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MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of January 8, 2008

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1. CALL TO ORDER

The Assembly Meeting was convened by Acting Chair Ossiander at 5:06 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 (*participating telephonically*), Debbie Ossiander, Paul Bauer and Sheila Selkregg.

ABSENT: Jennifer Johnston, Chris Birch and Matt Claman, each as an excused absence.

3. PLEDGE OF ALLEGIANCE Assemblymember Starr led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – October 23, 2007.

Mr. Traini moved, to approve the Regular Meeting Minutes of
Mr. Sullivan seconded, October 23, 2007,
and this was approved without objection,
with Johnston, Birch and Claman as excused absences.

4.B. Regular Meeting – November 6, 2007.

Mr. Starr moved, to approve the Regular Meeting Minutes of
Mr. Bauer seconded, November 6, 2007,
and this was approved without objection,
with Johnston, Birch and Claman as excused absences.

4.C. Regular Meeting – December 18, 2007.

Mr. Starr moved, to approve the Regular Meeting Minutes of
Mr. Sullivan seconded, December 18, 2007,

Mr. Sullivan moved, to amend Page 15, Line 47, *by changing* [~~spastically~~] "statically,"
Mr. Starr seconded, and on Page 16, Lines 7 and 8 *by changing* to read: the main
and this was approved without objection, motion failed, [4-7] "7-4.;" [AYES: Tesche, Traini, Selkregg and
~~Claman. NAYES: Sullivan, Starr, Coffey, Ossiander, Johnston,~~
~~Birch and Bauer.] "AYES: Sullivan, Starr, Coffey, Ossiander,~~
~~Johnston, Birch and Bauer; NAYES: Tesche, Traini, Selkregg~~
~~and Claman.;"~~

and the main motion, as amended, was approved without objection,
with Johnston, Birch and Claman as excused absences.

5. MAYOR'S REPORT

On behalf of Mayor Begich, Deputy Municipal Manager Michael Abbott recognized newly appointed or reappointed board and commission members present that evening, including Matthew Edge to the On-site Wastewater Technical Review Board and Raj Bhargava to the Municipal Light and Power Commission. Acting Chair Ossiander and Mr. Tesche thanked them for their service to the community.

6. ASSEMBLY CHAIR'S REPORT There was no report.

7. COMMITTEE REPORTS

Mr. Claman reported the Public Safety Committee would meet on January 23rd at 12:00 p.m. at the Assembly Conference Room to discuss police officers driving their patrol cars to the (*Matanuska-Susitna*) Valley.

Mr. Bauer reported the Municipal Audit Committee would be addressing the Draft Audit Plan with Municipal Auditor Peter Raiskums, and Solid Waste Services would be addressed.

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1 Ms. Ossiander reported the Title 21 Committee was continuing to meet every Thursday morning from 9:30 to 11:00 a.m.
2 in the Planning Department Conference Room and everyone was welcome to attend. The committee was completing
3 Chapter 6 and currently reviewing Chapter 3. Because of the significant impacts from Chapter 3, a worksession would be
4 scheduled.

5
6 Mr. Traini reported that a worksession to discuss the Federation of Community Councils was scheduled for Friday,
7 January 18th, at 10:00 a.m.

8
9 Mr. Sullivan reported the Elections Committee would meet from 2:00 to 3:00 p.m. on January 18th to discuss the
10 ordinance on deadlines of ballot propositions and the resolution on Clean Elections.

11 12 **8. ADDENDUM TO AGENDA**

13
14 Acting Chair Ossiander called for a motion and read the Addendum items. She called for additional items and AO 2008-9
15 and AO 2008-10 were added and assigned 9.F.7 and 9.F.8, respectively. AIM 3-2008 was also added and assigned
16 14.A.2. There were no additional items and she called for a vote to incorporate the Addendum items into the Consent
17 Agenda.

18
19 Mr. Starr moved, to approve the inclusion of the Addendum items
20 Dr. Selkregg seconded, into the Consent Agenda,
21 and this motion was passed, 8-0.

22
23 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

24 NAYES: None.

25 ABSENT: Johnston, Birch and Claman, each excused.

26
27 Acting Chair Ossiander called the Question on the Consent Agenda.

28
29 Mr. Sullivan moved, to approve the Consent Agenda,
30 Dr. Selkregg seconded,

31
32 Acting Chair Ossiander called for Assemblymembers to request items be pulled and moved to the Regular Agenda for
33 discussion.

34 35 **9. CONSENT AGENDA**

36 **9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS** There were no items.

37 9.A.1. Resolution No. AR 2008-5, a resolution of the Anchorage Municipal Assembly designating January 21,
38 2008, as **Martin Luther King, Jr. Day of Service**; Assembly Vice-Chair Ossiander; Assemblymembers
39 Bauer, Birch, Claman, Coffey, Johnston, Selkregg, Starr, Sullivan, Tesche, Traini and Mayor Begich.
40 (**Addendum**)

41
42 Mr. Sullivan requested this item be pulled for review on the Regular Agenda. (*See item 10.A.1*)

43
44 9.A.2. Resolution No. AR 2008-6, a resolution of the Anchorage Municipal Assembly recognizing and honoring
45 Anchorage Fire Department Firefighters Dan Stevens, Clay Hamilton, Kevin Woolsey, and Erich Patrawke
46 for their participation at the **Firefighter Combat Challenge** as *Team Paul Davis of Alaska*; Assembly
47 Vice-Chair Ossiander; Assemblymembers Bauer, Birch, Claman, Coffey, Johnston, Selkregg, Starr,
48 Sullivan, Tesche, Traini and Mayor Begich. (**Addendum**)

49
50 Mr. Bauer requested this item be pulled for review on the Regular Agenda. (*See item 10.A.2*)

51 52 **9.B. RESOLUTIONS FOR ACTION - OTHER**

53 9.B.1. Resolution No. AR 2008-2, a resolution of the Municipality of Anchorage appropriating \$81,250 in
54 miscellaneous donations to the Miscellaneous Operating Grants Fund (261), Anchorage Fire Department,
55 for the purchase of **emergency response and fire prevention goods and services**.

56 a. Assembly Memorandum No. AM 2-2008.

57 9.B.2. Resolution No. AR 2008-3, a resolution of the Municipality of Anchorage appropriating \$3,775 as a
58 donation from various residents of Anchorage to the Miscellaneous Grants Fund (261) for the Anchorage
59 Police Department to provide for the purchase of additional **defibrillators**.

60 a. Assembly Memorandum No. AM 3-2008.

61 9.B.3. Resolution No. AR 2008-4, a resolution of the Municipality of Anchorage appropriating \$40,000 from the
62 **Glen Alps Service Area (SA) Fund Balance (Fund 105)** to the BP 2007 Glen Alps SA General
63 Government Operating Budget (Fund 105) for winter road maintenance services within the Glen Alps SA;
64 Maintenance & Operations Department.

65 a. Assembly Memorandum No. AM 4-2008.

66
67 **9.C. BID AWARDS** There were no items.

68 69 **9.D. NEW BUSINESS**

70 9.D.1. Assembly Memorandum No. AM 6-2008, **Municipal Light and Power Commission** appointment (Raj
71 Bhargava); Mayor's Office.

72 9.D.2. Assembly Memorandum No. AM 7-2008, **On-Site Wastewater System Technical Review Board**
73 appointment (Matthew Edge); Mayor's Office.

74 9.D.3. Assembly Memorandum No. AM 8-2008, **Police and Fire Retirement Board of Trustees** appointment
75 (Paul Burns); Mayor's Office.

76 9.D.4. Assembly Memorandum No. AM 9-2008, **Youth Advisory Commission** appointment (Zoe Mote);
77 Mayor's Office.

78 9.D.5. Assembly Memorandum No. AM 10-2008, **Chugiak-Eagle River Parks and Recreation Board of**
79 **Supervisors** appointments (Gale Armstrong, Ray Burger); Mayor's Office.

- 1 9.D.6. Assembly Memorandum No. AM 13-2008, **Anchorage Billiard Palace #2742** – Transfer of Location for a
2 Beverage Dispensary Liquor License (Midtown Community Council); Clerk's Office.
- 3 9.D.7. Assembly Memorandum No. AM 14-2008, **La Dolce Vita Restaurant #4751** – New Restaurant/Eating
4 Place Liquor License and Approval for a Restaurant Designation Permit (Rogers Park Community
5 Council); Clerk's Office.
- 6 9.D.8. Assembly Memorandum No. AM 15-2008, **Thai House Restaurant #4752** – New Restaurant/Eating
7 Place Liquor License and Approval for a Restaurant Designation Permit (Taku/Campbell Community
8 Council); Clerk's Office.
- 9 9.D.9. Assembly Memorandum No. AM 16-2008, **Black Angus Steak House #2 #531** – Transfer of Ownership
10 of a Beverage Dispensary Liquor License and Approval for a Restaurant Designation Permit (Fairview
11 Community Council); Clerk's Office.
- 12 9.D.10. Assembly Memorandum No. AM 17-2008, **2008/2009 Liquor License Renewals**: Dimond Bowl #4674 –
13 Recreational Site; Anchorage Billiard Palace #2742, Chilkoot Charlie's/Birdhouse #4024, Chilkoot
14 Charlie's/Swing Bar #3817, The Spare Room #505 – Beverage Dispensary; Southside Bistro #3278,
15 Tito's Gyros #4062, The Bar-B-Q Pit #4255, Genghiskan Mongolian BBQ #3821 (Taku/Campbell,
16 Midtown, Huffman/O'Malley, University, Spenard, Dimond Community Councils); Clerk's Office.
- 17 9.D.11. Assembly Memorandum No. AM 11-2008, grant agreements to provide funding for the "**Making A**
18 **Difference**" **Juvenile Offender Program** (Anchorage Youth Court - \$115,000; Youth Restitution
19 Programs, Volunteers of America - \$85,000; Victim Mediation/Impact, Volunteers of America - \$25,340;
20 Juvenile Probation Services, McLaughlin Youth Center, State of Alaska - \$142,000); Health and Human
21 Services.
- 22 9.D.12. Assembly Memorandum No. AM 22-2008, recommendation for grant award to **Federation of**
23 **Community Councils** from the Municipality of Anchorage, Department of Neighborhoods (\$108,000);
24 Purchasing.
- 25

