

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

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

**Minutes for Regular Meeting of June 12, 2007**

**1. CALL TO ORDER**

The Assembly Meeting was convened by Chair Coffey at 5:04 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.

**3. PLEDGE OF ALLEGIANCE**

Leading the Pledge was Boy Scout Troop 125 with Scouts Christopher Hyde, Michael Hyde, Danny Robertson, Jordon Macleod, Nathan Saxby, Gus Gunderson, Jarett Tucker and Thomas Alley. They were joined by Scout Master Albert Tucker and Troop Committee Persons Rhonda Buttersfield and Andy Macleod from Spenard and Turnagain. The scouts were working on various badges associated with community service in Anchorage.

**4. MINUTES OF PREVIOUS MEETINGS**

**4.A. Regular Meeting – February 27, 2007.**

Ms. Ossiander. moved, to approve the Regular Meeting Minutes  
Mr. Sullivan seconded, of February 27, 2007,  
and this was approved without objection.

*(Clerk's Note: Mr. Claman, Dr. Selkregg and Ms. Johnston abstained because they had not yet been elected.)*

**4.B. Regular Meeting – April 17, 2007.**

Ms. Ossiander moved, to approve the Regular Meeting Minutes  
Mr. Starr seconded, of April 17, 2007,  
and this was approved without objection.

*(Clerk's Note: Mr. Claman, Dr. Selkregg and Ms. Johnston abstained because they had not yet been elected.)*

**4.C. Regular Meeting – May 1, 2007.**

Ms. Ossiander moved, to approve the Regular Meeting Minutes  
Mr. Sullivan seconded, of May 1, 2007,  
and this was approved without objection.

**4.D. Regular Meeting – May 15, 2007.**

Ms. Ossiander moved, to approve the Regular Meeting Minutes  
Mr. Sullivan seconded, of May 15, 2007,  
and this was approved without objection.

Chair Coffey stated that the Assembly Chair and subsequently the Assembly would determine all members' conflicts of interest and he requested that future Meeting Minutes reflect that a member declared or disclosed "a potential conflict of interest" rather than stating that a member "declared a conflict."

**5. MAYOR'S REPORT**

Mayor Begich announced that Mark Ertischek, a contract attorney who had worked with the city on labor negotiations, passed away suddenly the previous week. There would be a memorial service at Congregation Beth Sholom on June 13<sup>th</sup>, at 6:30 p.m. Mayor Begich reported on the improvements to the Lions Park in Fairview, located at 8<sup>th</sup> and Karluk. The United Way had selected this park and organized the volunteer effort for A Day of Caring, celebrating their 50<sup>th</sup> Anniversary. Mayor Begich reported on local and national studies of the effects of fine art in communities, which showed that art investments in a community was well received and had a significant benefit to the city. Mayor Begich

1 reported the Equal Rights Commission had issued a summary report on their work in the community over the past  
2 year, which was on the Agenda that evening. Mayor Begich reported the city was in the final stages of requests for  
3 proposals (RFPs) to contract for free wireless service with Phase I covering Downtown. Wireless access would be  
4 free to users from Government Hill to 15<sup>th</sup> Avenue. Phase II involving the rest of Anchorage would be addressed in the  
5 future.

## 6. ASSEMBLY CHAIR'S REPORT

9 Chair Coffey read a letter from Mayor Begich and one from himself, recognizing and congratulating Assemblymember  
10 Dick Traini for his ten years of service to the Municipality. He thanked Mr. Traini for his years of service. Mr. Traini  
11 thanked Mayor Begich and Chair Coffey for the recognition. Chair Coffey recognized newly appointed board and  
12 commission members, including John Gallup to the Girdwood Board of Supervisors; Patricia Zobel to the Anchorage  
13 Memorial Park Cemetery Advisory Board, and; John Derman Harris to the Youth Advisory Commission.

## 7. COMMITTEE REPORTS

17 Ms. Ossiander announced the Title 21 Committee was working on subdivision agreements. Mr. Bauer's amendments  
18 and the committee's recommendations were included in the ordinance being considered by the Assembly that evening.  
19 They had discussed integration of the Land Use Map, which was now available to the public on the Planning  
20 Department website. They had discussed a timeline for addressing additional Title 21 Chapters, and rough drafts for  
21 Chapters 4, 5, 6 and 12, would be ready for public review in July or August. Chapters 3, 7 and 14 would be addressed  
22 in late summer. The Planning and Zoning Commission would conduct Public Hearings and prepare a response in  
23 October and November. The committee wanted to complete the reviews and craft a good final product that had been  
24 thoroughly reviewed before the Assembly changed again. Ms. Ossiander encouraged the public to attend the weekly  
25 meetings at the Planning Department Conference Room. She thanked Mayor Begich for his cooperation and input  
26 with their efforts. Dr. Selkregg, a Title 21 Committee member, responded the process was a thorough and  
27 constructive review process and she was happy to be involved.

29 Mr. Bauer announced that the Audit Committee would meet on June 21<sup>st</sup>.

31 Ms. Johnston reported there would be a Joint Meeting for the Anchorage School Board Meeting and the Assembly on  
32 June 22<sup>nd</sup>.

34 Mr. Claman reported the Public Safety Committee would meet on June 13<sup>th</sup>.

36 Mr. Birch announced there would be a worksession on the new ordinance involving AMATS on June 22<sup>nd</sup>.

38 Chair Coffey reported that all worksessions and committee meetings would be posted on the Municipal website with  
39 times and locations.

## 8. ADDENDUM TO AGENDA

43 Chair Coffey called for a motion and read the Addendum items. There were no additional items and he called for a  
44 vote to incorporate the Addendum items into the Consent Agenda.

46 Ms. Ossiander moved, to approve the inclusion of the Addendum items  
47 Mr. Sullivan seconded, into the Consent Agenda,  
48 and this motion was passed.

50 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.  
51 NAYES: None.

53 Chair Coffey called the Question on the Consent Agenda.

55 Mr. Sullivan moved, to approve the Consent Agenda,  
56 Ms. Ossiander seconded,

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

## 9. CONSENT AGENDA

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

63 9.A.1. Resolution No. AR 2007-148, a resolution of the Anchorage Municipal Assembly **welcoming the**  
64 **Alaska Legislature** for a Special Session to be conducted in Anchorage on June 26, 2007;  
65 Assemblymember Tesche.

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

68 9.B.1. Resolution No. AR 2007-141, a resolution of the Anchorage Municipal Assembly recognizing  
69 community endorsement of the Valley River Center as the preferred site for **co-location of municipal**  
70 **services** within the Town Center area of Eagle River and providing Assembly support for immediate  
71 lease negotiations, Mayor Begich; Assemblymembers Starr, Ossiander and Tesche.

73 Mr. Starr requested this item be pulled for review on the Regular Agenda. (See item 10.B.1)

75 9.B.2. Resolution No. AR 2007-142, a resolution of the Municipality of Anchorage appropriating \$37,728 from  
76 the State of Alaska, Department of Transportation & Public Facilities; and appropriating \$696 as a  
77 contribution from the 2007 Anchorage Police Operating Budget, Anchorage Metropolitan Police

Service Area Fund (151) to the State Categorical Grants Fund (231) Anchorage Police Department, for **Seat Belt Violation Enforcement**; Anchorage Police Department.

a. Assembly Memorandum No. AM 379-2007.

- 9.B.3. Resolution No. AR 2007-143, a resolution adopting Amendment #1 of the 2007 Action Plan, part of the Municipality of Anchorage's 2003-2007 Housing and Community Development Consolidated Plan, reprogramming **Community Development Block Grant (CDBG) funds** received from the U.S. Department of Housing and Urban Development to (1) renovate the municipal building at 120 S. Bragaw into a branch library of the Municipal Libraries System, and (2) direct CDBG reprogrammed public service funding to the Municipality of Anchorage (Department of Health and Human Services) to assist in the treatment of patients who are or will become homeless because of contraction of tuberculosis; Department of Neighborhoods.

a. Assembly Memorandum No. AM 380-2007.

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

- 9.B.4. Resolution No. AR 2007-144, a resolution appropriating \$87,580 from Amendment Number One to a Transfer of Responsibilities Agreement (TORA) with the State of Alaska Department of Transportation & Public Facilities (ADOT&PF) and the Municipality of Anchorage (MOA) to the State Categorical Grants Fund (231) for the Anchorage Metropolitan Area Transportation Solutions (AMATS) **MOA Traffic Counts 06-08 Program**; Traffic Department.

a. Assembly Memorandum No. AM 381-2007.

