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**MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY**

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

Minutes for Regular Meeting of June 14, 2005

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1. CALL TO ORDER

The Assembly Meeting was convened by Chair Fairclough at 5:00 p.m. in the Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

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

22 PRESENT: Allan Tesche, Janice Shamberg, Debbie Ossiander, Dan Sullivan, Anna Fairclough, Dan Coffey, Chris
23 Birch, Ken Stout, Paul Bauer, Dick Traini and Pamela Jennings.
24 ABSENT: None.

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27

3. PLEDGE OF ALLEGIANCE Assemblymember Jennings led the pledge.

28
29

4. MINUTES OF PREVIOUS MEETING None.

30
31

5. MAYOR'S REPORT

32 Mayor Begich recognized two Municipal employees, Bryan Grella and Joshua Browning, each serving with the Alaska
33 Air National Guard. Mr. Browning thanked the Mayor for the support and recognition. Mr. Grella thanked the city for
34 the support, allowing them to serve the country. Mayor Begich presented certificates of recognition to both men and
35 thanked them for their service to the city and the United States Military.

36
37 Mayor Begich reported on the recent Conference of Mayors. He had been selected to serve on the Conference of
38 Mayor's National Advisory Board and would be an advisor on West Coast issues.

39
40
41

6. ASSEMBLY CHAIR'S REPORT

42 Chair Fairclough announced she had been selected as an Alaskan representative to an international affairs school, in
43 Washington D.C., and would report on that activity when she returned.

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46

7. COMMITTEE REPORTS

47 Mr. Traini, member of the National League of Cities (NLC) Board of Directors, reported NLC committee members
48 would soon be arriving for the scheduled conference and weekly activities. The municipality would be dedicating a
49 building on Thursday, honoring the memory of former Assemblymember Joe Murdy, also a former member of the NLC
50 Board of Directors. Municipal Assembly Legislative Affairs and Budget Director Elvi Gray-Jackson responded that 69
51 visitors were expected, including 47 elected officials and 18 mayors.

52
53 Mr. Coffey reported on the Community Development Authority activities, discussing projects in Mt. View and proposed
54 municipal land transfers. He announced the meetings were opened to the public.

55
56 Ms. Ossiander reported that the Title 21 Committee would be discussing the assisted living ordinance on Friday, and
57 that meeting was open to the public.

58
59 To Mr. Traini, Mayor Begich responded that the Municipality had not been selected to receive a Kroc Foundation grant,
60 which would have helped fund the Muldoon Community Center. The Administration would report to the Assembly on
61 alternative plans to continue with the community center.

62
63 Mr. Stout reported the Northeast Community Council would be meeting Thursday evening and would be discussing the
64 proposed Wal-Mart development in that area.

65
66 Mr. Birch reported the Audit Committee had recently presented a clean bill of health on the annual financial report.

67
68 Mr. Bauer announced there would a Public Safety Committee meeting on the 24th, discussing the Bicycle Ordinance,
69 gangs and gang intervention and the Parking Authority.

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71
72

8. ADDENDUM TO AGENDA

73 Chair Fairclough called for a motion and read the Addendum items. AR 2005-142 and AR 2005-143 were added and
74 assigned to the Agenda as numbers 9.A.3 and 9.F.7, respectively. She called for additional items and there being
75 none, she called for a vote.

76
77 Mr. Sullivan moved, to approve the inclusion of the Addendum items into the

1 Mr. Coffey seconded, Regular Agenda.
2 and this motion was unanimously passed,
3

4 The Chair called for a motion on the Consent Agenda.
5

6 Mr. Tesche moved, to approve the Consent Agenda.
7 Mr. Traini seconded,
8

9 Chair Fairclough called for Assemblymembers to request items be moved to the Regular Agenda for discussion.
10

11 **9. CONSENT AGENDA**

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

13 9.A.1. Resolution No. AR 2005-139, a resolution of the Anchorage Municipal Assembly recognizing and
14 commending **Breanne Gaines** for her heroic life-saving actions on May 30, 2005 during a tragic home
15 fire; Mayor Begich; Assemblymembers Traini, Bauer, Birch, Fairclough, Coffey, Jennings, Ossiander,
16 Shamberg, Stout, Sullivan and Tesche.
17

18 Mr. Traini requested this item be pulled for review on the Regular Agenda. (See *Item 10.A.1*)
19

20 9.A.2. Resolution No. AR 2005-141, a resolution of the Anchorage Municipal Assembly recognizing and
21 honoring **Janet Boshears** for her 21 years of distinguished service to the Municipality of Anchorage
22 in the Treasury Division; Mayor Begich; Assemblymembers Bauer, Birch, Fairclough, Coffey,
23 Jennings, Ossiander, Shamberg, Stout, Sullivan, Tesche and Traini. (**Addendum**)
24

25 Mr. Bauer requested this item be pulled for review on the Regular Agenda. (See *Item 10.A.2*)
26

27 9.A.3. Resolution No AR 2005-142, a resolution of the Anchorage Municipal Assembly honoring Jo Katkus
28 for 28 years of service to the Municipality of Anchorage; Mayor Begich and Office of the Mayor. (**Laid**
29 **on the Table**)
30

31 Mr. Coffey moved to introduce, seconded by Ms. Ossiander and there were no objections. Ms. Ossiander requested
32 this item be pulled for review on the Regular Agenda. (See *item 10.A.3*)
33

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

35 9.B.1. Resolution No. AR 2005-134, a resolution to establish the delinquent dates for the first and second half of
36 yearly **business personal and personal property tax payments** for Tax Year 2005; Finance.
37 a. Assembly Memorandum No. AM 384-2005.
38

39 Ms. Jennings requested this item be pulled for review on the Regular Agenda. (See *item 10.B.1*)
40

41 9.B.2. Resolution No. AR 2005-135, a resolution of the Municipality of Anchorage appropriating \$10,000 as a
42 donation from ConocoPhillips to the established account in the Miscellaneous Operational Grants
43 Fund (261) to support the **Trails Watch Program**; Office of Economic & Community Development
44 a. Assembly Memorandum No. AM 385-2005.
45

46 **9.C. BID AWARDS**

47 9.C.1. Assembly Memorandum No. AM 396-2005, recommendation of award to Hotwire Electric, Inc. for
48 **2005 Merrill Field Security Improvements** for the Merrill Field Airport (ITB 25-C009) (\$1,250,000);
49 Purchasing. (**Addendum**)

50 9.C.2. Assembly Memorandum No. AM 397-2005, recommendation of award to Carlos Tree Service, Inc. for
51 **2005 tree trimming contract** for the Municipality of Anchorage, Municipal Light & Power (ITB 25-
52 B078) (\$450,000/year); Purchasing. (**Addendum**)

53 9.C.3. Assembly Memorandum No. AM 398-2005, recommendation of award to Seacoast Construction Co.,
54 Inc. for **2005 Eagle River Park Improvements** for the Eagle River/Chugiak Parks and Recreation
55 Division (ITB 25-C032) (\$607,405); Purchasing. (**Addendum**)

56 9.C.4. Assembly Memorandum No. AM 399-2005, recommendation of award to QAP for **Northern Lights**
57 **Boulevard Upgrade and Aero Avenue Reconstruction** for the Municipality of Anchorage, Project
58 Management and Engineering Department (ITB 25-C029) (\$7,118,847.01); Purchasing.
59 (**Addendum**)

60 9.C.5. Assembly Memorandum No. AM 400-2005, recommendation of award to Pruhs Corporation for **3rd**
61 **Avenue Surface Rehabilitation** for the Municipality of Anchorage, Project Management and
62 Engineering Department (ITB 25-C023) (\$1,640,739.50); Purchasing. (**Addendum**)

63 9.C.6. Assembly Memorandum No. AM 401-2005, recommendation of award to Alaska Road Boring
64 Company for **Fish Creek Phase IV B Storm Bypass Slip Lining** for the Municipality of Anchorage,
65 Project Management and Engineering Department (ITB 25-C020) (\$1,338,538); Purchasing.
66 (**Addendum**)

67 9.C.7. Assembly Memorandum No. AM 402-2005, recommendation of award to North Star Paving and
68 Construction, Inc. for **Tudor Road/Harding Drive Improvements** for the Project Management and
69 Engineering Department (ITB 25-C026) (\$294,998); Purchasing. (**Addendum**)
70

71 Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (See *item 10.C.7*)
72

73 **9.D. NEW BUSINESS**

74 9.D.1. Assembly Memorandum No. AM 383-2005, **Parks and Recreation Commission** appointment (Karen
75 Loeffler); Mayor's Office.
76

1 Mayor Begich recognized Karen Loeffler, present that evening. He, Chair Fairclough and Ms. Jennings thanked Ms.
2 Loeffler for her willingness to serve on the Parks and Recreation Commission.
3

- 4 9.D.2. Assembly Memorandum No. AM 390-2005, recommendation to continue the lease agreement with
5 Woodland Business Park, LLC for **APD Seeley Substation**; Heritage Land Bank/Real Estate
6 Services.
7

