

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of September 25, 2007

18
19
20
21
22

1. CALL TO ORDER

The Assembly Meeting was convened by Chair Coffey at 5:00 p.m. in 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, Dick Traini, Dan Sullivan, William Starr, Dan Coffey, Debbie Ossiander, Jennifer Johnston, Chris Birch, Paul Bauer, Sheila Selkregg and Matt Claman.

ABSENT: None.

26
27
28

3. PLEDGE OF ALLEGIANCE Assemblymember Johnston led the pledge.

Following the Pledge of Allegiance, Chair Coffey requested all present to remain standing, for a moment of silence, reflecting on the loss of Municipal Engineer Howard Holtan, who had been killed in an airplane crash on Saturday.

31
32
33
34

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – August [15] 14, 2007.

Ms. Ossiander moved, to approve the Regular Meeting Minutes of
Mr. Traini seconded, August 14, 2007,
and this was approved without objection,
with Mr. Starr abstaining due to his excused absence on that date.

39
40
41

5. MAYOR'S REPORT

Mayor Begich reported on the Arts and Economic Prosperity Report, reflecting on the impacts of the arts and culture to Anchorage. He reported that AWWU, now known as the AWWU Authority, had submitted its first Annual Report, which included a financial accounting and reflected utility operations as a business. Mayor Begich gave updates on the Dena'ina Civic Center construction and the Property Tax Relief Task Force. He thanked Chair Coffey for the moment of silence for Howard Holtan, whose death was a tragic loss for the city and community and who would be sorely missed.

48
49
50

6. ASSEMBLY CHAIR'S REPORT

Chair Coffey reported that the worksession on October 5th included a report from the Real Property Tax Relief Task Force and discussions on emissions standards and the budget. He announced that he had assigned Mr. Traini to work with the Anchorage School District Committee, excusing Ms. Ossiander, to allow her to finish her work with the Assembly leadership committee and the Title 21 Committee.

55
56
57

7. COMMITTEE REPORTS

Mr. Claman reported the Public Safety Committee met September 18th to hear reports from the Fire and Police Departments on the Fire Stoppers Program, which helped identify at-risk youth with tendencies for starting fires and directed them in ways that would keep them out of trouble in the future. The Committee would meet on November 14th to discuss the proposed immigration ordinance. Because of the high interest, he had reserved Assembly Chambers for that meeting, to accommodate the public.

Ms. Johnston reported the School District Committee met on September 19th to discuss the budget and the school site selection process.

Ms. Ossiander reported the Title 21 Committee continued to meet every Thursday morning from 9:30 a.m. to 11:30 a.m., at the Planning Department Conference Room. The Committee had completed their review of Chapter 4 and would begin [~~Chapters 3, 7, 14 and~~] "Chapter" 5 "at the next meeting", dealing with allowed uses in "each" zoning district[s] "and a brand new approach to zoning." [~~More information, including the meeting schedule, could be accessed on the Municipal website, by linking to the Planning Department and Title 21. Public Hearings were scheduled through the first week in October.~~] "All Title 21 information was available on the municipal website, linking to the Planning Department and Title 21, which also included all meeting dates, times and locations. The Committee would begin review on Chapters 3, 7 and 14, when finish going through these current chapters." Dr. Selkregg responded that a document would be developed, to examine and compare the current land use designations and the proposed changes.

1 To Mr. Starr, Mayor Begich responded the budget would be ready for review at 9:00 a.m. on Tuesday, October 2nd.
2 Mr. Starr stated the Committee had requested an open exchange with the Administration. Mayor Begich responded
3 that his Administration was preparing answers to all their questions.
4

5 Mr. Sullivan reported that the Noise Ordinance ad hoc committee that he co-chaired with Mr. Claman would meet on
6 September 28th at 2:00 p.m. at the Assembly Conference Room. That meeting would be followed by an Elections
7 Committee Meeting at 3:00 p.m.
8

9 Chair Coffey reported that the large group of people in attendance that evening supported the pools.
10

11 To Mr. Traini, Mayor Begich responded that the hours of operation of the Bartlett and Service High School pools were
12 funded in the upcoming budget. The outstanding issue concerned the needed repairs to the Service pool. Pool
13 maintenance had never been prioritized and was not currently funded. One-half of the entire maintenance budget for
14 all city facilities was needed to repair the Service pool and would be addressed in the 2008 budget. Also being
15 addressed would be facility utilization and involving the private sector as other sports had successfully done. Mr.
16 Traini stated that Representative Kevin Meyer indicated that he would pursue state assistance with the issue. Mayor
17 Begich responded that much of the state funding for Anchorage's needs had been vetoed by Governor Palin. Parks
18 and Recreation Manager Shawna Popovici responded that pool operations had exceeded the current budget and
19 pools were only open to the Anchorage School District (ASD), and not to the public. She would complete
20 recommendations for the fall pool schedule by November 5th and would address public open swim or lap swims.
21

22 To Mr. Tesche, Mayor Begich responded that by keeping the 2008-2009 Budget current with the 2007 budget levels, it
23 would be difficult to provide quality Parks and Recreation services, including pool operations.
24

25 Ms. Johnston stated that AR 2007-204 was a Budget and Finance Committee Resolution, which had been approved
26 by the Assembly. She stated that the community, in conjunction with the Aquatic Committee and Parks and
27 Recreation Commission were the resources that would resolve the pool matter and she encouraged the public to work
28 with the Aquatic Advisory Commission.
29

30 To Mr. Starr, Mayor Begich responded that it would be difficult to continue current pool operations if funding was not
31 secured. Mr. Starr stated it was important to address the process and find a solution with the Administration, the
32 Aquatics Commission and the general public. He proposed to address how pools would be affected by the operating
33 and capital budgets. Mayor Begich responded the Administration would be advocating for bonds and private and state
34 dollars. Involving the community made sports operations more efficient.
35

36 Dr. Selkregg stated that if the Legislature was involved the Assembly should address the issue with local legislators.
37 Swimming was important for Alaskan children and she encouraged the ASD to become involved.
38

39 Mr. Birch stated that the Service pool was very important to the community and keeping it operational was a function of
40 priorities. The cost of extending pool hours involved a lifeguard at \$33.00 per hour and he supported opening Service
41 and Bartlett pools to the public immediately and he requested a response from the Administration. Mayor Begich
42 responded that the matter would be addressed through the budget process and he looked forward to the community
43 participating and contributing to make pools survive.
44

45 Mr. Claman stated that the response from Mayor Begich sent a clear message that success of pools would come from
46 the public, with non-profit groups managing pools. He urged the community to stay involved.
47

48 Chair Coffey stated the Parks and Recreation Commission would make a recommendation on pools that would be
49 reviewed by the Assembly. The Little Leaguers that had raised \$60,000 to pay for repairs, maintenance and
50 operations of their ballfields for the season. People who used sports facilities needed to take responsibility "to some
51 degree."
52

53 8. ADDENDUM TO AGENDA

54
55 Chair Coffey called for a motion and read the Addendum items. He called for additional items and AM 548-2007(A),
56 AM 588-2007, AO 2007-131, AR 2007-217, AIM 90-2007, AIM 91-2007, AIM 92-2007 and AO 2007-124(S) were
57 added and assigned Agenda Numbers 9.D.3.a, 9.D.30, 9.F.13, 9.F.14, 14.E.1, 14.F.1, 14.G.1 and 14.K.1, respectively.
58 With no additional Addendum items, he called for a vote to incorporate the Addendum items into the Consent Agenda.
59

60 Ms. Ossiander moved, to approve the inclusion of the Addendum items
61 Mr. Claman seconded, into the Consent Agenda,
62 and this motion was passed.
63

64 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
65 NAYES: None.
66

67 Chair Coffey called the Question on the Consent Agenda.
68

69 Ms. Ossiander moved, to approve the Consent Agenda,
70 Mr. Starr seconded,
71

72 Chair Coffey called for Assemblymembers to request items be pulled and moved to the Regular Agenda for
73 discussion.
74

75 9. CONSENT AGENDA

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

- 1 9.A.1. Resolution No. AR 2007-215, a resolution of the Anchorage Municipal Assembly and Mayor Begich
2 recognizing and honoring **Jon R. Spring** for over 25 years of service to the Municipality of Anchorage.
3 **(Addendum)**
4

5 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.A.1)
6

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

- 8 9.B.1. Resolution No. AR 2007-207, a resolution of the Municipality of Anchorage appropriating \$38,500 as a
9 grant from the State of Alaska, Department of Commerce, Community and economic Development to
10 the State Categorical Grant Fund (231) for continuing implementation of the **Anchorage Coastal**
11 **Management Program**; Planning Department.
12 a. Assembly Memorandum No. AM 551-2007.
13 9.B.2. Resolution No. AR 2007-209, a resolution of the Municipality of Anchorage appropriating \$97,000 of
14 anticipated unearned revenues to the Areawide Fund (101) 2007 Finance Department General
15 Government Operating Budget to pay costs related to: (1) a newly established **wage garnishment**
16 **program** for collecting delinquent criminal fines and (2) projected increases in collection agency
17 commissions tied to greater collections of delinquent criminal and civil fines and fees; Finance
18 Department.
19 a. Assembly Memorandum No. AM 566-2007.
20 9.B.3. Resolution No. AR 2007-216, a resolution of the Anchorage Municipal Assembly honoring
21 **Ruth Moulton, Shirley Brundage, and Avis Cupples** as leaders in the creation of Town Square
22 Park. **(Addendum)**
23 a. Assembly Memorandum No. AM 581-2007.
24

25 Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (See item 10.B.3)
26

27 **9.C. BID AWARDS** There were none.

28 **9.D. NEW BUSINESS**

- 29 9.D.1. Assembly Memorandum No. AM 542-2007, **Kodiak Bar & Grill #4568** – Restaurant Designation
30 Permit for a Beverage Dispensary License (Downtown Community Council); Clerk's Office.
31

32
33 *(Clerk's Note: By Assembly action, following completion of Agenda item 10.D.10, item 9.D.1, AM 542-2007, which had*
34 *been approved on the Consent Agenda, was reconsidered. See Agenda item 10.D.10 for related details.)*
35

36 Mr. Claman moved, to approve AM 542-2007,
37 Mr. Sullivan seconded,

38
39 Mr. Sullivan requested that a clerical correction be made on Page 1.
40

41 Mr. Sullivan moved, to amend AM 542-2007 on Page 1, Line 28, *by changing* to
42 Ms. Ossiander seconded, read: The ~~Bradley house~~ "**Kodiak Bar and Grill**" requests to
43 and this was approved without objection. be established as;;
44

45 and the main motion, as amended, was approved without objection.
46

47 *(Clerk's Note: Chair Coffey returned the body to Agenda item 10.D.11)*
48

- 49 9.D.2. Assembly Memorandum No. AM 547-2007, **WineStyles** – New Package Store Liquor License
50 (Bayshore/Klatt Community Council); Clerk's Office.
51 9.D.3. Assembly Memorandum No. AM 548-2007, **Don Jose's Mexican Restaurant** – Transfer of
52 Ownership/Location and Restaurant Designation Permit for a Beverage Dispensary Liquor License
53 (Northeast Community Council); Clerk's Office.
54 a. Assembly Memorandum No. AM 548-2007(A), Don Jose's Mexican Restaurant #4736 –
55 Transfer of Ownership/Location and Restaurant Designation Permit for a Restaurant/Eating
56 Place Liquor License (Northeast Community Council); Clerk's Office. **(Laid on the Table)**
57

58 Ms. Ossiander moved, to introduce AM 548-2007(A),
59 Mr. Starr seconded,
60 Mr. Sullivan was the concurring third.
61

- 62 9.D.4. Assembly Memorandum No. AM 549-2007, **China Lights Oriental Cuisine** – New Restaurant/Eating
63 Place Liquor License and Restaurant Designation Permit (Taku/Campbell Community Council); Clerk's
64 Office.
65 9.D.5. Assembly Memorandum No. AM 550-2007, **Thai Cuisine 2 Restaurant** – Transfer of Ownership and
66 Restaurant Designation Permit for a Restaurant/Eating Place Liquor License (Midtown Community
67 Council); Clerk's Office.
68 9.D.6. Assembly Memorandum No. AM 558-2007, Change Order No. 1 to Purchase Order No. 240931 for
69 providing leased space for the **Muldoon Police Substation** from Noodlum Equities, Limited
70 Partnership for the Municipality of Anchorage, Anchorage Police Department (Real Estate Services)
71 (\$27,000); Purchasing.
72

73 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.6)
74

- 75 9.D.7. Assembly Memorandum No. AM 574-2007, Amendment No. 3 to Lease Agreement with Hickel
76 Investment Company for **leased space at the Valley River Center** for the Municipality of Anchorage,
77 Real Estate Services (\$52,790.40); Purchasing.