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

**9.D. NEW BUSINESS**

- 9.D.1. Assembly Memorandum No. AM 375-2007, **Anchorage Memorial Park Cemetery Advisory Board** appointment (Patricia Zobel); Mayor's Office.

- 9.D.2. Assembly Memorandum No. AM 376-2007, **Youth Advisory Commission** appointment (John Derman Harris); Mayor's Office.

- 9.D.3. Assembly Memorandum No. AM 377-2007, Change Order No. 4 to Purchase Order No. 260170 with Tiburon Inc., for providing **upgrade and maintenance support services** for the Records Management and Computer Aided Dispatch Systems, and the Automated Reporting System for the Municipality of Anchorage, Anchorage Police Department (\$96,440); Purchasing.

- 9.D.4. Assembly Memorandum No. AM 378-2007, an agreement to reimburse Alaska Communications Systems (ACS) for costs to relocate and underground utilities within the roadway development footprint, **Strawberry Road Improvement**, Project No. 90-07 (\$205,000); Project Management & Engineering.

- 9.D.5. Assembly Memorandum No. AM 390-2007, **Girdwood Board of Supervisors** appointment (John Gallup); Mayor's Office. (**Addendum**)

Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (See item 10.D.5)

- 9.D.6. Assembly Memorandum No. AM 391-2007, recommendation of award to Blue Sky International, Inc. for providing leased space for a **Fleet Services Tire Changeover and Storage Facility** for the Municipality of Anchorage, Real Estate Services (RFP 27-P015) (\$500,823); Purchasing. (**Addendum**)

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

**9.E. INFORMATION AND REPORTS**

- 9.E.1. Information Memorandum No. AIM 60-2007, **Anchorage Equal Rights Commission 2005 & 2006 Annual Report**.

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

- 9.F.1. Ordinance No. AO 2007-84, an ordinance amending Anchorage Municipal Code Section 25.60.100 regarding the **Anchorage Memorial Park Cemetery Perpetual Maintenance Non-Expendable Trust Fund**; Health and Human Services. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 385-2007.

- 9.F.2. Ordinance No. AO 2007-85, an ordinance authorizing the **acquisition of the South 150 Feet of Block 1, Third Addition to the Townsite of Anchorage** and accepting when tendered \$1,520,000 from the Federal Aviation Administration Airport Improvement Program Grant and \$40,000 from the State of Alaska Department of Transportation and Public Facilities Grant and appropriating said grants and \$40,000 from Airport Unrestricted Net Assets to Merrill Field's Capital Improvement Fund for the acquisition of this parcel; Merrill Field Airport. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 386-2007.

- 9.F.3. Ordinance No. AO 2007-86, an ordinance authorizing sale of **Tract C, Lake Ridge Terrace Subdivision**, to the State of Alaska, Department of Transportation and Public Facilities for right-of-way acquisition; Heritage Land Bank/Real Estate Services. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 387-2007.

- 9.F.4. Ordinance No. AO 2007-87, an ordinance authorizing the **sale of properties foreclosed** by the Municipality for delinquent taxes and/or special assessments (Tax ID 004-132-61-000, Thunderbird Terrace #1 Blk 8 Lt 13; 004-163-46-000, Anchor Park Blk 3 Lt 20; 009-153-42-000, Westcenter Tr A; 009-192-04-000, Wickersham Park #1 Blk 8 Lt 40; 011-121-46-000, Hidden Hills Blk 1 Lt 21; 011-121-47-000, Hidden Hills Blk 1 Lt 22; 014-052-24-000, Shelikof Blk 2 Lt 6; 014-053-47-000, Shelikof Blk 5 Lt 3; 050-411-40-000, T14N R1W Sec 33 SM NE4NE4; 050-411-41-000, T14N R1W Sec 34 SM SW4NW4; 051-061-81-000, Vern Haik Lt 3; 051-105-22-000, T15N R1W Sec 9 SM Lt 32B; 051-283-29-000 T15N R2W Sec 25 SM Lt 117 PTN W of Glenn Hwy REM PTN NW'LY OF NW'LY R.O.W.

Line; 051-491-43-000, Wynter Park #1 Blk 1 Lt 10; 075-092-49-000, Snow Valley Lt 23E); Heritage Land Bank/Real Estate Services. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 388-2007.

9.F.5. Ordinance No. AO 2007-88, an ordinance of the Anchorage Municipal Assembly amending the zoning map, and providing for the rezoning from R-2A SL (Two-Family Residential) District with Special Limitations, to PLI (Public Lands and Institutions), for a portion of **Government Lot 6, Tract A**, containing 9 +/- acres, located within the SE ¼ NE ¼ of Section 36, lying north of Fire Creek, T15N, R2W, S.M. (Proposed Alaska State Land Survey #2006-3, Tract A, Per S-11420-1); generally located east of the Old Glenn Highway, and on the north side of Fish Hatchery Road in Eagle River (Chugiak Community Council) (Planning and Zoning Case 2007-049); Planning Department. (*Public Hearing 7-17-07*)

a. Assembly Memorandum No. AM 389-2007.

9.F.6. Ordinance No. AO 2007-89, an ordinance of the Anchorage Municipal Assembly authorizing the Municipality of Anchorage to co-locate the Eagle River Library with other municipal offices and services in Eagle River and providing for waiver of Anchorage Municipal Code 25.10.030B.7, relating to Sealed Competitive Solicitation, for **lease of space in the Valley River Center**; Mayor Begich; Assemblymembers Starr, Osslander and Tesche. (*Public Hearing 6-26-07*)

9.F.7. Resolution No. AR 2007-145, a resolution of the Municipality of Anchorage appropriating \$76,476 from the Federal Seized and Forfeited Monies Police Investigation Fund (257) short term interest and appropriating \$42,981 from the State Seized and Forfeited Monies Police Investigation Fund (257) reimbursed cost and \$31,247 from the street Level Seized and Forfeited Monies Police Investigation Fund (257) reimbursed cost and appropriating \$13,421 from the Federal Seized and Forfeited Monies Police Investigation Fund (257) reimbursed cost and appropriating \$280,375 from the Federal Seized and Forfeited Monies Police Investigation Fund (257) other fines and forfeitures to the **Police Investigation Fund** (257) for use by the Anchorage Police Department. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 382-2007.

9.F.8. Resolution No. AR 2007-146, a resolution of the Municipality of Anchorage appropriating \$1,378,324 from Alaska Housing Finance Corporation (AHFC) as a grant to the State Categorical Grants Fund (231), the Department of Neighborhoods to fund the **Weatherization Assistance Program**; Department of Neighborhoods. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 383-2007.

9.F.9. Resolution No. AR 2007-147, a resolution of the Anchorage Assembly adopting recommendations to be forwarded to the Anchorage Metropolitan Area Transportation Solutions (AMATS) Policy Committee regarding an **amendment to the FFY 2006–2009 Transportation Improvement Program** (TIP); Traffic Department. (*Public Hearing 6-26-07*)

a. Assembly Memorandum No. AM 384-2007.

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

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

and this motion, as amended, was passed.

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

NAYES: None.

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 There were none.

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

10.B.1. Resolution No. AR 2007-141, a resolution of the Anchorage Municipal Assembly recognizing community endorsement of the Valley River Center as the preferred site for **co-location of municipal services** within the Town Center area of Eagle River and providing Assembly support for immediate lease negotiations, Mayor Begich; Assemblymembers Starr, Osslander [and] , Tesche “and Coffey.”

Mr. Starr moved, to approve AR 2007-141,

Ms. Osslander seconded,

Mr. Starr requested that Mr. Coffey be added as a cosponsor. Chair Coffey thanked Mr. Starr.

Mr. Starr stated that he, Ms. Osslander, Mr. Tesche, Mr. Coffey and Mayor Begich had worked together and were moving forward on this matter which had been addressed for many years. He had requested a needs assessment from the Office of Economic and Community Development and responses from municipal departments on the proposal for the facility, which would be discussed when the topic was addressed on June 26<sup>th</sup>. The lease rates and the inclusion of the municipal library were the driving factors for co-locating the facilities. He urged approval.