8 Deputy Municipal Manager Michael Abbott requested this item be pulled for review. (*See item 10.D.2*)
9

- 10 9.D.3. Assembly Memorandum No. AM 391-2005, proprietary purchase from Potelcom Supply for
11 **Schlumberger Quantum Q-1000 meters** for the Municipality of Anchorage; Municipal Light & Power
12 (\$54,300), Purchasing.
13 9.D.4. Assembly Memorandum No. AM 392-2005, proprietary purchase to Davies Consulting to provide
14 Operations Manager services for the **Beluga River Unit Gas Field** on an "as needed" basis for the
15 Municipality of Anchorage, Municipal Light & Power (ML&P) (\$100,000); Purchasing.
16 9.D.5. Assembly Memorandum No. AM 403-2005, Amendment No. 1 to the contract with Utility Resources,
17 Inc. to provide professional **consulting services** to the Municipality of Anchorage; Anchorage Water
18 and Wastewater Utility (MOA, AWWU) (\$22,000). (**Addendum**)
19 9.D.6 Assembly Memorandum No. AM 404-2005, Amendment No. 3 to the Utility Relocation Agreement with
20 Chugach Electric Association, Inc. (CEA) for the **West Northern Lights Boulevard Upgrade,**
21 **Nathaniel Court to Wisconsin Street**, Project No. 01 10 (\$865,000); Project Management &
22 Engineering. (**Addendum**)
23

24 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.D.6*)
25

- 26 9.D.7. Assembly Memorandum No. AM 405-2005, **Tabé Nara Restaurant #4133** – Transfer of Ownership of
27 a Restaurant/Eating Place (Spenard and Midtown Community Councils); Clerk's Office. (**Addendum**)
28

29 Mr. Coffey declared a conflict of interest with this item, because the restaurant was represented by his law office.
30 Chair Fairclough ruled he did have a conflict and ordered him to abstain from participation. Ms. Ossiander requested
31 this item be pulled for review on the Regular Agenda. (*See item 10.D.7*)
32

33 **9.E. INFORMATION AND REPORTS**

- 34 9.E.1. Information Memorandum No. AIM 39-2005, Internal Audit Report 2005-8 – **Police and Fire Retiree**
35 **Medical Trust Five Year Review, Employee Relations**; Internal Audit.
36

37 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.E.1*)
38

- 39 9.E.2. Information Memorandum No. AIM 40-2005, **Monthly Financial Reports** – April 2005;
40 Finance/Controller.
41

42 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.E.2*)
43

- 44 9.E.3. Information Memorandum No. AIM 41-2005, **Sole Source Procurement Report** for the Month of April
45 2005; Purchasing.
46

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

- 48 9.F.1. Ordinance No. AO 2005-78, an ordinance amending Anchorage Municipal Code Chapter 3.30
49 regarding **random drug and alcohol testing**; Employee Relations Department. (*Public Hearing 6-28-*
50 *05*)
51 a. Assembly Memorandum No. AM 389-2005.
52 9.F.2. Ordinance No. AO 2005-79, an ordinance of the Anchorage Assembly amending Anchorage Municipal
53 Code Section 2.30.070, **Voting**, providing for Assemblymember participation by means of telephone
54 or other electronic means; Assemblymember Traini. (*Public Hearing 6-28-05*)
55 a. Assembly Memorandum No. AM 393-2005.
56 9.F.3.. Resolution No. AR 2005-136, a resolution of the Anchorage Assembly approving the **Heritage Land**
57 **Bank 2005 Work Program** and 2006-2010 Five-Year Management Plan; Heritage Land Bank.
58 (*Public Hearing 6-28-05*)a. Assembly Memorandum No. AM 386-2005.
59 9.F.4. Resolution No. AR 2005-137, a resolution of the Municipality of Anchorage appropriation \$200,000
60 from the State Categorical Grants Fund 231 to the Equipment Maintenance CIP Fund 601/606 and
61 authorizing the purchase of a waterless sweeper for use in the development of **air quality PM10 best**
62 **management practices program** within the Municipality of Anchorage; Maintenance & Operations
63 Department. (*Public Hearing 6-28-05*)
64 a. Assembly Memorandum No. AM 387-2005.
65 9.F.5. Resolution No. AR 2005-138, a resolution authorizing the Municipality of Anchorage, Public
66 Transportation Department to file for a Federal Transit Administration Section 5303 Metropolitan
67 Planning Program grant, enter into a Transfer of Responsibilities Agreement in the amount of
68 \$229,343 with the Department of Transportation and Public Facilities, State of Alaska, and to
69 appropriate these funds along with \$57,336 for required local matching funds from the Public
70 Transportation Department's 2005 Operating Budget to the State Categorical Grants Fund (231) for
71 financing of the **Transit Planning Program**. (*Public Hearing 6-28-05*)
72 a. Assembly Memorandum No. AM 388-2005.
73 9.F.6. Resolution No. AR 2005-140, a resolution of the Anchorage Municipal Assembly ratifying Executive
74 Order 2005-06 an executive order **re-naming East 101st Avenue to East 102nd Avenue**, Municipal
75 Clerk. (*Public Hearing 6-28-05*)
76 a. Assembly Memorandum No. AM 395-2005.

- 1 9.F.7. Resolution No. AR 2005-143, a resolution of the Municipality of Anchorage appropriating one hundred
2 twenty thousand dollars (\$120,000) from Anchorage Parks and Recreation Service Area Fund (161)
3 balance to Anchorage Parks and Recreation Department for a loan to Youth Exploring Adventure, Inc.,
4 for operation of **Hilltop Ski Area** and authorizing amendments to Hilltop Ski Area lease agreement;
5 Parks and Recreation Department; Assemblymembers Birch and Shamberg. **(Laid on the Table)**
6 a. Assembly Memorandum No. AM 406-2005. *(Public Hearing set for 6-28-05)*
7

8 Mr. Coffey moved, seconded by Ms. Shamberg, with the concurring third from Mr. Stout, to introduce AR 2005-143,
9 with Public Hearing scheduled for June 28, 2005.

10 Chair Fairclough called the Question on the remainder of Consent Agenda.

11 and the motion, as amended, was passed,
12 with Mr. Coffey abstaining on item 9.D.7,
13

14 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
15 NAYES: None.

16 The amended Consent Agenda was approved, with the exception of the pulled items and Chair Fairclough led the
17 body into discussion of those items.

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22 **END OF CONSENT AGENDA**
23

24
25 **10. REGULAR AGENDA**

26 **10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS**

- 27 10.A.1. Resolution No. AR 2005-139, a resolution of the Anchorage Municipal Assembly recognizing and
28 commending **Breanne Gaines** for her heroic life-saving actions on May 30, 2005 during a tragic home
29 fire; Mayor Begich; Assemblymembers Traini, Bauer, Birch, Fairclough, Coffey, Jennings, Ossiander,
30 Shamberg, Stout, Sullivan and Tesche.

31
32 Mr. Traini moved, to approve AR 2005-139.
33 Ms. Jennings seconded,
34 and the motion was passed without objection,
35

36 Mr. Traini presented and Ms. Jennings read the resolution, honoring and commending 11-year old Breanne Gaines for
37 her heroism on May 30th. Despite intense smoke and burns on her hands and feet, she helped rescue a 5-year-old
38 friend from a trailer fire and summoned the Fire Department. Chair Fairclough thanked Ms. Gaines for her great deed.
39

- 40 10.A.2. Resolution No. AR 2005-141, a resolution of the Anchorage Municipal Assembly recognizing and
41 honoring **Janet Boshears** for her 21 years of distinguished service to the Municipality of Anchorage
42 in the Treasury Division; Mayor Begich; Assemblymembers Bauer, Birch, Fairclough, Coffey,
43 Jennings, Ossiander, Shamberg, Stout, Sullivan, Tesche and Traini. **(Addendum)**
44

45 Mr. Bauer moved, to approve AR 2005-141.
46 Mr. Stout seconded,
47 and the motion was passed without objection,
48

49 Mr. Stout presented and Mr. Bauer read the resolution, recognizing Janet Boshears for her 21 years of service to the
50 Municipality as a tax clerk with the Treasury Division. Ms. Boshears thanked the Assembly for the recognition.
51

- 52 10.A.3. Resolution No AR 2005-142, a resolution of the Anchorage Municipal Assembly honoring Jo Katkus
53 for 28 years of service to the Municipality of Anchorage; Mayor Begich and Office of the Municipal
54 Manager. **(Laid on the Table)**
55

56 Ms. Ossiander moved, to approve AR 2005-142.
57 Mr. Coffey seconded,
58 and the was passed without objection,
59

60 Chair Fairclough presented and Ms. Ossiander read the resolution, honoring Jo Katkus for her 28 years of service to
61 the Municipality, with the Police and Fire Departments and the Municipal Manager's Office. Ms. Katkus thanked the
62 Assembly and the Administration for the recognition. She had most enjoyed her last three years working with the
63 Manager's Office and the Mayor's Office. She thanked Mayor Begich, Michael Abbott and Denis LeBlanc for their
64 support. Mayor Begich thanked her for being an asset to the city.
65

66 **10.B. RESOLUTIONS FOR ACTION - OTHER**

- 67 10.B.1. Resolution No. AR 2005-134, a resolution to establish the delinquent dates for the first and second half of
68 yearly **business personal and personal property tax payments** for Tax Year 2005; Finance.
69 a. Assembly Memorandum No. AM 384-2005.
70

71 Ms. Jennings moved, to approve AR 2005-134.
72 Ms. Ossiander seconded,
73

74 To Ms. Jennings, Municipal Treasurer Dan Moore and Chief Fiscal Officer Jeff Sinz concurred that the calculated savings
75 would be substantial from the \$20,000 business personal property tax exemption and they would issue a final report to the
76 Assembly. Mr. Coffey stated that he looked forward to reviewing the report.
77

1 and the motion was approved without objection,

2
3 **10.C. BID AWARDS**

4 10.C.7. Assembly Memorandum No. AM 402-2005, recommendation of award to North Star Paving and
5 Construction, Inc. for **Tudor Road/Harding Drive Improvements** for the Project Management and
6 Engineering Department (ITB 25-C026) (\$294,998); Purchasing. (**Addendum**)

7
8 Mr. Sullivan moved, to approve AM 402-2005.
9 Ms. Ossiander seconded,

10
11 To Mr. Sullivan, Municipal Project Engineer Howard Holtan responded this was the last of the appropriations to
12 complete this project. This had been a problematic railroad crossing and they were making safety improvements.

