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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 October 14, 2008**

**1. CALL TO ORDER**

The Assembly Meeting of October 14, 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 Seikregg, Harriet Drummond, Debbie Osslander, Patrick Flynn (*arrived to the meeting at 6:15 p.m.*), Jennifer Johnston and Dan Coffey.

**ABSENT:** Patrick Flynn (*absent for noted portions of the meeting*), excused.

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

**4. MINUTES OF PREVIOUS MEETINGS**

Meeting Minutes of September 16, 2008.

Mr. Coffey moved, to approve the September 16, 2008 Meeting Minutes,  
Ms. Johnston seconded,

Mr. Starr requested to abstain due to his excused absence on September 16<sup>th</sup>.

Ms. Gray-Jackson moved, to amend the Minutes on Page 2, Lines 8-12, *by changing to*  
Mr. Coffey seconded, read: [~~She had addressed the 2009 Budget with the~~  
and this passed without objection. ~~Administration and would address the vacancy factor. Labor~~  
~~contracts would be addressed once contract negotiations had~~  
~~ended.] "She advised the body that the committee agenda~~  
would include the 2009 budget process and discussion of the  
new method for calculating the vacancy factor. She also  
reminded the body that the resolution regarding policy  
guidelines for labor negotiations cannot be revised until  
negotiations have ended and the committee would look at  
revisions at that point."

Ms. Drummond moved, to amend the Minutes on Page 8, Lines 30-34 *by changing to*  
Mr. Coffey seconded, read: [~~To Ms. Drummond,~~] "Ms. Drummond questioned  
and this was approved without objection. what happened to connexes on residential lots smaller than  
40,000 square feet if the property sold."

and the main motion, as amended, was approved without objection, 10-0,  
with Mr. Starr abstaining, due to his excused absence on September 16<sup>th</sup>,  
and Mr. Flynn as an excused absence.

**5. MAYOR'S REPORT** There was no report.

**6. ASSEMBLY CHAIR'S REPORT**

Chair Claman reported there would be a worksession to discuss bonding on Friday, October 17<sup>th</sup> from 1:00 to 2:00 p.m. in the Assembly Conference Room, followed by a report from Project Access from 2:00 to 3:00 p.m. He noted the passing of former Supreme Court Justice Allen T. Compton, who had contributed to the Municipality and Alaska.

Chair Claman recognized newly appointed or reappointed members to boards or commissions present that evening, including Katherine Ferguson and Joan Fisher to the Senior Citizens Advisory Commission; Timothy Vig to the Zoning Board of Examiners and Appeals; Kari Campbell and Meagan Foster to the Animal Control Advisory Board; Robert Churchill to the Equal Rights Commission; Tam Agosti-Gisler to the Education and Workforce Advisory Commission; David Harrington to the Arts Advisory Commission; Len Story to the Platting Board, and; Michele McNulty to the Historic Preservation Commission. Chair Claman, on behalf of the Assembly and the entire Municipality, thanked all board and commission members for their service.

**7. COMMITTEE REPORTS**

1 Mr. Gutierrez reported the Public Safety Committee had met the previous week with the Animal (Control) Advisory  
2 Board to discuss the vicious dog issue and would be working cooperatively with Health and Social Services. He  
3 reported that the issues of drugs and drug treatment were being addressed by the State Legislature and he would be  
4 preparing a resolution in support for the Assembly.  
5

6 Ms. Gray-Jackson reported that information on the 2009 Budget process was distributed to Assemblymembers on  
7 October 10<sup>th</sup>, along with worksheets to help members organize amendments before submitting. She was happy to  
8 assist members with budget questions. She urged members to attend the Budget and Finance Committee Meeting  
9 scheduled for October 15<sup>th</sup>, to review the budget schedule and any necessary revisions or amendments that may be  
10 submitted. She encouraged members to follow the process as outlined in the budget schedule to allow the updated  
11 budget to be presented in an organized and timely manner. Office of Management and Budget Director Wanda  
12 Phillips would distribute responses to their questions on Friday October 17<sup>th</sup>.  
13

14 Dr. Selkregg reported the Community and Economic Development Committee had three workgroups. The Energy  
15 Workgroup was working with the Energy Co-Generation Workgroup and would be presenting key points to the public  
16 and the Assembly in November. The new Resilient and Successful Children Workgroup, chaired by Ms. Drummond,  
17 had recently met with School Superintendent Carol Comeau, the United Way and other members of the community.  
18 Information and recommendations on children's issues would be presented to the Assembly. The Housing and  
19 Neighborhood Workgroup was addressing homelessness and the new migration of rural families to the city.  
20

21 Ms. Drummond reported the Education Committee was becoming the Resilient and Successful Children  
22 Subcommittee. Following her meetings this week, she would report to the Assembly on October 28<sup>th</sup>.  
23

24 Ms. Ossiander reported that the Title 21 Committee would meet at the Planning Department Conference Room from  
25 9:30 to 11:30 a.m. on Thursday, October 16<sup>th</sup>. She requested that the composting facility be addressed that evening.  
26 Dr. Selkregg requested that recycling and refuse pickup also be addressed. Chair Claman responded that those  
27 issues and others would be addressed that evening under Special Orders.  
28

## 29 8. ADDENDUM TO AGENDA

30  
31 Chair Claman called for a motion and read the Addendum items. He called for additional items and AM 716-2008 and  
32 AO 2008-114 were added and assigned Agenda numbers 9.D.64 and 9.F.15, respectively. There were no additional  
33 Addendum items and Chair Claman called for a vote to incorporate the Addendum items into the Consent Agenda.  
34

35 Ms. Ossiander moved, to approve the inclusion of the Addendum items  
36 Mr. Coffey seconded, into the Consent Agenda,  
37 and this motion was passed, 10-0.  
38

39 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Johnston and Coffey.  
40 NAYS: None.  
41 ABSENT: Flynn, excused.  
42

43 Chair Claman called for a motion on the Consent Agenda.  
44

45 Mr. Coffey moved, to approve the Consent Agenda,  
46 Ms. Ossiander seconded,  
47

48 Chair Claman called for Assemblymembers to request items be pulled for discussion on the Regular Agenda.  
49

## 50 9. CONSENT AGENDA

51 9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS There were none.  
52

### 53 9.B. RESOLUTIONS FOR ACTION - OTHER

54 9.B.1. Resolution No. AR 2008-209, a resolution of the Anchorage Municipal Assembly to support the Alaska  
55 Municipal League in urging the Alaska State Legislature to amend Alaska Statute 39.50, **Public**  
56 **Official Financial Disclosure**, to provide reasonable disclosure requirements for municipal officials  
57 and public servants on all boards and commission, Assemblymember Johnston, Birch, Ossiander,  
58 Flynn and Coffey and Assembly Chair Claman.  
59

60 Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.B.1)  
61

62 9.B.2. Resolution No. AR 2008-213, a resolution of the Anchorage Municipal Assembly approving a minor  
63 amendment to an alcoholic beverages conditional use in the B-3 (General Business District) to modify  
64 the licensed premise for a beverage dispensary use and license per AMC 21.40.180 D.8 for **Casa**  
65 **Grande, Inc.**, located at 201 E. Northern Lights Boulevard, within Smith Subdivision Number 1, Lots 8  
66 through 12A; generally located on the northeast corner of Barrow Street and east Northern Lights  
67 Boulevard (Midtown Community Council) (Case 2008-142), Planning Department.  
68 a. Assembly Memorandum No. AM 625-2008.  
69

70 Mr. Coffey stated that the Assembly Chair had previously ruled that he had a conflict of interest with this matter and he  
71 requested to abstain. He had previously disclosed that the owner was a tenant in a building that he owned. Chair  
72 Claman, following his previous ruling, ruled that Mr. Coffey did have a conflict of interest and ordered that he not  
73 participate in the matter. There were no objections.  
74

75 9.B.3. Resolution No. AR 2008-214, a resolution of the Anchorage Assembly approving the updated  
76 **Municipality of Anchorage General Records Retention Schedule**, in accordance with Municipal  
77 Policy and Procedure 52.2, Information Technology Department.

- 1 9.B.4. Resolution No. AR 2008-215, a resolution of the Anchorage Assembly approving the updated Records  
2 Retention Schedule for the **Anchorage Equal Rights Commission Office**, in accordance with  
3 Municipal Policy and Procedure 52.2, Information Technology Department.  
4 9.B.5. Resolution No. AR 2008-217, a resolution of the Anchorage Assembly approving the updated Records  
5 Retention Schedule for the **Eagle River Chugiak Parks Recreation and Community Development**  
6 **Department**, in accordance with Municipal Policy and Procedure 52.2, Information Technology  
7 Department.  
8 9.B.6. Resolution No. AR 2008-218, a resolution of the Anchorage Assembly approving the updated Records  
9 Retention Schedule for the **Finance Controller Department**, in accordance with Municipal Policy and  
10 Procedure 52.2, Information Technology Department.  
11 9.B.7. Resolution No. AR 2008-219, a resolution of the Anchorage Assembly approving the updated Records  
12 Retention Schedule for the **Department of Health and Human Services**, in accordance with  
13 Municipal Policy and Procedure 52.2, Information Technology Department.  
14 9.B.8. Resolution No. AR 2008-220, a resolution of the Anchorage Assembly approving the updated Records  
15 Retention Schedule for the **Heritage Land Bank Department**, in accordance with Municipal Policy  
16 and Procedure 52.2, Information Technology Department.  
17 9.B.9. Resolution No. AR 2008-221, a resolution of the Anchorage Assembly approving the updated Records  
18 Retention Schedule for the **Information Technology Department**, in accordance with Municipal  
19 Policy and Procedure 52.2, Information Technology Department. Postponed to 10-28-08.  
20