Dr. Selkregg commended the sponsors on their efforts, following a good process and site plan review and involving the community. It was good planning and she would support the Town Center co-location of municipal services effort.

Ms. Osslander stated that the concept had been addressed for years and was supported by Chugiak-Eagle River Community and Eagle River Chamber of Commerce. Many sites had been reviewed and the Valley River Center held great potential as a good location and would help provide revitalization to the community.

Mr. Tesche stated that this matter had been continually addressed, beginning in the early 1970s by the Greater Anchorage Area Borough (GAAB). He stated this was a positive move for Chugiak-Eagle River.

Mr. Claman commended all people who had been involved with the process. There was no commitment until the lease agreement was finalized.

Mayor Begich stated that he supported the plan. He wanted to be involved with the process to determine the remainder of the plan, including a financial plan.

Chair Coffey supported the site location and he looked forward to the process moving forward and being finalized.

and this motion was passed without objection.

10.B.3. Resolution No. AR 2007-143, a resolution adopting Amendment #1 of the 2007 Action Plan, part of the Municipality of Anchorage's 2003-2007 Housing and Community Development Consolidated Plan, reprogramming **Community Development Block Grant (CDBG) funds** received from the U.S. Department of Housing and Urban Development to (1) renovate the municipal building at 120 S. Bragaw into a branch library of the Municipal Libraries System, and (2) direct CDBG reprogrammed public service funding to the Municipality of Anchorage (Department of Health and Human Services) to assist in the treatment of patients who are or will become homeless because of contraction of tuberculosis; Department of Neighborhoods.  
a. Assembly Memorandum No. AM 380-2007.

Ms. Ossiander moved, to approve AR 2007-143,  
Mr. Starr seconded,

Ms. Ossiander moved, to bifurcate AR 2007-143, addressing separately:  
Mr. Sullivan seconded, 1) Renovating the municipal building at 120 South Bragaw, into a branch library, and;  
and this was approved without objection. 2) Directing the reprogrammable public service funding to assist treatment of patients who had become homeless because of tuberculosis;

Ms. Ossiander stated that she had become a firm believer in the value of shared schools and municipal buildings.

Chair Coffey put the Question to the bifurcated portion involving the treatment of tuberculosis patients.

and the motion was passed without objection.

Chair Coffey put the Question to the bifurcated portion involving renovating the municipal building at 120 South Bragaw.

and the motion was passed, 10-1.

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

NAYES: Ossiander.

**10.C. BID AWARDS** There were none.

**10.D. NEW BUSINESS**

10.D.5. Assembly Memorandum No. AM 390-2007, Girdwood Board of Supervisors appointment (John Gallup); Mayor's Office. **(Addendum)**

Mr. Sullivan moved, to approve AM 390-2007,  
Ms. Ossiander seconded,

Mr. Sullivan stated the appointment involved an Anchorage School District (ASD) employee.

Mayor Begich responded the Administration had addressed that issue and the Code would not allow an ASD employee to run for office. Appointments were allowed. Mr. Gallup would be running for office again next year, and the Administration would attempt to modify that law to allow flexibility. Mr. Sullivan responded that he wanted to address that technicality and was supportive of Mr. Gallup serving.

Chair Coffey requested that the Ethics Committee address that matter in the near future. Mr. Sullivan responded that the Ethics Committee would review the matter as soon as the Administration prepared a Code revision. Mayor Begich concurred and stated that Mr. Birch was working with the Legal Department on the matter.

Mr. Birch stated that disclosure requirements also needed to be addressed. Deputy Municipal Manager Michael Abbott responded that the Administration was not aware of any disclosure process required for appointed officials that differed from that for elected officials. Chair Coffey responded that he had made a disclosure when he had been appointed to the Planning and Zoning Commission, which was identical to that of an elected official.

and the motion was passed without objection.

10.D.6. Assembly Memorandum No. AM 391-2007, recommendation of award to Blue Sky International, Inc. for providing leased space for a **Fleet Services Tire Changeover and Storage Facility** for the Municipality of Anchorage, Real Estate Services (RFP 27-P015) (\$500,823); Purchasing.  
**(Addendum)**

Mr. Birch moved, to approve AM 391-2007,  
Ms. Ossiander seconded,

Mr. Birch questioned if the Administration had considered contracting out tire changeover services. Municipal Manager Denis LeBlanc responded the Administration had determined that this work would be less expensive completing the services in-house, using municipal facilities and employees.

and this motion was passed without objection.

#### 10.E. INFORMATION AND REPORTS

#### 10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

- 10.F.9. Resolution No. AR 2007-147, a resolution of the Anchorage Assembly adopting recommendations to be forwarded to the Anchorage Metropolitan Area Transportation Solutions (AMATS) Policy Committee regarding an **amendment to the FFY 2006–2009 Transportation Improvement Program** (TIP); Traffic Department. (*Public Hearing 6-26-07*)
- a. Assembly Memorandum No. AM 384-2007.

Dr. Selkregg moved, to introduce AR 2007-147, with Public Hearing set  
Mr. Claman seconded, for June 26, 2007,  
Mr. Sullivan was the concurring third.

Dr. Selkregg stated this matter had been discussed at a worksession and had been reviewed by the Technical Review Committee. The public needed to know that the Transportation Improvement Program (TIP) included projects for the future that would not be built because there would not be resources available. There were many TIP projects that would never be built. The Mayor and the AMATS Committee needed to address the matter in a more substantive way to make a more realistic agenda.

Chair Coffey announced this matter would be discussed at an Assembly worksession on Friday, June 22<sup>nd</sup> and would be open for Public Hearing on the 26<sup>th</sup> before the Assembly.

#### 11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

- 11.A. Assembly Memorandum No. AM 345-2007, recommendation to solicit proposals for site selection, design, engineering, and construction of a **new Headquarters Building** for the Municipality of Anchorage; Municipal Light & Power Utility. (*Postponed from 5-15-07*)

(Clerk's Note: There was a motion to approve on the floor from May 15<sup>th</sup> by Mr. Birch, seconded by Ms. Ossiander.)

Dr. Selkregg reported that she, Mr. Birch and Mr. Sullivan had comprised a review committee to address the matter of a new Municipal Light and Power headquarters building. The committee had toured the current facility and met with ML&P General Manager Jim Posey and it was clear that more space was needed. There were current discussions of a ML&P and Chugach Electric merger. Committee members would not commit to a new structure until the timing of that possible merger was assessed and they recommended postponing indefinitely. If this was to move forward, there were many options available in dealing with pollution and the environmental issues associated with the existing site, where there was lots of room. The committee recommended postponing AM 345-2007 indefinitely. If the matter continued to be considered, the committee recommended that all options be explored, including purchase and new construction or lease options. A needs assessment was needed to identify environmental obstacles and create and establish location criteria for the existing site. If it was determined that a new site would be pursued, the committee supported an open and competitive bidding process and requested downtown be given a first priority for the location.

Mr. Birch moved, to postpone indefinitely AM 345-2007,  
Mr. Sullivan seconded,

Mr. Birch concurred with Committee Chair Selkregg and stated there were many options that needed to be addressed, including letting the discussion of a possible merger proceed and to review the gains from a shared facility. The consensus of the committee was that existing site may be best suited for co-located facilities for maintenance, operations and administration. He was interested in obtaining a total cost breakdown of the new construction costs that included the ML&P collective bargaining agreement with International Brotherhood of Electrical Workers (IBEW). He supported postponing indefinitely.

To Mr. Sullivan, Mayor Begich responded that if the matter was postponed indefinitely the Administration had the responsibility and authority to move forward on this lease option and address city operations without the Assembly's concurrence. The Administration would provide environmental information when it was completed. Mr. Sullivan stated that the price tag on a proposed purchase (*for a new headquarters*) had gotten people's attention. Mayor Begich responded that the Administration would listen to the committee's recommendations and would continue to address running and managing the city government efficiently.

To Mr. Traini, Mayor Begich and Purchasing Officer Bart Mauldin responded that the IBEW would be involved with new construction or lease options, maintenance or tenant improvements with any ML&P facility and Davis-Bacon wages would be paid.

Mr. Claman requested that the Assembly be kept informed on the process. Deputy Municipal Manager Michael Abbott responded it would be impossible to suggest a timeframe for having the Administration review all options and amending the current proposal. Mr. Claman supported postponing indefinitely.

and the motion to postpone indefinitely passed, 11-0.