13
14 and this motion was unanimously approved,

15
16 **10.D. NEW BUSINESS**

17 10.D.2. Assembly Memorandum No. AM 390-2005, recommendation to continue the lease agreement with
18 Woodland Business Park, LLC for **APD Seeley Substation**; Heritage Land Bank/Real Estate
19 Services.

20
21 Upon request from Deputy Municipal Manager Michael Abbott, Mr. Coffey moved to postpone indefinitely, to allow the
22 Administration to make corrections to the title.

23
24 Mr. Coffey moved, to postpone indefinitely AM 390-2005.
25 Mr. Sullivan seconded,
26 and this was approved without objection,

27
28 10.D.6 Assembly Memorandum No. AM 404-2005, Amendment No. 3 to the Utility Relocation Agreement with
29 Chugach Electric Association, Inc. (CEA) for the **West Northern Lights Boulevard Upgrade,**
30 **Nathaniel Court to Wisconsin Street**, Project No. 01 10 (\$865,000); Project Management &
31 Engineering. (**Addendum**)

32
33 Ms. Ossiander moved, to approve AM 404-2005.
34 Mr. Sullivan seconded,

35
36 To Ms. Ossiander, Municipal Engineer Howard Holtan responded this involved approximately 10 blocks of
37 undergrounding utilities. The utility relocation was a result of a municipal project and the costs would be the
38 responsibility of the city. Mr. Holtan responded the expenses on this project had increased since the Assembly had
39 reviewed the cost estimate, but they were still within budget.

40
41 Ms. Jennings stated that much of this relocation was required because of the new design of the road. Mr. Holtan
42 concurred, and added it involved a very crowded intersection of utilities and included a Tesoro fuel line.

43
44 To Ms. Shamberg, Mr. Holtan responded the existing transmission facilities would remain aboveground.

45
46 and the motion was passed 10-1,
47 with one objection from Mr. Traini,

48
49 10.D.7. Assembly Memorandum No. AM 405-2005, **Tabe Nara Restaurant #4133** – Transfer of Ownership of
50 a Restaurant/Eating Place (Spenard and Midtown Community Councils); Clerk's Office. (**Addendum**)

51
52 Mr. Coffey declared a conflict of interest and Chair Fairclough ordered him to abstain from participating.

53
54 Ms. Ossiander moved, to approve AM 405-2005.
55 Mr. Sullivan seconded,

56
57 To Ms. Ossiander, Municipal Clerk Barbara Gruenstein responded the restaurant had paid their taxes that day and the
58 document needed to be changed from a protest to a non-protest. Mr. Tesche recommended correct language.

59
60 Ms. Ossiander moved, to amend AM 405-2005, *by changing* to read: Approval of
61 Mr. Sullivan seconded, this memorandum will ~~[PROTEST]~~ **NOT PROTEST with no**
62 **business personal property taxes owed**, the transfer of
63 ownership...

64
65 To Ms. Fairclough, Ms. Ossiander accepted the additional language, specific to no property taxes being owed, as a
66 friendly amendment and the second concurred.

67
68 To Chair Traini, Ms. Gruenstein responded that the taxes were paid and the code abatement was satisfied.

69
70 and this motion, as amended, was approved 10-0,

71
72 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Birch, Stout, Bauer, Traini and Jennings.
73 NAYES: None.
74 ABSTAIN: Coffey.

75
76 **10.E. INFORMATION AND REPORTS**

10E.1. Information Memorandum No. AIM 39-2005, Internal Audit Report 2005-8 – **Police and Fire Retiree Medical Trust Five Year Review, Employee Relations**; Internal Audit.

Ms. Ossiander moved, to accept AIM 39-2005.
Mr. Sullivan seconded,

Ms. Ossiander stated that the audit indicated errors in calculating medical premiums of 51% of retired employees. Trust Executive Director Carol Watts responded the errors had been in the billings from the Employee Relations Department. Director David Otto responded the audit found this unique problem and action had been taken to ensure it would not happen again.

To Mr. Stout, Ms. Watts responded that the Employee Relations Department had corrected the problem and would be billing the Trust in the near future.

To Mr. Sullivan, Employee Relations Labor Analyst Willard Askren responded the net amount involved approximately \$27,000 and involved both overpayments and underpayments.

To Mr. Coffey, Mr. Askren responded their department had hired two new employees to help improve the system, which would involve more detailed accounting.

Chair Fairclough requested that in seven months the Assembly receive an update on this audit.

and this motion was unanimously accepted,

Mayor Begich stated this was a unique system, set up in the Mystrom Administration and managed by the Trust. He encouraged Assembly review.

10.E.2. Information Memorandum No. AIM 40-2005, **Monthly Financial Reports** – April 2005; Finance/Controller.

Ms. Ossiander moved, to accept AIM 40-2005.
Mr. Sullivan seconded,

Ms. Ossiander stated the Audit Committee was requesting feedback on their new format of the monthly reports and comments could be addressed to Mr. Birch, Chair. She requested the Finance Committee address costs and benefits of the travel budget.

and the motion was accepted without objection,

10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION None were pulled for review.

11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

11.A. Assembly Memorandum No. AM 352-2005, **Planning and Zoning Commission** appointment (Shaun Debenham); Mayor's Office. (*Postponed From 5-31-05*)

Mr. Coffey moved, to approve AM 352-2005.
Ms. Ossiander seconded,

Mr. Coffey stated that Shaun Debenham, the new appointee to the Planning and Zoning Commission, had an impressive resume and he would support the appointment.

and the motion was carried without objection,

Mayor Begich recognized Mr. Debenham in the audience, and stated that he offered incredible experience to the city and thanked him for his willingness to serve.

11.B. Assembly Memorandum No. AM 288-2005, **Community Development Authority Board of Directors** appointments (Hubert Gellert, Jeff Sinz, William Smith, Joelle Hall, Jana Hayenga, Mary Jane Michael, Louise Lazur, Joanne Zito-Brause, Michael Zoske); Mayor's Office. (*Postponed from 5-3-05 and 5-17-05*)

1. Assembly Memorandum No. AM 288-2005(A), Community Development Authority Board of Directors appointments (Louise Lazur, Jeff Sinz, Joanne Zito-Brause, Joelle Hall, Jana Hayenga, Michael Zoske, Hubert Gellert, Mary Jane Michael, William Smith); Mayor's Office. (**Addendum**)

Chair Fairclough stated the Public Hearing had been closed. There was a motion on the floor to bifurcate new appointees by Mr. Sullivan, seconded by Ms. Ossiander. Mr. Sullivan stated it was his intention to withdraw his motion to bifurcate and Ms. Ossiander concurred. Chair Fairclough stated there was a motion to approve on the floor by Mr. Coffey, seconded by Ms. Shamberg. Mr. Coffey moved to substitute.

Mr. Coffey moved, to approve ~~[AM 288-2005]~~ "AM 288-2005(A)."
Mr. Tesche seconded,

Mayor Begich moved, to amend AM 288-2005(A) by changing four dates:
Mr. Sullivan seconded, Page 1, Line 13 and Line 18, [2005] "2006" and on Page 1, Line 24 [2006] "2005" and on Page 2, Line 13, [2007] "2005."

1
2 Mr. Coffey stated Mayor Begich was embarking on a new course with the development of this board and these
3 individuals were enthusiastic and energetic. He concurred with the Mayor's intent and supported the amendment.

4
5 and this was approved without objection,

6
7 Mr. Sullivan stated that the Assembly would monitor the appointees to the new Authority Development Board. The
8 Assembly wanted a selection of individuals who were skilled in land development and private finance to share relevant
9 expertise and experience.

10
11 Chair Fairclough called for a vote on the main motion.

12
13 and the main motion, as amended, was passed,

14
15 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

16 NAYES: None.

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

19
20 Mr. Coffey moved, *for immediate reconsideration of AM 288-2005(A), as*
21 Ms. Jennings seconded, *amended.*
22 and this motion failed,

23
24 AYES: Tesche, Shamberg, Ossiander and Sullivan.