- 1 9.D.8. Assembly Memorandum No. AM 554-2007, proprietary purchase of computer software maintenance
2 support from **Environmental Systems Research Institute, Inc. (ESRI)** for the Municipality of
3 Anchorage, Information Technology Department (\$92,405.05); Purchasing.
4 9.D.9. Assembly Memorandum No. AM 559-2007, Change Order No. 2 to Purchase Order 270218 with
5 **Applied Microsystems Inc. (AMI)** to provide web-based hosting and application development and
6 support services for the Municipality of Anchorage, Information Technology (\$31,928.50); Purchasing.
7

8 Mr. Claman requested this item be pulled for review on the Regular Agenda. (See item 10.D.9)

- 9
10 9.D.10. Assembly Memorandum No. AM 555-2007, Amendment No. 1 to Professional Services Contract with
11 PTS, Inc. for **W. 100th Avenue Reconstruction/Upgrade**, Pointe Resolution Drive to Victor Road,
12 Project No. 05-20 (\$457,000); Project Management & Engineering.
13

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

- 15
16 9.D.11. Assembly Memorandum No. AM 556-2007, Amendment No. 1 to professional services contract with
17 DOWL Engineers, **Tudor Road/Lake Otis Parkway Intersection Improvements**, Project No. 04-35
18 (\$390,200); Project Management & Engineering.
19

20 Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (See item 10.D.11)

- 21
22 9.D.12. Assembly Memorandum No. AM 557-2007, Amendment No. 3 to the professional services contract
23 with Lounsbury and Associates, Inc., for **Mountain View Drive Reconstruction and Landscaping**
24 **Improvements**, Project No. 03-17 (\$350,000); Project Management & Engineering.
25

26 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.12)

- 27
28 9.D.13. Assembly Memorandum No. AM 560-2007, payment of **emission fees** to the State of Alaska,
29 Department of Environmental Conservation (ADEC) for the Municipality of Anchorage, Municipal Light
30 & Power (\$84,778); Purchasing.
31 9.D.14. Assembly Memorandum No. AM 561-2007, Change Order No. 1 to Purchase Order No. 274072 with
32 Clean Harbors Environmental Services Inc. for **PCB waste disposal** for the Municipality of
33 Anchorage, Municipal Light & Power Utility (\$35,000); Purchasing.
34 9.D.15. Assembly Memorandum No. AM 562-2007, recommendation of award to **MAKERS, Architectural**
35 **and Urban Design** to provide professional services in developing a Park Asset Management Plan,
36 Park Design Guidelines and Standards Manual, Green Infrastructure Plan, and various park
37 improvements for the Municipality of Anchorage, Parks & Recreation Department (RFP 27-P028)
38 (\$800,000); Purchasing.
39

40 Mr. Traini requested this item be pulled for review on the Regular Agenda. (See item 10.D.15)

- 41
42 9.D.16. Assembly Memorandum No. AM 544-2007, **Planning and Zoning Commission** reappointments
43 (Lamar Cotten, Toni Jones, Jim Palmer); Mayor's Office.
44

45 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.16)

- 46
47 9.D.17. Assembly Memorandum No. AM 563-2007, **Board of Adjustment** appointment (Michael Jensen);
48 Mayor's Office.
49

50 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.17)

- 51
52 9.D.18. Assembly Memorandum No. AM 564-2007, **Community Development Authority Board of Directors**
53 appointments (Mary Jane Michael, Dana Pruhs); Mayor's Office.
54

55 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.18)

- 56
57 9.D.19. Assembly Memorandum No. AM 545-2007, **Sequoia Estates Limited Road Service Area Board of**
58 **Supervisors** appointment (Charles Gunther); Mayor's Office.
59 9.D.20. Assembly Memorandum No. AM 546-2007, **South Goldenview Rural Road Service Area Board of**
60 **Supervisors** appointment (Nancy Bataille); Mayor's Office.
61 9.D.21. Assembly Memorandum No. AM 565-2007, **Budget Advisory Commission** appointments (Jason
62 Bergerson, Heather Ireland); Mayor's Office.
63 9.D.22. Assembly Memorandum No. AM 577-2007, proprietary 20-year lease award to the Department of the
64 Interior, Bureau of Land Management (BLM) providing **land lease on the Campbell Tract Facility**
65 (CTF) for the new and continued operation of the 68th Pressure Relief Valve Station maintained by the
66 Municipality of Anchorage; Anchorage Water & Wastewater Utility (AWWU) (\$5,295). (**Addendum**)
67 9.D.23. Assembly Memorandum No. AM 578-2007, **Platting Board** appointments (Mike Kreger, Carol Stolpe);
68 Mayor's Office. (**Addendum**)
69

70 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.23)

- 71
72 9.D.24. Assembly Memorandum No. AM 579-2007, **Zoning Board of Examiners and Appeals** appointments
73 (Kenneth Burkhart, Joanna Croft, William Earnhart); Mayor's Office. (**Addendum**)
74

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

- 76
77 9.D.25. Assembly Memorandum No. AM 580-2007, **AWWU Authority Board of Directors** appointments (Jeff
78 Sinz, Sharon Weddleton, Calvin West); Mayor's Office. (**Addendum**)

1
2 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.D.25)

3
4 9.D.26. Assembly Memorandum No. AM 582-2007, authorization of a sole source proprietary lease agreement
5 between the Municipality of Anchorage (MOA) and Providence Health System-Washington, dba
6 **Providence Alaska Medical Center (PAMC)**, a Washington Non-Profit Corporation; Real Estate
7 Services. (**Addendum**)

8 9.D.27. Assembly Memorandum No. AM 583-2007, sole source agreement with **Navigant Consulting, Inc.** to
9 provide consulting services for the evaluation of alternative approaches to the merger of Chugach
10 Electric Association (CEA) and Municipal Light and Power (ML&P) for the Municipality of Anchorage,
11 ML&P (\$400,000); Purchasing. (**Addendum**)

12
13 Mr. Birch requested this item be pulled for review on the Regular Agenda. (See item 10.D.27)

14
15 9.D.28. Assembly Memorandum No. AM 584-2007, Change Order No. 1 to Purchase Order 274129 with
16 **Frederick H. Boness** to provide project management services for the Municipality of Anchorage,
17 Chief Fiscal Officer and Municipal Light & Power (\$20,000); Purchasing. (**Addendum**)

18 9.D.29. Assembly Memorandum No. AM 585-2007, request for utility relocation reimbursement with State of
19 Alaska, Department of Transportation & Public Facilities (DOT&PF) for **Bragaw Street Storm Drain**
20 **Crossing at Glenn Highway Project** for the Municipality of Anchorage, Project Management and
21 Engineering Department (\$192,500); Purchasing. (**Addendum**)

22 9.D.30. Assembly Memorandum No. AM 588-2007, Chugiak, Birchwood, Eagle River **Rural Road Service**
23 **Area Board of Supervisors** appointments (Arlene Voehl, Thomas Freeman, Michael Meliello);
24 Mayor's Office. (**Laid on the Table**)

25
26 Ms. Ossiander moved, to introduce AM 588-2007,
27 Mr. Starr seconded,
28 Mr. Sullivan was the concurring third.

29
30 Mr. Starr requested this item be pulled for review on the Regular Agenda. (See item 10.D.30)

31
32 **9.E. INFORMATION AND REPORTS**

33 9.E.1. Information Memorandum No. AIM 83-2007, **2007 Second Quarter Summary Report of AWWU**
34 **Awards**.

35 9.E.2. Information Memorandum No. AIM 84-2007, **AWWU Regulatory Report for 3rd Quarter 2007**.

36 9.E.3. Information Memorandum No. AIM 85-2007, Notice of Utility Relocation Reimbursement Agreement
37 with State of Alaska, Department of Transportation & Public Facilities (DOT&PF) for **Bragaw Street**
38 **Storm Drain Crossing at Glenn Highway Project** for the Municipality of Anchorage, Project
39 Management and Engineering Department (\$192,500); Purchasing.

40
41 (Clerk's Note: Ms. Ossiander had requested that AIM 85-2007 be pulled for review on the Regular Agenda, but this
42 item was not addressed or accepted because Laid on the Table item 9.D.29, AM 585-2007, which contained the
43 needed corrections, was approved on the Consent Agenda.)

44
45 9.E.4. Information Memorandum No. AIM 86-2007, **contracts awarded between \$50,000 and \$500,000**
46 **through formal competitive processes** for the month of August 2007; Purchasing.

47 9.E.5. Information Memorandum No. AIM 87-2007, **Sole Source Procurement Report** for the month of
48 August 2007; Purchasing.

49 9.E.6. Information Memorandum No. AIM 88-2007, Internal Audit Report 2007-10 – **Contract Compliance,**
50 **NovaPro Risk Solutions, LP**; Risk Management Department.

51
52 Mr. Claman requested this item be pulled for review on the Regular Agenda. (See item 10.E.6)

53
54 **9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

55 9.F.1. Ordinance No. AO 2007-126, an ordinance authorizing disposal of **Heritage Land Bank Parcel 2-144**,
56 located on Potter Valley Road, by competitive bid sale to the highest qualifying bidder; Heritage Land
57 Bank. (*Public Hearing 10-09-07*)

58 a. Assembly Memorandum No. AM 553-2007.

59 9.F.2. Ordinance No. AO 2007-127, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
60 providing for the borrowing from the State of Alaska Drinking Water Fund of an aggregate amount not
61 to exceed \$36,313,400 for the purpose of financing a portion of the costs of various **AWWU 2007**
62 **Capital Improvement Budget (CIB) Water Improvements Projects** and providing for related
63 matters; Anchorage Water and Wastewater Utility. (*Public Hearing 10-09-07*)

64 a. Assembly Memorandum No. AM 567-2007.

65 9.F.3. Ordinance No. AO 2007-128, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
66 providing for the borrowing from the State of Alaska Clean Water Fund of an aggregate amount not to
67 exceed \$26,112,806 for the purpose of financing a portion of the costs of various **AWWU 2007 Capital**
68 **Improvement Budget (CIB) Sewer Improvement Projects** and providing for related matters;
69 Anchorage Water and Wastewater Utility. (*Public Hearing 10-09-07*)

70 a. Assembly Memorandum No. AM 568-2007.

