

MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of November 27, 2007,
Continued to November 29, 2007

1. CALL TO ORDER

The Assembly Meeting was convened on November 27, 2007 by Chair Coffey at 5:05 p.m. in Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

2. ROLL CALL A Quorum was achieved with Assemblymembers present.

PRESENT: Allan Tesche, Dick Traini, Dan Sullivan, William Starr, Dan Coffey, Debbie Ossiander, Jennifer Johnston, Chris Birch (*participating telephonically*), Paul Bauer, Sheila Selkregg and Matt Claman.

ABSENT: None.

3. PLEDGE OF ALLEGIANCE Assemblymember Selkregg led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – October 9, 2007.

Mr. Traini moved, to approve the Regular Meeting Minutes of
Mr. Bauer seconded, October 9, 2007,
and this was approved without objection.

5. MAYOR'S REPORT

Mayor Begich responded that the Administration had submitted responses to the proposed S-version amendments and he would be speaking to additional items that had been addressed.

6. ASSEMBLY CHAIR'S REPORT

Chair Coffey reported Agenda items that were proposed to be continued included AO 2007-106 to March 25th, AO 2007-139 to December 11th, AO 2007-125 to January 22nd, AO 2007-159 to the second meeting in May, 2008 and AO 2007-146 to December 11th. Mr. Tesche responded that he opposed delay to 14.B, AO 2007-125, concerning immigration status verification and requested to address the matter that evening.

7. COMMITTEE REPORTS

Mr. Starr thanked fellow Budget and Finance Committee members Mr. Bauer and Ms. Johnston for their hard work and reported the committee had submitted a final report to the Assembly the preceding week. The Administration supported the committee goals. He would take blame for the rough edges when addressing the budget, but would also take credit for heightened awareness of the budget and the review process. The committee would meet on December 4th to discuss the committee resolution and their plan of action for the 1st Quarter Budget Review.

Ms. Ossiander reported the Title 21 Committee Meeting normally scheduled for November 29th would be cancelled for the Thanksgiving holiday and would resume the following Thursday, with review of Chapter 5.

8. ADDENDUM TO AGENDA

Chair Coffey called for a motion and read the Addendum items. He called for additional items and AR 2007-266, AR 2007-265 and an Internal Audit Report were assigned Agenda Numbers 9.D.5, 9.A.2 and 11.I.2, respectively. With no additional addendum item, he called for a vote to incorporate the Addendum items into the Consent Agenda.

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

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

Chair Coffey called for a motion on the Consent Agenda.

Mr. Traini moved, to approve the Consent Agenda,
Ms. Ossiander seconded,

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

9. CONSENT AGENDA

9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS

9.A.1. Resolution No. AR 2007-252, a resolution of the Anchorage Municipal Assembly in appreciation of the support provided by Alaska Regional Hospital for the **Sexual Assault Response Team (SART)**.
Postponed from 11-13-07.

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

9.A.2. Resolution No. AR 2007-265, a resolution of the Municipal Assembly and Mayor Mark Begich honoring and thanking **Rich Owens** for his significant volunteer efforts to support our military members and their families; Mayor Begich and Assembly members Traini, Bauer, Birch, Claman, Coffey, Johnston, Ossiander, Selkregg, Starr, Sullivan and Tesche. ***(Laid on the Table)***

Ms. Ossiander moved, to introduce AR 2007-265,
Mr. Sullivan seconded,
Dr. Selkregg was the concurring third.

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

9.B. RESOLUTIONS FOR ACTION - OTHER

9.B.1. Resolution No. AR 2007-256, a resolution of the Anchorage Municipal Assembly appropriating the sum of \$20,285 from the Bureau of Justice, Office of Justice Programs, U.S. Department of Justice and \$380 as a contribution from the Anchorage Metropolitan Police Service Area Fund (151), Anchorage Police Department 2007 Operating Budget to the Federal Categorical Grants Fund (241) Anchorage Police Department for the **Bullet Proof Vest Partnership Program**.

a. Assembly Memorandum No. AM 717-2007.

9.B.2. Resolution No. AR 2007-257, a resolution of the Municipality of Anchorage appropriating \$75,000 from Alaska Housing Finance Corporation to the State Categorical Grants Fund (231), Department of Health and Human Services to fund the **Pathways to Sobriety III Project**.

a. Assembly Memorandum No. AM 718-2007.

9.B.3. Resolution No. AR 2007-258, a resolution adopting an alternative allocation method for the **FY08 Shared Fisheries Business Tax Program** and certifying that this allocation method fairly represents the relative distribution of significant effects of fisheries business activity in the Cook Inlet Fisheries Management Area; Office of Management & Budget.

a. Assembly Memorandum No. AM 719-2007.

9.B.4. Resolution No. AR 2007-263, a resolution approving acquisition of approximately 23,565 square feet in the northeast corner of **Fragment Lot 11, Tract 1, Mountain View Development Subdivision**, according to Plat Nos. 2006-62 and 2006-64; and authorizing designation of management authority to Municipal Light & Power.

a. Assembly Memorandum No. AM 730-2007.

Ms. Ossiander requested this item be pulled for review on the Regular Agenda. *(See item 10.B.4)*

9.B.5. Resolution No. AR 2007-266, a resolution of the Anchorage Municipal Assembly **adopting processes and procedures** of the continuing review of the various budgets of the Municipality of Anchorage; Assemblymember Coffey. ***(Laid on the Table)***

Mr. Sullivan moved, to introduce AR 2007-266, with Public Hearing set for
Ms. Ossiander seconded, December 18, 2007,
Mr. Tesche was the concurring third.

Mr. Claman requested this item be pulled for review on the Regular Agenda. *(See item 10.B.5)*

9.C. BID AWARDS There were no items.

9.D. NEW BUSINESS

9.D.1. Assembly Memorandum No. AM 712-2007, **2008/2009 Liquor License Renewals**: Aklaq #3188 (*NO PREMISE*), Applebeee's Neighborhood Grill #3948 – Beverage Dispensary; Anchorage Glacier Pilots #1314 – Recreational; Post #1 #51, V.F.W. Post #1685 #1841 – Club, Specialty Imports #3549 – Wholesale-General (Midtown, Spenard Community Councils); Clerk's Office.

9.D.2. Assembly Memorandum No. AM 713-2007, **Anchorage BBQ #4745** – Transfer of Ownership, Relocation and Establishment Name for a Beverage Dispensary Liquor License (*NO PREMISE*); Clerk's Office.

9.D.3. Assembly Memorandum No. AM 714-2007, **Applebee's Neighborhood Grill #4746** – Transfer of Location and Name of a Beverage Dispensary Liquor License and Restaurant Designation Permit (Midtown Community Council); Clerk's Office.

- 1 9.D.4. Assembly Memorandum No. AM 715-2007, Kodiak Bar & Grill #4568 – Transfer of Ownership of a
2 Beverage Dispensary Liquor License (Downtown Community Council); Clerk's Office.
3 9.D.5. Assembly Memorandum No. AM 716-2007, Three Amigos Mexican Restaurant #4350 – Transfer of
4 Ownership and Location of a Beverage Dispensary Liquor License (*NO PREMISE*), Clerk's Office.
5 9.D.6. Assembly Memorandum No. AM 724-2007, Amendment No. 2 to Purchase Order No. 251312, grant
6 agreement with **Anchorage Community Mental Health Services, Inc.** (ACMHS) for the Municipality of
7 Anchorage; Department of Health & Human Services.
8 9.D.7. Assembly Memorandum No. AM 728-2007, recommendation of award to **Alaska Communications**
9 **System, Inc.** for providing voice and data communications services for the Municipality of Anchorage,
10 Information Technology Department (RFP 27-P025) (\$1,105,711); Purchasing.
11 9.D.8. Assembly Memorandum No. AM 725-2007, recommendation of award to **PowerPlan Consultants** to
12 install and implement a Work Asset Management Program for the Municipality of Anchorage,
13 Municipal Light and Power (ML&P) (RFP 26-P040DC) (\$987,849); Purchasing.
14 9.D.9. Assembly Memorandum No. AM 729-2007, sole source procurement authorization with **Power**
15 **Engineers Inc.** in support power generation plant operations for the Municipality of Anchorage,
16 Municipal Light & Power (ML&P) (\$100,000); Purchasing.
17 9.D.10. Assembly Memorandum No. AM 726-2007, Change Order No. 1 to Purchase Order No. 25HLB033 for
18 providing leased office space from **Anchorage Municipal League/Joint Insurance Association** for
19 the Municipality of Anchorage, Real Estate Services (\$77,452.80); Purchasing.
20

21 The Administration requested this item be pulled for review on the Regular Agenda. (*See item 10.D.10*)
22

- 23 9.D.11. Assembly Memorandum No. AM 727-2007, recommendation to award various carriers for providing
24 various **insurance coverage** to the Municipality of Anchorage; Risk Management Division (\$669,442).
25

26 Ms. Ossiander thanked the Risk Management Division for their efforts that led to significant cost savings with the
27 award for contracting various insurance coverages. Municipal Manager Denis LeBlanc recognized Risk Manager
28 Glenn Smith for an outstanding job.
29

- 30 9.D.12. Assembly Memorandum No. AM 731-2007, recommendation of award to Alaska USA Insurance
31 Brokers for insurance coverage requirements for the **Teeland/Douglas Transmission Line Project**
32 for the Municipality of Anchorage, Municipal Light and Power (\$397,214.50); Purchasing.
33 **(Addendum)**
34

35 **9.E. INFORMATION AND REPORTS**

- 36 9.E.1. Information Memorandum No. AIM 101-2007, 2007 Third Quarter Summary Report of AWWU
37 **Awards.**
38 9.E.2. Information Memorandum No. AIM 102-2007, Notice of a Waiver of the formal bidding procedures for
39 purchase of a **115 kV Gas-Insulated-Switchgear (GIS)** for the New Substation No. 14, (ML&P);
40 Municipal Light & Power.
41 9.E.3. Information Memorandum No. AIM 103-2007, contracts awarded between \$50,000 and \$500,000
42 **through formal competitive processes** for the month of October 2007; Purchasing.
43 9.E.4. Information Memorandum No. AIM 104-2007, Sole Source Procurement Report for the month of
44 October 2007; Purchasing.
45 9.E.5. Information Memorandum No. AIM 105-2007, Port of Anchorage Expansion Project. **(Addendum)**
46

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

- 48 9.F.1. Resolution No. AR 2007-259, a resolution of the Municipality of Anchorage, Alaska, accepting and
49 appropriating two State of Alaska Clean Water Fund loan offers in the aggregate amount of
50 \$6,701,000 for financing a portion of the costs of the **Asplund Wastewater Treatment Facility**
51 **Process Improvement** (\$4,000,000) and Asplund Building Improvements (\$2,701,000) Projects;
52 Anchorage Water & Wastewater Utility. (*Public Hearing 12-11-07*)
53 a. Assembly Memorandum No. AM 720-2007.
54 9.F.2. Resolution No. AR 2007-260, a resolution of the Municipality of Anchorage, Alaska, accepting and
55 appropriating one State of Alaska Drinking Water Fund loan offer in the amount of \$846,000 for
56 financing a portion of the costs of the **Miscellaneous Water Projects (2006)**; Anchorage Water &
57 Wastewater Utility. (*Public Hearing 12-11-07*)
58 a. Assembly Memorandum No. AM 721-2007.
59 9.F.3. Resolution No. AR 2007-261, a resolution confirming and levying assessments for the water special
60 improvements within **New Girdwood Lindblad Water Improvement District WID 1730**, setting date
61 of payment and providing for penalties and interest in the event of delinquency; Anchorage Water &
62 Wastewater Utility. (*Public Hearing 12-18-07*)
63 a. Assembly Memorandum No. AM 722-2007.
64 9.F.4. Resolution No. AR 2007-262, a resolution dissolving **Highland Water Special Assessment District**
65 **1077** and repealing Anchorage Ordinance AO 2003-147; Anchorage Water & Wastewater Utility.
66 (*Public Hearing 12-18-07*)
67 a. Assembly Memorandum No. AM 723-2007.
68 9.F.5. Resolution No. AR 2007-264, a resolution of the Municipality of Anchorage appropriating \$825,580
69 from the Federal Highway Administration (FHWA), via the State of Alaska Department of
70 Transportation and Public Facilities (ADOT&PF), to the State Categorical Grants – Pass Through
71 Fund (231) for the Traffic Department, Transportation Planning Division, **Anchorage Metropolitan**
72 **Area Transportation Solutions (AMATS).** (*Public Hearing 12-11-07*) **(Addendum)**
73 a. Assembly Memorandum No. AM 732-2007.
74 9.F.6. Ordinance No. AO 2007-161, an ordinance repealing AO 2007-60, re-enacting Anchorage Municipal
75 Code Sections 9.48.080, 9.28.026, and 9.28.027 and adding a new Section 9.28.035 for **abatement**

Ms. Ossiander moved, to take up AR 2007-263 with item 14.D, AO 2007-155,
Mr. Sullivan seconded.

and this was approved without objection.

10.B.5. Resolution No. AR 2007-266, a resolution of the Anchorage Municipal Assembly **adopting processes and procedures** of the continuing review of the various budgets of the Municipality of Anchorage; Assemblymember Coffey. (*Laid on the Table*)

Mr. Claman stated that he had originally pulled this item, but would address the matter following Public Hearing, scheduled for December 18th.

(Clerk's Note: See Agenda item 9.B.5 for details of postponing AR 2007-266 to December 18th.)

Mr. Tesche requested the Administration respond in the form of a memorandum when the resolution was taken up on December 18th. Mayor Begich and Deputy Municipal Manager Michael Abbott concurred. Mr. Tesche recommended that Assembly Counsel review AMC Title 6, which set forth procedures for preparation of annual budgets. Assembly Counsel Julia Tucker concurred.

10.C. BID AWARDS There were no items.

10.D. NEW BUSINESS

10.D.10. Assembly Memorandum No. AM 726-2007, Change Order No. 1 to Purchase Order No. 25HLB033 for providing leased office space from [**Anchorage**] "**Alaska**" **Municipal League/Joint Insurance Association** for the Municipality of Anchorage, Real Estate Services (\$77,452.80); Purchasing.

Ms. Ossiander moved, to approve AM 726-2007,
Ms. Johnston seconded,

Mr. Traini declared a possible conflict of interest because he was on the Alaska Municipal League Board of Directors. To Chair Coffey, Mr. Traini responded that he had no personal conflict and received no financial benefit from his association with AML. To Chair Coffey, Deputy Municipal Manager Michael Abbott responded that the agreement was an ongoing renewal. Chair Coffey stated that Mr. Traini did not deal with this aspect of AML and he ruled that Mr. Traini did not have a conflict of interest and ordered that he participate in the matter. There were no objections.

Ms. Johnston declared a possible conflict of interest because she was also on the AML Board of Directors. To Chair Coffey, Ms. Johnston responded that she had no personal and received no financial benefit from her association with AML. Chair Coffey ruled that Ms. Johnson had no conflict of interest and ordered that she participate in the matter. There were no objections.

Deputy Municipal Manager Michael Abbott requested administrative corrections be made to the document.

Ms. Ossiander moved, to amend AM 726-2007 on Page 1, Lines 3 and 6 by
Mr. Claman seconded, changing [**Anchorage**] to "**Alaska**,"
and this was approved without objection.

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

10.E. INFORMATION AND REPORTS No items were pulled for review.

10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION No items were pulled for review.

