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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 May 6, 2008**

**1. CALL TO ORDER**

The Assembly Meeting of May 6, 2008 was convened by Chair Claman at 5:00 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: William Starr, Mike Gutierrez, Elvi Gray-Jackson, Chris Birch, Matt Claman, Sheila Selkregg, Harriet Drummond, Debbie Ossiander, Patrick Flynn (*participating telephonically*), Jennifer Johnston and Dan Coffey.

ABSENT: None.

**3. PLEDGE OF ALLEGIANCE** Assemblymember Gutierrez led the pledge.

**4. MINUTES OF PREVIOUS MEETINGS** There were none.

**5. MAYOR'S REPORT**

Mayor Begich read the proclamation, honoring Roger Storrs, who retired April 1<sup>st</sup>, for his 38 years of dedicated service, including as Anchorage Fire Department (AFD) Lead Mechanic. Mayor Begich, AFD Chief Craig Goodrich and AFD Mechanic Ken McMillan congratulated Mr. Storrs for his service and offered their thanks and appreciation. Mayor Begich stated the Code Enforcement 2008 Service Request Report was completed.

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

**7. COMMITTEE REPORTS**

Ms. Ossiander stated that Chapter 5 of Title 21 dealt with appropriate uses and zoning and would be discussed at the Title 21 Committee Meeting on Thursday. All interested people were invited to attend the meetings held at the Planning Department Conference Room every Thursday morning from 9:30 to 11:00 a.m.

Dr. Selkregg reported the Community and Economic Development Committee would meet on Wednesdays.

Mr. Birch reported that he had attended a Chamber of Commerce Board Meeting on Friday for presentations on initiatives under state consideration.

Ms. Gray-Jackson reported that she and Ms. Johnston had set the mission and goals of the Budget Finance Committee and a meeting with the Budget Advisory Commission was scheduled the following day.

Mr. Gutierrez reported that a reoccurring date for Public Safety Committee Meetings would be scheduled that evening.

Dr. Selkregg reported she had attended an award presentation where Anchorage had been nationally recognized for the second time as a Tree City, maintaining high standards and commitments for green and open spaces. A new municipal position would be added to manage tree resources.

**8. ADDENDUM TO AGENDA**

Chair Claman called for a motion and read the Addendum items. He called for additional items and AM 310-2008, AR 2008-95, AR 2008-90 and AIM 35-2008 and were added and assigned Agenda numbers 9.C.5, 9.B.2, 9.F.3 and 9.E.4, respectively. He called for a vote to incorporate the Addendum items into the Consent Agenda.

Dr. Selkregg moved, to approve the inclusion of the Addendum items  
Mr. Coffey seconded, into the Consent Agenda,  
and this was passed without objection, 11-0.

Chair Claman called for a motion on the Consent Agenda.

Mr. Coffey moved, to approve the Consent Agenda,  
Mr. Gutierrez seconded,

Chair Claman 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 2008-92, a resolution of the Anchorage Municipal Assembly celebrating the efforts of volunteers and organizations supporting the **American Cancer Society's Relay for Life in Anchorage** on May 30 and 31, 2008 and encouraging community participation, Assemblymember Gutierrez. *(Addendum)*

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

9.A.2. Resolution No. AR 2008-93, a resolution of the Anchorage Municipal Assembly celebrating the efforts of volunteers and organizations supporting the **American Cancer Society's Relay for Life in Eagle River** on May 16 and May 17, 2008, and encouraging community participation, Assemblymember Ossiander. *(Addendum)*

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

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

9.B.1. Resolution No. AR 2008-91, a resolution of the Anchorage Municipal Assembly appropriating \$500 from the State of Alaska to the State Categorical Grants Fund (231) to the Office of Economic and Community Development, for the reimbursement of **library conference travel costs**. *(Addendum)*  
a. Assembly Memorandum No. AM 307-2008.

9.B.2. Resolution No. AR 2008-95, a resolution of the Anchorage Municipal Assembly stating its temporary Non-objection to transfer of restaurant eating place license #4523 from the current licensee, Armida E & Jose Hernandez D/B/A Simon's Taco Rico, located at 2409 C Street, to licensee Khaled Azzem, D/B/A **Sahara Restaurant**, located at 2409 C Street. *(Laid on the Table)*

**9.C. BID AWARDS**

9.C.1. Assembly Memorandum No. AM 294-2008, recommendation of award to Central Paving Products to furnish **asphalt concrete hot-mix** to the Municipality of Anchorage, Maintenance & Operations Department (ITB 28-B018) (\$686,500), Purchasing.

9.C.2. Assembly Memorandum No. AM 295-2008, recommendation of award to Construction Unlimited, Inc. for the **16<sup>th</sup> Terrace/Chance Court Circulation Improvements, Medfra Street to Nelchina Street Project** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 28-C013) (\$622,906.30), Purchasing.

9.C.3. Assembly Memorandum No. AM 302-2008, recommendation of award to Annette's Trucking, Inc. for **Town and Country Estates Subdivision Street Reconstruction** for the Municipality of Anchorage, Project Management & Engineering Department (ITB 28-C018) (\$2,804,373), Purchasing. *(Addendum)*

9.C.4. Assembly Memorandum No. AM 303-2008, recommendation of award to Construction Unlimited, Inc. for "**E**" **Street Downtown Corridor Enhancement Phase 1**, Project No. 04-17 for the Municipality of Anchorage, Project Management & Engineering Department (ITB 28-C017) (\$9,006,690.50), Purchasing. *(Addendum)*

9.C.5. Memorandum No. AM 310-2008, Recommendation of Award to Trailblazing, Inc. for Chugiak High School Athletic **Stadium Artificial Turf** for the Municipality of Anchorage, Eagle River/Chugiak Parks Department (ITB 28C029) (\$619,750). *(Laid on the Table)*

**9.D. NEW BUSINESS**

9.D.1. Assembly Memorandum No. AM 298-2008, **Brown Jug - Dimond and Victor #318**-Transfer of a Package Store Liquor License (Sand Lake Community Council), Clerk's Office.

9.D.2. Assembly Memorandum No. AM 299-2008, **Grape Expectations #4779** - New Package Store Liquor License (Downtown Community Council), Clerk's Office.

9.D.3. Assembly Memorandum No. AM 301-2008, **Inlet Tower Hotel & Suites #4283**-Transfer of a Beverage Dispensary-Tourism Liquor License (South Addition Community Council), Clerk's Office.

9.D.4. Assembly Memorandum No. AM 290-2008, recommendation of award to CRW Engineering Group, LLC to provide professional engineering services for **Pine Street/4<sup>th</sup> Avenue Storm Reconstruction Project - DeBarr Road to Boniface Parkway** for the Municipality of Anchorage, Project Management & Engineering Department (RFP 27-P051, Project "F") (\$786,305), Purchasing.

9.D.5. Assembly Memorandum No. AM 291-2008, Amendment No. 1, Utility Relocation Agreement with **Chugach Electric Association (CEA)** for the Tudor Road/Lake Otis Parkway Intersection Improvements, Project No. 04-35 (\$192,000), Project Management & Engineering.

9.D.6. Assembly Memorandum No. AM 292-2008, Amendment No. 1, Utility Relocation Agreement with **ENSTAR Natural Gas Company** for the Tudor Road/Lake Otis Parkway Intersection Improvements, Project No. 04-35 (\$179,000), Project Management & Engineering.

