipality did not receive the promised state  
7 appropriations, the contract would not be exercised.

8  
9 To Ms. Jennings, Director of Health and Human Services Beverly Wooley responded that the grant was issued on an  
10 annual basis, based on funding available from the state.

11  
12 To Ms. Jennings, Municipal Purchasing Officer Bart Mauldin responded there were many line items included with this  
13 maintenance contract. Based on the quantities of maintenance repairs, the total estimated costs for the low bids was a  
14 lesser amount than the grant appropriation.

15  
16 10.C.2. Assembly Memorandum No. AM 550-2004, recommendation of award to Tam Construction, Inc. for  
17 the **40<sup>th</sup> Avenue Improvements, B Street to Midtown Park Access** for the Municipality of  
18 Anchorage, Project Management & Engineering (ITB 24-C032) (\$472,542.50), Purchasing.

19  
20 Chair Traini read this memorandum title and called for a motion.

21  
22 Mr. Sullivan moved, to approve AM 550-2004.  
23 Ms. Jennings seconded,

24  
25 To Mr. Sullivan's request, the Mayor reported on the developmental progress of the Midtown Park. Mayor Begich  
26 promised to share current design maps, a schedule of stages and charts with Assemblymembers.

27  
28 and this motion was passed unanimously,

29  
30 **10.D. NEW BUSINESS**

31 10.D.1. Assembly Memorandum No. AM 566-2004, **Executive Appointments** (Diana Pearcy – Director,  
32 Office of Management and Budget; Robert Jeff Dillon – Director, [~~Cultural and Recreational Services~~]  
33 Parks and Recreation, Employee Relations.

34  
35 Chair Traini read this memorandum title and called for a motion.

36  
37 Mr. Tremaine moved, to approve AM 566-2004.  
38 Ms. Ossiander seconded,

39  
40 Municipal Manager Denis LeBlanc requested a change to Page 1, Line 15.

41  
42 Mr. Tremaine moved, to amend AM 566-2004, on Page 1, Line 15, *by changing*  
43 Ms. Ossiander seconded, the department for Jeff Dillon to unanimously approved,  
44 "Parks and Recreation."

45  
46 Mr. Tremaine moved, to approve AM 566-2004, as amended.  
47 Ms. Ossiander seconded,  
48 and this passed without objection,

49  
50 10.D.10. Assembly Memorandum No. AM 551-2004, agreement between **Aurora Military Housing, LLC** and  
51 the Municipality of Anchorage for Payment In Lieu of Taxes, Finance.

52  
53 Chair Traini read this memorandum title and called for a motion.

54  
55 Mr. Sullivan moved, to approve AM 551-2004.  
56 Mr. Coffey seconded,

57  
58 To Mr. Sullivan, Municipal Attorney Fred Boness summarized the memorandum, explaining the developer would make  
59 a payment in lieu of taxes for the Phase I and Phase II Projects of construction on Elmendorf Air Force Base. It was a  
60 fifty-year agreement which would be adjusted every five years, based on Basic Allowance for Housing (BAH), a rent-  
61 control mechanism determined by the Federal Government. Mr. Boness explained this agreement would be legally  
62 binding, regardless of future national litigation that might change the tax status of other similar agreements with base  
63 developments.

64  
65 Mr. Sullivan approved of this memorandum and thought citizens needed to understand that this action was a sound  
66 and just way to build the security of our local bases. He commended the Administration for their professional  
67 negotiations of the contract and urged a YES-vote.

68  
69 Chair Traini thanked Ms. Fairclough for chairing the committee that worked with the Administration on this agreement.  
70 Ms. Fairclough responded that she, Mr. Coffey and Mr. Tremaine were on the committee and had been joined by Mr.  
71 Jack Frost, a local real estate broker and Mr. Victor Molozzi, a member of the Municipal Parks and Recreation  
72 Commission. The committee had concluded that the Municipality of Anchorage would benefit by this taxation  
73 agreement. They approved of the intentions and direction of the Administration. Their conclusions were based on the  
74 Municipal Attorney's and the Municipal Assessor's opinion, a tax opinion from the State of Colorado, and were  
75 supported by State Senate Bill 136 and Federal Government Code 10.267. Ms. Fairclough approved of this  
76 memorandum and urged a YES-vote.

77

1 Ms. Fairclough stated there were still questions with fairness and equity, regarding competition in on-base and off-base  
2 housing. It was commonly agreed that the process leading to this agreement was one of compromise from the  
3 Administration, the Federal Government and the developer, with consideration of future litigation costs, but the  
4 agreement promised to reflect benefits to local taxpayers.

5  
6 To Mr. Tesche, the developers, Mr. Hyde and Mr. John Rubini, responded that there would be 1100 units in the Phase  
7 II Project, including newly constructed and renovated units. The construction of these units would help bring stability to  
8 the base, during a time when many bases across the nation were closing. The deficiency of housing stock at  
9 Elmendorf had always been cited as one of the primary impediments to expanding the base and its functions. This  
10 project would help the bases become more attractive and improve the opportunity of hosting the Striker Brigade. The  
11 developers responded that this agreement was authorized by state law, through State Senate Bill 136.

12  
13 In response to Ms. Fairclough's statement, Mr. Tesche explained that Alaska State Statutes, Title 29, described the  
14 law associated with real property taxation had no provisions for public testimony. He approved of this agreement and  
15 would be a YES-vote.

16  
17 To Mr. Coffey, the developers responded that the agreement had resolved all issues that needed to be negotiated. It  
18 was understood that this agreement would not be challenged.

19  
20 Ms. Ossiander questioned State Senate Bill 136 and thought the assessment may be too low. The Municipal Assessor  
21 responded that the tenant assessment had been evaluated and was considered an important component of this  
22 agreement. There were minor risks that remained, because the development's success was based upon tenant rent  
23 and would be limited to tenants with base security clearance.

24  
25 Ms. Jennings supported the memorandum and urged a YES-vote.

26  
27 Mr. Whittle thanked the committee for all of their work on this effort.

28  
29 Mr. Coffey approved of the agreement and stated he would be a YES-vote.

30  
31 Chair Traini explained that he worked on Elmendorf, but was not associated with, nor would he be impacted by, the  
32 development and he did not think he had a conflict of interest. There were no objections from the body to his  
33 participation. He thanked the Administration, the ad hoc committee and the legal team involved with this agreement  
34 and thought that this housing was important and had been needed for a long time. He urged a YES-vote.

35  
36 Mayor Begich thanked the developers, the ad hoc committee and his staff for the work they had accomplished and  
37 thought their conclusions and decisions were accurate.