11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

11.A. Ordinance No. AO 2007-133, an ordinance of the Municipality of Anchorage adopting the **Biennial General Government Operating Budget** for Fiscal Years 2008 and 2009, and appropriating funds for Fiscal Year 2008; Office of Management & Budget.

1. Assembly Memorandum No. AM 589-2007.
2. Ordinance No. AO 2007-133(S), an ordinance of the Municipality of Anchorage adopting the Biennial General Government Operating Budget for Fiscal Years 2008 and 2009, and appropriating funds for Fiscal Year 2008; Office of Management & Budget.

Chair Coffey called for a motion on the Operating Budget.

Mr. Traini moved, to approve AO 2007-133(S),
Ms. Ossiander seconded,

Mayor Begich announced that there were new S-versions of many of the budget documents, which were available to the public. Proposed amendments and Administrative responses were also listed.

(Clerk's Note: Amendments were proposed to the 2008-2009 General Government Biennial Operating Budget, including amendments printed on white paper, entitled **SUBJECT: Budget Deliberation**, each referred to in the following motions as **Operating Budget Amendment**. The list printed on purple paper, entitled **Budget (Decreases)/Increases Proposed by Various Assembly Members** are each referred to as **Budget Amendment** for purpose of motion language. There were several additional amendments Laid on the Table, which are referenced in motions as they were presented on record. No administrative corrections were made to the amendments.)

Ms. Ossiander moved, to amend AO 2007-133(S) by adding Ossiander **Operating**

Mr. Sullivan seconded,

Budget Amendment #2: [~~“Office of Equal Opportunity: Reduce budget by [\$53,860] “\$47,260”~~], “Mayor’s Office: Reduce budget by \$47,260;”

Mayor Begich stated that in the S-version the OEO position had been moved back to the Mayor’s Office. Ms. Ossiander responded that the motion now needed to reflect a reduction in the amount of \$47,260 from the Mayor’s Budget, which had already included the funding amount for that position. She made the appropriate changes to her amendment, with the concurrence of Mr. Sullivan, the second.

and this, as amended, was approved without objection.

Ms. Ossiander moved,
Mr. Sullivan seconded,

to amend AO 2007-133(S) *by adding* Ossiander **Operating Budget Amendment #3: “Employee Relations: Eliminate new senior pension/retirement analyst; leaving one other new employee;”**

Mayor Begich stated that it was important to have professionals help manage the \$300,000,000 on behalf of municipal employees for the 401K and the 457 Plan.

To Mr. Tesche, OMB Director Janet Mitson responded the overall savings if this position was eliminated would be \$35,231 of property tax dollars. Mr. Tesche stated that he was uncomfortable with any risks to the investment. Mayor Begich responded an audit indicated more management was needed. Municipal Manager Denis LeBlanc responded the funds continually changed and needed to be managed daily. The two funds were currently managed by volunteer committee members who had urged the city to hire a professional in the best interest of the employees.

To Mr. Sullivan, Mayor Begich responded a professional was needed full-time. All other investment funds had professional managers and contracted services. Mr. Sullivan recommended contracted services for the needed management services. Mayor Begich responded that past auditors had indicated that a trust fund with thousands of clients involving different types of funds required different management service.

Ms. Ossiander stated that she had been told there was no audit on this matter and she would not support the position at this time. If she could be shown the rationale she would reconsider the matter during 1st Quarter Budget Revisions.

and this was approved, 7-4.

AYES: Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*) and Bauer.
NAYES: Tesche, Traini, Selkregg and Claman.

Ms. Ossiander moved,
Mr. Sullivan seconded,

to amend AO 2007-133(S) *by adding* Ossiander **Operating Budget Amendment #5: “Anch Parks & Rec: Delete new horticulture park caretaker positions;”**

Ms. Ossiander stated that the new positions would cost \$347,257 which was an increase to the voter-authorized bond for these positions. Mayor Begich responded that in order to build projects or renovate what the city already had, more maintenance positions were needed.

To Mr. Claman, Ms. Ossiander responded that bond funding had been specifically for projects and the positions were (*being funded*) from the operating budget. She supported reviewing the possibility of a volunteer workforce.

To Dr. Selkregg, Ms. Ossiander responded there were projects that did not need a large number of new positions. Parks and Recreation Director Jeff Dillon responded the positions that had been identified on the 2007 bond involved Cuddy Park and Delaney Park. As improvements were needed, the city used contractors and user groups when possible. When Parks Maintenance joined Street Maintenance several years ago, fifty critically-needed positions were cut. Mayor Begich concurred.

To Mr. Claman, Mayor Begich responded that while the concern was recognized, the Administration did not support eliminating the specific positions and urged that alternatives be reviewed.

Mr. Starr stated the amendment addressed some of the concerns from the Budget and Finance Committee. There were ten park caretakers, gardeners and maintenance positions that were included in the budget, but were unused. He supported the amendment addressing specific positions.

Mr. Sullivan supported the amendment, eliminating the positions. There would still be significant gains in the Parks Department with what was proposed in the budget.

Dr. Selkregg stated these positions were part-time positions. Mayor Begich responded the Assembly had identified positions that were funded but not filled that were for seasonal workers.

and the motion was passed, 7-4.

AYES: Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*) and Bauer.
NAYES: Tesche, Traini, Selkregg and Claman.

Ms. Ossiander moved,
Mr. Starr seconded,

to amend AO 2007-133(S) *by adding* Ossiander **Operating Budget Amendment #6: “Anch Parks & Rec: Reduce Park Maintenance increase of 7 positions to 3;”**

To Dr. Selkregg, Mayor Begich responded the parks bond had indicated a dollar amount for maintenance of parks and facilities, and did not mention a specific number of employees. Ms. Ossiander responded that she had addressed the budget concerns for a long time and each member would have to vote for what they thought was fair.

Mr. Claman stated that the cuts would only save homeowners (*property taxpayers*) pennies.

Ms. Johnston stated that the Parks and Recreation Department was near and dear to her heart, but she supported the amendment. The budget process was not just for two months and all matters could be readdressed during the 1st Quarter Budget Review. If the department could justify the additional employees, the Assembly could reconsider the matter.

Chair Coffey stated that bond propositions included spending details, but those details were not obligatory. He liked to review the needs on both sides and decide how best to use the existing resources to get the job done without increasing what was asked from taxpayers, even if it was one penny or one dollar. Seventeen part-time and full-time positions was a lot of money. Mayor Begich had requested over \$2 million of new money, of which \$1,154,563 was increased wages and benefits to existing employees, which left about \$1 million. Ms. Ossiander was addressing \$200,000. He urged that the Parks Department do a little better job without reaching (*further*) into (*taxpayers*) pockets.

Dr. Selkregg stated that it needed to be determined what the Administration would propose for the 1st Quarter Budget Review in order to trust the recommendation. She would support the amendment as long as criteria of eliminating the positions were understood.

Mr. Claman stated that community parks had been neglected. He supported the Administration's effort for park maintenance. If a few pennies were not invested now, it would cost a lot more to fix the big deferred maintenance problems in the future.

Mr. Tesche stated that as the city developed there were increased funding sources from the private sector and big foundations that contributed to park maintenance. A spokesman from the Rasmuson Foundation had stated that the foundation had maintenance criteria which needed to be followed in deciding whether to offer support. Criteria included sustainability and the level of commitment demonstrated by the Assembly to maintain public assets. If funding for parks maintenance was cut, especially after the voters had been told that tax dollars would fund new projects, the Assembly was not only being bad stewards, it was also fraudulent. He opposed the amendment.

Mr. Traini stated that he had witnessed deferred maintenance in New Orleans that had caused cancellation of federal support for repairs.

Mayor Begich stated that the Administration had successfully privatized maintenance of public parks and facilities, using conservative approaches to save money. The city requested assistance for needs, based on established criteria, continually finding better ways to create a better parks system. Current supporters would not be contributing if the parks system was not a success. The Assembly had approved the bond proposition supporting park maintenance being on the ballot.

To Mr. Sullivan, Mayor Begich responded there were positions for seasonal workers, which showed up as unfilled but funded positions. Ms. Mitson responded that the city had had maintained funded but vacant positions, which was the vacancy factor. Mayor Begich responded seasonal workers were needed to do the job.

Mr. Claman stated that addressing the vacancy factor was a bad way to go and should not be discussed while discussing the budget. Mayor Begich responded there was a difference between vacancies and a vacancy factor. Sick or absent employees were also calculated in the vacancy factor. Using part-time people met the level of service needed and helped cut costs.

and this motion was passed, 6-5.

AYES: Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*) and Bauer.

NAYES: Tesche, Traini, Sullivan, Selkregg and Claman.

Ms. Ossiander moved,
Mr. Starr seconded,

to amend AO 2007-133(S) *by adding* Ossiander **Operating Budget Amendment #7: "Heritage Land Bank: Delete one of two new positions,"**

Ms. Ossiander supported slowing down the city's doing land deals.

Mr. Traini opposed the amendment. The spread sheet indicated the positions were supported by land sale revenue. Areas like Girdwood needed land in private ownership to continue development.

To Mr. Tesche, Mayor Begich responded there would be no tax savings with deleting the position, which was funded through lease payments, interest earned or property sales. Mr. Tesche stated that the positions would better be addressed when reviewing the HLB work program. He would not support the amendment.

Mr. Claman stated that the position was not tax-funded and eliminating the position would slow the land process in Girdwood. The Assembly could address this matter when reviewing the HLB, later in the year.

and this motion was passed, 8-3.

AYES: Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Selkregg and Bauer.

1 NAYES: Tesche, Traini and Claman.

2
3 Ms. Ossiander moved, to amend AO 2007-133(S) *by adding* Ossiander **Operating**
4 Ms. Johnston seconded, **Budget Amendment #8: “Anch Parks & Rec: Delete**
5 **[\$150,000] “\$75,000” for youth employment in parks;”**
6

7 Ms. Ossiander stated that she strongly supported the youth employment in parks effort, which was supported by St.
8 Anthony’s and Central Lutheran Churches. This program had other funding sources and she urged consideration of
9 slower growth of the program.

10
11 Dr. Selkregg opposed the amendment. Youth Employment in Parks supported 60 youth under 15 years of age in after
12 school care and programs. Mayor Begich responded that the reduction would not allow a matching grant from the
13 Rasmuson Foundation. Dr. Selkregg stated that the original \$150,000 would support the program and also complete
14 other goals. If the program was not funded at the full level and the program was reduced, the city would need to pay
15 for park maintenance. Mayor Begich concurred. Dr. Selkregg urged support of the original \$150,000 because it was
16 an essential component, allowed a two-to-one match for funds and already had churches and a community that
17 supported it.

18
19 To Ms. Johnston, Mayor Begich responded the total program budget was \$300,000, with \$150,000 city dollars, two-to-
20 one Rasmuson matching funds and additional private sector donations. Parks Director Jeff Dillon responded that
21 private sector donations involved volunteerism from 67 community partnerships and not dollars.

22
23 Mr. Claman explained that calculated mill levies and tax savings to a \$200,000 home, would be \$12.

24
25 Mr. Bauer stated the Administration had calculated the needs, which included \$450,000 for the youth programs. Not
26 enough information had been shared and there appeared to be no plan. He supported Ms. Ossiander amendment, to
27 take a slower approach.

28
29 Ms. Ossiander stated there were different ways to approach a large budget. If Youth Employment in Parks was
30 diminished, the appropriations to the churches would continue because they were already line items in the budget, but
31 the scope of the programs would not be as large or serve as many children. Mayor Begich concurred. Ms. Ossiander
32 supported the program being targeted as a juvenile justice issue. A detailed plan and more uniform understanding
33 were needed. She urged strong coordination with the school district and moving ahead cautiously until a better
34 understanding was reached.

35
36 Dr. Selkregg concurred with Ms. Ossiander. Mayor Begich responded the program with St. Anthony’s would continue
37 with a more narrow focus and fewer children in the summer program. Dr. Selkregg stated the appropriations were not
38 all intended for St. Anthony’s and she supported activities that engaged youth in active participation in the community.

39
40 Mr. Claman stated that it was important to support public-private partnerships, which would work well with helping to
41 resolve the pool issue. This was the kind of program that had broad-base support. He opposed the cut in
42 appropriations and urged a NO-vote on the amendment.

43
44 Mr. Sullivan stated that \$100,000 was needed for the program to qualify for receiving matching money and he
45 proposed to reduce the deduction to \$50,000. Ms. Ossiander accepted this as a friendly amendment.

46
47 Mr. Sullivan moved, to amend the Ossiander amendment, *by changing* to read:
48 Mayor Begich seconded, “Anch Parks & Rec: Delete [\$150,000] [~~(75,000)~~] “(50,000)”
49 and was accepted as a friendly amendment, for youth employment in parks;”
50

51 Dr. Selkregg stated that she supported the amendment, if the Administration would agree that St. Anthony’s would get
52 priority. Mayor Begich responded that the city was committed to working with St. Anthony’s and supported Mr.
53 Sullivan’s motion. An appropriation of \$100,000 showed the city’s commitment to the Rasmuson Foundation.

54
55 Mr. Bauer supported the work of the Rasmuson Foundation and agreed with Ms. Ossiander’s approach.

56
57 To Mr. Tesche, Mayor Begich responded the friendly amendment would deduct \$50,000 from the proposed \$150,000,
58 leaving \$100,000 in the program.

59
60 Mr. Traini called the Question and there were no objections.

61
62 and the main motion, as amended, was passed, 11-0.

63
64 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer,
65 Selkregg and Claman.

66 NAYES: None.

67
68 Mr. Starr moved, to amend AO 2007-133(S) *by adding* Coffey **Operating**
69 Ms. Ossiander seconded, **Budget Amendment #1: “Assembly: Reduce Assembly**
70 **proposed budget by \$125,000.00;”**
71

72 Mr. Starr stated that this reduction reflected several policy statements from the Budget and Finance Committee, which
73 had addressed the Assembly Office’s executive salaries and an unfilled position.

74

Chair Coffey stated that about \$125,000 had been carried over this year in the Assembly Budget, which was spent on new IT upgrades, contract work and other one-time projects. The proposed reduction had been proposed and would be determined by the Assembly and the Municipal Clerk, not by Mayor Begich, as indicated in the handout.

Dr. Selkregg requested that when reviewing the Assembly (*budget*) plan, consideration be given to include new Assembly orientation. Chair Coffey concurred.

Mr. Tesche stated there was much discussion of executive salary increases. Chair Coffey responded that it was not his intention to have any executive salary reductions in the Assembly Office.

and this was passed without objection, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

Mr. Starr moved,

Ms. Johnston seconded,

to amend AO 2007-133(S) *by adding Coffey Operating Budget Amendment #2: "Reduce Development Services: Reduce by \$300,000;"*

Mr. Starr stated there were several criteria that supported the reduction of \$300,000 and he supported the amendment.

Chair Coffey stated that he had proposed a reduction of services that would not be needed and stated that Mayor Begich would determine the reduction. Chair Coffey stated that in the past the Administration had given executive salary raises which had not been approved by the Assembly. His proposed reduction would be up to Mayor Begich.

Mr. Claman stated Mayor Begich had already proposed a reduction, but questioned what would happen if there was no reduction in building development in the city. Chair Coffey stated this was a partnership between the Assembly and the Administration and he was giving the options to Mayor Begich instead of (*proposing*) a specific cut. Mr. Claman stated that Mr. Coffey had had three months to come up with specific reductions. Chair Coffey responded that his amendments were not cutting the budget, but were reducing the increase.

