

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

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

**Minutes for Regular Meeting of February 27, 2007**

**1. CALL TO ORDER**

The Assembly Meeting was convened by Chair Sullivan at 5:05 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, Janice Shamberg, Paul Bauer, William Starr, Dan Sullivan, Debbie Ossiander, Chris Birch (*participating telephonically with New Public Hearing items*), Dan Coffey, Ken Stout, Dick Traini and Pamela Jennings.

ABSENT: None.

**3. PLEDGE OF ALLEGIANCE** Assemblymember Ossiander led the pledge.

**4. MINUTES OF PREVIOUS MEETINGS**

4.A. Regular Meeting – December 19, 2006.

Mr. Coffey moved, to approve the Meeting Minutes of December 19, 2006,  
Mr. Traini seconded,  
and this passed without objection.

**5. MAYOR'S REPORT**

Mayor Begich reported on the recent *USA Today* article on crime in the nation. He distributed handouts on the Dena'ina Convention Center construction update for January. Economic Resource Manager Kevin Harun reported that he and Mayor Jack Roderick had traveled to Nelelsk, Russia, to work with Russian officials on tourism and economic development. He introduced guests Oleg Kiselev, Alexander Sidoruv, Tatiana Sidoruk and translator Svetlana Potton. Mayor Begich presented to the Russian guests a 1943 newspaper article, describing Russians and Americans partnering in force against Germany during World War II. The Russian guests thanked the Administration for their hospitality and stated the details of their trip would be shared with the media when they returned to Russia. They thanked the Mayor for the gift, which would be considered a treasure and given to their Russian museum. Mr. Tesche thanked the distinguished guests for their visit and asked what they thought of the new Anchorage Brand, *Big Wild Life*. They responded it was a very interesting play of words and they hoped it referred to people. They welcomed all Assemblymembers to visit Russia.

**6. ASSEMBLY CHAIR'S REPORT** There was none.

**7. COMMITTEE REPORTS**

Mr. Stout reported the Anchorage Development Authority February 18<sup>th</sup> worksession included discussion on the Hollywood Vista development and the gravel extraction, which would be used for the Port of Anchorage. He reported that Augustine Development would be working with the city, constructing a new parking lot off 6<sup>th</sup> Avenue, which would provide 75 more parking spaces within the next couple of months, helping to alleviate the parking problem downtown. The Municipality had secured a contract to provide 24-hour security for all municipal parking facilities. The Ship Creek Shuttle would provide free workday service to the downtown workforce, to also help ease parking concerns.

Mr. Bauer reported the monthly Public Safety Committee Meeting would be on March 8<sup>th</sup> at 4:00 in Room 240 in City Hall, to continue discussion on liquor license issues and to address police dispatch and E-911 status.

Mr. Coffey reported that there would be Title 21 Committee Meetings on Friday, March 2<sup>nd</sup>, 9:00 to 11:00 a.m., Monday, March 5<sup>th</sup>, 2:30 to 4:30 p.m. and Wednesday, March 7<sup>th</sup>, from 9:00 to 11:00 a.m. with locations to be announced.

Ms. Shamberg reported that she had found publications in Los Angeles that included photos and biographies of Mayor Begich's brother and Chair Sullivan's family cousin.

**8. ADDENDUM TO AGENDA**

Chair Sullivan called for a motion and read the Addendum items. He called for additional items and AR 2007-61 was added and assigned Agenda Number 9.A.5. With no additional items, Chair Sullivan called for a vote to incorporate the Addendum items into the Consent Agenda.

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

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

Chair Sullivan called the Question on the Consent Agenda.

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

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

## 9. CONSENT AGENDA

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

9.A.1. Resolution No. AR 2007-54, a resolution of the Anchorage Municipal Assembly recognizing and honoring Municipality of Anchorage's **'MyNeighborhood'**, Alaska Municipal League's 2006 Public Works Award of Excellence winner and National League Of Cities' City Practice winner; Mayor's Begich; Assemblymembers Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan, Tesche and Traini.

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

9.A.2. Resolution No. AR 2007-55, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Anchorage's Renewable Resources Program's Alaska Municipal League Community Award** and inclusion in the National League of Cities' City Practices collection; Mayor's Begich; Assemblymembers Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan, Tesche and Traini.

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

9.A.3. Resolution No. AR 2007-58, a resolution of the Anchorage Municipal Assembly honoring and congratulating the **East Anchorage Eagles Football Team** for their outstanding achievements during the 2006 season; Mayor Begich; Assemblymembers Traini, Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan and Tesche. **(Addendum)**

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

9.A.4. Resolution No. AR 2007-59, a resolution of the Anchorage Municipal Assembly recognizing **Fritz Kraus** for his dedicated public service and outstanding accomplishments during his 26 year career with Alaska Fish and Game; Mayor Begich; Assemblymembers Sullivan, Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Tesche and Traini. **(Addendum)**

9.A.5. Resolution No. AR 2007-61, a resolution of the Anchorage Municipal Assembly honoring **Robin Ward** for her service to the Municipality of Anchorage; Mayor Begich. **(Laid on the Table)**

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

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

9.B.1. Resolution No. AR 2007-60, a resolution of the Anchorage Municipal Assembly for submission to the Twenty-Fifth Alaska State Legislature in support of naming the State's new parking garage in Downtown Anchorage in honor of **Carolyn "Linny" Pacillo**; Assemblymember Sullivan. **(Addendum)**

### 9.C. BID AWARDS

9.C.1. Assembly Memorandum No. AM 154-2007, recommendation of award to Pinnacle Construction, Inc. for construction of the **Girdwood Library and Community Center** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 26-C082) (\$3,689,000); Purchasing.

9.C.2. Assembly Memorandum No. AM 155-2007, recommendation of award to Corvus Contractors, LLC for the **Paratransit Facility** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 26-C081) (\$2,927,497); Purchasing.

9.C.3. Assembly Memorandum No. AM 168-2007, recommendation of award to KME Fire Apparatus to provide two (2) each 2x4 triple combination **pumper trucks** to the Municipality of Anchorage; Anchorage Fire Department (ITB 26-B072) (\$393,912); Purchasing.

The Administration requested this item be pulled for review on the Regular Agenda. *(See item 10.C.3)*

### 9.D. NEW BUSINESS

9.D.1. Assembly Memorandum No. AM 153-2007, 2007/2008 Liquor License Renewal: **AI's Alaskan Inn #4288** – Beverage Dispensary (Taku/Campbell Community Council); Clerk's Office.

Ms. Shamberg requested this item be pulled for review on the Regular Agenda. *(See item 10.D.1)*

