

MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of January 24, 2006

1. CALL TO ORDER

The Assembly Meeting was convened by Chair Fairclough at 5:08 p.m. in the Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

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

PRESENT: Allan Tesche, Debbie Osslander, Anna Fairclough, Dan Coffey, Chris Birch, Ken Stout, Paul Bauer, Dick Traini and Pamela Jennings.

ABSENT: Janice Shamberg, excused and Dan Sullivan, excused.

3. PLEDGE OF ALLEGIANCE Assemblymember Coffey led the pledge.

4. MINUTES OF PREVIOUS MEETINGS None.

5. MAYOR'S REPORT

Chief Fiscal Officer Jeff Sinz reported that three leading bond-rating companies had given "A" ratings to the financing package designed for the new Anchorage Civic and Convention Center. To Mr. Coffey, Mr. Sinz responded the contract with the developer had been set. Project proceeds would likely supplement the budgets for the parking budget, Egan Center and connectivity. Municipal Attorney Fred Boness responded that further Assembly action would not be necessary. Deputy Municipal Manager Michael Abbott responded the Administration would report to the Assembly on the progress. To Mr. Traini, Mr. Sinz responded the developer guaranteed the project for \$8 million. The Anchorage Convention and Visitor's Bureau was continuing to be involved with the project. Mr. Traini requested a report on the breakdown of financial sources, paying for the project.

6. ASSEMBLY CHAIR'S REPORT

Chair Fairclough stated she had been contacted by State Transportation Deputy Commissioner Mike McKinnon, to discuss the state working with the city on the Long Range Transportation Plan. Mr. Stout was planning to meet with the Commissioner in Juneau, representing Anchorage.

7. COMMITTEE REPORTS

Ms. Osslander reported the Title 21 Committee was continuing to meet every Wednesday at 9:30 a.m. at the Planning and Zoning Department Conference Room. The next meeting would cover Chapter 8, Subdivision Standards. The public was welcome to attend.

Mr. Traini reported that he had delivered the recently approved resolution to Security Officer Carolyn Edwards, honoring her for her service to the city and she had expressed her appreciation for the recognition. He stated that Ms. Edwards had passed away on Saturday.

Mr. Stout reported that he would be traveling to Juneau the next day, to work on the Municipal Legislative Priorities.

Mr. Birch reported that the Audit Committee had met that day and was ready to report to the Assembly.

8. ADDENDUM TO AGENDA

Chair Fairclough called for a motion and read the Addendum items. She called for additional items to be added and AR 2006-30 and AO 2006-18 were added and assigned to 9.A.2 and 9.E.2, respectively. With no additional items, Chair Fairclough called for a vote to incorporate the Addendum items into the Consent Agenda.

Mr. Birch moved, to approve the inclusion of the Addendum items
Mr. Stout seconded, into the Consent Agenda,
and this motion was passed.

AYES: Tesche, Osslander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg, excused and Sullivan, excused.

Chair Fairclough called for a motion on the Consent Agenda.

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

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

9. CONSENT AGENDA

9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

9.A.1. Resolution No. AR 2006-14, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Darlene Beasley** as the first female foreman in the history of Municipal Light and Power.

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

9.A.2. Resolution No. AR 2005-30, a resolution of the Anchorage Municipal Assembly proclaiming January 25, 2006 as **Thank Your Mentor Day**; Assemblymembers Fairclough, Coffey, Bauer, Birch, Jennings, Ossiander Shamberg, Stout, Sullivan, Tesche, Traini and Mayor Begich. **(Laid on the Table)**

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

9.B. RESOLUTIONS FOR ACTION - OTHER

9.B.1. Resolution No. AR 2006-1, a resolution of the Anchorage Municipal Assembly approving the schematic design for the **Chugiak High School Renewal Phase 4**; Anchorage School District.

a. Assembly Memorandum No. AM 1-2006.

9.B.2. Resolution No. AR 2006-15, a resolution of the Municipality of Anchorage appropriating \$79,426 from the **State and Federal Seized and Forfeited Monies** from the Police Investigation Fund (257) awarded from street level narcotics and vice cases by the U.S. Drug Enforcement Agency and the State Court System, to the Police Investigation Fund (257) for use by the Anchorage Police Department.

a. Assembly Memorandum No. AM 45-2006.

9.B.3. Resolution No. AR 2006-16, a resolution of the Municipality of Anchorage appropriating \$35,768 from the **State Seized and Forfeited Monies** from the Police Investigation Fund (257) awarded from criminal narcotics cases by the U.S. Drug Enforcement Agency, to the Police Investigation Fund 9257) for use by the Anchorage Police Department.

a. Assembly Memorandum No. AM 46-2006.

9.B.4. Resolution No. AR 2006-17, a resolution of the Municipality of Anchorage appropriating \$28,904 from Anchorage Neighborhood Housing to Anchorage Parks and Recreation Service Area Fund (161) for the support of an **after-school program** at Stephens Park, Hamstead Heath and Spruceview Apartments; Parks and Recreation Department.

a. Assembly Memorandum No. AM 47-2006.

9.B.5. Resolution No. AR 2006-18, a resolution of the Municipality of Anchorage appropriating \$5,712 from Anchorage Mutual Housing Association to the Anchorage Parks and Recreation Service Area Fund (161) for the support of an **after-school program** at Stephens Park, Hamstead Heath and Spruceview Apartments; Parks and Recreation Department.

9.B.6. Resolution No. AR 2006-25, a resolution of the Municipality of Anchorage appropriating the sum of \$94,500 from the Department of Justice, Community Capacity Development Office, Russian Jack/Muldoon Weed & Seed Site Office and \$3,380 as a contribution from the 2006 Anchorage Police Operating Budget, Anchorage Metropolitan Police Service Area Fund (151) to the Federal Categorical Grants Fund (241) Anchorage Police Department, for the **Weed & Seed Program Coordination Grant. (Addendum)**

a. Assembly Memorandum No. AM 56-2006.

9.B.7. Resolution No. AR 2006-26, a resolution of the Municipality of Anchorage appropriating the sum of \$4,500 from the State of Alaska, Department of Transportation & Public Facilities and \$2,919 as a contribution from the 2006 Anchorage Police Operating Budget, Anchorage Metropolitan Police Service Area Fund (151) to The State Categorical Grants Fund (231) Anchorage Police Department, for the **Drug Recognition Expert Instructor Course Program.**

a. Assembly Memorandum No. AM 57-2006. **(Addendum)**

9.B.8. Resolution No. AR 2006-27, a resolution of the Anchorage Assembly supporting the revised planning schedule for the **Title 21 Rewrite Project**, including the Anchorage Land Use Plan Map and the Chugiak-Eagle River Comprehensive Plan Update; Planning Department.

a. Assembly Memorandum No. AM 58-2006. **(Addendum)**

Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.B.8)

9.C. BID AWARDS None.

9.D. NEW BUSINESS

9.D.1. Assembly Memorandum No. AM 41-2006, **Chugiak-Eagle River Parks and Recreation Board of Supervisors** appointment (Adrienne Lindholm); Mayor's Office.

9.D.2. Assembly Memorandum No. AM 42-2006, **Building Board** reappointment (Terry Bolton); Mayor's Office.

9.D.3. Assembly Memorandum No. AM 43-2006, **Parks and Recreation Commission** appointments (Sandy Rabinowitch, Barbara Hood); Mayor's Office.

9.D.4. Assembly Memorandum No. AM 44-2006, **Police and Fire Retiree Medical Funding Program Board of Trustees** appointments (Andrew Provencio, Jon Zylstra); Mayor's Office.

9.D.5. Assembly Memorandum No. AM 53-2006, 2006/2007 Liquor License Renewal: **Party Time Plaza Liquor #1701 – Beverage Dispensary** (Campbell Park Community Council); Clerk's Office.

- a. Assembly Memorandum No. AM 53-2006(A), 2006/2007 Liquor License Renewal: Party Time Plaza Liquor #1701 – Beverage Dispensary, Waive Protest (Campbell Park Community Council); Clerk's Office. **(Addendum)**

- 9.D.6. Assembly Memorandum No. AM 54-2006, **2006/2007 Liquor License Renewals**: The Woodshed #4231 – Beverage Dispensary-Duplicate; Susitna Food & Spirits #4440 – Beverage Dispensary-Tourism; Billik Inn #122, Park Lane Lounge #133, Wylie Coyote #859, Chair 5 Restaurant #3263 – Beverage Dispensary; American Legion Post #1 Lic. #51 – Club; Billik Inn #123, Party Time Plaza Liquor #2385, Circle S Liquor #235 – Package Store; Pizza Hut No. 3 #3595 – Restaurant/Eating Place; Odom Corporation #3996 – Wholesale (Spenard, Girdwood, Birchwood, Campbell Park, Abbott Loop, Northeast, Downtown, Midtown Community Councils); Clerk's Office.

Mr. Stout requested this item be pulled for review on the Regular Agenda. *(See item 10.D.6)*

- 9.D.7. Assembly Memorandum No. AM 32-2006, 2006 grant award to **Anchorage Senior Center** to cover operating expenses (\$395,060); Health and Human Services.
9.D.8. Assembly Memorandum No. AM 33-2006, 2006 grant award to **Chugiak Senior Center** to cover operating expenses (\$300,000); Health and Human Services.

Ms. Ossiander requested this item be pulled for review on the Regular Agenda. *(See item 10.D.8)*

- 9.D.9. Assembly Memorandum No. AM 34-2006, grant agreements to provide funding for the **Making A Difference – Juvenile Offender Program** (Anchorage Youth Court - \$115,000; Youth Restitution Programs, Volunteers of America - \$85,000; Victim Mediation/Impact; Volunteers of America - \$25,340; Probation Services at McLaughlin, State of Alaska - \$142,000); Health & Human Services.

Ms. Ossiander requested this item be pulled for review on the Regular Agenda. *(See item 10.D.9)*

- 9.D.10. Assembly Memorandum No. AM 35-2006, authorization to contract with the Abused Women's Aid in Crisis, Inc. (AWAIC) for **Domestic Violence Victim Support Services** (\$300,000); Health and Human Services.

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

- 9.D.11. Assembly Memorandum No. AM 36-2006, Amendment No. 2 to the contract with **Economic and Engineering Services, Inc.** to provide professional consulting services to the Municipality of Anchorage; Anchorage Water and Wastewater Utility (MOA, AWWU) (\$150,000).
9.D.12. Assembly Memorandum No. AM 37-2006, Amendment No. 1 to the contract with **Utility Resources, Inc.** to provide professional consulting services to the Municipality of Anchorage; Anchorage Water and Wastewater Utility (MOA, AWWU) (\$50,000).
9.D.13. Assembly Memorandum No. AM 38-2006, Assembly approval of Change Order #4 to Contract with **Trena L. Heikes** to provide legal services in the area of Workers' Compensation (\$100,000); Finance/Risk Management.
9.D.14. Assembly Memorandum No. AM 39-2006, Amendment No. 2 to the professional services contract with Lounsbury & Associates, Inc. for **Mt. View Drive Reconstruction and landscaping, Glenn Highway to Pine Street**, Project No. 03-17 (\$595,000); Project Management & Engineering.
9.D.15. Assembly Memorandum No. AM 40-2006, Amendment No. 6 (Purchase Order 240627) with Avail Technologies, Inc. for providing **advanced operating system integration services** for the Municipality of Anchorage; Public Transportation Department (\$224,900), Purchasing.