1 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.  
2 NAYES: None.

3  
4 11.B. **NOTICE OF RECONSIDERATION:** Ordinance No. AO 2007-72(S), an ordinance of the Anchorage  
5 Municipal Assembly amending Anchorage Municipal Code Chapter 2.35, **Regulations of Lobbying**,  
6 to provide for disclosure of criminal conviction, fees for criminal justice information and national  
7 criminal history record check and to prohibit registration and action as a lobbyist by a person with a  
8 conviction for egregious criminal conduct; Assemblymembers Bauer and Sullivan.

9 1. Assembly Memorandum No. AM 360-2007.

10 2. Assembly Memorandum No. AM 373-2007.

11 (*Amended and Approved 5-22-07; Notice of Reconsideration was given by Mr. Sullivan 5-23-07*)

12  
13 Chair Coffey reported this ordinance was amended and approved on May 22<sup>nd</sup> and Notice of Reconsideration was  
14 given by Mr. Sullivan on May 23<sup>rd</sup>.

15  
16 Mr. Sullivan moved, *for Reconsideration of AO 2007-77(S),*  
17 Mr. Bauer seconded,

18  
19 To Mr. Traini, Mr. Sullivan responded that he was proposing consideration of a minor amendment, changing the  
20 lobbyist's registration fee for clients from \$25.00 to \$50.00. There was a question whether the title would allow this  
21 change and he had heard from the Legal Department that the title was sufficient. Mr. Traini stated that he would  
22 support the amendment.

23  
24 and this was approved without objection.

25  
26 Mr. Sullivan moved, to amend AO 2007-72(S) on Page 3, Section D, Line 6,  
27 Mr. Bauer seconded, *by changing* to read: D. Each application for registration or  
28 renewal of registration as a lobbyist under this section shall  
29 be accompanied by a fee of [~~\$25.00~~] "\$50.00," in addition to  
30 the fees required by the Department of Public Safety under  
31 AS 12.62.160 for criminal justice information of conviction and  
32 a national criminal history record check for conviction.

33  
34 Mr. Sullivan stated that over the years all fees had increased to accommodate additional processing costs. This was  
35 not a substantial change, but would help accommodate the extra workload involved with processing.

36  
37 To Ms. Ossiander, Mr. Sullivan responded a lobbyist would pay \$50.00 for every client. To Ms. Ossiander, Deputy  
38 Municipal Manager Michael Abbott responded the Municipal Clerk's Office would incur the costs. Municipal Clerk  
39 Barbara Gruenstein responded that her office had not studied if the fee was adequate for covering costs.

40  
41 Mr. Claman stated that some lobbyists represented one client, while others represented more than one. The number  
42 of lobbyists who had multiple clients was small.

43  
44 Chair Coffey stated that while this fee applied to each client represented by a lobbyist, there was only one criminal  
45 background check required per lobbyist. Ms. Gruenstein concurred and stated that one background check would be  
46 required per year.

47  
48 and the motion to amend was approved without objection.

49  
50 and the main motion, as amended, was passed, 11-0.

51  
52 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.  
53 NAYES: None.

54  
55 11.C. Ordinance No. AO 2007-74, an ordinance of the Anchorage Municipal Assembly amending Anchorage  
56 Municipal Code Section 1.15.020, **Prohibited Conduct**, to prohibit the conditioning of official action on  
57 the retention or non-retention of services of a third party; Assemblymembers Tesche, Traini and  
58 Sullivan.

59 1. Information Memorandum No. AIM 59-2007.

60 2. Assembly Memorandum No. AM 372-2007.

61 (*Public Hearing was Closed 5-22-07; Amended 5-22-07; Action Carried Over from 5-22-07*)

62 3. Ordinance No. AO 2007-74(S); Assemblymember and Ethics Committee Chair Sullivan "and  
63 Assemblymembers Tesche, Traini and Bauer."

64  
65 Mr. Tesche stated his motion to approve AO 2007-74, seconded by Mr. Sullivan, was on the floor.

66  
67 Mr. Sullivan moved, *to Substitute [AO 2007-74] "AO 2007-74(S),"*  
68 Mr. Tesche seconded,  
69 and this was approved without objection.

70  
71 Mr. Sullivan stated that Mr. Tesche had crafted the ordinance and included exemptions in the memorandum. His  
72 substitute version (*S-version*) included the prohibitions and exemptions in the ordinance to offer clarification. Added  
73 language included "Statements made during official proceedings, including committee meetings and worksessions, of  
74 the Assembly, the Anchorage School Board, an elected service board, or an appointed public body of the municipality  
75 were outside the scope of the prohibition."

76  
77 Mr. Tesche requested that he and Mr. Traini be added as cosponsors. He recommended approval.

78

To Ms. Ossiander, Mr. Tesche responded the added language offered exemptions for statements made during an official meeting.

Mr. Traini supported the S-Version.

Mr. Claman stated that legislative privilege still applied. Mr. Tesche concurred. Mr. Sullivan responded it was important to include the additional language because the term 'legislative privilege,' was not codified. Mr. Claman concurred.

Mr. Bauer supported the S-Version. The additional language would prevent municipal employees from steering businesses for contracts and services. It was important for any appointed or elected official to give favorable treatment on any project and to be aware of white-collar crimes like bribery, extortion and money laundering. The ordinance would help define the process and offer protection to the public.

Mr. Birch stated that it was important not to get so tangled up in the language that it would compromise reasonable discussion with a constituent that would affect any prospective bid award processes. Municipal Attorney Jim Reeves responded the language was clear and would not interfere.

Mr. Bauer requested to be added as a cosponsor.

and the main motion was passed, 11-0.

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

NAYES: None.

11.D. 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.

1. Assembly Memorandum No. AM 173-2007.
2. Information Memorandum No. AIM 38-2007.
3. Ordinance No. AO 2007-42(S), an ordinance amending Anchorage Municipal Code Sections 21.45.150 and 21.47.040 to clarify use of a business logo or sign on a vehicle used in day-to-day operations, and to provide a vehicle sign standard for a home occupation (Planning and Zoning Commission Case 2007-054), Planning Department.
4. Assembly Memorandum No. AM 328-2007.

*(Public Hearing was Closed 5-15-07; Action was Postponed from 5-15-07)*

Chair Coffey stated there was a motion to approve AO 2007-42 on the floor from Ms. Ossiander, seconded by Mr. Sullivan. Ms. Ossiander responded the matter had been referred to a subcommittee. She and Mr. Sullivan had reviewed the matter and discovered a section in AMC 9.30 that defined commercial vehicles by axle tonnage. Code Enforcement used a more informal assessment for commercial vehicles, as vehicles that were not used to transport the family. The concern was that this would give a different standard for home businesses. She requested that the matter be referred to the Title 21 Committee.

Ms. Ossiander moved, *to Postpone Indefinitely* AO 2007-42 and refer the matter  
Mr. Sullivan seconded, *to the Title 21 Committee,*  
and this was approved without objection.

To Ms. Ossiander, Chair Coffey responded the motion to postpone indefinitely overrode the motion to approve.

To Mr. Birch, Planning Department Director Tom Nelson responded that cases of past violations concerning definitions of commercial vehicle were closed and would not be pursued.

## 12. APPEARANCE REQUESTS

12.A. **Michael Melielo and Susan Gorski** of the Chugiak-Eagle River Chamber of Commerce, regarding the Eagle River Town Center at Valley River Center, including co-location of city offices.

Chugiak-Eagle River Chamber of Commerce President MICHAEL MILIELO and Executive Director SUSAN GORSKI appeared to speak in support of the Eagle River Town Center at the Valley River Center and co-locating city offices and services. The Chamber supported revitalization of Eagle River and supported the proposed location. Ms. Gorski stated that the Chamber had worked with Land Design North on the Eagle River Revitalization Plan and the Valley River Center was in the heart of downtown Eagle River. The proposed location involved an empty mall and there was a willing developer who understood the Revitalization Plan and the community's desire. The location provided vehicle and pedestrian access. The proposal was a win-win situation for everyone, including the retail businesses in the area. Mr. Starr thanked Mr. Melielo and Ms. Gorski for appearing and speaking to the matter. He stated the process would continue.

