

MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of May 15, 2007

1. CALL TO ORDER

The Assembly Meeting was convened by Chair Coffey at 5:02 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 Assemblymember Selkregg led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – March 13, 2007

Ms. Ossiander moved, to approve the Regular Meeting Minutes
Mr. Traini seconded, of March 13, 2007,
and this motion was passed unanimously.

(Clerk's Note: Mr. Claman, Ms. Johnston and Dr. Selkregg abstained because they had not yet been elected to the Assembly on that date.)

5. MAYOR'S REPORT There was none.

6. ASSEMBLY CHAIR'S REPORT There was none.

7. COMMITTEE REPORTS

Mr. Claman reported that the Public Safety Committee Meeting met on May 10th and had discussed private ambulance services licensing. The committee recommended postponing the ordinance for four months, to allow additional review.

Mr. Birch reported that he and other Legislative Committee members were continually communicating with legislative lobbyists Mitch Gravo and Wendy Chamberlain, regarding the progress of the Legislature, which would be concluding the following day. It appeared there would be appropriations for the Anchorage School District and a one-year fix for the PERS/TRS contribution. He would distribute a written report once the session was completed.

Ms. Ossiander reported the Title 21 Committee met on May 11th and had discussed Mr. Bauer's amendments, which would be addressed at the next meeting on May 17th, from 9:00 to 11:00 a.m., along with adjusting the Title 21 calendar.

Mr. Sullivan reported that the Ethics Committee met on May 7th and considered two upcoming ordinances, addressing a required background check and influences and hiring practices for lobbyists. Assembly Counsel Julia Tucker had created an S-version for AO 2007-72, dealing with lobbyists, which would be addressed by the Assembly on May 22nd. He reported that while he was in Juneau he had talked with many legislators and had heard no opposition to *(the city)* holding state revenue sharing in a reserve account to the following year, as long as it was committed to property tax relief.

8. ADDENDUM TO AGENDA

Chair Coffey called for a motion. He read the Addendum items and called for a vote to incorporate the Addendum items into the Consent Agenda.

Ms. Ossiander moved, to approve the inclusion of the Addendum items
Dr. Selkregg seconded, into the Consent Agenda,
and this motion was passed.

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

NAYES: None.

Chair Coffey called for a motion on the Consent Agenda.

Mr. Sullivan moved, to approve the Consent Agenda,
Mr. Claman seconded,

Chair Coffey 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 2007-124, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Tim Kelly** for his 32 years of service with the Municipality of Anchorage; Mayor Begich and Assemblymembers Birch, Bauer, Claman, Coffey, Johnston, Ossiander, Selkregg, Starr, Sullivan, Tesche and Traini.

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

- 9.A.2. Resolution No. AR 2007-129, a resolution of the Anchorage Municipal Assembly honoring and remembering the life and contributions of **John L. Alexander**; Mayor Begich and Assemblymembers Tesche, Bauer, Birch, Coffey, Johnston, Ossiander, Selkregg, Starr, Claman, Sullivan and Traini.
(Addendum)

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

9.B. RESOLUTIONS FOR ACTION - OTHER

- 9.B.1. Resolution No. AR 2007-117, a resolution of the Anchorage Municipal Assembly approving a minor amendment to an existing restaurant or eating place alcoholic beverages conditional use in the B-3 District for a new beverage dispensary use and License Number 4694 per AMC 21.40.180 D.8, for **Henry's Great Alaskan Restaurant** located at 8001 Old Seward Highway, Vans Subdivision, Block 1, Lot 10A; generally located at the southeast corner of the Old Seward Highway and East 80th Avenue (Taku-Campbell Community Council) (Case 2007-080); Planning Department.
a. Assembly Memorandum No. AM 315-2007.

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

- 9.B.2. Resolution No. AR 2007-125, a resolution of the Municipality of Anchorage providing for the appropriation of a grant totaling \$70,745 from the State Library to the State Categorical Grants Fund (231) for the **Ready to Read Phase I Program**; Office of Economic & Community Development/Library.
a. Assembly Memorandum No. AM 332-2007.
- 9.B.3. Resolution No. AR 2007-126, a resolution appropriating \$29,130 of interest earnings from Jail Revenue Bond Proceeds to the Anchorage Metropolitan Police Service Area Capital Improvement Program Fund (451) for professional services in determining a conceptual budget and schedule for the **Anchorage Jail Expansion Project**; Project Management & Engineering.
a. Assembly Memorandum No. AM 333-2007.
- 9.B.4. Resolution No. AR 2007-127, a resolution of the Municipality of Anchorage, Alaska, approving the **Girdwood Place Water Extension** and providing for assessment of benefited properties at time of service connection; Anchorage Water & Wastewater Utility.
a. Assembly Memorandum No. AM 334-2007.
- 9.B.5. Resolution No. AR 2007-128, a resolution of the Municipality of Anchorage, Alaska, approving the **Daryl Industry Way Water Intertie** and providing for assessment of benefited properties at time of service connection; Anchorage Water & Wastewater Utility.
a. Assembly Memorandum No. AM 335-2007.
- 9.B.6. Resolution No. AR 2007-130, a resolution of the Anchorage Municipal Assembly and Mayor Mark Begich to endorse the work of the **Anti-Gang and Youth Violence Policy Team** to reduce gang-related and youth violence. **(Addendum)**

9.C. BID AWARDS There were none.

9.D. NEW BUSINESS

- 9.D.1. Assembly Memorandum No. AM 338-2007, **Education and Workforce Advisory Commission** appointments (Mike Andrews, M. J. Longley); Mayor's Office.
- 9.D.2. Assembly Memorandum No. AM 339-2007, **Girdwood Valley Service Area Board of Supervisors** appointments (Jake Thompson, Nicholas Danger); Mayor's Office.
- 9.D.3. Assembly Memorandum No. AM 318-2007, 2007/2008 Liquor License Renewal: **4th Avenue Theatre – Beverage Dispensary** (Downtown Community Council); Clerk's Office.

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

- 9.D.4. Assembly Memorandum No. AM 319-2007, 2007/2008 Liquor License Renewal: **Glacier City Restaurant – Beverage Dispensary** (Girdwood Board of Supervisors); Clerk's Office.
- 9.D.5. Assembly Memorandum No. AM 320-2007, 2007/2008 Liquor License Renewal: **Spenard Paradise Inn & Lounge - Beverage Dispensary-Tourism** (Spenard Community Council); Clerk's Office.

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 321-2007, 2007/2008 Liquor License Renewal: **Spirits of Alaska #1 – Package Store** (Fairview Community Council); Clerk's Office.