38  
39 and AM 551-2004 was passed unanimously,

40  
41 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
42 NAYES: None.

43  
44 Mr. Tesche moved for immediate reconsideration and urged a NO-vote.

45  
46 Mr. Tesche moved, for immediate reconsideration of AM 551-2004.  
47 Mr. Coffey seconded,  
48 and this motion unanimously failed,

49  
50 AYES: None.  
51 NAYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

52  
53 10.D.12. Assembly Memorandum No. AM 553-2004, approval of Amendment No. 1 to Alaska Pollution Control,  
54 Inc. (P.O. No. 231572) increasing the contract by \$87,000 for a contract Not-To-Exceed (NTE)  
55 \$165,000 for 2004 Summer Work Program Service within **Birch Tree/Elmore Limited Road Service**  
56 **Areas**, Maintenance & Operations.

57  
58 Chair Traini read the memorandum title and called for a motion.

59  
60 Mr. Stout moved, to approve AM 553-2004.  
61 Mr. Coffey seconded,

62  
63 Mr. Stout questioned the wording which indicated a cost increase to the original contract. He thought that a contract  
64 should indicate value and it should be honored.

65  
66 Mayor Begich explained that when the Administration had determined the budget last fall, the Limited Road Service  
67 Areas (LRSAs) had not yet calculated their summer maintenance. This process of reaching agreements with the  
68 LRSAs allowed them to receive additional appropriations, following their determinations of needed summer  
69 maintenance for their areas. This process was considered more cost and time efficient than renegotiating the  
70 contracts. He stated that these contracts were expanding their service areas would need new product and additional  
71 work. He thought the Administration could offer more explanation in future memorandums to clarify the additional  
72 appropriations.

73  
74 Municipal Purchasing Officer Bart Mauldin added that it was difficult to determine the LRSAs annual contracts due to  
75 the unpredictability of seasonal factors of snow and road deterioration. The contracts were based on set rates for  
76 wages, determined by Davis-Bacon wages. As the work was identified, the bids were negotiated by an hourly rate,  
77 based on the dollars available.

1 and this motion was approved,

2  
3 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
4 NAYES: None.

5  
6 10.D.18. Assembly Memorandum No. AM 559-2004, proprietary purchase of services from Netherland, Sewell  
7 & Associates, Inc. (NSAI) to complete a **Beluga River Gas Field Reserve Study** for the Municipality  
8 of Anchorage, Municipal Light & Power (\$83,000), Purchasing.

9  
10 Chair Traini read this memorandum title and called for a motion.

11 Mr. Stout moved, to approve AM 559-2004.  
12 Mr. Tesche seconded,

13  
14  
15 Mr. Stout questioned the appropriateness of this contract, since the Municipality of Anchorage was only one-third  
16 owner of this venture. He wanted to know if the partners would be sharing with the expenses of this study.

17  
18 To Mr. Stout, Purchasing Officer Bart Mauldin responded the studies were being performed independently, with all  
19 three owners financially responsible for their own research and using their studies to determine the capital necessary  
20 for improvements. He explained that this study did not involve new reserves, but analyzed compression technology to  
21 increase production, to be able to continue gas delivery out of the field.

22  
23 Municipal Light and Power Manager of Regulatory Affairs, Dan Helmick, responded that the study was needed  
24 because the rate of production had increased and it needed to be determined if the field could sustain that pressure  
25 without causing harm to the field. He added it would be a benefit to the Municipality to establish that the fields were  
26 more valuable than originally anticipated.

27  
28 Mr. Tremaine stated this study was in order because the last study had been completed over five years ago. To Mr.  
29 Tremaine, Mr. Helmick stated the production rate agreement with the co-owners was generally driven by the contracts  
30 and technological capabilities of the fields.

31  
32 Ms. Fairclough summarized that the concept of the municipal partnership with this venture was to ensure, to the  
33 taxpayers of Anchorage, a fixed price of gas to maintain the electrical power generators at Beluga and stability over a  
34 long period of time.

35  
36 Mr. Helmick added that since the 1996 purchase, the facility still was purchasing gas from outside entities, and it was  
37 their goal was to be supplying all local needs by next year, offering substantially lower electrical prices to consumers.

38  
39 and this motion was passed,

40  
41 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
42 NAYES: None.

43  
44 10.D.22. Assembly Memorandum No. AM 563-2004, **Reservoir 3 Paint Interior Exterior Project** Change  
45 Order No. 2 to Kane Inc. (\$128,776), Anchorage Water & Wastewater Utility.

46  
47 Chair Traini read this memorandum title and called for a motion.

48  
49 Ms. Shamberg moved, to approve AM 563-2004.  
50 Ms. Jennings seconded,

51  
52 To Ms. Shamberg, Anchorage Water and Wastewater Utility General Manager Mark Premo explained that lead-base  
53 paint in the tanks had been standard in industry when the tanks were purchased in 1960. The tank had been removed  
54 and repainted in 1980. During that process there were spots in the tank that had been overlooked, and this  
55 maintenance was to complete the process.

56  
57 and this motion was unanimously passed,

58  
59 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
60 NAYES: None.

61  
62 10.D.24. Assembly Memorandum No. AM 565-2004, **Spenard Road – 19th Avenue to Hillcrest Drive Water**  
63 **Upgrade Project** – Annette's Trucking Contract Change Order No. 3 (\$7,049.45), Anchorage Water &  
64 Wastewater Utility.

65  
66 Chair Traini read this memorandum title and called for a motion.

67  
68 Ms. Fairclough moved, to approve AM 565-2004.  
69 Ms. Jennings seconded,

70  
71 To Ms. Fairclough, Anchorage Water and Wastewater Utility General Manager Mark Premo explained this  
72 maintenance was in response to citizens' complaints about road improvements and the State Department of  
73 Transportation (DOT) had directed maintenance on the manholes. The complaints were that the manholes were  
74 uneven with the road surface and were causing vehicles undue bumping. Mr. Premo stated that he would find out if  
75 the DOT had issued the direction because of higher standards or if it was simply from citizens' complaints.

76  
77 and this motion was approved,

78

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

3  
4 10.D.25. Assembly Memorandum No. AM 583-2004, Change Order No. 5 to P.O. 236044 to Univar USA Inc.  
5 for providing **water treatment chemicals** to the Municipality of Anchorage, Anchorage Water &  
6 Wastewater Utility (\$73,000), Purchasing. (**Addendum**)

7  
8 Chair Traini read this memorandum title and called for a motion.