9.E. INFORMATION AND REPORTS

- 9.E.1. Information Memorandum No. AIM 9-2006, Internal Audit Report 2006-1 – **Northeast Community Center, Office of Economic and Community Development**; Internal Audit.
9.E.2. Information Memorandum No. AIM 11-2006, transmittal of the Planning and Zoning Commission record for a rezoning application to rezone approximately 120 acres from PLI (Public Lands and Institutions) to R-7 (Intermediate Rural Residential); located within the **NW ¼, NE ¼, S ½, NE ¼ of Section 10, T11N, R3W, S.M., Alaska**; located west of Goldenview Drive and southwest of 172nd Avenue (Rabbit Creek Community Council) (Planning and Zoning Commission Case 2005-139); Planning Department.
a. Ordinance No. AO 2006-18, an ordinance amending the zoning map and providing for the rezoning of approximately 120 acres from PLI (Public Lands and Institutions) to R-7 (Intermediate Rural Residential) for the NW ¼, NE ¼, S ½, NE ¼ of Section 10, T11N, R3W, S.M., AK; Assemblymember Birch. **(Laid on the Table)**

Mr. Birch requested this item be pulled for review on the Regular Agenda. *(See item 10.E.2)*

- 9.E.3. Information Memorandum No. AIM 12-2006, status of **MUSA and AWWU rate filings**; Anchorage Water & Wastewater Utility.

Ms. Ossiander requested this item be pulled for review on the Regular Agenda. *(See item 10.E.3)*

- 9.E.4. Information Memorandum No. AIM 13-2006, **contracts awarded between \$50,000 and \$100,000 through formal competitive processes** for the month of December 2005; Purchasing.
9.E.5. Information Memorandum No. AIM 14-2006, **Sole Source Procurement Report** for the month of December 2005; Purchasing.

9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

- 9.F.1. Ordinance No. AO 2006-9, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed **\$48,200,000 of General Obligation**

Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 4, 2006; Anchorage School District. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 19-2006.

- 9.F.2. Ordinance No. AO 2006-10, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed **\$30,775,000 of General Obligation Bonds** of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 4, 2006; Anchorage School District. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 19-2006.

- 9.F.3. Ordinance No. AO 2006-11, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed **\$20,890,000 of General Obligation Bonds** of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage at an election in and for the Municipality of Anchorage on April 4, 2006; Anchorage School District. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 19-2006.

- 9.F.4. Ordinance No. AO 2006-12, an ordinance submitting to the qualified voters of the Municipality of Anchorage at the Regular Municipal Election on April 4, 2006, a ballot proposition repealing and reenacting Home Rule Charter Article XXI, Section 11.02, Election Procedures, to adopt **instant run-off voting procedures** in municipal elections; Assemblymember Birch. *(Public Hearing set for 2-14-06)*

a. Information Memorandum No. AIM 16-2006, **Summary of Economic Effects** for AO 2006-12; Assemblymember Birch. *(Addendum)*

- 9.F.5. Ordinance No. AO 2006-13, an ordinance amending Anchorage Municipal Code Chapter 15.80 and 15.85 to comply with **State I/M regulations** and to comply with DMV electronic procedures; Health & Human Services. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 52-2006.

Mr. Stout requested this item be pulled for review on the Regular Agenda. *(See item 10.F.5)*

- 9.F.6. Resolution No. AR 2006-19, a resolution of the Anchorage Municipal Assembly and Mayor Mark Begich renaming Conifer Park as "**Dave Rose Park**" in recognition of his outstanding contributions to the Municipality of Anchorage; Mayor's Office. *(Public Hearing set for 2-28-06)*

- 9.F.7. Resolution No. AR 2006-23, a resolution of the Anchorage Municipal Assembly and Mayor Mark Begich to rename the Anchorage Museum of History and Art to **Anchorage Museum at Rasmuson Center**; Mayor's Office. *(Public Hearing set for 2-28-06)*

- 9.F.8. Resolution No. AR 2006-20, a resolution of the Municipality of Anchorage appropriating \$230,740 from the **Federal Seized and Forfeited Monies** from the Police Investigation Fund (257) awarded from criminal narcotics cases by the U.S. Drug Enforcement Agency, to Police Investigation Fund (257) for use by the Anchorage Police Department. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 49-2006.

- 9.F.9. Resolution No. AR 2006-21, a resolution of the Municipality of Anchorage appropriating \$2,400,000 from the U.S. Department of Justice, Office on Violence Against Women to the Federal Categorical Grants Fund (241), Department of Health and Human Services for the purpose of providing **Domestic Violence Prevention Services**. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 50-2006.

Mr. Stout requested this item be pulled for review on the Regular Agenda. *(See item 10.F.9)*

- 9.F.10. Resolution No. AR 2006-22, a resolution of the Anchorage Municipal Assembly authorizing Municipal Light and Power to transfer, Not To Exceed \$300,000 to the **Alaska Railbelt Energy Authority**, a Joint Action Agency, to pay its share of the administrative and overhead costs for Fiscal Year 2006; Municipal Light and Power. *(Public Hearing set for 2-14-06)*

a. Assembly Memorandum No. AM 51-2006.

Mr. Coffey requested this item be pulled for review on the Regular Agenda. *(See item 10.F.10)*

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

and this motion, as amended, was passed.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

The amended Consent Agenda was approved and Chair Fairclough proceeded into discussion of the pulled items.

END OF CONSENT AGENDA

10. REGULAR AGENDA

10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

- 10.A.1. Resolution No. AR 2006-14, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Darlene Beasley** as the first female foreman in the history of Municipal Light and Power.

Ms. Ossiander moved,

to approve AR 2006-14,

1 Mr. Coffey seconded,
2 and this motion was approved without objection.

3
4 Ms. Ossiander read and Ms. Jennings presented the resolution to Darlene Beasley, recognizing and honoring her for
5 her fifteen years of service and as the first female foreman in the history of Municipal Light and Power. Ms. Beasley
6 accepted her resolution and thanked the Administration for the recognition.

7
8 10.A.2. Resolution No. AR 2005-30, a resolution of the Anchorage Municipal Assembly proclaiming January
9 25, 2006 as **Thank Your Mentor Day**; Assemblymembers Fairclough, Coffey, Bauer, Birch, Jennings,
10 Ossiander, Shamberg, Stout, Sullivan, Tesche, Traini and Mayor Begich. **(Laid on the Table)**

11
12 Mr. Coffey moved, to approve AR 2005-30,
13 Mr. Traini seconded,
14 and this was unanimously approved.

15
16 Mr. Coffey read and Chair Fairclough presented the resolution, proclaiming January 25, 2006 as Thank Your Mentor
17 Day. Beau Bassett accepted the resolution on behalf of the local mentor program. Mr. Bassett explained that the
18 program was accepting nominations for the Mentor of the Year and that Ms. Ossiander had nominated Municipal Clerk
19 Barbara Gruenstein. He presented the Thank Your Mentor Day Certificate to Ms. Gruenstein, who thanked him for the
20 recognition. He announced the Mentor Award would be presented the following afternoon at the Senior Center.

21
22 **10.B. RESOLUTIONS FOR ACTION - OTHER**

23 10.B.8. Resolution No. AR 2006-27, a resolution of the Anchorage Assembly supporting the revised planning
24 schedule for the **Title 21 Rewrite Project**, including the Anchorage Land Use Plan Map and the
25 Chugiak-Eagle River Comprehensive Plan Update; Planning Department.
26 a. Assembly Memorandum No. AM 48-2006. **(Addendum)**

27
28 Ms. Ossiander moved, to approve AR 2006-27,
29 Ms. Jennings seconded,

30
31 Ms. Ossiander stated this resolution announced new changes to the Title 21 Rewrite. She reported on the new
32 schedules for draft completion, Joint Meetings with the Planning and Zoning Department and the schedule for the
33 Anchorage Land Use Plan Map and the Chugiak-Eagle River Comprehensive Plan Update.

34
35 To Mr. Coffey, Planning Department Director Tom Nelson explained the schedule and gave assurances of completing
36 this formal revision by the end of 2006. Deputy Municipal Manager Michael Abbott concurred.

37
38 Ms. Jennings restated the Public Hearing schedule for August, and mentioned that many people would be busy with
39 summertime activities and the beginning of school.

40
41 and this motion was passed unanimously.

42
43 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
44 NAYES: None.
45 ABSENT: Shamberg and Sullivan, each excused.

46
47 **10.C. BID AWARDS** None.

48
49 **10.D. NEW BUSINESS**

50 10.D.6. Assembly Memorandum No. AM 54-2006, **2006/2007 Liquor License Renewals**: The Woodshed
51 #4231 – Beverage Dispensary-Duplicate; Susitna Food & Spirits #4440 – Beverage Dispensary-
52 Tourism; Billik Inn #122, Park Lane Lounge #133, Wylie Coyote #859, Chair 5 Restaurant #3263 –
53 Beverage Dispensary; American Legion Post #1 Lic. #51 – Club; Billik Inn #123, Party Time Plaza
54 Liquor #2385, Circle S Liquor #235 – Package Store; Pizza Hut No. 3 #3595 – Restaurant/Eating
55 Place; Odom Corporation #3996 – Wholesale (Spenard, Girdwood, Birchwood, Campbell Park, Abbott
56 Loop, Northeast, Downtown, Midtown Community Councils); Clerk's Office.

57
58 Mr. Stout moved, to approve AM 54-2006,
59 Mr. Coffey seconded,

60
61 To Mr. Stout, Municipal Clerk Barbara Gruenstein responded that about one-half of the liquor licenses were renewed in
62 a two-month period. There were so many licenses being reviewed, that many renewals were often lumped together.
63 Items that had significant issues were separated out.

64
65 Mr. Stout moved, to bifurcate AM 54-2006, separating out the Woodshed
66 Mr. Coffey seconded, Lounge,
67 and this was approved without objection.

68
69 Chair Fairclough called the Question on the remainder of the memorandum.

70
71 Mr. Traini moved, to approve the remainder of AM 54-2006,
72 Mr. Coffey seconded,
73 and this motion was approved.

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

78

Mr. Stout stated there were seven pages of violations for the Woodshed Lounge. Police Chief Walt Monegan responded that the Woodshed had had a number of calls in 2003 through 2005. The Woodshed owners and managers had conducted informal meetings with surrounding business representatives and the Anchorage Police to resolve the issues. The Police Department felt the situation was under control.

Mr. Coffey stated that the bar file list of violations included calls initiated by the establishment, reporting fake identifications (*ID's*), security escorting defendants out of the establishment and detainment of minors. It was clear that the Woodshed security was stopping violations.

Mr. Traini stated he had received a call from Silvia Villamides with the Alaska Cabaret, Hotel and Restaurant Retailer's Association (*CHARR*), who opposed establishment-initiated calls being included with bar violations.

Mr. Tesche stated the Assembly had requested to be notified of all the police calls, and the Woodshed report indicated that the process was working. The police and the Assembly were monitoring incidents and establishments.

Mr. Stout was pleased with the explanation.

and the motion was approved without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

10.D.8. Assembly Memorandum No. AM 33-2006, 2006 grant award to **Chugiak Senior Center** to cover operating expenses (\$300,000); Health and Human Services.

Ms. Ossiander moved, to approve AM 33-2006,
Ms. Jennings seconded,

Ms. Ossiander commented that there were profound needs for additional subsidized housing and improvements of the facility at the Chugiak Senior Center. While she fully supported this memorandum, she wanted to point out that the Anchorage Senior Center had received \$100,000 more than the Chugiak Senior Center.

and this was approved without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

10.D.9. Assembly Memorandum No. AM 34-2006, grant agreements to provide funding for the **Making A Difference – Juvenile Offender Program** (Anchorage Youth Court - \$115,000; Youth Restitution Programs, Volunteers of America - \$85,000; Victim Mediation/Impact; Volunteers of America - \$25,340; Probation Services at McLaughlin, State of Alaska - \$142,000); Health & Human Services.