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

- 9.D.7. Assembly Memorandum No. AM 322-2007, 2007/2008 Liquor License Renewals: Fiori D'Italia #434, Fu Do Restaurant #4109, Time Out Lounge #1140, PJ's #826, Anchorage Millennium Hotel #2097, Long Branch Saloon #670, La Mex Too #636 *transfer to Henry's*, La Mex #635, Subzero #4261, Player's House of Rock #2097 – Beverage Dispensary; Thai Village Restaurant #3576, Sweet Basil Café #3897, Mexico in Alaska #1907, Ding How Restaurant #4123, Cyrano's #2724, Uncle Joe's Pizzeria #3915, Uncle Joe's Pizzeria #4293, Pizza Plaza #891, Samurai Sushi Garden #4529, Organic Oasis Health Foods & Juice Bar #3921, Campobello #3545 – Restaurant/Eating Place; Moose's Tooth Brewing Co. Moose's Tooth Pub & Pizzeria #3972, Orso Ristorante #4258 – Brewpub; Petroleum Club of Anchorage #3586 – Club; In & Out Bush Liquor 2 #688, Brown Jug Whaler #686, Brown Jug-Northern Lights #4520 – Package Store; Northern Spirits Distributors #4497 - Wholesale-Malt Beverage & Wine (Northeast, Spenard, Campbell Park, Abbott Loop, North Star, Rogers Park, Midtown, Downtown, South Addition, Taku/Campbell, Old Seward/Oceanview, University Area Community Councils); Clerk's Office.

Mr. Tesche requested this item be pulled for review on the Regular Agenda. *(See item 10.D.7)*

- 9.D.8. Assembly Memorandum No. AM 340-2007, proprietary purchase of **high-threat boom MIC headsets** from Television Equipment Associates for the Municipality of Anchorage; Anchorage Police Department (APD) (\$34,610); Purchasing.
- 9.D.9. Assembly Memorandum No. AM 341-2007, proprietary purchase to PTP Management, Inc. providing for **exterior painting services** to City Hall for the Municipality of Anchorage, Heritage Land Bank (\$425,250); Real Estate Services.
- 9.D.10. Assembly Memorandum No. AM 342-2007, approval of Amendment No. 1 to Western Construction and Equipment contract (26M&O177) to increase the contract yearly amount by \$50,000 for a total contract amount NTE \$100,000 for year round road maintenance services within the **Rabbit Creek View/Heights Limited Road Service Area** (LRSA) on an "as required" basis, Maintenance and Operations Department.
- 9.D.11. Assembly Memorandum No. AM 343-2007, approval of Amendment No. 1 to GLS, LLC (26M&O268) to increase the contract yearly amount by \$75,000 for a total contract amount NTE \$175,000 for year round road maintenance services within the **South Goldenview Rural Road Service Area** (RRSA) on an "as required" basis; Maintenance and Operations Department.
- 9.D.12. 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. **(Addendum)**

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

- 9.E. **INFORMATION AND REPORTS**
- 9.E.1. Information Memorandum No. AIM 57-2007, Internal Audit Report 2007-5 – **Ground Lease Agreement with Seibu Alaska, Inc., Heritage Land Bank**; Internal Audit Department.
- 9.F. **ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**
- 9.F.1. 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. *(Public Hearing 6-12-07)*

a. Assembly Memorandum No. AM 336-2007.
- 9.F.2. 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. *(Public Hearing 6-12-07)*

a. Assembly Memorandum No. AM 337-2007.

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, Ossiander, 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**
- 10.A.1. Resolution No. AR 2007-124, a resolution of the Anchorage Municipal Assembly recognizing and honoring **Tim Kelly** for his 32 years of service with the Municipality of Anchorage; Mayor Begich and Assemblymembers Birch, Bauer, Claman, Coffey, Johnston, Ossiander, Selkregg, Starr, Sullivan, Tesche and Traini.
- Mr. Traini moved, to approve AR 2007-124,
Mr. Tesche seconded,
and this was approved without objection.

Mr. Traini read and Mr. Claman presented the resolution to Tim Kelly, honoring him for his 32 years of service with the Municipality of Anchorage (MOA). Mr. Kelly thanked the Assembly for the recognition and stated that his career as an engineer technician with the MOA, and since 1980 with AWWU, had been rewarding and he had worked with a great group of people.

10.A.2. Resolution No. AR 2007-129, a resolution of the Anchorage Municipal Assembly honoring and remembering the life and contributions of **John L. Alexander**; Mayor Begich and Assemblymembers Tesche, Bauer, Birch, Coffey, Johnston, Ossiander, Selkregg, Starr, Claman, Sullivan and Traini.
(Addendum)

Mr. Tesche moved, to approve AR 2007-129 and to amend on Page 2,
Ms. Ossiander seconded, Line 23, *by adding* to read: John Alexander, "Buster,"

Mr. Tesche amended his motion and urged unanimous approval.

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

Mr. Tesche read and Ms. Ossiander presented the resolution, honoring and remembering John Alexander for his contributions and serving in many capacities to the community, the city and the state. Mr. Alexander had been recognized among "Who's Who in Alaskan Politics" and had been named one of Ten Outstanding Young Men of America by the Jaycees. Accepting the resolution on behalf of Mr. Alexander, Mr. Alexander's brother-in-law Mr. Kenneth Suel thanked the Assembly for the recognizing his brother-in-law. Mr. Alexander's niece Lay Li Suel thanked the Assembly for the recognition and stated that Mr. Alexander was greatly loved by his family. Chair Coffey stated that an amended resolution would be sent to family members.

10.B. RESOLUTIONS FOR ACTION - OTHER

10.B.1. Resolution No. AR 2007-117, a resolution of the Anchorage Municipal Assembly approving a minor amendment to an existing restaurant or eating place alcoholic beverages conditional use in the B-3 District for a new beverage dispensary use and License Number 4694 per AMC 21.40.180 D.8, for **Henry's Great Alaskan Restaurant** located at 8001 Old Seward Highway, Vans Subdivision, Block 1, Lot 10A; generally located at the southeast corner of the Old Seward Highway and East 80th Avenue (Taku-Campbell Community Council) (Case 2007-080); Planning Department.
a. Assembly Memorandum No. AM 315-2007.

Chair Coffey declared a conflict of interest. Ms. Ossiander assumed the Chair to allow him to speak to the matter. Mr. Coffey stated that the owners of Henry's Great Alaskan Restaurant were clients of his law firm, of which he was formerly a member. The law firm currently represented the (*Henry's Great Alaskan Restaurant*) operation and recently he had been consulted, regarding the modification to the conditional use. To Acting Chair Ossiander, Mr. Coffey responded that he had not charged for his legal services, but he believed that he did have a conflict of interest with this matter. Acting Chair Ossiander ruled that Mr. Coffey did have a conflict of interest and ordered that he abstain from participating. There were no objections. Acting Chair Ossiander called the Question.

