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MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of September 11, 2007

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1. CALL TO ORDER

The Assembly Meeting was convened by Chair Coffey at 5:00 p.m. in Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

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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.

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3. PLEDGE OF ALLEGIANCE

Assemblymember Traini led the pledge. Following the Pledge of Allegiance, Chair Coffey requested that everyone remain standing and observe a moment of silence, to remember 9/11 and those who had died and to honor those who defend our country today.

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4. MINUTES OF PREVIOUS MEETINGS There were none.

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5. MAYOR'S REPORT

Mayor Begich reported that there had been a ceremony that day at Fire Station 3, remembering the 9/11 tragedy.

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6. ASSEMBLY CHAIR'S REPORT

Chair Coffey reported that the Fairview Community Council would hold a meeting to discuss public inebriants on Thursday, September 13th, at 7:00 p.m., at the Fairview Recreation Center.

Chair Coffey requested that all newly appointed board and commission members present that evening stand and be recognized. Chair Coffey stated that the commissions and boards were invaluable to running government. On behalf of the Administration and the Assembly he thanked the appointees and for their service.

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7. COMMITTEE REPORTS

Mr. Claman reported the Public Safety Meeting scheduled for Wednesday might be cancelled, due to his possibly being called out of town. One Public Safety Meeting would be scheduled each month, through the rest of the year.

Mr. Birch reported the Municipal Light & Power/Chugach Electric Association team met last week and a report was available on the up-to-date progress.

Ms. Johnston reported that the quarterly Joint Meeting of the Assembly and the School Board had been the preceding Friday, September 7th and the School District Committee would meet in early October.

Ms. Ossiander reported the Title 21 Committee continued to meet every Thursday morning, from 9:30 to 11:30 a.m. at the Planning and Zoning Conference Room. A P&Z Public Hearing on Chapter 12 was scheduled for Monday, September 17th at 6:30 p.m. A community workshop on Chapters 4, 5 and 6 was set for September 19th at the BP Energy Center. Those chapters should be completed and were scheduled to be heard by the end of October. Meeting schedules and additional information could be found on the Planning and Zoning website.

Mr. Starr, Chair of the Budget and Finance Committee, reported that he, Ms. Johnston and Mr. Bauer held a meeting on the budget and a summary report was available for review. The Committee highlighted dates on reviewing the budget, a tentative approval date of November 13th and a December 10th deadline. The Committee discussed policy and reviewed a list of candidates for a Citizen's Advisory Working Group to complete an independent study on the budget and work with the Assembly. The Committee had requested contracted help to review the budget and to report to the staff and the Committee. AR 2007-204 was before the Assembly that evening.

Mr. Tesche requested that the Committee's final recommendations of candidates be reviewed by the entire Assembly. Dr. Selkregg concurred.

Chair Coffey reported that a contract had been signed to hire Cheryl Frasca, to provide services, beginning immediately and be completed by December 15th. Mr. Tesche disapproved of the Chair approving a contract without consulting the Assembly. Chair Coffey responded that the process had been reviewed by the Municipal Clerk and the Purchasing Officer, and the Assembly Chair had the prerogative to approve a contract, at the request of the Budget and Finance Committee. He stated that Ms. Frasca would work for the entire Assembly.

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1 Dr. Selkregg stated the Assembly should have used the Budget Advisory Committee, which followed a formal structure
2 for citizens to review the budget. The candidates listed had a tight perspective on government spending. She was a
3 fiscal conservative, but wanted to hear from all perspectives. Chair Coffey responded that the three-month contract
4 was in the amount of \$20,000. Making the decision was his prerogative, as Assembly Chair.

5
6 Mr. Starr reported the Budget Advisory Committee was not fully staffed and the Administration had been unable to fill
7 those positions. Reviewing the budget was a tremendous amount of work and the intent was to get as much valuable
8 information as possible. The resources brought to the table could be used or could not be used.

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10 Mr. Traini stated that continued discussion on this matter could be taken up at a later time under Agenda item 18.

11 12 **8. ADDENDUM TO AGENDA**

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14 Chair Coffey called for a motion and read the Addendum items. He called for additional items and there being none,
15 he called for a vote to incorporate the Addendum items into the Consent Agenda.

16
17 Ms. Ossiander moved, to approve the inclusion of the Addendum items
18 Mr. Sullivan seconded, into the Consent Agenda,
19 and this motion was passed, 11-0.

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

23
24 Chair Coffey called the Question on the Consent Agenda.

25
26 Mr. Tesche moved, to approve the Consent Agenda,
27 Mr. Traini seconded,

28
29 Chair Coffey called for Assemblymembers to request items be pulled and moved to the Regular Agenda for
30 discussion.

31 32 **9. CONSENT AGENDA**

33 9.A.1. Assembly Resolution No. AR 2007-202, a resolution of the Anchorage Municipal Assembly
34 recognizing and honoring **John G. Kiewik** for his 35 years of service with the Municipality of
35 Anchorage; Mayor Begich and Assemblymembers Birch, Bauer, Coffey, Johnston, Ossiander,
36 Selkregg, Sullivan, Starr, Tesche and Traini.

37
38 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.A.1)

39 40 **9.B. RESOLUTIONS FOR ACTION - OTHER**

41 9.B.1. Assembly Resolution No. AR 2007-201, a resolution of the Municipality of Anchorage appropriating
42 Five Hundred Eighty-four dollars (\$584) as a supplemental grant from the U.S. Department of Housing
43 and Urban Development (HUD) to the Federal Categorical Grants Fund (241) Department of Health
44 and Human Services The **Emergency Shelter Grant Program**; Department of Health & Human
45 Services.

46 a. Assembly Memorandum No. AM 528-2007.

47 9.B.2. Assembly Resolution No. AR 2007-204, a resolution of the Anchorage Assembly relating to review
48 and analysis of operating budget proposals for FY 2008 and FY 2009; recognizing the ability of
49 Anchorage residents is at or near maximum capacity to financially support government services; and
50 identifying a **benchmark for proposed expenditures** for FY 2008 and FY 2009. (**Addendum**)

51
52 Mr. Tesche requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.B.2)

53 54 **9.C. BID AWARDS**

55 9.C.1. Assembly Memorandum No. AM 527-2007, Proprietary contract with Dryden &
56 LaRue Inc. to provide **Electrical Engineering Consulting Services** to the Municipality of Anchorage,
57 Municipal Light & Power (\$1,885,000); ML&P.

58
59 Mr. Birch requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.C.1)

60
61 9.C.2. Assembly Memorandum No. AM 538-2007, Change Order No. 3 to Vendor Contract No. 26FFM016
62 with **Chinook Fire Protection, Inc.** to provide fire sprinkler maintenance and inspections at various
63 Municipal facilities for the Municipality of Anchorage, Maintenance & Operations Department
64 (\$96,520). (**Addendum**)

65 9.C.3. Assembly Memorandum No. AM 539-2007, approval of Amendment No. 4 to **KAM Transport, Inc.**
66 Contract (PO No. 260767) increasing the contract by \$300,000 for a contract amount not-to-exceed
67 (NTE) \$1,076,249 to provide End Dump, End Dump with Pup and Side Dump Trucks with operators
68 on an as required basis; Street Maintenance. (**Addendum**)

69 9.C.4. Assembly Memorandum No. AM 540-2007, recommendation of a Proprietary Award for
70 Reconstruction of **Three Landfill Gas Collection Wells** at the Anchorage Regional Landfill (ARL) to
71 Denali Drilling, Inc. for the Municipality of Anchorage; Solid Waste Services (\$47,600). (**Addendum**)

72 73 **9.D. NEW BUSINESS**

74 9.D.1. Assembly Memorandum No. AM 515-2007, **Cyrano's Crepes & Books #2724** – Transfer of
75 Ownership and Restaurant Designation Permit for a Restaurant/Eating Place Liquor License
76 (Downtown Community Council); Clerk's Office.

77 9.D.2. Assembly Memorandum No. AM 516-2007, **Mom & Pops Grocery & Liquor #2724] 3219** – Transfer
78 of a Package Store Liquor License (Midtown Community Council); Clerk's Office.

- 1 9.D.3. Assembly Memorandum No. AM 517-2007, **Olympic Center Sandwich & Catering #4725** – New
2 Restaurant/Eating Place Liquor License and Restaurant Designation Permit (Spenard Community
3 Council); Clerk’s Office.
- 4 9.D.4. Assembly Memorandum No. AM 518-2007, **Sushi & Sushi Restaurant #1866** Transfer of Ownership
5 and Restaurant Designation Permit for a Restaurant/Eating Place Liquor License (Midtown Community
6 Council); Clerk’s Office.
- 7 9.D.5. Assembly Memorandum No. AM 522-2007, **A Taste of Thai #2727** – New Restaurant/Eating Place
8 Liquor license and Restaurant Designation Permit (Oceanview Community Council), Clerk’s Office.
- 9 9.D.6. Assembly Memorandum No. AM 513-2007, Amendment No. 8 to **USKH, Inc.** professional services
10 Contract No. 230433 for capital improvement projects for the Municipality of Anchorage, Merrill Field
11 Airport (\$37,500).
- 12 9.D.7. Assembly Memorandum No. AM 530-2007, **Sister Cities Commission** Appointments (Karen Foster,
13 Rebecca Hayes, Lisa Nelson, Benjamin Ward); Mayor’s Office.
- 14 9.D.8. Assembly Memorandum No. AM 531-2007, **Heritage Land Bank Advisory Commission**
15 appointment (Terry Bryan); Mayor’s Office.
- 16 9.D.9. Assembly Memorandum No. AM 532-2007, **Senior Citizens Advisory Commission** Appointment
17 (Katherine Ferguson); Mayor’s Office.
- 18 9.D.10. Assembly Memorandum No. AM 533-2007, **Library Advisory Board** Appointment (Angelina Santa
19 Ana); Mayor’s Office.
- 20 9.D.11. Assembly Memorandum No. AM 534-2007, **Equal Rights Commission** Appointment (Dawnyale
21 Bolds); Mayor’s Office.
- 22 9.D.12. Assembly Memorandum No. AM 535-2007, **Municipal Light and Power Commission** Appointment
23 (Johnny Gibbons); Mayor’s Office.
- 24 9.D.13. Assembly Memorandum No. AM 536-2007, Grant agreement with Anchorage Museum Foundation to
25 obtain **Leadership in Energy and Environmental Design (LEED) Certification** for the Museum at
26 Rasmuson Center Expansion Project; Economic and Community Development.

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

29
30 **9.E. INFORMATION AND REPORTS**

- 31 9.E.1. Information Memorandum No. AIM 82-2007, Reporting Requirements of AMC Section 6.50.030
32 **Investment Guidelines for Municipal Funds**; Mayor Begich.

33
34 **9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

- 35 9.F.1. Ordinance No. AO 2007-122, an ordinance repealing Anchorage Municipal Code Chapters 15.80 and
36 15.85, relating to Motor **Vehicle Emissions Inspection and Maintenance (I/M) Program**; amending
37 Section 9.30.155 to repeal reference to I/M Certification; and amending the fine schedule at Section
38 14.60.030., Assemblymembers Bauer, Ossiander, Starr, Sullivan, Tesche and Traini. (*Public Hearing*
39 *9-25-07*)
- 40 1. Assembly Memorandum No. AM 537-2007, repealing Anchorage Municipal Code Chapters
41 15.80 and 15.85, relating to Motor Vehicle Emissions Inspection and Maintenance (I/M)
42 Program (accompanies AO 2007-122). (**Addendum**)

43
44 Dr. Selkregg requested this item be pulled for review on the Regular Agenda. (See item 10.F.1)