Ms. Ossiander moved, to approve AM 34-2006,
Mr. Coffey seconded,

Ms. Ossiander stated there was the appearance of a conflict of interest, because she was a volunteer on the Anchorage Youth Court Board. She did not receive any financial benefit from this position. Chair Fairclough ruled that Ms. Ossiander did not have a conflict of interest and ordered her to participate in this matter.

and this motion was unanimously passed.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

10.D.10. Assembly Memorandum No. AM 35-2006, authorization to contract with the Abused Women's Aid in Crisis, Inc. (AWAIC) for **Domestic Violence Victim Support Services** (\$300,000); Health and Human Services.

Mr. Stout moved, to accept AM 35-2006,
Ms. Jennings.

To Mr. Stout, Health and Human Services Director Beverly Wooley responded this award to AWAIC was contingent upon approval of AR 2006-21, Agenda item 9.F.9. Deputy Municipal Manager Michael Abbott concurred. Mr. Stout proposed to first approve the appropriation to the Health and Human Services.

To Mr. Coffey, Ms. Wooley responded that AWAIC was listed in the document under 'professional services.'

and this motion was approved without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

10.E. INFORMATION AND REPORTS

- 10.E.2. Information Memorandum No. AIM 11-2006, transmittal of the Planning and Zoning Commission record for a rezoning application to rezone approximately 120 acres from PLI (Public Lands and Institutions) to R-7 (Intermediate Rural Residential); located within the **NW ¼, NE ¼, S ½, NE ¼ of Section 10, T11N, R3W, S.M., Alaska**; located west of Goldenview Drive and southwest of 172nd Avenue (Rabbit Creek Community Council) (Planning and Zoning Commission Case 2005-139); Planning Department.
- a. Ordinance No. AO 2006-18, an ordinance amending the zoning map and providing for the rezoning of approximately 120 acres from PLI (Public Lands and Institutions) to R-7 (Intermediate Rural Residential) for the NW ¼, NE ¼, S ½, NE ¼ of Section 10, T11N, R3W, S.M., AK; Assemblymember Birch. ***(Laid on the Table)*** *(Public Hearing set for 2-28-06)*

Mr. Birch moved, *to introduce* AO 2008-18 with Public Hearing set for
Mr. Coffey seconded, February 28, 2006,
Mr. Traini was the concurring third.

Mr. Birch stated this involved the Forest Heights Subdivision.

- 10.E.3. Information Memorandum No. AIM 12-2006, status of **MUSA and AWWU rate filings**; Anchorage Water & Wastewater Utility.

Ms. Ossiander moved, *to accept* AIM 12-2006,
Ms. Jennings seconded,

To Ms. Ossiander, Anchorage Water and Wastewater Utility General Manager Mark Premo explained the two rate changes being addressed. One had been denied by the Regulatory Commission of Alaska (RCA) and was being appealed for reconsideration. The courts had requested a cost-of-service study and AWWU was preparing this study, based on 2004 information. Mr. Premo concurred with Ms. Ossiander that the process was expensive.

To Mr. Birch, Municipal Attorney Fred Boness responded the MUSA used to be under the tax cap and the Assembly had passed an ordinance, to change that.

Mr. Traini thanked Mr. Premo for the diligent work that he and his department were completing to address this issue.

and this was unanimously accepted.

10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

- 10.F.5. Ordinance No. AO 2006-13, an ordinance amending Anchorage Municipal Code Chapter 15.80 and 15.85 to comply with **State I/M regulations** and to comply with DMV electronic procedures; Health & Human Services. *(Public Hearing set for 2-14-06)*
- a. Assembly Memorandum No. AM 52-2006.

Mr. Stout moved, *to introduce* AO 2006-13 with Public Hearing set
Mr. Coffey seconded, for February 14, 2006,
Mr. Traini was the concurring third.

Mr. Stout stated that he had pulled this item because he originally thought there was no exemption for antique vehicles. But, he had examined Municipal Code and found exemptions for vehicles, 1967 and older.

To Mr. Traini, Health and Human Services Director Beverly Wooley responded the Administration was continuing their efforts on addressing I/M requirements. Final data would be available in August or September, to determine the outcome of phasing out the State I/M program.

- 10.F.9. Resolution No. AR 2006-21, a resolution of the Municipality of Anchorage appropriating \$2,400,000 from the U.S. Department of Justice, Office on Violence Against Women to the Federal Categorical Grants Fund (241), Department of Health and Human Services for the purpose of providing **Domestic Violence Prevention Services**. *(Public Hearing set for 2-14-06)*
- a. Assembly Memorandum No. AM 50-2006.

Mr. Stout moved, *to introduce* AR 2006-21 with Public Hearing set for
Mr. Coffey seconded, February 14, 2006,
Ms. Jennings was the concurring third.

To Ms. Jennings, Police Chief Walt Monegan responded this program involved two officers. The positions were not new, but involved officers being reassigned.

- 10.F.10. Resolution No. AR 2006-22, a resolution of the Anchorage Municipal Assembly authorizing Municipal Light and Power to transfer, Not To Exceed \$300,000 to the **Alaska Railbelt Energy Authority**, a Joint Action Agency, to pay its share of the administrative and overhead costs for Fiscal Year 2006; Municipal Light and Power. *(Public Hearing set for 2-14-06)*
- a. Assembly Memorandum No. AM 51-2006.

Mr. Coffey moved, *to approve* AR 2006-22, with Public Hearing set for
Mr. Traini seconded, February 14, 2006,

Mr. Coffey stated this had incorrectly been put on the Agenda for introduction, and did not require a Public Hearing. He recommended taking it up that evening. Deputy Municipal Manager Michael Abbott concurred. Mr. Coffey urged a YES-vote.

and this motion was passed, 7-2.

AYES: Tesche, Fairclough, Coffey, Stout, Bauer, Traini and Jennings.

NAYES: Birch and Ossiander.

ABSENT: Shamberg and Sullivan, each excused.

11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

11.A. Assembly Memorandum No. AM 5-2006, 2006 Grant Agreement with **Anchorage Economic Development Corporation** (\$490,500); Office of Economic & Community Development.
(Postponed from 1-10-06)

Mr. Bauer moved, to approve AM 5-2006,
Mr. Coffey seconded,

Mr. Coffey stated that he was the Assembly Representative to the Anchorage Economic Development Corporation (AEDC), which was widely supported by the business community. He supported the appropriation.

Chair Fairclough supported the appropriation and urged a YES-vote.

and this motion was passed, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

11.B. Ordinance No. AO 2005-124, an ordinance amending Anchorage Municipal Code Chapters 21.35, 21.40, 21.45 and 21.50 regarding administrative procedures, definitions for various **care, service and living facilities**, amending zoning districts, amending supplementary district standards, conditional uses and site plans, and amending Section 14.60.030 to add care facilities violations (Planning and Zoning Commission Case 2003-143); Planning Department.

1. Assembly Memorandum No. AM 658-2005. (Postponed from 11-8-05 and 12-20-05)
2. Ordinance No. AO 2005-124(S), an ordinance amending Anchorage Municipal Code Chapters 21.35, 21.40, 21.45 and 21.50 regarding administrative procedures, definitions for various care, service and living facilities, amending zoning districts, amending supplementary district standards, conditional uses and site plans, and amending Section 14.60.030 to add care facilities violations; Assembly Vice-Chair Coffey. **(Reconsideration Spread on the Minutes by Mr. Tesche 1-24-06; Postponed to 2-28-06)**

Chair Fairclough stated there were two Assemblymembers absent that evening, and proposed to postpone until February 28, 2006.

Mr. Traini moved, to postpone AO 2005-124 until February 28, 2006,
Mr. Stout seconded,
and this was approved without objection.

To Mr. Tesche, Chair Fairclough responded that Public Hearing was closed and Assembly deliberation and action remained for AO 2005-124 and the Substitute Version. Chair Fairclough requested the Substitute Version be made available to the public through the Clerk's Office.

Mr. Coffey moved to Change the Order of the Day to take up 14.A, 14.B and 14. C. There were no objections.

11.C. Ordinance No. AO 2005-150(S), an ordinance amending Anchorage Municipal Code Section 21.35.020 to amend and to add definitions relating to the accessory use of **Large Domestic Animal Facilities** and home based business; to amend Sections 21.40.020, 21.40.070, 21.40.080, 21.40.090, 21.40.100, 21.40.110, 21.40.115, 21.40.117; to add large domestic animal facilities and home based businesses as permitted accessory or conditional uses in the R-5A Rural Residential District (Large Lot), R-6 Suburban Residential District (Large Lot), R-7 Intermediate Rural Residential District, R-8 Rural Residential District (Large Lot), R-9 Rural Residential District, R-10 Residential Alpine/Slope District, and R-11 Turnagain Arm District; to amend Chapter 21.45 to add Accessory Building Standards and to establish supplementary district standards for large domestic animal facilities; and to amend Chapter 21.50 to establish conditional use standards for large domestic animal facilities; Assemblymembers Ossiander and Shamberg.

1. Assembly Memorandum No. AM 855-2005.
2. Information Memorandum No. AIM 2-2006.
3. Ordinance No. AO 2005-150(S-1), an ordinance amending Anchorage Municipal Code Section 21.35.020 to amend and to add definitions relating to the accessory use of Large Domestic Animal Facilities and home based business; to amend Sections 21.40.020, 21.40.070, 21.40.080, 21.40.090, 21.40.100, 21.40.110, 21.40.115, 21.40.117; to add large domestic animal facilities and home based businesses as permitted accessory or conditional uses in the R-5A Rural Residential District (Large Lot), R-6 Suburban Residential District (Large Lot), R-7 Intermediate Rural Residential District, R-8 Rural Residential District (Large Lot), R-9 Rural Residential District, R-10 Residential Alpine/Slope District, and R-11 Turnagain Arm District; to amend Chapter 21.45 to add Accessory Building Standards and to establish supplementary district standards for large domestic animal facilities; and to amend Chapter 21.50 to establish conditional use standards for large domestic animal facilities; Assemblymembers Ossiander and Shamberg.

(Public Hearing was Closed 1-10-05; Action Postponed from 1-10-06)

Chair Fairclough read the ordinance title and stated that Public Hearing was closed on January 10, 2006.

Ms. Ossiander moved, to approve AO 2005-150(S-1),
Mr. Coffey seconded,

Ms. Ossiander stated that she began addressing this matter when she was elected as an Assemblymember because this affected her district heavily. She was sympathetic to maintaining a rural life style and individuals being independent. She listed the proposed allowances and changes in the new Substitute-1 (S-1) Version. She had worked extensively with the Planning and Zoning Department to present additional amendments.

Ms. Ossiander moved, to amend AO 2005-150(S-1), Section 10.E, Page 10, Lines
Mr. Coffey seconded, 35-39, *by changing*, to read: E. Any storage of wholesale or retail stock in trade in conjunction with the home occupation shall not exceed ten percent of the area devoted to the home occupation, except on lots 40,000 square feet or larger in rural zoning districts as defined in AMC Section 21.85.020. On lots meeting this exception, storage of stock in trade may equal the area devoted to the home occupation if the storage is screened from neighboring lots and separated from the neighboring lot line by at least the established district "yard" setback [~~distance for barns~~],

To Ms. Jennings, Ms. Ossiander responded this applied to lots larger than 40,000 square feet, would increase the amount of space allowed for carriages and horse equipment and would have to be screened.