71 9.F.4. Ordinance No. AO 2007-129, an ordinance amending Anchorage Municipal Code Section 4.60.090,
72 Parks and Recreation Commission, and AMC 4.60.190, Public Facilities Advisory Commission, and
73 AMC 21.15.133, Approval of Street Name Alterations, to make corrections in **conformity with**
74 **adoption of Anchorage Municipal Code changes on naming public places**; Assemblymember
75 Bauer. (*Public Hearing 10-09-07*)

76 9.F.5. Assembly Memorandum No. AM 569-2007, **Employee Relations Board** reappointment (Michael
77 Reeves); Mayor's Office. (*Public Hearing 10-09-07*)

- 1 9.F.6. Resolution No. AR 2007-208, a resolution of the Municipality of Anchorage appropriating \$200,000
2 from the Girdwood Valley Service Area Fund (106), Anchorage Parks and Recreation Department
3 2007 Operating Budget, as a contribution to the Girdwood Valley Service Area Capital Improvement
4 Project Fund (406) for the **Girdwood Community Center and Library Project**; Office of Economic &
5 Community Development. (*Public Hearing 10-09-07*)
6 a. Assembly Memorandum No. AM 552-2007.
- 7 9.F.7. Resolution No. AR 2007-210, a resolution of the Municipality of Anchorage appropriating \$148,000 as
8 a grant from the Rasmuson Foundation to the Areawide General CIP Fund (401), Office of Economic
9 and Community Development, for the **Girdwood Community Center and Library Project**. (*Public*
10 *Hearing 10-09-07*)
11 a. Assembly Memorandum No. AM 570-2007.
- 12 9.F.8. Resolution No. AR 2007-211, a resolution of the Municipality of Anchorage appropriating \$496,000
13 from the United States Department of Housing and Urban Development to the Anchorage Parks and
14 Recreation Service Area Capital Improvement Fund (461) for the purpose of funding the construction
15 of an **irrigation system** for the Kincaid Outdoor Center's Multi-Use Fields; Anchorage Parks &
16 Recreation Department. (*Public Hearing 10-09-07*)
17 a. Assembly Memorandum No. AM 571-2007.
- 18 9.F.9. Resolution No. AR 2007-212, a resolution of the Municipality of Anchorage appropriating \$957,136
19 from the Alaska Department of Health and Social Services as a grant to the State Categorical Grants
20 Fund (231), Department of Health and Human Services to fund **Community Health Nursing**
21 **Services**. (*Public Hearing 10-09-07*)
22 a. Assembly Memorandum No. AM 572-2007.
- 23 9.F.10. Resolution No. AR 2007-213, a resolution of the Municipality of Anchorage appropriating \$621,455 as
24 a grant from the U.S. Department of Health and Human Services to the Federal Categorical Grants
25 Fund (241), Department of Health and Human Services to fund **Family Planning Services**. (*Public*
26 *Hearing 10-09-07*)
27 a. Assembly Memorandum No. AM 573-2007.
- 28 9.F.11. Resolution No. AR 2007-214, a resolution of the Municipality of Anchorage appropriating \$545,000 to
29 the State Categorical Grants Fund (231), Department of Public Transportation a federal health and
30 human services grant award through the State of Alaska, the Department of Health and Social
31 Services to assist in the funding of **coordinated transportation services** for senior citizens within the
32 Municipality of Anchorage; Public Transportation Department. (*Public Hearing 10-09-07*)
33 a. Assembly Memorandum No. AM 575-2007.
- 34 9.F.12. Ordinance No. AO 2007-130, an ordinance approving acquisition of real property described as **Lot**
35 **35A, Lintner Subdivision**, in an amount not to exceed \$352,000 with previously appropriated
36 Anchorage Fire Service Area Capital Improvement Fund (431) 2006 General Obligation Bond
37 Proceeds, in the amount of \$254,320 and with an appropriation of \$97,680 in Short-Term Interest
38 Earnings from the Anchorage Fire Service Area Capital Improvement Fund (431) to the Anchorage
39 Fire Department, Anchorage Fire Service Area Capital Improvement Fund (431); Heritage Land Bank.
40 (*Public Hearing 10-23-07*) (**Addendum**)
41 a. Assembly Memorandum No. AM 586-2007.

42
43 On behalf of the Administration, Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See
44 *item 10.F.12*)

- 45
46 9.F.13. Ordinance No. AO 2007-131, an ordinance of the Anchorage Municipal Assembly adopting Anchorage
47 Municipal Code Section 21.08.060, **Subdivision Agreements**, effective retroactive to June 12, 2007,
48 the day of Assembly approval of AO 2007-82; Assembly Vice Chair Ossiander. (*Public Hearing 10-23-*
49 *07*) (**Laid on the Table**)

50
51 Ms. Ossiander moved, *to introduce* AO 2007-131, with Public
52 Mr. Starr seconded, Hearing set for October 23, 2007,
53 Mr. Sullivan was the concurring third.

- 54
55 9.F.14. Resolution No. AR 2007-217, a resolution ratifying a five year and four month collective bargaining
56 agreement between the Municipality of Anchorage and the **International Brotherhood of Teamsters,**
57 **Local 959**, Employee Relations Department. (*Public Hearing [10-9-07] 10-23-07*) (**Laid on the Table**)
58 a. Assembly Memorandum No. AM 587-2007.

59
60 Ms. Ossiander moved, *to introduce* AO 2007-217 to the Addendum with
61 Mr. Starr seconded, Public Hearing set for October [9] **23**, 2007,
62 Mr. Sullivan was the concurring third.

63
64 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.F.14*)

65
66 (*Clerk's Note: This was later amended, by changing the Public Hearing date. Refer to 10.F.14 for related details.*)

67
68 **END OF CONSENT AGENDA**

69
70 Chair Coffey called the Question on the remainder of the Consent Agenda.

71
72 and this motion, as amended, was passed.

73
74 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

75 NAYES: None.

76 (*Clerk's Note: Mr. Coffey abstained from participation with item 10.D.6, AM 558-2007, due to a conflict of interest.*)

77
78 The amended Consent Agenda was approved and Chair Coffey led the body 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 2007-215, a resolution of the Anchorage Municipal Assembly and Mayor Begich recognizing and honoring **Jon R. Spring** for over 25 years of service to the Municipality of Anchorage. **(Addendum)**

Ms. Ossiander moved, to approve AR 2007-215,
Mr. Sullivan seconded,
and this passed without objection.

Ms. Ossiander read and Dr. Selkregg presented the resolution to Jon R. Spring, honoring him for over 25 years of service to the Municipality of Anchorage. Mr. Spring thanked the Assembly and stated that he had had a wonderful career with the city, working with professional planners and staff on important plans for the city, including the Anchorage 2020 (*Comprehensive*) Plan, which won a national award and was a fine blueprint for Anchorage growth for the next twenty years. He was proud of his work on the Anchorage Transportation Plan, working with the Assembly and the Administration. Mr. Spring stated that the Assembly, with the public contact, had contributed to making better plans in every instance. Mr. Sullivan, Dr. Selkregg, Chair Coffey and Mayor Begich thanked him for his service.

10.B. RESOLUTIONS FOR ACTION - OTHER

10.B.3. Resolution No. AR 2007-216, a resolution of the Anchorage Municipal Assembly honoring **Ruth Moulton, Shirley Brundage, and Avis Cupples** as leaders in the creation of Town Square Park. **(Addendum)**

a. Assembly Memorandum No. AM 581-2007.

Mr. Sullivan moved, to approve AR 2007-216,
Ms. Ossiander seconded,

Mr. Sullivan moved, to take up AR 2007-216, following Assembly action
Ms. Ossiander seconded, of 13.A, AO 2007-95(S),
and this was approved without objection.

To Mr. Tesche, Mr. Claman responded that he was comfortable addressing the matter immediately following Assembly action on the naming ordinances. Mr. Tesche stated that he would support putting this issue to rest.

10.C. BID AWARDS There were none.

10.D. NEW BUSINESS

10.D.6. Assembly Memorandum No. AM 558-2007, Change Order No. 1 to Purchase Order No. 240931 for providing leased space for the **Muldoon Police Substation** from Noodlum Equities, Limited Partnership for the Municipality of Anchorage, Anchorage Police Department (Real Estate Services) (\$27,000); Purchasing.

Chair Coffey declared a possible conflict of interest on this item because the Muldoon Police Station leased space from a building of which he was a 30% owner. Acting Chair Ossiander ruled that Mr. Coffey did have a conflict of interest and ordered that he not participate in the matter. She called the Question.

Mr. Traini moved, to approve AM 558-2007,
Mr. Claman seconded,
and this was approved, 10-0.

AYES: Tesche, Traini, Sullivan, Starr, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

NAYES: None.

ABSTAIN: Coffey, with a conflict of interest.

(Clerk's Note: Mr. Coffey resumed as Assembly Chair and Changed the Order of the Day to take up Appearance Requests, Agenda item 12, a time-sensitive item, and then returned the body to continue with Agenda item 10.D.9)

10.D.9. Assembly Memorandum No. AM 559-2007, Change Order No. 2 to Purchase Order 270218 with **Applied Microsystems Inc. (AMI)** to provide web-based hosting and application development and support services for the Municipality of Anchorage, Information Technology (\$31,928.50); Purchasing.

Mr. Claman moved, to approve AM 559-2007,
Ms. Ossiander seconded,

Mr. Claman stated this was doubling the price of a contract in less than one year. Improved planning was needed so this would not continue to happen. He stated that while he would support this increase, if increased contract pricing continued to happen he would not support the increases in the future.

and this was approved without objection, 11-0.

10.D.10. Assembly Memorandum No. AM 555-2007, Amendment No. 1 to Professional Services Contract with PTS, Inc. for **W. 100th Avenue Reconstruction/Upgrade**, Pointe Resolution Drive to Victor Road, Project No. 05-20 (\$457,000); Project Management & Engineering.

Mr. Claman moved, to approve AM 555-2007,

1 Mr. Sullivan seconded,
2

3 Mr. Claman stated that this contract increase involved the same concern as he had addressed in AM 559-2007.
4

5 and this was approved without objection, 11-0.
6

7 Mr. Sullivan moved, *for immediate reconsideration of AM 542-2007, 9.D.1,*
8 Ms. Ossiander seconded,
9 and this was approved without objection.

10
11 *(Clerk's Note: Chair Coffey led the body to take up 9.D.1. Following that Assembly action, Chair Coffey led the body*
12 *to return and continue with Agenda item 10.D.11.)*

13
14 10.D.11. Assembly Memorandum No. AM 556-2007, Amendment No. 1 to professional services contract with
15 DOWL Engineers, **Tudor Road/Lake Otis Parkway Intersection Improvements**, Project No. 04-35
16 (\$390,200); Project Management & Engineering.

17
18 Mr. Sullivan moved, to approve AM 556-2007,
19 Ms. Ossiander seconded,
20

21 To Mr. Sullivan, Mayor Begich responded with updates on the intersection improvements. This would allow design
22 completion and right-of-way acquisition and the project would be ready for bid in early spring of 2008, with construction
23 completed by October. Mayor Begich responded the acquisition involved a property with ten years of taxes owed,
24 multiple property liens and hazardous waste. Multiple departments had worked unsuccessfully over the years with the
25 property owner, who remained uncooperative, and the time allowed by law for the owner to respond had been
26 exceeded. The Municipality held the deed and was liable for this property.
27

28 To Mr. Bauer, Mayor Begich responded that the design involved improved turn lanes, pedestrian safety, utility
29 undergrounding and through lanes.
30

31 Mr. Traini questioned if the city had applied for federal allocated dollars for analysis and cleanup of the chemicals from
32 the Peacock Drycleaners. Mayor Begich responded the city was pursuing the process, which was required by law.
33

34 To Chair Coffey, Acting Municipal Engineer Steven Shrader responded this project would take the engineering support
35 through the construction phase services. On a project of this magnitude it was not unusual to have unanticipated
36 additional costs for completion.
37

38 To Mr. Claman, Mayor Begich responded that document language indicated there would be additional bid documents
39 and assistance needed through construction completion. Acting Municipal Engineer Steve Schrader concurred.
40

41 and this was passed, 10-1.
42

43 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Selkregg and Claman.
44 NAYES: Bauer.
45

46 10.D.12. Assembly Memorandum No. AM 557-2007, Amendment No. 3 to the professional services contract
47 with Lounsbury and Associates, Inc., for **Mountain View Drive Reconstruction and Landscaping**
48 **Improvements**, Project No. 03-17 (\$350,000); Project Management & Engineering.
49

50 Ms. Ossiander moved, to approve AM 557-2007,
51 Mr. Sullivan seconded,
52

53 To Ms. Ossiander, Mayor Begich responded the appropriation was for the final design completion for the Mountain
54 View project. The other phases of the Mountain View project were under construction and this was the last phase, to
55 be designed and completed after the new Clark Middle School was approved for reconstruction and the Bragaw
56 extension was underway. Ms. Ossiander requested a total construction cost of the entire road project. Mayor Begich
57 concurred.
58

59 and this was approved without objection, 11-0.
60

61 10.D.15. Assembly Memorandum No. AM 562-2007, recommendation of award to **MAKERS, Architectural**
62 **and Urban Design** to provide professional services in developing a Park Asset Management Plan,
63 Park Design Guidelines and Standards Manual, Green Infrastructure Plan, and various park
64 improvements for the Municipality of Anchorage, Parks & Recreation Department (RFP 27-P028)
65 (\$800,000); Purchasing. *(Postponed to 11-6-07)*
66

67 Mr. Traini moved, to postpone AM 562-2007 to November 20, 2007,
68 Mr. Claman seconded,
69 and this was later substituted.
70

71 Mr. Traini requested a worksession with Parks and Recreation Director Jeff Dillon, before the contract was let, to
72 discuss using some of this appropriation for the costs of repairing and resuming pool operations.
73

74 Chair Coffey stated the November 20th Assembly Meeting been cancelled. Mayor Begich responded that the Parks
75 and Recreation staff and commission would be available to give a presentation in the next two weeks.
76

77 Ms. Ossiander requested a Bond Counsel analysis on the appropriateness of spending bond funds for this study.
78

1 Ms. Johnston proposed to postpone to November 6th. Chair Coffey stated that a worksession would be scheduled.

2
3 Mr. Claman moved, *to postpone* AM 562-2007 to November [20] **6**, 2007,
4 Mr. Traini seconded, *with a worksession on November 2nd,*

5
6 To Chair Coffey, Parks and Recreation Commission Chair Jeff Clarke responded that Assembly review was needed on
7 the design and engineering services that supported the capital projects, but a worksession scheduled in late November
8 would potentially risk missing the 2008 construction season. Mayor Begich responded the design and engineering
9 was about \$450,000, which needed to be done before winter, when it would become difficult to analyze ground
10 conditions.