9  
10 Ms. Shamberg moved, to approve AM 583-2004.  
11 Mr. Tremaine seconded,

12  
13 To Ms. Shamberg, AWWU General Manager Mr. Premo responded that ferric sulfate was the primary coagulant aid  
14 used at the Eklutna water treatment facility. He explained that this additive collected particles in the water, causing  
15 them to become heavier and sink as sediment in the settling basin. This allowed clearer and more pure water to be  
16 delivered to Anchorage.

17  
18 and this motion was approved,

19  
20 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
21 NAYES: None.

22  
23 **10.E. INFORMATION and REPORTS**

24 10.E.1. Information Memorandum No. AIM 61-2004, Notice of Award for Invitation to Bid (ITB) 24-C030 for  
25 **Laurel Street Upgrades, Dowling Road to 64<sup>th</sup> Avenue** for the Municipality of Anchorage, Project  
26 Management & Engineering (\$1,039,137.52), Purchasing.

27  
28 Chair Traini read this informational memorandum title and called for a motion.

29  
30 Mr. Whittle moved, to accept AIM 61-2004.  
31 Mr. Tremaine seconded,

32  
33 Mr. Whittle had received an explanation from Purchasing Officer Mauldin about the procedure involved with letting this  
34 bid. Mr. Whittle felt this bid was appropriate, but he felt there was a concern in east Anchorage about the Turpin Road  
35 construction job. He had discovered the bid for this Laurel Street contract involved the same contractor who was  
36 completing the Turpin upgrade and repairs, at the same time. He wanted to make sure that the Turpin Road project  
37 would be completed on time.

38  
39 Mayor Begich stated that the low-bid process was of concern for the Administration, and while it seemed financially  
40 responsible to get the low price, it often involved lesser quality. He stated the Administration was exploring the  
41 opportunities of looking for quality that would last, rather than the lowest bid, because they believed it was a cost-  
42 effective method of doing business. He suggested a worksession with Assemblymembers within the next thirty days,  
43 to further discuss the bidding process.

44  
45 For safety reasons, Chair Traini wanted the road construction completed before school started in the fall. Mayor  
46 Begich responded the MOA management was pushing for timely completion.

47  
48 Mr. Coffey stated he was interested in helping to develop standards that would offer protection from less-than-quality  
49 performance of bid contracts.

50  
51 To Mr. Stout, Purchasing Officer Mauldin responded that the Code was written with specifications to accept bids from  
52 the low bidder. He explained there was wording included that made it possible for them to maintain some quality  
53 control, including "responsive bid" and "responsible bidder." With those interpretations there was room for  
54 improvement and argument, but they always maintained a fair and reasonable bidding process. Mr. Tesche  
55 responded that the Charter spoke to competitive bidding, with such exceptions as provided by ordinance. His  
56 interpretation was that the Assembly had authority to set the rules and procedures, as long as they maintained open,  
57 competitive bidding. Ms. Shamberg responded the Assembly could help establish criteria for interpretation and use of  
58 the words "responsive bid" and "responsible bidder."

59  
60 Mayor Begich stated that in order to improve the process there would need to be Code changes and he urged the  
61 Assembly to work with the Administration to help develop assurances of quality. Mayor Begich stated the  
62 Administration had not defined the words "responsible" and "responsible."

63  
64 and the motion to accept AIM 61-2004 was approved,

65  
66 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
67 NAYES: None.

68  
69 **10.F. ORDINANCES and RESOLUTIONS FOR INTRODUCTION**

70 10.F.1. Ordinance No. AO 2004-108, an ordinance amending Anchorage Municipal Code Sections 21.15.030,  
71 21.35.020, 21.40.180, 21.40.190, 21.40.200, 21.45.080, 21.45.290 and 21.50.085, adding new and  
72 revising current definitions and standards for a self-storage facility and vehicle storage yards, and  
73 allowing the yards in certain zoning districts; adding Section 21.50.400, Conditional Use Standards for  
74 vehicle storage yards; adding Section 21.50.450 Conditional Use Standards for containerized storage  
75 units in conjunction with self storage facilities; and adding Section 21.55.140, amortization  
76 requirements for **self-storage facilities and vehicle storage operations**, Planning Department.

77 (*Public Hearing set for 8-17-04*)  
78 a. Assembly Memorandum No. AM 580-2004.

79

1 Chair Traini read this ordinance title and called for a motion from Ms. Ossiander.

2  
3 Ms. Ossiander moved, to introduce AO 2004-108, with Public Hearing set for.  
4 Ms. Jennings seconded, August 17, 2004.  
5 Mr. Tesche was the concurring third,  
6

7 Ms. Ossiander questioned whether this requirement would comply with Title 21. She requested a worksession on July  
8 30<sup>th</sup>, with Public Hearing set for August 17, 2004, to coincide with discussion of other similar issues.  
9

10 To Mr. Sullivan, Zoning Division Administrator Jerry Weaver responded that the consultants were aware of the section  
11 of the ordinance which would be included in the Title 21 rewrite. He thought this item met Code standards and  
12 addressed concerns with the conflicts in the Code, the concerns of industry for predictability and community concerns  
13 about conditional uses. He recommended that all of these issues be discussed in the scheduled worksession.  
14

15 Ms. Ossiander stated there were many issues not being addressed by the consultants in the Title 21 rewrite, and  
16 thought a review of this issue was appropriate.  
17

18 10.F.8 Ordinance No. AO 2004-109, an ordinance of the Anchorage Municipal Assembly amending Chapter  
19 8.75, violations, to enact a new section 8.75.170, to prohibit aggressive **Panhandling** and  
20 Panhandling at various locations, and to establish as a penalty a fine, completion of community  
21 service, or referral to an alcohol, drug, or other appropriate rehabilitation program, Assemblymember  
22 Sullivan. **(Laid on the Table)** (Public Hearing set for 8-17-04)  
23

24 Chair Traini read this ordinance title and explained that this new ordinance was being introduced to replace the  
25 Panhandling ordinance, item 14.M, which was to be postponed indefinitely that evening. He called for a motion.  
26

27 Mr. Sullivan moved, to introduce AO 2004-109, with Public Hearing set.  
28 Mr. Tesche seconded, for August 17, 2004.  
29 Ms. Jennings was the concurring third,  
30

31 10.F.9. Ordinance No. AO 2004-111, an ordinance of the Municipality of Anchorage, authorizing a trade of a  
32 8.26 acre parcel municipally owned property commonly known as, **Tract B, Campbell Lake Outfall**,  
33 located at the outfall of Campbell Lake in southwest Anchorage, Begich Administration and Heritage  
34 Land Bank. **(Laid on the Table)** (Public Hearing set for 8-17-04)  
35 a. Assembly Memorandum No 591-2004.  
36