12.B. **Richard W. Kotsch**, regarding an invitation to the Anchorage Amateur Radio Club Field Day on Saturday, June 23 at Romig Middle School. **(Addendum)**

Anchorage Amateur Radio Club (AARC) member RICHARD KOTSCH and Club President KATHLEEN O'KEEFE invited Assemblymembers to the Amateur Radio Club Field Day, to be held on June 23<sup>rd</sup> and 24<sup>th</sup>, at Romig Middle School. It offered the general public the opportunity to see how amateur radio works. The AARC had assisted in many state emergencies, including the 1964 Earthquake and the Big Lake (*Miller's Reach*) Fire. Ms. O'Keefe stated radio operators assisted with state and national emergencies and she encouraged young people to become involved and learn the process. Dr. Selkregg stated that during the 1964 Earthquake radio operators played a significant role in communicating to the Lower 48. People were becoming more dependent upon cell phones, which involved a fragile



1 system and it was important to have radio operators to provide assistance in the event of a major catastrophe. To Mr.  
2 Tesche, Ms. O'Keefe responded that using Morse Code was no longer a Federal Communication Commission  
3 requirement for radio operators, but there were still those who knew and used it. Packet Radio would become the new  
4 way for passing sensitive information, along with Morse Code. Mayor Begich supported the AARC and thanked them  
5 for their critically important role in the Municipality's Emergency Operation Plan. Mr. Claman stated that he and all  
6 Assemblymembers supported the amateur radio operators working in the community.

7  
8 12.C. **Caleb Aldeman**, regarding Anchorage Trolley. (**Addendum**)

9  
10 (Clerk's Note: Mr. Aldeman's Appearance Request was rescinded due to active litigation.)

11  
12 **13. CONTINUED PUBLIC HEARINGS**

13 13.A. Ordinance No. AO 2007-27, an ordinance approving a **non-exclusive long-term lease** of the William  
14 C. Chamberlin Equestrian Center at Ruth Arcand Park to Rainbow Connection Therapeutic Horseback  
15 Riding Program and the Anchorage Horse Council, Inc.; Office of Economic & Community  
16 Development.

17 1. Assembly Memorandum No. AM 90-2007. (*Continued from 2-13-07 and 5-1-07*)

18  
19 Chair Coffey read the ordinance title and opened Public Hearing. Ms. Ossiander requested that Public Hearing remain  
20 open.

21  
22 Dr. Selkregg moved, *to Continue AO 2007-27 to June 26<sup>th</sup>,*  
23 Ms. Johnston seconded,

24  
25 Dr. Selkregg stated that Rainbow Connection had just received the lease information and had questions. Economic  
26 and Community Development Deputy Director Schawna Thoma respond the group had requested to be present when  
27 the Assembly discussed the matter. Dr. Selkregg stated the group had not known it was before the Assembly that  
28 evening. Mayor Begich responded the Administration supported continuing in two weeks.

29  
30 Ms. Ossiander stated that the Assembly had requested to see the lease. Deputy Municipal Manager Michael Abbott  
31 responded there was not a final lease, but a draft lease would be provided for their review. Ms. Ossiander stated there  
32 had been some discussion about building a specific structure. She also questioned the amount of park land they  
33 would be getting. Mayor Begich and Mr. Abbott responded the information on the building would not be included in the  
34 lease. Approval of the long-term lease of the land would allow them to install facilities, but those facilities had not been  
35 identified.

36  
37 Dr. Selkregg stated that the Rainbow Connection wanted to discuss the details about the acreage and the joint lease.  
38 Mayor Begich responded that a joint lease was the only way it would work. Dr. Selkregg responded she had complete  
39 confidence that the Mayor would negotiate the best agreement.

40  
41 and this was passed without objection, 11-0.

42  
43 13.B. Ordinance No. AO 2007-71, an ordinance authorizing **Anchorage Municipal Code**  
44 **Section 21.08.060** to be effective immediately, clarifying cross references, and deleting Chapter 21.87  
45 in its entirety; Planning Department.

46 1. Assembly Memorandum No. AM 293-2007. (*Continued from 5-1-07 and 5-22-07*)

47  
48 Chair Coffey read the ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and  
49 called the Question.

50  
51 Ms. Ossiander moved, *to Postpone Indefinitely AO 2007-71,*  
52 Mr. Bauer seconded,

53  
54 Ms. Ossiander stated this item should have been taken up with 14.A, which addressed the same, but slightly modified  
55 matter. She urged postponing indefinitely.

56  
57 and this motion was passed without objection, 11-0.

58  
59 **14. NEW PUBLIC HEARINGS**

60 14.A. Ordinance No. AO 2007-82, an ordinance of the Anchorage Municipal Assembly amending  
61 **Anchorage Municipal Code, Subsections 21.08.060H and 21.08.060K** as adopted under AO 2006-  
62 172, clarifying cross-references, deleting Chapter 21.87 in its entirety, and authorizing Section  
63 21.08.060, as amended, to be effective immediately; Assemblymembers Ossiander, Coffey and  
64 Selkregg.

65 1. Assembly Memorandum No. AM 370-2007.

66  
67 Chair Coffey read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public  
68 Hearing and called the Question.

69  
70 Ms. Johnston moved, *to approve AO 2007-82,*  
71 Ms. Ossiander seconded,

72  
73 Ms. Ossiander stated the code changes were in response to much discussion and Mr. Bauer's amendments.  
74 Recommended changes involved subdivision standards, release of guarantee of improvements and the end of  
75 warranty periods. It would affect the building community by setting higher standards.

76  
77 Dr. Selkregg reported this had involved a good review and an exhaustive process and she supported the ordinance.  
78

Chair Coffey thanked Mr. Bauer for crafting the amendments and thanked Ms. Ossiander, the Title 21 Committee and the Planning staff for improving the process of subdivision agreements. The Home Builders Association had been informed and had expressed their appreciation.

and the main motion was passed, 11-0.

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

- 14.B. Resolution No. AR 2007-136, a resolution of the Municipality of Anchorage appropriating \$222,000 as a donation from the Anchorage Park Foundation to the Anchorage Parks and Recreation Capital Service Area Fund (461) for capital development of **Betti's Garden** in Cuddy Family Mid-Town Park; Anchorage Parks and Recreation.  
1. Assembly Memorandum No. AM 358-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Ms. Ossiander moved, to approve AR 2007-136,  
Mr. Traini seconded,

Ms. Ossiander stated that this was needed and she urged approval.

and the main motion was passed, 11-0.

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

- 14.C. Ordinance No. AO 2007-81, an ordinance amending Anchorage Municipal Code Sections 3.95.010 and 3.95.080, and deleting Section 3.95.095 regarding **Anchorage Telephone Utility**; Information Technology Department.  
1. Assembly Memorandum No. AM 364-2007.

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

Ms. Ossiander moved, to approve AO 2007-81,  
Mr. Claman seconded,

Chair Coffey stated that Anchorage Telephone Utility no longer existed and this was just a clean-up detail. Mr. Sullivan responded that only the ATU Trust Fund remained. Chair Coffey concurred.

and the main motion was passed, 11-0.

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

- 14.D. Resolution No. AR 2007-116, a resolution of the Municipality of Anchorage renaming Town Square Park as "**Ruth Moulton Town Square Park**;" Mayor's Office.

Chair Coffey read the resolution title and opened Public Hearing.

DELLA COLVER BARRY, member and speaking on behalf of the Anchorage Garden Club, supported beautification and green and open spaces in the city and she thanked all those who had dedicated their lives to that cause. Members had expressed that the town center had been a long, joint effort of many people. Without disrespect, she urged consideration of not using a single person's name in the naming of the park. To Ms. Ossiander, Ms. Barry responded that the Anchorage Garden Club was active all over the city, including the Anchorage Memorial Park where they had planted 115 trees in 1974.

Mr. Traini declared a potential conflict of interest because his wife was the member of the Parks and Recreation Commission who had made the motion to name the park after Ruth Moulton. He requested a ruling from the Chair.

Ms. Ossiander asked Mr. Traini if he had a significant personal or financial interest in the matter before the Assembly. Mr. Traini responded that he had no financial interest but that he did have a personal interest in the matter. He requested a ruling from Chair Coffey.

Chair Coffey stated that a financial interest had been the litmus test for a conflict of interest and he ruled that did not apply. The Assembly had recently adopted a new Ethics Code concerning conflicts of interest and the matter of a substantial private or personal interest had never been addressed.