25 NAYES: Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

26
27 11.C. Ordinance No. AO 2005-61(S), an ordinance amending Anchorage Municipal Code Chapter 21.47
28 regarding **Sign Standards**, Maximum Luminance Standards and Regulations, Nonconforming
29 Internally Illuminated Signs, Changeable Copy Interval for Certain Non-Residential Signs,
30 Measurement Standards for Non-Residential Signs In Residential Zoning Districts, and other minor
31 revisions to clarify code provisions. (*Postponed From 5-31-05*)

32
33 Chair Fairclough read the ordinance number. It had been postponed from May 31st, to allow time for members to
34 review the substitute version. Mr. Traini requested the period of time for debate be set for one hour and there were no
35 objections. A motion to approve by Mr. Coffey, seconded by Ms. Ossiander was on the floor.

36
37 Ms. Ossiander moved, *to amend AO 2005-61(S) by deleting Municipal Code*
38 Mr. Coffey seconded, *21.47.080, [3.a.—Except as provided in C. of this subsection*
39 *and this motion was later withdrawn,* *below, the sign shall be constructed with either: an opaque*
40 *background and translucent letters and symbols; Or, a*
41 *translucent darker colored background with a lighter*
42 *contrasting color for the letters and symbols. Registered*
43 *trademarks and logos are exempt from this provision.]*

44
45 Ms. Ossiander had heard from several small business owners concerned with the costs of changing out their signs.

46
47 To Mr. Tesche, Planning Department Director Tom Nelson opposed the amendment because existing
48 nonconformance of signs was addressed elsewhere in the ordinance. Instead of deleting this section, Mr. Nelson
49 recommended approving exemptions from the amortization schedule. Mr. Tesche supported Mr. Nelson's
50 recommendation and he opposed the amendment.

51
52 Deputy Municipal Manager Michael Abbott stated that existing, nonconforming signs would be allowed until they were
53 replaced. New signs would have to conform. Mr. Nelson concurred and Ms. Ossiander withdrew her amendment.

54
55 Ms. Ossiander moved, *to amend AO 2005-61(S) on Page 10, 3.d, by inserting to*
56 Mr. Coffey seconded, *read: During daylight hours between sunrise and sunset*
57 *luminance shall be no greater than 5000 candelas per square*
58 *meter "for LED signs." At all other times, "LED" luminance*
59 *shall be no greater that 800 candelas per square meter.*

60
61 To Chair Fairclough, Mr. Nelson recommended it apply to all signs, not just to LED signs.

62
63 Ms. Ossiander stated she had spoken with many people who stated it was easy to change the illumination for LED
64 signs, but was difficult and expensive with other signs. There were more problematic LED signs and this amendment
65 would help regulate and minimize expenses to small businesses. She urged a YES-vote.

66
67 Mr. Coffey had also inquired about this change and concurred it was easier to make adjustments to LED signs.

68
69 and this motion was passed,

70
71 AYES: Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer and Traini.

72 NAYES: Tesche, Shamberg and Jennings.

73
74 Ms. Ossiander moved, *to amend AO 2005-61(S) on Page 11, Lines 11-16, by*
75 Mr. Coffey seconded, *deleting the last sentence to read: C. Amortization of*
76 *and this motion was later amended,* *illuminated signs. Any illuminated sign that does not meet the*
77 *requirements of 21.47.080.A with the exception of subsection*

1 21.47.080.A.3.a shall be altered to comply with the
2 requirements of this chapter by May 31, 2008. [~~All electronic~~
3 ~~changeable copy sign shall comply with the luminance~~
4 ~~standards of subsection 21.47.080.A.3.d by November 30,~~
5 ~~2005.]~~
6

7 Ms. Ossiander stated this amendment would make one standard amortization time for illuminated and changeable
8 copy signs, making it easier for the public to comply.
9

10 Mr. Coffey stated that a standardized compliance date needed to be included and recommended deleting the entire
11 subsection, except for the last sentence. Mr. Nelson responded that this would be eliminating all the lighting standards
12 that they had been trying to apply. He recommended leaving the Ossiander Amendment, deleting the last sentence.
13 Mr. Coffey responded that now all LEDs were subject to luminance standards and wanted to pick a quick date, rather
14 than a slow date to comply. Mr. Nelson concurred.
15

16 Mr. Sullivan stated that he had attempted to correct this issue also, and concurred with Mr. Nelson's recommendation.
17 He proposed new language that would to apply to LED signs.
18

19 Mr. Coffey moved, to amend the Ossiander Amendment, following 'by May 31,
20 Ms. Ossiander seconded, 2008,' *by adding*, to read: "All LED signs shall comply with
21 and this was approved without objection, luminance standards set forth in 21.47.080 by November 30,
22 2005."
23

24 To Ms. Ossiander, Mr. Nelson responded this would retain grandfathering provisions for white backgrounds. He
25 recommended an amendment to address the issue of electronic changeable copy signs for non-residential uses and
26 residential areas. Ms. Ossiander so moved.
27

28 Ms. Ossiander moved, to amend AO 2005-61(S) on Page 3, Line 47, Subsection
29 Mr. Sullivan seconded, 21.47.040.B.3 *by inserting* to read: "...the official streets and
30 highways plan. "One electronic changeable copy freestanding
31 sign is permitted up to a maximum of 80% of the actual sign
32 area. One electronic changeable copy building sign is
33 permitted up to a maximum size of 32 square feet." Electronic
34 changeable copy...
35

36 Ms. Ossiander stated that large building signs with 100% changeable copy would effect surrounding residents.
37

38 To Mr. Tesche, Mr. Nelson responded the Administration supported the remainder of the subsection.
39

40 and this motion was approved 9-2,
41 with Ms. Jennings and Mr. Stout opposing,
42

43 Mr. Sullivan moved, to amend AO 2005-61(S) on Page 10, Line 36, AMC
44 Mr. Birch seconded, 21.47.090, *by adding* to read: A. Legal nonconforming
45 [~~amortization of permanent~~] signs. Any lawful permanent "or
46 pole" sign built prior to the adoption of this chapter that does
47 not comply with the maximum height, maximum area, or the
48 number of signs permitted as set-forth in this chapter shall be
49 "considered a legal nonconforming sign. A legal
50 nonconforming sign is subject to all other provisions of this
51 chapter. [removed or altered to comply with the requirements
52 of this chapter within ten years form the date of the adoption
53 of this chapter which is October 1, 2013.] The maximum ...
54

55 Mr. Sullivan stated this proposed change would apply to those signs legally built in good faith, allowing them to
56 maintain their investment until such time as the sign needed to be replaced or moved. These people had relied on the
57 existing law at the time they installed their signs, to make their investment.
58

59 To Mr. Coffey, Mr. Nelson responded that two nationally-recognized sign consultants, who had worked on the Sign
60 Code, strongly recommended an amortization schedule that would have economic benefits to the community. He
61 recommended keeping the amortization schedule. Mayor Begich concurred and stated the public was not aware of
62 these proposed changes and it would be a disservice to the public.
63

64 Mr. Tesche concurred with Mayor Begich. In fairness to the community, it was important for the public to be able to
65 follow the actions of the Assembly and have time to comment on proposed changes. This fundamental change had
66 not been publicly noticed, would create a competitive disadvantage in the business industry and was not good public
67 policy. He urged a NO-vote.
68

69 Ms. Shamborg thought it was unfair to the public for the Assembly to address another unannounced change.
70

71 To Chair Fairclough, Mr. Boness responded that the courts had interpreted titles very broadly and there would not be a
72 legal problem with the addition.
73

74 Ms. Ossiander stated the public had concerns with sign amortization. The Administration would hear the full impacts
75 of the concerns in 2009, when the deadline occurred. If the amortization issue was publicly noticed, there would be
76 public testimony and she felt it was unfair to take action without public response.
77

1 Mr. Birch supported the Sullivan Amendment and a grandfathering approach, identifying nonconforming signs, which
2 would be required to conform when replacing or upgrading.
3

4 Mr. Sullivan stated there had been much public testimony, concerning the cost of changing signs, which would be a
5 burden to many small businesses. There was much support for grandfathering, including from the Anchorage
6 Chamber of Commerce. A study of economic effects was important for considering the costs to businesses and the
7 waste of disposing viable equipment that was not offensive. He urged support of his amendment.
8

9 Mr. Stout concurred that fairness to the business industry needed consideration. Businesses put up their signs in good
10 faith, following regulations and spending lots of money. It was not fair and was not good public policy to change the
11 standards, forcing businesses to replace their existing signs to be conforming. He supported the Sullivan Amendment.
12

13 Mr. Coffey stated he had been involved with this issue over many years and it still remained a difficult issue. If it
14 involved a new ordinance, he would support grandfather rights. This issue had been highly debated and contested
15 throughout Public Hearing. While it was difficult to predict the impacts of the changes, he concurred that a summary of
16 economic effects should be included.
17

18 Mr. Tesche concurred with many of Mr. Coffey's comments. It was important to include public testimony and to review
19 the advice of the P&Z Commission before consideration of a significant change such as this and hoped Mr. Coffey
20 would oppose the Sullivan Amendment.
21

22 Mayor Begich supported amortization and thought the timeframe allowances were fair. He stated it was important to
23 move forward with these changes and he encouraged a NO-vote on the Sullivan Amendment.
24

