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MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for Regular Meeting of January 29, 2008

18 **1. CALL TO ORDER**

19
20 The Assembly Meeting was convened by Chair Coffey at 5:04 p.m. in Assembly Chambers, Room 108 of the Loussac
21 Library, 3600 Denali Street in Anchorage, Alaska.

22
23 **2. ROLL CALL** A Quorum was achieved with Assemblymembers present.

24
25 PRESENT: Allan Tesche, Dick Traini, Dan Sullivan, William Starr, Dan Coffey, Debbie Ossiander, Jennifer
26 Johnston, Chris Birch, Paul Bauer, Sheila Selkregg and Matt Claman.

27 ABSENT: None.

28
29 **3. PLEDGE OF ALLEGIANCE** Assemblymember Johnston led the pledge.

30
31 **4. MINUTES OF PREVIOUS MEETINGS**

32
33 4.A. Regular Meeting – December 11, 2007.

34
35 Ms. Ossiander moved, to approve the Meeting Minutes of December 11, 2007,
36 Ms. Johnston seconded,
37 and this was approved without objection.

38
39 **5. MAYOR'S REPORT**

40
41 Mayor Begich reported the Dena'ina Civic Convention Center construction project was on time and was on budget.
42 Groups were already signing up to use the center and it was predicted the facility would be well used.

43
44 **6. ASSEMBLY CHAIR'S REPORT**

45
46 Chair Coffey introduced visiting members of Jack and Jill of America, Inc., an organization that supported youth
47 leadership development. Chair Coffey reported the hardware for Chamber's new system was being installed and was
48 scheduled to be in use by March 18th. Mr. Tesche reported that Fort Collins, Colorado had streaming video of city
49 meetings on the internet which included links to associated documents. Chair Coffey stated the new system would
50 allow people at home to follow the meeting on the internet and link to all related documents without having to attend
51 the meetings. Mr. Birch reported that Pasadena, California also had streaming video of their city meetings. Chair
52 Coffey reported that he intended for AR 2008-7, item 11.D, to be postponed indefinitely, allowing time for further
53 considerations from Assembly Counsel Julia Tucker, Deputy Municipal Attorney Rhonda Westover and Purchasing
54 Officer Bart Mauldin.

55
56 **7. COMMITTEE REPORTS**

57
58 Mr. Sullivan stated the Elections Committee met that afternoon to discuss the issue of Clean Elections and made no
59 recommendation to the Assembly on AR 2007-300. Mr. Tesche and Mr. Traini requested Public Hearing be scheduled
60 for February 12th. Chair Coffey concurred.

61
62 Ms. Ossiander stated that the Title 21 Committee continued to meet every Thursday morning from 9:30 to 11:00 a.m.
63 at the Planning Department Conference Room and would be continuing their review of Chapter 3. Everyone was
64 welcome to attend.

65
66 Ms. Johnston reported the Anchorage School District Budget had been released and was available to the public.

67
68 Mr. Birch reported the ML&P/Chugach Merger Study Committee was scheduled to meet at 4:00 p.m. on February 7th.
69 He reported that Ms. Johnston had been in Juneau, representing the Legislative Committee, and at the Alaska
70 Municipal League.

71
72 Mr. Bauer reported the Audit and Finance Committee had completed the Audit Plan which had been distributed to
73 members that evening.

74
75 Mr. Claman reported the Public Safety Committee met on January 30th, with Mr. Starr participating and had addressed
76 APD officers' driving their patrol cars home to the (*Matanuska-Susitna*) Valley. The six-month trial period would end
77 on January 31st. APD would issue a report following the end of the program, which would include associated costs

1 and a decision on continuing the program. If there was consideration of continuing the program, it would be brought
2 before the Assembly. Municipal Manager Michael Abbott stated the Manager's Office would also issue a report and a
3 decision by the end of February, which would include a summary of costs. Chair Coffey requested that the information
4 be presented in a memorandum. Mr. Claman requested that the report also include of costs, numbers of responses
5 and traffic stops of the officers while en route.
6

7 **8. ADDENDUM TO AGENDA**

8
9 Chair Coffey called for a motion and read the Addendum items. There were no additional items and Chair Coffey
10 called for a vote to incorporate the Addendum items into the Consent Agenda.