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

27

- 28 9.D.13. Assembly Memorandum No. AM 23-2008, a grant to **Alaska Arts & Culture Foundation** (AACF) for the
29 purpose of administering the 2008 Municipal Arts Grants Program for the Municipality of Anchorage;
30 Office of Economic and Community Development (\$274,330).
- 31 9.D.14. Assembly Memorandum No. AM 24-2008, 2008 grant to **Greater Anchorage, Inc.** in support of the Fur
32 Rendezvous Winter Festival (\$83,867); Office of Economic & Community Development.
- 33 9.D.15. Assembly Memorandum No. AM 25-2008, a grant to **Campfire USA, Alaska Council** for the purpose of
34 operation and administration of the Fairview Campfire Program (\$75,000); Office of Economic &
35 Community Development.
- 36 9.D.16. Assembly Memorandum No. AM 26-2008, a grant to **UAA Small Business Development Center** for the
37 purposes of operation of the Small Business Development Center (\$50,000); Office of Economic &
38 Community Development.
- 39 9.D.17. Assembly Memorandum No. AM 27-2008, a grant to **Covenant House** for the purpose of operation and
40 administration of the Covenant House Youth Reception Center (\$50,000); Office of Economic &
41 Community Development.
- 42 9.D.18. Assembly Memorandum No. AM 12-2008, proprietary purchase for underground locate services with
43 **Alaska DigLine Inc.** dba Locate Call Center of Alaska, Inc. for the Municipality of Anchorage, Municipal
44 Light & Power and Maintenance & Operations Department (\$54,216); Purchasing.
- 45 9.D.19. Assembly Memorandum No. AM 28-2008, recommendation of award to **Emerald Alaska, Inc.** for
46 providing professional services for Hazardous Waste Collection Facility Operations for the Municipality of
47 Anchorage, Solid Waste Department (RFP 27-P040) (\$795,000); Purchasing.
- 48 9.D.20. Assembly Memorandum No. AM 30-2008, 2008 grant to **Anchorage Economic Development**
49 **Corporation (AEDC)** for the purpose of operation and administration of AEDC programs (\$440,500); Office
50 of Economic & Community Development. (**Addendum**)
- 51 9.D.21. Assembly Memorandum No. AM 31-2008, Amendment No., 6 to **Indigent Defense Services Contract**
52 with the Law Firm of Gorton Logue & Graper (\$94,495); Department of Law. (**Addendum**)
- 53

54 **9.E. INFORMATION AND REPORTS**

- 55 9.E.1. Information Memorandum No. AIM 1-2008, Transmittal of the Planning and Zoning Commission record
56 and recommendation of denial for a rezoning application to rezone approximately 3.070 acres from R-2A
57 (Two-Family Residential District – Large Lot) to R-3 SL (Multiple Family Residential District) with Special
58 Limitations, for **Lots 45, 49A, 49B, 49C, and 52, Section 33, T13N, R3W**; generally located on the south
59 side and east end of East 49th Court, east of Lake Otis Parkway (Planning and Zoning Commission Case
60 No. 2007-087); Planning Department.
- 61

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

63

- 64 9.E.2. Information Memorandum No. AIM 2-2008, **Sole Source Procurement Report** for the month of
65 November 2007; Purchasing.
- 66

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

- 68 9.F.1. Ordinance No. AO 2008-1, an ordinance **correcting a clerical error in AO 2007-130** regarding
69 misplacement of real property into the Heritage Land Bank Inventory, retroactive to October 9, 2007, the
70 date of Assembly approval; Heritage Land Bank. (**Public Hearing 1-22-08**)
71 a. Assembly Memorandum No. AM 5-2008.
- 72 9.F.2. Ordinance No. AO 2008-2, an ordinance of the Municipality of Anchorage, Alaska, providing for,
73 authorizing and approving the issuance of **Subordinate Lien Port Revenue Notes (Commercial Paper)**
74 for the Port of Anchorage in one or more series in the aggregate principal amount of not to exceed
75 \$215,000,000 for the purpose of providing funds to finance certain port capital projects; Finance. (**Public**
76 **Hearing 1-29-08**)
77 a. Assembly Memorandum No. AM 18-2008.
- 78 9.F.3. Ordinance No. AO 2008-3, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
79 providing for the issuance of **General Obligation Refunding Bonds** of the Municipality to provide funds

1 required to refund certain outstanding general obligation bonds of the Municipality; providing for the form
2 and manner of sale of said bonds; pledging the full faith and credit of the Municipality to the payment
3 thereof; authorizing the authorized municipal representative to determine the manner of sale of said
4 bonds; and related matters; Finance. (*Public Hearing 1-22-08*)

5 a. Assembly Memorandum No. AM 19-2008.

6 9.F.4. Ordinance No. AO 2008-4, an ordinance of the Municipality of Anchorage, Alaska, authorizing and
7 providing for the issuance of not to exceed \$100,000,000 in aggregate principal amount of **Tax**
8 **Anticipation Notes** of the Municipality; fixing certain details of said notes; providing for the form and
9 manner of sale of said notes; pledging the receipts from ad valorem property taxes to be collected during
10 Year 2008 and the full faith and credit of the Municipality to the payment thereof; delegating certain
11 matters to the Chief Fiscal Officer in connection with the sale of the notes; and appropriating \$2,889,586
12 of interest earnings to pay interest expense and issuing costs for the notes; Finance. (*Public Hearing 1-*
13 *22-08*)

14 a. Assembly Memorandum No. AM 20-2008.

15 9.F.5. Ordinance No. AO 2008-5, an ordinance of the Municipality of Anchorage, Alaska, authorizing a revolving
16 \$50,000,000 **Master Tax-Exempt Lease/Purchase Agreement** for the financing of various capital
17 expenditures by the Municipality; Finance. (*Public Hearing 1-22-08*)

18 a. Assembly Memorandum No. AM 21-2008.

19 9.F.6. Ordinance No. AO 2008-6, an ordinance amending Anchorage Municipal Code Chapter 21.09 and Section
20 21.15.134 pertaining to single family, two-family and townhouse residential uses, and to allow commercial
21 tracts in the **Girdwood Resort Zoning Districts** (Planning Case 2007-183); Assemblymembers Johnston
22 and Birch. (*Public Hearing 1-22-08*) (**Addendum**)

23 9.F.7. Ordinance No. AO 2008-9, an ordinance of the Anchorage Municipal Assembly amending Chapter 7.25 of
24 the Anchorage Municipal Code (**Disposition of Disposable Property**) authorizing the orderly disposition
25 of surplus fire apparatus and emergency medical vehicles to registered fire departments within the State
26 of Alaska; Assemblymember Tesche.

27 a. Memorandum No. AM 33-2008. (**Laid on the Table**)

28
29 Mr. Tesche moved, *to introduce* AO 2008-9, with Public Hearing scheduled
30 Mr. Sullivan seconded, for January 22, 2008,
31 Mr. Bauer was the concurring third.

32
33 9.F.8. Ordinance No. AO 2008-10, an ordinance of the Anchorage Municipal Assembly amending the zoning
34 map and providing for the rezoning of **Lots 45, 49A, 49B, 49C and 52, T13N, R3W, Section 33**, from R-
35 2A to R-3 SL; Generally located on the south side and east end of East 49th Court, east of Lake Otis
36 Parkway; Assemblymember Traini. (**Laid on the Table**)

37
38 Mr. Tesche moved, *to introduce* AO 2008-10, with Public Hearing scheduled
39 Mr. Sullivan seconded, for January 22, 2008,
40 Mr. Bauer was the concurring third.

41
42 Acting Chair Ossiander called the Question on the remainder of the Consent Agenda.

43
44 and this motion, as amended, was passed, 8-0.

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

47 NAYES: None.

48 ABSENT: Johnston, Birch and Claman, each excused.

49
50 The amended Consent Agenda was approved and Acting Chair Ossiander led the body into discussion of pulled items.

51 52 **END OF CONSENT AGENDA**

53 54 **10. REGULAR AGENDA**

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

56 10.A.1. Resolution No. AR 2008-5, a resolution of the Anchorage Municipal Assembly designating January 21,
57 2008, as **Martin Luther King, Jr. Day of Service**; Assembly Vice-Chair Ossiander; Assemblymembers
58 Bauer, Birch, Claman, Coffey, Johnston, Selkregg, Starr, Sullivan, Tesche, Traini and Mayor Begich.
59 (**Addendum**)

60
61 Mr. Sullivan moved, *to approve* AR 2008-5,
62 Mr. Starr seconded,
63 and this was approved without objection,
64 with Johnston, Birch and Claman, each excused.

65
66 Mr. Sullivan read the resolution, designating January 21, 2008 as Martin Luther King, Jr. Day of Service, with many
67 activities scheduled citywide. Dr. Selkregg presented the resolution to Parks and Recreation Volunteer Coordinator
68 Nancy Beardsley, who reported there would be many scheduled activities, including a bicycle workshop.

69
70 10.A.2. Resolution No. AR 2008-6, a resolution of the Anchorage Municipal Assembly recognizing and honoring
71 Anchorage Fire Department Firefighters Dan Stevens, Clay Hamilton, Kevin Woolsey, Aaron Robinson
72 and Erich Patrawke for their participation at the **Firefighter Combat Challenge** as *Team Paul Davis of*
73 *Alaska*; Assembly Vice-Chair Ossiander; Assemblymembers Bauer, Birch, Claman, Coffey, Johnston,
74 Selkregg, Starr, Sullivan, Tesche, Traini and Mayor Begich. (**Addendum**)

75
76 Mr. Bauer moved, *to approve* AR 2008-6,
77 Dr. Selkregg seconded,
78 and this was approved without objection,
79 with Johnston, Birch and Claman, each excused.