25 Ms. Ossiander stated that it was a significant change and had not been publicly noticed and she moved to postpone.
26

27 Ms. Ossiander moved, *to postpone* AO 2005-61(S) until June 28, 2005 to offer public
28 Mr. ~~Stout~~ Sullivan seconded, notification.
29

30 Mr. Stout withdrew his second. Mr. Sullivan seconded the motion to postpone for two weeks, so the public would have
31 an opportunity to respond. He thought it was good public policy and urged members who supported his amendment to
32 support postponement.
33

34 Chair Fairclough concurred with Mayor Begich, opposing postponement. She opposed the Sullivan Amendment. She
35 recommended consideration for the amendment to be reintroduced as a new ordinance, with public notification.
36 Approving a major change to the ordinance without public testimony would be unfair.
37

38 Mr. Traini stated he concurred with Mr. Sullivan's intent and would support a new ordinance. He stated it was
39 important to resolve this issue and move forward. A decision needed to be made by the Assembly that evening.
40

41 Chair Fairclough called for a vote on the motion to postpone.
42

43 and the motion to postpone failed,
44

45 AYES: Ossiander, Sullivan and Bauer.

46 NAYES: Tesche, Shamberg, Fairclough, Coffey, Birch, Stout, Traini and Jennings.
47

48 Mr. Traini supported the Sullivan Amendment. He urged Mr. Sullivan to bring it back as a stand-alone amendment,
49 which he offered to cosponsor. He would not support the amendment that evening.
50

51 Mr. Stout stated this was a controversial issue. A majority of his constituents in Muldoon supported grandfather rights.
52 This issue needed to be tested in the community to determine the correct public feeling.
53

54 Chair Fairclough called for a vote on the Sullivan Amendment.
55

56 and this motion failed,
57

58 AYES: Sullivan, Birch and Bauer.

59 NAYES: Tesche, Shamberg, Ossiander, Fairclough, Coffey, Stout, Traini and Jennings.
60

61 To Ms. Jennings, Mr. Nelson responded that her question had been addressed by the legal staff, who responded that
62 the current regulations regarding political signs were unconstitutional and should be deleted or changed.
63

64 Ms. Jennings moved, *to amend* AO 2005-61(S) on Page 1, C.14, *by deleting*
65 Mr. Coffey seconded, Line 21-26, entitled "Political Signs."
66

67 Mr. Coffey disagreed that political signs were unconstitutional. His legal opinion was that there were provisions that
68 would apply, which allowed temporary signs for 60 days.
69

70 Mr. Tesche stated it would be difficult to determine if a sign was political sign, unless the content on the sign was
71 interpreted. He supported the Jennings Amendment.
72

73 Mr. Traini opposed the Jennings Amendment. The Legal Department's intent was to set a standard for the size only.
74

75 Mr. Coffey stated that identifying signs by content was not the same as controlling signs by content.
76

1 To Mayor Begich, Mr. Boness responded the Supreme Court was clear with respect to content-neutral. The
2 Department of Law's opinion was that all signs could be temporary signs. When a sign was identified as political, it
3 described content, which was considered unconstitutional by the Supreme Court. Mr. Tesche concurred.

4
5 Ms. Jennings stated that if content was not controlled, then the question remained.

6
7 With two minutes remaining for debate, Chair Fairclough called for a motion to add an additional fifteen minutes to
8 complete discussion on the Sign Ordinance. Mr. Traini moved, seconded by Mr. Tesche and there were no objections.

9
10 To Mr. Traini, Mr. Boness responded that changing 'political' to 'temporary' would make signs content-neutral and
11 would hold up in court. Mr. Nelson responded temporary signs were already addressed in the ordinance, and were
12 exempt in most cases, except in residential districts. Mr. Coffey responded that on Page 1, Line 23 there was still
13 reference to candidate and issues signs.

14
15 Mr. Traini moved, to amend the Jennings Amendment *by substituting [political]*
16 Mr. Sullivan seconded, for "temporary" signs.
17 and this motion was withdrawn,

18
19 To Mr. Traini, Mr. Boness responded that he concurred with Mr. Coffey that there was additional reference to political.
20 Mr. Traini withdrew his motion.

21
22 Chair Fairclough called for a vote on the Jennings Amendment.

23
24 and this motion was passed,

25
26 AYES: Tesche, Shamberg, Ossiander, Fairclough, Coffey, Birch, Stout and Jennings.
27 NAYES: Sullivan, Bauer and Traini.

28
29 Ms. Ossiander moved, to amend AO 2005-61(S) on Page 3, Line 47, *by changing*
30 Mr. Birch seconded, *(and adding friendly amendments by Mr. Coffey and Mr.*
31 *Sullivan, in bold) to read: [~~One e~~] "Electronic changeable*
32 *copy free standing [building] signs" [is] "are" permitted up*
33 *to a maximum of 80% of the actual sign area. One*
34 *electronic changeable copy building signs" per 300 lineal*
35 *foot of frontage is permitted up to a maximum size of 20*
36 *square feet per sign."*

37
38 Ms. Ossiander stated this addressed limiting the number of building signs and addressed the percentage of the sign
39 covered with electronic changeable copy. She urged a YES-vote.

40
41 To Mr. Coffey, Ms. Ossiander responded this would allow more than one electronic changeable copy building sign,
42 with a limitation in square footage and percentage of coverage. Mr. Coffey and Mr. Sullivan proposed friendly
43 amendments, which were accepted by Ms. Ossiander and Mr. Birch. Mr. Nelson concurred. Mr. Sullivan urged a
44 YES-vote.

45
46 and the Ossiander Amendment, as amended, was approved without objection,

47
48 Mr. Coffey moved, to amend AO 2005-61(S), Page 3, Line 46, *by changing*
49 Mr. Sullivan seconded, *...changed more than [~~four~~] "twelve" times per day...*

50
51 Mr. Coffey stated that the twelve times would allow enough changes to occur to provide information to viewers.

52
53 and this motion was approved,

54
55 AYES: Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer and Traini.
56 NAYES: Tesche, Shamberg and Jennings.

57
58 Mr. Bauer moved, to amend AO 2005-61(S) on Page 7, Line 23, 21.540.070,
59 Mr. Sullivan seconded, Section 5.E., *by adding to read: E. Flashing, moving,*
60 *animated, coursing, blinker, racer-type, intermittent, rotating,*
61 *moving or revolving signs and/or devices, whirligigs devices,*
62 *inflatable signs and tethered balloons, pennants, ribbons,*
63 *streamers, spinners and other similar types of attention-*
64 *getting devices except for changeable copy signs when in*
65 *compliance with the applicable regulations "and signs for a*
66 *special event of 30 days or less in a public place, as defined*
67 *in AMC 10.60.020 and permitted under Section 24.80.010."*

68
69 Mr. Coffey moved, seconded by Mr. Bauer, to approve adding 15 minutes to the Regular Meeting. This was approved
70 by the body, with three objections.

71
72 Mr. Bauer stated that special allowances were needed to accommodate special events and events in public places,
73 defined as fairs, festivals and exhibitions. To Mr. Traini, Mr. Bauer responded this allowance would be only during the
74 events and would require exhibition permits for the activity.

75
76 Mr. Tesche did not think this amendment was necessary for special events and he opposed.

77

1 Mr. Birch understood the intent, but questioned if it was consistent with permitted special events. Mr. Nelson
2 expressed his concern that it could be used for other purposes. He stated there were provisions in Section 9 of
3 Municipal Code applicable to temporary signage for these commercial activities.

4
5 To Mr. Sullivan, Municipal Code Enforcement Supervisor Brian Dean responded that advertising the event itself would
6 be a noncommercial message and would be exempt. Mr. Sullivan responded that the intent of the motion was covered
7 elsewhere in Code.

8
9 To Mr. Bauer, Mr. Nelson responded that Park Strip vendors would be allowed special events streamers or balloons,
10 but would not be allowed commercial messages. Mr. Bauer responded it was his intent to make that allowance.

11
12 Mayor Begich stated the exemptions were in place to cover vendors and he opposed the amendment. Mr. Nelson
13 responded the commercial vendors' signs were exempt from regulation. Mr. Bauer urged support for the amendment.

14
15 and this motion failed,

16
17 AYES: Bauer.

18 NAYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Traini and Jennings.

19
20 Chair Fairclough called the Question on the main motion, AO 2005-61(S), as amended.

21
22 and the motion, as amended, was passed,

23
24 AYES: Tesche, Shamberg, Ossiander, Sullivan Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

25 NAYES: None.

26
27 Mr. Coffey moved for immediate reconsideration and urged a NO-vote.

28
29 Mr. Coffey moved, *for immediate reconsideration of AO 2005-61(S), as*
30 Mr. Birch seconded, *amended.*
31 and this motion failed,

32
33 AYES: Shamberg, Ossiander, Sullivan and Jennings.

34 NAYES: Tesche, Fairclough, Coffey, Birch, Stout, Bauer and Traini.

35
36 **12. APPEARANCE REQUESTS**

37 12.A. ~~[Carole]~~ **Cable Starlings, Ph.D.**, regarding the golf program for disadvantaged youth to operate at
38 Russian Jack Springs Golf Course.