- 9.D.2. Assembly Memorandum No. AM 156-2007, proprietary purchase of **fire apparatus parts and services** on an "as required" basis from Meridian Hughes Fire Equipment Inc. for the Municipality of Anchorage, Anchorage Fire Department (AFD) (\$195,000); Purchasing.
- 9.D.3. Assembly Memorandum No. AM 157-2007, proprietary purchase with Medtronic Emergency Response Systems (Medtronic ERS) for providing **defibrillator parts and repair services** for the Municipality of Anchorage, Anchorage Fire Department (\$72,000); Purchasing.
- 9.D.4. Assembly Memorandum No. AM 169-2007, Change Order No. 5 to Purchase Order 260401 with Safety Incorporated, for furnishing **medical supplies** on an "as required" basis, to the Municipality of Anchorage, Anchorage Fire Department (\$15,000.00); Purchasing.
- 9.D.5. Assembly Memorandum No. AM 158-2007, Change Order No. 2 to Purchase Order No. 251244 with Alaska Permanent Capital Management Company for providing **investment advisory services** to the Municipality of Anchorage, Finance Department (\$25,000); Purchasing.
- 9.D.6. Assembly Memorandum No. AM 159-2007, Change Order No. 1 to Purchase Order No. 26PTD112 with **Pacific Power Products** for the Municipality of Anchorage, Public Transportation Department (\$120,000); Purchasing.
- 9.D.7. Assembly Memorandum No. AM 170-2007, recommendation of award to HDR Alaska, Inc. for providing **hydrological & water quality engineering services** to the Municipality of Anchorage, Project Management and Engineering Department (RFP 26-P051DC) (\$250,000); Purchasing.
- 9.D.8. Assembly Memorandum No. AM 174-2007, **Suite 100 #4662 –Application for Restaurant Designation Permit (Taku/Campbell Community Council); Clerk's Office. (Addendum)**
- 9.D.9. Assembly Memorandum No. AM 175-2007, recommendation of award to HDR Alaska, Inc. to provide professional engineering services for the **Hillside Drainage Planning Project** for the Municipality of Anchorage, Project Management & Engineering Department (RFP 26-P056, Project C) (\$300,000); Purchasing. **(Addendum)**
- 9.D.10. Assembly Memorandum No. AM 176-2007, proprietary purchase of **computer software, training, annual maintenance support, and services** from Maximus, Inc. for the Municipality of Anchorage, Finance Department, Treasury Division (\$64,200); Purchasing. **(Addendum)**
- 9.E. INFORMATION AND REPORTS**
- 9.E.1. Information Memorandum No. AIM 30-2007, **Title 21 Rewrite Project Update**; Planning Department.
- 9.E.2. Information Memorandum No. AIM 31-2007, **contracts awarded between \$50,000 and \$100,000 through formal competitive processes** for the month of January 2007; Purchasing.
- 9.E.3. Information Memorandum No. AIM 32-2007, **Sole Source Procurement Report** for the month of January 2007; Purchasing.
- 9.E.4. Information Memorandum No. AIM 33-2007, **Annual Executive Salary Report**; Employee Relations Department.
- 9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**
- 9.F.1. Ordinance No. AO 2007-39, an ordinance authorizing the eighth lease renewal option of Lot 8-B totaling 352,938 square feet and Lot 8-C totaling 133,095 square feet, Port of Anchorage Subdivision, to **Anchorage Fueling and Service Company**; Port of Anchorage. *(Public Hearing 3-13-07)*
- a. Assembly Memorandum No. AM 165-2007.
- 9.F.2. Ordinance No. AO 2007-40, an ordinance authorizing a ground lease agreement between the Municipality of Anchorage and **Chugiak Senior Center, Inc.**, an Alaska Non-Profit Corporation, for a parcel legally described as Lot 3, Section 16, Township 15 North, Range 1 West, Seward Meridian, located in Chugiak, Alaska, for constructing and operating rental housing for the elderly; Heritage Land Bank/Real Estate Services. *(Public Hearing 3-13-07)*
- a. Assembly Memorandum No. AM 166-2007.
- 9.F.3. Ordinance No. AO 2007-41, an ordinance amending the zoning map and providing for the rezoning of approximately 2.12 acres, from R-10 (Residential Alpine/Slope) to R-6 (Suburban Residential) for **Sue Tawn Estates #2 Subdivision, Block 3, Lot 11**; generally located at the terminus of Sue Tawn Drive and east of Little Peters Creek (Chugiak Community Council) (Planning and Zoning Commission Case 2007-001); Planning Department. *(Public Hearing 3-27-07)*
- a. Assembly Memorandum No. AM 167-2007.
- 9.F.4. Ordinance No. AO 2007-42, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Section 21.45.150, **Home Occupations**, and Section 21.47.040, Signs in Residential Districts, to clarify that a business logo on a vehicle used in the day-to-day operation of a business is not a sign regulated under AMC 21.47.040; Assemblymember Ossiander. *(Public Hearing 5-15-07)*
- a. Assembly Memorandum No. AM 173-2007.
- 9.F.5. Ordinance No. AO 2007-43, an ordinance amending Anchorage Municipal Code Section 25.10.060, **Use of Municipal Land**, by enacting a new Subsection (E) prohibiting imposition of permit fees based on a percentage of concession revenue, and allowing fee reductions where users assume maintenance responsibilities; Assemblymembers Traini and Ossiander. *(Public Hearing 5-01-07)*
- 9.F.6. Resolution No. AR 2007-49, a resolution of the Municipality of Anchorage appropriating \$560,000 as a supplemental grant award from the Alaska Department Of Health and Social Services to the State Categorical Grants Fund (231) Department of Health and Human Services to fund the **Child Care Eligibility Assistance Program**. *(Public Hearing 3-13-07)*
- a. Assembly Memorandum No. AM 160-2007.
- 9.F.7. Resolution No. AR 2007-50, a resolution of the Anchorage Municipal Assembly appropriating a \$1,441,220 contribution approved in the 2007 General Government Operating Budget from the Office of Economic & Community Development's Eagle River-Chugiak Parks and Recreation Service Area Fund (162) to the **Eagle River-Chugiak Parks and Recreation Service Area Capital Service Area Capital Improvement Project Fund** (462) for capital maintenance and improvements; Office of Economic & Community Development. *(Public Hearing 3-13-07)*
- a. Assembly Memorandum No. AM 161-2007.
- 9.F.8. Resolution No. AR 2007-51, a resolution of the Municipality of Anchorage appropriating \$220,000 of revenues from within the Areawide General Capital Improvement Fund (401), \$337,000 of revenues from within the Anchorage Parks and Recreation Capital Improvement Fund (461), and \$40,000 from

within the Chugiak-Eagle River Parks and Recreation Service Area Capital Improvement Fund (462) for **facility and equipment improvements** at the George M. Sullivan Arena, Ben Boeke and Dempsey Anderson Ice Arenas, Alaska Center for the Performing Arts, Anchorage Golf Course, and the Harry J. McDonald Memorial Center; Office of Economic & Community Development. (*Public Hearing 3-13-07*)

a. Assembly Memorandum No. AM 162-2007.

9.F.9. Resolution No. AR 2007-56, a resolution of the Municipality of Anchorage accepting and appropriating \$210,202 as a Federal Pass-Through grant from the Alaska Department of Fish and Game (ADF&G) Southeast Sustainable Salmon Fund to the Areawide General CIP Fund (Fund 401), Office of Economic and Community Development, for the **Campbell Creek Fish and Streambank Rehabilitation Project**; Office of Economic & Community Development. (*Public Hearing 3-13-07*)

a. Assembly Memorandum No. AM 171-2007.

9.F.10. Resolution No. AR 2007-52, a resolution of the Municipality of Anchorage appropriating \$614,000 from the Heritage Land Bank (HLB) Fund Balance (221) to the 2007 HLB Operating Budget as a contribution to the **HLB Capital Fund** (421), and reallocating remaining capital projects balances from previous HLB fund appropriations; Heritage Land Bank. (*Public Hearing 3-13-07*)

a. Assembly Memorandum No. AM 163-2007.

9.F.11. Resolution No. AR 2007-53, a resolution of the Municipality of Anchorage accepting, when tendered, \$102,289 from the United States Department of the Interior Geological Survey Grant and appropriating said grant to Merrill Field's Operating Fund for the continued use of 1209 Orca Street as the **U.S. Geological Survey Hydrologic Resource Center**; Merrill Field Airport. (*Public Hearing 3-13-07*)

a. Assembly Memorandum No. AM 164-2007.

9.F.12. Resolution No. AR 2007-57, a resolution of the Municipality of Anchorage appropriating \$4,061,770 from the Equipment Maintenance Internal Service Operating Fund 601 Unrestricted Net Assets Account to the Equipment Maintenance Internal Service Capital Fund 606 to purchase **vehicles and equipment**; Maintenance & Operations Department. (*Public Hearing 3-13-07*)

a. Assembly Memorandum No. AM 172-2007.

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

and this motion, as amended, was passed.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Coffey, Stout, Traini and Jennings.

NAYES: None.