37 Chair Traini read this ordinance title and explained this was being introduced by the Administration.  
38

39 Mr. Tesche moved, to introduce AO 2004-111, with Public Hearing  
40 Mr. Sullivan seconded, set for August 17, 2004.  
41 Ms. Jennings was the concurring third,  
42

#### 43 11. OLD BUSINESS and UNFINISHED ACTION ON PUBLIC HEARING ITEMS

44 11.A. Assembly Memorandum No. AM 524-2004(A), **Rice Bowl #2973** – Transfer of Ownership for a  
45 Restaurant/Eating Place & Restaurant Designation Liquor License (Fairview Community Council),  
46 Clerk's Office.  
47 1. Assembly Memorandum No. AM 524-2004, **Rice Bowl #2973** – Transfer of Ownership for  
48 a Restaurant/Eating Place & Restaurant Designation Liquor License (Fairview Community  
49 Council), Clerk's Office. (Postponed From 7-6-04)  
50

51 Chair Traini read this memorandum title and explained this item had been pulled by Ms. Jennings and amended on  
52 July 6, 2004. The A-Version contained the corrections. There were no motions pending.  
53

54 Ms. Jennings moved, to approve AM 524-2004(A).  
55 Mr. Tremaine seconded,  
56

57 Ms. Jennings stated that her original objections to this issue had been corrected, with clarification of the names of  
58 buyers and sellers.  
59

60 Mr. Coffey clarified that this license was designated as a beverage dispensary license, referring to the transfer  
61 application which referred to 411.090, the statutory reference for a beverage dispensary. Mr. Sullivan thought an  
62 amendment to clarify this change was in order, because the license was referred to as a beverage dispensary  
63 elsewhere in the document.  
64

65 Mr. Coffey moved, to amend AM 524-2004(A), to change the description of the  
66 Mr. Sullivan seconded, license of the Rice Bowl from a [~~Restaurant Eating~~  
67 and this motion was unanimously approved, ~~Place/Restaurant Designation~~] to a "Beverage Dispensary"  
68 Liquor License.  
69

70 Ms. Jennings moved, to approve AM 524-2004(A), as amended.  
71 Mr. Tremaine seconded,  
72 and this motion was passed,  
73

74 AYES: Fairclough, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

75 NAYES: None.

76 ABSENT: (Whittle and Sullivan temporarily out of room)  
77

1 11.B. Information Memorandum No. AIM 57-2004, transmittal of the Planning and Zoning Commission  
2 record for the denial of a rezoning application to rezone approximately two acres from B-3 (General  
3 Business District) to I-1 (Light Industrial), for the **North ½ and South ½ of Lot 47 of Section 11,**  
4 **T14N, R2W, S.M., Alaska**, generally located at 16650 and 16670 Eagle River Road (Eagle River  
5 Community Council) (Planning & Zoning Commission Case 2004-046), Planning Department.  
6 (*Postponed From 7-6-04*) (*Postponed until 8-17-04*)  
7

8 Chair Traini read this informational memorandum title and called for a motion.

9  
10 Ms. Fairclough moved, *to postpone* AIM 57-2004 until August 17, 2004.  
11 Ms. Jennings seconded,  
12 and this was approved without objection,  
13

14 Ms. Fairclough stated that she had still not received the documentation and information that she had requested from  
15 the petitioner, and wanted to postpone until she had reviewed that material.

16  
17 **12. APPEARANCE REQUESTS** None.

18  
19 **13. CONTINUED PUBLIC HEARINGS** None.

20  
21 **14. NEW PUBLIC HEARINGS**

22 14.A. Resolution No. AR 2004-166, a resolution approving and ratifying a two year and one-half years  
23 extension of the collective bargaining agreement between the Municipality of Anchorage and the  
24 **Public Employees, Local 71**, Employee Relations. (***Carried Over, as amended, until 08-03-04***)  
25 1. Assembly Memorandum No. AM 521-2004.  
26

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

29  
30 Mr. Tesche moved, *to approve* AR 2004-166.  
31 Mr. Tremaine seconded,  
32

33 Mr. Sullivan requested a summary of the contract and noted that the summary of economic effects did not show an  
34 amount of the projected forecast or cost summary.

35  
36 Director of Employee Relations Dave Otto responded that the language included in the contract included a wage re-  
37 opener, and added that it had been clearly understood during negotiations that there would be no wage increases.  
38 They had not declared a cost summary for 2008 because of unpredictable increase in costs of health care, which  
39 would need to be negotiated.  
40

41 To Mr. Coffey, Mayor Begich summarized that they were aware of projected health care costs increases. The Mayor  
42 stated that the municipality contributed less to the medical costs of this group than to other municipal employees  
43 because this group managed their health care from their own trust fund. Mr. Otto added that the costs of this group  
44 were more predictable because an increase of health care costs would be shared by the employee.  
45

46 Ms. Ossiander stated it was difficult to get feedback from a collective bargaining process. She recommended  
47 comparing the School District's plan with this contract. Mayor Begich responded that the next contract negotiations  
48 would be in June of 2005 and they would share their strategies and negotiations with the Assembly.  
49

50 Mr. Coffey moved, *to amend* AR 2004-166, in the attached AM 521-2004, on  
51 Mr. Tremaine seconded, Page 1, Line 19, *by changing* [3-4%] to "3.3%."  
52 and this motion was unanimously approved,  
53

54 Mr. Otto explained the normal negotiation process involved beginning with a proposed "wage-opener" and could  
55 possibly include a "buy-back." The original contract had been renegotiated in 2002 and this agreement was a contract  
56 extension.  
57

58 To Mr. Sullivan, Mr. Otto responded this two-year contract would go from June 30, 2005 through June 30, 2008. Mr.  
59 Sullivan pointed out the years indicated a three-year contract. Mr. Otto stated the listed year was a technical error,  
60 and should read 2007.  
61

62 Mayor Begich thought the attached summary should read, August 21, 2002 to December 31, 2005. Mr. Otto proposed  
63 to postpone discussion until later in the evening to make the correct amendments.  
64

65 Mr. Coffey moved, *to postpone* until later in the evening's meeting.  
66 Mr. Sullivan seconded,  
67 and this motion was unanimously approved,  
68

69 Chair Traini returned the body to discussion of the Local 71 contract at 8:30 p.m. He summarized the issue and  
70 opened discussion.  
71

72 Mr. Otto suggested that an amendment was needed to correct the date in the first "Whereas," on Page 1, Line 10.  
73 Mayor Begich stated the dates should be June 30, 2005. Mr. Sullivan proposed to make the correction.  
74

75 Mr. Sullivan moved, *to amend* AR 2004-166, *by changing* on Page 1, Line 10,  
76 Mr. Coffey seconded, [~~December 31, 2005~~] to "June 30, 2005."  
77 and this was unanimously approved,  
78

1 Mr. Coffey stated the resolution title also needed to be corrected from a two and one-half year contract to a three-year  
2 contract.