39
40 CABLE STARLING reported on the First-Tee program, proposed for Russian Jack Springs Park. The nationally-
41 known program was designed to teach life skills and would serve disadvantaged kids. The plan to operate at Russian
42 Jack Springs Golf Course was supported by the Alaska Golf Association (AGA). To Mr. Birch, Mr. Starling responded
43 that he had presented the plan to the Mayor, the Division of Community Development and to the Parks and Recreation
44 Commission. To Mr. Stout, he responded there were funding opportunities that would be available if the city was
45 committed to the program. They were negotiating a 15-year golf education program. Ms. Jennings offered her
46 support. To Mr. Sullivan, Mr. Starlings responded there were Charter provisions which deterred a nonprofit from using
47 a city park. To Mr. Traini, he responded they were not seeking city funding at this time and were hopeful the funding
48 would be adequate from AGA, fund raisers and other organizations, with their partnership with the city. Mayor Begich
49 was in full support and thought it would be a great use of a city facility.

50
51 12.B. **Anchorage Rotary members**, regarding the Anchorage Light Speed Planet Walk. (*Postponed to*
52 *July*)

53
54 12.C. **Kate Giard, Chairman-Regulatory Commission of Alaska**, to describe new regulations for home
55 owners associations that own and operate water systems within the Municipality of Anchorage.

56
57 KATE GIARD reported on the state regulatory changes that would affect new water systems and some existing
58 homeowner associations in the Municipality. She introduced Dennis Wheeler, Manager of Advisory Staff for the
59 Regulatory Commission. Mr. Wheeler reported they were informing property owners of the new rules involving water
60 regulations. Exemptions included mobile home parks, systems with fewer than 15 service connections and
61 established systems already compatible with existing large utility service lines. Principal Regulatory Analyst James
62 Keene summarized the new rules and regulations, which involved provisional certification, ensuring the utilities were
63 standardized to conform to municipal utility systems. Mr. Keene stated there would be an initial fee and annual service
64 fees for these provisional certifications and new utilities would require approval from the Department of Environmental
65 Conservation and from the Regulatory Commission of Alaska. To Mr. Birch, Ms. Giard responded the state's intent
66 was to mandate that water systems were adequately sized to be compatible with public utilities. To Mr. Birch, Ms.
67 Giard responded the RCA would only encourage compliance and it was not required by law. To Ms. Shamberg, Mr.
68 Wheeler responded mobile home parks generally involved temporary tenants and there were other options available to
69 the land owners. To Mr. Traini, Ms. Giard responded they would be meeting with all the affected homeowners' groups,
70 educating them on the new rules and requirements. To Ms. Ossiander, Ms. Giard responded compliance would be
71 encouraged from the smaller utilities because there would be better overall public service, particularly with fire service.
72 Ms. Ossiander remained concerned with forcing compliance and the associated costs.

73
74 12.D. **Rev. Fran Dearman & Mary Richards**, Unitarian Universalist Fellowship, to present a payment in lieu
75 of taxes. (*Addendum*) (*Postponed to 7-12-05*)

76
77 12.E. **Victor Mollozi, Parks & Recreation Commission**, announcing Park Founder's Day.

1
2 VIC MOLLOZI, Chair of the Park and Recreation Commission, invited the Assembly to the celebration of Park
3 Founder's Day, on Saturday, June 25th, at Cuddy Midtown Park. They were also celebrating the Park Foundation,
4 which had raised \$715,000 in the past six months that would be used for park improvements. They would be cleaning
5 the parks with community involvement, called "Clean and Green." Mr. Mollozi stated there was much public interest
6 and the commission would be supporting some of the user groups involved with the city parks and forming a new
7 funding and business plan. He urged a YES-vote on each of the parks ordinances before the Assembly. Ms.
8 Shamberg and Ms. Jennings thanked him for his involvement with the commission, helping to make decisions for the
9 future of the parks and recreation in the city. Mr. Sullivan thanked Mr. Mollozi for his recent \$25,000 donation to the
10 Park Foundation and asked him to put the Hilltop Ski Area issue on the commission's agenda. Mr. Traini stated it was
11 his intention to postpone the Hilltop issue until the Assembly had received input from the commission. Mr. Mollozi
12 responded that 88% of the Parks and Recreation funding was from taxpayers and the commission would address the
13 districts in the city not contributing.

14
15 **13. CONTINUED PUBLIC HEARINGS**

16 13.A. Ordinance No. AO 2005-52, an ordinance dedicating certain municipal lands for park or recreational
17 purposes (Addition to **Baxter Bog Park**: Tax ID Nos. 007-183-89, Eastown Subdivision, TR A-1 (Plat
18 No. 99-8); 007-191-65, Century Village Unit No. 2, TR B-1G (Plat No. 77-69); 007-191-66, Century
19 Village Unit No. 2, TR B-1H (Plat No. 77-69)); Assemblymember Stout.

20 1. Assembly Memorandum No. AM 214-2005. (*Continued From 5-31-05*)

21
22 Chair Fairclough opened Public Hearing. With no one to testify, she closed Public Hearing and called the Question.

23
24 Ms. Jennings moved, to approve AO 2005-52.
25 Mr. Bauer seconded,
26 and the motion was carried,

27
28 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer and Jennings.

29 NAYES: Traini.

30
31 13.B. Ordinance No. AO 2005-53, an ordinance dedicating certain municipal lands for park or recreational
32 purposes (**San Antonio Park**: Tax ID Nos. 005-062-48, Australaska Subdivision Block 3, Lot 10 (Plat
33 No. 65-102); 005-062-49, Australaska Subdivision, Block 3, Lot 11; 005-062-50, Australaska
34 Subdivision, Block 3, Lot 12; 005-062-01, Australaska Subdivision, Block 3, Lot 13); Assemblymember
35 Stout.

36 1. Assembly Memorandum No. AM 215-2005. (*Continued From 5-31-05*)

37
38 Chair Fairclough read the ordinance title and opened Public Hearing.

39
40 KATHLEEN PLUNKETT, President of the Russian Jack Community Council, supported the ordinance. She explained
41 that in 1989 Weyerhaeuser deeded an acre of land for this park. Dowl Engineers developed a conceptual and master
42 plan, which received community support and was approved by the Parks and Recreation Commission. Community
43 Development CDBG funds were approved by the Hand Commission to complete the park. This park offered essential
44 revitalization to this low-income, high-density housing area and created a safe and healthy outdoor opportunity for the
45 community. Ms. Plunkett stated the park was already being actively used and was considered a success. She
46 thanked all those who had been involved. She urged support for this park's being designated a city park. To Mr.
47 Coffey, Ms. Plunkett responded all of the walkways were developed. To Mr. Stout, she explained the process of
48 completing the park, including using community volunteers. Mr. Stout stated their success was an example of what a
49 community could do.

50
51 With no additional testimony, Chair Fairclough closed Public Hearing and called the Question.

52
53 Ms. Jennings moved, to approve AO 2005-53.
54 Mr. Stout seconded,

55
56 To Mr. Coffey, Deputy Municipal Manager Michael Abbott stated there would be no additional costs, other than costs
57 the city was currently expending.

58
59 and the motion was carried,

60
61 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

62 NAYES: None.

63
64 13.C. Ordinance No. AO 2005-55, an ordinance dedicating certain municipal lands for park or recreational
65 purposes (Addition to **Tikishla Park**: Tax ID No. 004-162-43, Anchor Park Subdivision, Block 10, Lot
66 1A (Plat No. 75-107).

67 1. Assembly Memorandum No. AM 217-2005. (*Continued From 5-31-05*)

68
69 Chair Fairclough read this ordinance title and opened Public Hearing. With no one to testify, she closed Public
70 Hearing and called the Question.

71
72 Mr. Traini moved, to approve AO 2005-55.
73 Ms. Jennings seconded,
74 and this passed without objection,

75
76 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

77 NAYES: None.

- 1
2 13.D. Ordinance No. AO 2005-56, an ordinance dedicating certain **municipal lands for park or**
3 **recreational purposes** (*Carr-Gottstein Park*: Tax ID Nos. 019-171-68, Discovery Heights, Phase 3,
4 TR I-3A (Plat No. 97-128); 019-191-03, Southport Subdivision, Addition No. 1 TR E (Plat No. 93-129))
5 (*Bayshore Park (North)*: Tax ID Nos. 012-543-71, Mariner Point at Southport, Phase 3 TR A-2 (Plat
6 No. 2000-71); 012-543-72, Southport Tracts Subdivision TR D-2A (Plat No. 2000-71); 019-161-35,
7 Southport Tracts Subdivision TR D-2B (Plat No. 2000-71)) (*Bayshore Park (South)*: Tax ID Nos. 019-
8 091-84, Southport Tracts Subdivision TR G-2A (Plat No. 2000-71); 019-091-85, Southport Tracts
9 Subdivision TR G-2B (Plat No. 2000-71)) (*Southport Park*: Tax ID No. 019-161-15, Southport Tracts
10 Subdivision TR H-1B (Plat No. 96-42)) (*Turnagain Refuge Park*: Tax ID Nos. 019-091-78, Southport
11 Tracts Subdivision TR I-1A (Plat No. 96-42; 019-122-24, Discovery TR J3 (Plat No. 88-39); 019-171-
12 08, Southport Subdivision, Addition No. 1 TR G (Plat No. 93-129); 019-191-04, Southport Subdivision,
13 Addition No. 1 TR F (Plat No. 93-129)) (*Unnamed parkland*: Tax ID Nos. 019-161-33, Southport
14 Subdivision Area "E", TR A (Plat No. 97-79); 019-163-42, Lookout Landing Phase 3 TR E-2F (Plat No.
15 2004-22)); Assemblymember Shamberg. (*Continued From 5-31-05*) (*Postponed to 8-23-05*)
16 1. Assembly Memorandum No. AM 218-2005.
17