ABSENT: Birch, excused. (*Clerk's Note: Mr. Birch participated telephonically with New Public Hearing items.*)

The amended Consent Agenda was approved and Chair Sullivan 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 2007-54, a resolution of the Anchorage Municipal Assembly recognizing and honoring Municipality of Anchorage's **'MyNeighborhood'**, Alaska Municipal League's 2006 Public Works Award of Excellence winner and National League Of Cities' City Practice winner; Mayor Begich; Assemblymembers Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan, Tesche and Traini.

Deputy Municipal Manager Michael Abbott requested postponement to March 13<sup>th</sup>, when participating staff members would be present.

Ms. Ossiander moved, *to postpone* AR 2007-54 to March 13th,  
Mr. Coffey seconded,  
and this was approved without objection.

10.A.2. Resolution No. AR 2007-55, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Anchorage's Renewable Resources Program's Alaska Municipal League Community Award** and inclusion in the National League of Cities' City Practices collection; Mayor's Begich; Assemblymembers Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan, Tesche and Traini.

Mr. Traini moved, *to approve* AR 2007-55,  
Ms. Jennings seconded,  
and this was approved without objection.

Mr. Traini presented and Ms. Jennings read the resolution, recognizing and honoring the hard working team with Anchorage's Renewable Resources Program. Renewable Resource Manager Kevin Harun responded that this had started with downtown recycling demands and now involved the entire city, including Eagle River and South Anchorage. To Ms. Jennings, Mr. Harun responded that the team was researching more methods of conservation, including using ground glass for sanding roads, reducing paper and conserving electricity usage. He reported the Internet Technology Division had been able to save \$84,000, by powering-down computer monitors.

10.A.3. Resolution No. AR 2007-58, a resolution of the Anchorage Municipal Assembly honoring and congratulating the **East Anchorage Eagles Football Team** for their outstanding achievements during the 2006 season; Mayor Begich; Assemblymembers Traini, Bauer, Birch, Coffey, Jennings, Ossiander, Shamberg, Starr, Stout, Sullivan and Tesche. (*Addendum*)

Mr. Bauer moved, *to approve* AR 2007-58,

Mr. Stout seconded,  
and this was approved without objection.

Mr. Bauer read and Mr. Stout presented the resolution, honoring the East Anchorage Football Team for their outstanding 2006 season, which included a Pop Warner Super Bowl Championship game. Team members included Tyrone Alo, Anthony Banks, Tamar Delvillar, Jeremy Fogg, David Hagood, Wheeler Hord, Caleb Holley, Thomas Hubbard, Seth Johnson, Edward King, NaVarr Lopez, Malik Moss, Alex Mulifia, Damon Sherman-Newsome, John David Richardson, Michael Sharp, Kanari Stokes, Justin Tolliver, Wesley Tulimaseali'i, Roscoe Wyche and Demarcus Young. Also recognized were head coach Larry Jackson; assistant coaches Benjamin Meneses, Jr., Ron Shuffer, Lenward Toussant, Jr. and Wesley Davis; parent Karen Sherman-Newsome; equipment manager William Hagood; trainer Ava Hagood, and; administrator Mike Bennett. Coach Jackson thanked the Assembly for the recognition. Mr. Bauer congratulated the team. The team also received recognitions from Anchorage Water and Wastewater Utility.

9.A.5. Resolution No. AR 2007-61 a resolution of the Anchorage Municipal Assembly honoring **Robin Ward** for her service to the Municipality of Anchorage; Mayor Begich. (**Laid on the Table**)

Ms. Ossiander moved, to approve AR 2007-61,  
Mr. Traini seconded,  
and this was passed without objection.

Ms. Ossiander presented and Mayor Begich read, recognizing and honoring Heritage Land Bank Executive Director Robin Ward for her three years of service to the Municipality. Ms. Ward had worked on selection and development of school sites, parks, parking lots and many other municipal projects from Eagle River and Government Hill to Girdwood. Ms. Ward thanked the Assembly for the recognition and stated that working for the Administration had been very rewarding. She gave credit for her accomplishments to her staff, the Mayor's Office and the Assembly. Mr. Coffey, Ms. Jennings, Mr. Traini, Ms. Shamberg, Ms. Ossiander, Mr. Tesche, Mr. Stout, Mr. Bauer and Chair Sullivan thanked Ms. Ward for all she had accomplished while at the Municipality. They appreciated her professionalism and wished her luck with her new career.

**10.B. RESOLUTIONS FOR ACTION - OTHER** None were pulled for review.

**10.C. BID AWARDS**

10.C.3. Assembly Memorandum No. AM 168-2007, recommendation of award to KME Fire Apparatus to provide two (2) each 2x4 triple combination **pumper trucks** to the Municipality of Anchorage; Anchorage Fire Department (ITB 26-B072) (~~[\$393,912]~~ \$939,912); Purchasing.

Ms. Ossiander moved, to approve AM 168-2007,  
Mr. Coffey seconded,

Municipal Manager Denis LeBlanc requested a correction of the award amount in the Agenda title to be \$939,912.00. The dollar amount in the document was correct.

and this was approved without objection.

**10.D. NEW BUSINESS**

10.D.1. Assembly Memorandum No. AM 153-2007, 2007/2008 Liquor License Renewal: **Al's Alaskan Inn #4288** – Beverage Dispensary (Taku/Campbell Community Council); Clerk's Office.

Ms. Shamberg moved, to approve AM 153-2007,  
Ms. Jennings seconded,

Ms. Shamberg stated that she had received many complaints over the past one and one-half years on this bar. Acting Police Chief Ross Plummer responded that some calls in this area had not reached a criminal level and were not included in the police report. There was no question there were disturbances, but it was difficult to associate them directly to the establishment. There were no indications that the bar management was not cooperating with police to resolve any concerns.

Ms. Ossiander stated she had also received several calls from residents and landlords adjacent to the establishment wanting to resolve the complaints. Acting Chief Plummer responded if there were issues the police could address, residents could call the department. Noise or other area problems could be deferred to other agencies.

Mr. Coffey stated the two-year history included no liquor violations. He had also received complaints of noise and parking. Acting Chief Plummer responded officers did respond to noise complaints, which were difficult to tie to the establishment unless the individuals were intoxicated. There had been problems with parking off-site.

Chair Sullivan stated that the establishment, originally a hotel, had a license related to a tourism license, which may have shorter hours, closing at 11:00 p.m. Acting Chief Plummer responded that he would research the details.

Mr. Traini stated this business had multiple licenses, including a tourism license and a beverage dispensary license.

Mr. Coffey stated this business had both licenses. The hours of operation were identical for both. He stated that when the Assembly had addressed similar concerns with the Call of the Wild, there were substantial issues with the neighborhood and the Assembly had imposed conditions that helped ameliorate the circumstances. Disturbances associated with this establishment had not risen to the level of concern that warranted license conditions. An Assembly protest would not be valid to the State Alcohol Beverage Control (ABC) Board.

Ms. Ossiander understood the Assembly could not protest the license, but the fact remained there were many residents frustrated and complaining and the disturbances needed to be dealt with.

Ms. Shamberg wanted to oppose this license renewal to show solidarity with the neighborhood, but she understood Assembly opposition would not carry any weight with the ABC Board. She would reluctantly support the ordinance.

Chair Sullivan stated that Assemblymembers could come forth with a resolution with consideration of additional conditions or restrictions on the license.

and this motion was passed, 9-1,  
with Ms. Jennings opposing,  
and Mr. Birch as an excused absence.

**10.E. INFORMATION AND REPORTS** None were pulled for review.

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

**11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS** There were none.

**12. APPEARANCE REQUESTS** There were none.

**13. CONTINUED PUBLIC HEARINGS**

13.A. Ordinance No. AO 2007-31, an ordinance waiving the assessable share requirement of Anchorage Municipal Code Section 19.40.100B. for seven **road reconstruction road improvement districts**; Project Management & Engineering.