- 45
46 9.F.2. Ordinance No. AO 2007-123, an ordinance authorizing **conveyance of certain property interests** of
47 the Municipality to Chugach Electric Association, Inc., within (Parcel 2) Lot 1, Rasmus Subdivision,
48 Tax #014-252-43; (Parcel 3) BLM Lot 77, Section 9, T12N, R3W, S.M. Alaska, formerly Tax #014-252-
49 19 [now Bell Estates, Plat 99-11]; (Parcel 4) N 200’ of BLM Lot 77, Section 9, T12N, R3W, S.M.
50 Alaska, Tax #014-252-20; (Parcel 12) Lot 1A1, S. E. Potter Subdivision, Tax #014-227-06; (Parcel 14)
51 BLM Lot 17, Section 9, T12N, R3W, S.M. Alaska, formerly Tax #014-172-06, [now Crescent Hill
52 Estates Plat 96-5]; (Parcel 17) BLM Lot 57, Section 4, T12N, R3W, S.M. Alaska, Tax #014-142-10;
53 (Parcel 34A) Tract A, Syren Subdivision, Tax #014-092-25; (Parcel 34B) Tract B, Syren Subdivision,
54 Tax #014-092-26; (Parcel 35) BLM Lot 24, Section 4, T12N, R3W, S.M. Alaska, Tax #014-091-09;
55 (Parcel 36) BLM Lot 5, Section 4, T12N, R3W, S.M. Alaska, Tax #014-061-10; (Parcel 37) BLM Lot 4,
56 Section 4, T12N, R3W, S.M. Alaska, Tax #014-061-11; (Parcel 82) Lot 5, Bryant Subdivision, Tax
57 #014-221-58; (Parcel 83) Lot 1, Bryant Subdivision, Tax #014-221-59; (Parcel 112) Lot 1, Block 3,
58 O’Brien Subdivision, Tax #014-104-17 acquired for The Lake Otis Parkway, Phase IV Project #88-13,
59 Project Management & Engineering. (*Public Hearing 9-25-07*)
- 60 a. Assembly Memorandum No. AM 526-2007
- 61 9.F.3. Ordinance No. AO 2007-124, An ordinance repealing Chapter 25.25, **School Site And Acquisition**
62 **School Building Construction**, and amending Sections 21.15.015 and 25.40.015 to provide a site
63 plan review and acquisition process for school lands; Assemblymembers Johnston and Claman.
64 (*Public Hearing 9-25-07*)

65
66 Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.F.3)

- 67
68 9.F.4. Ordinance No. AO 2007-125, an ordinance of the Anchorage Municipal Assembly making certain
69 findings related to illegal immigration and amending Anchorage Municipal Code Title 8 to establish a
70 new Chapter 8.95, Local Enforcement and Anti-Sanctuary, to mandate a policy of full cooperation
71 between the Municipality of Anchorage Law Enforcement and Federal Immigration Enforcement
72 Agencies; to require **immigration status verification** of all persons detained for violations of state or
73 municipal law; to prohibit restrictions on official communication by municipal officials and personnel
74 with federal immigration authorities; to require negotiation of a cooperative agreement with the United
75 States Department of Homeland Security; and to provide for a private remedy of mandamus against
76 the Municipality to enforce provisions of the ordinance; Assemblymember Bauer (*Public Hearing 9-25-*
77 *07*)

78
79 Dr. Selkregg requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.F.4)

- 1 9.F.5. Resolution No. AR 2007-203, a resolution of the Municipality of Anchorage appropriating Four
2 Hundred Fifty-Five Thousand Seventy Dollars (\$455,070) from the State of Alaska, Department of
3 Health and Social Services as a grant to the State Categorical Grants Fund (231) Department of
4 Health and Human Services for the **Women, Infants and Children Supplemental Nutrition**
5 **Services**; Department of Health and Human Services. (*Public Hearing 9-25-07*)
6 a. Assembly Memorandum No. 529-2007
7

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

9
10 and this motion, as amended, was passed, 11-0.

11
12 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
13 NAYES: None.

14
15 The amended Consent Agenda was approved and Chair Coffey led the body into discussion of the pulled items.

16
17 **END OF CONSENT AGENDA**

18
19 **10. REGULAR AGENDA**

20 **10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS**

- 21 10.A.1. Assembly Resolution No. AR 2007-202, a resolution of the Anchorage Municipal Assembly
22 recognizing and honoring **John G. Kiewik** for his 35 years of service with the Municipality of
23 Anchorage; Mayor Begich and Assemblymembers Birch, Bauer, Coffey, Johnston, Ossiander,
24 Selkregg, Sullivan, Starr, Tesche and Traini.

25
26 Ms. Ossiander moved, to approve AR 2007-202,
27 Mr. Starr seconded,
28 and this was passed without objection, 11-0.
29

30 Ms. Ossiander read and Mr. Starr presented the resolution, honoring John G. Kiewik for his 35 years of service with
31 the Anchorage Fire Department. Anchorage Firefighter Chris Kiewik accepted the resolution on behalf of his father
32 and read a statement from his father, which stated that he had been honored to serve Anchorage citizens. Mr. Kiewik
33 stated that his father was grateful and humbled to receive the recognition. Chair Coffey requested that Mr. Kiewik, on
34 behalf of the Assembly, thank his father for the years he had served.

35
36 **10.B. RESOLUTIONS FOR ACTION - OTHER**

- 37 10.B.2. Assembly Resolution No. AR 2007-204, a resolution of the Anchorage Assembly relating to review
38 and analysis of operating budget proposals for FY 2008 and FY 2009; recognizing the ability of
39 Anchorage residents is at or near maximum capacity to financially support government services; and
40 identifying a **benchmark for proposed expenditures** for FY 2008 and FY 2009. (**Addendum**)

41
42 Mr. Starr moved, to approve AR 2007-204,
43 Mr. Bauer seconded,
44

45 Mr. Starr stated that the Budget and Finance Committee had been requested to create a policy statement on the
46 upcoming budget. The resolution described the process and made findings, regarding property taxes, fee levels and
47 uncertain state funding. The Committee identified a benchmark for proposed expenditures and recommended a policy
48 statement. He urged support.

49
50 Mr. Tesche requested that Chair Coffey formally ask the Committee to review the policy question with respect to the
51 Anchorage School District (ASD) Budget, which accounted for approximately one half of the burden to local taxpayers
52 and needed to be reviewed if the Assembly and the Committee were serious about saving money. He questioned the
53 finding which inferred that residents could not pay more money for local government. Over the last two years the
54 Assembly and the Administration had successfully reduced property taxes. Many studies indicated that Anchorage
55 was the cheapest place to live in the nation, next to Cheyenne, Wyoming, because there was no sales tax, income tax
56 or other taxes. The message to the State Legislature would conflict with and undermine the city's request for tax relief.
57 He would be a NO-vote.

58
59 Chair Coffey stated that the ASD followed the District's own process. The Assembly could either accept or reject the
60 ASD Budget. He had recommended that the Assembly work with the ASD as the budget was addressed.

61
62 Dr. Selkregg would not support the document. She questioned no-growth in a budget without consideration of
63 commitments for labor agreements, which would result in increased costs. The public needed to be aware of the
64 (city's) commitments and what a no-growth budget meant, including its impact to the community. When a budget was
65 capped, there were required annual costs already in place for roads, public safety, police and fire. She urged further
66 discussion. She was committed to fiscal responsibility.

67
68 Ms. Ossiander stated that there were different interpretations of the language on Page 1, Lines 27 to 28, which meant
69 to her that there was a strong concern about property taxes. She proposed to amend to offer clarity.

70
71 Ms. Ossiander moved, to amend AR 2004-204 on Page 1, Lines 31-33, *by adding*
72 Mr. Claman seconded, to read: 2. Current FY 2007 government expenditure is
73 and this was approved without objection. "generally" adequate to meet the needs of residents of the
74 Municipality of Anchorage.;
75

76 Mr. Birch commended Mr. Starr for taking the initiative with the resolution, to begin a good start with the budget.
77 Reviewing the Municipal Budget was the single most important issue addressed by the Assembly. He shared Mr.
78 Tesche's concerns about the growth of the ASD Budget and had requested a legal opinion from the Municipal
79 Attorney's Office concerning the Assembly's role of modifying the ASD Budget.
80

1 Mr. Traini stated that the document emphasized that in 2008 and 2009 the Assembly shall make every effort to ensure
2 the level of spending and would not exceed the annual spending. He supported the effort.

3
4 Dr. Selkregg moved,
5 Mr. Traini seconded,
6 and this was later amended,
7 and again amended,

8 to amend AR 2007-204 on Page 2, Line 32, *by changing* to
9 read: 4. To enable the Assembly to fully review and
10 analyze the Operating Budget for FY 2008 and FY 2009 and
11 to fulfill the Assembly's obligation to the residents of
12 Anchorage, the Assembly requests that the Administration
13 prepare a proposed Operating Budget for FY 2008 and FY
14 2009 ~~[reflecting] ["that reflects an effort to have"] ["that
15 presents the 2007 budget and articulated the additional
16 needs "that the Administration requires that the community,"]~~
17 reflecting no increase from the revised Operating Budget for
18 FY 2007, "but that articulates any additional community
19 needs beyond the 2007 Operating Budget."

20
21 To Ms. Ossiander, Dr. Selkregg responded that a budget would be prepared by making a commitment to cap it. The
22 goal was to create a budget that was as close to 2007 as possible, but if that was exceeded because of needs, the
23 Assembly would support it. Ms. Ossiander questioned the language, "an effort."

24 Mr. Starr stated that as Committee Chair he needed to take a clear direction. There would be a good faith effort on
25 creating the budget and he would not support the amended language, which was too soft.

26 Chair Coffey stated the Committee had set a budget base of 2007 and the Administration could address what more
27 was needed. Dr. Selkregg revised her language, with the concurrence of Mr. Traini.

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

29 Mr. Claman moved,
30 Dr. Selkregg seconded,
31 and this was approved, 10-1,
32 with an objection from Mr. Tesche.

33 to amend AR 2007-204 on Page 1, Line 33, *by adding* to
34 read: 2. Current FY 2007 government expenditure is
35 generally adequate to meet the "current" needs of the
36 residents of the Municipality of Anchorage.;

37 Mr. Claman moved,
38 Dr. Selkregg seconded,
39 and this was amended,

40 to amend AR 2007-204 *by adding* on Page 2, Line 18, to
41 read: 1. For fiscal years 2008 and 2009, the Assembly shall
42 make every effort to ensure the level of annual municipal
43 spending that municipal residents are required to support
44 through Assembly action will not exceed the annual spending
45 reflected and approved by the Assembly in the revised
46 Operating Budget for fiscal year 2007 "adjusted for inflation;"
47 *And, by adding* on Line 21 to read: 2. Assembly review of
48 the Operating Budget for FY 2008 and FY 2009 shall begin
49 with the revised Operating Budget for 2007, "adjusted for
50 inflation" as the base year benchmark.; *And, by adding* on
51 Line 26 to read: 3. Before engaging in review of alternative
52 options to increase municipal expenditures beyond the FY
53 2007 approved Operating Budget, the Assembly shall
54 consider an initial proposed Operating Budget for FY 2008
55 and FY 2009 reflecting no increase from the revised
56 Operating Budget for fiscal year 2007 "adjusted for inflation
57 and" approved by the Assembly in AR 2007-97(S).; *And, by
58 adding* on Line 33 to read: 4. To enable the Assembly to
59 fully review and analyze the Operating Budget for FY 2008
60 and FY 2009 and to fulfill the Assembly's obligation to the
61 residents of Anchorage, the Assembly requests that the
62 Administration prepare a proposed Operating Budget for FY
63 2008 and FY 2009 reflecting no increase from the revised
64 Operating Budget for FY 2007, but that articulates any
65 additional community needs beyond the 2007 Operating
66 Budget "adjusted for inflation;"

67 Mr. Claman stated that last year's budget should not be the baseline for creating a new budget.

68 To Mr. Starr, Mayor Begich responded the CPI number reflected the cost of living, population, new construction and
69 bonded indebtedness. Mr. Starr stated there were parts of government that had no direct relationship to either the CPI
70 or the population and not every budget item needed to go up with the CPI amount or a population adjustment. He
71 would not support the amendment. Mayor Begich responded that the Administration would submit a budget based on
72 community needs and general practices, with improved documentation that would be compared with the 2007 budget.

73 Chair Coffey put the Question on the motion to amend Lines 18, 21, 26 and 33.

74 and the motion, as amended, failed, 3-8.

75 AYES: Tesche, Selkregg and Claman.

76 NAYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Bauer.

77 Mr. Claman moved,
78 Dr. Selkregg seconded,

79 to amend AR 2007-204 on Page 1, Lines 27-29 *by deleting*
80 in its entirety: ~~[1.—Given the current tax structure, which is
heavily dependent on real property taxes, and uncertain
levels of State support, the ability of this municipality's~~

~~residents to financially support government services is at or near its maximum capacity.];~~

Mr. Claman stated that this language meant different things to different people and should be deleted.

Mr. Starr stated that he supported leaving in the language, which was from the Committee's findings and determination. The Committee policy and recommendations were listed on Page 2. There were many other considerations and the Committee had decided that Anchorage was dependent upon an uncertain environment and this statement reflected a true value of concern. He would not support the amendment.

and the motion failed, 3-8.

AYES: Tesche, Selkregg and Claman.

NAYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Bauer.

Dr. Selkregg stated that the resolution was a political move and would not be very helpful with the process.

Mayor Begich stated that normally findings included backup data that was shared.

Mr. Claman stated that he would support the resolution because it was illuminating and showed commitment from the Assembly to look very carefully at the budget and address it as a highest priority, which was expected of constituents.

Mr. Tesche stated that all Assemblymembers took the budget process seriously and the resolution was not needed. He would not support it.