9.D.7. Assembly Memorandum No. AM 296-2008, cooperative agreement between the State of Alaska, Department of Environmental Conservation (ADEC) and the Municipality of Anchorage, Municipal Light and Power Utility (ML&P) for payment of **emissions and permit fees** (\$100,000), Purchasing.

9.D.8. Assembly Memorandum No. AM 304-2008, Change Order No. 2 to Purchase Order No. 270595 with CYS Construction Management Services, Inc., for construction of a **Security Command & Control Center**, Port of Anchorage (\$218,527). *(Addendum)*

**9.E. INFORMATION AND REPORTS**

9.E.1. Information Memorandum No. AIM 31-2008, Internal Audit Report 2008-5 - **Bradley Lake Hydroelectric Project, Municipal Light and Power**.

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9.E.2. Information Memorandum No. AIM 32-2008, Internal Audit Report 2008-6 – **Municipal Payroll, Finance Department.**

Mr. Birch requested this item be pulled for review on the Regular Agenda. (See item 10.E.2)

9.E.3. Information Memorandum No. AIM 33-2008, Notice of Pending Contract Amendment, **Bayshore Drive Improvements, 100<sup>th</sup> Avenue to Discovery Bay Drive and Marathon Circle RID**, PM&E Project No. 03-12, TAM Construction, Inc., Project Management & Engineering.

9.E.4. Informational Memorandum No. AIM 35-2008, Midtown Business Improvement District Report. (*Laid on the Table*)

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

9.F.1. Ordinance No. AO 2008-65, an ordinance authorizing a **non-exclusive relocatable trail easement** to the U. S. Forest Service across Heritage Land Bank Parcels 6-254, 6-255, 6-268, 6-273, 6-275, 6-279, 6-294, 6-296 located in and around Girdwood, Heritage Land Bank. (*Public Hearing 6-10-08*)  
a. Assembly Memorandum No. AM 297-2008.

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

9.F.2. Assembly Memorandum No. AM 305-2008, **AWWU Board of Directors** appointment (Tim Sullivan), Mayor's Office. *A 10-Day Public Comment Period is Required Pursuant to AMC 31.10.020 C. (Addendum)*

To Mr. Starr, Chair Claman responded this would automatically be postponed to allow the ten-day comment period.

9.F.3. Resolution No. AR 2008-90, a resolution of the Municipality of Anchorage, appropriating one million, eight hundred seven thousand, eight hundred fifty-three dollars (\$1,807,853) from the Building Safety Fund 181 fund balance to the Development Services Department Building Safety Fund 181 for **implementation of the permitting inspection and licensing system, Development Services.** (*Laid on the Table*) (*Public Hearing set for 5-20-08*)

Deputy Municipal Manager Heather Handyside requested this item be pulled for review on the Regular Agenda. (See item 10.F.3)

Chair Claman called for a vote on the Consent Agenda.

and this motion, as amended, was passed.

AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn (*participating telephonically*), Johnston and Coffey.

NAYS: None.

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

**END OF CONSENT AGENDA**

**10. REGULAR AGENDA**

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

10.A.1. Resolution No. AR 2008-92, a resolution of the Anchorage Municipal Assembly celebrating the efforts of volunteers and organizations supporting the **American Cancer Society's Relay for Life in Anchorage** on May 30 and 31, 2008 and encouraging community participation, Assemblymember Gutierrez. (*Addendum*)

Ms. Ossiander moved, to combine presentations of 9.A.1 and 9.A.2, AR 2008-92 and  
Dr. Selkregg seconded, AR 2008-93, recognizing and supporting the American  
and this passed without objection, 11-0. Cancer Society,

Ms. Ossiander moved, to approve AR 2008-92,  
Dr. Selkregg seconded,  
and the motion was approved, 11-0.

Ms. Ossiander read and Mr. Gutierrez presented the resolutions, supporting the efforts of the American Cancer Society for victories against cancer and announcing the Annual Relay for Life in Anchorage on May 30<sup>th</sup> and 31<sup>st</sup> and in Eagle River on May 16<sup>th</sup> and 17<sup>th</sup>. The events would raise money for the fight against cancer and provide services to cancer patients and their families. An American Cancer Society spokesperson accepted the resolutions, thanked the Assembly for the recognition and invited everyone to participate with the events. Mr. Gutierrez, Dr. Selkregg and Chair Claman thanked the American Cancer Society for their successful efforts.

10.A.2. Resolution No. AR 2008-93, a resolution of the Anchorage Municipal Assembly celebrating the efforts of volunteers and organizations supporting the **American Cancer Society's Relay for Life in Eagle River** on May 16 and May 17, 2008, and encouraging community participation, Assemblymember Ossiander. (*Addendum*)

(Clerk's Note: See item 10.A.1 for details of the combined presentation to the American Cancer Society on AR 2008-92 and AR 2008-93.)

Ms. Ossiander moved, to approve AR 2008-93,  
Mr. Coffey seconded,

1 and this passed without objection, 11-0.

2  
3 **10.B. RESOLUTIONS FOR ACTION - OTHER** No items were pulled for review.

4  
5 **10.C. BID AWARDS** No items were pulled for review.

6  
7 **10.D. NEW BUSINESS** No items were pulled for review.

8  
9 **10.E. INFORMATION AND REPORTS**

10 **10.E.2. Information Memorandum No. AIM 32-2008, Internal Audit Report 2008-6 – **Municipal Payroll,****  
11 **Finance Department.**

12  
13 Mr. Birch moved, to accept AIM 32-2008,  
14 Mr. Coffey seconded,

15  
16 To Mr. Birch, Anchorage Fire Chief Craig Goodrich responded that the department's positions had been changed to  
17 40-hour weeks and an hourly rate adjustment was added to equal the hours worked so there would not be a reduction  
18 in annual take-home pay. Data entered had shown up as overpayments.

19  
20 To Mr. Starr, Chief Goodrich responded that information needed to be loaded into PeopleSoft (*computer software*), to  
21 understand the funded but unfilled positions. Mr. Starr stated the report included the take-home vehicle policy, which  
22 was authorized and managed through the Office of Management and Budget. He requested a list of the vehicles being  
23 driven home.

24  
25 and this was passed without objection, 11-0.

26  
27 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

28 **10.F.1. Ordinance No. AO 2008-65, an ordinance authorizing a **non-exclusive relocatable trail easement** to  
29 the U. S. Forest Service across Heritage Land Bank Parcels 6-254, 6-255, 6-268, 6-273, 6-275, 6-279,  
30 6-294, 6-296 located in and around Girdwood, Heritage Land Bank. (*Public Hearing 6-10-08*)**  
31 a. Assembly Memorandum No. AM 297-2008.

32  
33 Mr. Birch moved, to introduce AO 2008-65 with Public Hearing set for  
34 Ms. Johnston seconded, June 10, 2008,  
35 Dr. Selkregg was the concurring third.

36  
37 To Mr. Birch, Heritage Land Bank Director Bill Mehner responded this was a permitted trail system for the U.S. Forest  
38 Service, which they maintained and there were no restrictions for access.

39  
40 **10.F.3. Resolution No. AR 2008-90, a resolution of the Municipality of Anchorage, appropriating one million,  
41 eight hundred seven thousand, eight hundred fifty-three dollars (\$1,807,853) from the Building Safety  
42 Fund 181 fund balance to the Development Services Department Building Safety Fund 181 for  
43 **implementation of the permitting inspection and licensing system, Development Services. (*Laid***  
44 ***on the Table*) (*Public Hearing set for 5-20-08*)****

45  
46 Mr. Coffey moved, to introduce AR 2008-90 with Public Hearing set for  
47 Ms. Ossiander seconded, May 20<sup>th</sup> and a worksession set for May 16<sup>th</sup>,  
48 Dr. Selkregg was the concurring third.