11
12 *(Clerk's Note: Items AO 2008-31, AM 29-2008(A) and AO 2007-146(S) were added during the meeting and assigned*
13 *Agenda Numbers 9.F.15, 11.C.2 and 11.E.2, respectively.)*
14

15 Ms. Ossiander moved, to approve the inclusion of the Addendum items
16 Ms. Johnston seconded, into the Consent Agenda,
17 and this motion was unanimously passed.
18

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

22 Chair Coffey called for a motion on the Consent Agenda.

23
24 Mr. Tesche moved, to approve the Consent Agenda,
25 Mr. Traini seconded,
26

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

30 **9. CONSENT AGENDA**

31 **9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS** There were no items.
32

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

34 9.B.1. Resolution No. AR 2008-13, a resolution appropriating \$87,496 from Amendment Number Two to a
35 State of Alaska Department of Transportation & Public Facilities (ADOT&PF) Transfer of
36 Responsibilities Agreement with the Municipality of Anchorage (MOA) to the State Categorical Grants
37 Fund (231) for the Anchorage Metropolitan Area Transportation Solutions (AMATS) **MOA Traffic**
38 **Counts 06-08 Program**; Traffic Department.
39 a. Assembly Memorandum No. AM 57-2008.
40

41 **9.C. BID AWARDS**

42 9.C.1. Assembly Memorandum No. AM 69-2008, recommendation of award to Western Peterbilt Inc. for
43 furnishing **automated side loader refuse collection trucks** to the Municipality of Anchorage, Solid
44 Waste Services (SWS) (ITB 27-B081) (\$742,949.97); Purchasing. **(Addendum)**
45

46 Mr. Starr requested this item be pulled for review on the Regular Agenda. *(See item 10.C.1)*
47

48 **9.D. NEW BUSINESS**

49 9.D.1. Assembly Memorandum No. AM 58-2008, approval to enter into a grant agreement with **The ARC of**
50 **Anchorage** (\$98,000); Anchorage Parks and Recreation.
51

52 Mr. Tesche requested this item be pulled for review on the Regular Agenda. *(See item 10.D.1)*
53

54 9.D.2. Assembly Memorandum No. AM 59-2008, Amendment No. 1 to professional services contract with
55 RISE Alaska, LLC for the **Regional Homeland Defense Training Facility**, Project No. 06-01
56 (\$1,062,354); Project Management & Engineering.
57

58 Dr. Selkregg requested this item be pulled for review on the Regular Agenda. *(See item 10.D.2)*
59

60 9.D.3. Assembly Memorandum No. AM 60-2008, Amendment No. 2 to professional services contract with
61 USKH for the **100th Avenue Extension, Minnesota Drive to King Street**, Project No. 01-09
62 (\$345,000); Project Management & Engineering.

63 9.D.4. Assembly Memorandum No. AM 61-2008, Amendment No. 3 to professional services contract with
64 DOWL Engineers for the **Chester Creek Trail Connection Project and the Fish Creek Trail Project**,
65 Project No. 96-19 (\$250,547); Project Management & Engineering.
66

67 Mr. Starr requested this item be pulled for review on the Regular Agenda. *(See item 10.D.4)*
68

69 9.D.5. Assembly Memorandum No. AM 62-2008, Amendment No. 6 to professional engineering services
70 contract with DOWL Engineers for the **Arctic Boulevard Surface Rehabilitation, Fireweed Lane to**
71 **Tudor Road**, Project No. 02-10 (\$179,390); Project Management & Engineering.