21 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.B.9)  
22

- 23 9.B.10. Resolution No. AR 2008-222, a resolution of the Anchorage Assembly approving the updated Records  
24 Retention Schedule for the **Internal Audit Department**, in accordance with Municipal Policy and  
25 Procedure 52.2, Information Technology Department.  
26 9.B.11. Resolution No. AR 2008-223, a resolution of the Anchorage Assembly approving the updated Records  
27 Retention Schedule for the **Legal Civil Department**, in accordance with Municipal Policy and  
28 Procedure 52.2, Information Technology Department.  
29 9.B.12. Resolution No. AR 2008-224, a resolution of the Anchorage Assembly approving the updated Records  
30 Retention Schedule for the **ECD/Library**, in accordance with Municipal Policy and Procedure 52.2,  
31 Information Technology Department.  
32 9.B.13. Resolution No. AR 2008-225, a resolution of the Anchorage Assembly approving the updated Records  
33 Retention Schedule for the **Office of Management and Budget**, in accordance with Municipal Policy  
34 and Procedure 52.2, Information Technology Department.  
35 9.B.14. Resolution No. AR 2008-226, a resolution of the Anchorage Assembly approving the updated Records  
36 Retention Schedule for the **Planning Department**, in accordance with Municipal Policy and Procedure  
37 52.2, Information Technology Department.  
38 9.B.15. Resolution No. AR 2008-227, a resolution of the Anchorage Assembly approving the updated Records  
39 Retention Schedule for the **Port of Anchorage**, in accordance with Municipal Policy and Procedure  
40 52.2, Information Technology Department.  
41 9.B.16. Resolution No. AR 2008-228, a resolution of the Anchorage Assembly approving the updated Records  
42 Retention Schedule for the **Project Management and Engineering Department**, in accordance with  
43 Municipal Policy and Procedure 52.2, Information Technology Department.  
44 9.B.17. Resolution No. AR 2008-229, a resolution of the Anchorage Assembly approving the updated Records  
45 Retention Schedule for the **Purchasing Department**, in accordance with Municipal Policy and  
46 Procedure 52.2, Information Technology Department.  
47 9.B.18. Resolution No. AR 2008-231, a resolution of the Anchorage Assembly approving the updated Records  
48 Retention Schedule for the **Traffic Department**, in accordance with Municipal Policy and Procedure  
49 52.2, Information Technology Department.  
50 9.B.19. Resolution No. AR 2008-232, a resolution of the Anchorage Assembly approving the updated Records  
51 Retention Schedule for **Merrill Field Airport**, in accordance with Municipal Policy And Procedure 52-  
52 2, Information Technology Department.  
53 9.B.20. Resolution No. AR 2008-234, a resolution of the Municipality of Anchorage appropriating the sum of  
54 \$50,000 from the Department of Justice, Community Capacity Development Office, through the  
55 Russian Jack Weed & Seed Site Office and \$924 as a contribution from the 2008 Anchorage Police  
56 Operating Budget, Anchorage Metropolitan Police Service Area Fund (151) to the State and Federal  
57 Pass-Through Grants Fund (231) Anchorage Police Department, for this **Weed & Seed Program**  
58 **Coordination Grant**.  
59 a. Assembly Memorandum No. AM 638-2008.  
60

61 Mr. Gutierrez stated for the record that, while he was involved with Weed & Seed Program projects with which he  
62 could not participate because of a conflict of interest, he was not involved with this particular program. Chair Claman  
63 ruled that Mr. Gutierrez did not have a conflict of interest and ordered that he participate. There were no objections.  
64

- 65 9.B.21. Resolution No. AR 2008-235, a resolution of the Municipality of Anchorage appropriating the sum of  
66 \$16,320 from the Alaska Mental Health Trust Authority and \$12,799 as a contribution from the 2008  
67 Anchorage Police Operating Budget, Anchorage Metropolitan Police Service Area Fund (151) to the  
68 State Categorical Grants Fund (231) Anchorage Police Department, for this **Crisis Intervention Team**  
69 **Conference Grant**.  
70 a. Assembly Memorandum No. AM 639-2008.  
71 9.B.22. Resolution No. AR 2008-236, a resolution of the Municipality of Anchorage appropriating \$38,500 as a  
72 grant from the State of Alaska, Department of Commerce, Community and Economic Development to  
73 the State Categorical Grant Fund (231) for continuing implementation of the **Anchorage Coastal**  
74 **Management Program**, Planning Department.  
75 a. Assembly Memorandum No. AM 640-2008.  
76 9.B.23. Resolution No. AR 2008-237, a resolution of the Municipality of Anchorage adopting the **Strategy for**  
77 **Developing Context Sensitive Transportation projects**, Project Management & Engineering.  
78 a. Assembly Memorandum No. AM 641-2008.

- 1 9.B.24. Resolution No. AR 2008-238, a resolution of the Municipality of Anchorage appropriating \$7,800 from  
2 the Alaska Community Foundation to the Miscellaneous Operational Grants Fund (261) for the **Alaska**  
3 **Meth Education Program** in the Department of Health and Human Services.  
4 a. Assembly Memorandum No. AM 642-2008.
- 5 9.B.25. Resolution No. AR 2008-245, a resolution of the Municipality of Anchorage providing for the  
6 appropriation of \$54,697 from the State of Alaska, Department of Education, Division of State Libraries  
7 to the Office of Economic and Community Development, State Grants Fund (231), for **Ready to Read**  
8 **Resource Center 2009 grant** for the Anchorage Public Library. (*Addendum*)  
9 a. Assembly Memorandum No. AM 703-2008.
- 10 9.B.26. Resolution No. AR 2008-246, a resolution of the Anchorage Municipal Assembly authorizing Solid  
11 Waste Services to apply for a matching grant from the Alaska Energy Authority to fund the design &  
12 construction of a **Landfill Gas-to-Energy Plant** at the Anchorage Regional Landfill. (*Addendum*)  
13 a. Assembly Memorandum No. AM 704-2008.
- 14 9.B.27. Resolution No. AR 2008-247, a resolution approving the conceptual plan to **lease of a site within the**  
15 **Municipal Tudor Road Complex** to Anchorage Neighborhood Health Center for a new clinic building,  
16 Anchorage Community Development Authority.  
17 a. Assembly Memorandum No. AM 705-2008. (*Addendum*)  
18

19 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (*See item 10.B.27*)  
20

21 **9.C. BID AWARDS** There were none.

22 **9.D. NEW BUSINESS**

- 23 9.D.1. Assembly Memorandum No. AM 626-2008, **Animal Control Appeals Board** appointment (Ruth  
24 Botstein), Mayor's Office.
- 25 9.D.2. Assembly Memorandum No. AM 627-2008, **Airports Aviation Advisory Commission** appointments  
26 (Richard Davis and James Powell), Mayor's Office.
- 27 9.D.3. Assembly Memorandum No. AM 628-2008, **Anchorage Memorial Park Cemetery Advisory Board**  
28 appointments (James Fero and Robert Ferrell), Mayor's Office.
- 29 9.D.4. Assembly Memorandum No. AM 629-2008, **Education and Workforce Advisory Commission**  
30 9.D. appointments (Tam Agosti-Gisler, Dick Cattanach, and Matthew Cook), Mayor's Office.
- 31 9.D.5. Assembly Memorandum No. AM 630-2008, **Emergency Medical Services Board** appointments  
32 (Robert Bowler, Mary Leemhuis, Tim Silbaugh, and David Cadogan), Mayor's Office.
- 33 9.D.6. Assembly Memorandum No. AM 631-2008, **Board of Ethics** appointment (Marissa Flannery), Mayor's  
34 Office.
- 35 9.D.7. Assembly Memorandum No. AM 632-2008, **Geotechnical Advisory Commission** appointments  
36 (David Cole, Thomas Krzewinski, and Robert Scher), Mayor's Office.
- 37 9.D.8. Assembly Memorandum No. AM 633-2008, **Human Resources Advisory Board** appointment  
38 (Cassandra Chronic), Mayor's Office.
- 39 9.D.9. Assembly Memorandum No. AM 634-2008, **Police and Fire Retiree Medical Pre-Funding**  
40 **Investment Board** appointment (Charles M. Laird), Mayor's Office.
- 41 9.D.10. Assembly Memorandum No. AM 635-2008, **Public Safety Advisory Commission** appointments  
42 (Karen Cameron, Ray Faust, and Mark Mew), Mayor's Office.
- 43 9.D.11. Assembly Memorandum No. AM 636-2008, **Public Transit Advisory Board** appointments (Seth  
44 Andersen, Michael Saville, and Sally Spieker), Mayor's Office.
- 45 9.D.12. Assembly Memorandum No. AM 637-2008, Request to Name Parcel in Bear Valley as "**Bear Tracks**  
46 **Parks**", Mayor's Office.
- 47 9.D.13. Assembly Memorandum No. AM 643-2008, **Animal Control Advisory Board** appointments (Kari  
48 Campbell, Meagan Foster, Lori Hackenberger, and Sandy Traini), Mayor's Office.
- 49 9.D.14. Assembly Memorandum No. AM 644-2008, **ADA Advisory Commission** appointments (David Barton  
50 and Elizabeth Edmands), Mayor's Office.
- 51 9.D.15. Assembly Memorandum No. AM 645-2008, **Arts Advisory Commission** appointments (Pamela  
52 Cravez, David Harrington, Michele Miller, and Wende Wilber), Mayor's Office.
- 53 9.D.16. Assembly Memorandum No. AM 646-2008, **Bidding Review Board** appointments (Valerie Baffone  
54 and Paul Michelsohn), Mayor's Office.
- 55 9.D.17. Assembly Memorandum No. AM 647-2008, **Building Board of Examiners and Appeals** appointment  
56 (Colin Dey), Mayor's Office.
- 57 9.D.18. Assembly Memorandum No. AM 648-2008, **Election Commission** appointment (Maria Zavaia-  
58 Clemson), Mayor's Office.
- 59 9.D.19. Assembly Memorandum No. AM 649-2008, **Equal Rights Commission** appointments (Edie Bailey,  
60 Robert Churchill, Robert Heffle, and Yronelly Sanchez), Mayor's Office.
- 61 9.D.20. Assembly Memorandum No. AM 650-2008, **Health and Human Services Commission** appointments  
62 (Elizabeth Posey, Brian Saylor, and Joel Wieman), Mayor's Office.
- 63 9.D.21. Assembly Memorandum No. AM 651-2008, **Heritage Land Bank Advisory Commission**  
64 appointments (Terry Bryan and Ray Hickel), Mayor's Office.
- 65 9.D.22. Assembly Memorandum No. AM 652-2008, **Historic Preservation Commission** appointments (Julie  
66 Jessen, Aaron Leggett, and Michele McNulty), Mayor's Office.
- 67 9.D.23. Assembly Memorandum No. AM 653-2008, **Housing and Neighborhood Development**  
68 **Commission** appointments (Paul Benson and Rod McCoy), Mayor's Office.

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71 Dr. Selkregg requested this item be pulled for review on the Regular Agenda. (*See item 10.D.23*)  
72

- 73 9.D.24. Assembly Memorandum No. AM 654-2008, **Investment Advisory Commission** appointments  
74 (Donald Simmons and Matthew Stelmas), Mayor's Office.
- 75 9.D.25. Assembly Memorandum No. AM 655-2008, **Library Advisory Board** appointment (Sharon Clawson),  
76 Mayor's Office.