Ms. Ossiander asked Mr. Traini if he was being lobbied at home on this matter. Mr. Traini responded, "Absolutely not." She responded that Mr. Traini could act on this matter.

Chair Coffey requested a vote from the Assembly. The Question was if Mr. Traini had a substantial personal interest that precluded a fair and unbiased view.

Mr. Claman asked Mr. Traini, if, by the fact that his wife served on the commission and made a recommendation, that that would change how he would vote on the matter. Mr. Traini responded, "No." Mr. Claman asked Mr. Traini if his

1 position on the matter would be the same, regardless of his wife's involvement with the commission. Mr. Traini  
2 responded, "Yes." Mr. Claman concurred with Ms. Ossiander and stated that Mr. Traini did not have a personal  
3 conflict of interest.

4  
5 Dr. Selkregg concurred. Assemblymembers needed to be thoughtful about what 'interests' meant and if it implied  
6 some sort of benefit or gain. It was dangerous to define it this narrowly.

7  
8 Mr. Starr stated that if a voting member had a spouse who was publicly involved with community issues, there may be  
9 consideration of the way the public perceived the spouse as a mechanism for influencing the voting member. This was  
10 new ground and it deserved greater pondering.

11  
12 Mr. Traini stated that his wife was involved with many boards and commissions and it needed to be determined at what  
13 level the bar needed to be set for spouses. How she voted on matters was not necessarily how he voted.

14  
15 Chair Coffey put the Question.

16  
17 and the motion failed, 1-9.

18  
19 AYES: Bauer.

20 NAYES: Tesche, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Selkregg and Claman.

21 ABSTAIN: Traini.

22  
23 Chair Coffey called for continued Public Hearing.

24  
25 RONALD CUPPLES recognized all the work and dedication of Ms. Moulton and many others, to Town Square Park.  
26 Many old timers had been involved, but would not want the recognition and he urged consideration of not naming the  
27 park after anyone. To Mr. Traini, he responded that he supported displaying plaques to explain the history of the park.

28  
29 BJARNE HOLM testified that he had known Ruth Moulton and he supported the naming. Ms. Moulton would not want  
30 the glory, but she had made a difference in the community and needed to be honored as a hero.

31  
32 JEFF BRUNDAGE testified that his mother, Shirley Brundage, now deceased, had been active with many others with  
33 the fight for Town Square Park. He presented a disc of a recorded meeting in 1965, which included debate on the  
34 park. He also had newspaper articles on creating the park instead of building a downtown parking garage. There  
35 were many people who fought to save the square and he supported dedicating the park as Anchorage Town Square  
36 Park and not naming it after any one person.

37  
38 BARBARA KARL testified in support of naming the park after Ruth Moulton. She also supported displaying a plaque  
39 with the history, showing how one activist made a difference to the community and perpetuate the legacy of her life.  
40 To Mr. Traini, Ms. Karl responded it was important to remember all those who had gone before us.

41  
42 BARBARA YUNKER testified that her mother, Shirley Brundage, past president of the Anchorage Garden Club and  
43 now deceased, had been honored by the Assembly for her work in the community. The question before the Assembly  
44 was if the resolution was worthy and did it give due respect and honor equally to other pioneers who shared Ms.  
45 Moulton's contributions.

46  
47 VINCE CASEY knew Ruth Moulton and supported the naming, and it was appropriate to show respect and  
48 appreciation for her contributions. Ms. Ossiander thanked Mr. Casey, who had also made significant contributions to  
49 the community.

50  
51 BERNADETTE BRADLEY, President of the Old Seward/Ocean View Community Council, testified in support of  
52 keeping the Anchorage Town Square Park name and not naming it after a single person who had made a contribution.

53  
54 JOHN BLAINE testified in support of naming the park after Ruth Moulton. This matter had been reviewed by many  
55 community councils, boards and commissions, the Parks and Recreation Department and the Anchorage Garden  
56 Club, and an overwhelming majority had supported the naming. He supported posting a plaque and making Ruth  
57 Moulton a hero. To Dr. Selkregg, Mr. Blaine responded that Ms. Moulton had been involved with many things in the  
58 community, including the Coastal Trail. To Mr. Bauer, Mr. Blaine agreed that Ms. Moulton had been very involved with  
59 process. Mr. Bauer stated that the Assembly had decided on naming or renaming portions of a park, but this was the  
60 first time the Assembly was deciding on naming an entire park for one person.

61  
62 HELEN NIENHUESER, who had worked with Ruth Moulton on the Parks and Recreation Commission, testified in  
63 support of naming the park after Ruth. Ms. Moulton was known for her determination and had led the fight when the  
64 park was nearly lost in the 1980s. It took leadership to make a significant difference in a community and the naming  
65 was a great way to honor her. Ms. Nienhueser urged the Assembly to honor the process that had happened, which  
66 had shown tremendous community support.

67  
68 MIKE MILLER supported naming public places after people and supported naming a bike path behind the old  
69 Anchorage High School after Shem Pete.

70  
71 MINDY WILLIS testified in support of the naming. The Assembly had passed a resolution requesting to proceed with  
72 the process of dedicating all or a feature of Town Square Park after Ruth Moulton. The Parks Commission, the Public  
73 Facilities Advisory Commission and 20 community councils had unanimously voted in support of naming the full park  
74 after Ruth. The 20 councils included Mid-Hillside, Hillside East, Downtown, Chugiak, Airport Heights, South Addition,  
75 Turnagain, Mountain View, Rogers Park, Russian Jack, Government Hill, Spenard, South Fork, Campbell Park,  
76 University Area, Scenic Foothills, Rabbit Creek, Eagle River Valley, Taku-Campbell and Eagle River. She urged the  
77 Assembly to trust and honor the public process.

1 RONALD HOLMSTROM testified that Ruth Moulton was a citizen warrior and it was appropriate to name the park after  
2 her. He supported placing a plaque with Ruth Moulton's name and history in the park, which would be in addition to  
3 naming the park after her.

4  
5 YVONNE LINDBLOM read a letter to Mayor Begich from Governor Walter J. Hickel, supporting naming Town Square  
6 Park after Ruth Moulton, to show gratitude for her advocacy and contributions to the park, during much opposition.

7  
8 RONALD LEELAND, member of the Downtown and the Fairview Community Councils, supported naming Town  
9 Square Park after Ruth Moulton, who had been a determined and tenacious woman and who had been an inspiration  
10 to many people. She deserved to have the park named in her honor.

11  
12 BERNIE BLAINE testified in support of naming the park after Ruth Moulton. Naming the park after one person did not  
13 negate the contributions of many others who also contributed to the park.

14  
15 DARREL HESS, Chair of Fairview Community Council, testified the council supported naming an appropriate element  
16 within the park after Ruth Moulton, honoring her leadership and contributions to Town Square Park. The council  
17 supported not naming the park after one individual and keeping the name of Town Square Park, thus recognizing all  
18 those who had contributed to the park. Ms. Moulton had been a resident of Fairview and Mr. Hess urged consideration  
19 of naming the Fairview Park after her, to which Ruth had also offered contributions. Mr. Tesche stated that he had  
20 attended all Fairview Community Council meetings which were conducted in a respectful and proper manner. To Mr.  
21 Traini, Mr. Hess responded the council had not made recommendations to the Parks and Recreation Commission and  
22 the Public Facilities Advisory Commission, because they had taken their position after those commissions had met. To  
23 Mr. Claman, Mr. Hess responded the council had first considered a resolution naming the whole park after Ms.  
24 Moulton, which failed to pass, with a tied vote. The second action supported naming a section of Town Square after  
25 her. The council had discussed, but not taken action, on naming the Fairview Park after her.

26  
27 BERYL JOHNSON, a longtime resident, supported the naming of Ruth Moulton Town Square Park and shared some  
28 park history, including the water fountain and a proposed garage beneath the park.

29  
30 JEANNIE DEVON supported recognizing Ms. Moulton's many contributions to save the park over the years. Ms.  
31 Devon read a letter from Ms. Moulton to the Municipal Manager, which described how preserving the park symbolized  
32 that the governmental processes worked. Ms. Devon stated the naming would motivate, teach and inspire everyone  
33 and preserve the history of the community. It was appropriate for the Assembly to honor the public process that had  
34 been followed and name the whole park after Ruth Moulton.