1. Assembly Memorandum No. AM 101-2007. (*Continued from 2-13-07*)

Chair Sullivan read the ordinance title and opened Public Hearing.

MICHAEL BURKE, resident of Town and Country Estates, urged support for the road improvements, which included repaving his subdivision road, which was crumbling and was long overdue. The timing was good because local utilities were set to be replaced.

Mr. Coffey moved, to approve AO 2007-31,  
Mr. Traini seconded,

Mr. Coffey questioned the fairness of the costs of these improvements being distributed throughout the entire city. Deputy Municipal Manager Michael Abbott responded there would be 400 properties benefiting from these improvements. Distribution of costs was necessary because the costs to the individual properties would be unreasonable. The Administration supported the ordinance. The Assembly could decide the bond amounts to pay for the proposed improvement projects.

Chair Sullivan stated that policy needed to be addressed as to the funding details of future road improvements. It was a big issue that remained unresolved. The Municipality was committed to improve all deteriorated roads.

Mr. Coffey stated that projects slated low on the list would be out of luck. Mr. Abbott responded the projects listed were set for 2007, 2008 and one for 2009. Mayor Begich responded that within the next sixty days the Administration and the Assembly should discuss the policy of road improvements.

Ms. Ossiander stated that there was no question these roads were in unacceptable condition and needed repair. But, a long-range policy needed to be set, addressing road improvement districts. Slated areas would be improved and other areas would be ignored, including collectors and arterials. There was not a revenue stream to meet the demands. She would not commit to supporting these seven projects, because policy needed to be determined. She would be a NO-vote.

Ms. Jennings stated costs for road improvements had increased significantly over the years. These seven projects could be absorbed by the rest of the city. She would be a YES-vote, with the hope there would be a better policy decision made soon.

Mr. Stout concurred with Ms. Ossiander and stated that he would be a NO-vote.

To Ms. Shamberg, Mr. Abbott responded the residents would pay for costs, plus 10%, the maximum allowed by their balloted assessment. An additional \$972,000.00 would be absorbed by the Municipality.

Mr. Starr stated that policy needed to be addressed. Residents had formed the district, had balloted accordingly and had an expectation that had been lost. He supported the matter because the Municipality had an obligation to correct the problem.

Ms. Shamberg stated that, with the understanding of how the costs had become inflated on these improvements, future road improvement districts would not be underestimating future costs. She would support.

and this motion was passed, 8-2.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Coffey, Traini and Jennings.

NAYES: Ossiander and Stout.

ABSENT: Birch, excused.

13.B. Resolution No. AR 2007-34, a resolution of the Municipality of Anchorage appropriating \$324,420 from the Areawide General Fund (101) Fund Balance to the Project Management & Engineering Department 2007 General Government Operating Budget (Fund 101), and \$294,120 from the Building

Safety Fund (181) Fund Balance to the Development Services Department 2007 General Government  
Operating Budget (Fund 181) for the **Hillside District Plan**; Project Management & Engineering.  
1. Assembly Memorandum No. AM 111-2007. *(Continued from 2-13-07)*

Chair Sullivan read the resolution title and opened Continued Public Hearing. With no one to testify, he closed Continued Public Hearing and called the Question.

Mr. Coffey moved, to approve AR 2007-34,  
Ms. Shamberg seconded,

Mr. Coffey stated that a plan for roads and drainage was needed now for this rapidly developing area. He urged support.

Ms. Shamberg concurred and urged support. The Hillside District Plan had been a long time in coming and was desperately needed for future development. She thanked Mr. Coffey for all his work with this effort.

Ms. Jennings stated this plan dealt with difficult drainage, water and wastewater issues. It was expensive, but it was necessary and worthwhile for proper development.

Chair Sullivan stated this had been a long time in coming and would address the important issue of drainage and sloped areas in a rapidly growing area of Anchorage. He supported the plan.

and this motion was passed, 10-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Coffey, Stout, Traini and Jennings.

NAYES: None.

ABSENT: Birch, excused.

#### 14. NEW PUBLIC HEARINGS

14.A. Resolution No. AR 2007-27, a resolution dissolving **NC Monastery Lateral Sanitary Sewer Special Assessment District 1387** and repealing Anchorage Ordinance No. 2003-111; Anchorage Water & Wastewater Utility.

1. Assembly Memorandum No. AM 91-2007.

*(Clerk's Note: Mr. Birch joined the Assembly Meeting, participating telephonically for the remainder of the meeting.)*

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

Mr. Traini moved, to approve AR 2007-27,  
Mr. Starr seconded,

Chair Sullivan noted for the record that Leonard Kelly had sent a letter to all Assemblymembers, because he could not attend the meeting that evening.

Ms. Ossiander stated this resolution would remove liens on the properties not receiving services. Anchorage Water and Wastewater Utility had identified some problematic issues of topography and hydrology in the area that needed to be resolved. She urged a YES-vote.

Ms. Jennings stated this was an easy decision. Mr. Kelly had made a point in his letter, saying willing homeowners could create their own district and assessments for improvements.

and this motion was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch *(participating telephonically)*, Coffey, Stout, Traini and Jennings.

NAYES: None.

14.B. Resolution No. AR 2007-28, a resolution dissolving **NC Monastery Water Special Assessment District 1386** and repealing Anchorage Ordinance AO 2003-110; Anchorage Water & Wastewater Utility.

1. Assembly Memorandum No. AM 92-2007.

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

Ms. Ossiander moved, to approve AR 2007-28,  
Ms. Jennings seconded,

Ms. Ossiander stated the same circumstances which applied to the water assessments applied. She urged approval.

and this motion was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch *(participating telephonically)*, Coffey, Stout, Traini and Jennings.

NAYES: None.

- 1 14.C. Resolution No. AR 2007-29, a resolution of the Municipality of Anchorage, Alaska, confirming and  
2 levying assessments for the water special improvements within **Levy Upon Connection (LUC) Roll**  
3 **06-W-2**, setting date of payment and providing for penalties and interest in the event of delinquency;  
4 Anchorage Water & Wastewater Utility.  
5 1. Assembly Memorandum No. AM 93-2007.  
6

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

10 Ms. Ossiander moved, to approve AR 2007-29,  
11 Ms. Jennings seconded,  
12 and this motion was passed, 11-0.  
13

14 AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout,  
15 Traini and Jennings.  
16 NAYES: None.  
17

- 18 14.D. Resolution No. AR 2007-46, a resolution of the Anchorage Assembly recommending approval of an  
19 amendment to the **Anchorage Bowl 2025 Long-Range Transportation Plan** to the Anchorage  
20 Metropolitan Area Transportation Solutions (AMATS) Policy Committee; Traffic Department.  
21 1. Assembly Memorandum No. AM 149-2007.  
22

23 Mr. Birch declared a potential conflict of interest because he worked for a company which potentially could be  
24 interested in bidding on the Knik Arm Bridge Project in the future. Currently neither he nor his employer had a financial  
25 interest with the proposed project.  
26

27 Mr. Stout requested a legal ruling from Assembly Counsel on Mr. Birch's potential conflict.  
28

29 Chair Sullivan ruled that Mr. Birch did not have a financial interest and that he did not have a conflict of interest.  
30

31 Assembly Counsel Julia Tucker responded that Mr. Birch had participated in groups and worksessions on the Knik  
32 Arm Bridge Project, on behalf of his employer. His disclosure could be decided by the Assembly according to the  
33 Ethics Code. Chair Sullivan repeated his ruling that Mr. Birch did not have a conflict of interest. He stated that Mr.  
34 Birch and his company did not have a financial interest in the matter and what may happen in the future was beyond  
35 the control of the Assembly.  
36