Ms. Ossiander moved, to approve AR 2007-117,
Mr. Traini seconded,
and this motion passed, 10-0,
with Mr. Coffey abstaining with a conflict of interest.

Chair Coffey resumed the Chair.

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

10.D. NEW BUSINESS

10.D.3. Assembly Memorandum No. AM 318-2007, 2007/2008 Liquor License Renewal: **4th Avenue Theatre** – Beverage Dispensary (Downtown Community Council); Clerk's Office.

Mr. Sullivan moved, to approve AM 318-2007,
Ms. Ossiander seconded,

To Mr. Sullivan, Municipal Attorney Jim Reeves responded the owner of the license, 4th Avenue Theatre, owed delinquent business personal property taxes. The property and building owner, Iditarod Properties, Incorporated, owed delinquent taxes, which would be pursued as a separate matter and was not associated with the licensee renewal. To Mr. Sullivan, Office of Economic and Community Development Director Mary Jane Michael responded the purchase and sale agreement with the city and the 4th Avenue Theatre ended at the end of April. The owner had chosen not to renew the agreement and would be reopening the theatre, while pursuing other options. Ms. Michael responded the city had not been reimbursed for advertising the building for lease and she would look into those details.

To Mr. Traini, Mr. Abbott responded the city was following normal collection procedure, to collect delinquent real and business personal property taxes from the property owner, who also owed a business improvement district assessment.

To Mr. Claman, Chair Coffey responded the liquor licensee could continue serving alcoholic beverages, but when the license was considered by the Alcohol Beverage Control (ABC) Board, it would not be renewed for another bi-annual period, until the city issued a release saying the taxes had been paid.

Chair Coffey put the Question. Approval would protest the license renewal until the business personal property taxes were paid.

and the motion was approved without objection.

10.D.5. Assembly Memorandum No. AM 320-2007, 2007/2008 Liquor License Renewal: **Spenard Paradise Inn & Lounge** - Beverage Dispensary-Tourism (Spenard Community Council); Clerk's Office.

Mr. Sullivan moved, to approve AM 320-2007,

Ms. Ossiander seconded,

Mr. Sullivan complimented the owners for their efforts in improving the establishment. There had been no concerns and no associated police activities with the Spenard business. He urged approval.

Mr. Traini responded that the taxes had been paid and the correction would make it a non-protest. Mr. Sullivan responded that further changes to the document were considered clerical corrections and would be completed in the Municipal Clerk's Office.

Mr. Traini moved, to amend AM 320-2007 on Page 1, Line 34 *by deleting* [The last day to protest is May 18, 2007.]; And, on Page 1, Line 37 *by changing* to read: [PROTEST] "APPROVE;"

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

10.D.6. Assembly Memorandum No. AM 321-2007, 2007/2008 Liquor License Renewal: **Spirits of Alaska #1** – Package Store (Fairview Community Council); Clerk's Office.

Mr. Traini moved, to approve AM 321-2007 as a non-protest,
Mr. Tesche seconded,

Mr. Traini stated that the taxes had been paid and the correction would make it a non-protest. Chair Coffey responded that the necessary corrections would be made to the document to make the license renewal a non-protest and would be considered clerical corrections.

Mr. Tesche reported the Fairview Community Council had requested the Assembly impose the same restrictions to this license as were applied to other licenses in the area. The opposition was not from any specific incident, but given the chronic nature of problems in that area. Competing businesses should operate with the same restrictions. He would not oppose waiving the protest, providing the Assembly refer the matter to the Public Safety Committee.

Mr. Tesche moved, [that the license renewal be contingent upon] the matter being referred to the Public Safety Committee for recommendation and action of imposing the same or similar operating conditions for this license as were in existence in the area, as were compliant with Code;
Ms. Ossiander seconded,
and this was amended,
and this was approved without objection.

Chair Coffey stated the Assembly had authority to impose conditions, under Municipal Code 21.30.120. But, there was not enough time for the required 21-day notice to the licensee. He recommended approving renewal and he supported referring the matter to the Public Safety Committee. Mr. Tesche accepted this as a friendly amendment. Chair of the Public Safety Committee, Mr. Claman, concurred and stated that it would be addressed. Chair Coffey requested that the Municipal Clerk advise the licensee.

and the main motion was approved without objection.

10.D.7. Assembly Memorandum No. AM 322-2007, **2007/2008 Liquor License Renewals**: Fiori D'Italia #434, Fu Do Restaurant #4109, Time Out Lounge #1140, PJ's #826, Anchorage Millennium Hotel #2097, Long Branch Saloon #670, La Mex Too #636 *transfer to Henry's*, La Mex #635, Subzero #4261, Player's House of Rock #2097 – Beverage Dispensary; Thai Village Restaurant #3576, Sweet Basil Café #3897, Mexico in Alaska #1907, Ding How Restaurant #4123, Cyrano's #2724, Uncle Joe's Pizzeria #3915, Uncle Joe's Pizzeria #4293, Pizza Plaza #891, Samurai Sushi Garden #4529, Organic Oasis Health Foods & Juice Bar #3921, Campobello #3545 – Restaurant/Eating Place; Moose's Tooth Brewing Co. Moose's Tooth Pub & Pizzeria #3972, Orso Ristorante #4258 – Brewpub; Petroleum Club of Anchorage #3586 – Club; In & Out Bush Liquor 2 #688, Brown Jug Whaler #686, Brown Jug-Northern Lights #4520 – Package Store; Northern Spirits Distributors #4497 - Wholesale-Malt Beverage & Wine (Northeast, Spenard, Campbell Park, Abbott Loop, North Star, Rogers Park, Midtown, Downtown, South Addition, Taku/Campbell, Old Seward/Oceanview, University Area Community Councils); Clerk's Office.

Ms. Ossiander moved, to approve AM 322-2007,
Mr. Sullivan seconded,

Mr. Tesche declared a potential conflict of interest with Orso Ristorante, which was owned by the same person who owned the Glacier Brew House, where his daughter worked. To Chair Coffey, Mr. Tesche responded that he had no financial interest in the matter and he had no private interest that he was aware of. Chair Coffey ruled that Mr. Tesche did not have a conflict of interest and ordered that he participate. There were no objections.