49  
50 Municipal Manager Michael Abbott stated that information would be available prior to May 20<sup>th</sup>. Additional software  
51 was needed to run the building permit system, which would improve service to staff and the public. The Administration  
52 intended to have this system implemented by the end of the year and Assembly action was needed in May.

53  
54 To Mr. Coffey, Mr. Abbott responded a worksession could be scheduled to present the information on the system. Mr.  
55 Coffey requested an hour-long worksession.

56  
57 Dr. Selkregg supported a worksession to educate Assemblymembers.

58  
59 Chair Claman stated a worksession would be set for May 16<sup>th</sup>.

60  
61 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

62 **11.A. Assembly Memorandum No. AM 272-2008, **Player's House of Rock #2097 – Restaurant Designation**  
63 **Permit for a Beverage Dispensary Liquor License (Spenard Community Council), Clerk's Office.**  
64 1. Assembly Memorandum No. AM 272-2008(A), Player's House of Rock #2097 – Restaurant  
65 Designation Permit for a Beverage Dispensary Liquor License (Spenard Community Council),  
66 Clerk's Office. (*Postponed from 4-29-08*)**

67  
68 Chair Claman reported the memorandum history and stated there was a motion to approve on the floor from April 29<sup>th</sup>.

69  
70 Mr. Coffey had moved, to approve AM 272-2008(A),  
71 Dr. Selkregg had seconded,

72  
73 Mr. Coffey stated that [~~a restaurant designation included alcohol being served, people under the age of 21 employed~~  
74 ~~and unaccompanied minors being allowed on premises for dining purposes. The establishment was seeking an~~  
75 ~~allowance to continue food service after alcohol was not served, including minors being allowed in the establishment.]  
76 "it appeared the request was a request for a designation under AS 4.16.030.C, which states a person may enter or  
77 remain on the premises of a bonafided restaurant or eating place licensed under this title to consume foods or non-~~

1 alcoholic beverages after closing hours mandated by the Municipality of Anchorage. The advantage of this is that  
2 when the bar closes, the people are not leaving en masse. The premises had a restaurant and he would support the  
3 memorandum.  
4

5 Mr. Starr stated that he had visited the site and there was a sign on the door advertising a disc jockey event and  
6 breakfast from 3:30 to 5:30 a.m. He would support postponing and being able to hear the applicant's intent.  
7

8 Mr. Starr moved, *to continue AM 272-2008(A) to May 20<sup>th</sup>,*  
9 Mr. Gutierrez seconded  
10 and this was passed without objection, 11-0.  
11

1 Mr. Coffey requested that the Municipal Clerk send written notification to the applicant, so they would know to attend  
1 the Assembly Meeting of May 20<sup>th</sup>.

12. **APPEARANCE REQUESTS**

12.A. **Les Sheppard**, regarding the 4<sup>th</sup> Avenue Theatre fundraising.

13 LES SHEPPARD reported on the 4<sup>th</sup> Avenue Theatre. SAM COMBS, an Historic Preservation Architect working with  
14 the 4<sup>th</sup> Avenue Theatre and the Downtown Partnership, requested \$200,000 of the remaining State Historic  
15 Preservation Funds be used for the down payment of the building and securing the conservation easements. Mr.  
16 Sheppard stated that a purchase agreement needed to be secured with the owner. To Dr. Selkregg, Mr. Combs  
17 responded that a draft business plan had proposed using the \$200,000, which was supported by the Historic  
18 Preservation Commission and the Community and Economic Development Office. Funds were identified specifically  
19 for historical preservation.  
20

21 12.B. **Michael V. Speer**, regarding the new Scofflaw Act.

22 MICHAEL V. SPEER urged the Assembly to look at the effects of the new Scofflaw Act to see how small businesses  
23 were burdened. The list of current Scofflaw violators was not easily available to review. To Dr. Selkregg, he  
24 responded that he owned a car rental business and his car could be impounded if a driver was pulled over. To Ms.  
25 Drummond, Mr. Speer responded that one renter had given the rental car to someone else. Municipal Treasurer Dan  
26 Moore responded the new law had been enforced since December and no small business had been involved. Small  
27 businesses could be affected by other laws that had existed for years. To Mr. Birch, Mr. Moore responded the owner  
28 of the car paid the fee and cleared the matter to get the vehicle back. To Dr. Selkregg, Mr. Moore responded the costs  
29 incurred would include an impound fee of \$390, plus towing and storage fees. A business had the opportunity to  
30 collect a deposit or hold a charge card and have authority to obtain additional charges on the vehicle.  
31

32 12.C. **Paul D. Kendall**, to request cameras for groups and public users at the Wilda Marston Theatre and to  
33 call for a "Public Energy Forum." *(Addendum)*  
34

35 PAUL D. KENDALL stated that broadcasting cameras were supposed to be installed in the Wilda Marston Theatre. To  
36 Chair Claman, Mr. Kendall responded he had received Mayor Begich's email reporting there would be streaming video  
37 available in the future, but that was not the same thing. He stated that all oil companies were coordinating to create  
38 hydrogen power plants. British Petroleum was creating wind power for use around the world, but there was nothing  
39 available in Alaska. Anchorage needed to hold an energy summit to discuss the energy issue.  
40

41 13. **CONTINUED PUBLIC HEARINGS**

42 13.A. Ordinance No. AO 2008-51, an ordinance amending Anchorage Municipal Code Chapter 26.80 to add  
43 a new section for adding a **surcharge to the landfill tipping fees** to support Community Recycling  
44 Initiatives, Solid Waste Services.

45 1. Assembly Memorandum No. AM 210-2008. *(Carried Over from 4-29-08)*  
46

47 Ms. Ossiander moved, *to combine Public Hearing on 13.A, 13.B, 13.C and 13.D, AO*  
48 Mr. Coffey seconded, *2008-51, AO 2008-52, AO 2008-53 and AO 2008-62,*  
49 and this was approved without objection.  
50

51 Chair Claman read the ordinance titles and opened Combined Public Hearing.  
52

53 MARK SWELTER supported recycling, which was important. Anchorage was the only big city left in the nation that did  
54 not have a comprehensive recycling plan.  
55

56 MARK MINER, a teacher and a volunteer with their school recycling program, urged the city to use their services  
57 district wide. This could lead to a reduction of school district costs. Ms. Ossiander stated that tipping fees were to be  
58 increased. Dr. Selkregg stated the Assembly would be reviewing increased landfill fees.  
59

60 MARIKA ALLELY, a school recycling volunteer, supported the programs. Their recycling program, called Green  
61 Effects, was sponsored by the faculty. The closest recycling centers were in Eagle River and the Mat-Su Valley and  
62 they did not have enough cars to transport the material.  
63

64 AMY HONICH testified in support of recycling and stated that children needed to learn about recycling in school.  
65

66 CHRIS PAXON, a South High teacher and recycling volunteer, testified that city support was necessary to make this  
67 happen. To Ms. Johnston, Mr. Paxon responded that volunteers worked for free because it was important, but there  
68 was no support from the school. He had not gone to the Anchorage School Board (ASB). Ms. Johnston questioned  
69 whether he addressed "zero-waste." Mr. Paxon responded that as a teacher he was dedicated to discuss energy,  
70 energy consumption and reducing the carbon footprint.  
71

1 JAMIE SHEARER, a South High teacher involved with recycling, testified that the school had dumpsters, which  
2 reduced hauling costs. Ms. Johnston stated that the ASD supported recycling. Ms. Ossiander stated that the district  
3 could save significant costs for garbage collection. Ms. Shearer responded that the ASD had responded they were  
4 philosophically supportive, but had not offered funding.