3  
4 Municipal Attorney Fred Boness thought there could be legal complications if the current title was passed. He  
5 explained they legally could not change a resolution title and recommended cancellation of this resolution and  
6 introduction of a new one, with the corrections. Assembly Attorney Michael Gatti concurred and cited Alaska  
7 Supreme Court cases addressing this issue.

8  
9 Chair Traini called for a motion to postpone until later in the evening, to allow the Administration and the Municipal  
10 Legal Staff to resolve this problem. He wanted to conclude this issue before adjournment of the meeting that evening.

11  
12 Mr. Coffey moved *to postpone* AR 2004-166 until later in the evening, to allow  
13 Mr. Tesche seconded, time for legal interpretation of resolving the correction needed  
14 and this motion was unanimously approved, for the title.

15  
16 *(Clerk's Note: AR 2004-166 was amended and Carried Over until August 3, 2004. AR 2004-19, was Laid on the*  
17 *Table later in the evening; see Special Orders, Agenda item Number 15.)*

- 18  
19 14.B. **Resolution No. AR 2004-177**, a resolution approving and ratifying a five year collective bargaining  
20 agreement between the Municipality of Anchorage and **International Association of Fire Fighters,**  
21 **Local 1264**, Employee Relations.  
22 1. Assembly Memorandum No. AM 540-2004.

23  
24 Chair Traini read this resolution title and opened Public Hearing. There was no one to testify and he closed Public  
25 Hearing and called for a motion.

26  
27 Mr. Tesche moved, to approve AR 2004-177.  
28 Mr. Tremaine seconded,

29  
30 Ms. Ossiander stated that once a format was established for contract negotiation, subsequent negotiations would  
31 generally follow suit. While she wanted to be supportive, she was concerned that, with the instability of the economy,  
32 that the Municipality of Anchorage might not be able to support the costs of these contracts.

33  
34 Mayor Begich stated the Administration had negotiated the contracts to maintain the ability to afford the projected  
35 costs. He explained they were negotiating for addition of management rights to help control stability. He added that it  
36 was the Administration's intent to address cost savings of medical health care expenses. They were optimistic that  
37 this significant cost savings would be achieved and could be used to help balance labor contract costs. There would  
38 be an exodus from the workforce over the next four years as aging employees retire. He was aware that it was  
39 important for the Municipality of Anchorage to maintain salary and benefits to attract professionals to fill those  
40 vacancies. Their goal was to focus on achieving maximum efficiency and productivity of the workforce and become  
41 less focused on contract negotiations.

42  
43 To Ms. Fairclough, Mr. Otto responded that the salary analysis indicated the MOA was comparable with national  
44 averages on the West Coast. They were slightly lower in some areas, particularly in public safety, following the  
45 terrorist acts of 9-11. Mayor Begich stated those salary analyses would be made available. Ms. Fairclough stated for  
46 the record that if the Assembly voted this down, there would be renegotiations and a likelihood of binding arbitration,  
47 which could cost the city millions of dollars.

48  
49 Ms. Fairclough was concerned with the vacancy rate in the public safety divisions, and Mr. Otto stated there was a  
50 shortage of paramedics and emergency medical technicians, who were included under this contract. The Mayor  
51 added that 85% of the calls received by divisions of public safety were medical responses.

52  
53 Mr. Coffey asked what was the predicted outcome, if "when necessary" and "retire and rehire" were omitted. Mr. Otto  
54 responded that first verbiage allowed the chief to retain control. Using the "retire" and "rehire" wording allowed the city  
55 to retain more experienced public safety officers.

56  
57 To Mr. Sullivan, Mr. Otto responded that the contract would be reopened in 2009. He had not heard of any contract  
58 that allowed employees to cash-in unused health benefits if a spouse had other coverage.

59  
60 Mr. Sullivan praised public safety officers and their work. He appreciated the Administration's negotiations to change  
61 management flexibility and reorganization and he welcomed the focus on addressing the increased costs of health  
62 care. Because of unpredicted, escalating health care costs and the instability of the economy, he felt that shorter term  
63 contracts were necessary and he would be casting a NO-vote. This was not a reflection on the quality of the  
64 employees or the Administration, and he understood the additional work that would be needed to maintain shorter  
65 contracts, but he felt strongly it would be a responsible approach in case unforeseen problems occurred.

66  
67 Mr. Whittle thought long-term contracts were important, that they would show good faith on both sides and would be a  
68 needed magnet for new hires.

69  
70 Mr. Tesche recalled the confusion of contract negotiations ending up in binding arbitration to reach a settlement and  
71 stated he would be a YES-vote on this resolution.

72  
73 Ms. Fairclough commended the negotiations between the fire department and the Administration. She recalled that  
74 public safety officers had foregone promised raises to allow the municipality to balance the budget.

75  
76 Mr. Coffey thought that contract negotiations were a policy decision made by the Administration. He understood the  
77 risks of agreeing with long-term contracts and voiced his concerns over rising health care costs and promising a wage  
78 increase of fifteen percent over five years. Being a new member to the Assembly, he wanted to trust the actions of the  
79 Administration with their knowledge and understanding of these negotiations, and he would be a YES-vote.

1  
2 Mr. Stout thought this was a generous contract, but felt it was in the best interest of all involved parties to support it,  
3 and avoid any possibility of renegotiations or binding arbitration. He was interested in stability and maintaining  
4 professionals in the area of public safety. He stated he would be a YES-vote.

5  
6 Chair Traini stated he supported the contract. He agreed the contract was expensive, but thought everyone needed to  
7 be thankful for these men and women who risked their lives to protect and save lives of citizens.

8  
9 Mayor Begich assured the body that he would not bring a contract before the Assembly for approval if he did not think  
10 the budget could support it. The Administration had been very clear with labor negotiations and employees about what  
11 the Municipality could or could not afford.

12  
13 and the motion to approve AR 2004-177 was passed,

14  
15 AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
16 NAYES: Sullivan.