Dr. Selkregg stated that cutting the budget and reducing the increase was the same thing. She appreciated Ms. Ossiander's approach and supported partnering with the Administration. Executive salary increases had been targeted to a few specific people, for a whole lot of money. She was disturbed when she discovered that the Municipal Clerk, who she respected, had received a 25% pay increase. All concerns needed to be shared equally through all departments and could be readdressed during the 1st Quarter Budget Review. Mayor Begich concurred.

Mr. Tesche recommended a NO-vote. Building Safety had indicated that cuts would have a detrimental affect on the department and it was irresponsible for the Assembly to consider. Chair Coffey responded there was no taxpayer money involved and he supported the concept of cost maker and the cost payer. Systems needed to be examined to determine the cost reduction and to accomplish the results.

Ms. Ossiander stated that she could not support the total \$300,000, but would consider a lesser reduction. The Assembly was increasing Code Enforcement and conducting a more aggressive outreach. She would not support any kind of reduction for contracting out a plan review.

Ms. Ossiander moved,

Dr. Selkregg seconded,

and this was accepted

as a friendly amendment,

to amend the Starr Amendment by changing to read:

to amend AO 2007-133(S) *by adding Coffey Operating*

Budget Amendment #2: "Reduce Development Services:

Reduce by [~~\$300,000~~] "**\$100,000**" "**from the 101 fund;**"

To Chair Coffey, Deputy Municipal Manager Michael Abbott responded that if the Assembly intent was to cut services that the Administration had proposed to increase, cuts needed to be made to the areawide 101 fund, which would have no effect on the Building Safety Program, which was from the 181 fund.

Ms. Ossiander requested the reduction be specific to the 101 fund. Dr. Selkregg concurred.

To Mr. Claman, Mayor Begich responded the Administration did not support the amendment because it would slow down development in the community.

and the motion, as amended, was passed, 8-3.

AYES: Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer and Selkregg.

NAYES: Tesche, Traini and Claman.

Mr. Starr moved,

Ms. Johnston seconded,

and this motion was later withdrawn.

to amend AO 2007-133(S) *by adding Coffey Operating*

Budget Amendment #3: "Econ & Community Develop: by

Reduce \$500,000.00;"

Mr. Starr stated this addressed unfilled positions and reset the vacancy factor amount and the executive salaries, as recommended by the Budget and Finance Committee.

Ms. Ossiander stated that she would not support the reduction.

Mr. Claman stated that Mayor Begich had identified the programs that would be cut with this proposal. He urged that different services be reviewed for cuts.

Mr. Bauer stated that three programs suggested by Mayor Begich were addressed with his proposed amendments. He had addressed guidelines for grants, donations and reductions of contributions to non-profit organizations. Some of the issues could be bifurcated and addressed by the Assembly.

Chair Coffey stated that he understood the alternatives listed in the Administration responses, printed on the purple sheets. The responses were of a nature to increase pressure on the Assembly and there were alternatives.

Dr. Selkregg stated the issue of taking responsibility for the cuts was on the table. She had requested itemized impacts weeks ago. The cuts identified were the types of projects that communities lose during budget battles. She proposed to work together to protect the kinds of programs that made the city a better place to live. She would not support the cuts and urged alternative propositions.

Chair Coffey stated that it was not his intention to cast aspersions or blame, but he had not received much information or response from Mayor Begich on his proposed amendments, presented well before Thanksgiving. He had just received the information, which could be interpreted as setting up the Assembly to take the blame, by selecting *(to cut)* the things that hurt the most, including new positions in the *(OECD)* department. He had proposed honest and fair amendments that were appropriate and viewed the Mayor's tactics as a bludgeon and inappropriate.

Dr. Selkregg stated that there was a "blame-game" going on and thought that Mayor Begich had had an opportunity to propose things.

Chair Coffey set 10:00 p.m. as a time-certain to stop addressing the budget. There were no objections.

Mayor Begich stated that it was important to offer clarity and then move on, to finish business. He had had a pre-arranged schedule that week and had not allowed his Administration to work on Thanksgiving. On Monday he still assumed there would be a worksession and he had not seen the amendments, to which the Assembly was expecting responses by Tuesday. He and the Administration had been straightforward, honest and transparent with their intentions and were working with the Assembly to make their proposals work. OECD and the Parks and Recreation Department were the two departments with elements most connected to the community and affecting people. He requested consideration of putting this issue on hold and completing the rest of the Agenda.

Chair Coffey stated that he welcomed discussion and ideas from Mayor Begich.

Mr. Claman stated that the amendments proposed to Mayor Begich had lower numbers than what was included in the amendment sheets presented that evening. The Assembly had the ability to offer a lesser reduction than what was proposed to the OECD and the Parks and Recreation Department.

Chair Coffey stated that AO 2007-133(S) would be taken up at the end of the meeting. He called for a motion to take up other items on the Agenda, beginning with 14.B.

Mr. Bauer moved, to Change the Order of the Day to take up 14.B.,
Mr. Starr seconded,
and this was approved without objection.

(Clerk's Note: There was no time left in the Regular Assembly Meeting of November 27th to return to this AO 2007-133(S) and it was Carried Over to the Continued Meeting of November 29, 2007. All Budget items were completed on November 29th. See Meeting Minutes of November 27th, Continued to November 29th, attached.)

11.B. Resolution No. AR 2007-219, a resolution of the Municipality of Anchorage approving the **2008-2013 General Government Capital Improvement Program**; Office of Management & Budget.

1. Assembly Memorandum No. AM 592-2007.
2. Resolution No. AR 2007-219(S), a resolution of the Municipality of Anchorage approving the 2008-2013 General Government Capital Improvement Program; Office of Management & Budget.
3. Assembly Memorandum No. AM 592-2007(A). *(Combined Public Hearings were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)*

(Clerk's Note: There was no time left in the November 27th Meeting to complete AR 2007-219, which was Postponed to the Continued Meeting of November 29th.)

11.C. Ordinance No. AO 2007-134, an ordinance adopting the **2008 General Government Capital Improvement Budget**; Office of Management & Budget.

1. Assembly Memorandum No. AM 590-2007.
 2. Ordinance No. AO 2007-134(S), an ordinance adopting the 2008 General Government Capital Improvement Budget; Office of Management & Budget.
- (Combined Public Hearings were held 10-23-07: Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)*

(Clerk's Note: There was no time left in the November 27th Meeting to complete AO 2007-134(S), which was Postponed to the Continued Meeting of November 29th.)

11.D. Resolution No. AR 2007-220, a resolution approving the **2008-2014 Municipal Utilities Capital Improvement Program**, Office of Management & Budget.

1. Assembly Memorandum No. AM 593-2007.

(Combined Public Hearings were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)

(Clerk's Note: There was no time left in the November 27th Meeting to complete AR 2007-220, which was Postponed to the Continued Meeting of November 29th.)

11.E. Ordinance No. AO 2007-135, an ordinance adopting the **Biennial Municipal Utilities/Enterprise Activities Operating Budget** for Fiscal Years 2008 and 2009, adopting the Municipal Utilities/Enterprise Activities Capital Budget for Fiscal Year 2008, and appropriating funds for the 2008 Municipal Utilities/Enterprise Activities Operating and Capital Budgets for the Municipality of Anchorage; Office of Management & Budget.

1. Assembly Memorandum No. AM 591-2007.

2. Ordinance No. AO 2007-135(S), an ordinance adopting the Biennial Municipal Utilities/Enterprise Activities Operating Budget for Fiscal Years 2008 and 2009, adopting the Municipal Utilities/Enterprise Activities Capital Budget for Fiscal Year 2008, and appropriating funds for the 2008 Municipal Utilities/Enterprise Activities Operating and Capital Budgets for the Municipality of Anchorage; Office of Management & Budget.

3. Assembly Memorandum No. AM 591-2007(A).

(Combined Public Hearings were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)

(Clerk's Note: There was no time left in the November 27th Meeting to complete AO 2007-135, which was Postponed to the Continued Meeting of November 29th.)

11.F. Ordinance No. AO 2007-136, an ordinance adopting and appropriating funds for the **2008 Operating Budget for the Cooperative Services Authority (CSA)**; Office of Management & Budget.

1. Assembly Memorandum No. AM 594-2007.

2. Ordinance No. AO 2007-136(S), an ordinance adopting and appropriating funds for the 2008 Operating Budget for the Cooperative Services Authority (CSA); Office of Management & Budget.

3. Assembly Memorandum No. AM 594-2007(A).

(Combined Public Hearings were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)

(Clerk's Note: There was no time left in the November 27th Meeting to complete AO 2007-136, which was Postponed to the Continued Meeting of November 29th.)

11.G. Ordinance No. AO 2007-137, an ordinance adopting and appropriating funds for the **2008 Operating and Capital Budgets for the Anchorage Community Development Authority (CDA)**; Office of Management & Budget.

1. Assembly Memorandum No. AM 595-2007.

(Combined Public Hearings were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting 11-27.)

(Clerk's Note: There was no time left in the November 27th Meeting to complete AO 2007-137, which was Postponed to the Continued Meeting of November 29th.)

11.H. Assembly Memorandum No. AM 705-2007, Amendment No. 3 to professional services contract with MAKERS Architects, **E Street Corridor Improvements**, Project No. 04-17 (\$617,500); Project Management & Engineering. *(Postponed from 11-13-07)*

Mr. Bauer stated that he had previously moved to approve and hold a worksession on the matter to discuss the increased project costs. He supported this portion of the development for architectural and design components of the project. Chair Coffey concurred and stated there had been a motion to approve on the floor from November 13, 2007.

Mr. Bauer had moved, to approve AM 705-2007,
Ms. Ossiander had seconded,

Mr. Tesche stated there had been a number of worksession on the matter, the contract had been reviewed and everything had been adequately addressed. This project was important to Downtown and he urged support.

Dr. Selkegg stated that she would support the proposed development because the improvements would ensure the success of the new Dena'ina Convention Center and the improvements would help accommodate the large crowds and show the visitors that Anchorage was a world-class city.

Chair Coffey stated that this had been a long standing plan. The development involved a huge amount of money, but he understood construction costs were higher these days and he would support the project.

Mayor Begich thanked the staff and subcontractors for their work and the presentation at the worksession.

and this motion was approved, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

11.I. Resolution No. AR 2007-217, a resolution ratifying a five year and four month collective bargaining agreement between the Municipality of Anchorage and the **International Brotherhood of Teamsters, Local 959**; Employee Relations Department.

1. Assembly Memorandum No. AM 587-2007.

2. Internal Audit Memo (***Laid on the Table***)

(*Public Hearing was Closed 11-6-07; Action was Postponed from 11-6-07*)

Chair Coffey read the resolution title and stated there was no motion pending.

Ms. Ossiander moved, to approve AR 2007-217,
Mr. Traini seconded,

Ms. Ossiander stated this agreement had been negotiated by the Administration and the bargaining process needed to be respected.

Mr. Birch stated that this contract fell outside the guidelines of the scope and intent, established earlier by the Assembly. He would not support the five-year contract and he stated that it needed to be sent back to the bargaining table. He would be a NO-vote.

Mr. Sullivan concurred with Mr. Birch. He stated that the Assembly had outlined parameters for contracts in previous years. Lower amounts needed to be negotiated in the future. He supported Mr. Birch's proposal of taking another look at the contract.

Dr. Selkregg stated that the contract had been negotiated within the context of the parameters set by the Assembly. She stated this raised the issue of the Assembly's ability to set parameters, when the Assembly was not included at the negotiation table. The negotiations had been for the city and the union to give and take. With the rate of inflation, the agreement was pretty balanced and she supported a sense of stability over the next five years.

Mr. Traini stated negotiating this contract had involved a lot of giving and taking and he would support it. The role of the Assembly was to approve or disapprove it and he did not want the Assembly to start micromanaging contracts.

Mayor Begich stated that the Administration had responded to Mr. Birch's concerns. The negotiations were fair and the contract would provide long-term stability that would help retain employees and help recruitment. The contract was at the correct level, based on current market conditions.

Mr. Claman supported the contract. AR 2007-84 had addressed factors in the negotiation process. This contract was negotiated carefully, with much effort on both sides.

To Mr. Tesche, Mayor Begich responded the contract was fair to the taxpayers. Teamsters 959 Bargaining Representative Tim Morgan responded that this was a fair contract that involved give and take from both sides and he urged support.

Mr. Birch stated that the agreement included leave provisions that were in excess of 8.125 weeks a year for 20-year employees, included binding arbitration which was typically a management right and it precluded contracting-out alternatives for the five-year period, which was short sighted. It precluded cost competitive operations at a time when the city had very high labor costs. The contract was poorly negotiated and other options needed to be reviewed.

Chair Coffey stated that the Assembly was addressing an operating budget with increased costs of \$11 million for employees, which included the city's additional obligation to pay into the Public Employees' Retirement System. A day of reckoning was coming when the city would have to balance the concerns. One of his concerns was addressed in the Municipal Auditor Peter Raiskums' Report of November 5th which addressed costs increasing from \$3.8 to \$5.2 million dollars over the five-year term of the contract. He stated that the city was paying \$.60 per every dollar paid to employees, which was contrary to employees in the private sector. The Assembly had successfully negotiated to contract services for the museum. He was hard pressed to support the contract.

Dr. Selkregg stated that the contract had included some adjustments, including workers paying more for healthcare. If the contract was not approved that evening, negotiations would go back to the table and there would not be a better agreement. She stated that increased property taxes were breaking people living on fixed-incomes and needed to be addressed. She urged that other options be reviewed to lower property tax, including an alcohol tax, a gross receipt tax or a sales tax. Better paying jobs were part of the description of a world class city and she would support the contract and remain committed to finding alternatives to address property tax relief.

Mr. Sullivan stated the role of the Assembly was not to negotiate contracts, but to give guidelines to the Administration through resolutions. The Assembly had approved a resolution in 2004 that extended contracts for all the labor groups, with extensive increases, which over a several year period had totaled \$50 million. Every year there is a wage increase, which was not matched in the private sector.

To Mr. Traini, Deputy Municipal Manager Michael Abbott responded that the Anchorage Municipal Employees Association (AMEA) was currently in contract negotiation.

Dr. Selkregg stated that people were paid well in the private sector and she would be interested in seeing a wage comparison with the private businesses in town.

Mayor Begich stated that the budget dealt with paying into PERS, which was a state mandate. Every single group of employees contributed to medical benefit costs, which was new with his Administration. The city was competing against big businesses, the school district and state organizations. The Administration had successfully addressed a fair contract, with give and take from both sides. There had been no additional costs for negotiating and no employees were lost when the museum was contracted out and was now privatized. The Administration had done a good job to retain the city's quality workforce, had taken inflation into consideration and the contract was reasonable, following the guidelines of the Assembly resolution.

and the motion failed, 5-6.

AYES: Tesche, Traini, Ossiander, Selkregg and Claman.

NAYES: Sullivan, Starr, Coffey, Johnston, Birch (*participating telephonically*) and Bauer.

- 11.J. Resolution No. AR 2007-231, a resolution of the Municipality of Anchorage setting aside cash collected from tipping fees for the future payment of the **Anchorage Regional Landfill Care and Closure liability**; Solid Waste Services.

1. Assembly Memorandum No. AM 637-2007. (*Postponed from 10-23-07*)

(Clerk's Note: On November 13, 2007 AR 2007-231 was Combined with Agenda Item 14.L and was Postponed to November 29, 2007. See 14.L for related details of discussion and action of Postponing to December 18, 2007.)