Mr. Sullivan stated that Mr. Claman's statement was well said. The resolution was sending a statement that the Assembly was serious about addressing the growth of government and city spending. Some factors could not be controlled, but some could be. There were revenue sources that the city counted on, that were tenuous at best.

Mr. Tesche stated that the Administration would fully comply with the law and would show the differences in the 2008 and 2009 budgets. The resolution was not needed. He urged a NO-vote.

Chair Coffey stated that in order to have the committee system work it was important to have a dialog between the committees and the body. The Budget and Finance Committee had complied with his request for a policy statement, stating a clear idea of the process. Citizens would be aware that the Assembly recognized the concerns of the property tax load. He fully supported the Committee, the process and the resolution. He hoped the Administration would find a way to hold the line and still provide necessary and essential services to citizens. He put the Question.

and the main motion, as amended, was approved, 9-2.

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

NAYES: Tesche and Selkregg.

10.C. BID AWARDS

10.C.1. Assembly Memorandum No. AM 527-2007, Proprietary contract with Dryden & LaRue Inc. to provide **Electrical Engineering Consulting Services** to the Municipality of Anchorage, Municipal Light & Power (\$1,885,000); ML&P.

Mr. Birch moved, to approve AM 527-2007,

Mr. Starr seconded,

Mr. Birch stated this proprietary contract had not been competitively bid. Purchasing Officer Bart Mauldin responded this was a unique contract with Alaska Energy Authority (AEA), which included completing a substation extension located in the Matanuska Valley. Dryden & LaRue had been the AEA consultant and contractor since 2004 with the (*Teeland-Douglass Transmission Line*) upgrade. Re-competing those services would predictably find Dryden & LaRue the best qualified professional service available and could possibly make negotiations more difficult. He responded that the construction work would be competitively bid.

Ms. Ossiander stated that an RFP could have been competed. Mr. Mauldin responded that competing an RFP involved time, resources and effort from the Administration, the utility and the contractor. A competitive proposal would select the best-qualified firm, which was only Dryden & LaRue. He responded that he had no knowledge of this firm's lobbying for this project.

and this was passed, 8-2.

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

NAYES: Ossiander and Johnston.

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

10.D. NEW BUSINESS

10.D.13. Assembly Memorandum No. AM 536-2007, Grant agreement with Anchorage Museum Foundation to obtain **Leadership in Energy and Environmental Design (LEED) Certification** for the Museum at Rasmuson Center Expansion Project; Economic and Community Development.

Mr. Birch moved, to approve AM 536-2007,

Ms. Ossiander seconded,

Mr. Birch stated this was a \$155,000.00 change, to include the Leadership in Energy and Environmental Design (LEED) certification costs. Mayor Begich responded the efforts would make the Anchorage Museum a LEED certified

1 building. Economic and Community Development Renewable Resource Manager Kevin Harun responded that
2 becoming a LEED certified building would ensure the energy systems would perform together, including temperature
3 and humidity control, air quality, and efficient heating, electrical and water usage. To Mr. Birch, Project Manager
4 Howard Holtan responded there were a number of LEED-improved systems incorporated into the building design, but
5 system upgrades were needed to achieve the LEED certification. Mr. Harun responded the certification would require
6 identification of long-term efficiencies and would be a good deal for the city.

7
8 Ms. Ossiander thanked Mr. Harun for educating her on LEED over the past two days. To her question, Mr. Harun
9 responded the Museum Board had voted in favor of the increased costs for the certification. Mr. Holtan concurred.

10
11 Chair Coffey stated that he had discussed this matter with a Museum Board member and understood that LEED was
12 very fortuitous. The Museum Board had voted for the certification, but had voted against paying for it. Mr. Holtan
13 responded the Museum Board had voted twice, and had been in favor of paying for it the second time, contingent upon
14 city funding from 2002 bonding for Museum development, which must be expended.

15
16 Mr. Sullivan stated that LEED standards were integrated into the building design. If, by testing, the standards for the
17 certification were not met, he questioned if there would be additional costs. Mr. Harun responded that it was not
18 anticipated to cost more money for the certification, but may require small adjustments to the current systems. The
19 benefits to the community included using natural lighting, using local materials from local contractors, using recycled
20 materials, health benefits of better air quality and protection of museum artifacts. There would be savings of heating,
21 maintenance and electrical costs. Mr. Sullivan stated that a properly designed building would not require the
22 expensive exercise. Mr. Harun responded that the original design had not including testing of all the systems.
23 Approximately \$250,000.00 remained in the 2002 bonds. With this proposed expenditure, there would be a
24 \$100,000.00 balance and the Administration would determine its use.

25
26 To Mr. Claman, Mr. Harun responded the proposal had no correlation with Governor Palin vetoing state funding for the
27 museum. Mayor Begich responded that the Administration supported the extra testing.

28
29 and this was approved unanimously, 11-0.

30
31 **10.E. INFORMATION AND REPORTS** None were pulled for review.

32
33 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

34 10.F.1. Ordinance No. AO 2007-122, an ordinance repealing Anchorage Municipal Code Chapters 15.80 and
35 15.85, relating to Motor **Vehicle Emissions Inspection and Maintenance (I/M) Program**; amending
36 Section 9.30.155 to repeal reference to I/M Certification; and amending the fine schedule at Section
37 14.60.030., Assemblymembers Bauer, Ossiander, Starr, Sullivan, Tesche and Traini. (*Public Hearing*
38 ~~9-25-07~~ 10-09-07)

- 39 1. Assembly Memorandum No. AM 537-2007, repealing Anchorage Municipal Code Chapters
40 15.80 and 15.85, relating to Motor Vehicle Emissions Inspection and Maintenance (I/M)
41 Program (AO 2007-122). (**Addendum**)

42
43 Dr. Selkregg moved, *to introduce* AO 2007-122, with Public Hearing
44 Mr. Traini seconded, set for October 9, 2007;
45 Ms. Ossiander was the concurring third,

46
47 Chair Coffey stated that he met with Mayor Begich, who had offered assurances that the I/M Committee would review
48 the matter and report back to the Assembly. He stated that a one-hour worksession was scheduled on October 5th.

49
50 10.F.3. Ordinance No. AO 2007-124, an ordinance repealing Chapter 25.25, **School Site "Selection" And**
51 **Acquisition School Building Construction**, and amending Sections 21.15.015 and 25.40.015 to
52 provide a site "selection, site" plan review and acquisition process for school lands; Assemblymembers
53 Johnston and Claman. (*Public Hearing 9-25-07*)

54
55 Ms. Johnston moved, *to introduce* AO 2007-124 with Public Hearing set
56 Mr. Claman seconded, for September 25, 2007,
57 Mr. Sullivan was the concurring third.

58
59 Ms. Johnston moved, to amend the AO 2007-124 title *by adding* to read: An
60 Ms. Ossiander seconded, ordinance repealing Chapter 25.25, **School Site "Selection"**
61 and this was approved without objection. **And Acquisition School Building Construction**, and
62 amending Sections 21.15.015 and 25.40.015 to provide a site
63 "selection, site" plan review and acquisition process for
64 school lands;

65
66 10.F.4. Ordinance No. AO 2007-125, an ordinance of the Anchorage Municipal Assembly making certain
67 findings related to illegal immigration and amending Anchorage Municipal Code Title 8 to establish a
68 new Chapter 8.95, Local Enforcement and Anti-Sanctuary, to mandate a policy of full cooperation
69 between the Municipality of Anchorage Law Enforcement and Federal Immigration Enforcement
70 Agencies; to require **immigration status verification** of all persons detained for violations of state or
71 municipal law; to prohibit restrictions on official communication by municipal officials and personnel
72 with federal immigration authorities; to require negotiation of a cooperative agreement with the United
73 States Department of Homeland Security; and to provide for a private remedy of mandamus against
74 the Municipality to enforce provisions of the ordinance; Assemblymember Bauer (*Public Hearing* ~~9-25-~~
75 ~~07~~ 11-27-07)

76
77 Dr. Selkregg inquired who the sponsors and cosponsors were on this ordinance. Chair Coffey called the Question.

78
79 Dr. Selkregg moved, *to introduce* AO 2007-125 with Public Hearing set for
80 Mr. Sullivan seconded, September 25, 2007,

1 Mr. Bauer was the concurring third.;
2 and this was later withdrawn.
3

4 Dr. Selkregg called a point of order and stated that she had not intended to move to introduce and had requested this
5 item be pulled for review, to ask a question.
6

7 To Chair Coffey, Mr. Sullivan and Mr. Traini responded that Dr. Selkregg's motion could be withdrawn, with the
8 concurrence of the second and the third.
9

10 Dr. Selkregg requested the matter be reconsidered. Mr. Sullivan, Mr. Traini, Mr. Tesche, Mr. Bauer and Mayor Begich
11 made recommendations of procedure. After consideration, Chair Coffey ruled that the motion be withdrawn and there
12 were no objections. He called for a motion.
13

14 Mr. Bauer moved, *to introduce* AO 2007-125 and *to refer* to the Public Safety
15 Mr. Sullivan seconded, Committee for review, with Public Hearing scheduled for
16 Mr. Birch was the concurring third. November 27, 2007,
17

18 Chair Coffey referred the ordinance to the Public Safety Committee and requested a report prior to the matter being
19 heard by the Assembly on November 27th. There were no objections.
20

21 Mr. Traini distributed a letter to the Anchorage Police Department (APD), from APD Resident Agent In Charge Kevin
22 Blackmore. Mr. Traini stated the letter would be made available to the public.
23

24 Mr. Bauer stated that the Public Hearing date of November 27th was too far away. Mr. Claman stated the matter would
25 be reviewed at the Public Safety Committee Meeting in mid-November, which would be appropriate. Dr. Selkregg
26 requested that the Committee address the impact of racial profiling; APD time, cost and burden; the impact this may
27 have on minority residents willing to report accidents and crime; and, an explanation of the term, "Sanctuary City."
28

29 Mr. Sullivan moved to Change the Order of the Day to take up item 14.G, AO 2007-115. There were no objections.
30

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

32 11.A. Information Memorandum No. AIM 70-2007, an update to the Assembly on the Municipality of
33 Anchorage **Ten-Year Plan on Homelessness**; Department of Neighborhoods. (*Postponed from 7-17-*
34 *07*)
35

36 Ms. Ossiander moved, *to accept* AIM 70-2007,
37 Mr. Sullivan seconded,
38

39 Ms. Ossiander stated the worksession had addressed the all the information.
40

41 and this was passed without objection, 9-0.
42

43 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Claman.
44 NAYES: None.
45

46 (*Clerk's Note: Mr. Bauer and Dr. Selkregg were temporarily out of Chambers at the time of the vote.*)
47

48 12. APPEARANCE REQUESTS There were none. 49

50 13. CONTINUED PUBLIC HEARINGS

51 13.A. Assembly Ordinance No. AO 2007-95, an ordinance of the Anchorage Municipal Assembly amending
52 Anchorage Municipal Code Chapter 3.97, **Naming of Municipal Buildings, Other Fixed Facilities**
53 **and Public Places**, to implement policy; clarify and amend criteria and procedures in honorary
54 naming; Assemblymember Bauer. (*Continued to 9-25-07*)
55

56 Chair Coffey called for a motion to combine Public Hearing on 13.A and 13.B.
57

58 Ms. Ossiander moved, *to Combine* Public Hearing on 13.A and 13.B,
59 Mr. Sullivan seconded, AO 2007-95 and AO 2007-108,
60 and there were no objections.
61

62 Chair Coffey read the ordinance titles and opened Combined Public Hearing. There was no one to testify and he
63 closed Combined Public Hearing. Mr. Claman requested that AO 2007-108 be taken up first and Mr. Traini concurred.
64 There were no objections. Chair Coffey called the Question.
65

66 Mr. Claman moved, *to approve* AO 2007-108(S),
67 Mr. Traini seconded,
68 and this was later withdrawn.
69

70 Mr. Bauer moved, *to approve* [~~AO 2007-108(S)~~] "AO 2007-95,"
71 Ms. Ossiander seconded,
72 and this was later withdrawn.
73

74 Mr. Bauer proposed postponement, to allow time to prepare a substitute version of his ordinance.
75

76 Municipal Clerk Barbara Gruenstein stated that 13.A. was currently on the table. Public Hearing had been combined
77 and AO 2007-95 should be the original motion. If AO 2007-108(S) was to be considered, a motion was needed to
78 Change the Order of the Day to take up 13.B.
79

80 Mr. Sullivan stated that even though Public Hearing had been combined, each item needed to be taken up in order.

1
2 Chair Coffey requested that all motions be withdrawn. All makers of the motions and the seconds concurred and there
3 were no objections.

4
5 Mr. Claman requested consideration of Public Hearing being continued on both items.