Ms. Ossiander assumed the Chair to allow Chair Coffey to speak to the matter. Mr. Coffey declared a conflict of interest with Samurai Sushi Garden and Ding How Restaurant, which were both tenants, from whom he received rent. Acting Chair Ossiander stated that Mr. Coffey did have a significant financial interest and ruled that he did have a conflict of interest and ordered that he abstain from participation with the matter associated with those two restaurants. There were no objections.

Mr. Claman moved, to bifurcate AM 322-2007 by removing Samurai Sushi Garden and Ding How Restaurant and approving the remaining license renewals,
Mr. Starr seconded,
and this was approved without objection.

Chair Coffey resumed the Chair called the Question on the remainder of the memorandum.

Mr. Claman moved, to approve the license renewals of Samurai Sushi Garden

Mr. Starr seconded, and Ding How Restaurant,
and this was approved, 10-0,
with Mr. Coffey abstaining with a conflict of interest.
10.D.12.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. (**Addendum**)

Mr. Birch moved, to approve AM 345-2007,
Ms. Ossiander seconded,

Mr. Birch stated that he had moved to approve, but he did not support this matter. This document would solicit proposals for a site selection, design, engineer and construction for a new Municipal Light and Power (ML&P) headquarters. Concerns remained about the scoring process and determining if there was a need for a new building. The memorandum proposed space requirements for only core departments and not all facets of the ML&P utility operation.

Mr. Birch moved, to Postpone AM 345-2007 to June 12, 2007,
Mr. Bauer seconded,

Deputy Municipal Manager Michael Abbott stated that the memorandum was directly in response to the Assembly's request to move forward with a competitive bid and the Administration had announced it would be submitted this week on the addendum. The proposed timeline was aggressive and complied with the Assembly's intent.

Mr. Birch stated he still had concerns about moving forward with solicitation without firming up a location. The process needed to be competitively bid. The scoring process needed review, including provisions that all electrical, plumbing and mechanical work be subject to the IBEW collective bargaining agreement. He recommended postponement, with assurance that the site selection options would include reconstruction at the existing location.

Mr. Sullivan stated that document language stated that any proposal offer would provide municipal ownership. The resolution approved by the Assembly had included other options, including leasing. J&L Properties had communicated with Assemblymembers, indicating they had facilities that could be remodeled to accommodate ML&P needs and should be considered. Determination was still needed on the long term obligation of the existing site and analysis of site clean up costs. He requested answers to those questions before moving forward. Mr. Abbott responded that the resolution included options for land ownership by purchasing real property and facilities to accommodate relocation of the ML&P headquarters facility, but had not included a recommendation for consideration of leasing options. Mr. Sullivan read from the resolution, referring to the Assembly's recommendation of considering proposals of modifying the existing commercial structure. He stated that he would prepare a resolution with a lease-option for Assembly consideration.

To Mr. Tesche, Mr. Abbott responded that the approved resolution did not refer to a process of finding a location. Mr. Tesche stated that the resolution had been brought to the Assembly in a short period of time and perhaps all the appropriate options had not been included.

Dr. Selkregg supported postponement. There was not a clear understanding of ML&P's long term needs, the build out timeframe and the location. Municipal Code required a site review process and required a headquarters facility to be downtown, which would comply with the Anchorage 2020 Comprehensive Plan (*Comp Plan*) and be an investment to the city. Mr. Abbott responded the Assembly had supported the facility location in the central business district or a town center. As outlined in the memorandum, this would waive provisions of Title 21, because the Assembly wanted to pick the location based primarily on cost. The Administration would introduce that waiver on June 12th or June 26th. Dr. Selkregg stated there was a lot being considered and the Assembly had moved too fast. She wanted to know how downtown was being considered in the scoring of location options. There was potential to put the headquarters anywhere in the service area. The Assembly needed to be thoughtful with the challenges associated with the town centers that were identified in the Comp Plan, before things were located there.

Mr. Birch stated that he would support postponement to better address site selection and the use of the existing location.

Ms. Ossiander proposed to amend, to allow a lease option to be pursued. Mr. Abbott responded the Administration would not encourage consideration of a lease option because of ML&P's unique ability to borrow money. Purchasing Officer Bart Mauldin responded the Administration could work up a cost analysis on figures of all construction cost options, including leasing or paying back a 20- or 25-year bond. Leasing would not lead to ownership. Mr. Abbott responded continued use of the existing building was being considered. Locating the pay center and the customer service facility in downtown or town centers made sense, because of the accessibility to non-vehicular traffic and people carrying cash.

Chair Coffey requested that Municipal Clerk Barbara Gruenstein distribute copies of the letter from POB Montgomery to ML&P General Manager Jim Posey.

To Mr. Traini, Mr. Mauldin responded the letter of intent between Mr. Posey and the union shop steward was still in affect.

Mr. Sullivan recommended that a subcommittee be formed to work on the resolution with the Administration. The resolution approved by the Assembly two weeks ago was different than what had been discussed. As the sponsor of that resolution, he knew the lease-option had been included.

Mr. Starr supported postponement.

Mr. Claman urged that the document be amended to include a lease-option and he would not support postponement.

Mr. Abbott stated that the Assembly had encouraged the Purchasing Officer to structure a procurement solicitation with maximum flexibility, so the process would be expedited with property owners having sufficient notice to respond and the Assembly being noticed of the proposal merits without undo delay. The Administration opposed postponement.

Chair Coffey put the Question.

and the motion to postpone passed, 9-2.

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

Ms. Ossiander moved, to create a subcommittee to address this issue,
Mr. Claman seconded,
and this was approved without objection.

Chair Coffey appointed Dr. Selkregg as Chair and Mr. Sullivan and Mr. Birch as members to review the issue with members of the Administration. There were no objections. Dr. Selkregg requested 30 days to review the matter.

Mr. Claman moved, following a subcommittee review, to bring the matter before
Mr. Sullivan seconded, the Assembly on June 12, 2007,
and this was approved without objection.

- 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

- 11.A. Ordinance No. AO 2007-44, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Chapter 16.100, **Private Ambulance Service**, to establish a new Type III License for limited private ambulance service in conjunction with medical air transport; and amending AMC 16.10.150 to establish an annual license fee for a Type III License; Assemblymember Birch.
 - 1. Assembly Memorandum No. AM 177-2007.
 - 2. Information Memorandum No. AIM 36-2007.
(Public Hearing was Closed 5-1-07; Action was Carried Over from 5-1-07)

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

Mr. Claman moved, to Postpone AO 2007-44 to the last Regular Assembly
Mr. Birch seconded, Meeting scheduled for September, 2007,
and this was approved without objection.