12. APPEARANCE

- 12.A. Keith Kessler, regarding pedestrian safety. (Clerk's Note: Mr. Kessler did not appear.)

13. CONTINUED PUBLIC HEARINGS

- 13.A. Ordinance No. AO 2007-106, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Sections 17.10.010, **Animals in Public Places**, to prohibit dogs in municipal enclosed ballfields; and amending 17.70.020, Civil Penalties for Animal Care and Control Violations, to establish an enhanced fine for violation of the prohibition; Assembly Chair Coffey.

1. Information Memorandum No. AIM 91-2007.

2. Ordinance No. AO 2007-106(S), an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Sections 17.10.010, Animals in Public Places, to prohibit dogs in municipal enclosed ballfields; and amending 17.70.020, Civil Penalties for Animal Care and Control Violations, to establish an enhanced fine for violation of the prohibition; Assembly Chair Coffey. (*Continued from 9-25-07 and 10-23-07*)

Chair Coffey stated that it was his intention to request that Public Hearing would be Continued to the Regular Meeting of March 25, 2008.

Mr. Claman stated that he would be proposing a new ordinance that addressed dogs and ballfields that would be introduced in the next couple of weeks and scheduled for March 25th. Negotiations were ongoing between the ballfield users and the dog owners to work on an agreement. Allowing time for the community to have the opportunity to resolve the issue could possibly eliminate the need for Assembly action.

Chair Coffey stated that he would work with Mr. Claman and Dr. Selkregg and he urged support. He opened Public Hearing and there was no one to testify.

Mr. Claman moved, *to Continue* Public Hearing on AO 2007-106(S)
Dr. Selkregg seconded, *to March 25, 2008,*
and this was approved without objection.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

14. NEW PUBLIC HEARINGS

- 14.A. Ordinance No. AO 2007-139, an ordinance amending Anchorage Municipal Code Chapters 21.40 and 21.50 regarding **Correctional Community Residential Centers**, amending the B-3 (General Business) Zoning District, and amending conditional use standards regarding correctional community residential centers (Planning and Zoning Commission Case 2007-094); Assembly Chair Coffey.

Chair Coffey stated it was his intention to coordinate and continue Public Hearing on AO 2007-139 and AO 2007-156 to the Regular Meeting of December 11, 2007. He opened Public Hearing and there was no one to testify.

Ms. Ossiander moved, *to Continue* Public Hearing on AO 2007-139 and
Mr. Traini seconded, *AO 2007-156 to December 11, 2007,*
and this was approved without objection.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

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

Chair Coffey stated that it was his and Mr. Bauer's intention to Continue Public Hearing on AO 2007-125 to the Regular Meeting of January 22, 2008, with a worksession scheduled on January 18th. He opened Public Hearing.

DAVID DUNSMORE, speaking on behalf of the Health and Human Services Commission, distributed a letter to Assemblymembers from the H&HS Commission Chair, which expressed opposition to the ordinance, because it would drastically affect the provisions of public health services. Testifying on his own behalf, Mr. Dunsmore stated that the ordinance was dangerous and would have a broad effect on provisions of many departments including the police and the schools. It would discourage immigrants from seeking social services, including immunizations or disease control programs, which could affect the community. The danger was not from immigrants, but from immigrants not seeking social services.

JED WHITTAKER opposed AO 2007-125 because of the program costs, which needed to be covered by the federal government. Local police had addressed the immigration problem in the past and had done nothing.

PAUL D. KENDALL supported the ordinance and testified that he had prepared a 10-page review on immigration. Immigration control for 5,000 illegal aliens would cost \$3 million, while illegal aliens could be sending their wages of over \$30 million dollars to outside the state. The Assembly's first obligation was to ensure that all citizens have air, water and energy.

ARTHUR SOSA, a Mexican-American, testified that AO 2007-125 amounted to racial profiling and it was important not to get to the point where officers pulled people over, based on physical features. To Mr. Bauer, Mr. Sosa responded that he understood the intention was for police to ask everyone about their immigration status, but similar ordinances in other states had a history of racial profiling and he did not want it to happen in Alaska. This was a matter for the federal government. To Dr. Selkregg, he responded that in the lower 48, historically people were singled out with this type of ordinance. He responded if the ordinance passed, immigrants would be living in the shadows of darkness to ensure their and their family's safety, which included not using health services. To Mr. Bauer, he responded his personal opinion was that it was common to single out a group of people, based on certain physical features.

FRANCISCO (*who chose not to share his last name*), born and raised in Mexico, testified that everyone living in the country needed to have ID, to know your neighbors and be able to identify criminals, to protect your family.

There was no additional public testimony and Chair Coffey closed Public Hearing.

Mr. Tesche moved, *to Postpone Indefinitely* AO 2007-125,
Mr. Sullivan seconded,

Mr. Bauer moved, *to Continue* AO 2007-125 to December 11, 2007,

Chair Coffey stated that Mr. Tesche's motion to postpone indefinitely was on the floor.

Mr. Tesche stated the testimony demonstrated overwhelmingly the need for the Assembly to follow the lead of the H&HS Commission and the unanimous recommendation of the Public Safety Committee, that the ordinance be postponed indefinitely. The ordinance had been review by several committees, neighborhood organizations, the Mayor's Office, administrative departments, the Municipal Attorney and the Assembly Counsel. The ordinance presented a clear danger to the community and had already unleashed a degree of hatred, division, ignorance and fear and had no place in a compassionate community. The Assembly needed to take action immediately to put this aside and make that statement to the community. He urged that all members vote unanimously to postpone indefinitely.

Dr. Selkregg called for the Question.

Chair Coffey reported that four members opposed and he ruled the motion failed. A vote of eight was needed to call the Question. He called for continued discussion.

Ms. Ossiander requested that this matter be continued to later in the meeting, so that budget items could be addressed. She requested that police cooperation be addressed. Mr. Tesche responded that he would agree, if his motion was continued to a time-certain later that evening. Ms. Ossiander concurred. Chair Coffey requested consideration of taking up Mr. Tesche's motion immediately after completing the budget items at 10:00 p.m.

Dr. Selkregg stated that there were notices that the ordinance would be continued to January 22, 2008, which the community was expecting. Chair Coffey stated that Mr. Tesche's motion on the floor would be taken up that evening and she could vote against postponing indefinitely. Chair Coffey ruled that AO 2007-125 would be taken up, time-certain, at 10:00 p.m.

Ms. Ossiander moved, *to Change the Order of the Day* to take up 14.C,
Mr. Claman seconded,

1 and this was approved without objection.

2
3 *(Clerk's Note: Chair Coffey proceeded with Continued Public Hearing Items, beginning with 14.C and returned the*
4 *body to complete this matter following approval to Change the Order of the Day to take up this item. See item 11.A for*
5 *related details of discussion and action.)*
6

7 Chair Coffey stated there was a motion on the floor by Mr. Tesche to postpone AO 2007-125 indefinitely.

8
9 Mr. Claman stated the Public Safety Committee had met to address this matter, which had included hearing from Mr.
10 Bauer, the Municipal Prosecutor, the Municipal Attorney, the Police Department and a number of other people. It was
11 the committee's unanimous recommendation that the ordinance not be approved. It was time to end this ordinance
12 and he supported postponing indefinitely AO 2007-125.
13

14 Mr. Bauer stated that a worksession was scheduled to discuss the ordinance on January 18th, and the ordinance was
15 scheduled for Public Hearing on January 22nd. He had not intended to have this matter on the Agenda during budget
16 deliberations. The Public Safety Committee requested the ordinance be reviewed and had placed it on the
17 Committee's agenda, but he had not had an opportunity to collect all the information prior to the meeting. He was
18 forced to taper down his 1-hour PowerPoint presentation to 20 minutes, which had not allowed him to present all the
19 information. The Committee's job was to gather information and ask questions and allow some kind of deliberative
20 process, but the deck was stacked from Mr. Tesche's efforts. There were those who testified, but there had not been
21 an opportunity to get a good balance of testimony to come through. There had been no debate, just a final vote. A
22 deliberative process had not happened. It was a disservice to the rest of the body not to have all the information and
23 not to fully understand what the ordinance really meant. Mr. Tesche had stirred up the public and made accusations
24 that the ordinance was about racism. The ordinance was not about racism. It was an anti-crime measure and was
25 about public safety. The newspaper had said, 'Mr. Bauer's a Nazi.' The ordinance was about an issue that the city
26 needed to face, one way or another. He requested consideration of maintaining the originally-planned Public Hearing
27 date on January 22nd, with an Assembly worksession on the 18th. There was much more information that needed to be
28 presented. He had been working with Customs, ICE and Washington D.C., which had representatives preparing
29 answers to many questions from a four-year request. Postponing this ordinance indefinitely or taking a vote on this
30 ordinance without clear debate or discussion would be unfair to the rest of the community that viewed this as an
31 important issue.
32

33 Mr. Tesche called for a Point of Order, which was granted by Chair Coffey. Mr. Tesche stated that Robert's Rules of
34 Order had specific limitations governing debate. Mr. Bauer was going in far afield with his use of innuendo, name
35 calling and questioning of motives. Chair Coffey requested that Mr. Bauer complete his remarks.
36

37 Mr. Bauer stated the community was getting was an unfair balance of name-calling and other things from the
38 Assemblymember named. He requested consideration of allowing some fairness in this argument and allowing the
39 public a chance to know about the issue. He urged a NO-vote on postponing indefinitely.
40

41 Ms. Ossiander stated that she had received clarification and now understood that Anchorage was not a 'sanctuary
42 city.' There was no prohibition and the APD cooperated fully with the federal authorities when information was
43 requested. She stated that, respectfully, she saw no need to continue the discussion and requested that the Police
44 Chief affirm the cooperation and sharing of information. APD Chief Heun responded the Department fully shared
45 information. The APD also initiated sharing of information, if, once a person was stopped, there was reasonable
46 suspicion to detain that person, based on probable cause that the person may be an illegal immigrant, and ICE
47 authorities were contacted.
48

49 Mr. Sullivan reminded the body that the issue being discussed on the floor was the motion to postpone indefinitely.

50
51 Ms. Ossiander stated that she wanted to offer an explanation that she supported postponing indefinitely.
52

53 To Mr. Traini stated that he had received an email from Kevin Blackmore, Resident Agent-In-Charge for ICE
54 Investigations in Alaska. Chief Heun responded that Mr. Blackmore's opinion was that Anchorage was not a sanctuary
55 city. Mr. Traini stated this issue had been addressed by the Assembly before.
56

57 To Mr. Sullivan, Chief Heun responded that the Assembly made the laws and the APD enforced the laws. Mr. Sullivan
58 stated this was a national issue that included Anchorage and he did not see any harm in codifying it. Chief Heun
59 responded that his concern dealt with a group of politicians advising him to enforce the law, without following the
60 appropriate enforcement aspects that APD dealt with. If an officer asked a person who had been stopped if they were
61 an illegal immigrant and that person responded, 'no,' the matter would be difficult to pursue and would not be an
62 appropriate investigation.
63

64 Dr. Selkregg stated that the public testimony at the Public Safety Committee had been compelling, including from an
65 attorney who reported on the impacts to other cities that had passed similar legislation. There were many civil rights
66 cases resulting from this kind of legislation. While it was not intended, the outcome of this kind of legislation led to
67 experiencing racial profiling.
68

69 Mr. Bauer called a Point of Order, which was granted by Chair Coffey. Mr. Bauer urged consideration of holding a
70 worksession on the matter to be able to present more information and discussion. If this was tabled, the public would
71 think the Assembly was burying their heads in the sand. This was a preventative measure and he wanted the
72 opportunity to address all the points.
73

74 Mr. Traini called the Question, to end debate,
75 Mr. Sullivan seconded,
76 and this was approved without objection.

Chair Coffey put the Question to postpone indefinitely AO 2007-125.

and the motion was passed, 8-3.

AYES: Tesche, Traini, Starr, Ossiander, Johnston, Birch (*participating telephonically*), Selkregg and Claman.

NAYES: Sullivan, Coffey and Bauer.

Mr. Tesche moved, *for immediate reconsideration of AO 2007-125,*
Mr. Claman seconded,
and the motion failed, 3-8.

AYES: Sullivan, Coffey and Bauer.

NAYES: Tesche, Traini, Starr, Ossiander, Johnston, Birch (*participating telephonically*), Selkregg and Claman.

Mr. Traini moved, Change the Order of the Day to take up item 14.C,
Mr. Sullivan seconded, AO 2007-159,
and there were no objections.

Mr. Traini moved, to extend the Regular Assembly Meeting of November
Mr. Claman seconded, 27th to also complete 14.D and 9.B.4,
and there were no objections.

(Clerk's Note: Following completion of New Public Hearing items there was no time left to complete this item, which was Carried Over to the Continued Meeting on November 19th.)

14.C. Ordinance No. AO 2007-159, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Code Chapters 15.80 and 15.85, relating to the **Motor Vehicle Emissions Inspection and Maintenance (I/M) Program**, to modify the program from biennial to quadrennial inspections, to exempt vehicle models 25-years-old or greater, to exempt the first newest 6 model years of vehicles, to allow for certain engine modifications, and to establish an effective date; Assemblymember Selkregg.

Chair Coffey reported that the Assembly had previously repealed the Emissions, Inspection and Maintenance Program. Dr. Selkregg had introduced a new ordinance and requested additional time for consideration. AO 2007-159 had been publicly noticed and Public Hearing would be held that evening. People would be allowed to testify one time to the matter.

Dr. Selkregg moved, *to Continue Public Hearing on AO 2007-159 to the*
Mr. Claman seconded, second Assembly Meeting in May, 2008,

Dr. Selkregg stated the fiscal impact from the ordinance approved two weeks ago would not be noticed for some time. She would bring new information on the fiscal impacts forward in May that would be useful in the deliberations.

Mr. Traini objected. He moved to postpone indefinitely and urged a YES-vote.

Mr. Traini moved, *to postpone indefinitely AO 2007-159,*
Mr. Tesche seconded,

Chair Coffey stated that the motion to postpone indefinitely would be taken up at 10:00 p.m. that evening. There were no objections. He called for a motion to take up the matter concerning Solid Waste Services.

Ms. Ossiander moved, to Change the Order of the Day to take up AO 2007-146,
Mr. Traini seconded, Agenda items 14.L and 11.J, concerning Solid Waste
and this was approved without objection. Services,

(Clerk's Note: Chair Coffey moved the body to take up 14.L, and upon completion of 14.B. returned the Assembly to complete AO 2007-159.)

Mr. Traini stated the Assembly had already addressed the matter and there was no need to bring it back. He intended to postpone AO 2007-159 indefinitely.

Chair Coffey stated that the Assembly had previously determined that he had a conflict of interest with the issue and he excused himself from the room.

Acting Chair Ossiander stated there was a motion on the floor to postpone indefinitely.

Dr. Selkregg stated that the committee had indicated there would be fiscal impacts from the previously approved I/M testing ordinance. There may be real value to consider the economic ramifications and she urged that AO 2007-159 be taken up in May.

Mr. Sullivan supported postponing indefinitely. There had been an opportunity to introduce amendments when the I/M ordinance had been approved on November 11, 2007. He did not anticipate there was any new information that had not already been exhaustively examined.

Mr. Traini stated if there was an economic issue, he would vote to discuss this ordinance. He had received an email from Dr. Selkregg that stated that this ordinance was to put it off until the next election, which was not a valid enough reason to bring back the I/M issue.

Mr. Starr would not support the ordinance. The I/M Task Force had addressed alternatives to the program. All financial aspects had been addressed and there was no valid reason for addressing the matter again.