6
7 Chair Coffey stated that all motions were withdrawn and 13.A was before the body. He called the Question.

8
9 Mr. Bauer moved, *to Continue* AO 2007-95 to September 25, 2007,
10 Mr. Sullivan seconded,
11 and this was passed, 10-1.

12
13 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Selkregg.
14 NAYES: Claman.

- 15
16 13.B. Assembly Ordinance No. AO 2007-108, an ordinance repealing and re-enacting Anchorage Municipal
17 Code Chapter 3.97 for **Naming of Municipal Buildings, Other Fixed Facilities and Public Places**;
18 Assemblymember Claman. (*Continued to 9-25-07*)
19 1. Assembly Memorandum No. AM 461-2007.
20 2. Ordinance No. AO 2007-108(S), an ordinance repealing and re-enacting Anchorage Municipal
21 Code Chapter 3.97 for Naming of Municipal Buildings, Other Fixed Facilities and Public
22 Places; Assemblymember Claman. (**Addendum**) (*Continued to 9-25-07*)

23
24 (*Clerk's Note: Refer to Agenda item 13.A, for related discussion and action.*)

25
26 Chair Coffey called the Question.

27
28 Mr. Sullivan moved, *to postpone* AO 2007-108 and AO 2007-108(S)
29 Ms. Ossiander seconded, *to September 25, 2007,*
30 and this was passed, 10-1.

31
32 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Selkregg.
33 NAYES: Claman.

34
35 **14. NEW PUBLIC HEARINGS**

- 36 14.A. Assembly Resolution No. AR 2007-200, a resolution of the Anchorage Municipal Assembly approving
37 a conditional use for an alcoholic beverages conditional use in the B-1A SL (Local and Neighborhood
38 Business) District with special limitations for a restaurant/eating place use per AMC 21.40.140 d.9, for
39 José Ramos, dba **Don José's Mexican Restaurant**, located at 924 Muldoon Road, Creekside Park
40 Subdivision #2, Lot 20A; generally located at the southwest corner of Muldoon Road and Old Harbor
41 Avenue (Northeast Community Council) (Case 2007-140); Planning Department.
42 1. Assembly Memorandum No. AM 525-2007.

43
44 Chair Coffey read the resolution title and opened Public Hearing.

45
46 ROD McCOY, resident on Old Harbor across from the proposed restaurant, opposed the possibility of increased high
47 traffic and the restaurant's hours. There were thirty parking places available and traffic would park in front of his
48 house. The Old Harbor Subdivision was a quiet residential neighborhood that had gone through many zoning changes
49 and now allowed commercial use. He requested that the Assembly help protect their neighborhood.

50
51 MARY PEDLOW, requested that the buffer and vegetation be saved to protect the residential area and she requested
52 that the entrance and exit be closed to Old Harbor, and indicated those sites on the map and explained the history. To
53 Dr. Selkregg, Ms. Pedlow responded that access to Old Harbor should be closed and the buffer maintained to protect
54 the Anderson property. The neighbors wanted the restaurant hours limited to 11:00 a.m. to 11:00 p.m., listed on the
55 application, and not to midnight, which the owner had proposed at the community council meeting.

56
57 JOSE RAMOS, owner of the proposed restaurant, requested that the hours be changed to midnight. To Chair Coffey,
58 he responded that he loved trees and would maintain the buffer and vegetation. The access to Old Harbor belonged
59 to the Thai Restaurant, but he wanted to maintain it. Chair Coffey stated that the conditional use would limit the sale of
60 alcohol to 11:00 p.m. and the restaurant would stay open until midnight. To Mr. Claman, Planning Director Tom
61 Nelson responded that the underlying zoning special limitation was for beer and wine only. Mr. Nelson and Mr.
62 Sullivan stated the zoning would have to change to change the license.

63
64 With no additional public testimony, Chair Coffey closed Public Hearing.

65
66 Dr. Selkregg disclosed a possible conflict of interest, because Mr. McCoy worked for her and often attended
67 community meetings on her behalf. Chair Coffey stated that Dr. Selkregg did have a personal interest, but no financial
68 interest. He ruled that she had no conflict of interest with the matter. Ms. Ossiander concurred with the ruling. Chair
69 Coffey stated that if the body disagreed, 8 votes would overrule his ruling. He called for objections and there were
70 none. Chair Coffey directed Dr. Selkregg to participate with the matter and he called the Question.

71
72 Mr. Sullivan moved, *to approve* AR 2007-200,
73 Ms. Ossiander seconded,

74
75 Dr. Selkregg stated that the Assembly had been requested to address the hours of 11:00 a.m. to 11:00 p.m., for the
76 sale of alcohol. There was no question that the establishment would stay open until midnight. Chair Coffey concurred.
77 Dr. Selkregg supported an amendment to the conditional requiring the development to maintain the existing buffering
78 on Old Harbor and along the Anderson property. She supported closing the access onto Old Harbor.

79
80 Dr. Selkregg moved, *to amend* AR 2007-200, on Page 2, Line 22, Section 3,

1 Mr. Bauer seconded,
2 and this was later amended,

by adding , to read:

“8. Maintain the existing vegetation buffering [~~“on his property,”~~] to the west, on Old Harbor [~~“and put in a small buffer on the back of the property between the residents and the development,”~~];”

3
4
5
6
7 Mr. Claman stated the Assembly could not impose requirements on vegetation buffering to the west, which were not
8 on the property. Planning Director Tom Nelson responded that he could not verify the exact location of the vegetation.
9 Mr. Sullivan proposed to modify the language, to apply to vegetation.

10
11 To Chair Coffey, Ms. Pedlow responded the plat showed this property as a flag lot, which had requirements to maintain
12 the natural vegetation for the life of the commercial use and requirements to plant additional vegetation of spruce and
13 mountain ash along the north fifty feet of the west property line. The plat was not brought up when this matter was
14 reviewed. Chair Coffey stated that the flag lot belonged to the Thai Restaurant, which meant the buffering
15 requirements were not imposed on the proposed development. Ms. Pedlow responded the condition on the flag lot
16 was imposed on the property before the plat was established. Mr. Nelson responded that the condition would normally
17 remain with the property. The portion of the property, immediately west of the petition area was the flag stem for the
18 adjoining lot, which was used as access.

19
20 Dr. Selkregg proposed to delete addressing the buffering on the back of the property, which needed to be maintained
21 by the Thai Restaurant. Mr. Bauer concurred.

22
23 and the motion, as amended, was approved without objection.

24
25 Mr. Bauer stated that the potential increased traffic needed to be addressed. He proposed to change the traffic access
26 from Old Harbor Road to Muldoon Road.

27
28 Mr. Bauer moved,
29 Mr. Claman seconded,

to amend AR 2007-200, on Page 2, Line 24, Section 3,
by adding , to read:

“9. Close entrance and exit on Old Harbor Road on the
northwest corner.””

30
31
32
33 Mr. Sullivan stated that there would be concerns of customers from the neighborhood having to access Muldoon Road,
34 to reach the proposed restaurant. More access lessened a concentration of traffic to one point.

35
36 To Chair Coffey, Mr. Nelson responded that because Muldoon Road was a major arterial, access to an adjoining street
37 was necessary, to minimize the number of curb cuts onto Muldoon.

38
39 Mr. Sullivan stated that he would not support the motion.

40
41 Mr. Birch stated that it had been determined that the flag lot included landscaping and was associated with the Thai
42 Restaurant. It was a flag lot and the same access conditions would apply. He would not support the amendment.

43
44 Dr. Selkregg stated that this issue raised a legal issue. Old Harbor was a very quiet street and the potential of high
45 traffic involved egress close to residential houses.

46
47 Chair Coffey stated this property had supported a commercial restaurant and access onto Old Harbor for over 35
48 years. A subdivision was developed and a flag lot was developed. The Thai Restaurant maintained the flag lot, which
49 was generally used for ingress and egress. The matter could not be addressed, because it did not pertain to the
50 proposed development before the Assembly.

51
52 To Mr. Bauer, Chair Coffey responded that approval was needed from the State of Alaska to consider additional curb
53 cuts on Muldoon Road.

54
55 Mr. Claman stated that this amendment invited a morass of legal concerns with the egress and ingress associated with
56 the Thai Restaurant. He urged a NO-vote on the amendment.

57
58 and the motion to amend failed unanimously, 0-11.

59
60 Mr. Sullivan stated the petitioner had requested consideration of an hour change of on-premise sale of alcohol.

61
62 Mr. Sullivan moved,
63 Dr. Selkregg seconded,

to amend AR 2007-200 on Page 2, Section 3, Line 3 by
adding to read: 4. On-premise sale of alcohol beverages
will be daily, from 11:00 A.M. to 11:00 P.M. “and 11:00 A.M.
to 12 Midnight on Friday and Saturday.””

64
65
66
67 Dr. Selkregg stated that Applebee’s quit serving alcohol after 11:00 p.m. There was a desire to tone down the street
68 after 11:00 p.m. Allowing the restaurant to stay open until midnight would allow customers time to continue to have
69 dinner and leave in that last hour, which would give them time to settle down before they got in their cars. There was
70 no benefit to the restaurant or the community serving alcohol up to the hour of closure.

71
72 and this motion to amend passed, 7-4.

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

76
77 and the main motion, as amended, passed, 11-0.

78
79 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
80 NAYES: None.

1
2 14.B. Assembly Ordinance No. AO 2007-101, an ordinance of the Anchorage Municipal Assembly amending
3 Anchorage Municipal Code Section 21.45.140, **Setbacks from Projected Rights-of-Way**, to permit
4 canopies, awnings, incidental architectural features, and public art within the right-of-way setback;
5 Assembly Chair Coffey.

- 6 1. Assembly Memorandum No. AM 443-2007.
- 7 2. Assembly Ordinance No. AO 2007-101(S), an ordinance of the Anchorage Municipal
8 Assembly amending Anchorage Municipal Code Section 21.45.140, **Setbacks from Projected**
9 **Rights-of-Way**, to permit canopies, awnings, incidental architectural features, and public art
10 within the right-of-way setback; Assembly Chair Coffey.

11
12 Chair Coffey read the ordinance title and opened Public Hearing.

13
14 TIM POTTER, with DOWL Engineers, supported AO 2007-101(S), which provided additional ability for designers and
15 property owners to add architectural features to buildings, with the goal of enhancing community aesthetics. To Mr.
16 Birch, Mr. Potter responded this was a long-standing issue, being addressed with a new building under construction,
17 located at C Street and Northern Lights. Establishing this setback would protect land from the issue of taking under
18 the official streets and highways plan and would permit overhangs, canopies, awnings and incidental architectural
19 features apart from structural components already part of the building. Dr. Selkregg responded that she had requested
20 a clear definition of 'incidental architectural features' which could be interpreted in different ways. To Mr. Starr, Mr.
21 Potter responded that the project would also include awnings. To Mr. Sullivan, Mr. Potter responded there was no
22 contemplation of adding a smoking kiosk to this project, which could be considered on private property if the required
23 setbacks from door openings were met.

24
25 PAUL NANGLE stated there were problems with the ordinance. Roads were not always built on the centerline. The
26 city had moved the center of the road in front of his office building, which had created a 25-foot area that he now
27 maintained.

28
29 With no additional public testimony, Chair Coffey closed Public Hearing and called the Question.

30
31 Ms. Ossiander moved, to approve AO 2007-101(S),
32 Mr. Traini seconded,

33
34 Ms. Ossiander stated this had been introduced and referred to the Title 21 Committee, specifically to clarify the term
35 'incidental architectural features.' The Committee had reviewed the matter and thought it would offer additional
36 flexibility and would be helpful. The Committee had requested that the Planning Department further define the term,
37 which was included in the S-Version. She urged support of the S-Version.

38
39 Mr. Birch concurred with Mr. Nangle's explanation of roads not being on the centerline. Planning and Zoning
40 Administrator Jerry Weaver concurred and stated that the setback would remain and it would not change the outcome
41 of this provision. Mr. Birch stated that the language pertaining to a centerline of a street could more accurately refer to
42 the centerline of a right-of-way. Mr. Weaver concurred.

43
44 and the motion was passed, 11-0.

45
46 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
47 NAYES: None.

48
49 Chair Coffey requested that Mr. Weaver respond to Dr. Selkregg's request to report back to the Assembly on the
50 matter. Mr. Weaver concurred.

51
52 14.C. Ordinance No. AO 2007-96, an ordinance adopting the **Anchorage Pedestrian Plan**, an element of
53 the Anchorage Non-Motorized Plan, as revised elements of *Anchorage 2020* – the Anchorage Bowl
54 Comprehensive Plan and amending Anchorage Municipal Code Chapter 21.01; Traffic Department.
55 1. Assembly Memorandum No. AM 419-2007.