- 1 9.D.26. Assembly Memorandum No. AM 656-2008, Military and Veterans Affairs Commission  
2 appointments (Pamela Beale, Lee Cromwell, Tom Morgan, Peter Mulcahy, and Anita Porter), Mayor's  
3 Office.  
4 9.D.27. Assembly Memorandum No. AM 657-2008, Mountain View Community Recreation Center  
5 Advisory Commission appointments (Eric Gurley and Xayvier Swenson), Mayor's Office.  
6 9.D.28. Assembly Memorandum No. AM 658-2008, On-Site Wastewater System Technical Review Board  
7 appointments (Linda Kovac, Joel Neimeyer, and Timothy Pamusch), Mayor's Office.  
8 9.D.29. Assembly Memorandum No. AM 659-2008, Parks and Recreation Commission appointment (Eric  
9 McCallum), Mayor's Office.  
10 9.D.30. Assembly Memorandum No. AM 660-2008, Port Commission appointments (Stephen Saunders and  
11 John Stallone), Mayor's Office.  
12 9.D.31. Assembly Memorandum No. AM 661-2008, Public Facilities Advisory Commission appointments  
13 (Thomas Boyle and Michael Zoske), Mayor's Office.  
14 9.D.32. Assembly Memorandum No. AM 662-2008, Senior Citizens Advisory Commission appointments  
15 (Dawnia Clements, Katherine Ferguson, Joan Fisher, and Eva Kopacz), Mayor's Office.  
16 9.D.33. Assembly Memorandum No. AM 663-2008, Solid Waste and Recycling Advisory Commission  
17 9.D. appointments (Dan Frank, Jason Hale, and Richard Whitehead), Mayor's Office.  
18 9.D.34. Assembly Memorandum No. AM 664-2008, Women's Commission appointments (Cindy Alkire and  
19 Ebony McClain-Owens), Mayor's Office.  
20 ~~9.D.35.~~ 9.E.2 Assembly Memorandum No. AM 665-2008, Board and Commission Membership, Mayor's  
21 Office. *(Clerk's Note: Ms. Ossiander requested that this item be moved to Information and Reports.*  
22 *Chair Claman renumbered AM 665-2008 as 9.E.2. There were no objections.)*  
23

24 Ms. Drummond requested this item be pulled for review on the Regular Agenda. *(See item 10.E.2)*  
25

- 26 9.D.36. Assembly Memorandum No. AM 591-2008, Liquor Stores USA North, Inc. #4558 - Application for  
27 Transfer of Ownership of a Package Store Liquor License (NO PREMISE), Clerk's Office.  
28

29 Ms. Johnston requested items 9.D.36 to 9.D.53 be pulled for review on the Regular Agenda. *(Clerk's Note: See item*  
30 *10.D.36 for related details of testimony, discussion and action of the Transfer of Ownership of all Brown Jug Liquor*  
31 *Stores.)*  
32

- 33 9.D.37. Assembly Memorandum No. AM 682-2008, Brown Jug Dimond-Victor #[4832] 4775 Application for  
34 Transfer of Ownership of a Package Store Liquor License (Sand Lake Community Council), Clerk's  
35 Office.  
36

37 Chair Claman requested a clerical correction of changing the license number to 4775. There were no objections.  
38

39 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.37)*  
40

- 41 9.D.38. Assembly Memorandum No. AM 683-2008, Downtown Wine & Spirits #3322 - Application for  
42 Transfer of Ownership of a Package Store Liquor License (Downtown Community Council), Clerk's  
43 Office.  
44

45 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.38)*  
46

- 47 9.D.39. Assembly Memorandum No. AM 684-2008, Brown Jug-Independence Park #1941 - Application for  
48 Transfer of Ownership of a Package Store Liquor License (Abbott Loop Community Council), Clerk's  
49 Office.  
50

51 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.39)*  
52

- 53 9.D.40. Assembly Memorandum No. AM 685-2008, Brown Jug-Dimond & Old Seward #3886 - Application  
54 for Transfer of Ownership of a Package Store Liquor License (Taku/Campbell Community Council),  
55 9.D. Clerk's Office.  
56

57 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.40)*  
58

- 59 9.D.41. Assembly Memorandum No. AM 686-2008, Brown Jug-Warehouse #1461 - Application for Transfer  
60 of Ownership of a Package Store Liquor License (Midtown Community Council), Clerk's Office.  
61

62 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.41)*  
63

- 64 9.D.42. Assembly Memorandum No. AM 687-2008, Brown Jug-Bragaw #169 - Application for Transfer of  
65 9.D. Ownership of a Package Store Liquor License (Russian Jack Community Council), Clerk's Office.  
66

67 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.42)*  
68

- 69 9.D.43. Assembly Memorandum No. AM 688-2008, Brown Jug-Tudor #1174 - Application for Transfer of  
70 Ownership of a Package Store Liquor License (University Area Community Council), Clerk's Office.  
71

72 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.43)*  
73

- 74 9.D.44. Assembly Memorandum No. AM 689-2008, Brown Jug-Spenard #114 - Application for Transfer of  
75 Ownership of a Package Store Liquor License (Spenard Community Council), Clerk's Office.  
76

77 Ms. Johnston requested this item be pulled for review on the Regular Agenda. *(See item 10.D.44)*  
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9.D.45. Assembly Memorandum No. AM 690-2008, **Brown Jug-Northern Lights #1967** - Application for Transfer of Ownership of a Package Store Liquor License (University Area Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.45)

9.D.46. Assembly Memorandum No. AM 691-2008, **Brown Jug-Northern Lights at Spenard #4520** - Application for Transfer of Ownership of a Package Store Liquor License (Spenard Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.46)

9.D.47. Assembly Memorandum No. AM 692-2008, **Brown Jug-Mountain View #759** - Application for Transfer of Ownership of a Package Store Liquor License (Mountain View Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.47)

9.D.48. Assembly Memorandum No. AM 693-2008, **Brown Jug-Minnesota #1072** - Application for Transfer of Ownership of a Package Store Liquor License (Spenard Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.48)

9.D.49. Assembly Memorandum No. AM 694-2008, **Brown Jug-Fireweed #395** - Application for Transfer of Ownership of a Package Store Liquor License (North Star Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.49)

9.D.50. Assembly Memorandum No. AM 695-2008, **Brown Jug-Eagle River #162** - Application for Transfer of Ownership of a Package Store Liquor License (Eagle River Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.50)

9.D.51. Assembly Memorandum No. AM 696-2008, **Brown Jug-College Mall #4069** - Application for Transfer of Ownership of a Package Store Liquor License (Rogers Park Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.51)

9.D.52. Assembly Memorandum No. AM 697-2008, **Brown Jug-West Mountain View #1561** - Application for Transfer of Ownership of a Package Store Liquor License (Mountain View Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.52)

9.D.53. Assembly Memorandum No. AM 698-2008, **Brown Jug-Whaler #686** - Application for Transfer of Ownership of a Package Store Liquor License (Northeast Community Council), Clerk's Office.

Ms. Johnston requested this item be pulled for review on the Regular Agenda. (See item 10.D.53)

9.D.54. Assembly Memorandum No. AM 699-2008, **Henri Hawaii #4835** - Application for Transfer of Ownership and Location of a Beverage Dispensary Liquor License (Midtown Community Council), Clerk's Office.

Mr. Coffey stated that the Assembly Chair had previously ruled that he had a conflict of interest with this matter and he requested to abstain. He had previously disclosed that the owner was a tenant in a building that he owned. Chair Claman, following his previous ruling, ruled that Mr. Coffey did have a conflict of interest and ordered that he not participate in the matter. There were no objections.

9.D.55. Assembly Memorandum No. AM 666-2008, approval of Amendment No. 3 to the GMG General, Inc. contract (Contract No. 281182) to increase the contract by \$66,972.50 for an amount Not To Exceed (NTE) \$316,990.39 for the **2008 Road Paving Projects** within the South Goldenview Rural Road Service Area (RRSA), Maintenance and Operations Department.

9.D.56. Assembly Memorandum No. AM 667-2008, proprietary purchase of a **Federal Pacific dry type transformer, core & coil assembly** from HD Supply Utilities for the Municipality of Anchorage, Municipal Light & Power Utility (ML&P) (\$51,597), Purchasing.

9.D.57. Assembly Memorandum No. AM 668-2008, Amendment No. 2 to professional services contract with MWH Americas, Inc., **2006 Hillside District Plan (HDP)** (\$125,000), Project Management & Engineering.

9.D.58. Assembly Memorandum No. AM 669-2008, approval of reimbursement to the State of Alaska, Department of Transportation & Public Facilities (DOT&PF) for **Anchorage Area Wide Trails Rehabilitation Project** for the Municipality of Anchorage, Project Management and Engineering Department (\$65,623).

9.D.59. Assembly Memorandum No. AM 670-2008, Amendment No. 5 to professional services contract with PTS, Inc. for the design of **Raspberry Road Extension, Rovenna Street to Arctic Boulevard**, Project No. 02-13 (\$35,000), Project Management & Engineering.

- 1 9.D.60. Assembly Memorandum No. AM 702-2008, Amendment No. 6 to Purchase Order #280412 to KPMG,  
2 LLP to perform the 2007 Independent Financial Statement Audit, Federal Single Audit, and State  
3 Single Audit for the Municipality of Anchorage, increase in funds in the amount of \$61,588 Purchase  
4 Order not to exceed \$326,588, Municipal Clerk. (*Addendum*)
- 5 9.D.61. Assembly Memorandum No. AM 708-2008, **Girdwood Board of Supervisors** appointment (Erin  
6 Eker), Mayor's Office. (*Addendum*)
- 7 9.D.62. Assembly Memorandum No. AM 709-2008, proprietary contract to Unisys Corporation and Aperta Ltd  
8 for providing **Remittance Processing hardware, software, and services** to the Municipality of  
9 Anchorage, Finance Department, Treasury Division (\$171,115), Purchasing. (*Addendum*)
- 10 9.D.63. Assembly Memorandum No. AM 710-2008, Change Order No. 2 to Purchase Order No. 270988 with  
11 Agnew::Beck Consulting, LLC for providing **Master Planning for the Girdwood South Townsite** for  
12 the Municipality of Anchorage, Heritage Land Bank (HLB) (\$9,865), Purchasing. (*Addendum*)
- 13 9.D.64. Assembly Memorandum No. AM 716-2008, Chugiak, Birchwood, Eagle River Rural Road Service  
14 **Area Board of Supervisors Appointment** (William Holland), Eagle River Community Council and  
15 Mayor Begich. (*Laid on the Table*)

16  
17 **9.E. INFORMATION AND REPORTS**

- 18 9.E.1. Information Memorandum No. AIM 83-2008, Notice of Award to Seacoast Construction, Inc. for **40<sup>th</sup>**  
19 **Avenue and Arctic Boulevard Signalization**, Project No. 07-010 for the Municipality of Anchorage,  
20 Project Management & Engineering Department (ITB 28-C063) (\$551,960.00), Purchasing.
- 21 9.E.2. (*9.D.35.*) Assembly Memorandum No. AM 665-2008, **Board and Commission Membership**, Mayor's  
22 Office. (*Clerk's Note: Ms. Ossiander requested that this item be moved to information and Reports.*  
23 *Municipal Manager Michael Abbott concurred. Chair Claman renumbered AM 665-2008 as 9.E.2.*  
24 *There were no objections.*)

25  
26 Ms. Drummond requested this item be pulled for review on the Regular Agenda. (*See item 10.E.2*)