5  
6 A woman introduced a young girl, BETHANY, who testified that the world was depending on them for recycling and it  
7 was the best thing to do for the future. A school-wide recycling program would teach children at a young age to  
8 recycle and help the environment.

9  
10 KIM WETZEL urged support for the recycling ordinances and stated that not much had changed with recycling over  
11 the past fifteen years. Boston had education and incentive programs and free curbside pick up. To Mr. Starr, she  
12 responded that recycling programs created incentives for consumers to participate and reduce costs. Mr. Starr stated  
13 that it was generally expected that there should not be added public expense for a recycling program, because of a  
14 reduced waste stream and the creation of products of value. Ms. Wetzel responded there would be a cost-savings by  
15 saving landfills. Mr. Starr stated programs' initial set up costs would be paid for by service charges.

16  
17 AMY KIRN-LEIST testified that new landfills were expensive. It was people's responsibility to pay for the programs,  
18 from which they would benefit. Mr. Starr stated that recycling took everyone's participation and Assembly action was a  
19 fiduciary responsibility for collecting and disbursing money to programs that worked, which were still being determined.  
20 Ms. Kirn-Leist responded there were answers available from experts. To Ms. Ossiander, Ms. Kirn-Leist responded that  
21 tipping fees were based on weight. Ms. Ossiander stated there were shipping costs for the material and the recycling  
22 program would only involve a small segment of residents. Ms. Kirn-Leist responded that she would pay increased  
23 landfill costs to pay for recycling. Dr. Selkregg stated that Mayor Begich had originally proposed recycling. The  
24 Assembly, which generally valued recycling, was considering an increased landfill fee to help a variety of programs,  
25 but was challenged by examining the specific programs.

26  
27 DAVID VOZKA stated that there was an economic burden for composting materials. The Municipality needed a viable  
28 recycle program, but rates needed to be reviewed because it was less expensive to take the material to the landfill.

29  
30 MARY FISHER, Executive Director for Alaskans for Litter Prevention and Recycling (ALPAR), testified in support of  
31 expanding economically feasible and sustainable recyclable programs. Statewide collection of paper, glass, plastic  
32 and aluminum cans was subsidized by ALPAR and shippers. To Mr. Coffey, Ms. Fisher responded the shippers  
33 donated shipping (*recyclables*) to ALPAR, which charged the recycler a reduced cost and created revenue for ALPAR  
34 to operate statewide, but shipping recyclables now exceeded the agreed tonnage. To Dr. Selkregg, she responded  
35 that for 25 years ALPAR had secured shipping arrangements for low or no costs for recyclables. The city subsidized  
36 wharfing fees to the ships, which amounted to \$35,000 last year and she urged continued support for the program.

37  
38 SIDNEY TRETCH, a student and member of the Green Team at West High School, volunteered with 30 other students  
39 to recycle. More help and more recycle bins were needed. She urged the Assembly to support the program.

40  
41 BARBARA BAUCHMEIER supported recycling in Anchorage. She told of waste management in Korea and Eugene,  
42 Oregon. Eugene had offered recycling and reduced costs for using the landfill.

43  
44 MARILYN HOUSER supported curbside recycling, which would be a vast improvement, compared to people hauling to  
45 the recycle centers. She encouraged involvement of the public schools.

46  
47 BRANDON PLOY, a University of Alaska student, supported recycling programs and incentive programs to inspire  
48 people to be involved.

49  
50 DICK DIFFELBIS, with Thermo-Cool of Alaska, testified in support of the new drop-off sites and the programs. To Ms.  
51 Ossiander, he responded that his company used locally-collected newspaper and cardboard to make insulation and  
52 mulch. They would collect paper products from around town. To Ms. Johnston, he responded that paper would be  
53 included with unseparated recyclables being shipped outside, but could be used here.

54  
55 SARAH ELLEN HUTCHISON testified that Alaska Center for the Environment had over 6,000 members and supported  
56 all recycling programs. The benefits outweighed the tiny costs. It was important to do the right thing.

57  
58 CHRIS HODGE, Turnagain Community Council Board Member, read the council's resolution in support of recycling.

59  
60 BEVERLY SHORT recognized the professional staff at Solid Waste Services and the recycling centers, which  
61 understood the issues and the value of recycling and knew how to make it happen.

62  
63 ANNA RICKS, a Chugiak High senior and Green Effects Club President, testified in support of recycling. Their ability  
64 at the school was limited. She supported curbside recycling and she urged full support for the Mayor's plan.

65  
66 CAROLYN LEWIS, UAA student, testified in support of recycling education in public schools.

67  
68 ERIC KELLEY, E. K. Industries President, testified his business recycled 1200 to 1500 tons of glass and was  
69 marketing products. To Ms. Drummond, he responded they got glass from Alaska Recycling, restaurants and bars.  
70 He supported curbside recycling and stated that more drop-off sites were needed. To Dr. Selkregg, he responded that  
71 they were expanding their products, marketing internationally and were dependent on shipping agreements. Mr. Birch  
72 thanked him for his efforts. He responded that glass was transferred to their site by Alaska Waste at no charge.

73  
74 SHERRY SCHAFFER testified that she was appalled that people were allowed four garbage cans. People were  
75 willing to pay for recycling. She urged the Assembly to support deposits on cans and glass. Businesses needed to be  
76 involved. She urged the Assembly to support the proposed programs, which was just the start.

1 JEFF CHILDS, a homeowner who recycled, asked those present to show who supported recycling (*Clerk's Note: A*  
2 *majority of the 200 people present raised their hands.*). He stated that people in Anchorage were ready to be involved.

3  
4 WENDY SURRAYAH, a 5<sup>th</sup> grade teacher and a recycling volunteer, testified that the ASD, the city and the community  
5 needed to have a recycling policy. Students supported the program and were dependent upon volunteers, who  
6 worked at night and on the weekends. To Ms. Ossiander, Ms. Surrayah responded that she supported recycling  
7 education. To Dr. Selkregg, she responded she hauled materials with her truck twice a month, using her gas and time.  
8 To Mr. Starr, she responded materials were separated in her classroom and then transported to the recycle bins.

9  
10 BOB TANEY, Plant Manager of the Smurfit-Stone Recycling Center, supported using commercial vehicles to haul  
11 materials which would lessen traffic jams and fuel use. To Mr. Starr, he responded that costs of shipping had  
12 increased from \$600 to \$1,300 last year. Materials needed to be separated, which was the goal. Their recycled  
13 products were sold all over the world, including Asia, Canada, Mexico and the Lower 48. They were increasing their  
14 tonnage being shipped and supported the subsidies. To Ms. Ossiander, he responded they subleased from Alaska  
15 Waste and had discussed expanding their business. To Dr. Selkregg, he responded their business was too small to  
16 handle all the traffic and they supported curbside recycling. To Mr. Birch, Mr. Taney responded there was a double  
17 return on recycled material, but the set up was extremely expensive. To Ms. Drummond, Mr. Taney responded that  
18 his company was working with retailers to reduce packaging and still be able to protect products for shipping.