56
57 Chair Coffey read the ordinance title and opened Public Hearing.

58
59 LAEL VENTA, member of the Alaska Brain Injury Board, testified that more planning was needed to accommodate
60 pedestrians. He (*confined to a wheelchair*) often had to move into the road with traffic because he could not proceed
61 on blocked trails. Sometimes he got blocked in with snow and was often rescued by drivers. He requested
62 consideration of lessening traffic and promoting pedestrian access and safety.

63
64 PHILLIP SHACKLAND testified in support, on behalf of Mr. Venta and Mr. Stan Wolff. More busses were needed. He
65 submitted photographs of Mr. Wolff and his attempts to use pedestrian access in the city. Mr. Shackland urged that
66 the Assembly not rubber-stamp the plan until more time and attention were taken to address pedestrian paths and
67 accommodate citizens. There were unsafe or inaccessible areas for pedestrians and wheelchairs to travel. Ms.
68 Ossiander responded that she had had the privilege of knowing Mr. Wolff, who had traveled to and attended Title 21
69 Committee Meetings in his wheelchair. Chair Coffey stated that he had been good friends with Mr. Wolff since the late
70 1960's, when they were both residents of Girdwood.

71
72 MIKE MITCHELL, Anchorage Trails and Greenways Coalition President, testified in support of the Pedestrian Plan.
73 He commended the staff on their comprehensive report. He urged that specific policies to achieve and keep those
74 goals be listed in Chapter 5. Everyone was a pedestrian at one time or another, which was healthy, economical, it
75 was patriotic to save gas and it was the wave of the future. He urged approval and implementation.

76
77 MELANIE HESS, a Spenard resident who used the sidewalks, supported the Pedestrian Plan. Some areas were
78 dangerous and scary, and she had had experiences with people and bikes. Improvements were still needed to
79 improve safety.

1 KIM WETZEL supported the Pedestrian Plan and she supported the Anchorage (*Trails and Greenways*) Coalition,
2 which had submitted amendments, coordinated with the Anchorage Bowl Comprehensive Plan. She walked to work,
3 shopped and used restaurants along Fireweed Lane and Benson Boulevard. She urged consideration of potential
4 pedestrian use being included in the priority's list, including improvements to Fireweed Lane and Spenard Road
5

6 With no additional public testimony, Chair Coffey closed Public Hearing and called the Question.
7

8 Ms. Ossiander moved, to approve AO 2007-96,
9 Mr. Traini seconded,

10
11 Ms. Ossiander supported the Plan, which included maps and a very strong and effective outreach to community
12 councils. The Plan was not yet the non-motorized transportation plan that she had been waiting for since her election
13 to the Assembly. The final Plan only included about one-third of the sidewalks, and trails and bicycle trails were not
14 included. She had considered changing the name to the "Sidewalk Plan."
15

16 Ms. Ossiander moved, to approve Amendment #1, amending the Anchorage
17 Mr. Bauer seconded, Pedestrian Plan on Page 9, *by changing* to read: In other
18 words, if the ideal is to provide sidewalks on both sides of [all]
19 Anchorage streets "where it is appropriate for the street
20 topology..."
21

22 Ms. Ossiander stated that in rural residential neighborhoods it was adequate to have a trail on one side of the road. To
23 Chair Coffey, Ms. Ossiander responded that it was ideal to provide sidewalks where it was appropriate. Senior
24 Transportation Planner Jon Spring responded that staff was in support of the clarification. The intent of this section
25 was to provide statistical information and not intended to make policy.
26

27 To Chair Coffey, Mr. Spring responded it was not policy to provide sidewalks on both sides of streets, where it was not
28 appropriate, including areas of rural, large lots. The emphasis of this plan was to require and build sidewalks in dense,
29 urban residential areas, where there was a high potential for pedestrians.
30

31 and the motion was passed, 10-1,
32

33 AYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
34 NAYES: Tesche.
35

36 Ms. Ossiander moved, to approve Amendment #2, amending the Anchorage
37 Mr. Bauer seconded, Pedestrian Plan on Page 80, 1.2 Improve and Expand Snow
38 and this was bifurcated, Removal for Pedestrian Facilities, *by changing* Action Item 1
39 to read: [~~Rewrite~~] "Review" AMC 24.802185.090 to
40 potentially include removal of snow from sidewalks and/or
41 pathways along [all] "some" streets.; And *by deleting* Action
42 Item 2: [~~Increase staff to enforce snow and ice clearing~~
43 ~~removal in all areas as required by the AMC.~~];
44

45 Mayor Begich requested that Amendment #2 be bifurcated into two parts, to allow debate on each. There were no
46 objections.
47

48 Ms. Ossiander moved, to approve Amendment #2.a, amending the Anchorage
49 Mr. Bauer seconded, Pedestrian Plan on Page 80, 1.2 Improve and Expand Snow
50 and this was later amended, Removal for Pedestrian Facilities, *by changing* Action Item 1
51 and again amended, to read: [~~Rewrite~~] "Review" AMC 24.8021.85.090 to
52 "potentially" include removal of snow from sidewalks and/or
53 pathways along [all] "some" streets.;
54

55 Mayor Begich opposed the changes in Amendment #2.a because all snow removal efforts had been increased over
56 the past few years, which was widely supported by the community. The Administration wanted to take a stand and
57 make improvements. Non-Motorized Coordinator Lori Schanche concurred and stated that changing the language
58 diluted the Administration's intent of having everyone, everywhere, clear their own snow and ice. Chair Coffey
59 responded that there were places on Northern Lights that, after the State snow plows came though, the bus stops
60 were plowed in and the snow could not be moved without specialized snow removal equipment.
61

62 Dr. Selkregg stated that she supported sidewalks and maintenance on routes to schools in residential areas. If routes
63 were not taken care of, children were walking in the streets. The Plan needed (*implementation*) strategies.
64

65 Ms. Ossiander stated that it was unreasonable to make everyone responsible for snow removal by law, when it was
66 not enforceable. She was simply requesting that this matter be reviewed.
67

68 Mr. Starr concurred with Ms. Ossiander and stated that some flexibility was required in northern cities.
69

70 Mr. Sullivan supported the amendment. It would be impossible to require snow removal everywhere and snow and ice
71 removal needed to be addressed for each section of town. Streets to schools had been a priority and walking routes to
72 schools were getting plowed. He supported reviewing the matter.
73

74 Mr. Tesche stated that progress needed to be made. Eagle River was not being included, because of the unique
75 geography and weather conditions. He moved the original language of Amendment #2, with exceptions to Eagle River
76 and Chugiak. Mr. Sullivan stated there was already a motion on the floor to approve Amendment #2.a.
77

78 Mr. Tesche moved, to substitute Amendment #2, *by reinstating* original language
79 and this died for a lack of a second. to read: Rewrite AMC 24.802185.090 to potentially include
80 removal of snow from sidewalks and/or pathways along all

streets.; And *by adding to* Action Item 2: Increase staff to enforce snow and ice clearing removal in all areas as required by the AMC ", except for Eagle River and Chugiak.,"

To Chair Coffey, Mayor Begich recommended consideration of including a timetable, for Assembly review. Dr. Selkregg stated that she would support the amendment with a timeline, if core areas were addressed.

Mayor Begich moved,
Mr. Birch seconded,

to amend Amendment #2.a, *by changing* Action Item 1 to read: [~~Rewrite~~] "Review" [~~AMC 24.8021.85.090~~] "**AMC 24.80.090 and AMC 21.85.090**" to "potentially" include removal of snow from sidewalks and/or pathways along [~~all~~] "some" streets. "to be determined [in the next six months] by February, 2008.,"

To Chair Coffey, Ms. Schanche responded with corrected AMC numbers. Ms. Ossiander accepted the corrections as a friendly amendment, with the concurrence of the second, Mr. Bauer. Chair Coffey, Mr. Claman and Mayor Begich preferred a generalized timeframe and preferred February, 2008.

and the motion, as amended, was passed, 7-4.

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

Chair Coffey put the Question on the motion to approve Amendment #2.a.

and this motion, as amended, was approved, 7-4.

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

Ms. Ossiander moved,
Ms. Johnston seconded,
and this was amended,

to approve Amendment #2.b, amending the Anchorage Pedestrian Plan on Page 80, 1.2 Improve and Expand Snow Removal for Pedestrian Facilities, *by changing* Action Item 2 to read: [~~Increase staff to enforce snow and ice clearing removal in all areas as required by the AMC.~~] [~~Increase~~] "**Analyze**" staff needs [~~to enforce~~] "**for the enforcement of**" snow and ice removal in all areas as required by the AMC.;

Mr. Sullivan proposed to amend by changing language. Ms. Ossiander accepted this as a friendly amendment, with the concurrence of the second, Ms. Johnston.

To Mr. Claman, Mayor Begich responded that he was in support.

and this, as amended, was approved, 10-1.

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

Ms. Ossiander moved,
Ms. Johnston seconded,
and this was approved without objection.

to approve Amendment #3, amending the Anchorage Pedestrian Plan on Page 81, Policy 1.4, Action Item 2, *by adding* to read: Add or increase lighting to increase pedestrian safety "where necessary.,"

Ms. Ossiander moved,
Ms. Johnston seconded,

to approve Amendment #4.a, amending the Anchorage Pedestrian Plan on Page 82, Policy 3.1, *by deleting* Action Item 1: [~~Provide staff and recommend financial resources to support creation of education and promotional programs to encourage walking as a viable safe, comfortable, healthy, enjoyable and convenient mode of transportation.]~~

Ms. Ossiander stated that government should not advocate lifestyle changes.

Dr. Selkregg stated that she would support the amendment, but stated there was an epidemic of overweight people in Alaska and encouraging people to walk was wise and would save money in the long run.

Mr. Tesche stated that there were philosophical differences of opinion among Assemblymembers. Some thought that government had no place making recommendations that were good for people. He would be a NO-vote.

Ms. Johnston concurred with Ms. Ossiander and supported the deletion. She was a strong advocate of walking, but did not support government control.

and this motion passed, 10-1,

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

Ms. Ossiander moved,
Ms. Johnston seconded,
and this was later substituted.

to approve Amendment #4.b, amending the Anchorage Pedestrian Plan on Page [~~82~~] 83, Policy 3.1, *by changing* Action Item 9 to read: Initiate a pedestrian-in-crosswalk enforcement program [~~by using a pedestrian string operation~~

1 ~~of other effective programs] “to educate motorists to give~~
2 ~~pedestrians the right of way in crosswalks.”~~
3
4 Mr. Sullivan moved, to substitute Amendment #4.b, *by deleting* all of Action 9:
5 Mr. Birch seconded, [~~initiate a pedestrian-in-crosswalk-enforcement program [by~~
6 ~~using a pedestrian string operation of other effective~~
7 ~~programs] “to educate motorists to give pedestrians the right~~
8 ~~of way in crosswalks.”~~];
9
10 Mr. Sullivan stated that everyone understood what a crosswalk was about.
11
12 Ms. Ossiander stated that government money should not be spent to urge a way of life. It was appropriate to use
13 government money to educate people about the law and public safety rules.
14
15 Mr. Bauer stated that he had just returned from Austria where pedestrians and bicyclists obeyed the rules of the road.
16 There had to be an education process before a ‘sting’ operation was started. He hoped that in the future the rules
17 were obeyed. The focus should begin in downtown, where there was much pedestrian and bicycling activity.
18
19 Mr. Claman stated that a pedestrian enforcement program made sense. The Assembly had authorized spending for
20 an education program for drivers about bicyclists and pedestrians. The amendment was addressing something that
21 had already been done. He proposed to initiate a pedestrian enforcement program. Mr. Tesche concurred.
22
23 To Chair Coffey, Mayor Begich responded that by law, a motorist had to yield the right-of-way to a pedestrian in an un-
24 signalized crosswalk.
25
26 and the motion to delete Action #9 was approved, 8-3.
27
28 AYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Bauer.
29 NAYES: Tesche and Selkregg and Claman.
30
31 Ms. Ossiander moved, to approve Amendment #5, amending the Anchorage
32 Ms. Johnston seconded, Pedestrian Plan on Page ~~[82]~~ 83, *by deleting* Action Item 10:
33 [~~Increase pedestrian awareness by issuing warning tickets as~~
34 ~~a courtesy to pedestrians who cross streets mid-block instead~~
35 ~~of at intersections and traffic signals.];
36
37 To Dr. Selkregg, Ms. Ossiander responded that she did not support giving tickets as a courtesy. Dr. Selkregg stated
38 that she would support giving warning tickets, which would be a softer approach. Ms. Ossiander stated her
39 consideration included an overworked police department and there not being enough staff. Dr. Selkregg responded
40 that there was a high level of pedestrian fatalities in this city and standards needed to be set. There was much science
41 behind creating incentives for better behavior.
42
43 Mr. Claman stated this was located on Page 83. Ms. Ossiander accepted this as a friendly amendment with the
44 concurrence of the second, Ms. Johnston.
45
46 and this, as amended, was passed, 9-2.
47
48 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Bauer.
49 NAYES: Selkregg and Claman.
50
51 Ms. Ossiander moved, to amend the Anchorage Pedestrian Plan on Page 83, Policy
52 Mr. Sullivan seconded, 4.1, Action Item 1 *by adding* to read: Revise the MOA zoning
53 code to require pedestrian facilities on both side of streets in
54 all urban zoning districts and between and within
55 subdivisions, [~~without regard to the volume of vehicular traffic]~~
56 “where appropriate.”
57
58 To Mr. Sullivan, Ms. Schanche responded that the intent was to apply to both existing and new subdivisions, providing
59 safe places to walk. There were many new subdivisions that had no sidewalks.
60
61 and this was approved, 10-1.
62
63 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Claman.
64 NAYES: Selkregg.
65
66 Ms. Ossiander moved, to approve Amendment #5, amending the Anchorage
67 Ms. Johnston seconded, Pedestrian Plan on Page 85, Policy 4.5, *by changing* to read:
68 and this was amended, [~~Encourage [expansion] “evaluation”~~] “Evaluate the
69 expansion of” the downtown business improvement district
70 concept and other private efforts to enhance maintenance
71 and preservation of non-motorized transportation
72 infrastructure.;
73
74 Mayor Begich stated that the Administration would not support and proposed new language, using “evaluate.” Ms.
75 Ossiander accepted this as a friendly amendment, with the concurrence of Ms. Johnston.
76
77 and this, as amended, was approved, 11-0.
78
79 Ms. Ossiander moved, to approve Amendment #6, amending the Anchorage~~