1
2 Mr. Bauer read and Mr. Starr presented the resolution recognizing and honoring Anchorage Fire Department Firefighters
3 Dan Stevens, Clay Hamilton, Kevin Woolsey, Erich Patrawke and Aaron Robinson, known as *Team Paul Davis of Alaska*,
4 for their participation at the Firefighter Combat Challenge. Following many Challenge competitions across the nation,
5 Team Paul Davis was the number one ranked team in the world. Team leader Clay Hamilton thanked Ms. Ossiander for
6 recognizing their accomplishments. He thanked Fire Chief Craig Goodrich, Deputy Chief Doug Schrage, Firefighters
7 Union President Tom Westcott and other sponsors for allowing them to travel and compete with the Challenge.
8

9 Acting Chair Ossiander stated that Firefighter Aaron Robinson also needed to be recognized for his participation with
10 *Team Paul Davis*.

11
12 **10.B. RESOLUTIONS FOR ACTION - OTHER** No items were pulled for review.

13
14 **10.C. BID AWARDS** There were no items.

15
16 **10.D. NEW BUSINESS**

17 10.D.12. Assembly Memorandum No. AM 22-2008, recommendation for grant award to **Federation of**
18 **Community Councils** from the Municipality of Anchorage, Department of Neighborhoods (\$108,000);
19 Purchasing.

20
21 Mr. Traini moved, *to postpone* AM 22-2008 to January 22, 2008, with
22 Mr. Coffey seconded, a worksession scheduled for January 18th,

23
24 Acting Chair Ossiander stated that Municipal Clerk Barbara Gruenstein had set the worksession for January 18th from
25 10:00 to 11:00 a.m.

26
27 To Mr. Sullivan, Mr. Coffey responded that representatives of community councils had requested postponing this because
28 the council was proposing a new executive director. Jason Bergerson, Chair of the FCC and member of the Spenard
29 Community Council responded that this would not have any detrimental effects on the grant award.
30

31 Mr. Tesche requested that Municipal Auditor Peter Raiskums attend that worksession. Mr. Raiskums concurred.

32
33 and this was approved without objection, 8-0.

34
35 **10.E. INFORMATION AND REPORTS**

36 10.E.1. Information Memorandum No. AIM 1-2008, Transmittal of the Planning and Zoning Commission record
37 and recommendation of denial for a rezoning application to rezone approximately 3.070 acres from R-2A
38 (Two-Family Residential District – Large Lot) to R-3 SL (Multiple Family Residential District) with Special
39 Limitations, for **Lots 45, 49A, 49B, 49C, and 52, Section 33, T13N, R3W**; generally located on the south
40 side and east end of East 49th Court, east of Lake Otis Parkway (Planning and Zoning Commission Case
41 No. 2007-087); Planning Department.

42
43 Mr. Tesche disclosed a possible conflict of interest because of his and his family's friendship with one of the owners
44 involved with the rezone. He stated that neither he nor his family had any financial or business interest with the family
45 with respect to this property or project. Acting Chair Ossiander questioned if the private interest was substantial enough
46 to impact his ability to clearly be impartial in the matter. Mr. Tesche responded NO. He would still be able to act
47 impartially as an elected Assemblymember. Acting Chair Ossiander stated that, because of Mr. Tesche's ability to be
48 impartial, she ruled that he did not have a conflict of interest and ordered that he participate in the matter. There were no
49 objections.

50
51 Mr. Traini stated that AIM 1-2008 needed four weeks notification.

52
53 Mr. Traini moved, *to introduce* AIM 1-2008, with Public Hearing
54 Mr. Coffey seconded, scheduled for February 26, 2008,
55 Mr. Tesche was the concurring third.

56
57 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION** No items were pulled for review.

58
59 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

60 11.A. Ordinance No. AO 2007-23, an ordinance of the Anchorage Municipal Assembly amending Anchorage
61 Municipal Code Chapter 21.87, **Subdivision Agreements**, to specify use of stop work orders in the
62 enforcement of subdivision agreements, add provisions to the subdivision agreements, and provide for
63 enforcement jurisdiction by the Building Board; amending Chapter 23.10, Anchorage Administrative
64 Code, to add specificity to stop work orders and to authorize the Building Board to hear appeals under
65 Subdivision Agreements and Stop Work Orders, with judicial appeal to the superior court; and setting a
66 time certain for the production of regulations establishing the timetable and schedule for review and
67 approval of engineering design plans for work under subdivision agreements (Planning & Zoning
68 Commission Case 2007-043); Assemblymembers Sullivan, Coffey and Bauer.

69 1. Assembly Memorandum No. AM 74-2007.
70 (*Public Hearing was Closed and Action was Postponed on 11-13-07*)
71

72 Acting Chair Ossiander stated Public Hearing was closed and there was no motion pending.

73
74 Mr. Coffey moved, *to postpone indefinitely* AO 2007-23,
75 Mr. Sullivan seconded,

76
77 Mr. Sullivan stated that the Home Builders Association and the Administration were working to develop policies that would
78 accomplish the things the ordinances had intended to do. There was general agreement that the industry would try

1 working with the new policies. The Assembly could readdress the matter at a later date, if necessary. The Assembly
2 wanted to work cooperatively and give the new policies a try.

3
4 To Acting Chair Ossiander, Deputy Municipal Manager Michael Abbott responded that the Administration was working
5 with the Home Builders Association and the industry had developed and was implementing new policies and procedures
6 with Project Management and Engineering to address stop-work orders, off-site improvements, exactions and a new
7 appeals process.

8
9 Mr. Coffey thanked the Administration and the Home Builders Association for their efforts to resolve the problems. The
10 new policies would work and code changes were not needed. He supported postponing the ordinances indefinitely.

11
12 Dr. Selkregg supported the ordinance being pulled. She was happy that the Administration was involved with the Home
13 Builders Association to address the issues regarding the stop-work orders, which were essential tools necessary to
14 protect the public interest. Off-site improvements were also important.

15
16 and this was approved without objection, 8-0.

17
18 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

19 NAYES: None.

20 ABSENT: Johnston, Birch and Claman, each excused.

21
22 11.B. Ordinance No. AO 2007-25(S), an ordinance of the Anchorage Municipal Assembly amending Anchorage
23 Municipal Code Section 21.15.150, **Improvements Associated with Building and Land Use Permits**,
24 and providing for determination by the Municipal Engineer (Planning & Zoning Commission Case 2007-
25 042); Assemblymembers Sullivan, Bauer and Coffey.
26 (*Public Hearing was Closed 11-13-07; Action was Postponed from 11-13-07*)

27
28 Acting Chair Ossiander reported that the Public Hearing was closed and there was no motion pending.

29
30 Mr. Coffey moved, *to postpone indefinitely* AO 2007-25(S),

31 Mr. Sullivan seconded,

32 and this was approved without objection, 8-0.

33
34 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

35 NAYES: None.

36 ABSENT: Johnston, Birch and Claman, each excused.

37
38 11.C. Ordinance No. AO 2007-146, an ordinance amending Anchorage Municipal Code Section 26.70.040 and
39 26.80.050 to increase the **Solid Waste Services Refuse Collection and Disposal Rates**.

40 1. Assembly Memorandum No. AM 658-2007.

41 (*Public Hearing was Closed 12-18-07; Action was Postponed from 12-18-07*)

42
43 Acting Chair Ossiander reported the Public Hearing was closed and she called for a motion.

44
45 Mr. Sullivan moved, *to postpone* AO 2007-146 to January 22, 2008,

46 Mr. Traini seconded,

47 and this was approved without objection, 8-0.

48
49 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

50 NAYES: None.

51 ABSENT: Johnston, Birch and Claman, each excused.

52
53 (*Clerk's Note: Following completion of 14.bb, Mr. Sullivan moved, seconded by Mr. Bauer to reconsider AO 2007-146.*
54 *This was approved and Acting Chair Ossiander returned the body to 11.C for further deliberation.*)

55
56 Mr. Sullivan stated that the consultant's report was due at the end of the month and he did not want to limit the time
57 needed to get a quality analysis completed. He proposed postponing to the first week in February.

58
59 Mr. Sullivan moved, *to postpone* AO 2007-146 to [~~February 12;~~

60 **January 29**," 2008,

61 and a friendly amendment was accepted,

62
63 Mr. Coffey stated that the consultant had indicated the work would be completed by January 22nd. Mr. Sullivan responded
64 that January 22nd would not be time enough to present the information. Mr. Coffey opposed the date of February 12th.

65
66 Acting Chair Ossiander stated that interested people were expecting the matter to be considered by the Assembly on
67 January 22nd, but she supported Mr. Sullivan's rationale and would support postponement to February 12th.

68
69 Deputy Municipal Manger Michael Abbott stated that if there was no Assembly action by the end of January, the
70 Administration would send out layoff notices and make the associated service changes, as previously discussed.

71
72 Municipal Clerk Barbara Gruenstein stated that she and Chief Fiscal Officer Sharon Weddleton had set a preliminary
73 closing date of January 22nd for the contract, but had extended the date to the end of the month, for any possible clean-up
74 and to be able to discuss the details. The contractor understood the deadline was to be the 22nd.

75
76 Mr. Bauer proposed a date of January 29th, which was accepted as a friendly amendment by Mr. Sullivan.

77
78 Dr. Selkregg supported January 29th.

79

1 and this motion, as amended, was approved without objection, 8-0.

2
3 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

4 NAYES: None.

5 ABSENT: Johnston, Birch and Claman, each excused.

6
7 **12. APPEARANCE REQUESTS**

8 12.A. **Anchorage Domestic Violence Fatality Review Team**, to report on mock review per
9 AMC 16.75.030(D)(5).