72 9.D.6. Assembly Memorandum No. AM 63-2008; Internal Audit Department, **2008 Audit Plan**.
73

74 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. *(See item 10.D.6)*
75

76 **9.E. INFORMATION AND REPORTS**

77 9.E.1. Information Memorandum No. AIM 7-2008, **Internal Audit Department - 2007 Annual Report**.

1 9.E.2. Information Memorandum No. AIM 8-2008, Transmittal of the AWWU Board approved **compensation**
2 **for the AWWU General Manager**.
3

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

5 9.F.1. Ordinance No. AO 2008-7, an ordinance providing for the submission to the qualified voters of
6 Anchorage, Alaska, the question of the issuance of not to exceed \$34,300,000 of General Obligation
7 Bonds of the Municipality of Anchorage to pay the costs of capital improvements to **Chester Valley**
8 **and Sand Lake Elementary Schools and Girdwood K-8 School** at the election to be held in the
9 Municipality on April 1, 2008; Anchorage School District. (*Public Hearing 2-12-08*)

10 a. Assembly Memorandum No. AM 32-2008.

11 9.F.2. Ordinance No. AO 2008-8, an ordinance providing for the submission to the qualified voters of
12 Anchorage, Alaska, the question of the issuance of not to exceed \$9,410,000 of General Obligation
13 Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements for
14 **Districtwide Major Building Systems Renewal** at the election to be held in the Municipality on April
15 1, 2008; Anchorage School District. (*Public Hearing 2-12-08*)

16 a. Assembly Memorandum No. AM 32-2008.

17 9.F.3. Ordinance No. AO 2008-19, an ordinance providing for the submission to the qualified voters of
18 Anchorage, Alaska, the question of the issuance of not to exceed \$44,800,000 of General Obligation
19 Bonds of the Municipality of Anchorage to pay the costs of road, storm drainage and related capital
20 improvements and the question of an increase in the municipal tax cap limitation to pay associated
21 operations and maintenance costs in the **Anchorage Roads And Drainage Service Area** at the
22 election to be held in the Municipality on April 1, 2008; Finance. (*Public Hearing 2-12-08*)

23 a. Assembly Memorandum No. AM 64-2008.

24 9.F.4. Ordinance No. AO 2008-20, an ordinance providing for the submission to the qualified voters of
25 Anchorage, Alaska, the question of the issuance of not to exceed \$6,900,000 of General Obligation
26 Bonds of the Municipality of Anchorage to pay the costs of **Facilities Renovations** and related capital
27 improvements, and the question of an increase in the municipal tax cap limitation to pay associated
28 operations and maintenance costs at the election to be held in the Municipality on April 1, 2008;
29 Finance. (*Public Hearing 2-12-08*)

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

31 9.F.5. Ordinance No. AO 2008-21, an ordinance providing for the submission to the qualified voters of
32 Anchorage, Alaska, the question of the issuance of not to exceed \$3,622,000 of General Obligation
33 Bonds of the Municipality of Anchorage to pay the costs of **Fire Protection Capital Improvements**
34 and the question of an increase in the municipal tax cap limitation to pay associated operations and
35 maintenance costs in the Anchorage Fire Service Area at the election to be held in the Municipality on
36 April 1, 2008; Finance. (*Public Hearing 2-12-08*)

37 a. Assembly Memorandum No. AM 66-2008.

38 9.F.6. Ordinance No. AO 2008-22, an ordinance providing for the submission to the qualified voters of
39 Anchorage, Alaska, the question of the issuance of not to exceed \$1,688,000 of General Obligation
40 Bonds of the Municipality of Anchorage to pay the costs of **Public Safety and Transportation**
41 **Improvements** and related capital improvements, and the question of an increase in the municipal tax
42 cap limitation to pay associated operations and maintenance costs at the election to be held in the
43 Municipality on April 1, 2008; Finance. (*Public Hearing 2-12-08*)

44 a. Assembly Memorandum No. AM 67-2008.