11
12 Chair Coffey stated the Assembly had adopted the Park Plan a year and a half ago and needed to understand why the
13 \$800,000 was to pay an out-of-state contractor to complete the design assessment, instead of the Parks and
14 Recreation staff. Mayor Begich responded there were other elements involved with the RFP and the design
15 assessment that were necessary to determine the work schedule. He proposed to address the immediate concerns
16 and still move forward with the project to not risk losing a season.

17
18 Ms. Johnston moved, *to postpone* AM 562-2007 until after the dinner break,
19 Mr. Claman seconded,

20
21 Mr. Claman stated the entire contract did not need to be approved immediately. He urged consideration of lowering
22 the amount and reserving the details until a later date, so other bonded projects would not be jeopardized with a delay.
23 Mayor Begich concurred.

24
25 and there were no objections.

26
27 *(Clerk's Note: Chair Coffey returned the body to complete discussion and action on this item following the break.)*

28
29 Mayor Begich moved, *to postpone indefinitely* AM 562-2007,
30 Mr. Claman seconded,

31
32 Mayor Begich stated that discussion on the matter could be continued at the worksession on November 2nd.

33
34 Mr. Sullivan stated that the approved bond was very specific and he was concerned the memorandum outlined work
35 beyond the scope of the bond. He requested a written statement from Bond Counsel outlining how additional issues,
36 including a Park Asset Management Plan, a Park Design Guideline and a Recreation Center Needs Assessment fit
37 into the description of the bond. Mayor Begich responded the Park Asset Management Plan involved determining the
38 highest needs of city playgrounds. The additional items for future park development could be addressed through new
39 RFPs and worksessions. Mr. Sullivan requested the worksessions also include an update of work already completed,
40 what future work was planned and the status of funds allocated by the bond. Mayor Begich concurred.

41
42 To Mr. Traini, Mayor Begich responded AO 2007-28 referenced bond utilization, including designing and planning,
43 which were necessary for park development. Bond Counsel would respond to the matter.

44
45 Chair Coffey stated that Assembly approval was not necessary on contracts up to \$500,000, but he requested the
46 Administration prepare all RPFs in an informational memorandum for Assembly review. Mayor Begich concurred.

47
48 and the motion was approved without objection, 11-0.

49
50 **10.D.16. Assembly Memorandum No. AM 544-2007, Planning and Zoning Commission** reappointments
51 (Lamar Cotten, Toni Jones, Jim Palmer); Mayor's Office.

52
53 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
54 Ms. Johnston seconded, comment period, pursuant to AMC 21.10.010.B,
55 and this was approved without objection.

56
57 **10.D.17. Assembly Memorandum No. AM 563-2007, Board of Adjustment** appointment (Michael Jensen);
58 Mayor's Office.

59
60 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
61 Mr. Starr seconded, comment period, pursuant to AMC 21.10.030.C,
62 and this was approved without objection.

63
64 **10.D.18. Assembly Memorandum No. AM 564-2007, Community Development Authority Board of**
65 **Directors** appointments (Mary Jane Michael, Dana Pruhs); Mayor's Office.

66
67 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
68 Mr. Starr seconded, comment period, pursuant to AMC 25.35.030,
69 and this was approved without objection.

70
71 **10.D.23. Assembly Memorandum No. AM 578-2007, Platting Board** appointments (Mike Kreger,
72 Carol Stolpe); Mayor's Office. **(Addendum)**

73
74 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
75 Ms. Johnston seconded, comment period, pursuant to AMC 21.10.010.B,
76 and this was approved without objection.

77

1 10.D.24. Assembly Memorandum No. AM 579-2007, Zoning Board of Examiners and Appeals appointments
2 (Kenneth Burkhart, Joanna Croft, William Earnhart); Mayor's Office. **(Addendum)**

3
4 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
5 Ms. Johnston seconded, comment period, pursuant to AMC 21.10.010.B,
6 and this was approved without objection.

7
8 10.D.25. Assembly Memorandum No. AM 580-2007, AWWU Authority Board of Directors appointments (Jeff
9 Sinz, Sharon Weddleton, Calvin West); Mayor's Office. **(Addendum)**

10
11 Ms. Ossiander moved, *to postpone* to October 9, 2007, to permit a 10-day
12 Mr. Starr seconded, comment period, pursuant to AMC 31.01.020.C,
13 and this was approved without objection.

14
15 10.D.27. Assembly Memorandum No. AM 583-2007, sole source agreement with Navigant Consulting, Inc. to
16 provide consulting services for the evaluation of alternative approaches to the merger of Chugach
17 Electric Association (CEA) and Municipal Light and Power (ML&P) for the Municipality of Anchorage,
18 ML&P (\$400,000); Purchasing. (Addendum)

19
20 Mr. Birch moved, *to approve* AM 583-2007,
21 Ms. Ossiander seconded,

22
23 To Mr. Birch, Chief Fiscal Officer Jeff Sinz responded that the MOA's financial advisor, First Southwest had identified
24 and the MOA had approved Navigant Consulting, Inc. to provide the analysis of the potential merger of Chugach
25 Electric Association (CEA) and Municipal Light and Power (ML&P). The new agreement was a contract revision with
26 Navigant to be the prime contractor. Navigant would be used jointly between CEA and the MOA, which would share
27 the deliverables and costs equally. Phase I work would be reported to the Merger Committee on October 15th, and
28 would represent 55% to 60% of the total \$800,000. The Committee would determine additional costs needed to
29 proceed with Phase II. Mr. Birch stated that the Committee had determined that ML&P General Manager Jim Posey
30 would be the appropriate party to whom questions could be directed. Mr. Posey responded that he and Fred Boness
31 were crafting details of a response that would be finalized within a week.

32
33 Dr. Selkregg stated that she was pleased with the cooperation between ML&P and CEA. There would be a reduction
34 of costs by coordinating efforts and working together on the complicated merger.

35
36 Chair Coffey stated that if this complex merger was brought to fruition it would be significant. Having the best financial
37 advisor would be worth the investment, and would potentially benefit the utilities and the rate payers.

38
39 and this motion was passed without objection, 11-0.

40
41 10.D.30. Assembly Memorandum No. AM 588-2007, Chugiak, Birchwood, Eagle River Rural Road Service
42 Area Board of Supervisors appointments (Arlene Voehl, Thomas Freeman, Michael Meliello);
43 Mayor's Office. *(Laid on the Table)*

44
45 Mr. Starr moved, *to postpone* AM 588-2007 to October 9, 2007,
46 Ms. Ossiander seconded,
47 and this was approved without objection.

48 **10.E. INFORMATION AND REPORTS**

49 10.E.6. Information Memorandum No. AIM 88-2007, Internal Audit Report 2007-10 – Contract Compliance,
50 NovaPro Risk Solutions, LP; Risk Management Department.

51
52
53 Mr. Claman moved, *to accept* AIM 88-2007,
54 Mr. Starr seconded,

55
56 To, Mr. Claman, Municipal Manager Denis LeBlanc responded that the Risk Management Department did a superb job
57 managing multiple millions of dollars in the program. Audits were performed to find and correct errors and the
58 department's responses constructively and effectively addressed the concerns, with the commitment to do better.

59
60 To Mr. Tesche, Municipal Internal Auditor Peter Raiskums responded that names were not disclosed in audit reports.
61 Mr. Tesche disclosed a possible conflict of interest because of the likelihood that the NovaPro Risk Solutions Manager
62 was someone he had previously represented as an attorney, prior to retiring a year ago. To Chair Coffey, Mr. Tesche
63 responded that he had retired, had not received associated referrals from this individual and had no personal
64 relationship with this individual.

65
66 Chair Coffey ruled that Mr. Tesche did not have a conflict of interest and ordered that he participate in the matter.
67 There were no objections.

68
69 and this was accepted without objection, 11-0.

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

71 10.F.12. Ordinance No. AO 2007-130, an ordinance approving acquisition of real property described as Lot
72 35A, Lintner Subdivision, in an amount not to exceed \$352,000 with previously appropriated
73 Anchorage Fire Service Area Capital Improvement Fund (431) 2006 General Obligation Bond
74 Proceeds, in the amount of \$254,320 and with an appropriation of \$97,680 in Short-Term Interest
75 Earnings from the Anchorage Fire Service Area Capital Improvement Fund (431) to the Anchorage
76 Fire Department, Anchorage Fire Service Area Capital Improvement Fund (431); Heritage Land Bank.
77 (Public Hearing [10-23-07] 10-09-07) (Addendum)

1 a. Assembly Memorandum No. AM 586-2007.

2
3 Mr. Starr moved, *to introduce* AO 2007-130 with Public Hearing set for
4 Mr. Claman seconded, October 23, 2007,
5 Ms. Ossiander was the concurring third,
6 and this was later substituted,

7
8 Municipal Manager Denis LeBlanc requested the Public Hearing date be changed to October 9th, to advance the
9 purchase and closing on the land adjacent to Fire Station Five.

10
11 Ms. Johnston moved, *to introduce* AO 2007-130 with Public Hearing set for
12 Mr. Claman seconded, October ~~[23]~~ 9, 2007,
13 and this was approved without objection.

14
15 10.F.14. Resolution No. AR 2007-217, a resolution ratifying a five year and four month collective bargaining
16 agreement between the Municipality of Anchorage and the **International Brotherhood of Teamsters,**
17 **Local 959**, Employee Relations Department. (*Public Hearing [10-09-07] 10-23-07 (Laid on the*
18 *Table)*)

19 a. Assembly Memorandum No. AM 587-2007.

20
21 Mr. Starr requested that Public Hearing be changed to October 23rd, to allow additional time for discussion.

22
23 Mr. Starr moved, *to change* Public Hearing AO 2007-217
24 Mr. Sullivan seconded, to October [9] 23, 2007,
25 and this was approved without objection.

26
27 Mayor Begich requested a summary of things the Assembly needed for consideration. Chair Coffey responded that
28 additional time was necessary because there were considerations of the new contracts when dealing with the budget.
29 There was an opportunity to discuss this matter during worksession on the budget, scheduled for October 19th.

30
31 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

32 11.A. Ordinance No. AO 2007-44, an ordinance of the Anchorage Municipal Assembly amending Anchorage
33 Municipal Code Chapter 16.100, **Private Ambulance Service**, to establish a new Type III License for
34 limited private ambulance service in conjunction with medical air transport; and amending
35 AMC 16.10.150 to establish an annual license fee for a Type III License; Assemblymember Birch.

36 1. Assembly Memorandum No. AM 177-2007.

37 2. Information Memorandum No. AIM 36-2007.

38 (*Public Hearing was Closed 5-1-07; Action was Carried Over from 5-1-07; Postponed from 5-15-07*)

39
40 Chair Coffey stated that Public Hearing was closed on May 5, 2007 and there was a motion on the floor to approve by
41 Mr. Birch, seconded by Mr. Bauer.

42
43 Mr. Claman moved, *to continue* AO 2007-44 to December 18, 2007,
44 Mr. Bauer seconded,

45
46 Mr. Claman stated that the party interested in the ordinance amendment had appeared before the Public Safety
47 Committee and reconsidered the matter and was now applying for a Type I Ambulance License, which would give the
48 business more flexibility on services provided and the Type III would not be necessary. Both the Fire Department and
49 Guardian Ambulance Service supported continuing the matter for two months.