37 Mr. Tesche questioned if Mr. Birch had been attending the meetings as a representative of his company, which may  
38 have a future financial interest. Mr. Birch responded, YES. Mr. Tesche questioned if Mr. Birch's participation in those  
39 meetings would affect his ability to impartially and fairly decide matters before the Assembly. Mr. Birch responded,  
40 NO. Mr. Birch stated that he had attended and participated from the audience, in a public presentation organized by  
41 the Knik Arm Bridge and Toll Authority (KABATA). His employer could potentially bid on the project in the future.  
42

43 To Mr. Traini, Mr. Birch responded that the KABATA presentation was publicly noticed and the attendance sheet had  
44 been posted on the KABATA website.  
45

46 Mayor Begich stated this was a big issue and he urged caution in Assembly deliberation. He urged consideration of an  
47 Ethics Board ruling.  
48

49 Ms. Ossiander stated that Mr. Birch had attended a general information meeting that had been open to the public and  
50 had been publicly noticed. Mr. Birch responded that he had not made a presentation of any kind during that meeting  
51 and he had no knowledge of any interests that his company may have in the matter.  
52

53 Mr. Coffey referred to Municipal Code and stated there was a distinction between financial and private interests and  
54 proposed to get a legal ruling. Mr. Coffey concurred with the Chair's ruling, that Mr. Birch did not have a financial  
55 interest with the matter. He requested a ruling on Mr. Birch's having a private interest with the matter.  
56

57 Chair Sullivan stated that Mr. Birch did not have a private interest in the matter and ruled he not have a conflict of  
58 interest.  
59

60 Ms. Jennings concurred with the Chair's ruling. Mr. Birch had made a full and complete disclosure of his financial and  
61 private interests. His employer getting a future contract with the project was purely conjecture.  
62

63 To Mr. Tesche, Municipal Attorney Jim Reeves responded the Assembly could refer this matter to the Ethics Board,  
64 but the matter would not be resolved that evening. Mr. Tesche stated the bridge was a \$600 million project and would  
65 have consequences for the next 100 or 200 years and it was well advised to proceed with extreme caution. If the  
66 matter was referred, Mr. Birch could abstain from participating until the Assembly received the Ethics Board's  
67 recommendation.  
68

69 To Mr. Traini, Assembly Counsel Julia Tucker responded that under the Ethics Code the Assembly's decision would  
70 determine the matter. Mr. Traini concurred.  
71

72 To Ms. Ossiander, Mayor Begich recommended that the matter of Mr. Birch's conflict of interest be postponed until  
73 further recommendations were reviewed. The Anchorage Metropolitan Area Transportation Study (AMATS) Policy  
74 Committee would not meet until April.  
75

76 Mr. Tesche moved, to refer the question of Mr. Birch's possible conflict of interest  
77 Ms. Jennings seconded, to the Board of Ethics, ~~and to postpone AR 2007-46 until the~~  
78 ~~Assembly could review the Board's recommendations,]~~



Mr. Coffey stated the full Assembly body needed to make a determination. Mr. Tesche's motion removed Mr. Birch, without dealing with the issue before the body. He would not support this being referred to the Ethics Board without postponing the entire matter until such time the conflict was resolved. It was important that Mr. Birch not be excluded wrongfully. Mr. Tesche accepted this as a friendly amendment and requested that postponement be considered.

Ms. Jennings supported postponing the matter and waiting for a recommendation from the Ethics Board.

Mr. Stout stated that he would not support postponement or referring this matter to the Ethics Board.

Chair Sullivan denied the request for postponement and stated that Public Hearing had been publicly noticed and people were ready to testify. Once public testimony was completed postponement could be considered.

Chair Sullivan put the Question on the motion to refer the matter to the Ethics Board.

and this motion failed, 3-7.

AYES: Tesche, Shamberg and Jennings.

NAYES: Bauer, Starr, Sullivan, Ossiander, Coffey, Stout and Traini.

ABSTAIN: Birch.

Chair Sullivan read the resolution title and opened Public Hearing.

WALTER PARKER, representing himself and the Anchorage Citizens Coalition, testified that with his research, understanding and knowledge of the matter, he opposed the Knik Arm Bridge project moving forward. There was much more work needed from the Matanuska-Susitna Borough (*MSB*) to justify the bridge.

VICTOR FISCHER testified the Knik Arm Bridge would not benefit Anchorage, northern Cook Inlet or the State of Alaska and he opposed the project. It was not well planned, had no pedestrian or bike accommodations, no railroad connection, no designs and no MSB development plan.

JANE ANGVIK, former Downtown Assemblymember, opposed the Knik Arm Crossing. She urged consideration of the P&Z recommendation and questioned the economic development opportunities mentioned by KABATA. Financial concerns remained.

TONI JONES, Chair of the Planning and Zoning (*P&Z*) Commission, requested the opportunity to testify. Chair Sullivan questioned if the P&Z could provide testimony unless requested by the Assembly.

Ms. Ossiander moved, to allow Ms. Jones the opportunity to testify,  
Mr. Coffey seconded,  
and this was later postponed until a legal opinion was given,  
and this was later withdrawn.

To Mr. Coffey and Chair Sullivan, Assembly Counsel Julia Tucker responded that without researching the matter and with an abundance of caution she saw no harm of making sure it was shown on the record that Ms. Jones was being invited to testify.

Mr. Tesche objected to the Question. Ms. Jones had personal and First Amendment rights to speak and represented the P&Z, which acted as advisory capacity to the Assembly. He opposed the motion and requested a legal opinion. Chair Sullivan concurred.

Mr. Traini stated if a member from P&Z was not allowed to testify, then the Ethics Code needed to be scrapped and rewritten. Ms. Jones responded that she would return at a later time to testify.

To Mr. Bauer, Chair Sullivan responded that the P&Z had finalized deliberations on the matter and were ready to present their recommendations.

ROBERT E. ATKINSON opposed the Knik Arm Bridge. The project would limit future city development and the money could be used for other worthwhile projects in the city. He compared Alaska with other comparable national cities that had regretted putting in bridges. He urged using ferries and to continue collecting additional data.

Ms. Ossiander withdrew her motion regarding Ms. Jones's testimony because the Municipal Attorney's opinion found the prohibition of testifying applied to elected officials, which did not apply to Ms. Jones. Mr. Coffey, the second, concurred. Chair Sullivan called for Ms. Jones to testify.

TONI JONES, P&Z Chair, testified on the recommendations of the P&Z acting in their capacity as the Citizens Advisory Committee to the AMATS Policy Committee, which had concluded the amendment to the LRTP would not be in the best interest of Anchorage. There was no benefit to the community from a land use standpoint, from an economic standpoint or from a transportation standpoint. The Knik Arm Crossing was a regional transportation project, but there was no regional MPO for that project and the capacity of the Citizens Advisory Committee was to focus only on impacts within MOA boundaries. She encouraged the Assembly to consider the impacts and potential of this project in the long term. To Ms. Shamberg, Ms. Jones responded the Citizens Advisory Committee was comprised of nine qualified professionals appointed by the Mayor and confirmed by the Assembly. Six members had attended the meeting and had unanimously opposed this (*amendment*). To Mr. Tesche, Ms. Jones responded that she could not think of another project that had potential of multiple negative impacts to the community that could compare with this project. She responded the Citizens Advisory Committee's Public Hearing was closed, it was accepting no new information, it was deliberating and would make final recommendations (*on the amendment*). To Mr. Traini, Ms. Jones responded that committee members had reviewed the November 17<sup>th</sup> letter from Municipal Traffic Director Lance

1 Wilber. Ms. Ossiander stated that she appreciated Ms. Jones highlighting that the Citizens Advisory Committee  
2 recommendations to AMATS had been constrained because the bridge was a regional project and the committee's  
3 charge was to review it only for Anchorage. Ms. Jennings questioned Ms. Jones if she had found anything with the  
4 project that benefited Anchorage. Ms. Jones responded, NO. To Mr. Coffey, Ms. Jones responded the six Citizen  
5 Advisory Committee members present who had unanimously opposed the project included Ms. Pease, Mr. Frederick,  
6 Mr. Josephson, Mr. Isham, Mr. Wang and herself. Three members had not participated, one with a conflict of interest  
7 and two as excused absences. To Mr. Starr, Ms. Jones responded three people had publicly testified before the  
8 committee. She recommended Assembly review of the committee's resolution and meeting minutes, Mr. Wilber's  
9 letter of November 17<sup>th</sup> in response to the environmental impact statement (EIS), the *Transportation Planning Factors*  
10 *Analysis* and the Mayor's *Issue – Response Summary*. Mr. Traini, Ms. Ossiander and Mr. Starr thanked Ms. Jones for  
11 her testimony.