1 Mayor Begich seconded,

Pedestrian Plan on Page 85, Policy 5.2, *by changing* Action Item 2 to read: When conducting the process to select sites for public facilities, include a ~~[separate scoring]~~ criterion for walking accessibility ~~[include cost estimates for the pedestrian improvement projects]~~ needed to ensure safe pedestrian access to public facilities in the site selection document.;

9 To Chair Coffey, Ms. Ossiander responded that she did not include costs because the site selection was generally not specific enough to evaluate the building design, and determining costs would be problematic at this stage. Costs and implementation would be addressed at a later date.

12 and this was approved without objection, 11-0.

15 Ms. Ossiander moved,
16 Mayor Begich seconded,
17 and this was approved, 11-0.

to approve Amendment #7, amending the Anchorage Pedestrian Plan on Page 86, Policy 6.2, *by changing* to read: ~~[Provide special]~~ "Review" ~~[for]~~ automobile-oriented facilities to ensure that they complement the pedestrian environment.;

20 (Clerk's Note: The following series of amendments addressed the chart, "The Anchorage Pedestrian Plan - Planning and Zoning Commission and AMATS Review" and included review from the Technical Advisory Commission; Ms. Ossiander's amendments addressed only the Technical Advisory Commission review, reflected in the motions as "the TAC Review.")

25 Ms. Ossiander moved,
26 Mayor Begich seconded,
27 and this was approved, 10-0.

to approve *the TAC Review* on Page 1, #1-#9, *by including*:

1. Inside Front Cover Dedication, *by revising* dedication as follows: The Pedestrian Plan is dedicated to spirit and compassion of Stan ~~[Wolffe]~~ "Wolff" ...;
2. Generally, throughout the document, *by replacing* ~~[bicycle path]~~ with "multi-use trail" wherever it is found in the document.;
3. Chapter 1, Page 2, *by revising the last bullet* to read: Existing and new policies, "regulations, design standards, development review processes, education and enforcement actions" that will help to create safe walking routes in Anchorage and make walking a more attractive alternative.;
4. Chapter 1, Page 5, *by adding* an overall goal at top of page: "Double the number of pedestrian trips made by Anchorage residents while simultaneously reducing the number of injuries due to pedestrian/vehicular crashes.;"
5. Chapter 1, Page 5, *by revising* to read: "Encourage development patterns that increase and enhance pedestrian use." ~~[Link land use, transportation, and pedestrian systems to encourage mixed-use development patterns.];~~
6. Chapter 2, Page 7, at the end of the third paragraph, *by adding* to read: "In any case, it appears that sidewalk construction in conjunction with land development was the commonly accepted standard during the thirties, forties, and fifties, but not widely required in subsequent decades.;"
7. Chapter 2, Page 14, in the last sentence in the first paragraph, *by revising* to read: Therefore, ~~[the best]~~ "an excellent" strategy to encourage walking trips is to promote compact developments with a healthy mix of land uses and connectivity.;
8. Chapter 2, Page 17, Figure 6, Sidewalk and Trail Snow Removal, *by reflecting* recent changes (updated map to be added later);
9. Chapter 2, Page 20, the last sentence in the first paragraph, *by revising* to read: Relocating sidewalks ~~[would]~~ "may" require the purchase of additional right-of-way and likely would not be looked upon favorably by homeowners.;

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

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

72 Ms. Ossiander moved,
73 Ms. Johnston seconded,
74 and this was approved, 11-0.

to approve *the TAC Review*, Page 2, #10, *by including*:

10. Chapter 2, Page 21, *by adding* the following sentence to the second paragraph; "The mortality rate for pedestrian/vehicular crashes is significantly higher in Midtown as opposed to Downtown. Between 1998 and 2000, 41 persons were hit downtown and 1 died. In the same timeframe, 35 persons were hit in midtown and 5 were killed. From this data it appears that Midtown is significantly more dangerous for pedestrians and should

be the subject of special corridor studies to determine the causes and identify potential corrective actions.;"

Ms. Ossiander stated there were two #11s listed on Pages 2 and 3 in the document and she moved to approve the amendment #11 on Page 3, accepted by the Technical Advisory Committee. Mr. Spring concurred.

Ms. Ossiander moved,
Mr. Sullivan seconded,
and this was approved, 11-0.

to approve *the TAC Review*, Page 3, #11, *by including*:
11. Chapter 2, Page 24, at the end of the section entitled *Pedestrian Safety and Crash Statistics*, *by adding* the following paragraph to read: "**Nationally,**" extensive studies have been conducted on the relationship between vehicle travel speeds and resulting pedestrian injury. Results indicate that higher vehicle speeds are strongly associated with both a greater likelihood of pedestrian crash occurrence and more serious resulting pedestrian injury. It was estimated that only 5 percent of pedestrians would die when struck by a vehicle traveling at 20 miles per hour or less. This compares with fatality rates of 40, 80, and nearly 100 percent for striking speeds of 30, 40, and 50 miles per hour or more respectively. Thus, in areas where pedestrian safety is of particular concern, consideration should be given to lowering speeds **where reasonably and feasible based on speed studies and functional classifications.** Reductions in vehicle travel speeds can be achieved through lowered speed limits, police enforcement of speed limits, and associated public information. More long-lasting speed reductions in neighborhoods where vehicles and pedestrians commonly share the roadway can be achieved through engineering and design approaches generally known as traffic calming that moderate speeds and heighten traveler awareness. Countermeasures include road humps, roundabouts, other horizontal traffic deflections (ie. chicanes), and increased use of stop signs. Comprehensive community-based speed reduction programs, combining public information and education, enforcement, and roadway engineering, are recommended. (Source: Literature Review on Vehicle on Vehicle Travel Speeds and Pedestrian Injuries, US Department of Transportation, National Highway Traffic Safety Administration, October 1999).;"

Ms. Ossiander moved,
Mr. Sullivan seconded,

to approve *the TAC Review*, Page 4, #12-#13, *by including*:
12. Chapter 2, Page 24, *by adding* the following paragraph at end of chapter about the safety benefit of separating pathways from traffic, [~~In addition there~~] "**There are additional ways to improve safety and reduce crashes including separating pathways from traffic to increase the buffer space from fast moving vehicles, as well as adding grade separated crossings that are convenient for pedestrians and easy to access.;**" And;
13. Chapter 3, Page 30, *by revising* Figure 11, *Pedestrian Potential Index* to (*the*) correct registration.;

Mr. Sullivan proposed corrective language to number 12, which was accepted by Ms. Ossiander as a friendly amendment.

and this, as amended, was approved, 11-0.

Ms. Ossiander moved,
Dr. Selkregg seconded,
and this was approved, 11-0.

to approve *the TAC Review*, Page 5, #15, *by including*:
15. Chapter 3, Page 34, *by adding* the following text above the *Sidewalk* category to clarify proposed improvements: "**Actual width and surfacing of pedestrian facilities will be considered when the project is actually scoped to fit in with existing pedestrian infrastructure. For example, at some locations a gravel trail may be more appropriate to allow for multiple users.;**"

Ms. Ossiander moved,
Ms. Johnston seconded,
and this was approved, 11-0.

to approve *the TAC Review*, Page 6, #16-#19, *by including*:
16. Chapter 3, Page 34, *by revising* the first sentence under *Sidewalks*, to read: A category to [~~identify locations for~~] "provide" sidewalks where there are not existing sidewalks or pedestrian facilities.; And;
17. Chapter 3, Page 35, *by revising* the last sentence under *Sidewalks*, to read: It is [~~assumed~~] "recommended" that these sidewalks in urban areas will be wider **"than typical 5' sidewalks and may be wider where"** [~~will be 8' wide where~~] "right-of-way is available.;" And;
18. Chapter 3, Page 35, *by adding* at the end of the section on *Lighting*, to read: "Lighting should be appropriate and matched to adjacent land use and pedestrian needs and focused downward to protect night views.;" And;

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7 Ms. Ossiander moved to approve the TAC's recommendation for #20, with an amendment to reinsert the proposed
8 deleted language, 'be economical and.'
- 9
10 Ms. Ossiander moved, to approve *the TAC Review*, Page 6, #20, by including:
11 Ms. Johnston seconded, 20. Chapter 4, Page 72, by revising the last bullet under
12 *Sidewalk Design Principles* to read: The pedestrian
13 environment should "be economical and" achieve the
14 maximum benefits for the cost of building and
15 maintenance. Where possible, improvements in the
16 right-of-way should promote and connect with adjacent
17 private improvements.;
- 18
19 To Dr. Selkregg, Ms. Ossiander responded that by reinserting 'economical,' it meant that there would be an attempt to
20 spend as little as possible to do what needed to be done. Ms. Schanche responded that 'economical' had been
21 removed so there would be no concern of lessening the quality of the projects. Dr. Selkregg stated this would
22 encourage opting for the cheapest possible solution and it would not serve the goal. She would not support the
23 amendment.
- 24
25 and this was passed, 9-2.
- 26
27 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch and Bauer.
28 NAYES: Selkregg and Claman.
- 29
30 Ms. Ossiander moved, to approve *the TAC Review*, Page 7, #21, by including:
31 Mr. Sullivan seconded, 21. Chapter 4, Page 72, *Sidewalk Design Principles*, by
32 and this was passed, 10-1. adding to the first bullet, to read: "Where possible "and
33 appropriate" pedestrian sidewalks should be separated
34 to allow a further buffer from fast moving vehicles and
35 protection from snow storage and grade separated
36 crossings should be used." Change third bullet to read
37 as follows; The pedestrian environment should be easy to
38 use, with sidewalks, "marked crosswalks," and signs so
39 that people can find their way.;
- 40
41 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Claman.
42 NAYES: Selkregg.
- 43
44 Ms. Ossiander moved, to approve *the TAC Review*, Page 7, #23, by including:
45 Ms. Johnston seconded, 23. Chapter 4, Page 77, by adding the following to the
46 and this passed without objection, 11-0. end of the first paragraph under *Low-Density Residential
47 Streets*, to read: "While low-density residential streets do
48 not generate pedestrian use, they can sometimes serve
49 as the best through routes.;"
- 50
51 Ms. Ossiander moved, to approve *the TAC Review*, Page 7, #24, by including:
52 Ms. Johnston seconded, 24. Chapter 5, Page 79, Goal 1, Policy 1.1, by adding to read:
53 and this was amended, Conduct a systematic review of intersections [~~"that have
54 proven problematic."~~] with "no pedestrian crossing"
55 signs to determine [~~whether~~] "where" they [~~are~~
56 necessary] "unnecessarily inhibit pedestrian access"
57 and improvements could be implemented to justify their
58 removal and [~~permit safer~~] provide more direct pedestrian
59 crossings.;
- 60
61 Mr. Spring stated that there was no list of proven problematic crosswalks and utilizing such a list would require a new,
62 systematic review of all crosswalks, to determine which ones were problematic. Ms. Ossiander responded that there
63 were lists of intersections where there had been accidents. Mr. Spring stated the intent was to review signs to see if
64 pedestrian crossings were unnecessarily prohibited. It was to encourage pedestrian activity. Ms. Ossiander amended,
65 by proposing new language, which was accepted by the seconded, Ms. Johnston.
- 66
67 and the motion, as amended, was passed, 11-0.
- 68
69 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
70 NAYES: None.
- 71
72 Ms. Ossiander moved, to approve *the TAC Review*, Pages 7 & 8, #25, by including:
73 Ms. Johnston seconded, 25. Chapter 5, Page 79, Goal 1, Policy 1.1, by adding to read:
74 and this passed without objection, 11-0. "9. Work to ensure pedestrian accommodations are
75 considered in the permitting process for road and
76 building projects during construction.;"
- 77
78 Ms. Ossiander moved, to approve *the TAC Review*, Page 8, #27-#33, by including:
79 Ms. Johnston seconded, 27. Chapter 5, Page 80, Goal 1, Policy 1.1, by adding to read:

1 and this approved without objection, 11-0.