50
51 Mr. Birch stated that the Medical Advisory Board also supported continuing AO 2007-44 until December.

52
53 To Mr. Traini, Municipal Clerk Barbara Gruenstein responded the Wood Amendment had been addressed by
54 Assembly Counsel Julia Tucker. Ms. Tucker responded that when the Assembly approved continuing a matter, the
55 Wood Amendment was waived.

56
57 and this was passed, 11-0.

58
59 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

60 NAYES: None.

61
62 **12. APPEARANCE REQUESTS**

63 12.A. Ken Winterberger, President, **Anchorage Unitarian Universalist Fellowship** Board of Directors, to
64 present Payment In Lieu of Taxes (PILOT) to the Municipality.

65
66 KEN WINTERBERGER, Anchorage Unitarian Universalist Fellowship Board of Directors President, testified that the
67 church felt very strongly about separation of church and state and supported paying for city services received,
68 including fire and police protection and road maintenance. He presented to the city the fellowship's annual payment in
69 lieu of taxes. Chair Coffey, Mr. Claman and Mr. Traini thanked Mr. Winterberger and his church for the contribution.

70
71 12.B. **Debra McGhan**, to request support of avalanche and outdoor safety seminars with Anchorage Parks
72 and Recreation. (*Clerk's Note: Ms. McGhan did not appear, but later left literature for the members.*)

73
74 **13. CONTINUED PUBLIC HEARINGS**

75 13.A. Ordinance No. AO 2007-95, an ordinance of the Anchorage Municipal Assembly amending Anchorage
76 Municipal Code Chapter 3.97, **Naming of Municipal Buildings, Other Fixed Facilities and Public**
77 **Places**, to implement policy; clarify and amend criteria and procedures in honorary naming;
78 Assemblymember Bauer. (*Continued from 9-11-07*)

- 1 1. Ordinance No. AO 2007-95(S), an ordinance of the Anchorage Municipal Assembly amending
2 Anchorage Municipal Code Chapter 3.97, Naming of Municipal Buildings, Other Fixed
3 Facilities and Public Places, to implement policy; clarify and amend criteria and procedures in
4 honorary naming; Assemblymembers Bauer and Claman. **(Addendum)**
- 5 2. Assembly Memorandum No. AM 576-2007. **(Addendum)**
- 6 3. Information Memorandum No. AIM 89-2007, Summary of Economic Effects for AO 2007-
7 95(S); Assemblymembers Bauer and Claman. **(Addendum)**

8
9 Chair Coffey called for a motion to combine Public Hearing on items 13.A and 13.B.

10 Mr. Bauer moved, *to combine* Public Hearing on AO 2007-95, AO 2007-95(S),
11 Ms. Ossiander seconded, AO 2007-108 and AO 2007-108(S),
12 and this was approved without objection.
13

14
15 Chair Coffey granted a request from Mr. Tesche to address item 14.L. *(Clerk's Note: See Agenda item 14.L, AR*
16 *2007-195 for related details.)*
17

18 Chair Coffey opened Combined Public Hearing on AO 2007-95, AO 2007-95(S), AO 2007-108 and AO 2007-108(S).
19 There was no one to testify and he closed Combined Public Hearing and called the Question.
20

21 Mr. Bauer moved, *to approve* AO 2007-95(S),
22 Mr. Sullivan seconded,
23

24 Mr. Bauer stated that he and Mr. Claman had combined their efforts to create a workable document that included
25 provisions for uniformity, continuity, and a sense of community that supported the preferred practice of naming public
26 places for historical, cultural and geographical significance with consideration of location, function and natural features.
27 Criteria provided better guidance in the process of honorary naming, addressing connection, historical significance and
28 one-time name use. Criteria clarified and supported the preferred practice of identifying important internal features.
29 Posthumously naming of an entire public park, building or facility involved a one-year time period before final Assembly
30 action, allowing time for public input and reflection. The one-year time period did not apply to internal features. The
31 Parks and Recreation Commission would continue to advise the naming panel and the Assembly. The Anchorage
32 School District (ASD) property would remain exempt. Mr. Bauer stated that Mr. Claman had added a Citizen's Naming
33 Panel, which would provide a written explanation of the criteria, with factors considered in its recommendation.
34

35 Mr. Claman thanked Assembly Counsel Julia Tucker who had worked closely with Mr. Bauer and himself on the joint
36 ordinance. Key factors that led to common ground involved the new Citizen's Naming Panel of appointed individuals,
37 two from the Assembly and two from the Mayor, whose recommendations would be considered by the Assembly. A
38 group, such as the supporters of Ruth Moulton, could start a process and have an Assembly decision within a year.
39 He urged a YES-vote from all members.
40

41 Ms. Ossiander thanked Mr. Bauer and Mr. Claman for their work, which had improved the process and she urged
42 support.
43

44 To Mr. Tesche, Mr. Claman responded that because there had been extensive Public Hearing and the Assembly had
45 considered a recommendation from the Public Facility Naming Commission and because there had been support for
46 naming a feature of Town Square for Ruth Moulton, Shirley Brundage and Avis Cupples, Assembly Counsel Julia
47 Tucker had concluded that passage of AO 2007-95(S) would not affect AR 2007-216. Mr. Tesche stated that as long
48 as the approval did not pose any legal or procedural concerns that would bar the Assembly from considering the merits
49 of the subsequent AR 2007-216, he would urge approval of AO 2007-95(S).
50

51 Dr. Selkregg commended Mr. Bauer and Mr. Claman for working together and she would support AO 2007-95(S).
52 The time the Assembly, the public and staff had spent on the matter of naming was disproportionate to the need of
53 addressing things of importance in the community.
54

55 Chair Coffey thanked Mr. Claman and Mr. Bauer for their work and he urged support. He put the Question.
56

57 and this passed without objection.
58

59 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
60 NAYES: None.
61

- 62 10.B.3. Resolution No. AR 2007-216, a resolution of the Anchorage Municipal Assembly honoring
63 **Ruth Moulton, Shirley Brundage, and Avis Cupples** as leaders in the creation of Town Square
64 Park. **(Addendum)**
- 65 a. Assembly Memorandum No. AM 581-2007.
66

67 *(Clerk's Note: By Assembly action, AR 2007-216 was taken up following completion of 13.A. See Agenda items 9.B.3*
68 *for related details.)*
69

70 Mr. Tesche stated there were interested people present and he urged that this resolution be addressed that evening.
71

72 Mr. Sullivan stated that he had been contacted by folks, including relatives of Shirley Brundage and Avis Cupples, who
73 had reviewed the proposed sites within Town Square Park and felt this did not satisfy the intent of the previous
74 Assembly action. Features had been identified in the park, with one significantly more prominent than the others.
75 Assembly intent had been to jointly and equally recognize all three women. His intention was to postpone indefinitely
76 and refer the matter to the new process created with Assembly approval of 13.A.
77

78 Mr. Sullivan moved, *to postpone [indefinitely]* AR 2007-216 *[and refer the matter*

1 Ms. Johnston seconded, ~~to the new naming process]~~ “to October 9, 2007,”
2 and this was later amended.
3

4 Mr. Tesche stated that the Assembly had approved a new naming process and the families of the women originally
5 recognized for the naming supported the new resolution. Mayor Begich responded that this resolution involved naming
6 of integral features within the park for the three women. The Administration had reviewed the matter with the members
7 of the Brundage, Cupples and Avis families, who were happy with resolution. Much care had gone into selecting the
8 integral features, which were each primary locations, to fit the personality of each of the women. It would be a
9 disservice to have this matter postponed indefinitely and return to process, when this was a good solution. To Mr.
10 Tesche, Mayor Begich responded that selecting and naming the specific locations within the park redesign was
11 completed by the Parks and Recreation Department in consultation with the involved individuals. Staff had ensured
12 that each individual was recognized equally by park elements, specific to reflect each individual, while complementing
13 the park. Mr. Tesche stated that a good process had been completed, the park had been redesigned to include these
14 women and he would be disappointed if the matter was thrown out. To Mr. Sullivan, Mr. Tesche responded that those
15 who initially supported naming the entire Town Square for Ruth Moulton supported this agreement and resolution and
16 would withdraw an initiative petition currently circulating on the streets. It was time to settle this matter and move on to
17 other things that the Assembly needed to be addressing.
18

19 Mr. Bauer stated there was now a good and equal process for naming public facilities in the city, which could be
20 complicated. There were conflicting reports of family reviews about the proposed naming. Mayor Begich responded
21 that his Assistant Leslie Ridle had communicated with the Moulton, Brundage and Cupples families, who supported the
22 resolution and thought the compromise was a good one. Mr. Bauer stated that he was not in agreement with the
23 matter returning to process, but he would support an Administrative review.
24

25 Mr. Sullivan proposed to amend his motion, postponing to the next meeting, to allow time to consult with the families of
26 the women. This was supported by Ms. Johnston, the second.
27

28 Dr. Selkregg requested written responses instead of using informal conversation, to allow Assemblymembers to better
29 assess the information.
30

31 Mr. Tesche urged a NO-vote on postponement and a YES-vote on the resolution.
32

33 To Mr. Claman, Mr. Sullivan responded this matter was no different than many other issues that the Assembly had
34 discussed over long periods of time before reaching a decision. He stated that the resolution may end up offering the
35 best compromise and may be moved forward, but delaying action would allow him time to discuss the matter with the
36 family members who had voiced their disapproval with the resolution.
37

38 Mr. Traini opposed postponement and urged the body to approve the resolution that evening.
39

40 and the motion, as amended, was passed, 6-5.
41

42 AYES: Sullivan, Starr, Coffey, Johnston, Birch and Bauer.

43 NAYES: Tesche, Traini, Ossiander, Selkregg and Claman.
44

45 13.B. Ordinance No. AO 2007-108, an ordinance repealing and re-enacting Anchorage Municipal Code
46 Chapter 3.97 for **Naming of Municipal Buildings, Other Fixed Facilities and Public Places**;
47 Assemblymember Claman. *(Continued from 9-11-07)*

48 1. Assembly Memorandum No. AM 461-2007.

49 2. Ordinance No. AO 2007-108(S), an ordinance repealing and re-enacting Anchorage Municipal
50 Code Chapter 3.97 for Naming of Municipal Buildings, Other Fixed Facilities and Public
51 Places; Assemblymember Claman. *(Continued from 9-11-07)*
52

53 *(Clerk's Note: AO 2007-108 was Carried Over to October 9, 2007)*
54

55 13.C. Ordinance No. AO 2007-113, an ordinance adopting the **Anchorage Downtown Comprehensive**
56 **Plan** as an element of the *Comprehensive Plan*, amending Anchorage Municipal Code
57 Sections 21.05.030, and amending AO 2006-172, Attachment A, at Anchorage Municipal Code
58 Section 21.01.080 (Planning and Zoning Commission Case 2007-076); Planning Department.