Mr. Bauer stated that he supported discussion on the ordinance, which may have some good points that deserved to be shared. Every Assemblymember who sponsored an ordinance deserved the opportunity to be heard.

Dr. Selkregg stated that there were genuine economic impacts associated with the city's ability to do monitoring. She would appreciate the opportunity to sort through what those impacts, in terms of not having the funds available. She urged consideration of discussing the ordinance in May.

To Acting Chair Ossiander, Mayor Begich responded there was a one-year prohibition was on similar ballot initiatives, but not concerning similar ordinances.

Mr. Tesche concurred with Mayor Begich. He cited the Title 21 provision and stated there were no prohibitions.

and the motion to postpone indefinitely was passed, 7-3.

AYES: Tesche, Traini, Sullivan, Starr, Ossiander, Johnston and Birch (*participating telephonically*).

NAYES: Bauer, Selkregg and Claman.

ABSTAIN: Coffey, with a conflict of interest.

- 14.D. Ordinance No. AO 2007-155, an ordinance authorizing withdrawal and transfer of the westernmost portion of the **Orah Dee Clark Middle School Subdivision**, containing approximately 105,000 SF, from Real Estate Services to the Anchorage Community Development Authority; Mayor's Office.
1. Assembly Memorandum No. AM 697-2007.
 2. 9.B.4. Resolution No. AR 2007-263, a resolution approving acquisition of approximately 23,565 square feet in the northeast corner of **Fragment Lot 11, Tract 1, Mountain View Development Subdivision**, according to Plat Nos. 2006-62 and 2006-64; and authorizing designation of management authority to Municipal Light & Power.
 - a. Assembly Memorandum No. AM 730-2007.

Acting Chair Ossiander called for a motion to combine Public Hearing on 14.D and 9.B.4.

Mayor Begich moved, *to combine* Pubic Hearing on AO 2007-155 and
Mr. Sullivan seconded, AR 2007-263,

Acting Chair Ossiander read the titles of the ordinance and resolution and opened Combined Public Hearing.

DAVE EARL, representing KIMCO/POB, project developers, stated that he was there to answer questions.

CLINTON HODGES, member of the Northeast Community Council and the Executive Board, testified the council had passed a resolution supporting the development. The ordinance indicated the proceeds of the land sale be retained by the Authority for reinvestment and he requested consideration for the proceeds to go toward the bonded indebtedness.

With no additional public testimony, Acting Chair Ossiander closed Combined Public Hearing on AO 2007-155 and AR 2007-263.

Mr. Sullivan moved, *to approve* AO 2007-155,
Mayor Begich seconded,

To Mr. Sullivan, Mr. Hodges responded the council had looked at the entire project, including the section of land that was part of Clark Middle School. Mayor Begich responded the land was owned by the municipality and was an appropriate use of the allocation and the resource. Office of Economic and Community Development Director Mary Jane Michael responded the proceeds would be retained by the city and were not designated for any particular neighborhood, but would go into the general fund and used for projects throughout the city. Mr. Sullivan concurred.

To Ms. Johnston, Ms. Michael responded the Administration was working with the School District on the buffer issue and an agreement would be reached.

Acting Chair Ossiander stated that her primary concern was for the city to give the taxpayers a fair deal. Ms. Michael responded that Parcel 4 was purchased below the appraised value. City Parcels 1, 2 and 3 were valued at \$693,500 and were being purchased for \$824,169.

To Dr. Selkregg, Ms. Michael responded that the east buffer would be a treed buffer and, because of the limited space, the north buffer would include fencing.

To Mr. Coffey, ACDA Development Director Wendy Mikowski responded that Parcel 3 was less valuable because there was no physical or legal access. Mr. Coffey stated that the people buying it had access and the value should not be diminished with this seller. Ms. Mikowski responded that it was determined that access would cost over \$400,000. Mr. Earl responded that KIMCO was purchasing the property and the elevation of the site needed to be considered. 75,000 cubic yards of fill was needed to level the property, which also had an undevelopable slope. This was a good deal for the city.

1
2 Acting Chair Ossiander put the Question.

3
4 and the motion to approve AO 2007-155 was passed, 11-0.

5
6 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer,
7 Selkregg and Claman.

8 NAYES: None.

9
10 Acting Chair Ossiander called for a motion on 9.B.4, AR 2007-263.

11
12 Mr. Sullivan moved, to approve AR 2007-263,
13 Mr. Traini seconded,
14 and this was passed, 11-0.

15
16 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer,
17 Selkregg and Claman.

18 NAYES: None.

19
20 Chair Coffey resumed as Chair and stated the Regular Meeting was out of time and recommended the meeting be
21 continued to November 29th at 6:00 p.m. in Assembly Chambers, to complete the budget items. Mr. Sullivan urged
22 that items 14.E through 14.K be completed that evening.

23
24 Mr. Sullivan moved, to extend the Regular Meeting of November 27th to complete
25 Mr. Traini seconded, Agenda items 14.E, 14.F, 14.G, 14.H, 14.I, 14.J and 14.K,
26 and there were no objections.

- 27
28 14.E. Resolution No. AR 2007-245, a resolution of the Municipality of Anchorage appropriating \$1,114,257
29 as a grant from the State of Alaska, Department of Military and Veterans Affairs, Division of Homeland
30 Security and Emergency Management and appropriating \$20,640 as a contribution from the 2007
31 Anchorage Police Operating Budget, Anchorage Metropolitan Police Service Area Fund (151) to the
32 State Categorical Grants Fund (231), Anchorage Police Department, for the purchase of **terrorism**
33 **response and prevention equipment**.
34 1. Assembly Memorandum No. AM 683-2007.

35
36 Chair Coffey read the resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing.

37
38 Mr. Sullivan moved, to approve AR 2007-245,
39 Dr. Selkregg seconded,

40
41 Mr. Sullivan urged approval of AR 2007-245.

42
43 and this was approved without objection, 11-0.

44
45 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer,
46 Selkregg and Claman.

47 NAYES: None.

- 48
49 14.F. Resolution No. AR 2007-246, a resolution of the Municipality of Anchorage appropriating \$1,414,350
50 from the Alaska Department of Health and Social Services and a contribution of \$109,000 from the
51 2007 Operating Budget Fund (101), Department of Health and Human Services as a match to the
52 State Categorical Grants Fund (231) Department of Health and Human Services for the **Child Care**
53 **Licensing Program**.
54 1. Assembly Memorandum No. AM 684-2007.

55
56 Chair Coffey read the resolution title and opened Public Hearing.

57
58 PAUL D. KENDALL testified that all children in child care facilities needed to be checked to see if they were legal
59 residents of America and Anchorage.

60
61 With no additional public testimony, Chair Coffey closed Public Hearing.

62
63 Ms. Ossiander moved, to approve AR 2007-246,
64 Mr. Sullivan seconded,
65 and this was passed unanimously, 11-0.

66
67 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer,
68 Selkregg and Claman.

69 NAYES: None.

- 70
71 14.G. Resolution No. AR 2007-247, a resolution of the Municipality of Anchorage appropriating \$1,278,081
72 as a grant award from the Alaska Department of Health and Social Services to the State Categorical
73 Grants Fund (231) Department of Health and Human Services to fund the **Child Care Assistance**
74 **Program**.
75 1. Assembly Memorandum No. AM 685-2007.

Chair Coffey read the resolution title and opened Public Hearing.

PAUL D. KENDALL stated that the assets of the city should not be used to support illegal immigrants. Identification was needed for all children in child care facilities to determine legal citizenship of Anchorage.

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

Ms. Ossiander moved, to approve AR 2007-247,
Ms. Johnston seconded,
and this was passed unanimously, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

14.H. Resolution No. AR 2007-248, a resolution of the Municipality of Anchorage appropriating \$125,000 as a supplemental grant from the U.S. Department of Health and Human Services to the Federal Categorical Grants Fund (241), Department of Health and Human Services to fund **HIV testing and counseling services**.

1. Assembly Memorandum No. AM 686-2007.

Chair Coffey read the resolution title and opened Public Hearing.

PAUL D. KENDALL stated that free money needed to stop. The Assembly was obligated to provide clean water, clean air, clean energy and affordable housing. Those were undeniable truths and everything else in the entire world was based on those things. There was no obligation to help support HIV services.

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

Mr. Traini moved, to approve AR 2007-248,
Mr. Sullivan seconded,
and this was passed unanimously, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

14.I. Resolution No. AR 2007-249, a resolution of the Municipality of Anchorage appropriating \$850,000 from the Alaska Department of Health and Social Services as a grant to the State Categorical Grants Fund (231), Department of Health and Human Services for the provision of **Public Health Preparedness and Response for Bioterrorism**.

1. Assembly Memorandum No. AM 695-2007.

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

Mr. Sullivan moved, to approve AR 2007-249,
Dr. Selkregg seconded,
and this was approved unanimously.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

14.J. Resolution No. AR 2007-253, a resolution of the Municipality of Anchorage appropriating a \$396,270 contribution of BP2007 tax revenues approved in the BP2007 General Government Operating Budget from the Chugiak, Birchwood, Eagle River Rural Road Service Area (CBERRRSA) Fund 119 to the **CBERRRSA Capital Improvement Program** (CIP) Fund 419 for road and drainage capital improvement projects within the CBERRRSA; Maintenance and Operations Department.

1. Assembly Memorandum No. AM 711-2007.

Chair Coffey read the resolution title and opened Public Hearing.

PAUL D. KENDALL stated that all public meetings needed to be televised locally for citizens to be able to understand the details. Mr. Sullivan, Ms. Ossiander, Chair Coffey and Mr. Starr responded that Assembly, the Administration and the affected community fully understood the issues and this matter pertained to a rural road service area appropriation needed for the Chugiak-Eagle River area and all information had been publicly available prior to the scheduled Assembly Meeting. Mr. Kendall responded that all issues needed to be discussed publicly.

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

Ms. Ossiander moved, to approve AR 2007-253,
Mr. Traini seconded,
and this was approved unanimously.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

- 14.K. Resolution No. AR 2007-254, a resolution appropriating \$262,489 from a Transfer of Responsibilities Agreement (TORA) between the State of Alaska Department of Transportation and Public Facilities (ADOT&PF) and the Municipality of Anchorage (MOA) to the State Categorical Grants Fund (231) under the Municipal Traffic Department for the **Traffic Control Signalization 07-09 Project**.
1. Assembly Memorandum No. AM 696-2007.

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

Ms. Ossiander moved, to approve AR 2007-254,
Mr. Traini seconded,
and this was passed unanimously.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

(Clerk's Note: The meeting was extended to take up items 14.E through 14.J. Following completion of 14.J, the meeting was adjourned. See Agenda item 20, Adjournment for details of related discussion and action.)

- 14.L. Ordinance No. AO 2007-146, an ordinance amending Anchorage Municipal Code Section 26.70.040 and 26.80.050 to increase the **Solid Waste Services Refuse Collection and Disposal Rates**.
1. Assembly Memorandum No. AM 658-2007.
 2. 11.J. Resolution No. AR 2007-231, a resolution of the Municipality of Anchorage setting aside cash collected from tipping fees for the future payment of the Anchorage Regional Landfill Care and Closure liability; Solid Waste Services.
 1. Assembly Memorandum No. AM 637-2007. (*Postponed from 10-23-07*)

(Clerk's Note: On November 13, 2007 AR 2007-231 was Combined with Agenda Item 14.L and Postponed to November 29, 2007. See 14.L for related details of discussion and action of Postponing to December 18, 2007.)

Chair Coffey stated that both items involving Solid Waste Services and the Landfill and had been publicly noticed and Public Hearing would be opened that evening and continued. He strongly urged people who wished to testify to wait for two weeks. He opened Combined Public Hearing on both items. There was no one to testify.

Ms. Ossiander moved, to Continue Public Hearing for AO 2007-146 and AR 2007-231 to December [44] "18", 2007, "with a worksession set for December 14th, from 2:00 to 3:30 p.m.,"
Mr. Starr seconded,
and this was later amended,

Deputy Municipal Manager Michael Abbott urged consideration of continuing to December 18th, with a worksession scheduled on December 14th.

Mr. Traini and Mr. Sullivan indicated they would be out of town during mid-December.

and this was approved without objection.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

(Clerk's Note: Following this action, there was a motion to adjourn the Regular Meeting of November 27th. Mr. Sullivan requested to complete Agenda item 17, to allow public participation and there were no objections. Refer to item 17, Audience Participation and item 20, Adjournment, for related details.)

- 14.M. Ordinance No. AO 2007-158, an ordinance authorizing disposal of **Heritage Land Bank Parcel 3-004**, located on Reeve Boulevard, by competitive bid sale to the highest qualifying bidder; Heritage Land Bank.
1. Assembly Memorandum No. AM 698-2007.

(Clerk's Note: Because of a lack of time, AO 2007-158 was Carried Over to December 11, 2007.)

- 14.N. Ordinance No. AO 2007-152, an ordinance submitting to the qualified voters of the Municipality of Anchorage at the Regular Municipal Election on April 1, 2008, a ballot proposition amending Home Rule Charters Article XI, Section 11.02, **Election Procedures**, to require a run-off election if no candidate for the Office of Mayor receives more than fifty percent (50%) of the votes cast for the office; Assemblymember Sullivan.

(Clerk's Note: Because of a lack of time, AO 2007-152 was Carried Over to December 11, 2007.)

15. **SPECIAL ORDERS** None.

16. **UNFINISHED AGENDA** None.

17. **AUDIENCE PARTICIPATION**

PAUL D. KENDALL stated that six cameras with splitter screens were needed in the Marston Theater. The two flat screens inside needed to be extended twenty or thirty feet. A flat screen and monitor were needed in the lobby for the community to participate in the dialog.

18. ASSEMBLY COMMENTS

Ms. Ossiander extended an invitation to the Assembly and the community to join her and Santa Claus at the Eagle River Downtown Christmas Celebration with free food and caroling on Friday, November 30th, from 5:30 to 8:00 p.m.

Mr. Sullivan reported that at the December 11th Assembly Meeting he would be making a motion to rescind Assembly action on AR 2003-223, regarding the U.S. Patriot Act. Mr. Claman responded that the resolution no longer had any affect to the community and all questions on the matter could be directed to the Municipal Attorney and the Assembly Counsel. Mr. Traini requested that the Municipal Attorney and Assembly Counsel determine if a resolution previously-approved by a different Assembly could be repealed by the current Assembly.

19. EXECUTIVE SESSIONS None.

20. ADJOURNMENT

On November 27th, Chair Coffey called for a motion.

Mr. Sullivan moved,	<i>to Continue</i> the Regular Assembly Meeting of November
Mr. Traini seconded,	27, 2007 to November 29, 2007 at 6:00 p.m., to complete
and this was passed without objection.	budget items,

The Regular Assembly Meeting of November 27th was adjourned at 11:55 p.m. and Continued to November 29th.

**MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY**

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

**Minutes for Regular Meeting of November 27, 2007,
Continued to November 29, 2007**

1. CALL TO ORDER

The Assembly Meeting was reconvened on November 29, 2007 by Chair Coffey at 6:00 p.m. in Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

2. ROLL CALL A Quorum was achieved with Assemblymembers present.

PRESENT: Allan Tesche, Dick Traini, Dan Sullivan, William Starr, Dan Coffey, Debbie Ossiander, Jennifer Johnston, Chris Birch (*participating telephonically*), Paul Bauer, Sheila Selkregg and Matt Claman.