12  
13 KATE GERLEK did not trust the development promises. She opposed building the bridge and stated it would not  
14 benefit Anchorage. To Ms. Ossiander, she responded there was consideration of costs to the community.

15  
16 ROBERT BUTT questioned any negativity on the bridge project and thought it should have been built 20 years ago.  
17 There were many reasons that a bridge was needed and he urged approval.

18  
19 STEVE CLEARY, Executive Director of the Alaska Public Interest Research Group (AKPIRG), urged the Assembly to  
20 oppose the Knik Arm Bridge, which would negatively impact the city. The money could be better used for other  
21 Anchorage development projects.

22  
23 HENRY SPRINGER, KABATA Executive Director, testified in support of the Knik Arm Crossing, which Congress had  
24 declared a high-priority national project. The Federal Highway Administration (FHA) would issue a final EIS. To Mr.  
25 Coffey, Mr. Springer responded the AMATS Policy Committee was the final decision-making body and would not be  
26 bound by any Assembly recommendation. A "firewall" would keep KABATA from being involved with other highway  
27 funding. To Ms. Ossiander, Mr. Springer responded KABATA opposed a delay, which would interfere with the project  
28 timeline. He responded the proposed bridge design would include provisions to allow expansion for future lanes and  
29 rails. To Ms. Jennings, Mr. Springer responded the benefits to Anchorage would include accommodating and  
30 improving transportation. To Mr. Traini, Mr. Springer responded the FHA would respond to the Mayor's letter in the  
31 final EIS. KABATA was addressing connectivity sites, with consideration given to the military bases, residential areas  
32 and access to trail systems on the Knik side. Currently there was no plan to include bike paths with the bridge. To Mr.  
33 Tesche, Mr. Springer responded that connection to Government Hill would require acquisition of about 15 private  
34 properties and involved rights-of-way, vacant lots and park land. KABATA supported a 'cut and cover' intersection  
35 through Government Hill, which would be reflected in the EIS and the cost estimate. To Chair Sullivan, Mr. Springer  
36 responded that KABATA had completed a land use plan, which addressed the new prison in the MSB, wildlife refuge  
37 and private lands. The MSB was continuing to plan and develop, which was not contingent on the bridge. Mitigation  
38 plans for Government Hill and restoration of parks included the Historical Society, local citizens and the MOA. All  
39 proposed construction would conform to the Federal Department of Transportation (DOT) standards, which dealt with  
40 heavy traffic and included connections to Ingra and Gamble, funded by proceeds of tolls fees. KABATA had not  
41 addressed gravel being transported on the road system. To Ms. Ossiander, Mr. Springer responded that 40% of the  
42 traffic would not go downtown, but would use a road north of the Port, identified in the Port Development Plan. To  
43 Mayor Begich, he responded the land use studies had included land up to the Little Susitna River and Big Lake. He  
44 responded there was 44 feet of drivable surface on the bridge and adding a rail system would cost an additional \$150-  
45 \$160 million. The bridge design allowed for light rail, not a regular railroad to haul goods. He stated the RFQs were  
46 due on March 13<sup>th</sup>. RFPs from interested companies would be processed in early 2008. He responded that KABATA  
47 would receive no additional government money for this project. KABATA was looking for roughly \$500 million of  
48 private investment (sources). No municipal funding would be necessary for Phase I of the project connecting to the A-  
49 C Couplet. To Mayor Begich's concern about the additional \$400-\$500 million necessary for the Gambell-Ingra and  
50 other pieces, Mr. Springer responded he expected traffic counts and tolls generated would warrant that connection by  
51 2020 or 2023. The Point Mackenzie Road upgrade involved a grant administered by the Department of Commerce to  
52 the MSB, complying with federal specifications and standards. The MSB would complete all the improvements on their  
53 side before the bridge was completed. Mayor Begich stated that a financial guarantee was needed and certain  
54 milestones needed to be finalized in contractual form from the potential investor, to ensure the Gambell-Ingra  
55 connector improvements would be completed. To Mr. Tesche, Mr. Springer responded that Phase I would be federally  
56 funded and would not require any funding from the MOA. Improvements to Ingra, Gambell Street and the Ship Creek  
57 area would be funded at a later date by revenues from the toll operations.

58  
59 Ms. Ossiander moved, to Change the Order of the Day to take up New Public  
60 Mr. Coffey seconded, Hearing items, beginning with 14.G,  
61 and this was approved without objection.

62  
63 (Clerk's Note: Chair Sullivan returned the body to Continue Public Hearing on this matter following the completion of  
64 the remainder of New Public Hearing items.)

65  
66 JULIE JESSAL, Government Hill Community Council President, opposed the Knik Arm Bridge. Studies showed the  
67 bridge would destroy many downtown businesses and would cause pollution and traffic congestion. There was an  
68 uncertain security of funds from private investors and revenues from toll fees. The plan was all wrong. To Mr. Tesche,  
69 she responded the council wanted to spend the revenues on other community services that improved quality of life. To  
70 Ms. Jennings, she responded there would be no other exit from Government Hill.

71  
72 TED PEASE urged postponing action until the Assembly received the final recommendations of the AMATS Technical  
73 Committee, which would be completed by Friday. The committee had recommended the Knik Arm Bridge be added to  
74 the LRTP after conditions had been met, including disclosing the details of KABATA's private investor financing,  
75 completion of an air quality study, completion of the final EIS, with comments from the general public, the Municipality,  
76 the Alaska Railroad and the MSB. The 'firewall' would limit federal highway funds. Questions remained and he urged  
77 for postponement. To Ms. Shamberg, Mr. Pease responded some committee members wanted to push the matter  
78 through, while other members voiced concerns.

1  
2 THOMAS PEASE, Government Hill resident, supported economic prosperity and development, but opposed the Knik  
3 Arm Crossing. Studies showed it would move businesses to the Valley. KABATA was not operating in the best  
4 interests of Anchorage. The state would end up paying for cost overruns. The bridge would harm Anchorage.

5  
6 SIDNEY BILLINGSLEA, Government Hill resident, opposed the Knik Arm Bridge. There were no certain, set costs.  
7 The bridge was not aesthetically pleasing and would harm downtown Anchorage. Private investors could bail on the  
8 project if the bridge could not operate on toll fees. The Assembly had not reviewed and considered all necessary  
9 information, to be able to make an informed decision.

10  
11 BOB FRENCH, Government Hill resident, opposed moving ahead with the bridge project, because the studies were  
12 incomplete. Questions remained on gravel hauling, Port truck traffic and funding sources.

13  
14 JANEL WALTON, resident of Government Hill, opposed the bridge. The magnitude of severe impacts to communities  
15 needed consideration. The Assembly needed to wait until additional studies and plans were completed and questions  
16 answered. To Chair Sullivan, Ms. Walton responded that there would be very few people who would benefit from the  
17 project.

18  
19 MELINDA GANT had attended the recent AMATS Technical Committee Meeting and had not agreed with some of the  
20 discussion and comments. The project would potentially harm Anchorage. Assemblymembers' comments showed a  
21 lack of understanding. To Mr. Tesche, she urged the Assembly to review the completed studies.