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- “11. Work with ADOT and the MOA Traffic Department to review and create prohibitions to "right-turn-on red" at high crash areas on a site by site basis.” And;
28. Chapter 5, Page 80, Goal 1, Policy 1.1, *by adding* to read: “12. Work with the MOA Traffic Department and ADOT to evaluate the feasibility of traffic speed reductions in areas of high pedestrian vehicular crash history.” And;
29. Chapter 5, Page 80, Goal 1, Policy 1.1, *by adding* to read: “13. On main pedestrian corridors strive to design for optimum vehicle speed and separation of the pathway.” And;
30. Chapter 5, Page 80, Policy 1.2, *by changing* to read: Improve and Expand “Year Round Maintenance of” [~~Snow Removal~~] Pedestrian Facilities.; And;
31. Chapter 5, Page 80, Goal 1, Policy 1.2, Action Item 3, *by changing* to read: Continue to support and promote the snow removal “and facility maintenance” hotline.; And;
32. Chapter 5, Page 80, Goal 1, Policy 1.2, Action Item 4, *by changing* to read: Review and make recommendations on improving “year round maintenance” [~~snow removal~~] for pedestrian facilities.; And;
33. Chapter 5, Page 81, Goal 2, Policy 2.1, Action Item 2, *by changing* to read: “This plan will support the existing annual program for utility undergrounding and will coordinate installation of utilities to reduce sidewalk impediments.”

28 Ms. Ossiander moved,
29 Ms. Johnston seconded,
30 and this passed without objection, 11-0.

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- to approve *the TAC Review*, Page 9, #34-#35, *by including*:
34. Chapter 5, Page 81, Goal 2, Policy 2.1, Action Item 3, *by changing* to read: “Develop a process to prioritize projects to address the annual program for utility undergrounding.” And;
35. Chapter 5, Page 82, Goal 2, Policy 2.2, Action Item 1, *by changing* to read: Identify and implement winter city design standards and update the Design Criteria Manual and Title 21 to include [~~these~~] “such elements that encourage four-season, all-weather pedestrian activity, such as heated sidewalks, canopies, overhead shelters, solar exposure, and building height setback.”

41 Ms. Ossiander moved,
42 Mr. Sullivan seconded,
43 and this passed without objection, 11-0.

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- to approve *the TAC Review*, Page 9, #36, *by including*:
36. Chapter 5, Page 82, Goal 2, Policy 2.2, *by adding* Action Item 4, to read: “4. Separate sidewalks from road travel lane where possible “and appropriate” to increase pedestrian safety and comfort and provide space for snow storage.”

48 Ms. Ossiander moved,
49 Ms. Johnston seconded,
50 and this passed without objection, 11-0.

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- to approve *the TAC Review*, Page 9, #37, *by including*:
37. Chapter 5, Page 82, Goal 3, *by revising* to read: “Reduce the number and severity of vehicle accidents involving pedestrians and bicycles by” raising public and law enforcement awareness [~~about~~] “of” practices, rights, and responsibilities that promote pedestrian safety.

55 Ms. Ossiander moved,
56 Ms. Johnston seconded,
57 and this passed without objection, 11-0.

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- to approve *the TAC Review*, Page 9, #39, *by including*:
39. Chapter 5, Page 83, Goal 4, *by adding* to read: Improve [~~safety of~~] community connectivity [~~with~~] “by providing safe,” convenient year-round pedestrian routes within and between neighborhoods, commercial centers, schools, and public facilities “as well as between major employment centers and adjacent residential neighborhoods.”

64 Ms. Ossiander moved,
65 Ms. Johnston seconded,
66 and this passed without objection, 11-0.

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- to approve *the TAC Review*, Pages 10 & 11, #40-48:
40. Chapter 5, Page 83, Goal 4, *by adding* Action Item 3 to read: “3. Consider designing pedestrian ways to avoid the main traffic routes and to allow convenient shortcuts.” And;
41. Chapter 5, Page 83, Policy 4.1, Action Item 4, *by adding* to read: “4. Staff will review all plats and plans for pedestrian facilities and connectivity.” And;
42. Chapter 5, Page 83, Goal 4, Policy 4.2, Action Item 2, *by adding* to read: “Support and advise the Urban Design Commission and Planning and Zoning Commission to highlight appropriate pedestrian facility needs.” And;
43. Chapter 5, Page 84, Goal 4, Policy 4.3, Action Item 4.3, *by adding* to read: Identify “and meet” school walking route needs through route evaluation process of the Hazardous Transportation Committee.; And;

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44. Chapter 5, Page 84, Goal 4, Policy 4.4, *by adding* to read: “Identify and preserve connectivity provided by” existing platted easements for walkways and trails.; And;
45. Chapter 5, Page 84, Goal 4, Policy 4.5, Action Item 1, *by adding* to read: “Review, revise and” enforce existing ordinances that require property owners (business and residential) to clear sidewalks adjacent to their properties “throughout the city.” And;
46. Chapter 5, Page 84, Goal 4, Policy 4.6, *by adding* to read: “Walking **should be encouraged** as the mode of choice within the downtown, midtown, and UMED major employment areas.” And;
47. Chapter 5, Page 84, Goal 4, Policy 4.6, *by adding* Action Item 1, to read: “1. The downtown, midtown, and UMED District Plans should place an emphasis on improvements to pedestrian facilities in each of these major employment districts.” And;
48. Chapter 5, Page 85, Goal 5, Policy 5.2, Action Item 1, *by adding* to read: “Include analysis of pedestrian access and walkability as part of the process for site selection of public facilities.”

Ms. Ossiander moved,
Ms. Johnston seconded,
and this passed without objection, 11-0.

- to approve *the TAC Review*, Page 11, #52, *by including*:
52. Chapter 5, Page 85, Goal 6, Policy 6.1, Action Item 3, *by changing* to read: Modify the MOA land use regulations to encourage and facilitate compact mixed use, [and] pedestrian friendly development, [~~particularly in those areas identified in Anchorage 2020 as characterized by these attributes~~] in employment, town and neighborhood centers.;

Ms. Ossiander moved,
Ms. Johnston seconded,
and this was later amended,

- to approve *the TAC Review*, Page 11, #53, *by including*:
53. Chapter 5, Page 85, Goal 6, Policy 6.1, *by adding* Action Item 5 to read: “5. Require convenient, direct walkway and trail connections **“where appropriate” “in relation to surrounding terrain,”** even where roads are cul-de-sacs or circuitous.”

To Chair Coffey, Ms. Ossiander responded that Page 85 explained the context of referencing cul-de-sacs, involved with connectivity. There were cul-de-sacs in Eagle River-Chugiak that were on the sides of mountains, where this would not apply. Ms. Schanche recommended consideration of additional language, ‘appropriate, due to grades.’ Ms. Ossiander responded that Administration would look at each situation individually and would apply common sense.

Dr. Selkregg stated that wording ‘where appropriate’ became subjective and it would be valuable to clarify intent.

Mr. Birch questioned the language ‘circuitous.’ Mr. Spring responded that there were loop roads and it would be difficult to continue the connectivity. Concerns may not be limited to slope areas, but may include areas of trees or wetlands. The Administration supported the flexibility and supported use of ‘where appropriate.’

Chair Coffey responded that the discussion of appropriateness would be discussed by staff when reviewing each situation. Dr. Selkregg responded there may be situations where there may be variations from the original intent.

Dr. Selkregg moved,
Mr. Claman seconded,
and this was approved, 7-4.

- to amend Amendment #53 *by adding* to read: 5. Require convenient, direct walkway and trail connections where appropriate “in relation to surrounding terrain” even where roads are cul-de-sacs or circuitous.;

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

and the main motion, as amended, was approved, 10-1.

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

Ms. Ossiander moved,
Ms. Johnston seconded,
and this passed without objection, 11-0.

- to approve *the TAC Review*, Page 12, #54, *by including*:
54. Chapter 5, Page 85, Goal 6, Policy 6.1, *by adding* Action Item 6 to read: “6. Minimize the number and width of curb-cuts along major pedestrian routes to reduce pedestrian conflicts.”

Ms. Ossiander moved,
Ms. Johnston seconded,
and this passed without objection, 11-0.

- to approve *the TAC Review*, Page 12, #56, *by including*:
56. Chapter 5, Page 88, *by rewording* second sentence under *Federal Transportation Funds* to read: “Although the expenditure of Federal Highway funds on pedestrian facilities was permitted prior to the enactment of ISTEA in 1991, this legislation actively encouraged alternative transportation projects by setting aside 10 percent of certain allocations for transportation enhancement projects such as trails and sidewalks.”

1
2 Ms. Ossiander stated her next amendment would approve the Revised Priority List and delay its incorporation for one
3 month, to allow constituents time to review. She also included Dr. Selkregg's proposed priorities for the Plan.
4

5 Ms. Ossiander moved,
6 Ms. Johnston seconded,
7 and this was later substituted.

to approve *the TAC Review, Page 12, #57, (2nd Version of)*
the Revised Priority List; And, *to incorporate* Dr. Selkregg's
List of Streets and Sidewalks; And, *to delay* incorporating for
one month;

Dr. Selkregg's List of Streets:

1. DeBarr – (Boniface to Muldoon) - pedestrian safety and sidewalk;
2. Boniface – (DeBarr to Tudor) - pedestrian safety and sidewalk;
3. James & Madelynne - sidewalks;
4. Northwind - (off of Muldoon) - sidewalks;
5. Pioneer - parking, pedestrian safety, sidewalks;
6. Tudor - (between Lake Otis and Baxter) - safe pedestrian crossing;

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19
20 Chair Coffey stated this would approve the Pedestrian Plan, as amended, with a delay to the incorporation of the
21 portion of the Priority List, including Dr. Selkregg's list and the Pedestrian Plan could be amended in a month. Ms.
22 Ossiander concurred.

23
24 To Chair Coffey, Municipal Clerk Barbara Gruenstein proposed a dual effective date.

25
26 Ms. Ossiander stated she did not necessarily want to adopt this until people in her district had seen it.

27
28 Chair Coffey stated that the plan [~~would~~] "could" be adopted that evening[~~-A~~] "and a" new ordinance [~~would be~~]
29 introduced, to amend the plan, with these specifics, with a new Public Hearing, in a month. Ms. Schanche responded
30 that the list of projects would not be reduced and more things could be added to it, but adding a delay for incorporating
31 the Revised Priority List may mean reviewing it again, which would be difficult.

32
33 Ms. Ossiander stated that there were many projects on the list that she did not recognize. Park Board members also
34 did not recognize some of the projects. She had not talked with anyone in her district who was familiar with the
35 sidewalks. Because these were prioritized projects, she requested time to allow people to review the list.
36 Assemblymembers had received the Priority List on Friday.

37
38 Dr. Selkregg stated the rough draft was distributed in May and Community Councils generally did not meet again until
39 September. There had been a limited time for the councils to review it and she supported the delay.

40
41 Mr. Sullivan stated that another option would be to delay final action until a date certain.

42
43 To Chair Coffey, Mayor Begich responded that the Administration would be presenting the Operating Budget and
44 Capital Budget soon and a delay might cause proposed projects not to be included. He responded that existing
45 funding sources included bonds, AMATS and other sources.

46
47 Mr. Starr stated that several issues were absent for Chugiak-Eagle River, including lighting. He supported the delay.

48
49 Dr. Selkregg stated that she had requested two additional projects be added to the list, which had not been included.
50 Being in the plan would increase access to other funding. She supported the month delay,

51
52 Mr. Birch requested clarification on how priorities were assigned. There were few projects proposed for his district in
53 South Anchorage and sidewalks and pedestrian crosswalks needed to be addressed in the high traffic areas off
54 O'Malley. He requested a total dollar value of the projects. He supported setting priorities for the future and it was
55 constructive to have a long-term map of anticipated work, even if there was no immediate funding.