ABSENT: None.

(Clerk's Note: The Continued Meeting began with Chair Coffey taking up Unfinished Agenda items, beginning with the General Operating Budget, Agenda Item 11.A, followed completing the remainder of the budget items, 11.B, 11.C, 11.D, 11.E, 11.F and 11.G. Following Completion of 11.G, Chair Coffey returned the body to consider a motion of reconsideration on AR 2007-219(S), which was approved. Following completion of that action, a motion for immediate reconsideration of budget items, including AR 2007-219(S), AO 2007-134(S), AR 2007-220, AO 2007-135(S), AO 2007-136(S) and AO 2007-137, as amended, failed, 0-11. Immediate Reconsideration of AO 2007-133(S)-1, as amended, followed final discussion and action of that item in 11.A.)

11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

11.A. Ordinance No. AO 2007-133, an ordinance of the Municipality of Anchorage adopting the **Biennial General Government Operating Budget** for Fiscal Years 2008 and 2009, and appropriating funds for Fiscal Year 2008; Office of Management & Budget.

1. Assembly Memorandum No. AM 589-2007.

2. Ordinance No. AO 2007-133(S), an ordinance of the Municipality of Anchorage adopting the Biennial General Government Operating Budget for Fiscal Years 2008 and 2009, and appropriating funds for Fiscal Year 2008; Office of Management & Budget.

3. Ordinance No. AO 2007-133(S-1), an ordinance of the Municipality of Anchorage adopting the Biennial General Government Operating Budget for Fiscal Years 2008 and 2009, and appropriating funds for Fiscal Year 2008; Office of Management & Budget.

(Combined Public Hearing was held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing was Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

(Clerk's Note: Assembly discussion and action on AO 2007-133(S) were continued from November 27th.)

To Chair Coffey, Deputy Municipal Manager Michael Abbott distributed and explained the new handouts listing the newly proposed budget amendments, reflected in the S-1 versions and additional amendments.

*(Clerk's Note: Amendments were proposed to the 2008-2009 General Government Biennial Operating Budget, including amendments printed on white paper, entitled **SUBJECT: Budget Deliberation**, each referred to in the following motions as **Operating Budget Amendment**. The amendments printed on orange paper and attached to the ordinance S-1 version are each referred to as **AO 2007-133(S-1) AMENDMENT**. The list printed on purple paper, entitled **Budget (Decreases)/Increases Proposed by Various Assembly Members** are each referred to as **Budget Amendment** for purpose of motion language. There were several additional amendments Laid on the Table, which are referenced in motions as they were presented on record. No administrative corrections were made to the amendments.)*

Mr. Traini moved, to approve [~~AO 2007-133(S)~~] AO 2007-133(S-1),
Mr. Tesche seconded,
and there were no objections to the substitution.

Deputy Municipal Manager Michael Abbott explained the new substitute versions and the S-1 version to the Operating Budget included the approved amendments, the \$2 million of changes, a summary of the 2009 impacts and subsequent changes that would follow the Assembly intent. Mayor Begich stated that additional concerns could be addressed during the 1st Quarter Budget Revisions. The Administration was preparing a concept paper to present to

the Budget and Finance Committee on how to reform the vacancy factor, which many other governments no longer used. The S-1 version was a compromise, which included measured risks, but was considered a step forward.

Chair Coffey stated that he had been most pleased with the depth and breadth of the review of the budget. Everyone had learned a substantial amount of information. It was his hope that their work had given them a level of knowledge and understanding and a willingness to work closely on some of the issues that would affect the city over the next few years. He understood the Administration was prepared to work cooperatively and in good faith with the Assembly to get things done. He thanked Mr. Starr, Ms. Johnston and Mr. Bauer for all their hard work and bringing the Assembly a lot of information.

Mr. Tesche stated that the Assembly and the Administration had done a professional job working together with their cooperation and review. Mr. Abbott responded that the sum total of Assembly amendments, listed on Page 2 of the S-1 version, totaled approximately \$700,000. Mayor Begich and Ms. Mitson responded that there was a formula used to calculate the predicted property tax adjustment once the budget was completed. Adjustments to taxes and mill levies would be determined during the 1st Quarter Budget Review. The budget total was predicted to be \$14.5 million below the tax cap, inclusive of the tax credit.

Chair Coffey stated that with the changes in the reduction and with the \$13,563,000 projected amount (*of Revenue Sharing*) from the State of Alaska, the city would not be under the tax cap. Mayor Begich responded the tax cap stayed the same, but the amount collected from taxpayers would be lowered. The amount would be closer to the tax cap when using the funds from State Revenue Sharing.

Mr. Starr stated the Budget and Finance Committee had addressed policies and would continue to seek better government. A committee meeting was scheduled for 1:00 p.m. on Tuesday, December 3rd to continue business. He withdrew his motion made on November 27th to amend AO 2007-133(S), by adding the Coffey Budget Amendment #1 (*reducing the AECD by \$500,000*). The second concurred and there were no objections.

Mr. Sullivan stated that by deleting the Northeast District Plan for 2008, as proposed in the S-1 version, the one-time reduction would not be calculated in the 2008 budget. Ms. Mitson concurred.

Mr. Sullivan proposed to delete Mayor Begich's proposed deletion of meals for staff meetings.

Mr. Sullivan moved,	<i>to delete the AO 2007-133(S-1) AMENDMENT, [Delete-</i>
Ms. Johnston seconded,	<i>funding for staff meals at Assembly meetings (8,234);</i>
	<i>proposed for the Municipal Manager's Office];</i>

Mr. Sullivan stated this was a small item and was a justified expense.

Mr. Claman stated that he had originally supported deletion of staff meals during meetings, but after consideration had changed his mind, with the realization of the cost and time for stopping or ordering out or going out to eat.

Chair Coffey stated that he supported keeping the meals because it was a break in the meeting and allowed a short time for members to share a collegial break during an eight-hour meeting. Having members order out or go out to get something to eat would take longer.

Mr. Tesche concurred with Chair Coffey.

Dr. Selkregg stated it was very civil for members to pause and sit down at the table together. She liked that the dinners were provided by many of the small restaurants around town.

Chair Coffey stated that approving to delete the deletion would add the line item for funding meals back into the General Operating Budget. He called the Question.

and this was approved, 10-1.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Selkregg and Claman.

NAYES: Bauer.

Mr. Sullivan moved,	<i>to delete the AO 2007-133(S-1) AMENDMENT, [Delete-</i>
Ms. Johnston seconded,	<i>funding for Assemblymembers meals at worksessions and</i>
	<i>Assembly meetings (10,323); proposed for the Assembly</i>
	<i>Office); Tesche];</i>

Chair Coffey stated that approving to delete the deletion would add the line item for funding meals back into the General Operating Budget. He called the Question.

and this was passed, 10-1.

AYES: Tesche, Traini, Sullivan, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: Starr.

Mr. Sullivan stated that Mr. Bauer had proposed to reduce Assemblymember's expense accounts by 50%. Currently Assemblymembers had an account of \$10,000 each and he proposed to reduce those accounts by \$2,000 for a reduction total of \$22,000.

Mr. Sullivan moved,
Mr. Starr seconded,
and this was later substituted,

to amend the Bauer Amendment *by changing* to read:
to amend AO 2007-133(S-1) *by adding* Bauer **Budget
Amendment #2:** Reduce (*each*) Assembly Member's
expense account by [%50] "\$2,000" [~~55,000~~] "(22,000),"

Mr. Sullivan stated that when he became an Assemblymember the accounts were \$7,000 or \$8,000 per member, which had been reduced to \$6,000 for several years, then increased to \$10,000. \$8,000 was a more appropriate number.

Mr. Starr supported the amendment, which was an appropriate amount. It was important for him to answer the hundreds of emails he received per day and keep a connection open with his constituents. He paid his Assembly aide between \$500 and \$600 a month to help him. If he did not receive funds from the Assembly Office he would pay her out of his own pocket. He would never spend the \$10,000 and would have money left over at the end of the year.

Dr. Selkegg opposed the reduction. The \$10,000 was not a lot of money. She used people to assist by attending the many community council meetings for her and she would have to draw on her own expenses and pay extra if there were things that needed to be done. Her account allowed her to go to the Municipal League which was important.

Ms. Ossiander stated that an Assemblymember had responded that the proposed reduction would limit his travel and involvement with national organization that he attended regularly. That was an important matter and she would not support the amendment.

Mr. Bauer stated his intent with reducing Assemblymember accounts was to be proposed only to offset his other amendment if accepted, of adding 11 assembly staff support members. He opposed the amendment.

Mr. Traini stated he would not support the reduction.

To Mr. Sullivan responded to Ms. Ossiander's comment by saying that even when the Assembly allotment was only \$6,000, there was never a lack of money to send people to National League of Cities Meetings or to other organizations that the Assembly belonged to.

Mr. Starr stated that he would spend less than the allotment and he would give the remaining funds to those who wanted to travel. Chair Coffey responded that would be possible.

Mr. Claman stated that it was important to have some money that would allow Assemblymembers to have support staff and do activities without digging into their own pockets. Membership on the Assembly should not be limited to those who could afford to pay out of their own pockets. \$10,000 was not very much in today's economy to pay for the staff needed to be effective citizen legislators. Unused funds could be given to other Assemblymembers. He would not support the cuts.

Mr. Sullivan moved,
Ms. Johnston seconded,

to *substitute* his proposed amendment to the Bauer Amendment *by changing* to read: to amend AO 2007-133(S-1) *by adding* Bauer **Budget Amendment #2:** Reduce (*each*) Assembly Member's expense account by [%50] [~~"\$2,000"~~] "\$1,000" [~~55,000~~] [~~(22,000)~~] "(11,000),"

Mr. Sullivan stated that this would delete \$1,000 instead of \$2,000. This was accepted by the second, Ms. Johnston.

and this motion to amend was passed, 6-5.

AYES: Sullivan, Starr, Coffey, Ossiander, Johnston and Birch (*participating telephonically*).

NAYES: Tesche, Traini, Bauer, Selkegg and Claman.

Mr. Sullivan moved,
Mr. Tesche seconded,

to *delete* the **AO 2007-133(S-1) AMENDMENT**, [~~Project Access-pharmaceuticals program, proposed for the H & HS~~ (~~50,000~~); Mayor];

Mr. Sullivan stated this was one of a few worthy programs in town that currently did not receive municipal funding. The program had been a success without the municipality and it was not incumbent for the Assembly to begin funding a new program that would create a new entitlement.

Dr. Selkegg stated that Project Access volunteers had testified to the Assembly that their grant was running out and they were trying to develop a partnership with the city. Project Access was a community medical program that served low income people without medical care, with volunteer health professionals in town. She opposed deletion.

Mr. Traini opposed deletion of the program. There were people in Anchorage who could not afford medical coverage and Project Access volunteers did a wonderful job. Supporting the program was well worthwhile.

To Mr. Tesche, Mayor Begich responded that the city supported the program in a way that allowed the city to work directly with the doctors in the community to help people who needed medical attention. Supporting the program would help lower hospital emergency room visits. Mr. Tesche stated that the proposed contribution was matched with goods and labor from the community and he supported retaining the appropriation to the program.

Mr. Claman opposed deleting the \$50,000. The physicians, nurses and hospitals in the community were donating their services, but the drugs were necessary for the program to work. The program benefited the community and helped those who really needed assistance, using a cost-effective public-private partnership.

Dr. Selkregg stated that this program was one way to lower the number of emergency room visits, which was a smart way to deal with the problem. Hospitals supported the program. The city needed to be involved.

To Mr. Bauer, Mayor Begich responded that national pharmaceutical organizations involved with the industry had offered lower cost pharmaceuticals.

Ms. Johnston stated that Project Access might qualify for municipal grant programs. Mayor Begich responded that the city grants for Health and Human Services was managed by United Way. H&HS Director Diane Ingle did not know what (*funding*) was available for Project Access and she did not think the program currently received enough contributions to qualify for matching grants.

Mr. Starr stated that the Assembly had not received a clear explanation of the program's costs and distributions and more information was needed. There were other programs that also needed support and it was a slippery slope to pick and choose what program to support. He supported the deletion of \$50,000.

Mr. Claman stated that low income groups got drugs through local health centers. Because of legal issues, pharmaceuticals were difficult to dispense. The \$50,000 helped facilitate the program for million of dollars of donated services. The \$50,000 did a lot of good and the cut would harm the community.

Mayor Begich supported the program, which supported the community and created a better quality of life for the less fortunate people.

Mr. Sullivan stated that doctors and hospitals could donate funds along with dispensing pharmaceutical needs. There were dozens of health care needs that clearly needed support, but this was not an essential government service and there were other resources available to fund the program.

Chair Coffey stated there were many unmet needs in the community that created demands on local government. The program had requested a direct contribution, but there may be grant programs available to assist. There were endless unmet needs and he questioned when to say 'no.'

Dr. Selkregg stated that this was a matter of values. There were many city appropriations that had less impact on the community. Project Access, pioneering this health care program, was something to value.

Mr. Tesche stated that it was so hard to decide (*city appropriations for*) unfunded needs in the community. The Assembly needed to follow moral values and support health care. He supported the appropriation to Project Access.

To Mr. Claman, Chair Coffey responded that representatives from Project Access had come before the Assembly with requests for support. He was not aware of any additional information that had been provided. Dr. Selkregg responded that representatives had offered to participate in worksession to provide more information.

Ms. Johnston stated that the program was a worthy cause and she would offer her services to Project Access to help apply for grants and other funding sources.

Mr. Bauer stated that he would support the amendment.

Mr. Starr stated that he had toured the H&HS center and questioned some of the department's funding requests to specifically help this group of people. Ms. Ingle responded that H&HS funding requests were to maintain what was required by state law or municipal code, for the department to stay whole and to protect citizens, including monitoring health, food and sanitation, with new money for animal control and included keeping pools and spas safe.

To Mr. Sullivan, Ms. Ingle responded that the state and United Way had partnered with Project Access, and at one point the program had received money from the Denali Commission. Mr. Sullivan stated there were other funding sources available for programs like this one.

and the motion to delete was passed, 6-5.

AYES: Sullivan, Starr, Coffey, Johnston, Birch (*participating telephonically*) and Bauer.

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

Mr. Sullivan moved,
Mr. Starr seconded,

to amend AO 2007-133(S-1) *by adding* Sullivan **Budget Amendment #3:** "Move revenue from General government and place in 731 fund (6,000,000);" (*Loss of revenue means a resulting cut in expenditures. These can be accomplished by the cuts proposed by Bauer/Ossiander and by the vacancy factor, unfilled position cuts, and executive salary rollbacks proposed by Assembly Budget and Finance Committee*);

Mr. Sullivan stated that the source of money was insecure. The money from MUSA, through AWWU, was in litigation and currently in the Supreme Court. It was his philosophy that you don't spend money unless it was secure. It was prudent to set the funds aside, in the 731 fund, which still could be accessed by the Assembly if needed.

Mr. Starr stated the Budget and Finance Committee had recommended that this not be addressed. There were expenses associated with the funding, the confidential nature and legal issues. The proposal was not an effective method of addressing the issue and he would not support the amendment.

Mr. Sullivan encouraged more discussion on the matter and understood the committee not addressed the issue. He did not want to get into a legal discussion and he withdrew his motion. Mr. Starr, the seconded concurred.

and the motion was withdrawn.