12. APPEARANCE REQUESTS There were none.

13. CONTINUED PUBLIC HEARINGS

- 13.A. 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.
 - 1. Information Memorandum No. AIM 37-2007. (Carried Over from 5-1-07)

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

Ms. Ossiander moved, to approve AO 2007-43,
Mr. Traini seconded,

Ms. Ossiander stated that she and Mr. Traini had sponsored this ordinance to address of some questions associated with a 1986 resolution, which was attached to the ordinance. Parks and Recreation Commission members had requested to review the matter. Parks and Recreation Director Tom Dillon requested 60 days to allow the sports user group and the commercial vendors time to review the adopted fee structure. Mr. Traini stated this had already been postponed 77 days. Ms. Ossiander requested the matter be reviewed and returned to the Assembly by June 26th.

Ms. Ossiander moved, to Postpone AO 2007-43 until June 26th and to refer
Mr. Traini seconded, the matter to the Parks and Recreation Commission,
and this was approved without objection.

- 13.B. Ordinance No. AO 2007-70, an ordinance amending Anchorage Municipal Code Chapters 24.30, 24.80 and 14.60 to establish an **Annual Vertical Bore Permit**, and establish fines and/or penalties to improve excavation safety for the Right-of-Way Division; Development Services Department.
 - 1. Assembly Memorandum No. AM 280-2007.
(Carried Over from 5-1-07)

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 2007-70,
Mr. Traini seconded,
and this was approved, 11-0.

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

14. NEW PUBLIC HEARINGS

- 14.A. Resolution No. AR 2007-77, a resolution recommending to AMATS Policy Committee approval of the **Chugiak-Eagle River 2027 Long-Range Transportation Plan**, and concurrent amendments to the Official Streets and Highways Plan; Traffic Department.
1. Assembly Memorandum No. AM 227-2007.

Chair Coffey 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 2007-77,
Mr. Starr seconded,

Ms. Ossiander stated there had been profound community interest and she had received much input on the Eagle River Long-Range Transportation Plan (LRTP). The *Issue-Response Summary*, included in the document, listed fourteen priorities. The Chugiak-Eagle River LRTP had been dealt with separately from the Anchorage LRTP and projects that had been prioritized and were important to the Chugiak-Eagle River LRTP were not integrated well into the Anchorage LRTP. The residents of her district were extremely concerned with congestion on the Glenn Highway, which was escalating dramatically and some intersections would be prone to failure within 20 years. The section of the Glenn Highway directly past the hill and the bridge was already at service level D, and had been identified in the Anchorage LRTP as a short-term project. She and Mr. Starr supported that section of the Glenn Highway being the highest priority.

Ms. Ossiander moved, to amend AR 2007-77 on Page 1, Line 35, *by adding* a new
Mr. Starr seconded, section to read: "**Section 3. Project 707. Glenn Highway at**
and this passed unanimously. **Eagle River Road from Hiland Road to Artillery Road (4 miles) is**
the highest priority project in the LRTP and should be
recommended as such to the AMATS policy committee.;"

To Mr. Tesche, Municipal Traffic Director Lance Wilber responded that the Administration supported the amendment.

Ms. Ossiander moved, to amend AR 2007-77 on Page 1, Line 36, *by adding* a new
Mr. Starr seconded, section to read: "**Section 4. ...the Chugiak-Eagle River LRTP**
should sunset June 2011. It should be adopted in conjunction
with the Anchorage LRTP so that funding needs and priorities
are addressed.;"

Ms. Ossiander stated that when the Anchorage LRTP was adopted, the importance of conjointly addressing the Eagle River issues had been discussed. She urged support.

To Mr. Tesche, Mr. Wilber responded that the Administration supported the amendment.

Mr. Starr stated there was a different style of doing business in Eagle River. There was a very limited work committee addressing the vital and growing area of Chugiak-Eagle River. He encouraged Assemblymembers to be conscious of future allocation of funds to accommodate Eagle River. He urged support.

and this passed without objection.

Ms. Ossiander moved, to amend Exhibit A, Chugiak-Eagle River 2027 LRTP on Page
Mr. Starr seconded, 34, second paragraph, *by deleting* to read: Carpooling and
vanpooling have ~~[the most]~~ potential for reducing congestion
between Chugiak-Eagle River and Anchorage. Chugiak-Eagle
River residents have a high than average carpool participation
rate.;

To Mr. Tesche, Ms. Ossiander responded that the majority of residents in her district agreed that carpooling for reduction of traffic congestion had potential, rather than the highest potential.

Mr. Starr supported the amendment. It was not the priority that needed emphasizing. There would be increased traffic, including Palmer and Wasilla commuting traffic, over which there would be no control.

Mr. Bauer concurred. He supported the amendment.

Mr. Traini reminded Ms. Ossiander that Anchorage was all one town.

and this was approved, 10-1,
with Mr. Tesche opposing.

Ms. Ossiander moved, to amend Exhibit A, Chugiak-Eagle River 2027 LRTP, on Page
Mr. Starr seconded, 45, *by substituting* to read: Adding capacity to the Glenn
Highway cannot be the only approach to easing congestion
however. ~~[Improving the roadway may attract even more drivers.~~
~~The lesson from evidence across the nation is clear...we cannot~~
~~build our way out of congestion.]~~ A multi-prolonged strategy to
meet mobility needs in the Glenn Highway corridor is

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recommended, and includes elements listed below [~~not in priority order~~] “in rough priority order.”

- Road improvements
- Phased implementation of HOV lanes
- Traffic management system
- Commercial vehicle intelligent system network
- Expanded vanpool and carpool programs
- Express Bus Service
- Commute options incentive program
- Implementation of federal tax-benefit credits
- Reconsideration of the Glenn Highway weight station locations
- Consideration of commuter rail service

To Mr. Tesche, Mr. Wilber responded that the amendment met the Administration’s intent. Mr. Tesche was disappointed with the Administration’s view and he stated there was never enough money to pay for transportation projects and deleting this language was against the reality of the situation. He would oppose the amendment.

Mr. Starr supported the amendment. Major arterials needed to receive priority with all the increased growth and development and it was time to become proactive. This document would be a guide and would send clear messages on priorities. The Chugiak-Eagle River community and the constituents supported.

Dr. Selkregg supported transportation projects being prioritized, but a plan needed to be sustainable over ten or fifteen years, with expected changes. Leaving the language unchanged would allow an annual assessment and continued commitment to building the roads as needed. Projects would be addressed when there were needs and the funds were available, which would allow resources to be maximized and would provide more flexibility over time.

Mr. Claman supported deletion of the sentences. He would not support the list of priorities.