17  
18 Mr. Tesche moved for immediate reconsideration and urged a NO-vote.

19  
20 Mr. Tesche moved, *for immediate reconsideration of AR 2004-177.*  
21 Ms. Ossiander seconded,  
22 and this motion failed,

23  
24 AYES: None.  
25 NAYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

- 26  
27 14.C. Resolution No. AR 2004-172, a resolution of the Municipality of Anchorage appropriating \$6,148,000  
28 from the United States Forest Service to the Federal Categorical Grants Fund (241) to support  
29 continuing hazardous reduction efforts and prepare for and **mitigate wildfire hazards** in the  
30 Municipality of Anchorage, Anchorage Fire Department.  
31 1. Assembly Memorandum No. AM 532-2004.

32  
33 Chair Traini read this resolution title and opened Public Hearing.

34  
35 RYAN STENCEL, Vice President of Huffman-O'Malley Community Council, testified that residents were concerned  
36 with a very high fire risk which involved beetle-killed trees. She thought the current methods being taken by the fire  
37 department were a lesser priority than actions involving tree removal. Ms. Stencil stated that Hillside residents were  
38 becoming educated about wildfire hazards and the most effective and cost efficient methods of lowering the fire risks,  
39 included removing dead trees and augmenting water sources.

40  
41 KATY NOLAN, Hillside resident, requested that consideration be given to the dead trees in her area, which created  
42 high fire risks. She wanted the first priority to be dead tree removal and recommended subcontracting tree removal by  
43 a per-log fee. Ms. Fairclough explained that it would be very expensive to remove trees on the Hillside, which had  
44 been easier in Chugiak, where homeowners could leave the trees in the right-of-ways to be picked up by other parties.  
45 Ms. Nolan stated that she had removed six trees from her property at a cost of \$1100.

46  
47 DIANE HOLMES, Hillside resident, explained the practices of the Bureau of Land Management to reduce fire load on  
48 BLM properties by creating clearings away from trail systems. She felt the current methods conducted by local fire  
49 protection groups were ineffective and urged more consideration of tree removal and re-vegetation. Ms. Holmes  
50 recommended acceptance of Firewise funds be contingent upon the use of Visual Quality Management practices, the  
51 organization of plans and the accountability of departments and councils and the use of adequate management for  
52 control of approved logging plans.

53  
54 With no additional public testimony, Chair Traini closed Public Hearing and called for a motion.

55  
56 Ms. Fairclough moved, *to approve AR 2004-172.*  
57 Mr. Tremaine seconded,

58  
59 Mr. Tremaine, a Hillside resident, felt that many of the questions he had repeatedly raised over the wildfire hazards of  
60 his area had not been addressed. He felt that the appropriation of ten million dollars could remove many dead trees,  
61 but had not.

62  
63 Ms. Shamberg recommended a worksession to address the lack of tree removal and planning and other deficiencies.

64  
65 To Mr. Whittle, Municipal Manager Denis LeBlanc responded that the Anchorage Fire Department had completed a  
66 tremendous amount of work addressing wildfire hazards. The nature of wildfires required different management  
67 practices, training and equipment than the normal responsibilities of fire departments. He thought a worksession was  
68 a good idea, but stressed the importance of moving ahead quickly with this issue.

69  
70 Fire Chief Fullenwider stated that the department was moving ahead with planning and was attempting to address this  
71 issue of wildfire hazards with accountability and financial responsibility. A proper method of fire load removal was  
72 through assistance of property owners, and the department had worked hard with addressing those issues. He stated  
73 there were concerns with the lack of back-up equipment in the case of a catastrophic event on the hillside. Much of  
74 the equipment normally used as back up, including military Army and Air Force equipment and State equipment, had  
75 been moved to interior Alaska to fight a record season of wildfires.

76  
77 Michelle Weston, Special Administrative Officer with the Fire Department, responded to Chair Traini that she  
78 welcomed a worksession, but urged approval of the resolution that evening. She clarified that of the ten million dollars

1 appropriated to wildfire hazards mitigation, six million had been spent. Ms. Weston summarized the expenditures of  
2 the funding to date, which included contracted tree-removal and slash burning by professional crews.

3  
4 To Ms. Jennings, Ms. Weston responded that their high risk assessment for the city indicated high priority areas for  
5 tree removal included parks, greenbelts and areas of privately owned properties. She explained that the Cost-Share  
6 Tree Removal Program involved a department Firewise assessment of the property, a contractor removing specified  
7 trees and the property owner being reimbursed for seventy percent for the costs of the contract removal. Ms. Jennings  
8 thought it was a good program, and encouraged the fire department to advertise.

9  
10 To Mr. Coffey, Ms. Weston explained the statistical funding breakdown for areas of Anchorage. Mr. Coffey was  
11 concerned that with the expenditures already made, there did not appear to be much improvement with the fire  
12 hazards of the beetle-kill spruce trees. He thought it was critical to move ahead at a faster pace to address the risks  
13 and the possibility of a catastrophic event. Ms. Weston stated the department had been told by the Federal  
14 Government that clear-cutting was illegal, so they felt they were addressing what they could, in a fast and efficient  
15 manner.

16  
17 Chair Traini, Ms. Fairclough, Ms. Shamberg, Mr. Tremaine and the Fire Chief supported a worksession and did not  
18 want to postpone this resolution. Ms. Fairclough, Mr. Tremaine and Mr. Coffey urged the fire department to consider  
19 new and different approaches for addressing wildfire hazards during the worksession. Ms. Weston suggested the  
20 worksession include a meeting and a walk-through.

21  
22 Chair Traini stated the Administration was addressing Chugach Electric and their policy of leaving felled trees in the  
23 right-of-ways. He announced a worksession would be held on Friday, July 30, 2004, from ten to eleven o'clock a.m.  
24 to discuss wildfire hazards and it would be opened to the public. He called for a vote.

25  
26 and the motion to approve AR 2004-172 was passed,

27  
28 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
29 NAYES: None.

30  
31 14.D. Resolution No. AR 2004-173, a resolution of the Municipality of Anchorage appropriating \$1,334,583  
32 from Alaska Housing Finance Corporation (AHFC) as a grant to the State Categorical Grants Fund  
33 (231), Department of Health and Human Services to fund the **Weatherization Assistance Program**,  
34 Health and Human Services.

35 1. Assembly Memorandum No. AM 533-2004.

36  
37 Chair Traini read this resolution title and opened Public Hearing. There being no one to testify, he closed Public  
38 Hearing and called for a motion.