Mr. Bauer moved,
Mr. Sullivan seconded,
and this was later amended,

to amend AO 2007-133(S-1) *by adding* **Bauer Budget Amendment #1:** "Reduce contributions to non-profit organizations [~~(+1,000,000)~~ **(800,000)**;" Multiple Funds;"

Mr. Bauer stated that the Budget and Finance Committee had not had time to address the 2006 Internal Audit Report that addressed contributions and donations to non-profit organizations. He proposed that general government and utilities operating budgets for FY 2008/2009 be reduced for each year by the amount of funds contributed to non-profit organizations, including donations and contributions, grants and rental fees, but excluding contract and sole-source contracts that related to public safety and crime prevention, transportation and public health programs defined as core government services, including senior citizen and veteran service in 2006 and 2007. It was still undecided what portion of the reduction would come from general government.

Chair Coffey stated that the amendment would be difficult to address without including a certain dollar amount. Mr. Bauer stated the \$1 million could be reduced. Chair Coffey responded that the Ossiander Amendment had not been moved and that it pertained to the Utility Budget. Mr Bauer moved to amend the reduction to \$800,000.

Mr. Traini stated it was important to have a specific dollar amount for each organization included with the motion. The motion on the floor was just a shot without specifics, which was bad policy and would be difficult to vote on. He would not support the amendment.

Ms. Ossiander stated that she had reviewed the Audit Report and she would be proposing an amendment when the Utility Budget was addressed that evening. Discretionary grants already went through a stringent application and vetting process and there were other funding sources available. She would not support the amendment.

Ms. Ossiander assumed as Assembly Chair to allow Mr. Coffey to speak to a possible conflict of interest.

Mr. Coffey declared a possible conflict of interest with this matter. The audit included a list of purchases in 2006 from ML&P for charitable purposes, which included \$1,000 to Aces LLC, to which he was a part owner. He was not involved with the financial management of Aces LLC. Acting Chair Ossiander stated that the Assembly was currently addressing the Operating Budget and that particular line-item was specific to the Utility Budget and she ruled that Mr. Coffey did not have a conflict with the Operating Budget. There were no objections. Mr. Coffey resumed as Chair.

Mr. Bauer stated the audit indicated the government gave taxpayer dollars to non-profit organizations not defined in essential government core services programs. The Administration had not responded to his amendment.

Ms. Ossiander stated that the Ethics Ordinance addressed different guidelines for donations and contributions to charitable functions. She urged that the Audit Committee address the matter and create specific criteria to define what could be addressed.

Dr. Selkregg responded that this was more than an ethics issue and it was worthwhile for the Assembly to address the protocol and criteria for these kinds of expenditures.

Mr. Starr recommended that the matter be reviewed by the Audit Committee, which had not had the opportunity to address the matter. He recommended that the Administration be included with that discussion. The matter did not need to be addressed that evening. Mayor Begich responded that donations were always reported to or approved by the Assembly. There were large donations included in the audit that followed specific processes. The Administration would be involved with the future discussions.

Mr. Bauer supported the Audit Committee addressing the matter. He withdrew his motion, with the concurrence of the second.

and the motion was withdrawn.

Mr. Bauer moved,
Mr. Sullivan seconded for discussion,

to amend AO 2007-133(S-1) *by adding* **Bauer Budget Amendment #5:** "ADD eleven (11) assembly staff support members, one (1) for each member to provide direct legislative, office, media, and other duty support as an exempt employee. Non-discretionary staff account only used for the purpose of providing an annual up to \$32,000 each.; 352,000; Assembly;"

Mr. Bauer stated that the proposed funding would provide for 11 new executive positions at the salary of \$11,200 per position per year with associated benefits of \$20,000 per position per year. The total did not include the cost for associated space requirements in City Hall. Each aide would provide support to an Assemblymember by assisting in many ways. He understood there was not much support for his proposal and he withdrew the motion, with concurrence from the second.

and this motion was withdrawn.

Mr. Bauer moved, to amend AO 2007-133(S-1) *by adding* Bauer **Budget**
Mr. Sullivan seconded, **Amendment #8:** "Delete proposed Russian Jack Youth
and this was later substituted. Program at St. Anthony's (20,000); 161 Fund;"

To Chair Coffey, Mayor Begich responded that \$20,000 for the Youth Program had been included in the S-1 version. Chair Coffey and Mr. Sullivan recommended adding \$10,000 to the program, for a total amount of \$30,000.

Mr. Bauer moved, to amend AO 2007-133(S-1) *by adding* Bauer **Budget**
Mr. Sullivan seconded, **Amendment #8,** to read: [~~Delete~~] "ADD \$10,000 to" the
proposed Russian Jack Youth Program at St. Anthony's
[~~(20,000)~~]; "30,000;" 161 Fund;"

Mr. Bauer stated the program was successful and worthwhile and was continuing to expand and support the youth in the Russian Jack area.

Mr. Claman supported the amendment and stated that the whole community would benefit from the program.

Ms. Ossiander opposed the amendment. After reviewing the program she concluded that enough money had already been appropriated to allow the program to continue operations and she preferred a more gradual growth. Mr. Sullivan concurred.

Mr. Bauer stated that the Russian Jack area was a low-income area that needed support to keep the kids off the streets. He urged support for this important program to help the kids and offer support to St. Anthony's, which had donated much time and support.

and this motion failed, 5-6.

AYES: Traini, Johnston, Bauer, Selkregg and Claman.

NAYES: Tesche, Sullivan, Starr, Coffey, Ossiander and Birch (*participating telephonically*).

Mr. Bauer moved, to amend AO 2007-133(S-1) *by adding* Bauer **Budget**
Mr. Claman seconded, **Amendment #2,** to read: "ADD contribution to non-profit
organization; 10,000;"

Mr. Bauer proposed to add a contribution from general government to the American Legion, Muldoon Post 29, a non-profit organization that contributed to the community by working with the Boys Camp, supported families in the Eastside area and offered activities and support to all military veterans. Post 29 was receiving higher utility costs and higher facility maintenance costs and if funds were not received, it would go away. Funds would help Post 29 increase its membership and gain self dependency.

To Mr. Traini, Mr. Bauer responded that Post 29 had an alcohol beverage dispensary license for the club.

Ms. Ossiander stated she had additional information and requested this motion be withdrawn and discussed later. Mr. Bauer and Mr. Claman concurred.

and this motion was withdrawn.

To Chair Coffey, Dr. Selkregg responded that the Northeast Anchorage District Plan for 2008 was proposed to be removed and she proposed to delete the elimination, which would keep the \$75,000 for the District Plan.

Dr. Selkregg moved, to amend AO 2007-133(S-1) on Page 3, *by deleting:*
Mr. Tesche seconded, [~~Eliminate the Northeast Anchorage District Plan (one-time in~~
~~2008)~~];

Dr. Selkregg stated that \$75,000 was a small amount of money to develop a much needed district plan in Northeast Anchorage. This area had the highest densities in the city, was scheduled to have the highest increases in the future, had the highest immigrant population and was troubled with increased gang activities. The area suffered from needed capital improvements and there was a proposed shopping mall that would be three times the size of any existing mall in the city. There were high numbers of pedestrian accidents, Nunaka Valley was in need of improvements and the area had the most poorly constructed site condos in the city. The solid neighborhoods in East Anchorage were being assaulted by poor development and an aging infrastructure. \$75,000 was not much money to ask for and there were possibilities of matching funds in the community. Funding this plan would be the responsible thing for the Assembly to do. District plans were part of the original intent of the Comprehensive Plan for the city and she urged support.

Ms. Ossiander stated that she concurred with Dr. Selkregg's intent, but to do a good job the resources and personnel needed to be in place to make it work. When the Anchorage 2020 Plan was developed, there were no criteria or plans to achieve the long range goals. All Assemblymembers clamored for district plans for their own districts. She would argue that district plans were needed for Downtown, The Hillside and Eagle River/Chugiak because of their uniqueness and massive new problems with new development. She would commit to developing district plans, but there was still much to complete correctly first before beginning new endeavors and this was not the time.

Dr. Selkregg stated that East Anchorage community councils had come together and were ready to become involved with development of critically needed neighborhood plans.

Chair Coffey called the Question and stated that a YES-vote kept the \$75,000 in the budget.

and this motion failed, 4-7.

AYES: Tesche, Traini, Selkregg and Claman.

NAYES: Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*) and Bauer.

Mr. Tesche declared of a possible conflict of interest because of his association with Central Lutheran Church, which supported the Camp Fire After School Program. The Camp Fire Program was proposed to receive \$30,000. Neither he nor anyone in his family was employed by the Camp Fire Organization which had youth activities at his church. Chair Coffey stated that Mr. Tesche had no personal or financial relationship and he ruled that Mr. Tesche did not have a conflict of interest and ordered that he participate fully in the matter. There were no objections.

Ms. Ossiander assumed as Assembly Chair to allow Mr. Coffey to speak to a possible conflict of interest.

Mr. Coffey stated that the Muldoon Boys and Girls Club was included in the ordinance, listed on Page 1 of the S-version and was receiving an appropriation of \$50,000, which the organization would use for facility operations. He declared a possible conflict of interest with the matter because he was 31% owner of the mall where the facility was located and received rent from the organization. To Acting Chair Ossiander, the Administration responded that the appropriation to the Boys and Girls Club was to run morning programs, to relieve children's fees and to purchase support materials. Acting Chair Ossiander ruled that Mr. Coffey did not have a conflict of interest and ordered that he participate fully in the matter. There were no objections. Mr. Coffey resumed as Assembly Chair.

Ms. Johnston commended Mayor Begich and the Administration for finding other revenues to help off-set the youth programs.

Mr. Claman moved,
Mr. Sullivan seconded,

to amend the **AO 2007-133(S-1)** by *retaining* the **Claman AMENDMENT**: "West Anchorage District Plan (one-time in 2009); 75,000; Planning Department;"

Mr. Claman stated that he understood the argument presented that evening concerning district plans, but the airport was in his West Anchorage District and was preparing the extensive Airport Master Plan. The local community councils wanted to be heard and involved with the process, to be able to offer protection to their neighborhoods. Developing a West Anchorage District Plan would allow that area more of a voice in the planning. He urged support for keeping this funding in the 2009 budget.

Chair Coffey stated that he understood many West Anchorage citizens were actively working with the airport, which was in the process of developing the Airport Master Plan.

Dr. Selkregg supported developing district plans for Anchorage, which would help develop better communities. She would support the amendment.

Mr. Sullivan stated the airport was updating their 20-year Master Plan, which was a continual process. The city was making progress, but proposing a district plan and leap-frogging, was self-serving. There needed to be a schedule and a progressive order. He would not support the amendment.

Dr. Selkregg stated that it was important to look at the list. The Planning staff had way more to do than they had staff to do. She recommended consideration of expanding Planning staff to get caught up because (*district*) plans were overdue.

Mr. Claman stated the Administration had indicated that they could not predict when district plans would be developed. It was his intention to get the Planning Department moving ahead.

Chair Coffey stated that he had supported the Hillside District Plan because there were road and drainage issues with new development in that district, including sewer and water that needed to be resolved. He strongly supported and helped write the Neighborhood District Plan Methodology, which was affecting Fairview. He, Ms. Ossiander and Dr. Selkregg met weekly with the Planning Department to continue their review of Title 21, and the staff was busy. He would not support the amendment. He called the Question.

and this motion failed, 3-8.

AYES: Tesche, Selkregg and Claman.

NAYES: Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*) and Bauer.

Mr. Tesche moved,
Mr. Traini seconded,

to amend **AO 2007-133(S-1)** by *adding* a new section under Pool Management, to read: "**Section 12. Pool management plan: The administration will present to the Assembly by no later than October 1, 2008, a written plan for effective management of community pools. At a minimum, the report shall contain a candid assessment of strengths and weaknesses of management and operations of pools previously handled by the Anchorage School District and currently by general government. The report shall explore and present an alternative to the present management structure involving the private sector and the aquatics**"

community for consideration by the assembly. The report shall also contain the administration's best recommendation over future operation and management of community pools and shall reflect input from the Anchorage School District as well.;"

Mr. Tesche stated this amendment would require the Administration to respond with a pools management plan by October 1, 2008. The Administration had agreed to create a plan to bring to the Assembly.

Ms. Johnston stated the Aquatic Committee would be presenting a plan that month and urged consideration of changing October 1, 2008 to an earlier date. Planning Director Jeff Dillon responded that in January the department would present a draft plan that would include alternative management approaches, including using commercial entities. It may take months to ascertain the willingness of the private sector to step forward and offer management services. Mayor Begich stated the October 1st date was picked to fully address the matter with the 2009 budget process. Ms. Johnston stated it would involve an RFP process and thought it was a long time off.

Mr. Claman supported using an RFP process for pool management, which needed to begin before October 1st. Mayor Begich concurred and stated there were many steps involved and the Administration would lay out some strategies.

To Chair Coffey, Mayor Begich responded that the Administration would keep the Assembly updated with reports. Additional funding of \$200,000 in the budget would provide pool management until October. Mr. Dillon responded that updates would also be posted on the municipal website.

Chair Coffey stated the amendment would be a future budget resolution.

and the motion was passed without objection, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

To Mr. Starr, Mr. Abbott and Mayor Begich responded that the final and approved budget document would not include the tax scenario, listed in Appendix K. Mr. Starr requested a Glossary of Terms be included in the final document. Mayor Begich concurred.

Mayor Begich thanked the OMB staff for their hard work, preparing the budget document drafts. He thanked the Administrative staff who helped prepare the documents.

Chair Coffey, on behalf of the entire Assembly, thanked the OMB staff and the Administration.

Mr. Traini thanked Chair Coffey for doing an excellent job on the budget, which was the hardest thing the Assembly addressed each year. He thanked Mr. Starr for a great job as Chair of the Budget and Finance Committee. He thanked Mayor Begich and the Administration for working with the Assembly to get the job done.

Mr. Claman requested that the issue concerning Project Access be reconsidered.

Mr. Claman moved, *for immediate reconsideration* of the budget amendment
Dr. Selkregg seconded, concerning the deletion of funding for Project Access,

Mr. Claman stated that he wanted the Assembly to have an opportunity to reflect upon their action taken to not support Project Access. He urged the body to reconsider the importance of this matter and vote in support of the project. He stated that he would arrange a worksession with Project Access volunteers.

To Chair Coffey, Mayor Begich responded this matter could be heard again during the 1st Quarter Budget Review.

and the motion to reconsider failed, 5-6.

AYES: Tesche, Traini, Ossiander, Selkregg and Claman.

NAYES: Sullivan, Starr, Coffey, Johnston, Birch (*participating telephonically*) and Bauer.

Mr. Claman thanked Mr. Starr, Chair, and members of the Budget and Finance Committee and the Administration for their collaborate efforts. The public wanted them to look at the budget in detail and to find solutions for the pools issue, dogs in ballparks and other matters.

Dr. Selkregg stated that addressing the budget had been educational, with hard questions asked. As difficult as it had been, it had been a great process working together to finalize the budget.

Chair Coffey stated that the depth and breadth of the inquiry was unprecedented and he thanked the Budget and Finance Committee, which had achieved his expectations. Anchorage had a high level of home ownership, which was essential to a successful community. With high costs of land, insurance, utilities and construction, there was concern for increasing property taxes to homeowners with fixed incomes, which would begin to decrease the margins of home ownership and be detrimental to the community. He apologized for his part of the process that included misunderstandings, lack of clarity and process of presentation. The process was necessary in order to bring forward a budget that was fully vetted to lessen the burden to the property taxpayers. The city had too high a dependence on real property taxes for the city budget. By demonstrating to the public that spending was limited to things necessary and important, the Assembly would become trusted by the people and be able to pursue diversification of the city's tax

base to relieve the burden on homeowners. The final vote on the budget would send a message to the community that the Assembly, the Administration and staff had worked hard to address the concerns.