59 1. Assembly Memorandum No. AM 475-2007. *(Continued from 9-11-07)*
60

61 To Dr. Selkregg, Municipal Clerk Barbara Gruenstein confirmed that the Planning Department responses were
62 available to the public that evening.
63

64 Chair Coffey read the ordinance title and opened Public Hearing.
65

66 AVES THOMPSON, Executive Director of the Alaska Trucking Association, testified that 200 members regularly
67 delivered freight to and from downtown Anchorage. A number of existing trucking routes had been eliminated in the
68 Anchorage Downtown Comprehensive Plan. He urged that the ordinance be delayed until the matter was resolved
69 with the Traffic Engineering Department, which had agreed that there had been oversight with some of the
70 eliminations. To Mr. Traini, Mr. Thompson responded that the Association did not object to the lowered truck speed of
71 20 miles per hour. Planning Director Tom Nelson responded that it had been recommended that 3rd Avenue eventually be
72 removed as a downtown trucking route. Mr. Thompson stated that the Plan eliminated other trucking routes, including
73 to the Port area. To Mr. Sullivan, Mr. Thompson responded that Traffic Engineering indicated they were ready to
74 discuss the matter and he urged consideration of postponing the matter two weeks. Mr. Nelson responded that Traffic
75 Engineering had been involved with the process from the beginning. Mr. Thompson requested allowing the
76 Association be allowed to have input.
77

1 CHERYL RICHARDSON addressed the amendments and high speeds on main arterials. Reduced speeds could
2 create road-rage, but the high speeds were causing shop owners to consider moving from downtown and tourists
3 would be injured or killed. She supported reduced speeds.
4

5 MIKE BOLLINGER, owner of property between 1st and 2nd Avenue near Christianson Street, testified that his property
6 was currently in the Railroad District. He and his neighbors believed that they would be better served in the Downtown
7 mixed-use District and he requested the Plan be amended to include his area. To Mr. Sullivan, Mr. Bollinger
8 responded that he had talked with the Planning Department staff. Mr. Tesche stated that he supported Mr. Bollinger's
9 position and he would present his amendment and urge support. Dr. Selkregg concurred.
10

11 BECKY BECK, Executive Director of the Downtown Partnership, urged adoption of the Plan. The Plan was based on
12 community input, had involved over 75 community meetings and forums and had been directed and driven by the
13 community. There was considerable expertise involved, including an Outside consultant partnered with local
14 consultants to consider local issues. The Plan allowed use of existing resources, with guidance for the next fifteen to
15 twenty years, while remaining flexible and responsible to the changing markets and community desires. The Plan
16 offered symmetry with consideration of proposed projects. It allowed connectivity and complemented the Midtown and
17 University areas. The Plan was customized for Anchorage, encouraged celebration of history and culture and would
18 bond citizens in the community. It was action-oriented and outlined the steps, designating responsibility. She urged
19 support.
20

21 With no additional public testimony, Chair Coffey closed Public Hearing and called the Question.
22

23 Ms. Ossiander moved, to approve AO 2007-113,
24 Mr. Sullivan seconded,
25

26 Ms. Ossiander reported that Assemblymembers had been issued the Title 21 Committee response and a summary of
27 the Plan draft, the Planning Department's Issue-Response Summary, the public testimony and an AM from Planning
28 Director Tom Nelson, dated September 21, 2007, which included amendments. There were also additional
29 amendments from Chair Coffey, Mr. Sullivan and herself. She proposed to begin addressing amendments, beginning
30 with the Planning Issue-Response Summary.
31

32 Mr. Traini proposed to complete Agenda 14. Public Hearing items and return to this matter.
33

34 Mr. Claman moved, to take up the remainder of Public Hearing items and
35 Mr. Traini seconded, return to complete AO 2007-113,
36

37 Dr. Selkregg stated there were people in the audience who were present to respond to questions on this matter,
38 including professionals and representatives from the Geotechnical Commission.
39

40 Mr. Birch supported completing the rest of the Public Hearing items on the Agenda and coming back to this matter at a
41 later time with a document that incorporated all the amendments. Chair Coffey responded that it would be a
42 consideration.
43

44 Mr. Traini supported taking up Public Hearing items and returning to this matter. Chair Coffey put the Question.
45

46 and the motion was approved without objection, 11-0.
47

48 *(Clerk's Note: Chair Coffey led the body into Public Hearing items, beginning with 14.A and due to a lack of time this*
49 *item was Carried Over to October 9th.)*
50

51 14. NEW PUBLIC HEARINGS

- 52 14.A. Resolution No. AR 2007-203, a resolution of the Municipality of Anchorage appropriating Four
53 Hundred Fifty-Five Thousand Seventy Dollars (\$455,070) from the State of Alaska, Department of
54 Health and Social Services as a grant to the State Categorical Grants Fund (231) Department of
55 Health and Human Services for the **Women, Infants and Children Supplemental Nutrition**
56 **Services**; Department of Health and Human Services.
57 1. Assembly Memorandum No. 529-2007.
58

59 Chair Coffey read the resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing and
60 called the Question.
61

62 Ms. Ossiander moved, to approve AR 2007-203,
63 Mr. Traini seconded,
64 and this was approved, 10-0.
65

66 AYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
67 NAYES: None.

68 *(Clerk's Note: Mr. Tesche was temporarily out of Chambers at the time of the vote.)*
69

- 70 14.B. Ordinance No. AO 2007-123, an ordinance authorizing conveyance of certain property interests of the
71 Municipality to Chugach Electric Association, Inc., within (Parcel 2) Lot 1, Rasmus Subdivision, Tax
72 #014-252-43; (Parcel 3) BLM Lot 77, Section 9, T12N, R3W, S.M. Alaska, formerly Tax #014-252-19
73 [now Bell Estates, Plat 99-11]; (Parcel 4) N 200' of BLM Lot 77, Section 9, T12N, R3W, S.M. Alaska,
74 Tax #014-252-20; (Parcel 12) Lot 1A1, S. E. Potter Subdivision, Tax #014-227-06; (Parcel 14) BLM
75 Lot 17, Section 9, T12N, R3W, S.M. Alaska, formerly Tax #014-172-06, [now Crescent Hill Estates
76 Plat 96-5]; (Parcel 17) BLM Lot 57, Section 4, T12N, R3W, S.M. Alaska, Tax #014-142-10; (Parcel
77 34A) Tract A, Syren Subdivision, Tax #014-092-25; (Parcel 34B) Tract B, Syren Subdivision, Tax
78 #014-092-26; (Parcel 35) BLM Lot 24, Section 4, T12N, R3W, S.M. Alaska, Tax #014-091-09; (Parcel

1 36) BLM Lot 5, Section 4, T12N, R3W, S.M. Alaska, Tax #014-061-10; (Parcel 37) BLM Lot 4, Section
2 4, T12N, R3W, S.M. Alaska, Tax #014-061-11; (Parcel 82) Lot 5, Bryant Subdivision, Tax #014-221-
3 58; (Parcel 83) Lot 1, Bryant Subdivision, Tax #014-221-59; (Parcel 112) Lot 1, Block 3, O'Brien
4 Subdivision, Tax #014-104-17 acquired for the **Lake Otis Parkway, Phase IV Project #88-13**; Project
5 Management & Engineering.
6 1. Assembly Memorandum AM 526-2007.
7

8 Chair Coffey read the ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and
9 called the Question.

10 Ms. Ossiander moved, to approve AO 2007-123,
11 Mr. Traini seconded,
12 and this was approved, 10-0.
13
14

15 AYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

16 NAYES: None.

17 *(Clerk's Note: Mr. Tesche was temporarily out of Chambers at the time of the vote.)*
18

19 14.C. Resolution No. AR 2007-205, a resolution of the Anchorage Municipal Assembly approving a
20 conditional use for an alcoholic beverages conditional use in the B-3 (General Business) District for a
21 package store use per AMC 21.40.180 D.8, for Fifer LLC, d.b.a., "**Winestyles**," located at 11109 Old
22 Seward Highway, within the South Center Subdivision, Block 3, Lot 1B-2; generally located on the
23 north side of East 112th Avenue, between the Old Seward Highway and O'Malley Centre Drive
24 (Bayshore-Klatt Community Council) (Case 2007-157); Planning Department.
25 1. Assembly Memorandum No. AM 541-007.
26

27 Chair Coffey read the resolution title and opened Public Hearing.

28
29 DOUGLAS FIFER, owner of Winestyles, testified that their store would be the 181st store of a wine specialty franchise
30 that offered unique, world-class and private labels. The store was located in the O'Malley Plaza in South Anchorage
31 and was supported by the local residents and community councils. To Ms. Johnston, Mr. Fifer responded the Alcohol
32 Beverage Control (ABC) Board had distributed his application packet to the Planning Department and the information,
33 including all his bank accounts, his fingerprints, his Social Security number and a copy of his driver's license had been
34 distributed to community councils, the Health Department and the Police and Fire Departments. Planning Department
35 Administrator Jerry Weaver responded that much of the information came from the applicant and was the same
36 submittal they made to the ABC Board. The applicant may not have been aware that the information would be
37 reproduced and made public. The department would make certain that all personal information was removed and
38 destroyed in the future. To Mr. Starr, Mr. Fifer responded that his store predominately sold wine.
39

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

41
42 Mr. Claman moved, to approve AR 2007-205,
43 Ms. Johnston seconded,
44 and this was approved, 11-0.
45

46 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

47 NAYES: None.
48

49 14.D. Resolution No. AR 2007-206, a resolution of the Anchorage Municipal Assembly approving a
50 conditional use for an alcoholic beverages conditional use in the B-3 (General Business) District for a
51 restaurant/eating place use per AMC 21.40.180 D.8, for Alaska's Taste of Thai, LLC, d.b.a., "**A Taste
52 of Thai Restaurant**," located at 11109 Old Seward Highway, within the South Center Subdivision,
53 Block 3, Lot 1B-2; generally located on the north side of East 112th Avenue, between the Old Seward
54 Highway and O'Malley Centre Drive (Bayshore-Klatt Community Council) (Case 2007-146), Planning
55 Department.
56 1. Assembly Memorandum No. AM 543-2007.
57

58 Chair Coffey read the resolution title and opened Public Hearing.

59
60 GLENN WATTS testified that he and his wife were owners of A Taste of Thai Restaurant, located in the O'Malley
61 Plaza in South Anchorage.
62

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

64
65 Mr. Birch moved, to approve AR 2007-206,
66 Dr. Selkregg seconded,
67

68 Mr. Traini stated that there was personal information also included in the applicants' packet received by
69 Assemblymembers.
70

71 To Mr. Sullivan, Mr. Tesche responded that Title 10 allowed members to be in contact with applicants. Deputy
72 Municipal Attorney Rhonda Westover responded the Department of Law was not aware of any prohibitions. Assembly
73 Counsel Julia Tucker concurred.
74

75 Chair Coffey concurred and stated that Assemblymembers attended community council meetings where these matters
76 were discussed and it was important to understand land issues in the districts.
77

1 Mr. Starr stated that he had not considered it a lobbying effort when the applicant had contacted him to share the
2 business plan and intent, which was strictly information, and was appropriate.

3
4 Mr. Claman stated that he understood that it was appropriate for applicants to contact and discuss their business
5 concept with Assemblymembers, and he appreciated the information that Mr. Watts had shared with him.

6
7 and the motion was approved, 11-0.

8
9 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
10 NAYES: None.

11
12 14.E. Ordinance No. AO 2007-100, an ordinance of the Anchorage Municipal Assembly amending
13 Anchorage Municipal Code Section 17.10.010, **Animals in Public Places**, and Section 17.10.015,
14 Animals Creating Disturbance or Nuisance, to repeal the exception for control by command and to
15 prohibit dogs in municipal ballfields, playing fields, and outdoor courts enclosed or otherwise
16 designated for sports; and amending 17.70.020, Civil Penalties for Animal Care and Control Violations,
17 to establish an enhanced fine for violation of the prohibition; Assembly Chair Coffey.

18 1. Assembly Informational Memorandum No. AIM 90-2007, Summary of Economic Effects;
19 Assembly Chair Coffey. (*Laid on the Table*)

20
21 Ms. Ossiander moved, *to introduce* AIM 90-2007,
22 Mr. Starr seconded,
23 Mr. Sullivan was the concurring third.

24
25 Chair Coffey called for a motion to combine public testimony on 14.E and 14. F.

26
27 Ms. Ossiander moved, *to combine* Public Hearing on AO 2007-100
28 Mr. Bauer seconded, *and* AO 2007-106,
29 and this was approved without objection.

30
31 Chair Coffey, the sponsor of both ordinances, reported that he had been advised that the Parks and Recreation
32 Commission was still working with the Animal Control Advisory Commission on this matter and their recommendation
33 would be ready by October 9th. Because the ordinances were publicly noticed, Public Hearing would be held and
34 continued to October 9th and he explained that people were allowed to testify to a matter only one time. He stated that
35 he would be supporting AO 2007-106. He opened Combined Public Hearing.

36
37 PATRICK MCCABE testified that as a ballfield maintenance worker he picked up a lot of dog feces. There were
38 already laws in place, not allowing dogs on the fields. Dogs and recreational parks were not compatible. He often
39 asked dog owners to use off-leash dog parks, to which they responded there were too many dogs. Dog owners
40 needed to cleanup after their pets so it was clean for softball, soccer or football players. The ballfields were public
41 places and needed to be kept clean.

42
43 MIKE MITCHELL, representing Nunaka Valley Little League, stated there were people who used their fields like dog
44 yards. There was not one ball game that a player did not step in, fall in, roll in, or slide in dog feces. The dogs also
45 dug holes in the field, which were difficult to repair. The team paid for and maintained their field without the city's help.
46 To Mr. Tesche, Mr. Mitchell responded that he supported AO 2007-106 and felt that dogs should not be allowed on
47 any sports fields. It was a health and safety issue.