27  
28 **9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

- 29 9.F.1. Ordinance No. AO 2008-106, an ordinance of the Anchorage Assembly amending the zoning map and  
30 providing for the rezoning of approximately 0.99 acres, from I-1 SL (Light Industrial District) with  
31 Special Limitations to I-1 SL (Light Industrial District) with Special Limitations for **Schroeder**  
32 **Subdivision, East Addition, Block 6, Lots 1 and 2**; generally located on the west side of Spring  
33 Brook Drive, south of south Juanita Loop Road, Eagle River (Eagle River Community Council)  
34 (Planning and Zoning Commission Case 2008-106), Planning Department. P.H. 11-18-08  
35 a. Assembly Memorandum No. AM 671-2008.
- 36 9.F.2. Ordinance No. AO 2008-107, an ordinance of the Anchorage Assembly amending the zoning map and  
37 providing for the rezoning of approximately 16.54 acres, from R-3 (Multiple-Family Residential) to B-3  
38 SL (General Business) with Special Limitations for **Tract A, Block 2, Doubletree Center Subdivision**  
39 **#1**; generally located on the east side of Arctic Boulevard and north of West International Airport Road  
40 (Midtown and Spenard Community Councils) (Planning and Zoning Commission Case 2008-083),  
41 Planning Department. P.H. 11-18-08  
42 a. Assembly Memorandum No. AM 672-2008.
- 43 9.F.3. Ordinance No. AO 2008-108, an ordinance of the Municipality of Anchorage, Alaska, authorizing and  
44 providing for the issuance of Not To Exceed \$60,000,000 in aggregate principal amount of **General**  
45 **Obligation General Purpose Bonds** of the Municipality for the purpose of financing the costs of  
46 major roof repair and maintenance of certain public facilities; improving, renovating, replacing and  
47 renewing pool facilities; public safety and transportation improvements; fire related improvements and  
48 road and drainage improvements and related capital improvement projects in the Municipality;  
49 delegating certain matters to the Chief Fiscal Officer in connection with the sale of the bonds;  
50 authorizing the Chief Fiscal Officer to confirm the manner of sale of the bonds; pledging the full faith  
51 and credit of the municipality to the payment thereof; and authorizing an amendment to Ordinance No.  
52 AO 2008-3, Finance. P.H. 10-28-08  
53 a. Assembly Memorandum No. AM 673-2008.
- 54 9.F.4. Ordinance No. AO 2008-109, an ordinance of the Municipality of Anchorage, Alaska, authorizing and  
55 providing for the issuance of Not To Exceed \$31,870,000 in aggregate principal amount of **General**  
56 **Obligation Schools Bonds** of the Municipality for the purpose of financing the costs of renewing and  
57 replacing Clark Middle School, Addition and Renewal of Chester Valley and Sand Lake Elementary  
58 Schools, Design Plans For Girdwood K-8 School and for educational capital improvements for  
59 Districtwide Major Buildings Systems Renewal in the Municipality; delegating certain matters to the  
60 Chief Fiscal Officer in connection with the sale of the bonds; authorizing the Chief Fiscal Officer to  
61 confirm the manner of sale of the bonds; pledging the full faith and credit of the municipality to the  
62 payment thereof; and authorizing an amendment to Ordinance No. AO 2008-3, Finance. P.H. 10-28-  
63 08  
64 a. Assembly Memorandum No. AM 674-2008.
- 65 9.F.5. Ordinance No. AO 2008-110, an ordinance of the Municipality of Anchorage, Alaska, authorizing and  
66 providing for the borrowing from the State of Alaska Clean Water Fund an aggregate amount Not To  
67 Exceed \$8,650,000 for the purpose of financing a portion of the costs of various **AWWU 2008 Capital**  
68 **Improvement Budget (CIB) Wastewater Improvements Projects** and providing for related matters,  
69 Anchorage Water and Wastewater. P.H. 10-28-08  
70 a. Assembly Memorandum No. AM 675-2008.
- 71 9.F.6. Resolution No. AR 2008-239, a resolution of the Anchorage Municipal Assembly appropriating  
72 \$500,000 from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice  
73 and \$9,261 as a contribution from the 2008 Anchorage Police Operating Budget, Anchorage  
74 Metropolitan Police Service Area Fund (151), to the Federal Categorical Grants Fund (241),  
75 Anchorage Police Department, for the purpose of a **Cold Case DNA Grant Program**. P.H. 10-28-08.  
76 a. Assembly Memorandum No. AM 676-2008.
- 77 9.F.7. Resolution No. AR 2008-240, a resolution of the Municipality of Anchorage appropriating \$55,203 from  
78 the State of Alaska, Department of Transportation & Public Facilities; and appropriating \$45,820 as a

- 1 contribution from the 2008 Anchorage Police Operating Budget, Anchorage Metropolitan Police
- 2 Service Area Fund (151) to the State Categorical Grants Fund (231) Anchorage Police Department,
- 3 for **law enforcement equipment and traffic enforcement overtime**. P.H. 10-28-08.
- 4 a. Assembly Memorandum No. AM 677-2008.
- 5 9.F.8. **Resolution No. AR 2008-241**, a resolution of the Municipality of Anchorage appropriating \$152,398
- 6 from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice
- 7 Assistance Grant, and appropriating \$2,820 from the Anchorage Metropolitan Police Service Area
- 8 Fund (151), Anchorage Police Department 2008 Operating Budget as a contribution to the Federal
- 9 Categorical Grants Fund (241) Anchorage Police Department, for the purpose of underwriting projects
- 10 to **reduce crime and improve public safety**. P.H. 10-28-08.
- 11 a. Assembly Memorandum No. AM 678-2008.
- 12 9.F.9. **Resolution No. AR 2008-242**, a resolution of the Municipality of Anchorage appropriating \$379,410 in
- 13 Prior Year Grant Earnings and \$105,176 in Reimbursed Cost Revenues to the Federal Categorical
- 14 Grants Fund (241), Anchorage Fire Department, to support continuing **hazardous fuels reduction**
- 15 **efforts** and mitigate wildfire hazards in the Municipality of Anchorage. P.H. 10-28-08.
- 16 a. Assembly Memorandum No. AM 679-2008.
- 17 9.F.10. **Resolution No. AR 2008-243**, a resolution of the Municipality of Anchorage, Alaska, approving a water
- 18 main extension identified as the **Knik View Intertie Water Extension** and providing for assessment of
- 19 benefited properties at time of service connection, Anchorage Water & Wastewater Utility. P.H. 11-18-
- 20 08.
- 21 a. Assembly Memorandum No. AM 680-2008.
- 22 9.F.11. **Resolution No. AR 2008-244**, a resolution of the Municipality of Anchorage appropriating \$383,187 as
- 23 a grant from the U.S. Department of Health and Human Services, Substance Abuse and Mental
- 24 Health Services Administration to the Federal Categorical Grants Fund (241), for the **Alaska**
- 25 **Methamphetamine Education Project** in the Department of Health and Human Services. P.H. 10-
- 26 28-08.
- 27 a. Assembly Memorandum No. AM 681-2008.
- 28 9.F.12. **Ordinance No. AO 2008-111**, an ordinance of the Municipality of Anchorage, Alaska, approving
- 29 submission by the Anchorage Water & Wastewater Utility (AWWU) of **rate changes based on a Non-**
- 30 **Recurring Charges and Fees (NRC)** update to the Regulatory Commission of Alaska (RCA). P.H.
- 31 10-28-08.
- 32 a. Assembly Memorandum No. AM 706-2008. (**Addendum**)
- 33 9.F.13. **Ordinance No. AO 2008-112**, an ordinance of the Municipality of Anchorage, Alaska, approving
- 34 submission by the Anchorage Water and Wastewater Utility on behalf of the Anchorage Water Utility
- 35 (AWU) and the Anchorage Wastewater Utility (ASU) of **revenue requirement studies** to the
- 36 Regulatory Commission of Alaska (RCA). P.H. 10-28-08. (**Addendum**)
- 37 a. Assembly Memorandum No. AM 707-2008.
- 38 9.F.14. **Ordinance No. AO 2008-113**, an ordinance of the Municipality of Anchorage, Alaska, authorizing an
- 39 Interfund Loan to the Port of Anchorage for the purpose of **repaying Commercial Paper Notes**, as
- 40 they mature, only in the event that the credit markets experience a heightened liquidity crisis
- 41 precluding issuance of refunding Commercial Paper Notes to retire outstanding commercial paper
- 42 note maturities, Finance. P.H. 10-28-08. (**Addendum**)
- 43 a. Assembly Memorandum No. AM 711-2008.
- 44 9.F.15. **Assembly Ordinance No. AO 2008-114**, an ordinance of the Anchorage Municipal Assembly repealing
- 45 Anchorage Municipal Code Chapter 7.80, **Anchorage Cooperative Services Authority**, and
- 46 establishing an effective date; Assemblymember Starr. Public Hearing 11-18-08. (**Laid on the Table**)

48 Ms. Gray-Jackson requested this item be pulled for review on the Regular Agenda. (*See item 10.F.15*)

49 Chair Claman called for a vote on the remainder of the Consent Agenda.

50 and the motion, as amended, was passed.

51 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Johnston and Coffey.

52 NAYS: None.

53 ABSENT: Flynn, excused.

54 ABSTAIN: Coffey, abstaining on items 9.B.2 and 9.D.54, due to conflicts of interest.

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

56 **END OF CONSENT AGENDA**

57 **10. REGULAR AGENDA**

58 **10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS** There were none.

59 **10.B. RESOLUTIONS FOR ACTION - OTHER**

60 10.B.1. **Resolution No. AR 2008-209**, a resolution of the Anchorage Municipal Assembly to support the Alaska  
61 Municipal League in urging the Alaska State Legislature to amend Alaska Statute 39.50, **Public**  
62 **Official Financial Disclosure**, to provide reasonable disclosure requirements for municipal officials  
63 and public servants on all boards and commission, Assemblymembers Johnston, Coffey, Birch, Flynn  
64 and Ossiander and Assembly Chair Claman.

65 Ms. Johnston moved, to approve AR 2008-209,

66 Mr. Coffey seconded,

67 Ms. Johnston stated that other members had requested to be added as cosponsors, including Mr. Coffey, Mr. Birch,  
68 Mr. Flynn, Ms. Ossiander and Chair Claman. There were no objections.

1 and the motion, as amended, was passed without objection, 10-0,  
2 with Mr. Flynn as an excused absence.

3  
4 10.B.9. Resolution No. AR 2008-221, a resolution of the Anchorage Assembly approving the updated Records  
5 Retention Schedule for the **Information Technology Department**, in accordance with Municipal  
6 Policy and Procedure 52.2, Information Technology Department. (*Postponed to 10-28-08*)

7  
8 Ms. Ossiander moved, approve AR 2008-221,  
9 Mr. Coffey seconded,

10  
11 Ms. Ossiander moved, to postpone AR 2008-221 to October 28, 2008,  
12 Mr. Coffey seconded,

13 Ms. Ossiander stated that the department had requested additional time to make an administrative correction.

14 To Chair Claman, Chief Fiscal Officer Sharon Weddleton responded that a delay was not a problem.

15  
16 and this passed without objection, 10-0,  
17 with Mr. Flynn as an excused absence.

18  
19 10.B.27. Resolution No. AR 2008-247, a resolution approving the conceptual plan to **lease of a site within the**  
20 **Municipal Tudor Road Complex** to Anchorage Neighborhood Health Center for a new clinic building,  
21 Anchorage Community Development Authority. (*Public Hearing October 28, 2008*)  
22 a. Assembly Memorandum No. AM 705-2008. (**Addendum**)

23  
24 Ms. Ossiander moved, to approve AR 2008-247,  
25 Mr. Coffey seconded,

26  
27 Ms. Ossiander stated this property was worth over \$3,000,000 and was to be donated to Anchorage Neighborhood  
28 Health Center. While she supported the Neighborhood Health Center, this had not been publicly noticed and she  
29 urged that other nonprofits be involved, to see if any other organization had a more compelling need. This was a  
30 significant asset to donate and there were many other nonprofits that were desperate for housing.