39  
40 Mr. Tesche moved, to approve AR 2004-173.  
41 Mr. Coffey seconded,  
42 and this motion was passed,

43  
44 AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
45 NAYES: None.  
46 ABSENT: (Sullivan, temporarily out of room)

47  
48 14.E. Resolution No. AR 2004-174, a resolution of the Anchorage Municipal Assembly appropriating  
49 \$300,000 from the Anchorage School District to the Anchorage Roads and Drainage Service Area  
50 Fund (441) for the **improvement of Laurel Street, between Dowling Road and 64<sup>th</sup> Avenue**, Project  
51 Management & Engineering.

52 1. Assembly Memorandum No. AM 534-2004.

53  
54 Chair Traini read this resolution title and opened Public Hearing. There being no one to testify, he closed Public  
55 Hearing and called for a motion.

56  
57 Mr. Tesche moved, to approve AR 2004-174.  
58 Mr. Tremaine seconded,  
59 and this motion was passed,

60  
61 AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
62 NAYES: None.  
63 ABSENT: (Sullivan, temporarily out of room)

64  
65 14.F. Resolution No. AR 2004-175, a resolution of the Municipality of Anchorage appropriating \$1,408,045  
66 to the State Categorical Grants Fund (231) from the Federal Highway Administration through the  
67 Alaska Department of Transportation and Public Facilities to provide funding for **congestion**  
68 **management and air quality mitigation** through expansion of public transportation services within  
69 the Municipality of Anchorage, Public Transportation Department.

70 1. Assembly Memorandum No. AM 535-2004.

71  
72 Chair Traini read this resolution title and opened Public Hearing. There being no one to testify, he closed Public  
73 Hearing and called for a motion.

74  
75 Mr. Stout moved, to approve AR 2004-175.  
76 Mr. Coffey seconded,

77

1 To Mr. Coffey, Director of Public Transportation Tom Wilson responded this program was designed to reduce  
2 congestion and reduce the affects on air quality by expanding public transit. They had implemented Phase One of this  
3 project in June of 2003 and Phase Two would begin the following week. They were planning to add over four hundred  
4 trips per week, and were hoping to increase bus ridership.

5  
6 Ms. Ossiander noted that this program had decreased bus service in her area and requested Mr. Wilson address the  
7 needs of Birchwood and Chugiak.

8  
9 To Ms. Fairclough, Mr. Wilson responded that the area of attainment for increasing ridership and improving air quality  
10 was for the entire Anchorage area. Ms. Fairclough requested that Chugiak and Eagle River be included with the  
11 program.

12  
13 To Ms. Jennings, Mr. Wilson responded that their employees were generally safe and responsible drivers. He stated  
14 the department did respond to all reports of unsafe driving, and the complaints were always investigated and  
15 addressed.

16  
17 Mr. Stout stated that he had received calls of riders who were not being informed of schedule changes, and he urged  
18 Mr. Wilson to advertise and publish more extensively.

19  
20 and this motion was passed,

21  
22 AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
23 NAYES: None.  
24 ABSENT: *(Sullivan, temporarily out of room)*

25  
26 14.G. Resolution No. AR 2004-176, a resolution approving the acceptance and appropriation of State of  
27 Alaska grant funds in the amount of \$62,803 from the **Department of Environmental Conservation**  
28 **Matching Grant Program** (Senate Bill 183), Anchorage Water & Wastewater Utility.  
29 1. Assembly Memorandum No. AM 536-2004.

30  
31 Chair Traini read this resolution title and opened Public Hearing. There being no one to testify, he closed Public  
32 Hearing and called for a motion.

33  
34 Mr. Tremaine moved, to approve AR 2004-176.  
35 Mr. Tesche seconded,  
36 and this motion was passed,

37  
38 AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
39 NAYES: None.  
40 ABSENT: *(Sullivan, temporarily out of room)*

41  
42 14.H. Resolution No. AR 2004-180, a resolution of the Anchorage Municipal Assembly approving an  
43 alcoholic beverages conditional use in the B-3 SL District for a new restaurant or eating place use per  
44 AMC 21.40.180 D.8; located on Tract B-3, Goff Subdivision; site address being 9220 Lake Otis  
45 Parkway; generally located on the southwest corner of Abbott Road and Lake Otis Parkway (**I Luv**  
46 **Sushi Restaurant**) (Case 2004-107), Planning Department.  
47 1. Assembly Memorandum No. AM 547-2004.  
48 2. Assembly Memorandum No. AM 525-2004, **I Luv Sushi #4420** – New Restaurant Designation  
49 Liquor License (Abbott Loop Community Council), Clerk's Office. *(Postponed from 7-6-04)*

50  
51 Chair Traini read this resolution title and explained this was approving a conditional use. He opened Public Hearing  
52 and there being no one to testify, he closed Public Hearing and called for a motion.

53  
54 Mr. Coffey moved, to approve AR 2004-180.  
55 Mr. Tremaine seconded,

56  
57 Ms. Ossiander stated that Heritage Christian School had expressed concern that this establishment was within the  
58 two-hundred foot allowance. Municipal Zoning Division Administrator Mr. Weaver responded the department was not  
59 aware of any school within two hundred feet of this establishment.

60  
61 Mr. Coffey wanted to clarify for the record, referring to Section C. *Staff Comments*, at the bottom of Page 5. Mr. Coffey  
62 interpreted the law to apply to any license application, be it a transfer of ownership or transfer of location or being a  
63 new establishment, was subject to the two hundred foot rule. He explained the allowable distance for a school from a  
64 liquor establishment was measured from the door to the school boundary, by the shortest pedestrian route. The  
65 allowable distance for a church was measured from its door to the door of the liquor establishment.

66  
67 and this motion was passed,

68  
69 AYES: Fairclough, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
70 NAYES: None.  
71 ABSENT: *(Sullivan and Whittle, temporarily out of room)*

72  
73 Chair Traini called for a motion on the memorandum accompanying AR 2004-180, dealing with a new designation  
74 liquor license.