Mr. Abbott requested that the Assembly grant the OMB staff the necessary discretion to adjust AO 2007-133(S-1) with the Assembly amendments.

Mr. Traini moved, to direct the Office of Management and Budget to adjust
Mr. Tesche seconded, AO 2007-133(S-1), to reflect the Assembly amendments,
and this was passed unanimously, 11-0.

Chair Coffey called the Question on the main motion to approve AO 2007-133(S-1).

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

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

Mr. Traini moved for immediate reconsideration and urged a NO-vote.

Mr. Traini moved, for immediate reconsideration of AO 2007-133(S-1),
Mr. Tesche seconded, as amended,
and this motion failed, 0-11.

AYES: None.

NAYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

- 11.B. Resolution No. AR 2007-219, a resolution of the Municipality of Anchorage approving the **2008-2013 General Government Capital Improvement Program**; Office of Management & Budget.
1. Assembly Memorandum No. AM 592-2007.
 2. Resolution No. AR 2007-219(S), a resolution of the Municipality of Anchorage approving the 2008-2013 General Government Capital Improvement Program; Office of Management & Budget.
 3. Assembly Memorandum No. AM 592-2007(A).
(Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

Ms. Ossiander moved, to approve AR 2007-219(S),
Ms. Johnston seconded,

Ms. Ossiander stated the revisions to the S-version were listed in the memorandum.

To Mr. Sullivan, Bruce Holmes with OMB responded that the funds listed for the Raspberry Road Project were moved from 2010 to 2008, so it was a net-zero to the Capital Improvement Program and there was no additional funding. Chair Coffey responded the money was in the Capital Improvement Budget for 2008. Mr. Holmes and Deputy Municipal Manager Michael Abbott concurred.

Mr. Sullivan stated that the *Roadway Improvements* listed in the big document included Lois Drive – 36th Avenue Upgrade, with funding beginning in 2011 and continuing to 2013.

Mr. Sullivan moved, to amend AR 2007-219(S) on Page 7-81, by changing
Ms. Ossiander seconded, Roadway Improvements, Lois Drive – 36th Avenue Upgrade, funding beginning in [2011] “2009 (\$150,000),” [2013] “2011 (\$800,000), with construction in 2013 (\$6,000,000);”

Mr. Sullivan stated that Lois Road was getting continually worse and was one of the higher priorities in Spenard. Mayor Begich concurred and responded there may be right-of-way issues involved with some of the improvements.

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

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

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

(Clerk's Note: Following completion of Assembly action on 11.G, Ms Johnston moved for immediate reconsideration of AR 2007-219(S) and Chair Coffey returned the Assembly to this item.)

Ms. Johnston moved, for immediate reconsideration of AR 2007-219(S),
Ms. Ossiander seconded,
and this was passed without objection.

Ms. Johnston moved, to amend AR 2007-219(S) by including the following projects

Mayor Begich seconded,
and this was approved without objection.

to the 2008 CIP: *(Clerk's Note: Amount in 000s)*
"1. Goldenview Dr Extension-Bulgaria Dr. To Potter Valley Road; beyond 2008; (\$6,600); (PM&E).
2. Goldenview Dr Upgrade – Rabbit Creek Rd to Bulgaria Dr; 2008; \$900; (PM&E);"

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

(Clerk's Note: Following the final approval of this item, all budget items had been completed.)

Mayor Begich urged a motion for immediate reconsideration of all budget items.

Mr. Claman moved for immediate reconsideration and urged a NO-vote.

Mr. Claman moved,
Ms. Ossiander seconded,
and the motion failed, 0-11.

for immediate reconsideration of budget items, as amended, AR 2007-219(S), AO 2007-134(S), AR 2007-220, AO 2007-135(S), AO 2007-136(S) and AO 2007-137,

AYES: None.

NAYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch *(participating telephonically)*, Bauer, Selkregg and Claman.

(Clerk's Note: This motion did not include AO 2007-133(S-1). Discussion and action on AO 2007-133(S-1) were finalized in 11.A, earlier in the Continued Meeting of November 29th, including immediate reconsideration that failed, 0-11.)

11.C. **Ordinance No. AO 2007-134, an ordinance adopting the 2008 General Government Capital Improvement Budget; Office of Management & Budget.**

1. Assembly Memorandum No. AM 590-2007.

2. Ordinance No. AO 2007-134(S), an ordinance adopting the 2008 General Government Capital Improvement Budget; Office of Management & Budget.

(Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

Ms. Ossiander moved,
Mr. Claman seconded,

to approve AO 2007-134(S),

To Mr. Sullivan, Deputy Municipal Manager Michael Abbott responded that the S-version included the Raspberry Road Upgrade, from C Street to Arctic, moving the project to 2008 from 2010. Mr. Sullivan stated he was told by the Parks and Recreation staff that there was a plan to fix only four *(tennis)* courts in Delaney. It would be a cost saving measure to make improvements to all the courts at once. Director Jeff Dillon responded the plan was to complete improvements to four courts that were in dire need. One court had renovations done the previous year. Mr. Sullivan stated the contractor, who had donated resources to repair one court, had chosen that one court because the rest of the courts were at the point of failure and he would not take the liability of fixing them. Mr. Dillon responded that the department would support additional funding, but would prefer a general allocation not dedicated to tennis, when there were other unmet needs. Mr. Sullivan stated the improvement list included things like benches and irrigation systems that were wants rather than needs, when there were assets that were deteriorating.

(Clerk's Note: The following amendments do not include Administrative corrections.)

Mr. Sullivan moved,
Ms. Ossiander seconded,

to amend AO 2007-134(S) by including a new bond project:
"Delaney Park Strip Improvements Action: Resurface seven
(7) tennis courts and provide all related equipment; PM&E:
(\$250,000)."

To Mr. Sullivan, Mr. Dillon supported the amendment and responded that the Tennis Association had agreed to raise funds for a portion of improvements needed for the remaining three courts. Mr. Sullivan stated the Alaska Tennis Association was focused on scholarship for kids to play in tournaments and not in the business of capital projects. Mr. Dillon responded the National Tennis Association had grants available for capital improvements.

Mr. Claman stated the Tennis Association had resurfaced a tennis court in Lynn Ary Park, but the court was deteriorated and resurfacing had not fixed the cracks in the court. Money was needed to build new foundations and he would not support resurfacing. Mr. Dillon concurred and stated that subgrades on four courts were being addressed.

To Dr. Selkregg, Mayor Begich responded that Delaney Park was a high priority to citizens. Mr. Dillon responded the Citizen's Task Force had created a citizen's priority list, which had been accepted by the Parks Commission.

Ms. Ossiander stated this would be an additional project, listed with Anchorage Parks & Recreation GO Bonds, and once approved, would become part of the 2008 CIP. Mayor Begich responded the pool bond would be a separate ordinance that, once approved, would become a part of the 2008 CIB.

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

Mr. Bauer moved,

to amend AO 2007-134(S) by deleting 50% of the Greenbelt

and this died for a lack of a second.

Trails, from [~~\$1,000,000~~] to “\$500,000; 2008 GO Bonds; Parks and Recreation;”

Ms. Johnston moved,
Mayor Begich seconded,

to amend AO 2007-134(S) *by adding* the following projects to 2008 CIB: (*Clerk’s Note: Amount in 000s*)

- “3. Mountain Air Dr/Hillside Dr Extension; 2008; \$4,900; (PM&E);
4. (new) Hillside Transportation Safety and Connectivity; 2008; \$12,700; (PM&E); Specific projects include:
 - Rabbit Creek Rd/Goldenview Dr Intersection Safety;
 - Mountain Air Dr/Hillside Dr Extension;
 - Goldenview Dr Upgrade – Rabbit Creek Rd to Bulgaria Dr;
 - Goldenview Dr Connection Study – South to Potter Valley Rd;
5. (new) Blue Bell Dr Safety Improvements at Goldenview Dr; 2008; \$660 (PM&E);
6. (new) South Goldenview RSA Road and Drainage Improvements; 2008; \$250 (PM&E);”

Ms. Johnston stated the Goldenview Drive Area had problems with connectivity and safety. She urged that no single project be prioritized as state funds were pursued in Juneau, but rather all projects be treated as one Hillside Transportation/Safety/Connectivity Plan. She urged support of adding these projects.

Mr. Starr stated that Ms. Johnston knew her district and the needed projects and this was the right way to approach the matter. He urged support of the amendment.

Chair Coffey concurred and stated that the projects were rolled into one and not addressed for individual years.

Mr. Birch stated these projects had been discussed with the community councils in the area and this was a very responsible approach to present to the Legislature to help resolve some of the current road problems in South Anchorage. He urged approval of the amendment.

and this motion was passed unanimously, 11-0.

To Chair Coffey, Mayor Begich responded that these projects proposed to add \$65,733,000 to the budget and it was the Administration’s intent to continue to refine the plan and have less than that amount in the bond proposals. Chief Fiscal Officer Sharon Weddleton responded that \$65 million bond debts would be paid off, which included operating and revenue bonds.

Chair Coffey put the Question to AO 2007-134(S).

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

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

(*Clerk’s Note: See 11.B for details of immediate reconsideration of 11.B, AR 2007-219(S); 11.C, AO 2007-134(S); 11.D, AR 2007-220; 11.E, AO 2007-135(S); 11.F, AO 2007-136(S) and 11.G, AO 2007-137, as amended. See 11.A for details of immediate reconsideration of AO 2007-133(S-1), as amended.*)

11.D. Resolution No. AR 2007-220, a resolution approving the **2008-2014 Municipal Utilities Capital Improvement Program**, Office of Management & Budget.

1. Assembly Memorandum No. AM 593-2007.

(*Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.*)

Ms. Ossiander moved,
Mr. Sullivan seconded,

to approve AR 2007-220[~~(S)~~],

To Ms. Ossiander, Office of Management and Budget Director Janet Mitson responded there was no Substitute version to the Utilities Capital Improvement Program, AR 2007-220. Ms. Ossiander moved to amend, with the concurrence of the second and there were no objections.

Ms. Ossiander stated there was no controversy and no Assembly questions on the Utilities CIP and she urged support.

and the motion was passed, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

Mayor Begich requested that item AR 2007-219 be reconsidered to address the Johnston amendments.

(Clerk's Note: Chair Coffey returned the body to 11.B to allow Ms Johnston to propose additional amendments.)

(Clerk's Note: See 11.B for details of immediate reconsideration of 11.B, AR 2007-219(S); 11.C, AO 2007-134(S); 11.D, AR 2007-220; 11.E, AO 2007-135(S); 11.F, AO 2007-136(S) and 11.G, AO 2007-137, as amended. See 11.A for details of immediate reconsideration of AO 2007-133(S-1), as amended.)

11.E. Ordinance No. AO 2007-135, an ordinance adopting the **Biennial Municipal Utilities/Enterprise Activities Operating Budget** for Fiscal Years 2008 and 2009, adopting the Municipal Utilities/Enterprise Activities Capital Budget for Fiscal Year 2008, and appropriating funds for the 2008 Municipal Utilities/Enterprise Activities Operating and Capital Budgets for the Municipality of Anchorage; Office of Management & Budget.

1. Assembly Memorandum No. AM 591-2007.

2. Ordinance No. AO 2007-135(S), an ordinance adopting the Biennial Municipal Utilities/Enterprise Activities Operating Budget for Fiscal Years 2008 and 2009, adopting the Municipal Utilities/Enterprise Activities Capital Budget for Fiscal Year 2008, and appropriating funds for the 2008 Municipal Utilities/Enterprise Activities Operating and Capital Budgets for the Municipality of Anchorage; Office of Management & Budget.

3. Assembly Memorandum No. AM 591-2007(A).

(Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

Ms. Ossiander moved, to approve AO 2007-135(S),
Dr. Selkregg seconded,

Ms. Ossiander stated the Substitute version did not include Solid Waste Services and there would be a worksession on the Solid Waste Services rate increases, which would be addressed by the Assembly in mid-December. Mr. Abbott responded the Administration agreed.

Ms. Ossiander stated that she would approve the Utility Budget, with the understanding there would be discussion in the future concerning Municipal Light and Power.

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

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

NAYES: None.

(Clerk's Note: See 11.B for details of immediate reconsideration of 11.B, AR 2007-219(S); 11.C, AO 2007-134(S); 11.D, AR 2007-220; 11.E, AO 2007-135(S); 11.F, AO 2007-136(S) and 11.G, AO 2007-137, as amended. See 11.A for details of immediate reconsideration of AO 2007-133(S-1), as amended.)

11.F. Ordinance No. AO 2007-136, an ordinance adopting and appropriating funds for the **2008 Operating Budget for the Cooperative Services Authority (CSA)**; Office of Management & Budget.

1. Assembly Memorandum No. AM 594-2007.

2. Ordinance No. AO 2007-136(S), an ordinance adopting and appropriating funds for the 2008 Operating Budget for the Cooperative Services Authority (CSA); Office of Management & Budget.

3. Assembly Memorandum No. AM 594-2007(A).

(Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

Ms. Ossiander moved, to approve AO 2007-136(S),
Mr. Claman seconded,

Ms. Ossiander stated that this budget should be discussed at more length during the year. A partner had been lost, the revenues were down and the Anchorage School District was moving in. She questioned the increased expenditures for technology to align ASD's needs with the Purchasing Department. To Mr. Coffey, Ms. Ossiander responded that the matter should be reviewed by the Budget and Audit Committee.

and the motion was passed , 8-3.

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

(Clerk's Note: See 11.B for details of immediate reconsideration of 11.B, AR 2007-219(S); 11.C, AO 2007-134(S); 11.D, AR 2007-220; 11.E, AO 2007-135(S); 11.F, AO 2007-136(S) and 11.G, AO 2007-137, as amended. See 11.A for details of immediate reconsideration of AO 2007-133(S-1), as amended.)

11.G. Ordinance No. AO 2007-137, an ordinance adopting and appropriating funds for the **2008 Operating and Capital Budgets for the Anchorage Community Development Authority (CDA)**; Office of Management & Budget.

1. Assembly Memorandum No. AM 595-2007.

(Combined Public Hearing were held 10-23-07, Continued to 11-6-07 and 11-13-07; Combined Public Hearing Closed 11-13-07; Action Postponed from 11-13-07, Postponed to Continued Meeting of 11-27-07.)

Ms. Ossiander moved, to approve AO 2007-137,
Mr. Starr seconded,
and this was passed unanimously, 11-0.

AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch (*participating telephonically*), Bauer, Selkregg and Claman.

NAYES: None.

(Clerk's Note: See item 11.B for details of immediate reconsideration of AR 2007-219(S); 11.C, AO 2007-134(S); 11.D, AR 2007-220; 11.E, AO 2007-135(S); 11.F, AO 2007-136(S) and 11.G, AO 2007-137, as amended. See 11.A for details of immediate reconsideration of AO 2007-133(S-1), as amended.)

Chair Coffey adjourned the Regular Assembly Meeting of November 27, 2007, Continued to November 29, 2007, at 9:55 p.m.

See Archived Document for Signatures

DAN COFFEY, Assembly Chair

ATTEST:

See Archived Document for Signatures

BARBARA GRUENSTEIN, Municipal Clerk
Date Minutes Approved: January 22, 2008.
MC/BG

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