Mr. Claman moved,
Mr. Bauer seconded,
and this was approved without objection.

to bifurcate the amendment into; approving the sentences,
and; approving the list of priorities,

Mr. Claman moved,
Mr. Bauer seconded,

to amend Exhibit A, Chugiak-Eagle River 2027 LRTP on Page 45, *by substituting* to read: to amend the first bifurcated portion, *by deleting* to read: Adding capacity to the Glenn Highway cannot be the only approach to easing congestion however. ~~[Improving the roadway may attract even more drivers. The lesson from evidence across the nation is clear...we cannot build our way out of congestion.]~~ A multi-pronged strategy to meet mobility needs in the Glenn Highway corridor is recommended, and includes elements listed below not in priority order:

Mr. Sullivan supported addressing the language ‘in rough priority’ separately.

and this was approved, 10-1,
with Mr. Tesche objecting.

Mr. Starr moved,
Ms. Ossiander seconded,

to amend Exhibit A, Chugiak-Eagle River 2027 LRTP, on Page 45, *by substituting* to read: to amend the last sentence in the first bifurcated portion, *by changing* to read: A multi-pronged strategy to meet mobility needs in the Glenn Highway corridor is recommended, and includes elements listed below [~~not in priority order~~]: “.” ~~in [rough]~~ *priority order*:

Mr. Starr stated it was important to steer decision-making with clarity. The list needed to reflect the needs and requests of residents of Chugiak-Eagle River for their LRTP. A ‘rough’ priority list would make users and planners lose control, and he included the deletion of ‘rough.’ The transportation models and flow patterns were drastically different on the freeway. He urged support.

Dr. Selkregg would not support prioritizing. She concurred with Mr. Sullivan, creating flexibility within a good plan to meet the current needs.

Mr. Bauer would not support a priority order. There were elements in the list that could be addressed sooner.

Mr. Tesche opposed a priority order. The Glenn Highway belonged to the State of Alaska and was not a municipal roadway.

Ms. Ossiander stated that state highways were a part of the municipal LRTP and it was appropriate to have a priority list.

and this motion passed, 6-5.

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

Ms. Ossiander moved,

to amend Exhibit A, Chugiak-Eagle River 2027 LRTP on Page

Mr. Starr seconded,

77, in the second paragraph, *by deleting* to read: ~~[Nonetheless, it is reasonable to expect that a limited amount of money will be available from the capital mill levy to help fund some of the major roadway improvement projects identified in the plan.];~~

Ms. Ossiander stated that the Chugiak-Eagle River Road Service Area Board had requested this amendment.

Dr. Selkregg supported the amendment. It was important for the public to have a real understanding of availability of resources and funding for these projects.

To Mr. Claman, Mr. Wilber responded the Administration supported the intent, but this may not be the vehicle to do that. He concurred with Dr. Selkregg, that there needed to be conversation on the availability of resources. The Administration supported the amendment.

and this was approved without objection.

Chair Coffey requested that the Assembly readdress the list of priorities, which was different on the proposed amendment sheet than the list in the document.

Ms. Ossiander stated that listing the priorities was difficult to do and that was the reason for including a 'rough' priority list. She was most interested in leaving the first three priorities at the top.

Mr. Starr stated that he supported the list of priorities.

Mr. Starr moved,
Ms. Ossiander seconded,

to amend the priority order on Page 45, to read: A multi-pronged strategy to meet mobility needs in the Glenn Highway corridor is recommended, and includes elements listed below *in priority order*:

- Road improvements
- Phased implementation of HOV lanes
- Traffic management system
- Commercial vehicle intelligent system network
- Expanded vanpool and carpool programs
- Express Bus Service
- Commute options incentive program
- Implementation of federal tax-benefit credits
- Reconsideration of the Glenn Highway weight station locations
- Consideration of commuter rail service

Mr. Starr stated that priorities were important when addressing the solutions and the alternatives.

Dr. Selkregg stated there had been much public review of the document and it was not a good idea to rearrange the priorities as essential as these, which would be frustrating to the public.

Mr. Claman supported the original priorities, listed in the published document. He opposed the amendment.

Mr. Starr supported the priorities as listed in the amendment. Setting priorities was necessary when funding opportunities were available. After listening to the public and as the sponsor, he stated it was important to have a defined list, to know exactly what and how the priorities needed to be funded. He urged support.

To Mr. Sullivan, Ms. Ossiander responded that she supported the list of priorities in the amendment.

Chair Coffey put the Question.

and the motion to approve the priorities passed, 7-4.

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

NAYES: Tesche, Bauer, Selkregg and Claman.

Ms. Ossiander stated that the community had discussed connectivity and emergency access within Chugiak-Eagle River. The Chugiak Birchwood Eagle River Rural Road Service Area (CBERRRSA) (Board of Supervisors) was a more realistic body to deal with the issues on a regular basis.

Ms. Ossiander moved,
Mr. Starr seconded,
two friendly amendments were accepted,

to amend Exhibit A, Chugiak-Eagle River 2027 LRTP on Page 53, in the third paragraph, *by changing* to read: The ~~[Steering Committee]~~ **[the "CBERRRSA Board and "local" emergency service providers]** will meet to rank the connectivity nominations, and the result will be presented to Chugiak-Eagle River area Community Councils ~~[CBERRRSA BOARD]~~ and the public for further review and comment.;

Mr. Starr stated that the CBERRRSA Board was made up of nominated members from every community council and best represented the community. It was the best method of providing emergency service providers in the area.

To Mr. Sullivan, Ms. Ossiander responded 'emergency service providers' referred to the police and fire services in the Chugiak-Eagle River area. Mr. Sullivan proposed to add 'local,' describing the emergency providers. Chair Coffey

proposed to remove the second 'the' at the beginning of the amendment. Ms. Ossiander accepted these as friendly amendments. There were no objections.

and the motion, as amended, was approved, 10-0.

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

NAYES: None.

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

Ms. Ossiander moved, to amend Exhibit A, Chugiak-Eagle River 2027 LRTP **by deleting Appendixes C and D on Pages 103-116 and the Map on Page 94**; and to amend Exhibit B, Official Streets and Highway Plan, to Postpone AR 2007-77, Official Streets and Highways Plan and Map, for up to nine months to provide for CBERRRSA board comment and approval;

Ms. Ossiander stated that the map and language that described the classifications were originally included in the resolution, but were now scattered in the LRTP document in three places. Mr. Wilber responded the map was found on Page 94 and the List of Collector Streets was included in Appendix D, which corresponded with the map. To Chair Coffey, Mr. Wilber responded the proposed amendment would postpone the Official Streets and Highways Plan and Map for nine months. Ms. Ossiander stated that her amendment language had included 'up to nine months' and she hoped it would be finished before nine months.