56
57 Mr. Claman supported the delay, which would allow changes to the priority list.

58
59 Ms. Ossiander stated that the document included an explanation of the priorities and how they were determined. The
60 majority of projects were to be in midtown and downtown. The plan did not support Chugiak or Hillside trails.

61
62 Mr. Traini stated that he supported the Pedestrian Projects in midtown and downtown.

63
64 To Mr. Bauer, Mr. Spring responded that there was no comprehensive pedestrian count system. Infra-red counters
65 counted people who utilized Chester Creek Trail and Campbell Creek Trail. Sidewalks were more difficult. Things like
66 low income and mixed-use development were associated with high pedestrian usage.

67
68 Ms. Ossiander moved,
69 Ms. Johnston seconded,

[~~to approve~~] *Postpone* the Pedestrian Plan (AO 2007-96);
(2nd Version of) the Revised Priority List, and; Dr. Selkregg's
List of Streets (and Sidewalks), to October 9, 2007,

70
71
72 To Mr. Starr, Ms. Ossiander responded the motion was to delay adoption of the entire document.

73
74 and the motion was passed, 11-0.

75
76 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
77 NAYES: None.

78
79 14.D. Ordinance No. AO 2007-111, an ordinance amending the zoning map and providing for the rezoning
80 of approximately ten (10) acres: A) from GOS (Girdwood Open Space District) and GR-2 (Single

1 Family and Duplex District) to GOS (Girdwood Open Space District); and B) from GOS (Girdwood
2 Open Space District) and GCR-1 (Commercial Recreation – Golf/Nordic Ski) to GR-2 (Single Family
3 And Duplex District); and C) from GOS (Girdwood Open Space District) to GR-4 (Multi Family District);
4 all as shown on Exhibit 'A,' for **Alpine View Estates Subdivision, Phase 2, Tract B** and a portion of
5 Supplemental Cadastral Survey, Tract 17C, generally located south of Alyeska Highway and east of
6 Glacier Creek (Girdwood Board of Supervisors) (Planning and Zoning Commission Case 2007-082);
7 Planning Department.

8 1. Assembly Memorandum No. AM 473-2007.

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

12
13 Mr. Birch moved, to approve AO 2007-111,
14 Mr. Claman seconded,
15 and this motion was passed, 11-0.

16
17 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
18 NAYES: None.

19
20 14.E. Ordinance No. AO 2007-112, an ordinance amending the *Girdwood Area Plan* designating an area of
21 Open Space (GOS) and Commercial Recreation as Residential; an area of Single-Family Residential
22 (GR-2) and Open Space (GOS) to entirely open space; and an area of Open Space (GOS) to Multi-
23 Family Residential (GR-4), in **Alpine View Estates Phase 2, Tract B**, and in a portion of Tract 17C,
24 T10N, Section 17, S.M., AK. (Planning and Zoning Commission Case 2007-086); Planning
25 Department.

26 1. Assembly Memorandum No. AM 474-2007.

27
28 Chair Coffey read the ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and
29 called the Question.

30
31 Mr. Traini moved, to approve AO 2007-112,
32 Mr. Claman seconded,
33 and this motion passed, 11-0.

34
35 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
36 NAYES: None.

37
38 14.F. Ordinance No. AO 2007-113, an ordinance adopting the **Anchorage Downtown Comprehensive**
39 **Plan** as an element of the *Comprehensive Plan*, amending Anchorage Municipal Code
40 Sections 21.05.030, and amending AO 2006-172, Attachment A, at Anchorage Municipal Code
41 Section 21.01.080 (Planning and Zoning Commission Case 2007-076); Planning Department.

42 1. Assembly Memorandum No. AM 475-2007. (*Continued to 9-25-07*)

43
44 Chair Coffey read the ordinance title and opened Public Hearing.

45
46 MIKE BOLLINGER, owner of property on F Street, between 1st and 2nd Avenue which currently was a part of the Ship
47 Creek District, testified that he supported his area being included into the Downtown District, which fit better with the
48 Comprehensive Plan. The neighborhood in which he lived had nothing in common with the railroad yards and had
49 everything in common with the downtown, mixed use area. He had been told by a member of the Planning
50 Department that there would not be a problem moving it into the Downtown District. To Mr. Sullivan, Mr. Bollinger
51 explained the location of his property on the map on Page 33. Mr. Sullivan supported Mr. Bollinger's proposed
52 change. Dr. Selkregg concurred.

53
54 PAUL NANGLE, owner of Lot 6, Block 3A of the original townsite, concurred with Mr. Bollinger and testified that he
55 also wanted to be in the Downtown District.

56
57 Dr. Selkregg moved, to continue Public Hearing on AO 2007-113 to September
58 Mr. Claman seconded, 25, 2007,

59
60 Ms. Ossiander stated that the Title 21 Committee had been dealing with the Downtown Comprehensive Plan. There
61 were many amendments and many concerns that still had not been addressed. The Committee would be reviewing a
62 revised list from the Planning Department.

63
64 and this passed without objection, 11-0.

65
66 Mr. Sullivan requested that the March draft be distributed to Assemblymembers.

67
68 Ms. Ossiander requested all Assemblymembers have copies of the Planning and Zoning (P&Z) Issue/Response
69 Summary, which was a summary of all the outstanding issues.

70
71 Chair Coffey announced that a worksession was set for September 21st, at noon, in the Assembly Conference Room.

72
73 Dr. Selkregg declared a possible conflict of interest with this matter, because she had been Project Manager on the
74 Downtown Comprehensive Plan, which was completed over a year ago. She did not own property downtown. Chair
75 Coffey responded that Dr. Selkregg had been under contract with the city when the plan was written and had been
76 paid, but had no further financial interest in the matter and he stated that she was fully knowledgeable on the subject
77 and should fully participate. He ruled that Dr. Selkregg had no conflict of interest. He called for objections and there
78 were none.

79
80 Mr. Sullivan requested that all Assemblymembers disclose possible conflicts of interest before opening Public Hearing.

1
2 Mr. Claman requested that the Planning Department send the web links on all information associated with the
3 Downtown Comprehensive Plan to Assemblymembers.
4

5 14.G. Ordinance No. AO 2007-115, an ordinance authorizing the Municipality to **extinguish all unpaid tax,**
6 **penalty, interest, and administrative debt** on the parcel described in Exhibits A and B (Tax Parcel
7 No. 050-991-94, Tract D, Heritage Estates #1); Heritage Land Bank/Real Estate Services. (*Public*
8 *Hearing 9-11-07*)

9 1. Assembly Memorandum No. AM 362-2007.

10
11 (*Clerk's Note: Upon Completion of the Regular Agenda, Mr. Sullivan moved to Change the Order of the Day to take*
12 *up item 14.G, AO 2007-115.*)
13

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

16 Mr. Starr moved, *to postpone indefinitely AO 2007-115,*

17 Mr. Sullivan seconded,
18 and this was approved without objection, 11-0.

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

20 NAYES: None.

21 To Chair Coffey, Mayor Begich responded that the Administration concurred with postponing indefinitely.

22
23 (*Clerk's Note: Upon completion of AO 2007-115, Chair Coffey returned the body to Agenda item 11.A.*)
24

25 14.H. Assembly Ordinance No. AO 2007-120, an ordinance amending Anchorage Municipal Code
26 Section 2.50.030 to require use of standard letter-size (8.5" x 11") paper for a **master petition** and, if
27 requested, the name and mailing address of a sponsor on the master petition and authorizing
28 technical clarifications to propositions submitted; Assemblymember Tesche.

29
30 Chair Coffey read the ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and
31 called the Question.
32

33 Mr. Tesche moved, *to postpone indefinitely AO 2007-120,*

34 Mr. Claman seconded,

35
36 To Mr. Claman, Mr. Tesche responded the ordinance was a housekeeping effort to clarify and streamline the
37 procedures in the Municipal Clerk's Office for citizens' petitions. He understood the Municipal Clerk did not support the
38 ordinance. Mr. Claman stated that he did not want to postpone indefinitely until he heard from the Municipal Clerk.

39 Municipal Clerk Barbara Gruenstein stated the problem was the amount of necessary information, with little room left
40 for signatures. It was difficult for people signing the petition to get all the information down. It was also difficult to
41 review the petition with smaller spaces. The Clerk's Office was reviewing other municipality's petitions, most of which
42 were legal-sized. To Mr. Claman, Ms. Gruenstein responded that an ordinance change would not be necessary and
43 the Clerk's Office could make the necessary changes. Mr. Claman supported postponing indefinitely.

44 and this was approved, 11-0.

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

46 NAYES: None.

47
48 14.I. Resolution No. AR 2007-193, a resolution of the Municipality of Anchorage appropriating \$169,500 as
49 a grant from the Alaska Department of Health and Social Services to the State Categorical Grants
50 Fund (231), Department of Health and Human Services for the provision of **HIV prevention work**.

51 1. Assembly Memorandum No. AM 506-2007.

52
53 Chair Coffey read the resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing and
54 called the Question.
55

56 Ms. Ossiander moved, *to approve AR 2007-193,*

57 Mr. Sullivan seconded,
58 and this was passed, 11-0.

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

60 NAYES: None.

61
62 14.J. Resolution No. AR 2007-196, a resolution appropriating \$969,429 as a grant from the Department of
63 Homeland Security for implementation of **Security Command and Control Center** at the Port of
64 Anchorage.

65 1. Assembly Memorandum No. AM 514-2007.

66
67 Chair Coffey read the resolution title and opened Public Hearing. There was no one to testify and Chair Coffey closed
68 Public Hearing and called the Question.
69

70 Mr. Sullivan moved, *to approve AR 2007-196,*

71 Mr. Tesche seconded,

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1 Mr. Starr questioned if this was an expanded operation of the current facilities to change the operation of the Port.
2 Port Finance and Administration Director Edward Leon responded the security guards and the technical equipment,
3 including cameras and computers, would be centralized into one building. The \$2.2 million dollar project was already
4 funded and this was a grant from Homeland Security, contributing to the new command center.

5
6 and this was passed, 10-0.

7
8 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer and Claman.
9 NAYES: None.

10
11 *(Clerk's Note: Dr. Selkregg was temporarily out of Chambers at the time of the vote.)*

- 12
13 14.K. Resolution No. AR 2007-198, a resolution of the Municipality of Anchorage appropriating \$7,685,383
14 from the State of Alaska Department of Administration as provided in Senate Bill (SB) 53 adopted by
15 the 25th Alaska Legislature and amending the 2007 operating, grant and capital budgets for general
16 government and enterprise agencies for which state revenues and offsetting expenses will be
17 recorded for state-funded contributions to the **Alaska Public Employees Retirement System (PERS)**
18 from July 1 through December 31, 2007; Office of Management & Budget.
19 1. Assembly Memorandum No. AM 523-2007.

20
21 Chair Coffey read the resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing and
22 called the Question.

23
24 Ms. Ossiander moved, to approve AR 2007-198,
25 Mr. Sullivan seconded,

26
27 Mr. Starr stated that this resolution was referenced in the memorandum with a different dollar amount. Mayor Begich
28 and Office of Management and Budget Janet Mitson responded that the difference applied to grants and utilities which
29 were not reflected in the general budget. In total, the amount that the Municipality would receive was estimated to be
30 approximately \$15.3 million as a result of Senate Bill 53.

31
32 and this was approved 11-0.

33
34 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
35 NAYES: None.

36
37 **15. SPECIAL ORDERS** None.

38
39 **16. UNFINISHED AGENDA** None.

40
41 **17. AUDIENCE PARTICIPATION** None.

42
43 **18. ASSEMBLY COMMENTS**

44
45 Mr. Starr reported that Chief Fiscal Officer Jeff Sinz had announced that he would be leaving his position with the
46 Administration. He was sorry to see him go and wanted to say for the record that Mr. Sinz was a very talented and
47 dedicated man, who had been appreciated.

48
49 **19. EXECUTIVE SESSIONS** None.

50
51 **20. ADJOURNMENT**

52
53 Chair Coffey called for a motion to adjourn the meeting.

54
55 Mr. Sullivan moved, to adjourn the Regular Assembly Meeting,
56 Mr. Traini seconded,
57 and this motion was passed without objection, 11-0.

58
59 The Regular Assembly Meeting was adjourned at 10:55 p.m.

60
61
62
63
64
65 *See Archived Document for Signatures*

66
67 _____
68 DAN COFFEY, Assembly Chair

69
70 ATTEST:

71
72
73 *See Archived Document for Signatures*

74
75 _____
76 BARBARA GRUENSTEIN, Municipal Clerk
77 Date Minutes Amended, Page 20, Line 28, and Approved: October 23, 2007.
78 MC/BG

79
80 *(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)*