19  
20 BRAD WEESE testified in support of recycling and stated that something needed to be done to clean up the state.

21  
22 PAULA DAVIS, a teacher, testified she was appalled and embarrassed when people visited Anchorage because the  
23 city was so far behind with recycling. She advocated for everyone to be involved and stated that bigger bins were  
24 needed at the schools.

25  
26 MEGAN CAVANAUGH, an East High senior and Alaska Youth for Environmental Action Vice Chair, supported the  
27 recycling plan and stated schools needed more support to be successful.

28  
29 BOB MAIER urged the Assembly to study how money was transferred from Solid Waste Services (SWS) to municipal  
30 government. A process used by AWWU had involved recalculating the MUSA formula to include the contributing plant,  
31 which caused the AWWU to apply for a rate increase. Superior Court Judge Philip H. Volland and the Regulatory  
32 Commission of Alaska (RCA) were on record ruling that the mechanism in place was not an added operating expense,  
33 but an illegal dividend. To Mr. Birch, Mr. Maier responded this had occurred in 2003. To Ms. Ossiander, he  
34 responded the Assembly had failed to properly represent ratepayers' interests. A utility that moved money that  
35 resulted in a rate increase needed to be reviewed. Dr. Selkregg stated that they were not unaware of that rate  
36 increase.

37  
38 PETE KINNEEN, Executive Director for Environmental Recycling, Incorporated, Alaska's largest recycler, testified the  
39 proposed programs should be decided by the voters. There were alternatives that were superior to the proposed  
40 programs and he distributed information.

41  
42 MEGAN McBRIDE testified that ASD recycling was a costly program and the ASD and the ASB needed to be involved,  
43 even if it was just reducing the volume to the landfill. She urged for the Assembly to work with the school district.

44  
45 GEORGE DONART (accompanied by MICHELE CHAMPION) testified in support of curbside recycling for all of  
46 Anchorage, which would eliminate transporting recyclable material all over the city.

47  
48 LARRY EMMERTON testified in support all of recycling programs. He supported reduction of use and recycling of  
49 plastic bottles.

50  
51 DON HANKS, owner of Freedom Refuse, supported equalized rates for all users. To Ms. Drummond, Mr. Hanks  
52 responded that apartment costs (*dumpster service*) had increased about 15%. To Dr. Selkregg, he responded the  
53 apartment owners were paying for services, which would be passed on to the renters.

54  
55 MAKALILA SAITO testified she supported recycling. More drop sites were needed. She urged for Anchorage to be  
56 involved with recycling.

57  
58 JESSICA CLER, a resident off Baxter Road, testified that she drove regularly to Huffman Road to drop off recyclables.  
59 She supported a Muldoon recycling center, which would take less time and gas money. To Ms. Ossiander, she  
60 responded it was about seven miles to the center.

61  
62 JOHN STEINER, ASB member, but speaking for himself as a citizen, testified that his household had recycled for  
63 years and had very little trash for the landfill. He had not addressed recycling with the ASB because of the costs.  
64 Greater flexibility was needed for a recycling program to work for the ASD. To Mr. Coffey, Mr. Steiner concurred that  
65 the ASD generated a huge amount of garbage, but the district had not reviewed the proposal to see if money could be  
66 saved by recycling. To Dr. Selkregg, Mr. Steiner responded that his personal view was that the ASD had the capacity  
67 to deal with recycling.

68  
69 JED WHITTAKER testified in support of the recycling program and recommended implementation to all residents and  
70 making the programs equitable to all rate payers. Recyclables needed to be processed in the state instead of being  
71 shipped outside or stockpiled locally. He urged the Assembly to improve the programs before approving them.

72  
73 There was no additional public testimony and Chair Claman closed Combined Public Hearing. He stated that AO  
74 2008-51 had been replaced with AO 2008-62. He called for a motion.

75  
76 Mr. Coffey moved, *to postpone indefinitely AO 2008-51,*  
77 Mr. Starr seconded,  
78 and this was approved without objection, 11-0.

1 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn (*participating*  
2 *telephonically*), Johnston and Coffey.  
3 NAYS: None.  
4

5 13.B. Ordinance No. AO 2008-52, an ordinance amending Anchorage Municipal Code Chapter 26.70 to add  
6 a new section establishing **variable garbage collection rates** for automated collection routes, Solid  
7 Waste Services.

- 8 1. Assembly Memorandum No. AM 211-2008.
- 9 2. Ordinance No. AO 2008-52(S), an ordinance amending Anchorage Municipal Code  
10 Chapter 26.70 to add a new section establishing variable garbage collection rates for  
11 automated collection routes, Solid Waste Services.
- 12 3. Assembly Memorandum No. AM 260-2008. (*Carried Over from 4-29-08*)

13  
14 (*Clerk's Note: See Agenda item 13.A for details of Combined Public Hearing on 13.A, 13.B, 13.C, and 13.D.*)  
15

16 Mr. Coffey moved, to approve AO 2008-52(S),  
17 Dr. Selkregg seconded,

18  
19 Ms. Ossiander stated that this charge would result in an increase for residents in the Solid Waste Service (SWS) area.  
20 SWS Director Mark Madden concurred and stated there were new fees. He described specific changes, which  
21 included newly identified services for refuse pick up.  
22

23 To Mr. Coffey, Municipal Manager Michael Abbott responded the rate adjustments were prepared in case the  
24 Assembly did not support curbside recycling and supported the proposed tipping fees. Mr. Coffey stated that  
25 addressing this matter was premature.  
26

27 Mr. Coffey moved, to amend AO 2008-52(S), by approving the rate included in  
28 Ms. Ossiander seconded, the memorandum dated May 6<sup>th</sup>, in the event that the tipping  
29 fee rate (AO 2008-52(S)) was not approved that evening,  
30

31 Dr. Selkregg stated that the Assembly may approve all programs except the composting matter and she would support  
32 reconsidering this at a later time.  
33

34 Mr. Abbott responded there were multiple variables and the Administration would offer an amendment to lower the  
35 tipping fee to \$7.50. Mr. Coffey withdrew his motion with concurrence of the second.  
36

37 and this motion was withdrawn.  
38

39 Ms. Johnston stated that she supported the pilot curbside recycling pilot program to get a better understanding of the  
40 program and marketing. CRAIG GALES with Alaska Waste responded they had begun a six-month pilot curbside  
41 recycling program to collect data of volume and tonnage and currently had 2500 customers. He supported both pilot  
42 programs. To Ms. Ossiander, he responded they were not opposed to a curbside recycling program for Eagle River.  
43

44 To Ms. Ossiander, Mr. Madden responded they would continue refuse pick up at the same locations. Ms. Ossiander  
45 stated there were still concerns about cost, pick up locations, compost materials, volume differences and costs.  
46

47 To Mr. Birch, Mr. Gales responded that Alaska Waste had created a pilot program to collect data so the service would  
48 be fully functional and sustainable long-term. They supported the 'pay as you throw.' SWS had details for increased  
49 costs, but more data was needed.  
50

51 To Dr. Selkregg, Mr. Madden responded SWS was starting out with a simple program. People could sign up for a  
52 break in services for traveling. Dr. Selkregg requested that service be considered to accommodate work schedules for  
53 slope workers working two weeks on and two weeks off. Mr. Madden concurred and responded the cans were free to  
54 customers and clearly identified with serial numbers. SWS would conduct a postcard campaign to determine the size  
55 and how many cans to order and to educate the community. Mr. Madden responded Anchorage rates were generally  
56 low and were difficult to compare with other cities, which were often subsidized.  
57