10
11 D. VICTOR KESTER, Alaska Office of Victims Rights Executive Director and the Anchorage Domestic Violence Fatality
12 Review Team, Advisory Committee Chair, reported the committee supported approval of AR 2007-55, creating authority
13 and procedures for domestic violence fatality reviews, with an advisory committee to oversee in-depth reviews of related
14 injuries and fatalities. The committee would report to the Assembly with recommendations that identified prevention
15 strategies and strengthened system policies. Fellow advisory committee members included Captain Bill Miller and
16 Officers Rhonda Street and Jill Martin, APD; Judy Cordell, Executive Director, Women's Aid in Crisis, ; Municipal
17 Prosecutor John McConnaughy III; Angie Rosales, MOA Department of Law; Diane Ingle and Carrie Longoria, MOA
18 H&HS; Director Christine Aschenbrenner, the Alaska Council on Domestic Violence and Sexual Assault; Victim/Witness
19 Coordinator Cathy Satterfield, State Department of Law, and; Master Suzanne Cole, Alaska Court System. Mr. Kester
20 reported that the committee would deliver its first published report to the Assembly in April, 2009. Acting Chair Ossiander
21 and Dr. Selkregg thanked Mr. Kester for his work and looked forward to reviewing the report.

22
23 12.B. **Sage Cohen**, regarding mandatory trash pick-up.

24
25 SAGE COHEN, a Fairview homeowner, requested that the Assembly create a ballot proposition that would give residents
26 the right to choose whether they wanted to use the city's mandatory trash collection. Limited road service areas could
27 choose their road assessments and everyone had the right to be treated equally. There were proposals of pay-as-you-go
28 and curbside recycling, which needed to be fully implemented citywide. Ms. Cohen gave examples of optional and flexible
29 utility services serving Anchorage. To Mr. Tesche, she responded that trash collection for Fairview was made mandatory
30 when the city was formed. Citizens should be treated equally on all assessments, including required utility use. Code
31 defined the Assembly's responsibilities, which included creating, altering, abolishing and operating service areas. To Mr.
32 Tesche, Deputy Municipal Manager Michael Abbott responded that service boundaries were set in code. Mr. Tesche
33 requested continued discussion with the Administration, in anticipation of additional questions on this matter. Dr. Selkregg
34 stated there was public interest in waste disposal, including addressing differing rates based on volume and she
35 requested an Administrative response about mandatory trash pickup. Mr. Tesche urged Ms. Cohen to keep in touch with
36 him. To Mr. Coffey, Mr. Abbott responded that the Assembly could determine service areas and mandatory pick up. Mr.
37 Traini stated that one-half of his district had mandatory pick up and he requested a legal opinion on the matter. Municipal
38 Attorney Jim Reeves responded that he would review the matter and report back to the Assembly. To Dr. Selkregg, Mr.
39 Abbott responded the next worksession on Solid Waste Services would be in February or early March.

40
41 **13. CONTINUED PUBLIC HEARINGS** There were no items.

42
43 **14. NEW PUBLIC HEARINGS**

44 14.A. Resolution No. AR 2008-1, a resolution of the Anchorage Municipal Assembly approving an alcoholic
45 beverages conditional use in the B-3 (General Business) District for a duplicate beverage dispensary use
46 per AMC 21.40.180 D.8, for Debco, Inc., **Fantasies on 5th**, located at 1911 E. 5th Avenue, within
47 Fantasies Subdivision, Lot 1, and Fourth Addition, Block 26C, Lots 4, 5 and 6; generally located between
48 East 4th and East 5th Avenues, on the east side of Sitka Street (Mountain View Community Council) (Case
49 2008-013); Planning Department.

50 1. Assembly Memorandum No. AM 1-2008.

51 2. Informational Memorandum No. AIM 3-2008. (**Laid on the Table**)

52
53 To Mr. Coffey, Acting Chair Ossiander and Mr. Tesche responded there had been a request for a delay by the Downtown
54 South Addition Community Council, to allow time for their review of the matter.

55
56 Mr. Sullivan stated that local community councils reviewed and responded on matters of liquor licenses. When the
57 Assembly received requests, Assembly action was postponed to allow time for councils to review and respond to the
58 Assembly. There had been a council request for delay and there would probably be a motion to postpone.

59
60 Acting Chair Ossiander read the resolution title and questioned if there would be any objection from the Assembly on this
61 matter being postponed to February. There was no response. She stated Public Hearing would be opened and those
62 testifying that evening would not be allowed to testify again. She opened Public Hearing.

63
64 ARMANDO GONZALES stated the business had followed every rule and met all criteria to have the resolution approved
65 that evening. The community council requesting to review the matter was not in their area. The local community council
66 had responded and he submitted the council report. Acting Chair Ossiander stated that a community council had
67 requested to see the police file. Mr. Gonzales responded that the business had generated calls, being proactive to keep
68 people safe. Mr. Traini stated that the military had black-listed the business and military personnel could not enter the
69 establishment without receiving punishment. Mr. Gonzales responded that the military was willing to lift the prohibition if
70 the business would meet certain criteria. Mr. Sullivan stated that the business had increased camera installation and
71 other measures. Mr. Gonzales responded the business was "going 21," (*allowing only patrons 21 or older*) had
72 discontinued the hip-hop event and was pursuing drug-testing. They wanted to be just like everybody else. Mr. Sullivan
73 stated that Fantasies was making changes to become a more traditional model. He stated the council requesting the
74 report was outside of their area. Dr. Selkregg requested a letter explaining how and when the business would meet the
75 military's requirements and stated that postponement would not necessarily be a bad thing. Mr. Gonzales responded the
76 establishment had submitted proof to the military that the conditions were being met, but they could not "go 21" until
77 Assembly approval. Mr. Starr stated that most of the calls had been initiated by the business. Mr. Gonzales responded
78 the business was following the rules and actively called in (*to APD*) underage patrons caught entering the liquor
79 establishment. To Mr. Bauer, Mr. Gonzales responded that the hip-hop event had been cancelled because it was an

1 activity disliked by the APD. Mr. Tesche stated that Mr. Gonzales had listed uses on the conditional use permit that
2 included indecent or adult material. Mr. Gonzales responded their lap dances were just like the other places in town and
3 you might see a lady's body. Mr. Gonzales responded there would not be prostitution and there would be full-body nudity.
4 Mr. Sullivan stated that Mr. Tesche's line of questioning went beyond what was required for a conditional use. Mr. Tesche
5 stated this was a land use matter with activity clearly within the scope of the conditional use and the Assembly could not
6 take a blind eye. Mr. Sullivan objected. Mr. Gonzales responded they would follow every law and regulation and it would
7 be just like any other adult club in town. To Mr. Tesche, he responded by thanking the Assembly for the opportunity to
8 testify. Dr. Selkregg stated that adult entertainment was not illegal. Municipal Attorney Jim Reeves responded there was
9 a line between appropriate land use and considerations that dealt with law enforcement or regulation of alcoholic
10 beverage dispensaries. The Municipal Attorney's Office had been requested to determine the exact line of what would be
11 included under a conditional land use permit. Mr. Starr stated it was not unusual for a community council outside the area
12 to request to review a conditional use permit, because the activity would spill over into the council's area. Mr. Tesche
13 stated the definition of indecent adult entertainment which Mr. Gonzales had described in the conditional use application
14 was language derived from the regulation language of underage businesses. The Assembly had the responsibility to
15 review the land use permit to determine the activities and the impacts, which may not be appropriate for the surrounding
16 areas.

17
18 BERNADETTE BRADLEY stated that the paperwork being circulated to the community councils included social security
19 numbers and other personal information. The Assembly had previously determined that distributing personal information
20 was inappropriate. Ms. Bradley supported allowing time for the matter to be addressed by all interested community
21 councils. Mr. Bauer confirmed that the packet included the bar file and personal information from the APD.
22

23 REGINA MANTEUFEL testified the business should not be located next to the Safe Harbor Women's Shelter. She stated
24 that the business had violated labor law. A stripper pole needed to be properly disinfected. She opposed the conditional
25 use. Mr. Sullivan stated that there had been a liquor license and strip club in this location for years. Ms. Manteufel
26 responded that this business had parked cars overflowing into the Safe Harbor parking lot.
27

28 BRAD WEISS testified that he supported any action that would clean up the city to make it a more beautiful and desirable
29 place to live, including cleaning up beer bottles and cans, drugs and alcohol. People with liquor licenses could help with
30 the trash pick-up. Dr. Selkregg agreed that beer bottles along city trails were an issue. Mr. Sullivan stated that Mr. O'Neill
31 with Brown Jug Liquor deserved credit for his efforts of involving the industry, which was proactive and the Responsible
32 Beverage Retailers Association was involved with city cleanup. Mr. Coffey concurred and stated the liquor industry was a
33 leader with city cleanup.
34

35 Mr. Tesche moved, to continue Public Hearing on AR 2008-1 to February 26, 2008,
36 Dr. Selkregg seconded,

37
38 Mr. Sullivan supported continuing to February 12th. To Dr. Selkregg, he responded the council that wanted to review the
39 reports would meet the following week.
40

41 Mr. Sullivan moved, to amend the Tesche amendment *by changing* to read: to
42 Mr. Starr seconded, continue Public Hearing on AR 2008-1 to February [26]
43 and a friendly amendment was accepted, "12," 2008,
44

45 Mr. Tesche opposed.
46

47 Acting Chair Ossiander urged consideration of the many ballot propositions that would be on the February 12th Agenda.
48 Carol Hartman, owner of Fantasies, responded that this matter was confusing to their patrons and they supported the
49 February 12th date.
50

51 To Acting Chair Ossiander, Municipal Clerk Barbara Gruenstein responded that approval of a liquor license could be
52 conditioned on a later approval of the conditional use permit.
53

54 To Mr. Starr, Mr. Tesche responded that he would support the February 12th date.
55

56 Mr. Bauer stated that the Mountain View Community Council had submitted their written comments. He would support
57 postponement to February 12th. He urged all interested councils to submit their written comments to the Assembly.
58

59 Dr. Selkregg requested a response from the APD, summarizing police activity at this establishment, as compared with
60 other places. Mr. Sullivan responded the Assembly had approved an ordinance that required the Police Chief to submit a
61 written explanation of concern in order to weigh in on a liquor license.
62

63 and the motion, as amended, was approved without objection, 8-0.
64

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

66 NAYES: None.

67 ABSENT: Johnston, Birch and Claman, each excused.
68

69 14.B. Ordinance No. AO 2007-162, an ordinance submitting to the qualified voters residing in the **Bear Valley**
70 **Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot proposition
71 approving the continuation of the limited road service area until altered or abolished by majority vote of
72 those voting within the affected area, and amending Anchorage Municipal Code Section 27.30.370
73 accordingly; Municipal Clerk.
74

75 Acting Chair Ossiander read the ordinance title and opened Public Hearing. With no one to testify, she closed Public
76 Hearing and called the Question.
77

78 Dr. Selkregg moved, to approve AO 2007-162,
79 Mr. Sullivan seconded,

1 and this was approved without objection, 7-0.