31 To Chair Claman, Municipal Manager Michael Abbott requested this matter be set for Public Hearing on the 28<sup>th</sup>.

32  
33 Ms. Ossiander moved, to continue AR 2008-247 to October 28, 2008,  
34 Mr. Gutierrez seconded,  
35 and this passed without objection, 10-0,  
36 with Mr. Flynn as an excused absence.

37  
38 **10.C. BID AWARDS** There were no items.

39 **10.D. NEW BUSINESS**

40 10.D.23. Assembly Memorandum No. AM 653-2008, **Housing and Neighborhood Development**  
41 **Commission** appointments (Paul Benson and Rod McCoy), Mayor's Office.

42  
43 Dr. Selkregg moved, to approve AM 653-2008,  
44 Mr. Coffey seconded,

45  
46 Dr. Selkregg declared a possible conflict of interest because Rod McCoy would be working on her mayoral campaign.  
47 Chair Claman questioned Dr. Selkregg whether her relationship with Mr. McCoy would make her unable to vote in the  
48 public interest. Dr. Selkregg responded NO. Chair Claman ruled that Dr. Selkregg had no conflict of interest and  
49 ordered that she participate with the matter. There were no objections.

50 Ms. Ossiander reported the attendance record submitted with the memorandum should have been Mr. McCoy's  
51 attendance with the Housing and Neighborhood Development Commission.

52  
53 and this passed without objection, 10-0,  
54 with Mr. Flynn as an excused absence.

55  
56 10.D.36. Assembly Memorandum No. AM 591-2008, **Liquor Stores USA North, Inc. #4558** - Application for  
57 **Transfer of Ownership of a Package Store Liquor License (NO PREMISE)**, Clerk's Office.

58  
59 Chair Claman stated that all Agenda items relating to Brown Jug Liquor Stores had been pulled for review. Because  
60 this sale involved the largest liquor business in the community and because of the size of the sale, he had requested  
61 the buyers or representatives of the buyers to be present that evening, to commit to maintaining the same high  
62 standards as had been set by Brown Jug.

63  
64 RICK CROOK, of Edmonton, Alberta, President of Liquor Stores G.P., which purchased Brown Jug Liquor (Stores),  
65 testified he was present to answer questions. To Dr. Selkregg, Mr. Crook responded that he was impressed with the  
66 social responsibility and high standards of Brown Jug Liquor and the manner in which the business was managed and  
67 operated. He looked forward to working with the former owners, who had agreed to stay involved with business  
68 operations for a period of time. Mr. Coffey stated that he had worked with the Brown Jug owners to establish the  
69 Anchorage Responsible Beverage Retailers Association to maintain high standards. Mr. Crook responded that they  
70 would continue and enhance the Association. Mr. Coffey summarized the importance and advantage of maintaining  
71 the high standards set by Brown Jug. To Ms. Johnston, Mr. Crook responded they would continue the same employee  
72 benefits, incentives and training programs. To Chair Claman, Mr. Crook responded that representatives from Liquor  
73 Stores G.P. met with local community councils. They were aware of Brown Jug's being a leader in the community and

1 a responsible operator. Chair Claman stated that Brown Jug had set a tremendous standard and in approving the  
2 license transfers, the Assembly hoped that the new owners would meet or exceed the high standards set by Brown  
3 Jug.  
4

5 Mr. Birch moved, to approve AM 591-2008,  
6 Ms. Ossiander seconded,  
7 and this passed without objection, 10-0,  
8 with Mr. Flynn as an excused absence.  
9

10 10.D.37. Assembly Memorandum No. AM 682-2008, Brown Jug Dimond-Victor #[4832] 4775 Application for  
11 Transfer of Ownership of a Package Store Liquor License (Sand Lake Community Council), Clerk's  
12 Office.  
13

14 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
15

16 Chair Claman reported the license number needed to be changed to 4775. There were no objections.  
17

18 Mr. Birch moved, to approve AM 682-2008,  
19 Ms. Ossiander seconded,  
20 and this motion, as amended, passed, 10-0,  
21 with Mr. Flynn as an excused absence.  
22

23 10.D.38. Assembly Memorandum No. AM 683-2008, Downtown Wine & Spirits #3322 - Application for  
24 Transfer of Ownership of a Package Store Liquor License (Downtown Community Council), Clerk's  
25 Office.  
26

27 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
28

29 Mr. Gutierrez moved, to approve AM 683-2008,  
30 Dr. Selkregg seconded,  
31 and this passed without objection, 10-0,  
32 with Mr. Flynn as an excused absence.  
33

34 10.D.39. Assembly Memorandum No. AM 684-2008, Brown Jug-Independence Park #1941 - Application for  
35 Transfer of Ownership of a Package Store Liquor License (Abbott Loop Community Council), Clerk's  
36 Office.  
37

38 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
39

40 Ms. Gray-Jackson moved, to approve AM 684-2008,  
41 Ms. Gutierrez seconded,  
42 and this passed without objection, 10-0,  
43 with Mr. Flynn as an excused absence.  
44

45 10.D.40. Assembly Memorandum No. AM 685-2008, Brown Jug-Dimond & Old Seward #3886 - Application  
46 for Transfer of Ownership of a Package Store Liquor License (Taku/Campbell Community Council),  
47 9.D.Clerk's Office.  
48

49 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
50

51 Dr. Selkregg moved, to approve AM 685-2008,  
52 Ms. Drummond seconded,  
53 and this passed without objection, 10-0,  
54 with Mr. Flynn as an excused absence.  
55

56 10.D.41. Assembly Memorandum No. AM 686-2008, Brown Jug-Warehouse #1461 - Application for Transfer  
57 of Ownership of a Package Store Liquor License (Midtown Community Council), Clerk's Office.  
58

59 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
60

61 Dr. Selkregg moved, to approve AM 686-2008,  
62 Mr. Birch seconded,  
63 and this passed without objection, 10-0,  
64 with Mr. Flynn as an excused absence.  
65

66 10.D.42. Assembly Memorandum No. AM 687-2008, Brown Jug-Bragaw #169 - Application for Transfer of  
67 9.D. Ownership of a Package Store Liquor License (Russian Jack Community Council), Clerk's Office.  
68

69 *(Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)*  
70

71 Mr. Gutierrez moved, to approve AM 687-2008,  
72 Ms. Gray-Jackson seconded,  
73 and this passed without objection, 10-0,  
74 with Mr. Flynn as an excused absence.  
75

76 10.D.43. Assembly Memorandum No. AM 688-2008, Brown Jug-Tudor #1174 - Application for Transfer of  
77 Ownership of a Package Store Liquor License (University Area Community Council), Clerk's Office.  
78

1 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
2

3 Dr. Selkregg moved, to approve AM 688-2008,  
4 Ms. Gray-Jackson seconded,  
5 and this passed without objection, 10-0,  
6 with Mr. Flynn as an excused absence.  
7

8 10.D.44. Assembly Memorandum No. AM 689-2008, **Brown Jug-Spenard #114** - Application for Transfer of  
9 Ownership of a Package Store Liquor License (Spenard Community Council), Clerk's Office.  
10

11 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
12

13 Mr. Gutierrez moved, to approve AM 689-2008,  
14 Ms. Drummond seconded,  
15 and this passed without objection, 10-0,  
16 with Mr. Flynn as an excused absence.  
17

18 10.D.45. Assembly Memorandum No. AM 690-2008, **Brown Jug-Northern Lights #1967** - Application for  
19 Transfer of Ownership of a Package Store Liquor License (University Area Community Council),  
20 Clerk's Office.  
21

22 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
23

24 Dr. Selkregg moved, to approve AM 690-2008,  
25 Ms. Gray-Jackson seconded,  
26 and this passed without objection, 10-0,  
27 with Mr. Flynn as an excused absence.  
28

29 10.D.46. Assembly Memorandum No. AM 691-2008, **Brown Jug-Northern Lights at Spenard #4520** -  
30 Application for Transfer of Ownership of a Package Store Liquor License (Spenard Community  
31 Council), Clerk's Office.  
32

33 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
34

35 Mr. Gutierrez moved, to approve AM 691-2008,  
36 Ms. Gray-Jackson seconded,  
37 and this passed without objection, 10-0,  
38 with Mr. Flynn as an excused absence.  
39

40 10.D.47. Assembly Memorandum No. AM 692-2008, **Brown Jug-Mountain View #759** - Application for  
41 Transfer of Ownership of a Package Store Liquor License (Mountain View Community Council),  
42 Clerk's Office.  
43

44 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
45

46 Dr. Selkregg moved, to approve AM 692-2008,  
47 Mr. Gutierrez seconded,  
48 and this passed without objection, 10-0,  
49 with Mr. Flynn as an excused absence.  
50

51 10.D.48. Assembly Memorandum No. AM 693-2008, **Brown Jug-Minnesota #1072** - Application for Transfer  
52 of Ownership of a Package Store Liquor License (Spenard Community Council), Clerk's Office.  
53

54 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
55

56 Dr. Selkregg moved, to approve AM 693-2008,  
57 Ms. Drummond seconded,  
58 and this passed without objection, 10-0,  
59 with Mr. Flynn as an excused absence.  
60

61 10.D.49. Assembly Memorandum No. AM 694-2008, **Brown Jug-Fireweed #395** - Application for Transfer of  
62 Ownership of a Package Store Liquor License (North Star Community Council), Clerk's Office.  
63

64 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
65

66 Mr. Gutierrez moved, to approve AM 694-2008,  
67 Ms. Gray-Jackson seconded,  
68 and this passed without objection, 10-0,  
69 with Mr. Flynn as an excused absence.  
70

71 10.D.50. Assembly Memorandum No. AM 695-2008, **Brown Jug-Eagle River #162** - Application for Transfer  
72 of Ownership of a Package Store Liquor License (Eagle River Community Council), Clerk's Office.  
73

74 Dr. Selkregg moved, to approve AM 695-2008,  
75 Mr. Starr seconded,  
76 and this passed without objection, 10-0,  
77 with Mr. Flynn as an excused absence.  
78

1 10.D.51. Assembly Memorandum No. AM 696-2008, Brown Jug-College Mall #4069 - Application for  
2 Transfer of Ownership of a Package Store Liquor License (Rogers Park Community Council), Clerk's  
3 Office.  
4

5 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
6

7 Dr. Selkregg moved, to approve AM 696-2008,  
8 Ms. Drummond seconded,  
9 and this passed without objection, 10-0,  
10 with Mr. Flynn as an excused absence.  
11

12 10.D.52. Assembly Memorandum No. AM 697-2008, Brown Jug-West Mountain View #1561 - Application for  
13 Transfer of Ownership of a Package Store Liquor License (Mountain View Community Council),  
14 Clerk's Office.  
15