To Mr. Traini, Ms. Ossiander responded that the Animal Advisory Board had not yet seen her proposed amendments.
and this motion passed, 7-2.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, and Jennings.

NAYES: Bauer and Traini.

ABSENT: Shamberg and Sullivan, each excused.

Ms. Ossiander moved, to amend AO 2005-150(S-1), Section 11.C, on Page 12, Line
Mr. Coffey seconded, 29, *by adding* to read: C. The minimum lot size for a large animal facility is 40,000 square feet for four (4) animals ", with an additional 10,000 square feet required for each animal above four. Application for administrative approval of deviation in minimum lot size of 40,000 square feet may be made to the Planning Department. The Director of the Planning Department may approve deviation of site area square footage, not to exceed ten percent (10%), upon consultation with the Department of Health and Human Services and Department of Developmental Services."

To Chair Fairclough Planning Department Director Tom Nelson responded the department supported the amendment.
To her question, Municipal Attorney Fred Boness responded the Administration also supported the amendment.

Mr. Tesche stated the Animal Control Advisory Board still had concerns with the square footage per animal allowance. Animal Control Advisory Board member Neil Koeniger responded he had not reviewed this amendment until that evening. He would modify the lot size per animals allowed, and recommended modifying the proposed 10,000 square feet for each additional animal.

To Mr. Birch, Mr. Koeniger responded he did not know how properties owners would be in non-compliance.

Mr. Traini stated that animals varied in size and space required.

To Mr. Coffey, Mr. Koeniger responded if the numbers of animals were retained, the amendment would be an improvement.

Mr. Tesche moved, to amend the Ossiander Amendment #2, *by adding*
Mr. Traini seconded, additional language after 'four (4) animals' "or more." and *by deleting* the remaining language,

To Chair Fairclough, Planning Department Director Tom Nelson responded the Administration did not support the Tesche Amendment to the Ossiander Amendment.

Mr. Coffey recommended addressing the amendment last, because many other sections of the ordinance would be affected also. He opposed the amendment.

To Mr. Birch, Mr. Nelson responded there were large domestic animal facilities on lots less than 40,000 square feet in the city.

and the Tesche motion failed, 4-5.

AYES: Tesche, Birch, Stout and Traini.

NAYES: Ossiander, Fairclough, Coffey, Bauer and Jennings.

Chair Fairclough called the Question on the Ossiander Amendment.

and the motion passed, 7-2.

AYES: Ossiander, Fairclough, Coffey, Birch, Stout, Bauer and Jennings.

NAYES: Tesche and Traini.

ABSENT: Shamberg and Sullivan, each excused.

Ms. Ossiander moved,

Mr. Coffey seconded,

to amend AO 2005-150(S-1), Sections 3(R-5), 4(R-6), 5(R-7), 6(R-8), 7(R-9) and 8(R-10), Subsection C. 'Permitted accessory uses and structures,' *by inserting into last sentence of each:* ... by a vegetative screen "meeting buffer landscaping standards under 21.45.125.;"

To Chair Fairclough, Mr. Nelson responded the Administration did not support the amendment.

To Mr. Coffey, Mr. Nelson proposed to retain the existing 25-foot setback, retaining buffer landscaping, as defined in 21.45.125, allowing a ten-foot wide vegetative screening easement. He responded the animals would be able to go to the property line. Land Use Enforcement Supervisor Brian Dean responded there was a varying degree of compliance with the existing requirements.

Ms. Ossiander stated that, with requests from the community, she had added the vegetative buffer language and urged consideration of keeping it included.

Mr. Coffey stated that density would continue to increase in Anchorage and this issue needed to be addressed.

Chair Fairclough called the Question on the Ossiander Amendment

and this motion failed, 4-5.

AYES: Ossiander, Birch, Stout and Bauer.

NAYES: Tesche, Fairclough, Coffey, Traini and Jennings.

ABSENT: Shamberg and Sullivan, each excused.

Ms. Jennings moved,

Mr. Coffey seconded,

to amend the AO 2005-150(S-1) *by including* under the list of conditional uses in the subsections 3(R-5), (R-5A), 4(R-6), 5(R-7), 6(R-8) and 7(R-9) and 8(R-10), *to read:* "The outdoor harboring or keeping of dogs, animals and fowl, in a manner consistent with the requirements of all titles of this Code. Paddocks, stables or similar structures or enclosures which are utilized for the keeping of animals other than dogs shall be at least 25-feet from any lot line." [~~Subsection C. 'Permitted accessory uses and structures,' by inserting into last sentence of each:~~ ... by a vegetative screen "meeting buffer landscaping standards under 21.45.125.;"] "accessory structures for a large domestic animal facility in access of the standards established in 21.45.350.;"

Ms. Jennings stated that it was the impacts upon neighbors that they had heard the most complaints.

and this motion passed, 6-3.

AYES: Tesche, Fairclough, Coffey, Birch, Stout and Jennings.

NAYES: Ossiander, Bauer and Traini.

ABSENT: Shamberg and Sullivan, each excused.

Ms. Ossiander stated she and Ms. Shamberg had spent considerable time on crafting the amendments, and considering how close these votes were, she proposed to wait until Ms. Shamberg returned to finish this matter.

Ms. Ossiander moved,

Mr. Coffey seconded,

to amend AO 2005-150(S-1), *by adding to 'Conditional Uses'* Section 2, on Page 3, Lines 28-30, AMC 1.40.020 (PLI), *to read:* "Large domestic animal facilities in excess of the standards established in 21.45.350C; In Section 3, Page 4, Lines 28-30 (R-5, R- 5A) AMC 21.40.070, Section 4, Page 5, Lines 34-36 (R-6) AMC 21.40.080, Section 5, Page 7, Lines 1-3 (R 7) AMC 21.40.090, Section 6, Page 8, Lines 10-12 (R-8) AMC 21.040.100, Section 7, Page 9, Lines 12-14 (R-9) AMC 21.40.110 and Section 8, Page 10, Lines 10-12 (R-10) AMC 21.40.115, by adding wording to read: it is possible to have a conditional use for large domestic animal facilities in excess of the standards established in 21.45.350C." *And by adding to read:* "(R-11) Conditional use permits for large domestic animal facilities in excess of the standards and for large domestic animals facilities with larger-than-permitted accessory buildings." *And by reinstating in "Section 12, All of the standards for conditional use permits."* *And by adding in Section 13, to read:* The fees required by Anchorage

Municipal Code of Regulations Section 21.20.002 for administrative approval of a deviation under subsection 21.45.350C and conditional use under subsection 21.45.###B shall be waived for properties in existence at the time of the adoption of this ordinance for property owners who apply for administrative approval of a deviation under subsection 21.45.350C and conditional use under subsection 21.45.###B within twelve months following the effective date.," And by adding to Section 12, Establishing Standards for Conditional Uses, and by renumbering the document appropriately,"

To Chair Fairclough, Mr. Nelson responded that the Administration supported the amendment.

To Mr. Coffey, Ms. Ossiander clarified that her changes to Section 11 were reinstating the existing 21.50 conditional use standards that were currently in code. Mr. Nelson responded that this involved supplemental district regulations for a large variety of use types. If density of large animals were to be addressed by conditional use, then standards need to be established. Mr. Wilson explained the new language proposed in the S-Version, Section 14, A – G, would be the new standards by which the uses would be judged.

To Ms. Jennings, Ms. Ossiander responded that if there were more horses than allowed, an applicant could apply for a conditional use permit for large domestic animal facilities in excess of the standards, and there would be no fee for that permit for one year.

To Chair Fairclough, Ms. Ossiander responded that the Planning Department staff had agreed to renumber the document to accommodate the additional language. Chair Fairclough stated that the Assembly would authorize the Planning Department to make technical corrections.

To Mr. Coffey, Mr. Nelson responded that when a conditional use was created, criteria needed to be established, by which to judge and alleviate the concerns. Depending on the outcome of the ordinance, enforcement would address the issues. There may be applicants who would require conditional use permits to conform to new rules, and that was the reason for the allowance of one year.

To Mr. Stout, Mr. Nelson responded there would be an appeal process offered through the Board of Adjustment.

To Mr. Birch, Mr. Nelson responded the Planning Department had the ability to handle dimensional variances through an administrative process, involving deviation of standards. There was a proposed standard variance of 10%. There was currently no standard set for lot coverage.

Mr. Coffey moved to amend, seconded by Mr. Birch, in the new Section 13.F, conditional Use Standards, by deleting the work "a" to read: "not to exceed [a] ten percent (10%)." This motion was unanimously accepted.

Chair Fairclough put the Question to the Ossiander Amendment.

and this motion, as amended, was passed, 8-1.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer and Jennings.

NAYES: Traini.

ABSENT: Shamberg and Sullivan, each excused.

Ms. Jennings moved,
Mr. Coffey seconded,
and this was amended,

to amend AO 2005-150(S-1), Section 11.I, beginning on Line 36, *by replacing entire section, to read:* "Section 13. Anchorage Municipal Code Chapter 21.45, supplementary district regulations, is hereby amended to add a new section to read as follows: 21.45.### Accessory buildings in conjunction with large domestic animal facilities. The following additional requirements for accessory buildings in conjunction with large domestic animal facilities shall apply: A. In the R-5A, R-6, R-7, R-8, R-9, R-10, and R-11 districts, the following structure size requirements shall apply for large domestic animal facilities only: 1. On lots of a size of at least 40,000 square feet but less than 80,000 square feet, the gross floor area of "**any one of**" the accessory structure(s) shall not exceed **[9%]** "**10%**" maximum lot coverage. 2. On lots with a size of 80,000 square feet or more, the maximum lot coverage of accessory structure(s) is 8,000 square feet gross floor area. B. On lots subject to subsection A above, accessory structures exceeding the maximum gross floor area requirements are subject to conditional use approval under AMC Section 21.15.030, and subject to the standards of Section 21.50.020.,"

Mr. Coffey moved to amend A.1 by adding 'any one of,' describing the gross floor area of the accessory structure(s). And by adding "10%," describing the maximum lot coverage. Ms. Jennings accepted these as friendly amendments.

and this motion, as amended, was passed, 7-2.

AYES: Tesche, Ossiander, Fairclough, Coffey, Stout, Bauer and Jennings.

NAYES: Birch and Traini.

1 ABSENT: Shamberg and Sullivan, each excused.

2
3 Mr. Nelson requested that additional language be added to each of the zoning districts, where the allowance for
4 conditional use for large accessory structures, was allowed. He proposed language.

5
6 Ms. Jennings moved, to amend AO 2005-150(S-1), *by adding* to each of the
7 Mr. Coffey seconded, sections (Sections 3, 4, 5, 6, 7 & 8) identifying the list of
8 conditional uses R5, R-5A, R-6, R-7, R-8, R-9, and R-10
9 districts: "Accessory structure for large domestic animal
10 facility in access of the standards established in 21.45.350I.;"
11

12 To Mr. Coffey, Mr. Nelson responded this would be applied to variances, other than animals.

13
14 and this motion was accepted without objection.

15
16 Ms. Osslander stated that, while she wanted to complete the matter that evening, due to the number of and the
17 complexity of the amendments, she would give the Assembly the option for postponement, to allow time for a new
18 document to be made, to incorporate all the changes.

19
20 Ms. Osslander moved, to postpone AO 2005-150(S-1) to February 14, 2006,
21 Mr. Birch seconded,

22
23 Mr. Birch stated that he and Ms. Shamberg had constituents in their district that this ordinance would affect. Ms.
24 Shamberg had a lot of time and energy in preparing this ordinance and he supported postponement. He had
25 concerns about the lot size and many other issues.