2
3 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
4 NAYES: None.
5 ABSENT: Johnston, Birch and Claman, each excused.
6 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)

7
8 14.C. Ordinance No. AO 2007-163, an ordinance submitting to the qualified voters residing in the **Birch**
9 **Tree/Elmore Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot
10 proposition approving the continuation of the limited road service area until altered or abolished by
11 majority vote of those voting within the affected area, and amending Anchorage Municipal Code Section
12 27.30.290 accordingly; Municipal Clerk.

13
14 Acting Chair Ossiander read the ordinance title and opened Public Hearing. With no one to testify, she closed Public
15 Hearing and called the Question.

16 Mr. Starr moved, to approve AO 2007-163,
17 Dr. Selkregg seconded,

18
19 Mr. Starr stated that the concept of a combined Chugiak, Birchwood, Eagle River Rural Road Service Area (*CBERRRSA*)
20 had proven to be very successful. He urged smaller boards to consider this approach.

21
22 and this was approved without objection, 7-0.

23
24 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
25 NAYES: None.
26 ABSENT: Johnston, Birch and Claman, each excused.
27 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)

28
29 14.D. Ordinance No. AO 2007-164, an ordinance submitting to the qualified voters residing in the **Section**
30 **6/Campbell Airstrip Road Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a
31 ballot proposition approving the continuation of the limited road service area until altered or abolished by
32 majority vote of those voting within the affected area, and amending Anchorage Municipal Code Section
33 27.30.300 accordingly; Municipal Clerk.

34
35 Mr. Coffey moved, to combine Public Hearing on AO 2007-164, AO 2007-165, AO
36 Mr. Sullivan seconded, 2007-166, AO 2007-167 and AO 2007-168, (*items 14.D, 14.E,*
37 and this passed without objection, 7-0. *14.F, 14.G and 14.H,*

38
39 Acting Chair Ossiander opened Combined Public Hearing. With no one to testify, she closed Combined Public Hearing
40 and called for a motion on the first item.

41
42 Mr. Sullivan moved, to approve AO 2007-164,
43 Mr. Bauer seconded,
44 and this was approved, 7-0.

45
46 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
47 NAYES: None.
48 ABSENT: Johnston, Birch and Claman, each excused.
49 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)

50
51 14.E. Ordinance No. AO 2007-165, an ordinance submitting to the qualified voters residing in the **Sequoia**
52 **Estates Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot proposition
53 approving the continuation of the limited road service area until altered or abolished by majority vote of
54 those voting within the affected area, and amending Anchorage Municipal Code Section 27.30.380
55 accordingly; Municipal Clerk.

56
57 (*Clerk's Note: See Agenda item 14.D for related details of Combined Public Hearing for AO 2007-165.*)

58
59 Mr. Sullivan moved, to approve AO 2007-165,
60 Mr. Bauer seconded,
61 and this was approved, 7-0.

62
63 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
64 NAYES: None.
65 ABSENT: Johnston, Birch and Claman, each excused.
66 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)

67
68 14.F. Ordinance No. AO 2007-166, an ordinance submitting to the qualified voters residing in the **SRW**
69 **Homeowner's Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot
70 proposition approving the continuation of the limited road service area until altered or abolished by
71 majority vote of those voting within the affected area, and amending Anchorage Municipal Code Section
72 27.30.650 accordingly; Municipal Clerk.

73
74 (*Clerk's Note: See Agenda item 14.D for related details of Combined Public Hearing for AO 2007-166.*)

75
76 Mr. Sullivan moved, to approve AO 2007-166,
77 Dr. Selkregg seconded,
78 and this was approved, 7-0.

79

1
2 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
3 NAYES: None.
4 ABSENT: Johnston, Birch and Claman, each excused.
5 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)
6

7 14.G. Ordinance No. AO 2007-167, an ordinance submitting to the qualified voters residing in the **Upper**
8 **O'Malley Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot proposition
9 approving the continuation of the limited road service area until altered or abolished by majority vote of
10 those voting within the affected area, and amending Anchorage Municipal Code Section 27.30.210
11 accordingly; Municipal Clerk.
12

13 (*Clerk's Note: See Agenda item 14.D for related details of Combined Public Hearing for AO 2007-167.*)
14

15 Mr. Sullivan moved, to approve AO 2007-167,
16 Dr. Selkregg seconded,
17 and this was approved, 7-0.
18

19 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
20 NAYES: None.
21 ABSENT: Johnston, Birch and Claman, each excused.
22 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)
23

24 14.H. Ordinance No. AO 2007-168, an ordinance submitting to the qualified voters residing in the **Villages**
25 **Scenic Parkway Limited Road Service Area** at the Regular Municipal Election April 1, 2008, a ballot
26 proposition approving the continuation of the limited road service area until altered or abolished by
27 majority vote of those voting within the affected area, and amending Anchorage Municipal Code Section
28 27.30.390 accordingly; Municipal Clerk.
29

30 (*Clerk's Note: See Agenda item 14.D, for related details of Combined Public Hearing for AO 2007-167.*)
31

32 Mr. Sullivan moved, to approve AO 2007-168,
33 Dr. Selkregg seconded,
34 and this was approved, 7-0.
35

36 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
37 NAYES: None.
38 ABSENT: Johnston, Birch and Claman, each excused.
39 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)
40

41 14.I. Ordinance No. AO 2007-172, an ordinance amending Anchorage Municipal Code Section 28.30.030,
42 **Declaration of Candidacy**, to revise the deadline for candidate withdrawal.
43 1. Assembly Memorandum No. AM 757-2007.
44

45 Acting Chair Ossiander read the ordinance title and opened Public Hearing. There was no one to testify and she closed
46 Public Hearing and called for a motion.
47

48 Mr. Sullivan moved, to approve AO 2007-172,
49 Mr. Bauer seconded,
50 and this was approved, 7-0.
51

52 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
53 NAYES: None.
54 ABSENT: Johnston, Birch and Claman, each excused.
55 (*Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.*)
56

57 14.J. Ordinance No. AO 2007-173, an ordinance amending Anchorage Municipal Code Section 28.60.040,
58 **Special Needs Voting**, to delete the restriction on the number of qualified voters represented by a single
59 representative.
60 1. Assembly Memorandum No. AM 758-2007.
61

62 Acting Chair Ossiander read the ordinance title and opened Public Hearing. There was no one to testify and she closed
63 Public Hearing and called for a motion.
64

65 Mr. Sullivan moved, to approve AO 2007-173,
66 Mr. Bauer seconded,
67

68 Mr. Sullivan stated that AO 2007-173 was brought forth by Elections Coordinator Guadalupe Marroquin, as a result of a
69 year's worth of work on special needs voting. This would allow a person to represent more than one qualified voter and
70 was modeled after the state program, which had proven to be successful.
71

72 To Acting Chair Ossiander, Ms. Marroquin responded a state representative was allowed an unlimited number and often
73 helped six or seven qualified voters. The municipal regulation would allow an unlimited number. The city had experience
74 with people helping up to seven voters at a time. Acting Chair Ossiander stated that she had continued concern because
75 of allegations of fraud, particularly in smaller areas of the state. She preferred to have a set number instead of its being
76 unlimited and she proposed "5," but remained open because she wanted to make it workable. Ms. Marroquin responded
77 that it was hard to predict how many voters a representative would help on Election Day, when election officials were
78 inundated with election duties. Ms. Marroquin responded a representative would collect and turn in voted ballots and be
79 off to offer services to other groups of voters. The ballots were carefully reviewed by the Election Commission.

1
2 Dr. Selkregg stated that she had heard of voting concerns that involved errors in the machines. There were people who
3 needed help, like people in hospitals. When a representative was willing to spend the afternoon giving a hand, limiting the
4 number would reduce the access of those who were dependent. She would need to see substantiation of fraud before
5 she would support limiting the number.

6
7 Municipal Clerk Barbara Gruenstein stated that special needs votes were in the question-ballot category. The Election
8 Commission followed a painstakingly thorough review process and made sure the ballot envelopes were accurate before
9 they were opened and counted. Ms. Marroquin responded that the city had election workers who served hospital in-
10 patients and personal representatives were those workers who traveled throughout the community.

11
12 and this was approved without objection, 7-0.

13
14 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

15 NAYES: None.

16 ABSENT: Johnston, Birch and Claman, each excused.

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

18
19 14.K. Ordinance No. AO 2007-148, an ordinance providing for the submission of a ballot proposition to the
20 qualified voters of the Municipality at the Regular Election on April 1, 2008 the question of issuance of not
21 to exceed \$2,000,000 of General Obligation Bonds of the Municipality, contingent upon receipt of up to
22 \$2,000,000 of matching grants from the State of Alaska, to pay the costs of **capital improvements for**
23 **swimming pools** within the Anchorage Parks and Recreation Service Area and an increase in the
24 municipal tax cap limitation to pay related operations and maintenance costs; Assemblymembers Tesche
25 and Traini. (***Title Only Submitted***)

26
27 Acting Chair Ossiander read the ordinance title and stated this was a ballot proposition for a \$2 million capital
28 improvement bond for swimming pools. The ordinance would be continued until language was submitted. She opened
29 Public Hearing. There was no one to testify and she called for a motion.