58 To Mr. Starr, Mr. Gales responded they hauled recyclables to Smurfit-Stone, which bailed and shipped to Seattle. Co-  
59 mingled recyclables collected were pretty clean and would be sorted in Redding, California.  
60

61 Mr. Coffey stated that he supported virtually every aspect of the recycling program. Mr. Madden responded that the  
62 (*recycling*) trucks would arrive in October. Mr. Coffey stated that he and his family recycled and he supported curbside  
63 collection and variable rates to become familiar with the process. It was a first step and he would be a YES-vote.  
64

65 Ms. Drummond stated that she was personally involved with recycling, supported variable rates and supported the  
66 program. She would be a YES-vote.  
67

68 To Mr. Birch, Mr. Madden responded the variable rate program would allow one can of a subscribed size per family  
69 and one 96-gallon can for any recyclables. Newspapers would be shipped out with the co-mingled recyclables, but  
70 eventually would be sorted locally.  
71

72 Ms. Gray-Jackson stated this was the beginning of a process that would continually change until it worked well.  
73 Taking up the subject and receiving calls on recycling made her excited and she was ready for (*curbside*) pickup in her  
74 area.  
75

76 Mr. Gutierrez stated that he and his wife recycled and were set for curbside pickup. The pilot program was appropriate  
77 and the community had voiced their opinions in support. He would support it.  
78

1 Mr. Starr supported the pilot program and variable rates and offering solutions to landfills. He thanked the  
2 Administration for their efforts.

3  
4 Dr. Selkegg supported recycling and variable rates. It was a smart thing to do. She would support the program.

5  
6 Chair Claman stated that he had supported curbside recycling for years. He would be pleased to support recycling.

7  
8 Mayor Begich thanked the community, staff and the Assembly for their efforts and bringing this forward, which was the  
9 first stage for a recycling program.

10  
11 and the motion was approved without opposition.

12  
13 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkegg, Drummond, Ossiander, Flynn (*participating*  
14 *telephonically*), Johnston and Coffey.

15 NAYS: None.

16  
17 Dr. Selkegg moved, to Change the Order of the Day to take up 13.G and 14.B,  
18 Mr. Coffey seconded,  
19 and this was approved without objection.

20  
21 (*Clerk's Note: AO 2008-52(S) was later reconsidered, to address rates to allow the continuance of 13.D.*)

22  
23 Mr. Coffey moved, to amend AO 2008-52(S) by changing the variable rates,  
24 Ms. Johnston seconded, outlined in the May 6, 2008 memorandum, including:  
25 Subscription Volume for Refuse Collection: for 32 gallons  
26 [~~\$14.36~~] "\$14.00;" for 64 gallons [~~\$22.96~~] "\$22.40;" for 96  
27 gallons [~~\$34.56~~] "\$30.80," and; additional volume [~~\$6.60~~]  
28 "~~\$8.40~~" 32-gallon increment;"

29  
30 Mr. Coffey stated the memorandum addressed variable rate collection fees and was from Mark Madden of SWS to Ms.  
31 Johnston, Ms. Ossiander and Municipal Manager Michael Abbott.

32  
33 Ms. Ossiander stated that the amendment included charges that excluded the proposed tipping fee increase to \$8.00  
34 per ton, as proposed in AO 2008-62, which had been postponed to August 19<sup>th</sup>.

35  
36 To Dr. Selkegg, Mr. Abbott responded that the Administration would move forward, but there was risk that rates would  
37 need to be changed in the future.

38  
39 Chair Claman stated that as curbside (*recycling*) rates were applied there was a general expectation that rates would  
40 need to be adjusted within the next six to twelve months.

41  
42 To Mr. Birch, Mr. Abbott responded the impact would be \$300,000 to \$400,000 per year, which would be spread  
43 across all collection rates and apply to all payers. Mr. Madden responded the rates were calculated without the tipping  
44 fee increase.

45  
46 To Mr. Starr, Chief Fiscal Officer Sharon Weddleton responded that at the end of 2007 the refuse utility had a cash  
47 balance of \$4.1 million and SWS had a cash balance of \$7.3 million, which was an increase by only a slight margin.

48  
49 Dr. Selkegg stated that the tipping fee had not been approved that evening and there would be associated costs with  
50 the existing programs that needed to be addressed. Mr. Abbott concurred and stated that the information on those  
51 costs would be compiled and distributed.

52  
53 Mr. Birch stated the rate adjustment in the amendment did not match the calculated revenues generated from the  
54 \$8.00 per ton tipping fee. Mr. Madden stated that SWS would not take responsibility for those numbers, which were  
55 generated by (*Contractor*) Ms. Pease.

56  
57 and the amendment was approved without objection, 11-0.

58  
59 and the main motion, as amended, was approved without objection, 11-0.

60  
61 Mr. Gutierrez moved, to Change the order of the Day to take up 14.C,  
62 Mr. Coffey seconded,  
63 and this was approved without objection.

64  
65 13.C. Ordinance No. AO 2008-53, an ordinance amending Anchorage Municipal Code Chapter 26.80 to add  
66 a section allowing the Solid Waste Disposal Utility to operate a **compost facility**, sell finished  
67 composted product and establish tipping fees for disposal of organic wastes effective, Solid Waste  
68 Services.

69 1. Assembly Memorandum No. AM 212-2008. (*Carried Over from 4-29-08*)

70  
71 (*Clerk's Note: See Agenda item 13.A for details of Combined Public Hearing on 13.A, 13.B, 13.C, and 13.D.*)

72  
73 Ms. Ossiander moved, to postpone indefinitely AO 2008-53,  
74 Dr. Selkegg seconded,

75  
76 Ms. Johnston stated that composting was appropriate. Grass clippings, horse manure, wood chips and drywall would  
77 be accepted at Evergreen Nursery, which would be an opportunity to address composting in general.

1 Ms. Ossiander stated that she supported composting, but would supported postponing indefinitely, allowing the private  
2 sector to operate a composting facility, rather than the government. She supported composting satellite stations in  
3 other areas of town.

4  
5 Dr. Selkregg stated that composting needed to be addressed. She supported composting and adding additional sites.

6  
7 Municipal Manager Michael Abbott stated the Administration and Solid Waste Services (SWS) supported the private  
8 alternative to composting. If there was a need for a municipally operated facility, it would be determined by reviewing  
9 the private operation. To Mr. Starr, Mr. Abbott responded the composting site was on an undevelopable Heritage Land  
10 Bank (HLB) parcel. There were no plans for cleanup, which may be negotiated with the leaseholder.

11  
12 Mr. Ossiander stated that this was an HLB parcel and it was appropriate for HLB to be responsible for cleanup.

13  
14 Chair Claman thanked Ms. Johnston for her efforts with Evergreen Nursery. He stated that additional sites would be  
15 supported. He supported private solutions.

16  
17 and the motion was approved without objection, 11-0.

18  
19 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn (*participating*  
20 *telephonically*), Johnston and Coffey.

21 NAYS: None.

22  
23 Chair Claman announced that item 14.C, concerning towing, would be postponed indefinitely.

24  
25 13.D. Ordinance No. AO 2008-62, an ordinance amending Anchorage Municipal Code Chapter 26.80 to add  
26 a new section for a surcharge to support community recycling initiatives and amending Section  
27 26.70.040 to add the **surcharge fees**, Solid Waste Services.