16 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
17

18 Dr. Selkregg moved, to approve AM 697-2008,  
19 Ms. Gray-Jackson seconded,  
20 and this passed without objection, 10-0,  
21 with Mr. Flynn as an excused absence.  
22

23 10.D.53. Assembly Memorandum No. AM 698-2008, Brown Jug-Whaler #686 - Application for Transfer of  
24 Ownership of a Package Store Liquor License (Northeast Community Council), Clerk's Office.  
25

26 (Clerk's Note: See item 10.D.36 for related details of the Transfer of Ownership of all Brown Jug Liquor Stores.)  
27

28 Dr. Selkregg moved, to approve AM 698-2008,  
29 Ms. Drummond seconded,  
30 and this passed without objection, 10-0,  
31 with Mr. Flynn as an excused absence.  
32

33 **10.E. INFORMATION AND REPORTS**

34 10.E.2. [~~10.D.36~~] Assembly Memorandum No. AM 665-2008, Board and Commission Membership, Mayor's  
35 Office.  
36

37 To Ms. Ossiander, Chair Claman concurred that this item should be in the Agenda under Information and Reports and  
38 renumbered AM 665-2008 as 9.E.2. There were no objections.  
39

40 Ms. Drummond moved, to accept AM 665-2008,  
41 Mr. Coffey seconded,  
42

43 To Ms. Drummond, Community Development Specialist Michael Johnson responded that all board and commission  
44 members were listed on the municipal website, along with a list of vacant positions.  
45

46 To Dr. Selkregg, Mr. Johnson responded that Code required all board and commissions appointments to be listed  
47 individually, even though having all the paperwork was cumbersome.  
48

49 and this passed without objection, 10-0,  
50 with Mr. Flynn as an excused absence.  
51

52 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

53 10.F.15. Assembly Ordinance No. AO 2008-114, an ordinance of the Anchorage Municipal Assembly repealing  
54 Anchorage Municipal Code Chapter 7.80, **Anchorage Cooperative Services Authority**, and  
55 establishing an effective date; Assemblymember Starr. PH 11-18-08 (**Laid on the Table**)  
56

57 Ms. Gray-Jackson moved, to introduce AO 2008-114, with Public Hearing set  
58 Mr. Coffey seconded, for November 18, 2008,  
59 Mr. Starr was the concurring third.  
60

61 Ms. Gray-Jackson stated that she had requested review of the Anchorage Cooperative Services Authority (CSA).  
62 Code provided authority for the Assembly to either reauthorize or repeal the CSA, on or before September 15, 2010.  
63 Under Code the Administration would provide a performance report to the Assembly by September 15, 2009. As  
64 Budget and Finance Committee Chair, she had brought forward a request for a performance report on the CSA. The  
65 report included three recommendations to deal with the CSA, including ending its existence, bringing it in-house under  
66 the Purchasing Department, or repealing it. Mr. Starr's ordinance was too premature because the Administration had  
67 not had time to respond or make recommendations.  
68

69 Ms. Gray-Jackson moved, to change AO 2008-114 Public Hearing set for  
70 Mr. Coffey seconded, [November 18,] "December 2," 2008,  
71

72 Mr. Starr opposed the motion to amend and supported holding Public Hearing within thirty days to be able to adjust the  
73 budget, once recommendations were considered. The CSA Board of Directors included Municipal Manager Michael  
74 Abbott, Purchasing Officer Bart Mauldin, Pamela Chenier and Fiscal Officer Sharon Weddleton, which could meet  
75 immediately to make recommendations and the Assembly could make budget adjustments accordingly.  
76

1 To Chair Claman, Municipal Manger Michael Abbott responded the CSA Board and the Administration would have the  
2 information to the Assembly by November 18<sup>th</sup>, but no budget adjustments were predicted and the Administration  
3 would support the December 2<sup>nd</sup> date, to separate the issue from the budget.  
4

5 Ms. Ossiander stated this matter was relevant to the budget and should be taken up at the same time. She supported  
6 the November 18<sup>th</sup> date.  
7

8 Ms. Gray-Jackson urged support for her proposed changed Public Hearing date.  
9

10 Mr. Starr stated that the CSA had tremendous spending authority, which could not continue without being addressed  
11 along with the budget. He urged support for the November 18<sup>th</sup> date.  
12

13 To Dr. Selkregg, Mr. Abbott responded the CSA recommendations would be available when the Assembly addressed  
14 the budget. But, the Assembly could change the CSA budget or address the legal structure or dissolve the CSA as an  
15 entity in December.  
16

17 Chair Claman opposed the motion and supported addressing the matter before approving the budget. He would  
18 support the current Public Hearing date and watch the process develop. If a decision could not be made, he would  
19 support postponing at a later time.  
20

21 and the motion to change the Public Hearing date failed, 4-6.  
22

23 AYES: Gutierrez, Gray-Jackson, Selkregg and Drummond.  
24 NAYS: Starr, Birch, Claman, Ossiander, Johnston and Coffey.  
25 ABSENT: Flynn, excused.  
26

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

28 11.A. Assembly Memorandum No. AM 592-2008, Planning and Zoning Commission appointments (Arthur  
29 Isham, Nancy Pease, and Connie Yoshimura), Mayor's Office. *(Postponed From 9-30-08 to Permit a*  
30 *10-Day Public Comment Period as Required Pursuant to AMC 21.10.010 B.)*  
31

32 *(Clerk's Note: Mr. Flynn arrived at the meeting at 6:15 p.m.)*  
33

34 Dr. Selkregg moved, to approve AM 592-2008,  
35 Mr. Flynn seconded,  
36 and the motion passed, 11-0.  
37

38 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
39 Coffey.  
40 NAYS: None.  
41

42 Ms. Ossiander stated that she had received public comment on one of the individuals and she would pass that  
43 information to Municipal Manger Michael Abbott. Mr. Coffey responded that he had also heard public comment about  
44 one individual. He stated the process needed to be addressed, concerning individual appointments to a board or  
45 commission that involved a personal or private agenda.  
46

47 11.B. Assembly Memorandum No. AM 605-2008, Board of Adjustment appointments (Martha Beckwith  
48 and Bernd Guetschow), Mayor's Office. *(Postponed From 9-30-08 to Permit a 10-Day Public*  
49 *Comment Period as Required Pursuant to AMC 21.10.010 B.)*  
50

51 Mr. Coffey moved, to approve AM 605-2008,  
52 Dr. Selkregg seconded,  
53 and the motion passed, 11-0.  
54

55 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
56 Coffey.  
57 NAYS: None.  
58

59 11.C. Assembly Memorandum No. AM 608-2008, Urban Design Commission appointments (Patrick  
60 Coleman, James Dougherty, and Doug Gasek), Mayor's Office. *(Postponed From 9-30-08 to Permit a*  
61 *10-Day Public Comment Period as Required Pursuant to AMC 21.10.010 B.)*  
62

63 Mr. Flynn moved, to approve AM 608-2008,  
64 Mr. Coffey seconded,  
65 and the motion passed, 11-0.  
66

67 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
68 Coffey.  
69 NAYS: None.  
70

71 11.D. Assembly Memorandum No. AM 615-2008, Platting Board appointments (Ellen McKay, Len Story,  
72 and Ana Taylor), Mayor's Office. *(Postponed From 9-30-08 to Permit a 10-Day Public Comment*  
73 *Period as Required Pursuant to AMC 21.10.010 B.)*  
74

75 Mr. Coffey moved, to approve AM 615-2008,  
76 Ms. Drummond seconded, 11-0.  
77

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

5 11.E. Assembly Memorandum No. AM 616-2008, Zoning Board of Examiners and Appeals appointments  
6 (Dean Karcz, Timothy Vig, and Holly Suozzo), Mayor's Office. *(Postponed From 9-30-08 to Permit a*  
7 *10-Day Public Comment Period as Required Pursuant to AMC 21.10.010B.)*  
8

9 Mr. Coffey moved, to approve AM 616-2008,  
10 Ms. Johnston seconded,  
11 and the motion passed, 11-0.  
12

13 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
14 Coffey.  
15 NAYS: None.  
16

17 11.F. Assembly Memorandum No. AM 612-2008, Community Development Authority Board of Directors  
18 appointments (Ted Carlson, Debby Sedwick, and Jan Sieberts), Mayor's Office.  
19 *(Postponed From 9-30-08 to Permit a 10-Day Public Comment Period as Required Pursuant to AMC*  
20 *25.35.030)*  
21

22 Mr. Coffey moved, to approve AM 612-2008,  
23 Mr. Flynn seconded,  
24 and the motion passed, 11-0.  
25

26 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
27 Coffey.  
28 NAYS: None.  
29

30 11.G. Assembly Memorandum No. AM 272-2008(A), Player's House of Rock #2097 – Restaurant  
31 Designation Permit for a Beverage Dispensary Liquor License (Spenard Community Council), Clerk's  
32 Office. *(Approved 5-20-08; notice to rescind was given by Ms. Drummond on 9-30-08)*  
33

34 Ms. Drummond moved, to give Player's House of Rock until October 28, 2008, to  
35 Mr. Gutierrez seconded, file the application for (a major) modification of conditional  
36 use and to postpone Assembly action on rescission of the  
37 restaurant designation until a hearing on the modification  
38 occurs;  
39

40 Ms. Drummond reported that on September 30<sup>th</sup> she gave notice of intent to move to rescind the Assembly's May 20<sup>th</sup>  
41 action on Player's House of Rock's application for a restaurant designation. Player's House of Rock had failed to  
42 apply for a modification of a conditional use (*permit*) when the license transferred and the operation changed. The  
43 change of the restaurant designation to the liquor license was a material change in operation which could result in a  
44 significant impact to adjacent property owners and occupants, per AMC 21.15.030J.2.c. She requested the matter be  
45 referred to the Public Safety Committee for recommendation prior to Assembly action on rescission. She requested  
46 the Licensing Clerk give notice to the ABC Board and Player's House of Rock, to inform them that the Assembly was  
47 postponing action to rescind the Assembly's previous action of the restaurant designation until the modification hearing  
48 was set and that the Assembly was giving Player's House of Rock until October 28, 2008 to file the application for  
49 modification.  
50

51 To Mr. Coffey, Ms. Drummond responded the change involved a major modification and would require Public Hearing.  
52

53 Chair Claman referred the matter to the Public Safety Committee. Mr. Gutierrez responded that the Public Safety  
54 Committee would promptly take up the matter. Mr. Coffey stated that when the Committee was done and the  
55 conditional use had been vetted by staff, the matter would be on the (*Assembly*) Agenda.  
56

57 and the motion was approved without opposition.  
58

59 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
60 Coffey.  
61 NAYS: None.  
62

63 **12. APPEARANCE REQUESTS**

64 12.A. **Jed Whittaker**, regarding Beautiful Downtown Spenard.  
65

66 JED WHITTAKER, a 26<sup>th</sup> Avenue resident, testified there were traffic and pedestrian improvements needed to 25<sup>th</sup>,  
67 26<sup>th</sup> and 27<sup>th</sup> Avenues in Spenard, which was a residential area. He recommended sidewalks; posting a 25 mile per  
68 hour (*MPH*) speed limit on Spenard Road between Fireweed and Northern Lights; a 20 MPH limit and speed bumps on  
69 25<sup>th</sup>, 26<sup>th</sup> and 27<sup>th</sup> between Arctic and Spenard; crosswalks on Spenard Road at the corners of 25<sup>th</sup>, 26<sup>th</sup> and 27<sup>th</sup>, and;  
70 rerouting egress traffic from Chilkoot Charlie's to Spenard Road and away from the surrounding residential areas.  
71

72 **13. CONTINUED PUBLIC HEARINGS**

73 13.A. Resolution No. AR 2008-179, a resolution of the Anchorage Municipal Assembly approving an  
74 alcoholic beverages conditional use in the B-3 (General Business District) for a package store use and  
75 license per AMC 21.40.180 D.8 for **Wal-Mart Super Store #2188**, located at 18600 Eagle River Road,  
76 within Eaglewood Subdivision, Tract A, generally located on the southeast corner of Eagle River Road  
77 and Eagle River Loop Road (Eagle River Valley Community Council) (Case 2008-120), Planning  
78 Department.