35  
36 LANIE FLEISCHER, who had worked with Ruth Moulton in the fight to save the park, testified in support. Ms. Moulton  
37 was a leader. To Dr. Selkregg, she responded that Ms. Moulton had fought for the land dedication, the design and  
38 establishment of the park and for many other improvements in the downtown area. She had also volunteered at  
39 Beans Café and had supported the Coastal Trail. Naming the park after Ruth was the best way to honor her and was  
40 the right thing to do.

41  
42 HARRY DEUBER testified in support of the naming. He had worked with Ms. Moulton, who had fought for  
43 beautification, public safety and public services and had been involved with many community issues, particularly  
44 downtown.

45  
46 GENE WHITE supported the naming of Ruth Moulton Town Square. Ms. Moulton was a role model for citizen  
47 participation and it was appropriate to name the park after her.

48  
49 TIM McCONNELL supported naming the park for Ruth Moulton. The majority of people in the community councils  
50 supported the naming and it was appropriate. Ms. Moulton had given new meaning to "We The People."

51  
52 JOHN HEDLAND stated that Ruth Moulton was responsible for creating Town Square Park. He had asked Ms.  
53 Moulton if the park should be named after her and she had responded, "Yes, if it did not cause a controversy." Mr.  
54 Tesche thanked Mr. Hedland for his contributions to the community.

55  
56 STAN FISCHER testified in support of naming the park for Ruth Moulton. She had been a remarkable public advocate  
57 and had effectively embraced the public process and had deeply influenced the community. She should be recognized  
58 for her lifetime of community service.

59  
60 With no additional public testimony, Chair Coffey closed Public Hearing and called the Question.

61  
62 Mr. Traini moved, to approve AR 2007-116,  
63 Dr. Selkregg seconded,

64  
65 Mr. Traini stated that he supported the naming. It was a no-brainer. The Assembly had created the process, which  
66 had been followed, and the Assembly needed to take action that evening to approve the resolution.

67  
68 Ms. Ossiander stated there were past park contributors who would not support the park being named for one person.  
69 Mayor Begich responded his office had heard from a park contributor who did not support naming the park for one  
70 person because there had been many people who had contributed. Ms. Ossiander stated she had heard from people  
71 on both sides and she encouraged thorough Assembly discussion on the matter.

72  
73 Dr. Selkregg stated the public comments had been compelling and she would support the naming for Ruth Moulton. It  
74 was the best decision the Assembly could make. Ms. Moulton had been involved with many things in the community  
75 and symbolized many citizens' involvement. The Assembly needed to respond to the public process that had been  
76 laid out for naming. She urged Assembly support.

1 Mr. Bauer stated this was a complicated issue because it was an emotional issue. The Assembly had approved an  
2 ordinance which allowed for new policies and procedures for honorary naming of public places. The policy statement  
3 for considering naming or renaming municipal buildings, other fixed facilities and public places included a preferred  
4 practice to give public property historical, cultural or geographical significance, considering location, function and  
5 natural features to retain those names. Primary policy considerations included presuming that the existing name of  
6 any public place was to be the best name and the practice of honoring individual citizens by naming internal features of  
7 public spaces was preferred. Priority would be given to the policy of giving and retaining names that were of historical,  
8 geographical, natural and functional significance. Continuity of the existing name and common use would presume to  
9 increase the sense of neighborhood. The matter had followed the public process, but there was not enough guidance  
10 for the councils and the commissions to understand the true intent of the policy. This was the first time renaming of an  
11 entire public facility had been considered (*by the Assembly*). He requested that the commission's meeting minutes be  
12 reviewed by the Assembly, to determine what process had been followed.

13  
14 To Mr. Starr, Mr. Bauer responded that he had sponsored the ordinance to improve the policy and procedures on  
15 naming, following the Assembly's addressing many name changes throughout the city. He supported the procedure  
16 including a commission process, to keep a consistent method of naming or renaming. It was decided that the deciding  
17 commission would be the Public Facilities Advisory Commission. But, that commission was newly established and had  
18 not had the guidance or instruction or experience. Mayor Begich responded the prior practice of naming or renaming  
19 involved the Assembly requesting a group to review the options and having those recommendations reviewed by the  
20 most relevant department. Two of his staff members had worked directly with the newly-formed Public Facilities  
21 Advisory Commission for policy and procedure guidance. The process had not failed and there was no failure or gap  
22 of guidance provided to the commission. Mr. Starr stated there may have been a difference between guidance from  
23 the Administration and guidance from the Assembly. He questioned if the commission had been pressured by the  
24 Administration guidance. Mayor Begich responded the public process had been followed. The commission had  
25 deliberated and made a recommendation. The Administration had not made any recommendations.

26  
27 Chair Coffey reported that AR 2006-330 had started the process of naming Town Center Square Park.

28  
29 Mr. Claman stated that with Assembly approval of AO 2006-51(S) a structure had been created for the committee to  
30 follow. The resolution was an Assembly recommendation, submitted to the Public Facility Advisory Commission for  
31 consideration of designating Town Square or an integral feature within Town Square in the memory of Ruth Moulton.  
32 The direction from the Assembly was to decide the type of naming. Mr. Claman stated that he knew Ms. Moulton had  
33 been the leader with the drive to save Town Square Park. Because the Assembly had set up the policy and procedure  
34 and because all the steps of those policies and procedures had been followed and because both commissions  
35 recommended the naming with unanimous support, he would support the naming.

36  
37 Mr. Traini stated that the Assembly had approved and sent AR 2006-330 to the Parks and Recreation Commission and  
38 the Public Facilities Advisory Commission, with recommendations of naming all or an integral part of the park for Ruth  
39 Moulton and the commissions had done exactly that. Those recommendations were included with the ordinance on  
40 the Agenda that evening. There was no one who followed the process better than Ruth Moulton. The process had  
41 been followed and it was appropriate for the process to be honored. He urged support.

42  
43 Mr. Bauer stated his suggestion of failure had not been directed to the Administration. This was the first naming,  
44 following the process and it was important for the commissions to follow all procedures and criteria to consider all  
45 recommendations, not just from the Assembly or the Administration. The public process needed to be included.

46  
47 Chair Coffey announced that the Administration had requested to take up the remaining items on the Agenda and he  
48 stated that, time permitting, the Assembly could return to complete this item.

49  
50 Dr. Selkregg called the Question.

51  
52 Chair Coffey stated that a majority vote of eight was needed to call the Question. He called for objections and  
53 announced that four members indicated their objection. He called for additional debate.

54  
55 Dr. Selkregg stated the Ruth Moulton Town Square Park was in keeping with the recommendation, because it included  
56 a designation or a geographical place.

57  
58 Mr. Birch stated that he had cosponsored AR 2006-330, submitting a recommendation that Town Square or an integral  
59 feature of the park be named in memory of Ruth Moulton. The history and listening to the public testimony indicated  
60 the park had been a collaborative effort and others needed to be recognized. He would support the portion of AR  
61 2006-330 which recommended a portion of Town Square be named for Ruth Moulton.

62  
63 Mr. Sullivan stated that because there were Agenda items that needed to be addressed that evening and because  
64 more review was needed on the naming matter, he proposed to postpone the matter until the next Assembly Meeting.

65  
66 Mr. Sullivan moved, *to Postponing AR 2007-116 to June 26, 2007,*  
67 Mr. Traini seconded,

68  
69 Dr. Selkregg did not support postponing. The public was present and the issue needed to be taken care of that  
70 evening.

71  
72 Mr. Sullivan stated that he was not comfortable with the limited time to be able to reach a compromise that evening. It  
73 may be easier to offer an amendment that the body would support rather than continuing a long debate. There were  
74 seven Public Hearing items still on the Agenda with only one hour left in the meeting. He supported postponing. Ruth  
75 Moulton understood the process took time. The Public Hearing was closed on this matter and the folks present that  
76 evening would be able to watch the debate at home on Channel 10.

Mr. Birch supported postponing. Additional things were handed out that evening, including a map of Town Square Park, showing park features and he wanted the opportunity to review them.

Dr. Selkregg stated that the issue of naming the park had involved a public process. The public had the right to know the Assembly's intent, which should be on the record. The decision needed to be made that evening and she did not support postponement.