48
49 SHARON SKIDMORE opposed the ordinance and supported dog use in the sports fields. Ballfields were only used
50 two or three months each year and she recommended shared time during the year. Dog owners were also taxpayers
51 and had a right to use Municipal lands. Dog owners who did not pick up after their dogs would also disregard the law
52 and better enforcement was needed. The ordinance would restrict responsible pet owners and the problem would not
53 be resolved. She urged the body to oppose the ordinance. To Ms. Ossiander, Ms. Skidmore responded that it was
54 appropriate for the city to maintain the fields. To Mr. Starr, she responded that the ballfields were favored because
55 open areas allowed dogs to run and play together and the fence kept dogs safe from traffic. More off-leash dog parks
56 were needed. To Dr. Selkregg, Ms. Skidmore responded that it was an advantage to have the sports fields located
57 close to homes. She responded that in most cases, responsible dog owners picked up their dog's feces. In the winter
58 it was more difficult to find the it in the snow. She supported allowing dog use in the winter and letting the fields be
59 used for sports in the summer. Chair Coffey stated that allowing dog use in the winter made spring cleanup very
60 unpleasant. Ms. Skidmore responded she used all the areas in town, but it was easier to play ball with dogs in open
61 spaces, rather than in the trees. She and other dog owners were continually involved with dog cleanup.

62
63 DOUG DAVEY, dog owner and user of Nunaka Valley Ballfield, testified there were no dead grass spots or feces
64 anywhere and it was a safe place. The ball players were making the holes, not dogs. Ballfields were designated for
65 public use and he wanted use of the park next to this home and he did not want the gate closed.

66
67 KIM DRAYDEN, dog owner and co-founder and board member of Friends of Pets, testified that his son played Little
68 League and he sat on the City View Little League Board. He was involved with field maintenance and he opposed
69 allowing dogs on sports fields. He picked up a lot of dog feces and fixed a lot of holes that were dug by dogs. To Mr.
70 Starr, Mr. Drayden responded that off-leash dog parks were not well thought out, were full of feces and the dogs were
71 not always under voice command. To Dr. Selkregg, Mr. Drayden responded there were areas, including Valley of the
72 Moon Park, that could be changed into dog park area and he encouraged a study of park use. Mix-use was possible,
73 but there needed to be a major cleanup effort. Mr. Traini stated that more dog parks were needed and that the Valley
74 of the Moon Park was fenced and would make a good off-leash dog park. No parking signs on streets next to off-leash
75 parks needed to be addressed. To Mr. Claman, Mr. Drayden responded there would always be people who disobeyed
76 the law and would never pick up dog feces and he recommended increased enforcement. To Mr. Sullivan, he
77 responded posting signs would help.

1 GINA ASHMAN opposed both ordinances and requested those in the audience to indicate their opposition. (*Clerk's*
2 *Note: Approximately 30 people raised their hands.*) Restricting certain fields was too broad and would inhibit activities
3 of many responsible dog owners. Professional dog training activities and competitive dog events required open space
4 and the off-leash dog areas were not always appropriate. Removing the 'restraint by command' provision would
5 change code and would severely restrict dog activities anywhere in the city. A year-round prohibition was extreme.
6 AMC 17.10.015B stated it was illegal to leave dog feces on public property and the problem was with enforcement. To
7 Mr. Birch, Ms. Ashman responded that she was not aware of any fine associated with this code. To Mr. Starr, she
8 responded Animal Control would provide enforcement. Mr. Starr stated it may not be appropriate to seize a dog and
9 finding witnesses was difficult. Enforcement would be difficult and the Assembly was often criticized for approving
10 things that were not enforceable. Ms. Ossiander stated that the city did not have the manpower to enforce the law and
11 she had unsuccessfully addressed adding Animal Control Officers for the past two budget cycles. Enforcement
12 required a witness and it could be disputed. It would be easier to enforce and would cost less money with more
13 officers. Ms. Ashman responded that enforcement was needed equally in all parts of the city. Dr. Selkregg stated that
14 people associated with ballfields held fund raisers and collected money to pay for fences and maintenance and
15 volunteered their time, sweat and labor. Ms. Ashman responded that the organized dog training and activity groups
16 were already involved with park cleanup, but it would be difficult to organize the general dog owner population. Dr.
17 Selkregg stated there was a need for dog owners to help develop a strategy to work together with the sports groups.
18

19 DARLENE AULT, dog owner and resident of Nunaka Valley, supported ballparks and dogs. She supported allowing
20 dogs in the parks in the winter. Dogs could not play while being on a leash. Regardless of the law, she would
21 continue using the park and walking her dog in the winter. In the summer there were other places to take her dog.
22

23 MARY MAHON, a dog owner and former 6-year Player Agent for City View Little League and currently with West High
24 School Baseball, did not take her dog to ballfields. Her son had broken his foot in a hole on a ballfield dug by a dog.
25 Little Leaguers paid \$80 to \$350 to play ball on a clean safe field that had been designated as a ballfield. Even with
26 picking up the feces, traces were left behind in the grass. Dug holes were expensive to repair. She had been an
27 advocate for cleanup day, but only four to six people ever showed up. Once dogs were allowed on ballfields during the
28 winter it would be difficult to keep them out during the summer. To Mr. Sullivan, Ms. Mahon responded that she would
29 consider signage and seasonal allowances of dogs. She responded that one Little League had raised \$1.3 million
30 dollars in a fund raiser to complete their fields and allowing dogs to destroy that property was unfair. Her Little League
31 did all the maintenance and had paid for their fencing. To Dr. Selkregg, she responded that dogs should not be
32 allowed on the fields because it was not safe. Once a dog urinated or defecated on the grass, it was not clean.
33

34 There was no additional public testimony and Chair Coffey called the Question.
35

36 Mr. Sullivan moved, *to continue* Combined Public Hearing on AO 2007-100 and
37 Ms. Ossiander seconded, AO 2007-106 to October 23rd, waiting for the Parks and
38 and was later superseded by a new motion. Recreation Commission recommendation,
39

40 Mr. Traini stated that AO 2007-100 was not needed and could be postponed indefinitely.
41

42 Mr. Sullivan stated that eliminating AO 2007-100 would narrow the focus of the Parks and Recreation Commission and
43 he would support.
44

45 Mr. Traini moved, *to postpone indefinitely* AO 2007-100,
46 Mr. Sullivan seconded,
47

48 Chair Coffey ruled that the Traini motion superseded the previous Sullivan motion.
49

50 and this passed without objection, 10-0.
51

52 AYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
53 NAYES: None.

54 (*Clerk's Note: Mr. Tesche was temporarily out of Chambers at the time of the vote.*)
55

- 56 14.F. Ordinance No. AO 2007-106, an ordinance of the Anchorage Municipal Assembly amending
57 Anchorage Municipal Code Sections 17.10.010, **Animals in Public Places**, to prohibit dogs in
58 municipal enclosed ballfields; and amending 17.70.020, Civil Penalties for Animal Care and Control
59 Violations, to establish an enhanced fine for violation of the prohibition; Assembly Chair Coffey.
60 1. Assembly Informational Memorandum AIM 91-2007, Summary of Economic Effects; Assembly
61 Chair Coffey. (**Laid on the Table**)
62

63 Ms. Ossiander moved, *to introduce* AIM 91-2007,
64 Mr. Starr seconded,
65 Mr. Sullivan was the concurring third.
66

67 (*Clerk's Note: Refer to 14.E for Combined Public Hearing and related details.*)
68

69 Chair Coffey stated that Public Hearing would be continued to October 23rd. To Mr. Traini, Chair Coffey responded
70 that a copy of the amendment would be sent to the Parks and Recreation Commission. He called the Question.
71

72 Mr. Traini moved, *to continue Public Hearing* on AO 2007-106 to October 23rd,
73 Mr. Sullivan seconded, waiting for the Parks and Recreation Commission
74 and this was passed, 10-0. recommendation,
75

76 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Claman.
77 NAYES: None.

78 (*Clerk's Note: Dr. Selkregg was temporarily out of Chambers at the time of the vote.*)

1
2 Mr. Claman requested a Substitute Version of AO 2007-106 be prepared, with amendments incorporated.

3
4 Mr. Tesche moved, to Change the Order of the Day to take up 14.L,
5 Ms. Ossiander seconded, AR 2007-195,
6 and this was approved without objection.

7
8 14.G. Ordinance No. AO 2007-117, an ordinance amending Anchorage Municipal Code Section 21.15.010,
9 governing the procedures and standards for **zoning variances**, and setting the maximum fee for
10 single family residential variance applications; Assembly Chair Coffey.

11 1. Assembly Informational Memorandum AIM 92-2007, Summary of Economic Effects; Assembly
12 Chair Coffey. (**Laid on the Table**)

13
14 Ms. Ossiander moved, to introduce AIM 92-2007,
15 Mr. Starr seconded,
16 Mr. Sullivan was the concurring third.

17
18 Chair Coffey read the ordinance title and opened Public Hearing.

19
20 TIM POTTER testified in support of the additional language and proposed consideration of new language to address
21 delays to a variance, which could delay a project's development schedule. To Mr. Starr, Mr. Potter responded that
22 designating allowances of parking spaces was possible prior to development and it was possible to predict 'spill-over'
23 traffic, working with the Traffic Engineer. Municipal staff time would be needed to address both residential and
24 commercial variances. To Mr. Tesche, Mr. Potter responded that he was the DOWL Engineers Planning Director, but
25 was personally testifying to the matter that evening as an interested private citizen, based on his 26 years of dealing
26 with variances. Mr. Potter responded that an applicant, working directly with the Traffic Engineer would need to
27 demonstrate to the satisfaction of the board that there would not be spill-over traffic. Mr. Potter responded the
28 amended ordinance would allow the board to judge whether a variance was in accord with city development. To Dr.
29 Selkregg, Mr. Potter responded the language proposed on Page 3 would not change the way a variance was
30 reviewed. Dr. Selkregg responded that she would not support softening the language [~~which may allow a new~~
31 ~~development to block the sun to adjacent properties.~~]. "designed to protect adjacent properties and surrounding
32 neighborhoods." Mr. Potter responded the addition of 'substantially' meant 'not absolute' and would allow more
33 flexibility for an application to meet the six requirements. To Mr. Starr, Mr. Potter responded the language would still
34 allow considerations to adjacent properties within 500 feet. Planning Department Administrator Jerry Weaver
35 responded the language deleted in C.1.d was compensated with additional language in items C.1.e and C.1.f.

36
37 WILLIAM EARNHART, Zoning Board of Examiners and Appeals Chair, testified that the Board had proposed the
38 changes. He supported adding a seventh variance standard to offer more clarity, guidance, latitude and fairness when
39 addressing existing structures reviewed by the board and staff. To Dr. Selkregg, Mr. Earnhart responded that the
40 Board had recommended the changes, by a vote of 6-0. Mr. Weaver responded that Assemblymembers had received
41 the board recommendation. Dr. Selkregg stated that the new language 'health, safety and welfare' was different than
42 'harmonious with the neighborhood.' Mr. Earnhart responded that the matter was addressed in elsewhere in the
43 document. Responding to Dr. Selkregg's scenario of a bar/restaurant in a residential area needing additional land for
44 spill-over parking spaces, he stated that consideration would be given to all effects to a neighborhood and keeping the
45 character of the zoning district, which was their prime concern and was addressed in C.1.e and C.1.f. Dr. Selkregg
46 responded that a bar/restaurant could be 'harmonious' with a neighborhood and still be injurious. To Mr. Tesche, Mr.
47 Earnhart responded that land descriptions and hardship or inconvenience was addressed in the document. An
48 allowed variance would not be easily noticed. To Mr. Claman, Mr. Earnhart responded that he supported Mr. Potter's
49 proposed language to F.3.a.

50
51 There was no additional public testimony and Chair Coffey closed Public Hearing and called the Question.

52
53 Ms. Ossiander moved, to approve AO 2007-117,
54 Mr. Sullivan seconded,

55
56 Ms. Ossiander moved, to amend AO 2007-117, Page 4, Line 45, *by adding* to read:
57 Mr. Sullivan seconded, F.3.a. if the variance is not exercised within one year "or
58 and this was approved without objection. as otherwise conditioned" of the date it is granted, ;

59
60 Mr. Claman stated there were legal opinions concerning takings and he proposed additional language to protect the
61 value of adjacent property.