30
31 Mr. Tesche moved, *to continue* Public Hearing on AO 2007-148 to January 22, 2008,
32 Mr. Coffey seconded, with the understanding that the ordinance would be completed
33 and this was approved, 7-0. and copies would be made available to the public,

34
35 AYES: Tesche, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

36 NAYES: None.

37 ABSENT: Johnston, Birch and Claman, each excused.

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

39
40 14.L. Ordinance No. AO 2007-154, an ordinance of the Anchorage Municipal Assembly amending Anchorage
41 Municipal Code Chapter 21.70, **Mobile Home Parks**, relating to dimensional requirements for additions
42 to mobile homes, including accessory buildings, and minimum set back from other mobile homes,
43 including their additions and accessory buildings; Assemblymembers Ossiander and Starr.
44 1. Assembly Memorandum No. AM 691-2007.

45
46 Acting Chair Ossiander read the ordinance title and opened Public Hearing.

47
48 DAN CARMICHAEL stated the current code would not allow mobile home additions to be wider than the mobile home
49 itself. He built a garage five years ago for his fiancé Darcy and had recently been told by Land Use Enforcement that she
50 would be evicted because the garage was too big. To access the garage, the vehicle's mirrors had to be folded in. To
51 Mr. Sullivan, he responded that he supported the ordinance, but it would not resolve his concerns.

52
53 JERRY HILL opposed the ordinance. He urged consideration of grandfathering existing improvements. Rules had
54 allowed his garage roof to be higher than the mobile home and he wanted to make sure that this would be grandfathered-
55 in. Acting Chair Ossiander stated that her intent was to allow additions to be larger than the width of the mobile home, up
56 to a certain size. Mr. Hill stated that his addition was 24 feet and the ordinance only allowed 20 feet. There would be
57 many other people out of compliance. Ms. Ossiander stated that her intent was to help and that Mr. Hill was not required
58 to do anything if the ordinance passed. He responded that he and others had received notice from the mobile home
59 management telling them that many residents would be caused undue burden by the ordinance. Mr. Sullivan stated the
60 ordinance would allow more leeway to add usable space and would cover existing conditions that would normally be out
61 of compliance. Acting Chair Ossiander stated there was one park that had residents sign an agreement that limited
62 accessory buildings. To Mr. Starr, Mr. Hill responded that he had signed an agreement of limitations.

63
64 DARCY BROWN, mobile home owner in South Park Estates, testified that her garage (*described by Dan Carmichael in*
65 *his testimony that evening*), had been built on a slab, had been assessed and she had been paying property tax on it.

66
67 THOMAS HOWARD, a mobile home owner in South Park Estates, was concerned about existing structures which were
68 not listed in the ordinance. His mobile home had a carport which was six inches over the ten-foot set back. To Acting
69 Chair Ossiander, Mr. Howard responded that in Section 21.70.090, the word "generally" inferred there were no standards,
70 which meant there were considerations for exceptions. Acting Chair Ossiander stated that the ordinance would not make
71 legal buildings or accessory buildings illegal. She explained that code would allow reconstruction of a structure damaged
72 up to 50%, before having to conform to new regulations.

73
74 BRENT WILLIAMS, representing the management of South Park Estates, testified that he had sent out notices because
75 the park was attempting to correct potential code violations. He had been informed by Enforcement and the Fire Marshall
76 that there were restrictions of 10 feet between structures and homes, which could not be modified. The ordinance did not
77 cover the 10-foot restriction and the park would be in violation and fined and would need to send out eviction notices.
78 Acting Chair Ossiander stated that the ordinance had attempted to address garages, but South Park had numerous other
79 issues that needed to be addressed. She urged Mr. Williams to work with Title 21 Committee to address fire code. Dr.

1 Selkregg stated that a more thorough and comprehensive approach was needed because this would also apply to site
2 condos and single family homes on smaller lots. Mr. Williams responded that mobile home owners generally did not have
3 the finances to make the changes and he questioned whether there were funds available for assistance. To Acting Chair
4 Ossiander, he responded that the park had received an extension until January 8th for the violations. To Mr. Tesche, Mr.
5 Williams responded the ordinance would not resolve the 10-foot set back requirements.
6

7 With no additional public testimony, Acting Chair Ossiander closed Public Hearing and called for a motion.
8

9 Mr. Tesche moved, to approve AO 2007-154,
10 Mr. Starr seconded,

11
12 To Mr. Tesche, Deputy Municipal Manager Michael Abbott responded this ordinance would help resolve many code
13 enforcement issues with mobile home parks, but not all of the concerns heard that evening. Mr. Carmichael responded
14 that he was seeking to save the existing structure. With the ordinance, the garage was too close to the neighboring
15 trailer.
16

17 Acting Chair Ossiander stated that the ordinance was not intended to address Fire Code restrictions and she understood
18 Mr. Carmichael's garage would still be in violation. To Mr. Tesche, she responded the ordinance did not address
19 grandfathering rights.
20

21 To Dr. Selkregg, Mr. Carmichael responded that the Planning Department had explained there were no mobile home
22 variances. Fire Chief Craig Goodrich responded the International Fire Code Council was changing allowances for mobile
23 homes and the Fire Department was highly motivated to continue the discussion. To Dr. Selkregg, Economic and
24 Community Development Director Mary Jane Michael responded that the department would participate in determining
25 assistance available for these residents.
26

27 To Mr. Traini, Acting Chair Ossiander responded that the ordinance was not intended to address fire code. Mr. Traini
28 stated that trailers were a high fire risk and recommended that the Fire Marshall inspect mobile homes in violation, to
29 determine any other resolution. He proposed postponing to the 22nd.
30

31 Mr. Starr moved, to amend AO 2007-154 *by approving* Amendment 1 on Page 2,
32 Mr. Sullivan seconded, Section 4, Line 26, *adding* to read: **Section 4. "Anchorage**
33 **Municipal Code subsection 21.10.015 notwithstanding,"** [F] "his
34 ordinance "does not require Planning and Zoning Commission
35 review and" shall become effective immediately upon passage
36 and approval "by the Assembly."
37

38 Dr. Selkregg stated that she had concerns about fire and safety and would not support the amendment. The Planning
39 and Zoning Commission review should not be bypassed. She would support postponement until the 22nd.
40

41 Mr. Starr stated this matter had been deliberated for some time and he would not support postponement. The P&Z
42 addressed land use issues, which did not apply to this matter. The Assembly was setting policy statements which applied
43 to mobile home parks.
44

45 Dr. Selkregg stated the testimony had challenged whether or not this was a good ordinance. The Assembly needed to
46 address all mobile home issues and did not need to change code to resolve one unique situation.
47

48 and this motion passed, 5-3.
49

50 AYES: Sullivan, Starr, Coffey (*participating telephonically*), Ossiander and Bauer.

51 NAYES: Tesche, Traini and Selkregg.

52 ABSENT: Johnston, Birch and Claman, each excused.
53

54 (*Clerk's Note: Six affirmative votes were needed to approve the motion to amend.*)
55

56 Mr. Starr moved, to amend AO 2007-154 on Page 2, Line 11, *by changing* to read:
57 Mr. Sullivan seconded, All additions and accessory buildings shall be set back from
58 and a friendly amendment was accepted, other mobile homes and their additions, accessory building, or
59 structures by a minimum of [7] "10" feet.
60

61 And, on Page 1, Line 26, *by changing* to read: Section 1.C.
62 *Mobile home separation.* No part of any mobile home,
63 accessory building or its addition shall be placed closer than 15
64 feet from any other mobile home or its addition, or no closer than
65 ~~[seven [TEN]]~~ "10" feet if that mobile home, accessory building,
66 or its addition being placed meets NFPA 501A and HUD
67 #24CFR3280 standards.
68

69 To Mr. Coffey, Acting Chair Ossiander responded that approval of the changes would allow more flexibility for accessory
70 structures that were a little wider than single-wides (*mobile homes*). But, approval would not help the individual whose
71 garage was too close to the set back.
72

73 To Acting Chair Ossiander, Mr. Abbott responded that, while the Assembly generally referred Title 21 Code changes to
74 P&Z for consideration, the commission had not reviewed the ordinance.
75

76 To Mr. Starr, Acting Chair Ossiander concurred that the distance on Page 1 also needed to be changed to ten feet. Fire
77 Chief Craig Goodrich concurred. Mr. Starr accepted this as a friendly amendment.
78

79 and this motion, as amended, was approved, 8-0.

1
2 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
3 NAYES: None.
4 ABSENT: Johnston, Birch and Claman, each excused.

5
6 Mr. Starr moved, *to postpone* AO 2007-154 until February 26, 2008,
7 Mr. Coffey seconded,

8
9 Mr. Starr requested consideration of postponing, allowing time for Code Enforcement to review the matter.

10
11 Mr. Traini requested that the Fire Chief and the Fire Marshall review the ordinance.

12
13 Dr. Selkregg supported postponement to sort things out. She requested that the Administration arrange for the
14 Department of Neighborhoods to examine opportunities for solutions. Economic and Community Development Director
15 Mary Jane Michael responded that the department would participate in determining whether assistance was available for
16 the residents.

17
18 and this was approved, without objection, 8-0.

19
20 AYES: Tesche, Traini, Sullivan, Starr, Coffey, (*participating telephonically*), Ossiander, Bauer and Selkregg.
21 NAYES: None.
22 ABSENT: Johnston, Birch and Claman, each excused.

23
24 14.M. Ordinance No. AO 2007-169, an ordinance authorizing a lease for the continued use and maintenance of
25 telecommunication facilities, on a portion of **Section 35, T13N, R3W, S.M., Alaska** generally located
26 south of Tudor Road and east of Baxter and west of Patterson between Anchorage Water and
27 Wastewater Utility, a Public Corporate Authority of the Municipality of Anchorage, and Alaska
28 Communications Systems Wireless Inc.; Anchorage Water & Wastewater Utility.
29 1. Assembly Memorandum No. AM 746-2007.

30
31 Acting Chair Ossiander read the ordinance title and opened Public Hearing. There was no one to testify and she closed
32 Public Hearing and called for a motion.

33
34 Mr. Traini moved, *to approve* AO 2007-169,
35 Mr. Starr seconded,

36
37 To Dr. Selkregg, Anchorage Water and Wastewater Utility General Manager Mark Premo responded that this and the next
38 two ordinances were renewals of existing leases, which already had small towers on the sites.

39
40 and this was approved without objection, 8-0.