18 Chair Fairclough stated the ordinance number and opened Public Hearing.

19
20 CECILIA GUMENNIK, Project Manager of Southport Subdivision, supported the designated park, which involved
21 donated lands from Carrs-Gottstein Developers. The park overlooked the bluff, had been landscaped, had playground
22 equipment and had been maintained.
23

24 Ms. Shamberg proposed postponement until the utility easement had been granted. Deputy Municipal Manager
25 Michael Abbott concurred and urged postponing until August 23rd.
26

27 Ms. Shamberg moved, *to postpone* AO 2005-56 until August 23, 2005.
28 Ms. Ossiander seconded,
29 and this was passed without objection,
30

- 31 13.E. Ordinance No. AO 2005-57, an ordinance dedicating certain municipal lands for park or recreational
32 purposes (Addition to **Oceanview Bluff Park**: Tax ID No. 018-123-84, Oceanview Bluff Park TR 1
33 (Plat No. 98-17; Assemblymember Shamberg. (*Continued From 5-31-05*))
34 1. Assembly Memorandum No. AM 219-2005.
35

36 Chair Fairclough read this ordinance title and opened Public Hearing. With no one to testify, she closed Public
37 Hearing and called the Question.
38

39 Ms. Jennings moved, *to approve* AO 2005-57.
40 Ms. Shamberg seconded,
41 and this motion was passed,
42

43 AYES: Tesche, Shamberg, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer and Jennings.

44 NAYES: Traini.

45 (*Clerk's Note: Ossiander was temporarily out of Chambers at the time of the vote.*)
46

- 47 13.F. Ordinance No. AO 2005-58, an ordinance dedicating certain municipal lands for park or recreational
48 purposes (Addition to **Far North Bicentennial Park**: Tax ID No. 008-151-01, T13N R3W SM, Sec 34:
49 SW2 SW4 SE4, S2 NW4 SW4 SE4, SW4 SW4 SE4 SE4); Assemblymember Shamberg.
50 1. Assembly Memorandum No. AM 220-2005. (*Continued From 5-31-05; Continued to 8-23-05*)
51

52 Chair Fairclough stated that discussion was needed to address the controversy which remained on this item.
53

54 Mr. Traini moved, *to continue* AO 2005-58 to ~~[June 28]~~ "August 23," 2005,
55 Mr. Coffey seconded, *allowing time for a wetlands study.*
56

57 Ms. Shamberg stated it was also her intent to postpone this ordinance due to a required wetlands study. Mayor
58 Begich recommended postponing until mid-August. Mr. Traini amended his motion and the second concurred.
59

60 and this was approved without objection,
61

62 14. NEW PUBLIC HEARINGS

- 63 14.A. Resolution No. AR 2005-133, a resolution of the Anchorage Municipal Assembly appropriating
64 \$1,239,350 from the **Eagle River-Chugiak Parks and Recreation Service Area Fund** (162), Office
65 of Economic & Community Development Division's Eagle River-Chugiak Parks, Recreation, and
66 Community Development Division's 2005 Operating Budget, as a contribution to the Eagle River-
67 Chugiak Parks and Recreation Area Capital Improvement Project Fund (462) for capital
68 improvements.
69 1. Assembly Memorandum No. AM 382-2005.
70

71 Chair Fairclough read the resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
72 and called the Question.
73

74 Mr. Traini moved, *to approve* AR 2005-133.
75 Mr. Stout seconded,
76 and this motion passed unanimously,
77

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

- 3
4 14.B. Resolution No. AR 2005-131, a resolution of the Anchorage Municipal Assembly approving an
5 alcoholic beverages conditional use in the B-2A District for a new theatre beverage dispensary use per
6 AMC 21.40.150 D.13 for the **Alaska Center for the Performing Arts**, located on Lot 1, Block 52A,
7 Original Townsite Subdivision; site address being 621 W. Sixth Avenue, generally located between
8 West Fifth Avenue and West Sixth Avenue between "G" Street and "F" Street (Downtown Community
9 Council) (Case 2005-069); Planning Department.
10 1. Assembly Memorandum No. AM 381-2005.

11
12 Chair Fairclough read the resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
13 and called the Question.

14
15 Mr. Stout moved, to approve AR 2005-131.
16 Ms. Jennings seconded,

17
18 To Ms. Jennings, Performing Arts Center and SMG Representative Craig Spears described two possible errors in the
19 document. Mr. Coffey responded that the license operator was required to maintain records with the Alcoholic
20 Beverage Control Board. To Ms. Jennings, Mr. Coffey responded that a property owner's signature should be
21 included, authorizing the conditional use. Economic and Community Development Director Mary Jane Michael offered
22 to sign, representing the city as the property owner, authorizing the document that evening. Mr. Traini concurred.

23
24 Mr. Sullivan moved, to amend AR 2005-131, by changing in the AM 381-2005, on
25 Mr. Coffey seconded, Page 1, Line 23 to read: There are no churches or schools
26 and this was approved without objection, within 200 feet of the [restaurant] "facility."
27

28 Chair Fairclough called for a vote on the main motion.

29
30 and this motion, as amended, passed unanimously,

31
32 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
33 NAYES: None.

- 34
35 14.C. Ordinance No. AO 2005-70, an ordinance amending the zoning map and providing for the rezoning of
36 approximately 6,250 square feet, from B-3 (General Business District) to R-4 (Multiple Family
37 Residential District), for **Lot 20, Block 9, Fairview Subdivision**; generally located north of Mt. View
38 Drive and on the east side of North Bragaw Street (Mountain View Community Council) (Planning and
39 Zoning Commission Case 2005-022); Planning Department.
40 1. Assembly Memorandum No. AM 344-2005.

41
42 Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing
43 and called the Question.

44
45 Mr. Tesche moved, to approve AO 2005-70.
46 Ms. Jennings seconded,
47 and this motion was passed without objection,

48
49 Mr. Coffey moved, for immediate reconsideration of AO 2005-70.
50 Mr. Sullivan seconded,

51
52 Mr. Coffey stated this action would eliminate the 24-hour waiting period, which normally followed document approval,
53 allowing Habitat for Humanity to begin the project immediately. He urged a NO-vote.

54
55 and this motion failed unanimously,

56
57 AYES: None.
58 NAYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

- 59
60 14.D. Ordinance No. AO 2005-67, an ordinance amending Anchorage Municipal Code Section 21.55.020
61 regarding **nonconforming lots of record**; Assemblymember Coffey.
62 1. Ordinance No. AO 2005-67(S), an ordinance amending Anchorage Municipal Code Section
63 21.55.020 regarding nonconforming lots of record; Assemblymember Coffey.
64 2. Assembly Memorandum No. AM 394-2005. (*Reconsidered and Continued to 6-28-05*)

65
66 Chair Fairclough read the substitute version title and opened Public Hearing. With no one to testify, she closed Public
67 Hearing and called the Question.

68
69 Ms. Ossiander moved, to approve AO 2005-67(S).
70 Mr. Coffey seconded,

71
72 To Ms. Jennings, Planning Department Director Tom Nelson responded that this document would allow a wider range
73 of use for nonconforming lots and had been approved by the Planning and Zoning Commission (P&Z). Mr. Coffey
74 responded that these were smaller lots of land, but felt it was fair to allow development.