28 1. Assembly Memorandum No. AM 261-2008. (*Carried Over from 4-29-08*)

29  
30 (*Clerk's Note: See Agenda item 13.A for details of Combined Public Hearing on 13.A, 13.B, 13.C, and 13.D.*)

31  
32 Dr. Selkregg moved, to approve AO 2008-62,  
33 Ms. Drummond seconded,

34  
35 Ms. Johnston moved, to postpone AO 2008-62 to August 19, 2008,  
36 Mr. Birch seconded,

37  
38 Ms. Ossiander stated that this was not a prepared plan and was not ready to be addressed. There had not been  
39 enough discussion about the Anchorage School District's (ASD) involvement, the availability of land for drop-off  
40 centers, acquiring building infrastructure, recycling venues offered and costs. There was no guarantee that ships  
41 would continue to donate cargo space to ship materials outside. Use of the tipping fees to support recycling could  
42 cause Regulatory Commission of Alaska (RCA) oversight. She supported many aspects of recycling, including  
43 expanded drop off centers, full-service transfer stations and working with the schools. The Assembly had previously  
44 endorsed flat rates for pickups, which decreased SWS revenue by \$300,000, which needed to be readdressed. More  
45 time was needed to research the recycling plan.

46  
47 Dr. Selkregg stated that it had not been easy to understand all the information for the proposed programs, but it was  
48 clear that recycling was an important element for the community. Many issues were being addressed and the city and  
49 the ASD needed to support the programs to increase involvement. The community was ready for recycling and the  
50 Assembly needed to work with the Administration. It would not be a comprehensive program until all issues were  
51 addressed. She urged a NO-vote for postponement.

52  
53 Ms. Johnston urged a YES-vote for postponement and concurred with Ms. Ossiander. There were still questions,  
54 including on-site development. Recycling could be sponsored by local businesses. The ASD was reviewing the  
55 recycling program, but Superintendent Carol Comeau needed to be in support. She would continue working on the  
56 programs.

57  
58 Municipal Manager Michael Abbott stated there was no benefit to postponing action, which would delay seeking  
59 services, private sector partnerships and sponsorships, commitments for school participation and establishing  
60 additional drop off sites. Public education was an important investment, which took time to develop.

61  
62 Mr. Coffey stated that the basics still needed to be resolved, including legal issues relative to the RCA, the effects of  
63 regulation, the impacts to private sector, no firm contracts with transporters and recyclers. The ASD was a separate  
64 entity that needed to address the matter separately. He would support postponement.

65  
66 Mr. Gutierrez stated that a three-month delay would be a twelve-month delay. The people wanted the programs now.

67  
68 Director of Sustainability Randy Virgin stated that the Administration had calculated the numbers and had considered  
69 many details, including involving SWS and addressing the agreement with shippers. Municipal Attorney Jim Reeves  
70 responded that the legal department strongly felt that the letter addressing the shipping agreement was incorrect.

71  
72 and the motion to postpone was approved, 7-4.

73  
74 AYES: Starr, Birch, Claman, Ossiander, Flynn (*participating telephonically*), Johnston and Coffey.

75 NAYS: Gutierrez, Gray-Jackson, Selkregg and Drummond.

76  
77 Mr. Coffey moved, to reconsider 13.B, AO 2008-63, to adjust the rates,  
78 Ms. Johnston seconded, to allow the continuance of 13.D,

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

2  
3 13.E. Ordinance No. AO 2008-46, an ordinance amending Anchorage Municipal Code Chapter 26.80 to add  
4 a new section for **Anchorage Regional Landfill Closure and Post-Closure Care Liability**  
5 retroactive to January 1, 2008, Solid Waste Services.

6 1. Assembly Memorandum No. AM 195-2008. *(Carried Over from 4-15-08 and 4-29-08)*

7  
8 *(Clerk's Note: There was no time left in the meeting and AO 2008-46 was Carried Over to May 20, 2008.)*

9  
10 13.F. Resolution No. AR 2008-58, a resolution of the Municipality of Anchorage appropriating \$157,829 from  
11 the State of Alaska, Department of Transportation & Public Facilities; and appropriating \$2,922 as a  
12 contribution from the 2008 Anchorage Police Operating Budget, Anchorage Metropolitan Police  
13 Service Area Fund (151) to the State Categorical Grants Fund (231) Anchorage Police Department,  
14 for **Impaired Driving Enforcement**.

15 1. Assembly Memorandum No. AM 190-2008. *(Carried Over from 4-15-08 and 4-29-08)*

16  
17 *(Clerk's Note: There was no time left in the meeting and AR 2008-58 was Carried Over to May 20, 2008.)*

18  
19 13.G. Resolution No. AR 2008-70, a resolution of the Municipality of Anchorage appropriating \$540,990 from  
20 the State of Alaska, Department of Health and Social Services as a grant to the State Categorical  
21 Grants Fund (231), Department of Health and Human Services for the provision of **Women, Infants**  
22 **and Children Supplemental Nutrition Services**.

23 1. Assembly Memorandum No. AM 228-2008. *(Carried Over from 4-29-08)*

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

27  
28 Dr. Selkregg moved, to approve AR 2008-70,  
29 Mr. Coffey seconded,  
30 and this was approved unanimously, 11-0.

31  
32 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn *(participating*  
33 *telephonically)*, Johnston and Coffey.

34 NAYS: None.

35  
36 13.H. Resolution No. AR 2008-46, a resolution appropriating \$298,704 of revenue from the State of Alaska  
37 Department of Transportation & Public Facilities to the State Categorical Grant Fund (231), to the  
38 Project Management & Engineering Department for **National Pollutant Discharge Elimination**  
39 **System (NPDES) permit services** provided in 2008.

40 1. Assembly Memorandum No. AM 166-2008. *(Carried Over from 4-15-08 and 4-29-08)*

41  
42 *(Clerk's Note: There was no time left in the meeting and AR 2008-46 was Carried Over to May 20, 2008.)*

43  
44 13.I. Resolution No. AR 2008-60, a resolution of the Municipality of Anchorage appropriating \$195,705 as  
45 payment in lieu of subdivision agreement obligations for road, pedestrian and intersection  
46 improvements from **Tideview Development, Inc.** to the Anchorage Roads and Drainage Service Area  
47 Capital Improvement Fund (441), Project Management & Engineering Department, for improvements  
48 of Independence Drive and O'Malley Road.

49 1. Assembly Memorandum No. AM 192-2008. *(Carried Over from 4-15-08 and 4-29-08)*

50  
51 *(Clerk's Note: There was no time left in the meeting and AR 2008-60 was Carried Over to May 20, 2008.)*

52  
53 13.J. Ordinance No. AO 2008-40, an ordinance of the Anchorage Municipal Assembly amending Anchorage  
54 Municipal Code Section 2.30.050, Introduction of Ordinances; Action on Ordinances, to **repeal the**  
55 **provision for automatic defeat without a vote of the Assembly**, Assembly Vice-Chair Ossiander.

56 1. Assembly Memorandum No. AM 157-2008. *(Carried Over from 4-15-08 and 4-29-08)*

57  
58 *(Clerk's Note: There was no time left in the meeting and AO 2008-40 was Carried Over to May 20, 2008.)*

59  
60 13.K. Ordinance No. AO 2008-41, an ordinance of the Anchorage Municipal Assembly amending Anchorage  
61 Municipal Code Section 21.20.100, Review and Recommendation by Planning and Zoning  
62 Commission, and Section 21.20.120, Action by Assembly, relating to review, recommendation, and  
63 Assembly action on **applications for zoning map amendments**, Assembly Vice-Chair Ossiander.