26
27 Mr. Coffey stated the changes had been made and the document should be approved that evening. After the
28 approved document was prepared, a motion may be made for reconsideration, if there were more issues that needed
29 addressing. He opposed postponement.

30
31 Mr. Tesche concurred with Mr. Coffey.

32
33 Ms. Osslander opposed postponement and urged a NO-vote.

34
35 and this motion failed, 1-8.

36
37 AYES: Stout.

38 NAYES: Tesche, Osslander, Fairclough, Coffey, Birch, Bauer, Traini and Jennings.

39 ABSENT: Shamberg and Sullivan, each excused.

40
41 Chair Fairclough put the Question to the main motion.

42
43 and the main motion, as amended, passed, 6-3.

44
45 AYES: Tesche, Osslander, Fairclough, Coffey, Stout and Jennings.

46 NAYES: Birch, Bauer and Traini.

47 ABSENT: Shamberg and Sullivan, each excused.

48
49 Mr. Tesche served notice of reconsideration for AO 2005-150(S-1) to be Spread upon the Minutes.

50
51 11.D. Ordinance No. AO 2005-126, an ordinance amending Anchorage Municipal Code Title 12 to enact a
52 **sales and use tax** on the sale of goods within the Municipality for the exclusive purpose of reducing
53 property taxes proportionately throughout the Municipality, with certain exemptions, with a cap and
54 with reimbursement for collection, all within the tax cap, subject to a sunset provision, and submitting
55 the question of whether or not to approve a sales tax to the qualified voters of the Municipality at its
56 next Regular Election on April 4, 2006 with re-approval required at a subsequent Regular Election as
57 established by ordinance; Assemblymember Coffey.

58 1. Ordinance No. AO 2005-126(S), an ordinance amending Anchorage Municipal Code Title 12
59 to enact a sales and use tax on the sale of goods within the Municipality for the exclusive
60 purpose of reducing property taxes proportionately throughout the Municipality, with certain
61 exemptions, with a cap and with reimbursement for collection, all within the tax cap, subject to
62 a sunset provision, and submitting the question of whether or not to approve a sales tax to the
63 qualified voters of the Municipality at its next Regular Election on April 4, 2006 with
64 re-approval required at a subsequent Regular Election as established by ordinance;
65 Assemblymember Coffey.

66 (First Public Hearing Held 10-11-05; Continued from 10-11-05; Second Public Hearing was held and
67 Closed 10-18-05; Action was Postponed from 10-18-05) (**Continued to 1-31-06**)
68

69 **12. APPEARANCE REQUESTS** None.

70
71 **13. CONTINUED PUBLIC HEARINGS**

72 13A. Ordinance No. AO 2005-182, an ordinance submitting to the qualified voters residing in the **Section**
73 **6/Campbell Airstrip Road Limited Road Service Area** (LRSA) at the Regular Municipal Election on
74 April 4, 2006, a ballot proposition to annex Campbell Canyon Subdivision to the Section 6/Campbell
75 Airstrip Road LRSA and to amend the Section 6/Campbell Airstrip Road LRSA boundaries in Anchorage
76 Municipal Code Section 27.30.700, effective retroactively as of January 1, 2006; Maintenance &
77 Operations Department.

78 1. Assembly Memorandum No. AM 879-2005. (*Carried Over from 1-10-06*)

Chair Fairclough read the ordinance title and opened Public Hearing. There was no one to testify and she closed Public Hearing and called the Question.

Mr. Traini moved, to approve AO 2005-182,
Ms. Jennings seconded,
and this motion passed, 7-0.

AYES: Tesche, Ossiander, Fairclough, Birch, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

(Clerk's Note: Mr. Coffey and Mr. Stout were temporarily out of Chambers at the time of the vote.)

- 13.B. Ordinance No. AO 2005-183, an ordinance submitting to the qualified voters residing in the **South Goldenview Limited Road Service Area** (LRSA) at the Regular Municipal Election on April 4, 2006, a ballot proposition to annex the Views at Prominence Pointe Subdivision to the South Goldenview LRSA and amend the South Goldenview LRSA boundaries in Anchorage Municipal Code Section 27.30.700, effective retroactively as of January 1, 2006; Maintenance & Operations Department.
1. Assembly Memorandum No. AM 880-2005. *(Carried Over from 1-10-06)*

Chair Fairclough read the ordinance title and opened Public Hearing.

VICKY CANTRELL supported the ordinance. She requested that the Assembly consider mail-in ballots for Anchorage Limited Road Service Areas.

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

Ms. Jennings moved, to approve AO 2005-183,
Mr. Traini seconded,
and this motion passed, 8-0.

AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

(Clerk's Note: Mr. Coffey was temporarily out of Chambers at the time of the vote.)

- 13.C. Ordinance No. AO 2005-184, an ordinance submitting to the qualified voters residing in a portion of **Upper O'Malley Limited Road Service Area** (LRSA), namely Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06), and to the Upper O'Malley LRSA at the Regular Municipal Election on April 4, 2006, a ballot proposition to amend the Upper O'Malley LRSA boundaries by removing Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) from the Upper O'Malley LRSA and amending the Upper O'Malley LRSA boundaries in Anchorage Municipal Code Section 27.30.700, effective retroactively as of January 1, 2006; Maintenance & Operations Department.
1. Assembly Memorandum No. AM 881-2005. *(Carried Over from 1-10-06)*

Chair Fairclough read the ordinance title and opened Public Hearing. There was no one to testify and she closed Public Hearing and called the Question.

Ms. Jennings moved, to approve AO 2005-184,
Mr. Traini seconded,
and this motion passed, 8-0.

AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

(Clerk's Note: Mr. Coffey was temporarily out of Chambers at the time of the vote.)

- 13.D. Ordinance No. AO 2005-189, an ordinance submitting to the qualified voters residing in the **Lakehill Limited Road Service Area** and to Lot 3, Block 1, Stony Brook Subdivision (Tax Parcel 015-511-09-000-18); Lot 2, Block 2, Stony Brook Subdivision (Tax Parcel 015-511-18-000-19); Lot 3, Block 2, Stony Brook Subdivision (Tax Parcel 015-511-19-000-17); and Lot 1, Block 2, Stony Brook Subdivision (Tax Parcel 015-511-17-000-11) a ballot proposition to annex the Stony Brook Subdivision parcels above-referenced to Lakehill LRSA, and to amend the Lakehill LRSA boundaries in Anchorage Municipal Code Section 27.30.700, effective as of January 1, 2007; Maintenance & Operations Department.
1. Assembly Memorandum No. AM 902-2005. *(Carried Over from 1-10-06)*

Chair Fairclough read the ordinance title and opened Public Hearing.

Ms. Jennings moved, to approve AO 2005-189,
Mr. Traini seconded,
and this motion passed, 8-0.

AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

1 ABSENT: Shamberg and Sullivan, each excused.

2 (Clerk's Note: Mr. Coffey was temporarily out of Chambers at the time of the vote.)

- 3
4 13.E. Ordinance No. AO 2005-192, an ordinance extending the term of the **Birch Tree/Elmore Limited**
5 **Road Service Area** retroactive to January 1, 2006, until June 1, 2006, or until extended by the
6 qualified voters residing in the Service Area at the next Regular Municipal Election on April 4, 2006;
7 Municipal Clerk. (Carried Over from 1-10-06) (Carried Over to 1-31-06)

8
9 Chair Fairclough read the ordinance title and opened Public Hearing.

10
11 Mr. Traini moved, to approve AO 2005-192,
12 Ms. Jennings seconded,

13
14 To Ms. Jennings, Deputy Municipal Manager Michael Abbott responded there would be a forthcoming extension ballot
15 proposition for this road service area, which was missed last year. He requested this be Carried Over to January 31st.

16
17 Ms. Jennings moved, to Continue AO 2005-192 to January 31, 2006,
18 Mr. Traini seconded,
19 and this motion was unanimously approved, 8-0.

20
21 AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer, Traini and Jennings.

22 NAYES: None.

23 ABSENT: Shamberg and Sullivan, each excused.

24 (Clerk's Note: Mr. Coffey was temporarily out of Chambers at the time of the vote.)

- 25
26 13.F. Ordinance No. AO 2005-193, an ordinance extending the term of the **South Goldenview Area**
27 **Limited Road Service Area** retroactive to January 1, 2006, until June 1, 2006, or until extended by
28 the qualified voters residing in the Service Area at the next Regular Municipal Election on April 4,
29 2006; Municipal Clerk. (Carried Over from 1-10-06) (Carried Over to January 31, 2006)

30
31 Chair Fairclough read the ordinance title and opened Public Hearing.

32
33 Mr. Traini moved, to approve AO 2005-193,
34 Ms. Jennings seconded,

35
36 To Ms. Jennings, Deputy Municipal Manager Michael Abbott requested this be postponed to January 31, 2006

37
38 Ms. Jennings moved, to Carry Over AO 2005-193 to January 31, 2006,
39 Mr. Traini seconded,
40 and this motion was unanimously approved, 9-0.

41
42 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

43 NAYES: None.

44 ABSENT: Shamberg and Sullivan, each excused.

- 45
46 13.G. Ordinance No. AO 2005-152, an ordinance of the Anchorage Municipal Assembly amending
47 Anchorage Municipal Code Chapter 3.97.030, **Naming of Municipal Buildings, Other Fixed**
48 **Facilities and Public Places**, to limit an honorary name to a one-time use, to establish procedures in
49 selecting the citizen naming panel and identifying appropriate names and facilities, and to include
50 streets and roads; Assemblymember Bauer.
51 1. Assembly Memorandum No. AM 770-2005. (Continued from 11-1-05) (Continued to 3-14-06)

52
53 Chair Fairclough read the ordinance title. To her question, Mr. Bauer responded it was his intention to continue Public
54 Hearing until March 14th. Chair Fairclough opened Public Hearing. There was no one to testify.

55
56 Mr. Bauer moved, to Continue AO 2005-152 to March 14, 2006,
57 Mr. Coffey seconded,
58 and this was unanimously approved.

- 59
60 13.H. Resolution No. AR 2005-314, a resolution of the Anchorage Assembly appropriating \$270,000 from
61 the Areawide General Fund (101) Real Estate Services Department 2005 Operating Budget as a
62 contribution to the Areawide Capital Fund (401) for **City Hall capital maintenance and**
63 **improvements**; Office of Economic & Community Development.
64 1. Assembly Memorandum No. AM 886-2005. (Carried Over from 1-10-06)

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

68
69 Mr. Coffey moved, to approve AR 2005-314,
70 Mr. Traini seconded,
71 and this was approved, 9-0.

72
73 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

74 NAYES: None.

75 ABSENT: Shamberg and Sullivan, each excused.

- 76
77 13.I. Resolution No. AR 2005-315, a resolution of the Municipality of Anchorage accepting and
78 appropriating \$286,790 as a grant from the Alaska Department of Fish and Game Southeast

Sustainable Salmon Fund, to the Project Management & Engineering Department within the Anchorage Roads and Drainage Service Area Fund (441), for the **Ship Creek Crossing Project**.

1. Assembly Memorandum No. AM 887-2005. *(Carried Over from 1-10-06)*

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

Mr. Coffey moved, to approve AR 2005-315,
Ms. Jennings seconded,
and this motion was unanimously approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.J. Resolution No. AR 2005-316, a resolution of the Municipality of Anchorage accepting and appropriating a State of Alaska Clean Water Fund loan in the amount of \$6,600,000 for partial closure of the **Anchorage Regional Landfill**; Solid Waste Services.