62
63 Mr. Claman moved, to amend AO 2007-117, Page 3, Line 17, *by adding* to read:
64 Dr. Selkregg seconded, C.1.d. The variance, if granted, will not adversely affect the
65 use "or value" of adjacent property as permitted
66 under this code.;

67
68 To Mr. Sullivan, Mr. Weaver responded that property value was certainly a consideration, but there were already code
69 standards that would evaluate adjacent properties and the Administration would not support the additional language.
70 Mr. Sullivan concurred.

71
72 To Mr. Claman, Deputy Municipal Attorney Rhonda Westover responded the Legal Department concurred with Mr.
73 Weaver.

74
75 and this motion failed, 5-6.

76
77 AYES: Traini, Birch, Bauer, Selkregg and Claman.

78 NAYES: Tesche, Sullivan, Starr, Coffey, Ossiander and Johnston.

1
2 Dr. Selkregg moved, to amend AO 2007-117, Page 3, Line 17, *by adding* to read:
3 Mr. Claman seconded, C.1."h. Granting the variance would be in harmony with the
4 objectives of the zoning ordinance and not injurious
5 to the neighborhood or otherwise detrimental to the
6 public welfare.;"
7

8 Dr. Selkregg stated that health, welfare and safety were not specifically addressed and the amendment would offer
9 protection to the surrounding neighbors.

10
11 Mr. Starr would not support. The language in C.1.e already clarified the considerations of the board and staff.

12
13 and the motion failed, 5-6.
14

15 AYES: Tesche, Traini, Birch, Selkregg and Claman.
16 NAYES: Sullivan, Starr, Coffey, Ossiander, Johnston and Bauer.
17

18 Ms. Ossiander moved, to amend AO 2007-117 on Page 5, Line 23, *by deleting* to
19 Mr. Claman seconded, read: [~~G. Section 2. The maximum fee for a single family~~
20 ~~residential variance application under 21.15.010 shall be~~
21 ~~\$_____]; And, *by renumbering* the remaining sections.;
22~~

23 Chair Coffey supported the amendment and stated that Agenda item 14.H, AO 2007-119 addressed procedures,
24 standards and schedules of fees for zoning variances.

25
26 and this was approved without objection, 11-0.
27

28 Chair Coffey put the Question on the main motion.

29
30 and the main motion, as amended, was passed, 10-1.
31

32 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Claman.
33 NAYES: Selkregg.
34

35 Ms. Johnston moved, to Change the Order of the Day to take up 14.K,
36 Ms. Ossiander seconded, AO 2007-124,
37 and this was approved without objection.
38

39 *(Clerk's Note: Chair Coffey moved the body to take up 14.K and upon completion, returned the body to 14.H.)*
40

41 14.H. Ordinance No. AO 2007-119, an ordinance of the Anchorage Municipal Assembly amending
42 Anchorage Municipal Code of Regulations Section 21.20.002, **Schedule of Fees for Zoning**
43 **Variances**, to lower the fees for certain zoning variance applications; Assembly Chair Coffey.
44

45 Chair Coffey read the ordinance title and announced AO 2007-119 would be continued to November 13th. He opened
46 Public Hearing. There was no one to testify and he called the Question.
47

48 Ms. Ossiander moved, to *continue* Public Hearing on AO 2007-119
49 Mr. Claman seconded, to November 13th,
50 and this passed without objection.
51

52 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
53 NAYES: None.
54

55 14.I. Ordinance No. AO 2007-121, an ordinance amending Anchorage Municipal Code Chapters 21.40 and
56 21.50 and amending Anchorage Municipal Code of Regulations 21.20.002 Schedule of Fees - Zoning
57 to provide for **administrative site plan review and approval of restaurant or eating place**
58 **alcoholic beverage license use**; Assembly Chair Coffey.

59 1. Ordinance No. AO 2007-121(S), an ordinance amending Anchorage Municipal Code Chapters
60 21.40 and 21.50 and amending Anchorage Municipal Code of Regulations 21.20.002
61 Schedule of Fees - Zoning to provide for administrative site plan review and approval of
62 restaurant or eating place alcoholic beverage license use; Assembly Chair Coffey.
63

64 Chair Coffey read the ordinance title and opened Public Hearing. There was no one to testify.
65

66 Dr. Selkregg moved, to *continue* Public Hearing on AO 2007-121 and
67 Mr. Claman seconded, AO 2007-121(S) to October 9, 2007,
68

69 Dr. Selkregg stated that because this was such a significant change to code and it affected so many districts, it was
70 worthwhile to give the public notification, to be able to respond to the matter.
71

72 and this was passed, 8-3.
73

74 AYES: Tesche, Traini, Sullivan, Ossiander, Johnston, Bauer, Selkregg and Claman.
75 NAYES: Starr, Coffey and Birch.
76

- 1 14.J. Ordinance No. AO 2007-118, an ordinance adopting the **3500 Tudor Road Master Plan** as an
2 element of *Anchorage 2020* – the Anchorage Bowl Comprehensive Plan and amending Anchorage
3 Municipal Code Chapter 21; Traffic Department.
4 1. Assembly Memorandum No. AM 505-2007.

5
6 *(Clerk's Note: AO 2007-118 was Carried Over to October 9, 2007)*

- 7
8 14.K. Ordinance No. AO 2007-124, an ordinance repealing Chapter 25.25, **School Site Selection and**
9 **Acquisition School Building Construction**, and amending Sections 21.15.015 and 25.40.015 to
10 provide a site selection, site plan review and acquisition process for school lands; Assemblymembers
11 Johnston and Claman.
12 1. Ordinance No. AO 2007-124(S), an ordinance repealing Chapter 25.25, School Site Selection
13 and Acquisition School Building Construction, and amending Sections 21.15.015 and
14 25.40.015 to provide a site selection, site plan review and acquisition process for school lands;
15 Assemblymembers Johnston and Claman. **(Laid on the Table)**

16
17 Ms. Ossiander moved, *to introduce* AO 2007-124(S),
18 Mr. Starr seconded,
19 Mr. Sullivan was the concurring third.

20
21 Chair Coffey read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public
22 Hearing and Called the Question.

23
24 Mr. Claman moved, *to approve* AO 2007-124(S),
25 Ms. Johnston seconded,

26
27 Ms. Johnston stated the Anchorage School District (ASD), the Administration and the Assembly had jointly worked on
28 the ordinance and there was full support. She proposed one amendment.

29
30 Ms. Johnston moved, *to amend* AO 2007-124(S) on Page [3] **2**, 21.15.015,
31 Mr. Claman seconded, Section **2.A.3.c**, Lines [7] **6** to 9, *by changing* to read:
32 and this was approved unanimously. c. Remand the evaluated and recommended sites
33 to planning & zoning commission "and the
34 school board" for further investigation, review
35 and evaluation [~~with due consideration to the~~
36 ~~recommendations of the school board~~]."

37
38 Ms. Johnston moved, *to amend* AO 2007-124(S), Page 4, 25.40.015D.5,
39 Mr. Claman seconded, Section 3.D.5, Lines 7 to 9, *by adding* to read:
40 and this was approved unanimously. 5. Lands determined by the school district "and
41 approved by the school board" to be excess to school
42 needs shall be returned to the Heritage Land Bank
43 inventory, upon assembly approval and
44 compensation to the school district pursuant to this
45 section.;

46
47 Ms. Johnston stated that the ASD, the Heritage Land Bank and the Assembly were working jointly on one policy and
48 procedure to address school site selection. She urged a YES-vote.

49
50 To Ms. Ossiander, ASD Assistant Superintendent George Vakalis responded the ASD had no objection.

51
52 Chair Coffey stated that a letter of support from ASD Superintendent Carol Comeau had been distributed.

53
54 Mr. Claman stated that he and Ms. Johnston had urged the ASD to address the school site selection policy, which
55 would work better for the ASD and acquisitions. He urged unanimous support.

56
57 Dr. Selkregg stated that this matter had needed to be addressed for years and she fully supported this first step in
58 improving the process.

59
60 and the main motion, as amended, was passed, 11-0.

61
62 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
63 NAYES: None.

64
65 *(Clerk's Note: Chair Coffey returned the body to address Agenda item 14.H.)*

- 66
67 14.L. Resolution No. AR 2007-195, a resolution of the Municipality of Anchorage granting **KAPP, LLC** a ten-
68 year real property tax exemption and a consecutive five-year tax deferral for redevelopment of certain
69 deteriorated real property subject to certain conditions precedent; Assemblymember Tesche.

70
71 *(Clerk's Note: Prior to taking up 13.A, Chair Coffey granted a request from Mr. Tesche to announce his intent to*
72 *continue Public Hearing on AR 2007-195 to November 6th. Following Mr. Tesche's announcement Chair Coffey*
73 *returned the body to 13.A.)*

74
75 Mr. Tesche announced that the developer was still preparing additional written submittals that would accompany the
76 application, allowing the Assembly to have additional information for consideration and Public Hearing would be
77 continued to November 6th.

1 (Clerk's Note: Upon completion of Agenda item 14.F. Chair Coffey returned the body to open Public Hearing on AR
2 2007-195.)
3

4 Chair Coffey announced that Public Hearing on AR 2007-195 would be continued. People were only allowed to testify
5 to an item one time, but since AR 2007-195 had been publicly noticed, Public Hearing would be open that evening for
6 those present who wished to testify. He read the resolution title and opened Public Hearing. There was no one to
7 testify and he called the Question.
8

9 Mr. Tesche moved, *to continue* Public Hearing on AR 2007-195
10 Ms. Ossiander seconded, to November 6, 2007,
11 and this was passed without objection.
12

13 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
14 NAYES: None.
15

16 (Clerk's Note: Upon completion of 14.L, Chair Coffey returned the body to take up 4.G, AO 2007-117.)
17

18 **15. SPECIAL ORDERS** None.
19

20 **16. UNFINISHED AGENDA** None.
21

22 **17. AUDIENCE PARTICIPATION**
23

24 PETE KINEEN, Executive Director of Environmental Recycling, requested that the Administration review the function
25 and circumstances of the composting facility. The facility was established and had operated continually since 1993.
26 This was the largest and most successful recycling outfit in Alaska. Five years ago they had been told by the landlord,
27 Heritage Land Bank, that if operations were maintained the lease would be extended. The understanding was that if
28 the airport needed that particular site, it would be the Municipality's obligation to find an equal or better site for them.
29 The operation had relied on that agreement and had brought in hundreds of thousands of dollars worth of equipment
30 and had established markets for the accumulated products. The operation had recently received notice that the lease
31 was terminated and had been told to move, without an explanation of what was wrong or what had changed. Without
32 other options, the operation was looking at a tremendous financial cost to destroy the composted products. Mr. Kineen
33 stated this was a free public facility. Mr. Sullivan requested a worksession be scheduled. Chair Coffey stated the city
34 was in litigation with the operation and legally the Assembly could not be involved. Mr. Sullivan stated that he and
35 other Assemblymembers would work independently with Mr. Kineen to review the particulars of the matter. To Mr.
36 Traini, Mr. Kineen stated the facility had to move by October 21st.
37

38 **18. ASSEMBLY COMMENTS**
39

40 Mayor Begich announced that AWWU Finance Director Sharon Weddleton would be the new Chief Fiscal Officer
41 beginning the following week, as Chief Fiscal Officer Jeff Sinz moved on to other opportunities. Ms. Ossiander, Dr.
42 Selkregg, Chair Coffey and Mayor Begich thanked Mr. Sinz for his contributions, recognizing his professionalism and
43 dedication and wished him the best of luck.
44

45 **19. EXECUTIVE SESSIONS** There were none.
46

47 **20. ADJOURNMENT**
48

49 Chair Coffey adjourned the Regular Assembly Meeting at 11:00 p.m.
50
51
52
53

54 *See Archived Document for Signatures*

55
56 _____
57 DAN COFFEY, Assembly Chair

58 ATTEST:
59
60
61

62 *See Archived Document for Signatures*
63

64 _____
65 BARBARA GRUENSTEIN, Municipal Clerk
66 Date Minutes Amended and Approved: November 6, 2007.

67 MC/BG

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