Mr. Tesche stated the public process had been set out and followed and he did not want the public to wait three more weeks. The Assembly needed to make the decisions that evening, with the public present. He opposed postponement.

Mr. Traini concurred and opposed postponement. The decision needed to be made that evening.

Chair Coffey put the Question to postpone the matter until June 26<sup>th</sup>.

and the motion was passed, 7-4.

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

NAYES: Tesche, Traini, Selkregg and Claman.

- 14.E. Ordinance No. AO 2007-77, an ordinance of the Municipality of Anchorage, Alaska, providing for, authorizing and approving the issuance of **Subordinate Lien Water Revenue and Refunding Bonds** for the Anchorage Water Utility in one or more series in the aggregate principal amount of not to exceed \$100,000,000 for the purpose of providing funds to finance certain capital projects and to refund certain outstanding water revenue bonds; Finance.

1. Assembly Memorandum No. AM 344-2007.

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

Ms. Ossiander moved, to approve AO 2007-77,  
Mr. Sullivan seconded,  
and the motion passed, 11-0.

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

NAYES: None.

- 14.F. Ordinance No. AO 2007-78, an ordinance of the Municipality of Anchorage, Alaska, providing for, authorizing and approving the issuance of **Wastewater Revenue and Refunding Bonds** for the Anchorage Wastewater Utility in one or more series in the aggregate principal amount of not to exceed \$65,000,000 for the purpose of providing funds to finance certain capital projects and to refund certain outstanding wastewater revenue bonds; Finance.

1. Assembly Memorandum No. AM 344-2007.

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

Ms. Ossiander moved, to approve AO 2007-78,  
Dr. Selkregg seconded,  
and the motion passed, 11-0.

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

NAYES: None.

Ms. Ossiander moved to Change the Order of the day to take up 14.H, 14.I and 14.L. Mr. Sullivan objected and Chair Coffey continued.

- 14.G. Ordinance No. AO 2007-80, an ordinance creating **Highland-2 Sanitary Sewer Lateral Special Assessment District 1760**, and determining to proceed with the proposed improvements therein; Anchorage Water & Wastewater Utility.

1. Assembly Memorandum No. AM 363-2007.

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

Ms. Ossiander moved, to approve AO 2007-80,  
Mr. Sullivan seconded,

Mr. Sullivan urged a YES-vote.

and the main motion was passed, 11-0.

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

NAYES: None.

- 14.H. Resolution No. AR 2007-134, a resolution confirming and levying special assessments for **Special Assessment District No. 2P03**, which provided street reconstruction and storm drain improvements on Highlander Drive and Highlander Circle, and setting the date of assessment installment payments,

interest on unpaid assessments, and providing for penalties and interest in the event of delinquency;  
Project Management & Engineering.

1. Assembly Memorandum No. AM 356-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Ms. Ossiander moved, to approve AR 2007-134,  
Mr. Sullivan seconded,

Deputy Municipal Manager Michael Abbott requested that dates of the assessments be added to the resolution.

Ms. Ossiander moved, to amend AR 2007-134 on Page 1, Section 3, Line 23, *by*  
Mr. Sullivan seconded, *adding "June 12"* and on Line 33, *by adding "30<sup>th</sup>"* and  
and this was approved without objection. *"September,"* and on Line 34 *by adding "September 30;"*

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

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

NAYES: None.

14.I. Resolution No. AR 2007-135, a resolution of the Municipality of Anchorage approving **Strawberry Road water service line extensions** and providing for assessment of related charges to benefited properties at time of connection; Project Management & Engineering.

1. Assembly Memorandum No. AM 357-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Ms. Ossiander moved, to approve AR 2007-135,  
Mr. Claman seconded,  
and the motion passed, 11-0.

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

NAYES: None.

14.J. Ordinance No. AO 2007-75, an ordinance authorizing withdrawal of a portion of **Heritage Land Bank (HLB) Parcel 1-075** from Heritage Land Bank Inventory and transfer to Real Estate Services Division for establishment of a conservation easement; Heritage Land Bank.

1. Assembly Memorandum No. AM 336-2007.

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

Ms. Ossiander moved, to approve AO 2007-75,  
Mr. Sullivan seconded,  
and the motion passed, 11-0.

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

NAYES: None.

14.K. Ordinance No. AO 2007-76, an ordinance authorizing a **lease of Cottage 25** to Anchorage Historic Properties, Inc., an Alaska Non-Profit Corporation, for office, parking and storage space; Heritage Land Bank/Real Estate Services.

1. Assembly Memorandum No. AM 337-2007.

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

Ms. Ossiander moved, to approve AO 2007-76,  
Dr. Selkregg seconded,  
and the motion passed, 11-0.

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

NAYES: None.

14.L. Ordinance No. AO 2007-83, an ordinance authorizing disposal of **Lots 3 & 4, Block 1, Northern Harbor Subdivision** to Sunrise Homes, LLC and appropriating all proceeds totaling \$57,636.50 to Project Management & Engineering from within Fund 441 as reimbursement for actual costs and expenses; Legal Department.

1. Assembly Memorandum No. AM 374-2007.

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

Ms. Ossiander moved, to approve AO 2007-83,  
Dr. Selkregg seconded,  
and the motion passed, 11-0.

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

- 14.M. Resolution No. AR 2007-132, a resolution of the Municipality of Anchorage, Alaska, accepting and appropriating three State of Alaska Clean Water Fund loan offers in the aggregate amount of \$1,150,000 for financing a portion of the design costs of the **C-2 (A, B) sewer improvements (\$550,000), C-5-A King Rovenna Sewer Upgrade (\$300,000) and C-5-1 (North Campbell Lake) Sewer (\$300,000) projects**; Anchorage Water & Wastewater Utility.
1. Assembly Memorandum No. AM 354-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Ms. Ossiander moved, to approve AR 2007-132,  
Dr. Selkregg seconded,  
and the motion passed, 11-0.

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

- 14.N. Resolution No. AR 2007-133, a resolution of the Municipality of Anchorage, Alaska, accepting and appropriating State of Alaska Drinking Water Fund loan offer in the amount of \$1,000,000 for financing a portion of the costs of the **Old Glenn Highway (Northern Communities) Water Extension Project**; Anchorage Water & Wastewater Utility.
1. Assembly Memorandum No. AM 355-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Dr. Selkregg moved, to approve AR 2007-133,  
Ms. Ossiander seconded,

Ms. Ossiander stated the Legislature had appropriated \$6 million for the Old Glenn (*Highway*), which had taken away \$2 million from the Eagle River Loop Road and she questioned the project timeline. Deputy Municipal Manager Michael Abbott responded the timing had not been changed. Ms. Ossiander stated that if this road project happened in conjunction with the AWWU projects, there would be significant savings. She requested that she and Mr. Starr be informed of any new information on the matter.

and the motion passed, 11-0.

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

- 14.O. Resolution No. AR 2007-137, 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 \$253,902 with the Department of Transportation and Public Facilities, State of Alaska and to appropriate these funds to the State Categorical Grants Fund (231) for financing of the **Transit Planning Program**; Public Transportation Department.
1. Assembly Memorandum No. AM 359-2007.

Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and he closed Public Hearing and called the Question.

Mr. Claman moved, to approve AR 2007-137,  
Dr. Selkregg seconded,  
and the motion passed, 11-0.

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

**15. SPECIAL ORDERS** There were none.

**16. UNFINISHED AGENDA** There were none.

**17. AUDIENCE PARTICIPATION** There were none.

**18. ASSEMBLY COMMENTS**

Ms. Ossiander announced that a memorial service for Dick Anderson had been held earlier that evening. Mr. Anderson had been the main contractor to the Chugiak-Eagle River Road Service Area for many years, and he would be missed.

Chair Coffey recognized a group of students from the Alaska Military Youth Academy in the audience, with Personnel Officer in Charge (POC) Arsenault. The students were working on projects for their Government Social Studies class.

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



**20. ADJOURNMENT**

Chair Coffey called for a motion to adjourn the meeting.

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

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

The Regular Assembly Meeting was adjourned at 10:30 p.m.

*See Archived Document for Signatures*

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DAN COFFEY, Assembly Chair

ATTEST:

*See Archived Document for Signatures*

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BARBARA GRUENSTEIN, Municipal Clerk  
Date Minutes Approved: July 17, 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)*