1 1. Assembly Memorandum No. AM 548-2008. (Continued from 9-9-08 and 9-30-08)

2  
3 Chair Claman read the resolution title and opened Continued Public Hearing.

4  
5 AUSTIN ZIMIGA, Eagle River Wal-Mart Store Manager, urged approval of the conditional use (permit). Following  
6 interaction with the Eagle River community, Wal-Mart had already made concessions, including alcohol not being sold  
7 as single units; hours of operation; requiring valid identification and birthdates for all alcohol sales; access from the  
8 outside of the building; no signage on the outside of the building except for legal postings; register associates  
9 completing all training, including TAMS training and certification, and being 21 years of age. Wal-Mart wanted to offer  
10 one-stop-shopping to local customers and to compete with Fred Meyer and Carrs. Wal-Mart wished to be treated fairly  
11 in the matter, with the same consideration that other retailers had received.  
12

13  
14 MARVIN HAGEN, with Eagle River Lighthouse Baptist Church, testified the local community council had voted down  
15 the liquor license for Wal-Mart because there were four other liquor stores within two miles of the main drive. It was a  
16 busy community with children, ballparks and other Christian activities and adding another liquor store would just add  
17 problems. It was not needed or wanted by the community. It was important that getting alcohol not be easy.

18 MICHAEL DESSERA, a 12-year Wal-Mart Associate, testified that Wal-Mart exceeded all state and federal  
19 regulations. Wal-Mart maintained strict standards and should not be treated any differently than other retailers in the  
20 area which retailed groceries and liquor. He urged support of the conditional use (permit).  
21

22 GEORGE BLOOD, Pastor of Lighthouse Baptist Church directly across the street, opposed a liquor license for Wal-  
23 Mart. A ball field, day care centers, churches and private and public schools were in close proximity and would be  
24 affected. This was a residential and family-oriented section of town. Local business owners had unanimously  
25 opposed the conditional use. A liquor establishment in this area would cause a slow decline in the community.  
26

27 DANNY INGRAM, Assistant Pastor at Lighthouse Baptist Church, opposed the Wal-Mart liquor license, because this  
28 involved a residential area with schools, the ballpark and eight churches all within one mile. Alcohol and drugs caused  
29 so many problems and Alaska already had the highest fetal alcohol syndrome rate and other high alcohol-related  
30 statistics. To Mr. Flynn, Mr. Ingram responded that substance abuse affected generations of families.  
31

32 JAN INGRAM, member of Lighthouse Church, testified that the majority of the community opposed Wal-Mart selling  
33 alcohol and she urged the Assembly to listen to the voice of the community, above that of Wal-Mart.  
34

35 JESSY HAGEN, member of Lighthouse Church, supported Wal-Mart and shopped there, but opposed Wal-Mart selling  
36 alcohol. Eagle River did not want more crime. She urged the Assembly to not support Wal-Mart getting alcohol.  
37

38 MARTY HOWARD, Anchorage Wal-Mart Store Manager, testified that those who had testified understood the dangers  
39 of alcohol. While he did not drink, he was a businessman. Wal-Mart deserved the opportunity to run a business and  
40 give customers what they asked for. He urged the Assembly to allow the liquor license and stated that Wal-Mart would  
41 be a responsible retail operator.  
42

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

44  
45 Mr. Starr moved, to approve AR 2008-179,  
46 Ms. Ossiander seconded,  
47

48 Mr. Starr stated the topic had been well vetted by the community councils. This store was uniquely surrounded by  
49 residential zoning and a park. There had been large debates on the matter of allowing the big box stores and now  
50 allowing Wal-Mart to expand into a Super Store with grocery and liquor retail sales. Wal-Mart was a proven  
51 responsible operator, honoring all obligations and working in the community. Wal-Mart employees who had testified  
52 were true to their word. Wal-Mart had professionally worked with the city to make all accommodations and had  
53 contributed to the community. He proposed additional requirements and urged approval.  
54

55 Mr. Starr moved, to amend AR 2008-179, Section 3, Page 2, Line 15, by  
56 Ms. Ossiander seconded, adding a new Number 8. Line 15, to read: "8. Exterior  
57 and this was passed without objection. storefront signage designating this package store shall be  
58 restricted to one permanently mounted fixture of the type  
59 similar to other departments. No exterior temporary signage  
60 shall be permitted. Interior advertising media shall not be  
61 visible from the exterior of the store."  
62

63 Mr. Starr moved, to amend AR 2009-179 on Page 2, Line 25 by adding a new  
64 Ms. Ossiander seconded, section to read: "Section 6. This conditional use permit shall  
65 and this was later amended, terminate April 14, 2010 unless otherwise modified through  
66 formal action of the Anchorage Assembly."  
67

68 Mr. Starr stated this would allow additional accountability to the neighborhoods. It would allow time for the  
69 improvements and to establish a track record. The Assembly could modify the conditional use if the store did not  
70 prove up.  
71

72 Ms. Ossiander stated the store had worked with the city, the organizations, the neighborhoods and the community.  
73 She fully understood the dangers of alcohol and knew there was an active Alcoholic Anonymous group in Eagle River.  
74 There was a valid argument of equality of treatment, with Carrs and Fred Meyers involved with liquor retail sales. Wal-  
75 Mart valued their community. The management had worked cooperatively with the Assembly and the City.  
76

1 To Mr. Coffey, Mr. Starr responded that his intention was to have Wal-Mart reapply for the application after the date.  
2 Mr. Coffey stated he supported the conditional use permit and he agreed with a review but would oppose the store  
3 having to reapply for the application.

4  
5 Mr. Flynn stated that this was a new type of conditional use permit, which he conceptually supported.

6  
7 Chair Claman questioned whether the new Section 6 would have any Title 21 conflicts. Mr. Starr stated that Wal-Mart  
8 could request a modification or extension.

9  
10 Mr. Starr moved, to amend the Starr amendment, *by changing* to read:  
11 Ms. Ossiander seconded, "Section 6. This conditional use permit shall terminate  
12 and this passed without objection. expire April 14, 2010 unless otherwise modified through  
13 formal action of the Anchorage Assembly. It is petitioner's  
14 responsibility to apply for an extension."

15  
16 and the motion to amend, as amended, was approved without objection.

17  
18 Mr. Gutierrez stated that this was a difficult decision.

19  
20 Ms. Ossiander stated this liquor license had been in the community for some time. The community council discussion  
21 was divided.

22  
23 Mr. Coffey stated that alcohol abuse was a horrible thing. There were laws that helped operations and prohibition did  
24 not work. A responsible operator was a good businessman. He would support the conditional use permit.

25  
26 Dr. Selkregg stated the matter had to do with interpreting the laws. A liquor license in that area was allowed and it was  
27 within the allowed distances from schools and churches. It was important to view this in the context of the law.

28  
29 Chair Claman stated these were tough decisions. Whether this was for Wal-Mart or for a mom and pop store, it was  
30 an allowed use and would be unfair to not allow. He would support the conditional use.

31  
32 and the main motion, as amended, was passed, 10-1.

33  
34 AYES: Starr, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and Coffey.  
35 NAYS: Gutierrez.

36  
37 **14. NEW PUBLIC HEARINGS**

38 14.A. Ordinance No. AO 2008-64, an ordinance authorizing a long term lease between the Municipality of  
39 Anchorage, as lessor, and Aero-Metric Inc., as lessee, of **Lot 4, Block 5, Merrill Field Replat**, located  
40 between Taxiway Quebec and Merrill Field Drive, Merrill Field Airport.  
41 1. Assembly Memorandum No. AM 264-2008.

42  
43 Chair Claman read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public  
44 Hearing and called for a motion.

45  
46 Ms. Ossiander moved, to approve AO 2008-64,  
47 Mr. Starr seconded,  
48 and the motion passed, 11-0.

49  
50 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
51 Coffey.  
52 NAYS: None.

53  
54 14.B. Resolution No. AR 2008-191, a resolution of the Municipality of Anchorage, Alaska, confirming and  
55 levying assessments for the sewer special improvements within **Levy-Upon-Connection (LUC) Roll**  
56 **08-S-2**, setting date of payment and providing for penalties and interest in the event of delinquency,  
57 Anchorage Water and Wastewater Utility.  
58 1. Assembly Memorandum No. AM 571-2008.

59  
60 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public  
61 Hearing and called for a motion.

62  
63 Ms. Ossiander moved, to approve AR 2008-191,  
64 Ms. Johnston seconded,  
65 and the motion passed, 11-0.

66  
67 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
68 Coffey.  
69 NAYS: None.

70  
71 14.C. Resolution No. AR 2008-208, a resolution of the Municipality of Anchorage appropriating \$175,000  
72 from Tax-Exempt Master Lease Proceeds to the Finance Department to purchase and upgrade  
73 **Remittance Processing Equipment** and to amend the 2008 General Government Capital Budget to  
74 include the aforementioned equipment purchase, Finance Department.  
75 1. Assembly Memorandum No. AM 610-2008.

76  
77 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public  
78 Hearing and called for a motion.

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Ms. Ossiander moved, to approve AR 2008-208,  
Ms. Gray-Jackson seconded,  
and the motion passed, 11-0.

AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and Coffey.  
NAYS: None.

14.D. Resolution No. AR 2008-186, a resolution ratifying a five year collective bargaining agreement between the Municipality of Anchorage and the **International Union of Operating Engineers, Local 302**, Employee Relations Department.  
1. Assembly Memorandum No. AM 563-2008.

Chair Claman read the resolution title and opened Public Hearing.

JASON ALDRIDGE, International Union of Operating Engineers, Local 302 Representative, testified in support of the contract. He requested those in attendance to stand to show their support. *(Clerk's Note: Approximately thirty supporters stood.)* Mr. Aldridge stated the Local 302 felt this was a fair agreement, which was ratified by employees. Terms were negotiated in good faith and conformed to the guidelines. He and all union members urged support for the agreement.