1. Assembly Memorandum No. AM 888-2005. *(Carried Over from 1-10-06)*

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

Mr. Coffey moved, to approve AR 2005-316,
Ms. Jennings seconded,
and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.K. Ordinance No. AO 2005-180, an ordinance of the Municipality of Anchorage authorizing and providing for the borrowing of an additional \$1,000,000 from the State of Alaska Clean Water Fund for the purpose of the **construction of Cell 7** at the Anchorage Regional Landfill and providing for related matters; Solid Waste Services.

1. Assembly Memorandum No. AM 892-2005. *(Carried Over from 1-10-06)*

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

Mr. Coffey moved, to approve AO 2005-180,
Ms. Jennings seconded,
and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.L. Resolution No. AR 2005-317, a resolution of the Municipality of Anchorage appropriating \$545,000 to the State Categorical Grants Fund (231), Department of Public Transportation from the Alaska Department of Health and Social Services to assist in the funding of **coordinated transportation services** for senior citizens within the Municipality of Anchorage; Public Transportation Department.

1. Assembly Memorandum No. AM 889-2005. *(Carried Over from 1-10-06)*

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

Mr. Coffey moved, to approve AR 2005-317,
Ms. Jennings seconded,
and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.M. Resolution No. AR 2005-330, a resolution of the Municipality of Anchorage appropriating \$35,871 from disposal of vehicles and insurance recoveries to the Areawide General Fund (101) to be contributed and appropriated to the Public Transportation Capital Improvement Fund (485) and authorizing the acceptance of a Federal Transit Administration Section 5307 Grant and appropriating \$2,287,200 from the Federal Transit Administration to the Public Transportation Capital Improvement fund (485) for the purchase of capital items and \$288,000 from the Federal Transit Administration along with \$72,000 for local matching funds from the Public Transportation Department's 2005 Operating Budget as a contribution to the Federal Categorical Grants Fund (241) for the Americans with Disabilities Act **(ADA) operating assistance and short range transit planning**; Public Transportation Department.

1. Assembly Memorandum No. AM 911-2005. *(Carried Over from 1-10-06)*

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

Mr. Traini moved, to approve AR 2005-330,
Mr. Coffey seconded,
and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
NAYES: None.
ABSENT: Shamberg and Sullivan, each excused.

- 13.N. Resolution No. AR 2005-318, a resolution appropriating \$261,659 from a Transfer of Responsibilities Agreement (TORA) with the State of Alaska Department of Transportation & Public Facilities (ADOT&PF) and the Municipality of Anchorage, and a match contribution of \$50,000 from the 2006 Planning Department Operating Budget, to the State Categorical Grants Fund (231) under the Municipal Traffic Department for the Anchorage Metropolitan Area Transportation Solutions (AMATS) **MOA Midtown District Plan**; Traffic Department.
1. Assembly Memorandum No. AM 890-2005. *(Carried Over from 1-10-06)*

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

Mr. Traini moved, to approve AR 2005-318,
Mr. Coffey seconded,
and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
NAYES: None.
ABSENT: Shamberg and Sullivan, each excused.

- 13.O. Resolution No. AR 2005-319, a resolution appropriating \$130,829 from a State of Alaska Department of Transportation & Public Facilities (ADOT&PF) Transfer Of Responsibilities Agreement (TORA) with the Municipality of Anchorage, and match contributions of \$11,195 from the 2005 Project Management and Engineering Operating Budget, Areawide General Fund (101), and \$4,967 from the 2005 Anchorage Fire Department Operating Budget, Anchorage Fire Service Area Fund (131), to the Areawide General Capital Improvement Project Fund (401) for the Anchorage Metropolitan Area Transportation Solutions **(AMATS) Plug In Installation Program**; Traffic Department.
1. Assembly Memorandum No. AM 891-2005. *(Carried Over from 1-10-06)*

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

Mr. Coffey moved, to approve AR 2005-319,
Mr. Traini seconded,

Mr. Stout stated this involved municipal vehicles and also city employees. To his question, Deputy Municipal Manager Michael Abbott responded that plug-ins would not be available for all municipal employees. The purpose of this program was to enhance the utility and maintenance of the municipal fleet vehicles. All other plug-ins had been incidentally provided.

and this motion was approved, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
NAYES: None.
ABSENT: Shamberg and Sullivan, each excused.

- 13.P. Resolution No. AR 2005-322, a resolution of the Municipality of Anchorage re-appropriating \$248,000 from Areawide General (101) Fund Balance as a contribution to the Development Services Department Building Safety (181) Fund, 2005 General Government Operating Budget, for **bank fees, overtime and contracted services**; Development Services Department.
1. Assembly Memorandum No. AM 900-2005. *(Carried Over from 1-10-06)(Postponed to 1-31-06)*

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

Mr. Coffey moved, to approve AR 2005-322,
Mr. Traini seconded,

Ms. Ossiander stated that a government areawide fund balance had been used to pay for office management and supplies. Deputy Municipal Manager Michael Abbott responded this was a repayment for expenses for money that had not been used for capital improvements a year ago. The money was being refunded to the original fund. Ms. Ossiander questioned using the money for personnel costs and bank fees.

Ms. Ossiander moved, to postpone AR 2005-322 to January 31, 2006,
Mr. Bauer seconded,

To Ms. Jennings, Mr. Abbott responded that additional information would be supplied to the Assembly on January 31st.

and this motion was approved, 7-2.

1
2 AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer and Jennings.
3 NAYES: Coffey and Traini.
4 ABSENT: Shamberg and Sullivan, each excused.
5

- 6 13.Q. Resolution No. AR 2005-329, a resolution of the Municipality of Anchorage appropriating \$37,750 to
7 the Areawide General Capital Improvement Program (CIP) Fund (401), \$56,427 to the Anchorage Fire
8 Service Area Capital Improvement Program (CIP) Fund (431), \$383,650 to the Anchorage Roads And
9 Drainage Capital Improvement Program (CIP) Fund (441), \$19,974 to the Anchorage Police Service
10 Area Capital Improvement Program (CIP) Fund (451), \$17,478 to the Anchorage Parks And
11 Recreation Service Area Capital Improvement Program (CIP) Fund (461), and \$7,790 to the Public
12 Transportation Capital Improvement Program (CIP) Fund (485) of 2004 General Obligation Series "C"
13 bond premium for the payment of **bond issuance costs**; Finance.
14 1. Assembly Memorandum No. AM 910-2005. *(Carried Over from 1-10-06)*
15

16 Chair Fairclough read the resolution title and opened Public Hearing. With no one to testify, she closed Public Hearing
17 and called the Question.
18

19 Mr. Coffey moved, to approve AR 2005-329,
20 Mr. Traini seconded,
21 and this motion was approved, 9-0.
22

23 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.
24 NAYES: None.
25 ABSENT: Shamberg and Sullivan, each excused.
26

27 Mr. Coffey moved to Change the Order of the Day to take up 11.C. There was no objection.
28

- 29 13.R. Ordinance No. AO 2005-185, an ordinance amending Chapters 21.35, 21.40, 21.45 and 21.50 of the
30 Anchorage Municipal Code regarding zoning districts, supplementary district standards, and standards
31 for conditional uses and site plans for Child Care Facilities, and amending Anchorage Municipal Code
32 Section 14.60.030 to add **child care facility violations** to the fine schedule (Planning and Zoning
33 Commission Case 2003-143); Planning Department.
34 1. Assembly Memorandum No. AM 882-2005. *(Carried Over from 1-10-06) (Continued to 2-28-*
35 *06)*
36

37 Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing
38 and called the Question.
39

40 Mr. Coffey moved, to Continue AO 2005-185 to February 28, 2006,
41 Ms. Jennings seconded,
42 and this was approved without objection.
43

- 44 13.S. Ordinance No. AO 2005-186, an ordinance amending the zoning map and providing for the rezoning
45 of approximately 1.88 acres, from PLI (Public Lands and Institutions District) to R-O (Residential Office
46 District), for **Providence-Chester Creek Subdivision, Tract D-2**; generally located at the southwest
47 corner of Providence Drive and Piper Street (University Area Community Council) (Planning and
48 Zoning Commission Case 2005-127); Planning Department.
49 1. Assembly Memorandum No. AM 883-2005. *(Carried Over from 1-10-06)*
50

51 Chair Fairclough read the ordinance title and opened Public Hearing. There was no one to testify. Mr. Coffey stated
52 that there was a request from the petitioner to postpone this item to January 31, 2006.
53

54 Mr. Coffey moved, to Continue Public Hearing AO 2005-186 to
55 Mr. Stout seconded, January 31, 2006,
56 and this was approved without objection.
57

- 58 13.T. Ordinance No. AO 2005-187, an ordinance amending the zoning map and providing for the rezoning
59 of **Lot 1A, Raspberry Center Subdivision** from B-1B SL (Community Business District with Special
60 Limitations) to B-1B SL (Community Business District with Special Limitations) and to repeal AO 91-
61 174 in its entirety as applied to Lot 1A, Raspberry Center Subdivision, generally located at 6820
62 Northwood Drive (Sand Lake Community Council) (Planning and Zoning Commission Case 2005-
63 129); Planning Department.
64 1. Assembly Memorandum No. AM 884-2005. *(Carried Over from 1-10-06)*
65

66 Chair Fairclough read the ordinance title and opened Public Hearing.
67

68 TIM SPERNAK, representing Tesoro Refining and Marketing Company and Hagen Investments, testified in support of
69 the rezone. The Sand Lake Community Council and the Planning and Zoning Commission had approved the rezone,
70 including the changes. Mr. Spernak presented maps of Hagen Investment's proposed construction plans for an office
71 building. To Ms. Jennings, he responded there was a 24-foot vegetation buffer planned for the west side and they
72 would not object to retaining the existing landscaping buffer, protecting the neighbors.
73

74 There was no additional public testimony and Chair Fairclough closed Public Hearing.
75

76 Mr. Coffey disclosed a possible conflict of interest with this matter because his law business, to which he was now
77 associated of concsel, represented Tesoro. Chair Fairclough ruled that Mr. Coffey did not have a conflict of interest
78 and ordered him to participate with this matter.

Mr. Coffey moved, to approve AO 2005-187,
Ms. Jennings seconded,

Mr. Coffey supported the rezone and stated that this was an appropriate use of the property.

Ms. Jennings concurred. To her question, Planning and Zoning Department Administrator Jerry Weaver responded the request to retain the west boundary was appropriate and he offered language.

Mr. Coffey moved, to amend AO 2005-187, Section 2, Page 1, Lines 32-34, *by adding* to read: "The existing vegetation shall remain within the 24-foot landscape easement of the west boundary and, if disturbed, shall be replanted to buffer landscape standards."
Ms. Jennings seconded,
and this was unanimously approved.

Mr. Traini supported the rezone and the development of this property.

and the main motion, as amended, was passed, 9-0.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.U. Ordinance No. AO 2005-170, an ordinance of the Anchorage Municipal Assembly submitting a ballot proposition to the qualified voters of the Municipality of Anchorage at the Regular Election of April 4, 2006, to repeal in its entirety Anchorage Municipal Charter Article XXI, **Municipal Vehicle Code Enforcement Standards**; Assemblymember Coffey.

1. Information Memorandum No. AIM 99-2005. (*Continued from 12-20-05*)

Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing and called the Question. Mr. Coffey stated there was a new ordinance coming forward.

Mr. Coffey moved, to *Postpone Indefinitely* AO 2005-170,
Mr. Stout seconded,
and this was approved unanimously.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

13.V. Resolution No. AR 2005-335, a resolution authorizing **eminent domain proceedings** for ten parcels comprising the South Half of Block 70, Original Anchorage Townsite for the parking component of the new convention center; Heritage Land Bank.