Ms. Ossiander stated that the List of Collector Streets, the map and the descriptive language needed to be listed together, to be more specifically identifiable for Chugiak-Eagle River. Mr. Wilber responded there was an index showing the locations of all those things. Ms. Ossiander amended, by deleting Appendixes C and D and the map, until a recommendation was received from the CBERRRSA Board. Then, they would be incorporated back into the final LRTP. Mr. Starr, the second, concurred.

and the motion, as amended, was passed without objection.

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

NAYES: None.

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

Dr. Selkregg stated that she shared the concern about the Glenn Highway. The development at the Muldoon-Glenn Highway interchange and pedestrian safety needed to be addressed. Future expectations needed to be listed for the main roads. She had attended the Anchorage Metropolitan Area Transportation (AMATS) Technical Advisory Committee Meeting when a reduction of available funds for the Transportation Improvement Programs (TIPs) was addressed. There was consideration of a \$1.15 million reduction for existing funds in order to provide the local matching funds for the bridge (Knik Arm Crossing). She supported the amended document and urged staff to work with the AMATS Technical Advisory Committee to have a more realistic idea of addressing long term projects.

Mr. Starr thanked the Planning Department staff, particularly Municipal Senior Transportation Planner Vivian Underwood, for their assistance. He urged support of the document. He urged the Assembly to continue working with staff and the community. He urged support and an open mind when addressing solutions to the matters of transportation and growth and development.

and the main motion, as amended, was passed, 10-0.

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

NAYES: None.

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

- 14.B. 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.

Chair Coffey read the ordinance title and opened Public Hearing.

KATIE NOLAN, representing the Huffman-O'Malley Community Council, testified in support of AO 2007-42. There were 5000 small businesses with home occupations located on the Hillside. The ordinance would allow residents to park in their driveways. She did not support the substitute version (S-version), which limited vehicles per household.

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

Ms. Ossiander moved, to approve AO 2007-42,
Mr. Starr seconded,

To Mr. Tesche, Ms. Ossiander responded that she was not offended by signs on vehicles and she referenced the handout from Planning Department Administrator Jerry Weaver, which included photos of vehicles that had signs. Mr. Weaver responded the S-version included limitations of three signs per vehicle and one vehicle per property. Mr. Tesche stated that the city document had limitations to sign size and numbers of home occupation vehicles and the Ossiander Ordinance (AO 2007-42) did not. He supported limitations and opposed allowing an unlimited number of vehicles and sign size. He supported substituting AO 2007-42(S).

Mr. Tesche moved, *to substitute [AO 2007-42] AO 2007-42(S),*
Mr. Sullivan seconded,

Mr. Starr opposed the substitution.

To Dr. Selkregg, Mr. Tesche responded that he opposed an unlimited number of parked vehicles and (*sign*) size. Dr. Selkregg stated there were already rules that had limitations for the numbers of vehicles at residences. Mr. Weaver responded there were weight limitations of commercial vehicles allowed in residential districts addressed in Code. Dr. Selkregg stated she would not support substitution.

To Chair Coffey, Mr. Weaver responded the weight limitation was 12,000 pounds for a vehicle parked in a residential district. Deputy Municipal Manager Michael Abbott responded that neither version of the ordinance would affect vehicle size. It would affect whether or not signs would be allowed.

To Mr. Sullivan, Mr. Abbott responded there were already limitations on the size of the vehicles. Mr. Sullivan stated that there was some merit in the S-version, but the Sign Ordinance already had restrictions for commercial signs allowed in residential zones. He supported the small mom and pop businesses in residential zones. He would not support unlimited commercial signs and vehicles, or matters that conflicted with the Sign Ordinance.

Mr. Claman stated he would not support either ordinance, because AO 2007-42 had no limits on signs and the S-version had limits on the numbers of vehicles allowed. He would support a limitation of sign size on vehicles and no limit on the number of vehicles. He also would support some sort of a grandfather clause, to protect those businesses that had already invested a lot of money.

Chair Coffey stated the motion on the floor was to substitute AO 2007-42(S) for AO 2007-42.

To Ms. Ossiander, Mr. Weaver responded the difference between allowances of home occupations or other businesses in residential areas were not addressed in Municipal Code. Ms. Ossiander stated that signs and vehicles in home occupations needed to be defined. She would not support the S-version. She stated that more discussion was needed. Code clearly defined home occupation with one employee, with limitations of use to 500 square feet or a certain percentage of the building. Allowances should include private businesses, which would include police cars and commercial trucks. Code dealt with weight limitations and tow trucks were not allowed.

Chair Coffey stated that the matter dealt with more than home occupations. He stated that each ordinance stated that a business logo or name painted or fixed to a vehicle was not considered a sign. Ms. Ossiander concurred.

Mr. Starr would not support the S-version. There were Code limitations for commercial vehicles parking in residential districts, which included having more than two axles or a total weight of more than 11,000 pounds. This would not include semi trucks or large trucks delivering or working. He supported the simple clarity of AO 2007-42.

To Mr. Bauer, Mr. Weaver responded the S-version limited the number of vehicles and the size of signs. The Planning and Zoning Commission (P&Z) had supported allowances of two vehicles and the Administration would not support an unlimited use of signage. Mr. Bauer stated that the types of vehicles needed to be addressed, including panel trucks and vans, instead of by gross vehicle weight. Mr. Weaver responded the city used the gross commercial weights listed in Traffic Code. Mr. Bauer stated that more discussion was needed on types of vehicles. He did not want to see two panel trucks parked in his neighborhood.

Mr. Sullivan stated that more work was needed on the ordinance and he moved to postpone. As sponsor of Sign Ordinance and it's revisions, he offered to work with Ms. Ossiander to create an S1-version.

Mr. Sullivan moved, *to Postpone Action to June 12, 2007,*
Mr. Traini seconded,

To Ms. Ossiander, Mr. Sullivan responded his intent was not to address the matter in the Sign Code, but to create a document that everyone could agree with.

Dr. Selkregg stated that more discussion was needed and she supported postponement. Some people owned three cars, and it was important to be thoughtful on this matter.

Chair Coffey put the Question, to postpone the entire matter until June 12th.

and this motion was passed, 10-1.

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

- 14.C. Ordinance No. AO 2007-62, an ordinance amending Anchorage Municipal Code Section 21.35.020B. to clarify the definition of **Habilitative Care Facility**, Planning Department.
1. Assembly Memorandum No. AM 245-2007.