41
42 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
43 NAYES: None.
44 ABSENT: Johnston, Birch and Claman, each excused.

45
46 14.N. Ordinance No. AO 2007-170, an ordinance authorizing a lease for the continued use and maintenance of
47 telecommunication facilities, for a portion of **Spenard Heights, Tract 5 N&S 2**, located west of Chevigny
48 Street and north of W. 64th Avenue between Anchorage Water And Wastewater Utility, a Public Corporate
49 Authority of the Municipality of Anchorage, and Alaska Communications Systems Wireless Inc.;;
50 Anchorage Water & Wastewater Utility.
51 1. Assembly Memorandum No. AM 747-2007.

52
53 Acting Chair Ossiander read the ordinance title and opened Public Hearing. There was no one to testify and she closed
54 Public Hearing and called for a motion.

55
56 Mr. Traini moved, *to approve* AO 2007-170,
57 Mr. Sullivan seconded,
58 and this was approved without objection, 8-0.

59
60 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
61 NAYES: None.
62 ABSENT: Johnston, Birch and Claman, each excused.

63
64 14.O. Ordinance No. AO 2007-171, an ordinance authorizing a lease for the continued use and maintenance of
65 telecommunication facilities, on a portion of **Section 4, T12N, R4W, Lot 7**, north of Kincaid Road and
66 east of Jodhpur Road between Anchorage Water and Wastewater Utility, a Public Corporate Authority of
67 the Municipality of Anchorage, and Alaska Communications Systems Wireless Inc.;; Anchorage Water &
68 Wastewater Utility.
69 1. Assembly Memorandum No. AM 748-2007.

70
71 Acting Chair Ossiander read the ordinance title and opened Public Hearing. There was no one to testify and she closed
72 Public Hearing and called for a motion.

73
74 Dr. Selkregg moved, *to approve* AO 2007-171,
75 Mr. Traini seconded,
76 and this was approved without objection, 8-0.

77
78 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
79 NAYES: None.

1 ABSENT: Johnston, Birch and Claman, each excused.

- 2
3 14.P. Resolution No. AR 2007-289, a resolution of the Municipality of Anchorage, Alaska, confirming and
4 levying assessments for the water special improvements within **Levy Upon Connection (LUC) Roll 07-**
5 **W-1**, setting date of payment and providing for penalties and interest in the event of delinquency;
6 Anchorage Water & Wastewater Utility.
7 1. Assembly Memorandum No. AM 770-2007.
8

9 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
10 Public Hearing and called for a motion.

11
12 Dr. Selkregg moved, to approve AR 2007-289,
13 Mr. Traini seconded,
14

15 Mr. Starr declared a potential conflict of interest because he had helped his church with the assessment, which involved
16 AR 2007-289 and also AR 2007-290, Agenda item 14.Q. He was the Project Manager in charge of fundraising and he did
17 not have a financial interest. Acting Chair Ossiander stated that Mr. Starr had no financial interest, but possibly a private
18 interest in the matter. She questioned Mr. Starr whether his private interest was substantial enough that it would impair
19 his ability to participate impartially. Mr. Starr responded NO. Acting Chair Ossiander ruled that Mr. Starr did not have a
20 conflict of interest and requested that he participate in the matter. There were no objections.
21

22 and this was approved without objection, 8-0.
23

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

25 NAYES: None.

26 ABSENT: Johnston, Birch and Claman, each excused.
27

- 28 14.Q. Resolution No. AR 2007-290, a resolution of the Municipality of Anchorage, Alaska, confirming and
29 levying assessments for the sewer special improvements within **Levy Upon Connection (LUC) Roll 07-**
30 **S-2**, setting date of payment and providing for penalties and interest in the event of delinquency;
31 Anchorage Water & Wastewater Utility.
32 1. Assembly Memorandum No. AM 771-2007.
33

34 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
35 Public Hearing and called for a motion.

36
37 Mr. Traini moved, to approve AR 2007-290,
38 Mr. Sullivan seconded,
39

40 To Mr. Starr, Anchorage Water and Wastewater Utility General Manager Mark Premo responded these were AWWU
41 assessments on personal property, in response from individuals who requested service.
42

43 Mr. Traini declared that his church had two properties included with this assessment, but he had no conflict of interest in
44 the matter. Acting Chair Ossiander ruled that Mr. Traini did not have a conflict of interest and requested that he
45 participate in the matter. There were no objections.
46

47 and this was approved without objection, 8-0.
48

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

50 NAYES: None.

51 ABSENT: Johnston, Birch and Claman, each excused.
52

- 53 14.R. Resolution No. AR 2007-291, a resolution of the Municipality of Anchorage, Alaska, approving a water
54 main extension identified as the **Northern Communities Water Extension** and providing for assessment
55 of benefited properties at time of service connection; Anchorage Water & Wastewater Utility.
56 1. Assembly Memorandum No. AM 772-2007.
57

58 Mr. Coffey moved, to combine Public Hearing on AR 2007-291 and AR 2007-292,
59 Mr. Traini seconded,
60 and this was passed without objection.
61

62 Acting Chair Ossiander stated these were sewer and water connections affecting Chugiak and she opened Combine
63 Public Hearing on AR 2007-291 and AR 2007-292. There was no one to testify and she closed Combined Public Hearing
64 and called for a motion on AR 2007-291.
65

66 Mr. Traini moved, to approve AR 2007-291,
67 Mr. Sullivan seconded,
68

69 Acting Chair Ossiander stated there were a number of issues that she and Mr. Starr wanted to address. The
70 improvements were to be completed in conjunction with state road improvements, which would save the city money. The
71 Assembly had previously reviewed and had determined the assessments were a burden to the residents of Chugiak-
72 Eagle River. Voters had supported Chugiak High School being connected to public sewer and water and \$3,500,000 had
73 been raised for the effort, but there were now additional costs. Assistant Superintendent George Vakalis responded the
74 ASD was committed to connect the high school to the extension line, but because their temporary system was operating
75 efficiently, there was no immediate need to connect. Because of costs, the district had not set this as a priority at this
76 time. The ASD had used the bonded money for on-site improvements, and now there were additional costs.
77

78 Mr. Starr questioned the bond language that had previously been approved by voters, which included connecting up to
79 both sewer and water.

1
2 To Mr. Coffey, Mr. Vakalis responded that there would be no additional costs for delaying connection because the high
3 school was at the end of the loop. Mr. Premo responded that if the line was not completed in conjunction with the state
4 highway upgrade there would be increased costs of approximately \$2,000,000, with an additional 10% per year of delay.
5 AWWU recommended conducting the connection in concert with the state road construction. Mr. Premo responded there
6 was nothing required from the ASD for that portion of the line, which would be paid for by state and federal dollars.
7

8 To Mr. Traini, Mr. Premo responded the sewer line would offer service to the properties fronting the Old Glenn Highway
9 and the Monastery Subdivision. It would not go all the way to the high school. He responded that AWWU had not
10 determined connection costs for the high school.
11

12 To Mr. Starr, Mr. Premo responded the resolutions before the Assembly were declarations of assessments on a sewer
13 line extension and a water line extension, which were supported by state law and local code, but connection was optional.
14 Mr. Starr stated one property was being assessed \$132,000.00. Mr. Premo responded there would not be a lien against
15 the property until the property was connected. There would be additional costs for upgrades to properties and the "stub
16 outs," which were lines that connected the property to the main line. Mr. Premo urged postponement until the end of
17 February, to allow time for a State DOT response on preliminary information. Mr. Starr stated that more information was
18 needed on the connections. Mr. Premo responded AWWU would meet with Assemblymembers to discuss alternative
19 solutions.
20

21 To Dr. Selkregg, Mr. Premo stated that the assessment process was the same for all properties in the Municipality.
22

23 Acting Chair Ossiander stated there were many considerations relevant to the decision, including large lots, the DOT
24 calculations and the school district connecting. She would support postponing to February 26th, to allow time for more
25 accurate information from DOT and a response from the ASD.
26

27 Dr. Selkregg moved, *to postpone* AR 2007-291 to February 26, 2008,
28 Mr. Bauer seconded,
29

30 To Mr. Traini, Mr. Abbott responded the ASD bonds would be introduced on January 29th, with Assembly action taken by
31 February 12th.
32

33 Mr. Starr stated the Anchorage School Board had already acted on the ASD bond package and it would have to be
34 determined what action could be taken. He supported postponement.
35

36 Dr. Selkregg stated that even if the ASD did not participate, the money was in place for the core extension of the utility
37 service and the costs for connection needed to be determined. Mr. Premo concurred. The high school was 25 years old
38 and was on their third septic system. Acting Chair Ossiander stated there were instances when the leach field had
39 overflowed.
40

41 and the motion to postpone was approved without objection.
42

43 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
44 NAYES: None.
45 ABSENT: Johnston, Birch and Claman, each excused.
46

- 47 14.S. Resolution No. AR 2007-292, a resolution of the Municipality of Anchorage, Alaska, approving the
48 **Northern Communities (Sanitary) Sewer Extension** and providing for assessment of benefited
49 properties at time of service connection; Anchorage Water & Wastewater Utility.
50 1. Assembly Memorandum No. AM 773-2007.
51

52 (*Clerk's Note: Refer to 14.R for details of Combined Public Hearing for AR 2007-291 and AR 2007-292.*)
53

54 Mr. Traini moved, *to approve* AR 2007-292,
55 Mr. Starr seconded,
56

57 Mr. Traini moved, *to postpone* AR 2007-292 to February 26, 2008,
58 Mr. Bauer seconded,
59 and this was approved without objection.
60

61 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
62 NAYES: None.
63 ABSENT: Johnston, Birch and Claman, each excused.
64

- 65 14.T. Resolution No. AR 2007-277, a resolution of the Municipality of Anchorage appropriating \$199,000 from
66 the Southcentral Foundation to the Federal Categorical Grants Fund (241) for the **Emergency Alcohol**
67 **Services Program** in the Anchorage Fire Department.
68 1. Assembly Memorandum No. AM 751-2007.
69

70 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
71 Public Hearing and called for a motion.
72

73 Mr. Traini moved, *to approve* AR 2007-277,
74 Mr. Tesche seconded,
75 and this motion was passed, 7-0.
76

77 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander and Selkregg.
78 NAYES: None.
79 ABSENT: Johnston, Birch and Claman, each excused.