1. Assembly Memorandum No. AM 943-2005. (*Carried Over from 1-10-06*)

Chair Fairclough read the resolution title and opened Continued Public Hearing. With no one to testify, she closed Public Hearing. To her question, Deputy Municipal Manager Michael Abbott responded the Administration had successfully concluded an agreement with the parking facility owners and he requested this matter be postponed indefinitely.

Ms. Jennings moved, to *Postpone Indefinitely* AR 2005-335,
Mr. Traini seconded,

Mr. Coffey declared a possible conflict of interest, because his former law firm represented the client. Chair Fairclough ruled there was an appearance of a conflict of interest and ordered him to abstain.

To Mr. Birch, Heritage Land Bank Executive Director Robin Ward responded the appraisals had been ordered for both properties, which would follow a prescribed formula for determining value. Mr. Birch thanked Ms. Ward and the Administration for pursuing alternatives of resolving the parking issue, rather than using eminent domain.

To Mr. Stout, Chair Fairclough responded that he and Mr. Coffey did not have a conflict of interest, because their association with the Development Authority Board was ex-officio.

and this was unanimously approved,
with Mr. Coffey abstaining.

AYES: Tesche, Ossiander, Fairclough, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

ABSTAIN: Coffey.

13.W. Ordinance No. AO 2005-178, an ordinance amending Anchorage Municipal Code Section 21.45.150 confirming the Assembly's intent that the use of a dwelling unit for the **operation of particle accelerator systems, including cyclotrons**, is prohibited in home occupations; and amending Anchorage Municipal Code Sections 21.40.030, 21.40.040, 21.40.045, 21.40.050, 21.40.060, 21.40.070, 21.40.080, 21.40.090, 21.40.100, 21.40.110, 21.40.115, 21.40.117 and 21.40.130 to confirm that operation of particle accelerator systems and cyclotrons is prohibited in residential areas; Assemblymember Tesche.

1. Assembly Memorandum No. AM 856-2005.

2. Information Memorandum No. AIM 101-2005.
3. Information Memorandum No. AIM 5-2006.
4. Assembly Memorandum No. AM 18-2006. *(Carried Over from 12-20-05 and 1-10-06)*

Chair Fairclough read the ordinance title and opened Public Hearing. She explained the previous meeting had been adjourned following Mr. Swank's testimony, and she asked the body if there were any questions for Mr. Swank. There were none.

DOUGLAS JOHNSON, member of South Addition Community Council, stated this was a land use issue and he provided a written letter to the Municipal Clerk. The council had requested that Mr. Swank move his business to a different location and made recommendations. He urged support of the ordinance. To Mr. Stout, Mr. Johnson responded that South Edition was told that a special electrical power circuit was needed to support this operation, which would require higher-than-normal standards for their residential area.

DR. PAUL SIMMONS, Ph.D. in Chemistry, explained the cyclotron was similar to the nuclear magnetic resonance imaging (MRI) process, which did not produce a highly hazardous chemical. He stated the cyclotron operation would benefit the community and he supported the business.

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

Mr. Tesche moved, to approve AO 2005-178,
Mr. Traini seconded,

Mr. Tesche urged approval of the ordinance. He stated it was important to review the materials that had been turned into the Assembly. He stated that all attachments were also important to review.

To Mr. Coffey, Planning Department Land Use Enforcement Supervisor Brian Dean responded this proposed use would violate the home occupation ordinance. Mr. Swank could meet the requirements, if he were to meet the size limitations. There was currently a case investigating the scope and scale of the business.

Mr. Traini supported the ordinance. He did not object to the cyclotron, but the business needed to be in a properly zoned area.

Ms. Ossiander stated she was more tolerant of home-based businesses than many of the Assemblymembers. There were still issues that needed resolve, including the use of two houses, parking and storage of wholesale or retail stock. She stated that creating restrictions and limiting this business would have a future effect upon other businesses. State employees had determined the business was safe and caused no environment contamination. The ordinance was not necessary and she would not support it.

Mr. Birch stated that he was not convinced that this was a correct location for this enterprise. He had researched this matter and understood the importance of this well-needed service in the community and Mr. Swank should be commended for his effort and initiative. He would not support the ordinance and urged the Administration to address code provisions and zoning enforcement.

Ms. Jennings supported Mr. Swank's valuable contribution to the community. But, she supported the ordinance because the manufacturing of isotopes should not be allowed in a residential neighborhood.

To Chair Fairclough, Deputy Municipal Manager Michael Abbott responded the Administration supported the ordinance.

Mr. Coffey stated this type of operation should not be allowed in a residential area. He recommended moving the business to another zone. He supported the ordinance.

To Ms. Ossiander, Mr. Dean responded the current business appeared to exceed the allowances of the home-occupation ordinance.

and the main motion was passed, 6-3.

AYES: Tesche, Fairclough, Coffey, Stout, Traini and Jennings.

NAYES: Ossiander, Birch and Bauer.

ABSENT: Shamberg and Sullivan, each excused.

Mr. Tesche moved, for immediate reconsideration of AO 2005-178,
Mr. Traini seconded,
and this motion failed, 2-7.

AYES: Ossiander and Birch.

NAYES: Tesche, Fairclough, Coffey, Stout, Bauer, Traini and Jennings.

ABSENT: Shamberg and Sullivan, each excused.

14. NEW PUBLIC HEARINGS

- 14.A. Resolution No. AR 2005-324, a resolution of the Anchorage Municipal Assembly and Mayor Mark Begich to rename Gladys Wood Park to **Michael J. Shibe Park**; Mayor's Office.

Chair Fairclough read the resolution title and opened Public Hearing.

ALAN SANDAR, Chair of the Naming Committee, testified that Michael Shibe had an unselfish commitment to helping the community of Anchorage, and especially the youth. Mr. Sandar shared many of Mr. Shibe's commitments, which

1 included being Troop 129's first Eagle Scout in 1972, a youth hockey coach, a youth soccer coach, an active parent
2 with his children's schools and a member of Gloria Dei Lutheran Church. Mr. Shibe was born and raised on a family
3 homestead in the Sand Lake area very close to the park. His son, Neil, had completed an Eagle Scout project in that
4 park. The Sand Lake Community Council had unanimously approved a resolution, supporting the renaming. Mr.
5 Sandar urged Assembly support.

6
7 RAYMOND BALLARD, Eagle Scout and troop leader of Troop 129, testified of the great kindness, virtue and
8 dedication of Mike Shibe, who was a mentor to him and many other youths in the community. Mr. Ballard stated the
9 renaming of the park in honor of Mike Shibe was appropriate because of his contributions to the community. He
10 requested that all those present, in support of honoring Mike Shibe, stand in recognition of their gratitude. (*Clerk's*
11 *Note: The entire auditorium stood, showing support.*)

12
13 Ms. Jennings stated that Mr. Ballard's testimony was the perfect testament for the contributions of Mr. Shibe. She
14 stated that because it was Thank Your Mentor Day, this was an appropriate day to honor Michael Shibe. She highly
15 endorsed the resolution.

16
17 With no additional testimony, Chair Fairclough closed Public Hearing and called the Question.

18
19 Mr. Coffey moved, to approve AR 2005-324,
20 Ms. Jennings seconded,
21 and this was passed unanimously.

22
23 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

24 NAYES: None.

25 ABSENT: Shamberg and Sullivan, each excused.

26
27 Chair Fairclough explained that Mr. Shibe was one of four scout leaders killed in a scouting accident in July of 2005.

28
29 KRIS GREEN, widow of Mr. Shibe, thanked the Assembly and the Administration for honoring her husband.

30
31 14.B. Resolution No. AR 2005-331, resolution of the Anchorage Municipal Assembly and Mayor Mark
32 Begich naming the Board Room of the Z. J. Loussac Public Library in honor of **Alden Todd** in
33 recognition of his outstanding contributions to the Municipality of Anchorage; Mayor's Office.

34
35 Chair Fairclough read the resolution title and opened Public Hearing.

36
37 MARY RASMUSSEN, Chair of the Board Room Naming Committee, stated that naming this room, honoring Alden
38 Todd, was appropriate, because of his help and contributions to the Library, and because Mr. Todd spent so many
39 hours in that room. She urged Assembly support.

40
41 WILL SIMMONS testified that Mr. Todd was highly respected for his intellect, his authorship and his passionate desire
42 to establish the library. Mr. Todd should be recognized and honored for his contributions to the library.

43
44 ED EARNHART testified that Mr. Todd was a great addition to the community. He supported the naming of the Board
45 Room.

46
47 With no additional testimony, Chair Fairclough closed Public Hearing and called the Question.

48
49 Mr. Coffey moved, to approve AR 2005-331,
50 Mr. Bauer seconded,

51
52 Mr. Tesche stated that it was appropriate to recognize Mr. Todd for his intellect, his independence, his dedication to
53 the first amendment for intellectual freedom and the betterment of the community. He urged unanimous support.

54
55 Ms. Jennings supported naming the Board Room, honoring Mr. Todd. She urged a YES-vote.

56
57 and this was passed unanimously.

58
59 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

60 NAYES: None.

61 ABSENT: Shamberg and Sullivan, each excused.

62
63 ALDEN TODD stated he had enjoyed being involved with helping to establish the library in a growing community. He
64 thanked the Assembly and Administration for the honor and recognition.

65
66 CANDY KIZIS, Alden Todd's wife, stated that she had kept the naming a secret, until it was published in the paper.
67 She thanked the Assembly and the Administration for recognizing and honoring her husband.

68
69 ZULENE SIMMONS, friend of Mr. Todd and Ms. Kizis, testified in support of the naming of the Board Room.

70
71 14.C. Resolution No. AR 2005-332, a resolution of the Anchorage Municipal Assembly and Mayor Mark
72 Begich renaming Birch Park as **Bob and Arlene Cross Park** in recognition of their outstanding
73 contribution to the Municipality of Anchorage; Mayor's Office.

74
75 Chair Fairclough read the resolution title and opened Public Hearing.

76
77 STEVE BEARDSLEY, Park and Recreation Commissioner and member of the Naming Committee, supported the
78 renaming of the park, honoring Bob and Arlene Cross. The Cross family were hillside pioneers, who had dedicated

1 their land and their time in building the recreation center, which was eventually called Hilltop. The Cross family was
2 involved with youth activities and it was appropriate to name the park in their honor.

3
4 TRISHA HARMINGHAUS, testified that the Cross family had dedicated the ten acres and had secured grants to
5 establish and maintain this park, which was now very busy. The family had been actively involved with establishing
6 this recreation area, which now hosted a kindergarten program, picnic tables, a playground with equipment, a horse
7 riding ring, trails, a multi-use field and a basketball court.

8
9 NANCY MIESLER supported the park naming. She read a letter from Carol Blume, who had been involved with the
10 renaming of the park, which shared a history of the park and the involvement, dedication and generous contributions of
11 the Cross family. Both community councils in the area had voted unanimously in support of the resolution.

12
13 With no additional public testimony, Chair Fairclough closed Public Hearing and called the Question.

14
15 Mr. Coffey moved, to approve AR 2005-332,
16 Ms. Jennings seconded,

17
18 Mr. Birch stated this park was a wonderful and contributing park in the community, appropriately dedicated to the
19 Cross family for their efforts. He urged a YES-vote.

20
21 AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

22 NAYES: None.

23 ABSENT: Shamberg and Sullivan, each excused.

24
25 Mr. Coffey moved to Change the Order of the Day to take up 13.W. It was seconded by Mr. Tesche and there were no
26 objections.