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

Dr. Selkregg moved, to approve AR 2008-186,  
Ms. Gray-Jackson seconded,

Employee Relations Director David Otto, Labor Relations Director Lisa Arnold and Municipal Manager Michael Abbott responded to Mr. Coffey's questions, addressing the contract's 50%-50% split for medical insurance, health care, future contract openers, retirement and service recognition. Mr. Abbott responded that the Local 302 was one of the most workable unions when negotiating agreements. Mr. Coffey stated that the three-year differences of wages and benefits should have been listed in the memorandum.

To Mr. Gutierrez, Ms. Arnold responded that union members had voted to discontinue allowing employees time off to vote. Mr. Gutierrez responded that workers had given up an important privilege, but he would support what the workers wanted.

To Ms. Ossiander, Mr. Abbott responded that there would be reopeners for wages, health (care) and retirement at the discretion of either party in four and five years. Reopeners were used to provide change to elements of the contract.

Mr. Coffey stated that he would support a three-year agreement, but he would not support a four- or five-year agreement that would have limited scope, and be a disadvantage to the Municipality. Each Administration should have the opportunity to negotiate. He was troubled that many private sector nonunion workers did not get a cost of living increases, but still had to pay for increases to contracts of collective bargaining units. It was a problem that needed to be rectified over time.

Ms. Ossiander stated organized bargaining groups were available for other private sector workers. Organized bargaining groups were preferred for a reason. The bargaining process was legitimate and should be honored. She urged the Assembly to outline their concerns within the negotiation timelines. She would support the contract.

Dr. Selkregg stated that she also supported collective bargaining. Employers needed to acknowledge that workers were living on less and less and recognize the importance of retaining workers. Cost of living increases did not keep up with inflation. It mattered how employees were treated and employers needed to work hard to make better jobs. She would support the contract.

Mr. Birch stated the memorandum described the annual wage adjustments of a 3% increase, which would total \$180,000. He questioned whether this applied to just to the cost of wages or if it was a loaded cost across the board applied to everything from taxes to benefits. Mr. Otto responded that the increase applied to the entire package and would affect all levels, which was consistent with AR 2007-84.

Ms. Gray-Jackson concurred with Dr. Selkregg and stated that the contract met all obligations established in 2007.

To Ms. Johnston, Mr. Otto responded the last contract negotiated had been a five-year contract. The Teamsters contract was a five-year contract that had been reduced to a three-year contract.

Chair Claman stated that labor negotiations were a lot like professional football, with all parties benefitting from longer contracts. He would support the contract. He called for a vote.

and the motion passed, 8-3.

AYES: Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander and Flynn.  
NAYS: Starr, Johnston and Coffey.

14.E. Assembly Memorandum No. AM 609-2008, **Employee Relations Board** appointment (Roxanne Rohweder), Mayor's Office.

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

1  
2 Mr. Coffey moved, to approve AM 609-2008,  
3 Ms. Ossiander seconded,  
4 and the motion passed, 11-0.  
5

6 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Ossiander, Flynn, Johnston and  
7 Coffey.  
8 NAYS: None.  
9

10 14.F. Ordinance No. AO 2008-102, an ordinance of the Municipality of Anchorage adopting and  
11 appropriating funds for the **2009 (Updated) General Government Operating Budget** for the  
12 Municipality of Anchorage, Office of Management & Budget. *(First Public Hearing)*  
13 1. Assembly Memorandum No. AM 614-2008.  
14

15 Chair Claman called for a motion.

16  
17 Mr. Coffey moved, to combine Public Hearing on 14.F, 14.G, 14.H, 14.I, 14.J and  
18 Ms. Ossiander seconded, 14.K, including AO 2008-102, AR 2008-212, AQ 2008-103,  
19 AO 2008-104, AO 2008-105 and AR 2008-115,  
20

21 Chair Claman read the ordinance and resolution titles and opened Combined Public Hearing.  
22

23 KATHLEEN PLUNKETT, speaking as an individual, testified that more graffiti clean-up patrols were needed in the city,  
24 and Fire Stations 3 and 6 needed additional improvements. She acknowledged and supported the Anchorage Police  
25 Department's supporting the Weed and Seed Programs. To Dr. Selkregg, Ms. Plunkett responded that busting graffiti  
26 reclaimed buildings and parks and restored the pride of the neighborhood. It was so important to her that she had  
27 taken over graffiti-busting in a couple of east-side parks.  
28

29 JED WHITTAKER requested the budget include money for road improvements and pedestrian safety for 20 mile per  
30 hour (MPH) signs, speed bumps and intersection crosswalks at 25<sup>th</sup> 26<sup>th</sup> and 27<sup>th</sup> Avenues between Arctic Boulevard  
31 and Spenard Road. 25 MPH speed limit signs were needed for Spenard between Fireweed and Northern Lights and  
32 traffic needed to be rerouted from Chilkoot Charlie's away from the surrounding residential area. Ms. Drummond  
33 stated the design process was underway and the Capital Budget included the first phases for *(improvements to)*  
34 Spenard Road, north of the section that Mr. Whittaker described. She supported Spenard being more pedestrian  
35 friendly and she would take his recommendations into consideration.  
36

37 There was no additional testimony and Chair Claman announced that Combined First Public Hearing on all Budget  
38 items was continued to October 28<sup>th</sup>.  
39

40 14.G. Resolution No. AR 2008-212, a resolution of the Municipality of Anchorage approving the **2009-2014**  
41 **Municipal Utilities Capital Improvement Program**, Office of Management & Budget. *(First Public*  
42 *Hearing)*  
43 1. Assembly Memorandum No. AM 622-2008.  
44

45 *(Clerk's Note: See item 14.H for details of Combined Public Hearing, continued to October 28<sup>th</sup>.)*  
46

47 14.H. Ordinance No. AO 2008-103, an ordinance adopting and appropriating funds for the **Municipal**  
48 **Utilities/Enterprise Activities Operating Budget** for Fiscal Year 2009 Update and the 2009 Municipal  
49 Utilities/Enterprise Activities Capital Budget, Office of Management & Budget. *(First Public Hearing)*  
50 1. Assembly Memorandum No. AM 619-2008.  
51

52 *(Clerk's Note: See item 14.F for details of Combined Public Hearing, continued to October 28<sup>th</sup>.)*  
53

54 14.I. Ordinance No. AO 2008-104, an ordinance adopting and appropriating funds for the 2009 Operating  
55 and Capital Budgets for the **Anchorage Community Development Authority (ACDA)**, Office of  
56 Management & Budget. *(First Public Hearing)*  
57 1. Assembly Memorandum No. AM 620-2008.  
58

59 *(Clerk's Note: See item 14.F for details of Combined Public Hearing, continued to October 28<sup>th</sup>.)*  
60

61 14.J. Ordinance No. AO 2008-105, an ordinance adopting the **2009 General Government Capital**  
62 **Improvement Budget**, Office of Management & Budget. *(First Public Hearing)*  
63 1. Assembly Memorandum No. AM 621-2008.  
64

65 *(Clerk's Note: See item 14.F for details of Combined Public Hearing, continued to October 28<sup>th</sup>.)*  
66

67 14.K. Resolution No. AR 2008-211, a resolution of the Municipality of Anchorage approving the **2009-2014**  
68 **General Government Capital Improvement Program**, Office of Management & Budget. *(First*  
69 *Public Hearing)*  
70 1. Assembly Memorandum No. AM 618-2008.  
71

72 *(Clerk's Note: See item 14.F for details of Combined Public Hearing, continued to October 28<sup>th</sup>.)*  
73

## 74 15. SPECIAL ORDERS

75  
76 Chair Claman stated that there were topics of special interest to be addressed that evening under Special Orders.  
77

1 Ms. Ossiander stated that she had responded to a number of constituents who were concerned with the closure of the  
2 composting facility at Evergreen. She asked to readdress the composting ordinance and identify other public lands  
3 that could be used for two potential composting sites. The selected site had been closed and she urged the  
4 Administration to move forward on that matter. Municipal Manager Michael Abbott responded that the Administration  
5 understood the commitment that was made and would act quickly to resolve the situation.

6  
7 Dr. Selkregg concurred with Ms. Ossiander and urged consideration of *(creating)* a temporary site until a permanent  
8 facility site was found. Dr. Selkregg stated that she had also received many calls from constituents about the recycling  
9 program. There were questions about the new refuse service, the large can size and the increased billing. The public  
10 needed to better understand the costs, the service and that the additional fees also reflected the landfill maintenance  
11 and closure costs.

12  
13 Mr. Birch stated that a resolution approved that evening involved a federal grant award of \$14,500,000 from 2001 to  
14 date, for wildfire and hazardous fuels mitigation. The accrued interest of \$484,000 had not been attributed to that  
15 account and was being reassigned. The Assembly had been told that there was no money available to keep the  
16 woodlot going in South Anchorage, which was a prime concern of many of his constituents. He encouraged Mr. Abbott  
17 and the Administration to address the options to keep the woodlot open.

18  
19 Mr. Starr concurred with Mr. Birch. He requested that the Administration address the woodlot closure and also the  
20 decreased funding for the helicopter, which had been addressed by local community councils. He requested updates  
21 on the \$300,000 set aside for the Eagle River recycling area improvements, the Solid Waste Services (SWS) rate  
22 increase, additional recycling sites and the care and closure fund. Chief Fiscal Officers Sharon Weddleton responded  
23 that the Administration was preparing responses to all Assembly questions.

24  
25 M. Gray-Jackson thanked SWS Director Mark Madden for his efforts in the community, including regularly attending  
26 community council meetings and talking with the public to offer explanations about the changes in services.

27  
28 Chair Claman stated that there would be many more calls on the sizes of cans, which would be sorted out over the  
29 months. Residents would find that money would be saved over time with selecting the right can size.

30  
31 Ms. Drummond stated that she had only received three or four complaints on the new refuse service from people who  
32 had not been paying attention to the notices of the new service. She supported SWS being involved in public outreach  
33 and creating service options to accommodate residents' needs.

34  
35 **16. UNFINISHED AGENDA** There was none.

36  
37 **17. AUDIENCE PARTICIPATION** There was none.

38  
39 **18. ASSEMBLY COMMENTS** There were none.

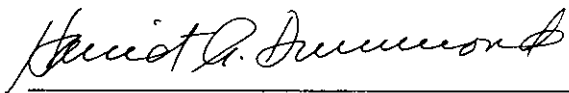
40  
41 **19. EXECUTIVE SESSIONS** There were none.

42  
43 **20. ADJOURNMENT**

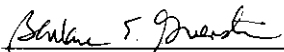
44  
45 Chair Claman called for a motion to adjourn the meeting.

46  
47 Mr. Coffey moved, to adjourn the Regular Assembly Meeting.  
48 Mr. Birch seconded,  
49 and there were no objections.

50  
51 The Assembly Meeting was adjourned at 8:35 p.m.

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MATT CLAMAN, Assembly Chair  
HARRIETA DRUMMOND, Acting

ATTEST:

  
\_\_\_\_\_  
BARBARA GRUENSTEIN, Municipal Clerk  
Date Minutes Approved: January 6, 2009.  
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)