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

Ms. Ossiander moved, to approve AO 2007-62,
Mr. Starr seconded,

Ms. Ossiander stated this would clarify language that had been included in Code and would settle a dispute.
and this motion was passed, 11-0.

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

- 14.D. Ordinance No. AO 2007-68, an ordinance approving the Anchorage School District's **disposal by demolition of the current Clark Middle School**; Anchorage School District.
1. Assembly Memorandum No. AM 264-2007.

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

Ms. Johnston moved, to approve AO 2007-68,
Dr. Selkregg seconded,
and this motion was passed, 11-0.

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

- 14.E. Resolution No. AR 2007-114, a resolution of the Municipality of Anchorage appropriating when tendered \$2,375,000 from the Federal Aviation Administration Airport Improvement Program Grant, and \$62,500 from the State of Alaska Department of Transportation and Public Facilities Grant, and \$62,500 from Airport Unrestricted Net Assets to Merrill Field's Capital Improvement Fund for the **2007 Merrill Field Rehabilitative Aprons (Phase-2) and Security Upgrades**; Merrill Field Airport.
1. Assembly Memorandum No. AM 299-2007.

Chair Coffey 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 2007-114,
Mr. Starr seconded,
and this motion was passed, 11-0.

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

- 14.F. Resolution No. AR 2007-115, a resolution appropriating \$232,088 from a State of Alaska Department of Transportation & Public Facilities (ADOT&PF) Transfer of Responsibilities Agreement (TORA) with the Municipality of Anchorage (MOA) to the State Categorical Grants Fund (231) under the MOA Traffic Department for the **Anchorage Bike and Pedestrian Safety Campaign**; Traffic Department.
1. Assembly Memorandum No. AM 300-2007.

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

Dr. Selkregg moved, to approve AR 2007-115,
Mr. Sullivan seconded,

Ms. Ossiander stated that most of the appropriation was for salaries. She would support, but would have preferred that the money be used for park improvements.

Mr. Bauer requested a report on bike helmet use in the city, including the effectiveness of the new law and how many helmets had been issued. Deputy Municipal Manager Michael Abbott responded that he would request the Anchorage Police Department to issue a report. Municipal Manager Denis LeBlanc responded that at a recent event at West Chester Lagoon, 100% of the youth, age 12 and under, had worn helmets. To Mr. Abbott, Chair Coffey responded that a simple report was fine, to summarize the use of vouchers, including numbers, if there were any.

Mr. Claman stated other useful statistic information to review would be the numbers of helmets being provided by Providence (*Hospital*). This proposal addressed bicyclists and pedestrians being hit by cars on the streets. Trails away from street helped enormously with avoiding those conflicts. There were other places that would have significant contact between bikes and pedestrians. This was an important issue and he would support the resolution.

Dr. Selkregg supported the resolution. She stated that the Assembly and the Administration were addressing Title 21 and recommendations were needed to improve roads that accommodated pedestrians.

Chair Coffey stated that many pedestrian-vehicle accidents involved alcohol abuse and he questioned if the resolution would have any affect, but he would support. The money could be better spent on physical structures or distributing helmets to children.

and this motion was passed, 9-2.

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

- 14.G. Resolution No. AR 2007-121, a resolution of the Municipality of Anchorage appropriating \$150,000 as a donation from the Cuddy Family to 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 329-2007.

Chair Coffey 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 2007-121,
Mr. Sullivan seconded,

Mr. Sullivan stated that the Cuddy Mid-Town Park was, piece by piece, becoming a pretty special place in town and the garden would be a nice addition. The speed skating oval was under construction and would be ready for use by winter. It would eventually be a high-use park for people who lived or worked in the area and would be a special place in the city. The Cuddy family donations were exceptional and he supported the appropriation.

Mr. Traini, who represented that area along with Chair Coffey, supported the addition to the neighborhood park.

Chair Coffey concurred with Mr. Sullivan and Mr. Traini. The park was a nice addition to the midtown area. He thanked the Cuddy family and all those who had supported the park.

and this 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 2007-123, a resolution of the Municipality of Anchorage appropriating a restricted contribution of \$40,000 from the Alaska Center for the Performing Arts, Inc. (ACPA) to the Areawide General CIP Fund (Fund 401), Performing Arts Center Reserve Account; and \$149,000 of other existing revenues within the Areawide General CIP Fund (Fund 401), Performing Arts Center Reserve Account, for the **Performing Arts Center Lighting Upgrade Project**; Office of Economic & Community Development.
1. Assembly Memorandum No. AM 330-2007.

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

Mr. Claman moved, to approve AR 2007-123,
Dr. Selkregg seconded,
and this motion was passed, 11-0.

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

15. **SPECIAL ORDERS** None.
16. **UNFINISHED AGENDA** None.
17. **AUDIENCE PARTICIPATION** None.
18. **ASSEMBLY COMMENTS**

Mr. Birch reported a Hillside house had been lost to fire that Sunday, about 600 feet from his home (*Valli Vue Subdivision*). He thanked Anchorage Fire Chief Craig Goodrich for the fast response and high level of professionalism in putting out the fire. Fifteen fire rigs had quickly responded and been able to control what could have been a much larger and more serious conflagration.

Mr. Starr reported, for the record, that it had been frustrating dealing with the Administration, through Project Management and Engineering (*PM&E*), on the issues of the Eagle River High School and Yosemite Drive. The contracted support-engineering firm was reporting to the newspaper that the city now did not have enough funding and the project scope needed to be restricted. He would continue to pursue the matter and he urged Assembly support in helping to address the matter, which needed to be resolved.

Mr. Claman reported that the Anchorage Police Department (*APD*) had quickly responded to a call-in, in time to be able to apprehend two young individuals who were breaking into a vehicle. Residents of the neighborhood had communicated with police, assisting them with the fast response and apprehension. He was pleased to see how fast the APD had responded, with the assistance from the community.

Ms. Johnston thanked Team Canyon, a group of residents of Canyon Road on Upper Hillside, who were taking the party-bonfire issue into their own hands by assisting to monitor the roads on Friday and Saturday nights, turning traffic away. This was an important Hillside effort because the bonfires could easily spread.

19. EXECUTIVE SESSIONS There were none.

20. ADJOURNMENT

Chair Coffey called for a motion to adjourn the meeting.

Dr. Selkregg moved, to adjourn the Regular Assembly Meeting,
Mr. Sullivan 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 8:50 p.m.

See Archived Document for Signatures

DAN COFFEY, 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 6th Avenue, Suite 250, Anchorage, Alaska, (907)343-4505, or on the Municipal Web Site, www.muni.org ~Assembly~Minutes~year~month~day)