75  
76 Ms. Fairclough moved, to approve AM 525-2004.  
77 Mr. Coffey seconded,

78

1 Ms. Fairclough moved, to amend AM 525-2004, *by changing* the [~~PROTEST~~] to Mr.  
2 Coffey seconded, "approved," with the addition of a conditional use.  
3 and this motion was approved unanimously,  
4

5 Ms. Fairclough moved, to approve AM 524-2004, as amended.  
6 Mr. Coffey seconded,  
7 and this motion was passed unanimously,  
8

- 9 14.I. Ordinance No. AO 2004-106, an ordinance approving a plan amendment to "The 2000 Merrill Field  
10 Airport Master Plan" to include the 2004 "Revised" Merrill Field Airport Heights Zoning Map in  
11 accordance with AMC 21.65.040, and amend AMC 21.65.040 B to include the specific **2004**  
12 "**Revised**" **Merrill Field Airport Heights Zoning Map** (All Community Councils) (Planning and  
13 Zoning Commission Case 2004-069), Planning Department.  
14 1. Assembly Memorandum No. AM 538-2004.  
15

16 Chair Traini read this ordinance title and opened Public Hearing. There being no one to testify, he closed Public  
17 Hearing and called for a motion.  
18

19 Mr. Tesche moved, to approve AO 2004-106.  
20 Ms. Fairclough seconded,  
21 and this motion was passed,  
22

23 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
24 NAYES: None.  
25

- 26 14.J. Ordinance No. AO 2004-105, an ordinance authorizing the extension of the lease of the **Pioneer**  
27 **School House** at 437 East 3<sup>rd</sup> Avenue, Anchorage, Alaska to the Anchorage Woman's Club at less  
28 than market value, Real Estate Services.  
29 1. Assembly Memorandum No. AM 537-2004.  
30

31 Chair Traini read this ordinance title and opened Public Hearing. There being no one to testify, he closed Public  
32 Hearing and called for a motion.  
33

34 Mr. Tesche moved, to approve AO 2004-105.  
35 Mr. Coffey seconded,  
36 and this motion was unanimously,  
37

38 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
39 NAYES: None.  
40

- 41 14.K. Ordinance No. AO 2004-89, an ordinance authorizing the **sale of properties** foreclosed by the  
42 Municipality for delinquent taxes and/or special assessments, Real Estate Services.  
43 1. Assembly Memorandum No. AM 404-2004.  
44

45 Chair Traini read this ordinance title and opened Public Hearing. There being no one to testify, he closed Public  
46 Hearing and called for a motion.  
47

48 Ms. Shamberg moved, to approve AO 2004-89.  
49 Ms. Ossiander seconded,  
50 and this motion was passed unanimously,  
51

52 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
53 NAYES: None.  
54

55 Ms. Ossiander commended Ms. Gladys Wilson, with the Heritage Land Bank, on her contributions to the recent  
56 worksession, with her explanation of the process involving this sale.  
57

- 58 14.L. Ordinance No. AO 2004-103, an ordinance authorizing **retention of tax foreclosed properties** for  
59 public purpose, Real Estate Services.  
60 1. Assembly Memorandum No. AM 520-2004.  
61

62 Chair Traini read this ordinance title and opened Public Hearing. There being no one to testify, he closed Public  
63 Hearing and called for a motion.  
64

65 Mr. Tesche moved, to approve AO 2004-103.  
66 Ms. Shamberg seconded,  
67 and this motion was passed unanimously,  
68

69 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
70 NAYES: None.  
71

- 72 14.M. Ordinance No. AO 2004-104, an ordinance of the Anchorage Municipal Assembly amending Chapter  
73 8.30 to enact a new Section 8.30.125, **Panhandling**, Assemblymember Sullivan.  
74 1. Information Memorandum No. AIM 62-2004, Summary of Economic Effects – **Panhandling**  
75 **Ordinance**, Assemblymember Sullivan. (**Addendum**) (*Public Hearing set for 8-17-04*)  
76

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

1  
2 Mr. Sullivan moved, *to postpone indefinitely* AO 2004-104.  
3 Ms. Ossiander seconded,  
4

5 Mr. Sullivan explained that he had introduced a new ordinance that evening to replace this ordinance, dealing with  
6 Panhandling, with Public Hearing set for August 17, 2004.  
7

8 and this motion was passed unanimously,  
9

10 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
11 NAYES: None.  
12

13 **15. SPECIAL ORDERS**

14 15.A. Resolution No. AR 2004-191, a resolution approving and ratifying a three year extension of the  
15 collective bargaining agreement between the Municipality of Anchorage and the **Public Employees,**  
16 **Local 71**, Employee Relations. (**Laid on the Table**) (Public Hearing set for 8-17-04)  
17

18 Mr. Coffey moved, to introduce AR 2004-191.  
19 Mr. Stout seconded,  
20 Mr. Tesche was the concurring third,  
21

22 To Chair Traini, Municipal Attorney Boness responded the this was a new ordinance, to replace AR 2004-166, with  
23 corrections to the title to clarify difference that the collective bargaining agreement involved a three year extension.  
24 Chair Traini set Public Hearing for August 17, 2004.  
25

26 **16. UNFINISHED AGENDA** None.  
27

28 **17. AUDIENCE PARTICIPATION** None.  
29

30 **18. ASSEMBLY COMMENTS**  
31

32 Mr. Whittle welcomed and commended the appointment of Rod McCoy, as a new member of the Housing and Urban  
33 Development Commission.  
34

35 Ms. Ossiander thanked Ms. Gladys Wilson, with the Heritage Land Bank, for her outstanding service, and was  
36 saddened to hear of her upcoming retirement. Chair Traini thanked Ms. Wilson for the professional guidance she had  
37 provided to the Assembly over the years.  
38

39 Mr. Whittle announced there would be a worksession on junk car removal in the near future and he encouraged all  
40 Assemblymembers to attend.  
41

42 Ms. Jennings thanked the Administration and the Anchorage Fire Department Union for their successful labor contract  
43 negotiations.  
44

45 Mr. Coffey stated that as a result of the worksession with the Anchorage School District on the school bond issue,  
46 there was a draft resolution that would be coming before the Assembly.  
47

48 **19. EXECUTIVE SESSIONS** None.  
49

50 **20. ADJOURNMENT**  
51

52 Chair Traini called for a motion to adjourn the meeting.  
53

54 Mr. Tesche moved, to adjourn the Regular Assembly Meeting.  
55 Ms. Shamberg seconded,  
56 and this motion was passed,  
57

58 AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.  
59 NAYES: None.  
60

61 The Regular Assembly Meeting was adjourned at 9:45 p.m.  
62  
63  
64  
65  
66  
67

68 \_\_\_\_\_  
69 DICK TRAINI, Assembly Chair  
70

71 ATTEST:  
72  
73  
74

75 \_\_\_\_\_  
76 BARBARA GRUENSTEIN, Municipal Clerk  
77 Date Minutes Approved: August 17, 2004  
78 MC/BG  
79 Agenda Published: THE ANCHORAGE CHRONICLE  
P.O. 52464-500-04