22  
23 CATHY GLEASON opposed the bridge because it would harm the community. The Knik Arm Bridge was contrary to  
24 the 2020 Comprehensive Plan. The studies had not been completed, including the impact to Beluga whales, which  
25 were declining in numbers. Ms. Ossiander stated that with the Anchorage population growing and residents saying  
26 NO to rezoning to allow higher density, there were more and more commuters. Consideration was needed to improve  
27 the road system to accommodate increasing population and traffic.

28  
29 DIANNE HOLMES opposed the Knik Arm Bridge because it would destroy Government Hill and harm downtown, with  
30 increased noise and decreased property values. It did not follow the 2020 Plan and funding was not secure. To Ms.  
31 Ossiander, Ms. Holmes responded the businesses downtown needed to be included in the discussion. To Mr. Bauer,  
32 Ms. Holmes responded that the bridge intersecting with downtown would dissect the community. The bridge was not  
33 needed. Seattle was now spending millions of dollars to remove a bridge that did not fit with their new development  
34 plans.

35  
36 NINA STEHR opposed the Knik Bridge and urged the Assembly to consider all data on this project that would severely  
37 impact the city.

38  
39 KATHLEEN KING stated that concerns remained with the Knik Arm Bridge Project, including maintenance. There  
40 were still too many questions and she urged the Assembly to consider all information before making a decision.

41  
42 STEPHANIE KESLER, past chair of the Government Hill Community Council, stated the council had addressed this  
43 matter for three years, but none of their recommendations had been considered. The council had come up with  
44 alternative plans, which were best for the community. KABATA was focused on the two downtown routes, which were  
45 both opposed by the council.

46  
47 LOIS EPSTEIN, Alaska Transportation Priorities Project (ATPP) Director, opposed the bridge project. This was an  
48 important Assembly vote and if the public was not comfortable with how their Assemblymember voted, there was an  
49 election coming up. The Assembly should vote NO. There had been no toll studies, the funding and permitting were  
50 uncertain, studies were incomplete, the project would not link traffic to other highways, there was no plan for cost  
51 overruns, there was no consideration of additional noise and studies showed the Valley traffic would not use the  
52 bridge. To Ms. Jennings, she responded that the revenue bond generated by users had been studied and rated poorly  
53 by the Wilbur Smith and Associates Bond Group. Chair Sullivan responded if the bond financing estimations were  
54 correct, there would not be adequate interest from the private sector and the project would not move forward.

55  
56 ROBERT SHIPLEY was concerned with the direction and pace of the bridge project, because the funding was  
57 insecure and studies were incomplete. A project of this magnitude was moving too fast, with uncertain justification.  
58 There were other road projects that could benefit from the funding.

59  
60 ANDRE CAMARA, Local Issues Coordinator for the Alaska Center for the Environment (ACE) opposed the bridge.  
61 ACE supported well-planned transportation and facilities that supported the community, but studies and planning were  
62 not completed for the Knik Arm Bridge project. KABATA supported the big-bond project to justify their transportation  
63 efforts. To Ms. Ossiander, Mr. Camara responded that more understanding was needed of KABATA's reference to the  
64 firewall, which may affect future road projects. Mr. Tesche stated that there was consideration of Beluga whales being  
65 placed on the endangered species list, which would negatively affect the bridge project. Mr. Camara concurred.

66  
67 ROGER JENKINS, a former city engineer, testified the Knik Arm Bridge project had been addressed for the past  
68 twenty years. At first folks did not like it, but they eventually supported it. It was justified and it was time. He urged  
69 Assembly support.

70  
71 SUSAN DIPIETRO, resident of Government Hill, opposed the bridge. It would not benefit Government Hill or  
72 Anchorage. Issues of transportation, density and quality development needed to be addressed in Title 21. The bridge  
73 did not support the 2020 Plan. The money appropriated to this bridge project could be designated to other road  
74 projects or to the general fund. The MSB had voiced concerns and needed to encourage Valley residents to use  
75 existing infrastructures. The downtown traffic and parking already needed to be addressed. KABATA had created this  
76 to meet the needs of KABATA. The needs of Anchorage and the Valley would not be met.

DARRYL JORDAN, KABATA Deputy Executive Director, testified the project was still in the planning process, and would include air quality monitoring and studying downtown traffic. Mr. Jordan stated that testimony that evening referred to Wilbur Smith and Associates, which was not a bond rating company, but a toll and traffic revenue company. The MSB supported the bridge and wanted it now. To Mr. Tesche, Mr. Jordan responded the proposed project cost estimate of \$400 to \$600 million was not solid because inflation would cause escalating costs and because the plan was still in the preliminary stages. User toll fees would cover costs, which would depend on construction costs, the amounts of money needed to pay investors and the money needed to pay back the bonds. The project was still in the planning stages. *(Clerk's Note: The Meeting was not extended and Chair Sullivan Adjourned the Meeting. See Agenda item 20, for details of Adjournment.)*

- 14.E. Resolution No. AR 2007-44, a resolution of the Anchorage Municipal Assembly approving an alcoholic beverages conditional use in the B-3 SL (General Business) with Special Limitations for a restaurant/eating place use per AMC 21.40.180 D.8 for Tara Petricca, dba **Piccolino's Restaurant**, located at 12801 Old Glenn Highway, within Debora Subdivision, Block E, Lot 1A; generally located on the northeast corner of South Juanita Loop Road and the Old Glenn Highway (Eagle River Community Council) (Case 2007-029); Planning Department.
1. Assembly Memorandum No. AM 145-2007.

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

Ms. Ossiander moved, approve AR 2007-44,  
Ms. Jennings seconded,

Ms. Ossiander urged a YES-vote.

To Ms. Jennings, Planning and Zoning Administrator Jerry Weaver responded that all conditions appeared to be adequate.

Mr. Starr noted that Assemblymembers had received a supplemental response of "no-conflict" from a nearby church.

and this was approved without objection, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch *(participating telephonically)*, Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.F. Resolution No. AR 2007-45, a resolution of the Anchorage Municipal Assembly approving a conditional use for an alcoholic beverages conditional use in the B-3 District for a restaurant/eating place use per AMC 21.40.180 D.8, for Rebecca Mohlman, dba **Tap Root Café Restaurant**, located at 1330 Huffman Road, Unit "C", within Thomas W. Sperstad Subdivision No. #1, Block, 2, Lot 5A; generally located on the south side of Huffman Road between the Old and New Seward Highways (Old Seward/Oceanview Community Council) (Case 2007-030); Planning Department.
1. Assembly Memorandum No. AM 146-2007.

Chair Sullivan read the resolution title and opened Public Hearing.

REBECCA MOHLMAN, petitioner and owner of Tap Roots Café, testified she was there to answer any questions. Ms. Shamberg stated that the owner of Bradley House felt there was a conflict. Ms. Mohlman responded that she had started a permit application process for serving food.

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

Ms. Ossiander moved, approve AR 2007-45,  
Ms. Shamberg seconded,

Mr. Coffey moved, to amend AR 2007-45 on Page 2, Lines 1-2, *by changing to*  
Ms. Ossiander seconded, read: 4. On-premise sale of alcohol beverages will be  
and this was later amended, Tuesday though Saturday, ~~from [9:00]~~ "10:00" A.M. to 11:00  
P.M.] "with sales no earlier than as allowed by Municipal Code,"

Mr. Coffey stated the only objection seemed to be from a competitor. Serving alcohol was allowed to commence at 10:00 a.m., which he thought was the correct hour listed in Code. Chair Sullivan recommended a language change to ensure the correct hour, which was accepted as a friendly amendment by Mr. Coffey and Ms. Ossiander.

and this, as amended, was approved without objection.

and the main motion, as amended, was approved, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch *(participating telephonically)*, Coffey, Stout, Traini and Jennings.