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

- 2
3 14.U. Resolution No. AR 2007-293, a resolution of the Municipality of Anchorage appropriating \$673,553 from
4 the Anchorage Fire Department, Anchorage Fire Service Area Capital Improvement Fund (431), as a
5 contribution to the Anchorage Fire Department, Anchorage Fire Service Area 2007 Operating Budget
6 Fund (131), to pay off an existing, third-party **emergency response fire apparatus lease/purchase**
7 obligation and properly account for all associated debt service payments.
8 1. Assembly Memorandum No. AM 774-2007.

9
10 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
11 Public Hearing and called for a motion.

12
13 Mr. Traini moved, *to postpone indefinitely AR 2007-293,*
14 Dr. Selkregg seconded,

15
16 To Mr. Starr, Chief Fiscal Officer Sharon Weddleton responded the paperwork deadline for the lease was past and would
17 come before the Assembly again in November, 2008. There would not be a supplemental appropriation needed for the
18 2008 budget for paying off this lease. The fire truck had been purchased through an external lease and there was no
19 additional cost to the taxpayer. She responded a new master lease-purchase agreement program was schedule for
20 Assembly action on January 29th, which would use a line of credit for unanticipated needs, to purchase items at tax-
21 exempt rates, like the fire truck, in this instance. Mr. Starr stated that the Eagle River area had recently lost a fire truck to
22 fire.

23
24 and this motion was passed, 7-0.

25
26 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander and Selkregg.
27 NAYES: None.
28 ABSENT: Johnston, Birch and Claman, each excused.
29 (Clerk's Note: Mr. Bauer was temporarily out of Chambers at the time of the vote.)

- 30
31 14.V. Resolution No. AR 2007-297, a resolution of the Municipality of Anchorage appropriating \$258,145 from
32 the State of Alaska, Division of Homeland Security and Emergency Management, under the **2007**
33 **Metropolitan Medical Response System (MMRS) Grant Program**, and a contribution of \$5,490 from
34 the Areawide General Fund (101), Anchorage Fire Department 2007 Operating Budget, to the State
35 Categorical Grants Fund (231), Anchorage Fire Department, to support the deployment of an electronic
36 patient care reporting and tracking system, and related enhancements to existing bio-surveillance,
37 HAZMAT incident response, and emergency information management and notification capabilities.
38 (*Public Hearing 1-8-08*)
39 1. Assembly Memorandum No. AM 790-2007.

40
41 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
42 Public Hearing and called for a motion.

43
44 Mr. Bauer moved, *to approve AR 2007-297,*
45 Mr. Sullivan seconded,

46
47 To Mr. Starr, Fire Chief Craig Goodrich responded that statewide program included Eagle River.

48
49 and this was approved without objection, 8-0.

50
51 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
52 NAYES: None.
53 ABSENT: Johnston, Birch and Claman, each excused.

- 54
55 14.W. Resolution No. AR 2007-299, a resolution of the Municipality of Anchorage appropriating \$855,082 from
56 the Department of Military and Veterans' Affairs, Division of Homeland Security and Emergency
57 Management and contribution of \$18,200 from Chugiak Fire Service Area Operating Fund (104) Fire
58 Department 2007 Operating Budget to the Areawide General CIP Fund (401) Office of Emergency
59 Management for the purchase of **Interoperable Communications Equipment**.
60 1. Assembly Memorandum No. AM 792-2007.

61
62 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
63 Public Hearing and called for a motion.

64
65 Mr. Bauer moved, *to approve AR 2007-299,*
66 Mr. Sullivan seconded,

67
68 To Mr. Starr, Fire Chief Craig Goodrich responded that this was a statewide system, with the Municipality as a beneficiary,
69 and the Chugiak and Peters Creek areas were included. Chief Goodrich responded the appropriation for communication
70 equipment for Girdwood had already been approved.

71
72 and this was approved without objection, 8-0.

73
74 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.
75 NAYES: None.
76 ABSENT: Johnston, Birch and Claman, each excused.

- 77
78 14.X. Resolution No. AR 2007-278, a resolution of the Anchorage Municipal Assembly appropriating \$299,956
79 from the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and

1 Delinquency Prevention and \$5,560 as a contribution from the 2007 Anchorage Police Operating Budget,
2 Anchorage Metropolitan Police Service Area Fund (151), to the Federal Categorical Grants Fund (241),
3 Anchorage Police Department, for the purpose of establishing the **Alaska Internet Crimes Against**
4 **Children Task Force**.

5 1. Assembly Memorandum No. AM 752-2007.
6

7 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
8 Public Hearing and called for a motion.
9

10 Mr. Bauer moved, to approve AR 2007-278,
11 Mr. Sullivan seconded,
12 and this was approved, 8-0.
13

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

15 NAYES: None.

16 ABSENT: Johnston, Birch and Claman, each excused.
17

18 14.Y. Resolution No. AR 2007-279, a resolution authorizing the Municipality of Anchorage, Public
19 Transportation Department, to enter into a Transfer of Responsibilities Agreement in the amount of
20 \$384,726 with the Department of Transportation and Public Facilities, State of Alaska, for **Municipal**
21 **Share-A-Ride Program** and appropriating these funds to the State Categorical Grants Fund (231).

22 1. Assembly Memorandum No. AM 753-2007.
23

24 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
25 Public Hearing and called for a motion.
26

27 Dr. Selkregg moved, to approve AR 2007-279,
28 Mr. Traini seconded,
29 and this was approved, 8-0.
30

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

32 NAYES: None.

33 ABSENT: Johnston, Birch and Claman, each excused.
34

35 14.Z. Resolution No. AR 2007-280, a resolution authorizing the Municipality of Anchorage, Public
36 Transportation Department, to enter into a Transfer of Responsibilities Agreement (TORA) in the amount
37 of \$259,690 with the State of Alaska, Department of Transportation and Public Facilities, for financing the
38 implementation of a **Public Transportation Marketing Program** and appropriating these funds to the
39 State Categorical Grants Fund (231).

40 1. Assembly Memorandum No. AM 754-2007.
41

42 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
43 Public Hearing and called for a motion.
44

45 Mr. Sullivan moved, to approve AR 2007-280,
46 Mr. Traini seconded,
47

48 To Mr. Traini, Director of Public Transportation Jody Karcz responded this was for the People Mover public transportation
49 and not for school buses.
50

51 and this was approved, 8-0.
52

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

54 NAYES: None.

55 ABSENT: Johnston, Birch and Claman, each excused.
56

57 14.aa. Resolution No. AR 2007-294, a resolution authorizing the Municipality of Anchorage, Public
58 Transportation Department, to enter into a Transfer of Responsibilities Agreement (TORA) in the amount
59 of \$157,494 with the State of Alaska, Department of Transportation and Public Facilities, and
60 appropriating these funds along with \$16,254 for required local matching funds from the Public
61 Transportation Department's 2008 Operating Budget, Areawide General Fund (101), to the State
62 Categorical Grants Fund (231) for summer landscaping and winter ice and snow removal at selected bus
63 stops within the Anchorage Area through a **Transit Enhancement Work Program**.

64 1. Assembly Memorandum No. AM 775-2007.
65

66 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
67 Public Hearing and called for a motion.
68

69 Mr. Traini moved, to approve AR 2007-294,
70 Dr. Selkregg seconded,
71 and this was approved, 8-0.
72

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

74 NAYES: None.

75 ABSENT: Johnston, Birch and Claman, each excused.
76

77 14.bb. Resolution No. AR 2007-298, a resolution of the Municipality of Anchorage appropriating additional room
78 tax revenue of \$438,423 to the **Convention Center Operating Reserve Fund** (202) and \$352,717 to the
79 Office of Economic and Community Development Areawide General Fund (101) to provide for payments

1 under the professional services contract with the Anchorage Convention & Visitors Bureau (ACVB) and
2 the use agreement with CIVICVentures; Office of Management & Budget.

3 1. Assembly Memorandum No. AM 791-2007.
4

5 Acting Chair Ossiander read the resolution title and opened Public Hearing. There was no one to testify and she closed
6 Public Hearing and called for a motion.

7
8 Dr. Selkregg moved, to approve AR 2007-298,
9 Mr. Traini seconded,
10 and this was approved, 8-0.

11
12 AYES: Tesche, Traini, Sullivan, Starr, Coffey (*participating telephonically*), Ossiander, Bauer and Selkregg.

13 NAYES: None.

14 ABSENT: Johnston, Birch and Claman, each excused.

15
16 Mr. Sullivan moved, for immediate reconsideration of AO 2007-146,
17 Mr. Bauer seconded,
18 and this was approved without objection.

19
20 *(Clerk's Note: For further discussion and action on this matter, refer to Agenda item 11.C)*

21
22 **15. SPECIAL ORDERS** None.

23
24 **16. UNFINISHED AGENDA** None.

25
26 **17. AUDIENCE PARTICIPATION** None.

27
28 **18. ASSEMBLY COMMENTS** None.

29
30 **19. EXECUTIVE SESSIONS** None.

31
32 **20. ADJOURNMENT**

33
34 Acting Chair Ossiander adjourned the Regular Assembly Meeting at 10:20 p.m.
35
36
37
38
39

40 *See Archived Document for Signatures*

41
42 _____
43 DEBBIE OSSIANDER, Acting Assembly Chair

44 ATTEST:

45
46
47
48 *See Archived Document for Signatures*

49
50 _____
51 BARBARA GRUENSTEIN, Municipal Clerk
52 Date Minutes Approved: February 12, 2008.
53 MC/BG

54 *(Copies of Approved Meeting Minutes are available from the Municipal Clerk's Office, 632 West 6th Avenue, Suite 250, Anchorage,*
55 *Alaska, (907)343-4505, or on the Municipal Web Site, www.muni.org ~Assembly~Minutes~year~month~day)*
56