27
28 14.D. Ordinance No. AO 2005-188, an ordinance amending Anchorage Municipal Code Title 12 to enact a
29 **sales and use tax** on the sale of goods and services within the Municipality for the exclusive purpose
30 of reducing property taxes proportionately throughout the Municipality, with certain exemptions, with a
31 cap and with reimbursement for collection, all within the tax cap, and submitting the question of
32 whether or not to approve a sales tax to the qualified voters of the Municipality at its next Regular
33 Election on April 4, 2006; Assemblymember Sullivan.

34
35 Chair Fairclough read the ordinance title and opened Public Hearing.

36
37 GAIL BOERWINKLE opposed the ordinance because the landlords would pass on the increase to renters, who would
38 also have to pay city sales tax.

39
40 CRAIG DUHART opposed the ordinance because it favored the wealthy and would shift the burden to the middle and
41 lower class citizens. He supported a sales tax refund for lower income individuals.

42
43 ALDEN TODD testified that not everyone would want a tax, but a sales or service tax would significantly reduce
44 property taxes. Mr. Traini thanked him for this testimony and requested that he be involved with this issue. To his
45 question, Mr. Todd responded that only the high-end items should be taxed.

46
47 VICKY CANTRELL supported the sales tax ordinance because the property tax on her home was \$9,400 this year and
48 she needed tax relief.

49
50 ED ERNHART testified that the city needed to address taxation and the tax cap responsibility, which should be based
51 on the wellness of the community and not on property tax relief.

52
53 With no additional public testimony, Chair Fairclough closed Public Hearing. She stated this issue would be addressed
54 at the worksession, scheduled for January 27th. She stated this issue would be Carried Over to January 31, 2006.

55
56 14.E. Ordinance No. AO 2005-191, an ordinance of the Anchorage Municipal Assembly submitting a ballot
57 proposition to the qualified voters of the Municipality of Anchorage at the Regular Election of April 4,
58 2006, to amend Anchorage Municipal Charter Article XXI, **Municipal Vehicle Code Enforcement**
59 **Standards**; Assemblymember Coffey. (Continued to 1-31-06)

60
61 Chair Fairclough read the ordinance title and opened Public Hearing. With no one to testify, she closed Public Hearing
62 and called the Question.

63
64 Mr. Coffey moved, to Continue AO 2005-191 to January 31, 2006, with a
65 Mr. Stout seconded, worksession scheduled for January 27, 2006,
66 and this was passed without objection.

67
68 14.F. Resolution No. AR 2006-5, a resolution of the Municipality of Anchorage, Alaska, accepting and
69 appropriating an Alaska Clean Water Loan of \$1,000,000 for financing a portion of the costs of the **Old**
70 **Glenn Highway (Northern Communities) Sewer Interceptor Project**; Anchorage Water &
71 Wastewater Utility.

72 1. Assembly Memorandum No. AM 14-2006.

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

76
77 Mr. Coffey moved, to approve AR 2006-5,
78 Ms. Ossiander seconded,

and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

- 14.G. Resolution No. AR 2006-6, a resolution authorizing the Municipality of Anchorage, Public Transportation Department, to enter into a Transfer of Responsibilities Agreement (TORA) in the amount of \$148,273 with the State of Alaska, Department of Transportation and Public Facilities, and appropriating these funds to the State Categorical Grants Fund (231) for summer landscaping and winter ice and snow removal at selected bus stops within the Anchorage Area through a **Transit Enhancement Youth Work Program**; Public Transportation Department.
1. Assembly Memorandum No. AM 15-2006.

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

Mr. Coffey moved, to approve AR 2006-6,
Ms. Jennings seconded,
and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

- 14.H. Resolution No. AR 2006-7, a resolution authorizing the Municipality of Anchorage, Public Transportation Department, to enter into a Transfer of Responsibilities Agreement (TORA) in the amount of \$262,136 with the State of Alaska, Department of Transportation and Public Facilities, for financing the implementation of a **Public Transportation Marketing Program** and appropriating these funds to the State Categorical Grants Fund (231); Public Transportation Department.
1. Assembly Memorandum No. AM 16-2006.

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

Mr. Coffey moved, to approve AR 2006-7,
Ms. Jennings seconded,

To Ms. Ossiander, Transportation Director Tom Wilson responded this involved money that had been earmarked for marketing and advertisement.

and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

- 14.I. Resolution No. AR 2006-8, a resolution authorizing the Municipality of Anchorage, Public Transportation Department to enter into a Transfer of Responsibilities Agreement in the amount of \$388,350 with the Department of Transportation and Public Facilities, State of Alaska, for the **Municipal Share-A-Ride Program** and appropriating these funds to the State Categorical Grants Fund (231); Public Transportation Department.
1. Assembly Memorandum No. AM 17-2006.

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

Mr. Coffey moved, to approve AR 2006-8,
Mr. Stout seconded,
and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

- 14.J. Ordinance No. AO 2006-2, an ordinance authorizing the Municipality of Anchorage to grant **electrical easements** to Chugach Electric Association across portions of HLB Parcels 3-047, 3-049, and 3-064, located near the Abbott/Bragaw Extension; Heritage Land Bank.
1. Assembly Memorandum No. AM 24-2006.

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

Mr. Coffey moved, to approve AO 2006-2,
Ms. Jennings seconded,

To Mr. Coffey, Heritage Land Bank Executive Director Robin Ward responded that they were carefully taking precautions, so the Dowling Extension would not be impacted.

and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

14.K. Resolution No. AR 2006-10, a resolution of the Municipality of Anchorage appropriating \$340,541 of revenues from within the Areawide General Capital Improvement Fund (401) for **facility improvements** at the George M. Sullivan Sports Arena; Office of Economic & Community Development.

1. Assembly Memorandum No. AM 25-2006.

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

Mr. Coffey moved, to approve AR 2006-10,

Ms. Jennings seconded,

To Ms. Jennings, Economic and Community Development Director Mary Jane Michael responded there was a capital reserve fund that was used for major maintenance and repair, except for the roof. This appropriation was for repair of a broken water main. Ms. Michael responded that there were additional proceeds that would go into the reserves.

and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

14.L. Ordinance No. AO 2006-7, an ordinance amending AO 2005-79, regarding construction of a new **Civic and Convention Center facility**, to adjust vacation of right-of-way on F Street and G Street; Legal Department.

1. Assembly Memorandum No. AM 31-2006.

2. Ordinance No. AO 2006-7(S), an ordinance amending AO 2005-79, regarding construction of a new Civic and Convention Center facility, to adjust vacation of right-of-way on F Street and G Street; Legal Department. **(Substitute Version Laid on the Table)**

Chair Fairclough read the ordinance title and stated there was a Substitute Version Laid on the Table that evening. She opened Public Hearing. With no one to testify, she closed Public Hearing and called the Question.

Mr. Coffey moved, to approve AR 2006-7(S),

Mr. Traini seconded,

To Mr. Birch, Municipal Attorney Fred Boness responded this would allow consideration of F and G Streets to continue to be operated as two-way streets, with parking.

To Ms. Jennings, Mr. Boness responded the sidewalks would remain preserved.

To Mr. Tesche, Mr. Boness responded this involved E Street, north of 9th Avenue. A traffic flow study was continuing.

and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

14.M. Resolution No. AR 2006-11, a resolution adopting the **Housing and Community Development 2006 Annual Action Plan** of the Municipality of Anchorage, which constitutes the application to the U. S. Department of Housing and Urban Development (HUD) for the Community Development Block Grant (CDBG), the HOME Investment Partnerships Program (HOME), the American Dream Downpayment Initiative (ADDI) and the Emergency Shelter Grant (ESG). Also this resolution seeks to appropriate a grant from the Alaska Mental Health Trust Authority and the annual entitlement grants from HUD, program income, and recaptured funds in the amount of \$1,945,845 of 2006 CDBG entitlement, \$569,246 of anticipated CDBG program income, \$1,075,967 of 2006 HOME entitlement, \$194,605 of previously unappropriated recaptured HOME funds, and \$175,000 of anticipated recaptured HOME funds, and \$10,373 in previously unappropriated Rental Rehabilitation Program income, \$5,112 in anticipated Rental Rehabilitation Program income, \$51,079 of 2006 ADDI entitlement, and \$83,573 of 2006 ESG Entitlement, and to appropriate said funds to the Federal Categorical Grants Fund (241); and to appropriate \$100,000 in anticipated Alaska Mental Health Trust Authority funds to the State Categorical Grants Fund (231), and to make CDBG Program awards to Catholic Social Services, Alaska Legal Services, Anchorage Literacy Project, and Rural Alaska Community Action Program for CDBG public service projects; Department of Neighborhoods.

1. Assembly Memorandum No. AM 26-2006.

Chair Fairclough stated there were requests from the Administration to postpone this item until February 28, 2006. She read the resolution title and opened Public Hearing. There was no one to testify and she closed Public Hearing.

Mr. Coffey moved, to postpone AR 2006-11 to February 28, 2006,

Mr. Tesche seconded,
and this motion was later substituted.

Chair Fairclough declared a possible conflict of interest with her association with STAR (*Standing Together Against Rape*). Department of Neighborhoods Director Carma Reed responded that STAR, which was normally a grant recipient, was not included in this action plan. Chair Fairclough put the Question, 'did she did have a conflict of interest,' and there was no response.

To Mr. Tesche, Ms. Reed responded there were public service grants being awarded through this action, which were service activities for low-income and postponement would delay the programs.

Chair Fairclough stated that postponement only meant a delay. Ms. Reed summarized the programs that would be affected by the delay. Chair Fairclough stated it was important to get the proposals to the Assembly in a more timely fashion, to allow time for Assemblymembers to review the documents. Ms. Reed concurred.

Mr. Coffey moved, to approve AR 2006-11,
Mr. Tesche seconded,
and this was passed without objection.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer and Jennings.

NAYES: None.

ABSENT: Shamberg and Sullivan, each excused.

(Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.)

15. SPECIAL ORDERS None.

16. UNFINISHED AGENDA None.

17. AUDIENCE PARTICIPATION None.

18. ASSEMBLY COMMENTS None.

Chair Fairclough listed the Assembly Worksession scheduled for January 27, 2006, beginning at 9:00 a.m. Matters to be discussed included sales tax, Mt. Baldy, a proposed lease agreement for the Russian Jack Golf Course, parking enforcement, Anchorage School District (ASD) bonds, ASD debt and lease affordability, South Anchorage park land exchange, Municipal bond propositions and sales tax initiatives.

Mr. Traini requested the ASD supply the last ten years of student population demographics. To Chair Fairclough, Municipal Clerk, Barbara Gruenstein responded that she would request that information from the ASD.

19. EXECUTIVE SESSIONS None.

20. ADJOURNMENT

Chair Fairclough called for a motion to adjourn the meeting.

Mr. Traini moved, to adjourn the Regular Assembly Meeting,
Mr. Tesche seconded,
and this motion was passed.

AYES: Tesche, Ossiander, Fairclough, Coffey, Birch, Stout, Bauer, Traini and Jennings.

NAYES: Shamberg and Sullivan, each excused.

The Regular Assembly Meeting was adjourned at 10:45 p.m.

ANNA FAIRCLOUGH, Assembly Chair

ATTEST:

BARBARA GRUENSTEIN, Municipal Clerk
Date Minutes Approved: _____, 2006.
MC/BG

(Copies of Approved Meeting Minutes are available from the Municipal Clerk's Office, 632 West 6th Avenue, Suite 250, Anchorage, Alaska, (907)343-4505, or on the Municipal Web Site, www.muni.org ~Assembly~Minutes~year~month~day)

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