NAYES: None.

Mr. Coffey noted the unnecessary volume of paper that accompanied the conditional use permit.

- 14.G. Ordinance No. AO 2007-6, an ordinance amending Anchorage Zoning Ordinances AO 94-235(S-1)(AA), AO 2000-143(S-2), and AO 2002-7 to amend the PC (Planned Community District) and to

modify the existing Master Development Plan and design standards for **Tract A, Powder Reserve**, for Development Areas A, C D, E, F, H, I, J, K, and L within Tract 40A, Powder Ridge Subdivision (Plat 98-80) (Eagle River, Birchwood Community Councils) (Planning and Zoning Case 2006-125); Planning Department.

1. Assembly Memorandum No. AM 18-2007.

Chair Sullivan read the ordinance title and opened Public Hearing. Ms. Ossiander stated it was her intention to continue this matter to the next meeting and those who wanted to testify could wait until that date. Chair Sullivan stated that people were only allowed to testify one time.

Ms. Ossiander moved, *to Continue Public Hearing on AO 2007-6 to March 13, 2007*,  
Mr. Coffey seconded,  
and this was approved without objection.

Ms. Ossiander moved, *to Change the Order of the Day to take up the remaining*  
Mr. Coffey seconded, *New Public Hearing items beginning with 14.E, and*  
and this passed without objection. *return to item 14.D, AR 2007-46,*

- 14.H. Ordinance No. AO 2007-22, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Title 7, **Purchasing and Contracts and Professional Services**, Section 7.15.040, to provide for Assembly approval of contracts over \$500,000, and Section 7.20.060, Competitive Sealed Proposals; Negotiated Procurement, to accommodate best value contracting; Assemblymember Coffey.

1. Assembly Memorandum No. AM 50-2007.
2. Information Memorandum No. AIM 34-2007, Summary of Economic Effects for AO 2007-22; Assemblymember Coffey. (**Addendum**)

Chair Sullivan read the ordinance title and opened Public Hearing. With no public testimony, he closed Public Hearing and called the Question.

Ms. Ossiander moved, *to approve AO 2007-22*,  
Mr. Coffey seconded,

Mr. Coffey stated Purchasing Officer Bart Mauldin had answered his questions and assured him that the ordinance language was correct.

Ms. Ossiander stated the worksession had educated Assemblymembers on this new process, with examples of other cities using this contract amount threshold and process. She supported the ordinance.

To Mr. Starr, Mr. Mauldin responded the two pilot projects using the new best value contracting method would be Strawberry Road and the Gambell Street Upgrade. Mr. Mauldin responded the State of Alaska, the Federal Government, the Kenai Borough, the Matanuska-Susitna Borough and the military bases used the best value method exclusively. The Request for Proposal (*RFP*) process would still be used.

Mr. Traini thanked Mr. Mauldin for his work on improving contracts.

Ms. Jennings stated that increasing the contract's threshold would get a lot of projects underway faster. The Navy had used this process and had found a 4% cost savings and 80% fewer claims. She supported.

and this was approved without objection.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.I. Resolution No. AR 2007-39, a resolution of the Municipality of Anchorage appropriating the sum of \$135,195 from the U.S. Environmental Protection Agency and \$323,000 as a contribution from the 2007 Department of Health and Human Services Operating Budget (101) to the Federal Categorical Grants Fund (241), Department of Health and Human Services for **air quality monitoring, enforcement and planning**.

1. Assembly Memorandum No. AM 135-2007.

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

Ms. Ossiander moved, *to approve AR 2007-39*,  
Mr. Coffey seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.J. Resolution No. AR 2007-40, a resolution appropriating a \$1,250,000 contribution from the Maintenance and Operations Department Areawide Service Area Fund (Fund 101) approved in the BP2007 General Government Operating Budget to the Areawide Service Area Capital Improvement Fund (Fund 401) for **major municipal facility upgrades and repairs**; Maintenance & Operations Department.

1. Assembly Memorandum No. AM 136-2007.

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

Ms. Jennings moved, to approve AR 2007-40,  
Mr. Coffey seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.K. Resolution No. AR 2007-41, a resolution of the Municipality of Anchorage appropriating \$41,070 from disposal of vehicles and other recoveries to the Areawide General Fund (101) to be contributed and appropriated to the Public Transportation Capital Improvement Fund (485) and authorizing the acceptance of two Federal Transit Administration Section 5307 Grants and appropriating \$2,256,800 from the Federal Transit Administration to the Public Transportation Capital Improvement Fund (485) for the purchase of capital items and \$288,000 from the Federal Transit Administration along with \$72,000 for local matching funds from the Public Transportation Department's 2006 Operating Budget as a contribution to the Federal Categorical Grants Fund (241) for the **Americans with Disabilities Act (ADA) Operating Assistance and Short Range Transit Planning**; Public Transportation Department.
1. Assembly Memorandum No. AM 137-2007.

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

Ms. Jennings moved, to approve AR 2007-41,  
Mr. Traini seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.L. Resolution No. AR 2007-42, a resolution authorizing the Municipality of Anchorage, Public Transportation Department to apply for and accept a Federal Transit Administration Section 5303 Metropolitan Planning Program Grant, enter into a Transfer of Responsibilities Agreement in the amount of \$108,997 with the Department of Transportation and Public Facilities, State of Alaska, and to appropriate these funds along with \$90,725 for required local matching funds from the Public Transportation Department's 2006 Operating Budget, Areawide General Fund (101), to the State Categorical Grants Fund (231) for financing of the **Transit Planning Program**; Public Transportation Department.
1. Assembly Memorandum No. AM 138-2007.

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

Ms. Ossiander moved, to approve AR 2007-42,  
Mr. Traini seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.M. Resolution No. AR 2007-43, a resolution authorizing the Municipality of Anchorage, Public Transportation Department, to enter into a Transfer of Responsibilities Agreement in the amount of \$153,266 with the State of Alaska, Department of Transportation and Public Facilities, and appropriating these funds along with \$15,803 for required local matching funds from the Public Transportation Department's 2007 Operating Budget, Areawide General Fund (101), to the State Categorical Grants Fund (231) for summer landscaping and winter ice and snow removal at selected bus stops within the Anchorage Area through a **Transit Enhancement Work Program**; Public Transportation Department.
1. Assembly Memorandum No. AM 139-2007.

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

Ms. Jennings moved, to approve AR 2007-43,  
Mr. Coffey seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.

NAYES: None.

- 14.N. Resolution No. AR 2007-47, a resolution of the Anchorage Municipal Assembly appropriating \$2,000,000 in previously unappropriated 2006 economy sales revenue and **revising the 2006 Municipal Light & Power Operating Budget**.  
1. Assembly Memorandum No. AM 150-2007.

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

Ms. Ossiander moved, to approve AR 2007-47,  
Mr. Coffey seconded,  
and this was passed, 11-0.

AYES: Tesche, Shamberg, Bauer, Starr, Sullivan, Ossiander, Birch (*participating telephonically*), Coffey, Stout, Traini and Jennings.  
NAYES: None.

(Clerk's Note: Chair Sullivan returned the body to Public Hearing on item 14.D, AR 2007-46.)

- 15. SPECIAL ORDERS** None.  
**16. UNFINISHED AGENDA** None.  
**17. AUDIENCE PARTICIPATION** None.  
**18. ASSEMBLY COMMENTS** None.  
**19. EXECUTIVE SESSIONS** None.  
**20. ADJOURNMENT**

Chair Sullivan adjourned the meeting at 11:00 p.m.

*See Archived Document for Signatures*

DAN SULLIVAN, Assembly Chair

ATTEST:

*See Archived Document for Signatures*

BARBARA GRUENSTEIN, Municipal Clerk  
Date Minutes Approved: June 12, 2007.  
MC/BG

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