64 1. Assembly Memorandum No. AM 158-2008. *(Carried Over from 4-15-08 and 4-29-08)*

65  
66 *(Clerk's Note: There was no time left in the meeting and AO 2008-41 was Carried Over to May 20, 2008.)*

67  
68 13.L. Ordinance No. AO 2008-15, an ordinance amending Anchorage Municipal Code Sections 21.10.028,  
69 21.15.015, and 21.15.030 to give **site plan authority** over certain developments to the Urban Design  
70 Commission (Planning Case 2007-136), Planning Department.

71 1. Assembly Memorandum No. AM 43-2008. *(Continued from 3-25-08 and 4-29-08)*

72  
73 *(Clerk's Note: There was no time left in the meeting and AO 2008-15 was Carried Over to May 20, 2008.)*

74  
75 13.M. Ordinance No. AO 2008-44, an ordinance amending Anchorage Municipal Code Section 4.05.155 to  
76 require an **annual update on the composition of Title 4 Board and Commission Members** by  
77 gender and ethnic diversity of members, Assemblymember Selkregg, Mayor Begich.

78 1. Assembly Memorandum No. AM 193-2008. *(Carried Over from 4-15-08 and 4-29-08)*

1  
2 (Clerk's Note: There was no time left in the meeting and AO 2008-44 was Carried Over to May 20, 2008.)

- 3  
4 13.N. Ordinance No. AO 2008-54, an ordinance of the Anchorage Municipal Assembly amending Anchorage  
5 Municipal Ethics Code Section 1.15.035, **Additional Provisions for Elected Officials**, relating to  
6 participation by an elected official after disclosure of a private interest, Assemblymember Selkregg.  
7 1. Assembly Memorandum No. AM 215-2008. (Carried Over from 4-29-08)

8  
9 (Clerk's Note: There was no time left in the meeting and AO 2008-54 was Carried Over to May 20, 2008.)

10  
11 **14. NEW PUBLIC HEARINGS**

- 12 14.A. Ordinance No. AO 2008-48, an ordinance of the Anchorage Municipal Assembly to provisionally adopt  
13 a new Chapter 21.04, **Zoning Districts**, amending Anchorage Municipal Code Title 21 subject to  
14 concurrent final passage and approval of all provisionally adopted chapters of Title 21, Assembly Vice-  
15 Chair Ossiander.

16  
17 Chair Claman read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public  
18 Hearing and called for a motion.

19  
20 Dr. Selkregg moved, to approve AO 2008-48,  
21 Mr. Coffey seconded,  
22 and the motion was approved, 11-0.

23  
24 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn (*participating*  
25 *telephonically*), Johnston and Coffey.

26 NAYS: None.

- 27  
28 14.B. Ordinance No. AO 2008-57, an ordinance of the Anchorage Municipal Assembly amending the zoning  
29 map, and providing for the rezoning of **Mountain View Development Subdivision, Tract 1**, and  
30 Alaska Industrial Subdivision, Block 8, Lot 2A (Proposed Mountain View Development Subdivision,  
31 Tract 1A and Proposed Alaska Industrial Subdivision, Block 8, Lot 2A-1, per Platting Case S-11646-1),  
32 from I-1 and B-3 SL to B-3 and B-3 SL; generally located at the northeast corner of Mountain View  
33 Drive and Glenn Highway (Mountain View Community Council) (Planning and Zoning Case 2008-015),  
34 Planning Department.  
35 1. Assembly Memorandum No. AM 219-2008.

36  
37 Chair Claman read the ordinance title and opened Public Hearing.

38  
39 TIM POTTER, with DOWL Engineering, testified this rezone of two properties was supported by the community council  
40 and the Planning and Zoning Commission and he urged approval. To Mr. Gutierrez, Mr. Potter responded that this  
41 proposed rezone would benefit the adjacent theater, which would gain usable property. To Mr. Starr, Mr. Potter  
42 responded the parcel rezoned to B-3 with a residential component would support a minimum of twelve units, which  
43 was appropriate in that location. Mr. Starr stated the Town Center model included high density residential. Mr. Potter  
44 responded this rezone would work with the surrounding properties. There was industrial zoning across the street and  
45 along Mountain View Drive. Mr. Coffey stated this rezoning was appropriate and would be a great additional to the  
46 Mountain View area and he would support it.

47  
48 There was no additional public testimony and Chair Claman closed Public Hearing and called for a motion.

49  
50 Dr. Selkregg moved, to approve AO 2008-57,  
51 Ms. Johnston seconded,

52  
53 Dr. Selkregg stated the rezone was appropriate and a compatible use for the area and followed the intent (*for*  
54 *development*) in Mountain View. She would support it.

55  
56 Mr. Gutierrez supported the rezone and proposed development that would help Mountain View.

57  
58 and the motion was approved without opposition, 11-0.

- 59  
60 14.C. Ordinance No. AO 2008-61, an ordinance of the Anchorage Municipal Assembly amending provisions  
61 of Anchorage Municipal Code, Title 9, Vehicles and Traffic, and Title 10, Licensing, relating to **tow**  
62 **operator licensing**; filing of reasonable towing and storage rates by all licensed tow operators;  
63 publication of rates; prohibited practices; participation in the rotational tow program; required signage  
64 of parking and towing information in public lots and residential parking areas; unlawful vehicle towing  
65 and immobilization; associated fines; and enforcement, Assemblymembers Traini and Tesche.

66  
67 Chair Claman read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public  
68 Hearing. Chair Claman stated that this would be addressed by the Public Safety Committee and the industry in the  
69 future. He called for a motion.

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71 Mr. Gutierrez moved, to postpone indefinitely AO 2008-61,  
72 Mr. Starr seconded,

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74 Mr. Gutierrez stated that this matter would be addressed in the future and stated he would be involved. More time was  
75 needed to talk to the industry and it was his intention to take this to the Public Safety Committee.

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77 Mr. Starr volunteered to join the committee and wanted to participate in the discussion.  
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and the motion was approved, 11-0.

15. **SPECIAL ORDERS** There were no Special Orders.

16. **UNFINISHED AGENDA** There was no Unfinished Agenda.

17. **AUDIENCE PARTICIPATION** There was no Audience Participation.

18. **ASSEMBLY COMMENTS**

Dr. Selkregg requested to be notified of and included with all discussion and meetings on recycling issues.

19. **EXECUTIVE SESSIONS** There were no Executive Sessions.

20. **ADJOURNMENT**

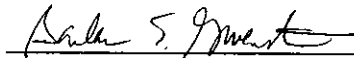
Chair Claman called for a motion to adjourn the meeting.

Mr. Coffey moved, to adjourn the Regular Assembly Meeting,  
Mr. Starr seconded,  
and this motion was approved without objection.

The Regular Assembly Meeting was adjourned at 11:05 p.m.

  
MATT CLAMAN, Assembly Chair

ATTEST:

  
BARBARA GRUENSTEIN, Municipal Clerk  
Date Minutes Amended and Approved: June 24, 2008.  
MC/BG

(View Live Videos of Assembly Meetings and Approved Meeting Minutes online at the Municipal Web Site, [www.muni.org](http://www.muni.org) or call the Municipal Clerk's Office, 632 West 6th Avenue, Suite 250, Anchorage, Alaska, (907)343-4505)