75
76 Ms. Ossiander stated it had been proposed in a letter by Mr. Baird to add language, under a new item F.
77

1 Ms. Ossiander moved, to amend AO 2005-67(S) on Page 2, Line 21, *by adding a*
2 Mr. Tesche seconded, new item, to read: "F. Nothing in this Section shall preclude
3 relief from nonconforming lots by means of a variance."
4

5 Ms. Jennings stated that with this addition, item E would not be needed.
6

7 Ms. Ossiander moved to substitute F for E, which was not accepted by Mr. Tesche, the second. Mr. Nelson
8 responded there was other language in the document referring to the standards and provisions. Ms. Ossiander
9 withdrew her amendment to substitute, and her 1st motion remained as a new item F.
10

11 Mr. Coffey supported the Ossiander Amendment.
12

13 To Mr. Sullivan, Municipal Attorney Fred Boness responded the new language would legally hold.
14

15 and this was approved without objection,
16

17 Ms. Ossiander moved, to amend AO 2005-67(S), on Page 3, Section 2, *by adding*
18 Mr. Tesche seconded, "This ordinance shall not apply to any application for an
19 and this was approved without objection, entitlement which was made prior to the effective date of this
20 ordinance."
21

22 Mr. Birch supported the main motion because it would allow unusable property to be developed.
23

24 Chair Fairclough called the Question on the main motion.
25

26 and the main motion, as amended, was passed,
27

28 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
29 NAYES: None.
30

31 Ms. Ossiander moved, *to reconsider* AO 2005-67(S) *and continue* to June
32 Ms. Jennings seconded, 28th, allowing time for a legal review.
33

34 Ms. Ossiander stated she had conferred with the Legal Department and they indicated they wanted to further
35 investigate this amended document.
36

37 To Mr. Coffey, Municipal Attorney Fred Boness responded that Mr. Baird's proposed provisions may be in conflict and
38 both Mr. Boness and Mr. Nelson wanted to examine that possible conflict.
39

40 and this motion was unanimously approved,
41

42 14.E. Resolution No. AR 2005-116, a resolution of the Municipality of Anchorage, Alaska, confirming and
43 levying assessments for the water special improvements within **Levy-Upon-Connection (LUC) Roll**
44 **05-W-1**, setting date of payment and providing for penalties and interest in the event of delinquency;
45 Anchorage Water & Wastewater Utility.
46 1. Assembly Memorandum No. AM 334-2005.
47

48 Chair Fairclough read the resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
49 and called the Question.
50

51 Mr. Birch moved, to approve AR 2005-116.
52 Ms. Jennings seconded,
53 and this motion was unanimously passed,
54

55 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
56 NAYES: None.
57

58 To Mr. Traini, Municipal Clerk Barbara Gruenstein responded that the Clerk's Office would add the appropriate dates
59 to the document.
60

61 14.F. Resolution No. AR 2005-117, a resolution of the Municipality of Anchorage, Alaska, confirming and
62 levying assessments for the sewer special improvements within **Levy-Upon-Connection (LUC) Roll**
63 **05-S-2**, setting date of payment and providing for penalties and interest in the event of delinquency;
64 Anchorage Water & Wastewater Utility.
65 1. Assembly Memorandum No. AM 335-2005.
66

67 Chair Fairclough read this resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
68 and called the Question.
69

70 Mr. Traini moved, to approve AR 2005-117.
71 Mr. Coffey seconded,
72 and this was unanimously passed,
73

74 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
75 NAYES: None.
76

- 1 14.G. Ordinance No. AO 2005-71, an ordinance of the Municipality of Anchorage amending Anchorage
2 Municipal Code Section 11.60.200 to adjust **mandatory airport fees and charges**; Merrill Field
3 Airport.

4 1. Assembly Memorandum No. AM 367-2005.
5

6 Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing
7 and called the Question.

8
9 Ms. Jennings moved, to approve AO 2005-71.
10 Mr. Birch seconded,
11

12 To Mr. Coffey, Deputy Municipal Manager Michael Abbott responded that before the Administration brought forward
13 fee changes, they had agreed there would be a study of the lease terms affecting the airport lease holders. The study
14 had been completed and presented to the Assembly and this document was a summary of the mandatory airport fees
15 and charges. To Mr. Coffey, Merrill Field Airport Manager Dave Lundebly responded the increased expenses involved
16 costs of labor, utilities and MESA rates. The summary had been reviewed and was supported by the Merrill Field
17 Advisory Commission.

18
19 and this was unanimously passed,
20

21 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
22 NAYES: None.
23

- 24 14.H. Ordinance No. AO 2005-72, an ordinance authorizing exchange of a portion of **Heritage Land Bank**
25 **Parcel 6-036** for a portion of Tract A-2D; Alpine View Estates Subdivision.

26 1. Assembly Memorandum No. AM 368-2005. (*Postponed to 7-26-05*)
27

28 Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing
29 and called the Question.

30
31 Mr. Coffey moved, to approve AO 2005-72.
32 Mr. Birch seconded,
33

34 Ms. Ossiander stated this ordinance was difficult to read and understand and was incomplete. She stated the Heritage
35 Land Bank (*HLB*) opposed the land trade and recommended consideration of a southern parcel, instead. Anchorage
36 Water and Wastewater (*AWWU*) commented with specific concerns of the trade. A letter from the Parks and
37 Recreation Department also indicated concerns of the cost of developing this parcel into a park. The Planning
38 Department had agreed that this tract of land was not developable and was proposed as a future acquisition for an
39 East Valley access road. HLB Executive Director Robin Ward responded this had been a complex, ongoing case and
40 she encouraged the Assembly to allow the petitioner to testify.
41

42 Mr. Traini moved, to postpone AO 2005-72 until July 26, 2005, following
43 Ms. Ossiander seconded, a scheduled Assembly Worksession prior to that meeting.
44

45 Mr. Traini concurred with Ms. Ossiander, that the concerns needed to be addressed and more information was needed
46 prior to Assembly Action.
47

48 Mr. Birch stated the Administration had recommended approval of the exchange and had identified the property
49 exchange as based on fair market value.
50

51 Ms. Ossiander urged Assemblymembers to become familiar with the matter. Chair Fairclough requested that Ms.
52 Ossiander present her questions in writing to the Administration and the petitioner.
53

54 and the motion to postpone was approved,
55

56 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
57 NAYES: None.
58

- 59 14.I. Resolution No. AR 2005-125, a resolution of the Municipality of Anchorage appropriating \$288,739
60 from the State of Alaska Department of Transportation and Public Facilities to the State Categorical
61 Grants Fund (231) for the Traffic Department; Traffic Engineering Division, Signal Operations Section
62 for the **Traffic Control and Signalization Project**.

63 1. Assembly Memorandum No. AM 365-2005.
64

65 Chair Fairclough read this resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
66 and called the Question.
67

68 Mr. Coffey moved, to approve AR 2005-125.
69 Mr. Traini seconded,
70

71 Mr. Stout stated there seemed to be no end to the appropriations to traffic and signalization. Municipal Manager Denis
72 LeBlanc responded this was the second year of funding for the functions authorized by the Assembly last year. He
73 stated the Administration was planning to have permanent staff working in this area, supported by federal funds.
74

75 Mr. Coffey hoped there would be more projects included for the costs mentioned in the resolution. Mayor Begich
76 responded that traffic control had been completed in Eagle River and much had been completed in South Anchorage.
77 Pedestrian walkways and additional signal synchronization would be included projects. There were improvements

1 scheduled city-wide that were designed to increase traffic flow and increase safety precautions. He responded there
2 were AMATS funds available for the next three years for these projects.

3
4 To Ms. Jennings, Municipal Traffic Director Lance Wilber responded there was a computer traffic control center,
5 housed in the Traffic Department and he invited Assemblymembers to visit.

6
7 and this motion passed unanimously,

8
9 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
10 NAYES: None.

- 11
12 14.J. Resolution No. AR 2005-126, a resolution of the Municipality of Anchorage appropriating \$125,337
13 from the Federal Office for Domestic Preparedness through the Alaska Division of Homeland Security
14 and Emergency Management and a contribution of \$4,530 from the Anchorage Fire Service Area
15 Fund (131), Anchorage Fire Department 2005 Operating Service Area Fund (131), Anchorage Fire
16 Department 2005 Operating Budget, to the State Categorical Grants Fund (231); Anchorage Fire
17 Department, for the purchase of **terrorism response equipment**.
18 1. Assembly Memorandum No. AM 366-2005.

19
20 Chair Fairclough read this resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
21 and called the Question.

22
23 Mr. Traini moved, to approve AR 2005-126.
24 Mr. Birch seconded,

25
26 To Mr. Coffey, Municipal Manager Denis LeBlanc responded that 'M&E' referred to machinery and equipment.

27
28 and this motion carried,

29
30 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
31 NAYES: None.

32
33 **15. SPECIAL ORDERS** None.

34
35 **16. UNFINISHED AGENDA** None.

36
37 **17. AUDIENCE PARTICIPATION**

38
39 Mr. Tesche requested a moment of personal privilege to recognize and congratulate Travis Bohne. Mr. Bohne
40 responded he had completed the requirements in August and had just been awarded the status of Eagle Scout, with
41 Troop 104 and his sponsor was Saint Elizabeth Ann Seaton Church. To Ms. Jennings, Mr. Bohne responded that his
42 Eagle Scout Project had been building a stone grill at Ocean View Park.

43
44 **18. ASSEMBLY COMMENTS** None.

45
46 **19. EXECUTIVE SESSIONS** None.

47
48 **20. ADJOURNMENT**

49
50 Mr. Sullivan moved, to adjourn the Regular Assembly Meeting.
51 Mr. Traini seconded,
52 and this motion was passed unanimously,

53
54 AYES: Tesche, Shamberg, Ossiander, Sullivan, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
55 NAYES: None.

56
57 The Regular Assembly Meeting was adjourned at 10:35 p.m.

58
59
60
61
62
63 _____
64 ANNA FAIRCLOUGH, Assembly Chair

65
66
67
68
69
70 ATTEST:

71 _____
72 BARBARA GRUENSTEIN, Municipal Clerk
73 Date Minutes Approved: July 26, 2005.

74
75 *(Approved Meeting Minutes are available at the Municipal Clerk's Office, 632 West 6th Avenue, Suite 250, Anchorage, Alaska;
76 telephone (907)343-4505, or found on the Municipal Web Site at www.Muni.org)*

77
78 Agenda Published in the ALASKA JOURNAL OF COMMERCE P.O. 525-05