45 9.F.7. Ordinance No. AO 2008-23, an ordinance of the Anchorage Municipal Assembly submitting to the
46 qualified voters of the Municipality at the Regular Municipal Election on April 1, 2008, one or more
47 advisory propositions on **potential Anchorage police officer verification of immigration status and**
48 **enforcement of federal immigration law**; Assemblymember Bauer. (*Public Hearing 2-12-08*)
49

50 Mr. Bauer requested this item be pulled for review on the Regular Agenda. (*See item 10.F.7*)

51
52 9.F.8. Ordinance No. AO 2008-17, an ordinance amending Anchorage Municipal Code Section 28.20.015,
53 **Time for Passage of Ballot Propositions**, to revise the deadline for final action on all ordinances and
54 resolutions containing ballot propositions prior to a regular election; Assemblymember Sullivan.
55 (*Public Hearing 2-12-08*)

56 a. Assembly Memorandum No. AM 53-2008. (**Addendum**)

57 9.F.9. Ordinance No. AO 2008-24, an ordinance authorizing a **shared common access easement** across
58 municipal property located within the East 150 Feet of Lot 32, Section 28, T13N, R3W, S.M., Tax #
59 008-033-35 to consolidate driveway access to and from Tudor Road to benefit three properties (East
60 150 Feet of Lot 32, Section 28, T13N, R3W, S.M., Tax # 008-033-35; Lot 31, Section 28, T13N, R3W,
61 S.M., Tax # 008-033-37; and Lot 33a, Section 28, T13N R3W S.M., Tax # 008-033-62), near the Tudor
62 Road and Lake Otis Parkway intersection; Project Management & Engineering. (*Public Hearing 2-26-*
63 *08*) (**Addendum**)

64 a. Assembly Memorandum No. AM 68-2008.

65 9.F.10. Ordinance No. AO 2008-25, an ordinance submitting to the qualified voters of the Municipality of
66 Anchorage at the Regular Municipal Election on April 1, 2008, a ballot proposition amending Home
67 Rule Charter Article IV, **The Assembly**, Section 4.02, Term, Membership and Qualification, to
68 establish a uniform three-year term as the full term of an assembly member and providing for shorter
69 transitional terms by ordinance; Assemblymembers Sullivan and Claman. (*Public Hearing 2-12-08*)
70 (**Addendum**)

71 9.F.11. Ordinance No. AO 2008-26, an ordinance submitting to the qualified voters residing in the **Paradise**
72 **Valley South Limited Road Service Area** (LRSA) a ballot proposition to consolidate with the
73 Anchorage Roads and Drainage Service Area (ARDSA), contingent upon the approval of consolidation
74 by a majority of voters within ARDSA and contingent upon establishment of a Road Improvement District
75 (RID) by the property owners within the Paradise Valley South LRSA, and accordingly amend
76 Anchorage Municipal Code Section (AMC) 27.30.700; Legal Department. (*Public Hearing 2-12-08*)
77 (**Addendum**)

- 1 9.F.12. Ordinance No. AO 2008-27, an ordinance submitting to the qualified voters residing in the **Anchorage**
2 **Roads and Drainage Service Area** (ARDSA) a ballot proposition to consolidate with the Paradise
3 Valley South Limited Road Service Area (LRSA), contingent upon the approval of consolidation by a
4 majority of voters within the LRSA and contingent upon establishment of a Road Improvement District
5 (RID) by the property owners within the Paradise Valley South LRSA, and accordingly amend
6 Anchorage Municipal Code Section (AMC) 27.30.700; Legal Department. (*Public Hearing 2-12-08*)
7 (**Addendum**)
8 9.F.13. Ordinance No. AO 2008-28, an ordinance submitting to the qualified voters residing in the **South**
9 **Goldenview Rural Road Service Area** (RRSA) a ballot proposition to remove the Goldenview Drive
10 Right-of-Way, between Rabbit Creek Road and Bulgaria Drive, from the RRSA, and annex the
11 Goldenview Drive Right-of-Way to the Anchorage Roads and Drainage Service Area (ARDSA),
12 contingent upon the approval of annexation of the Goldenview Drive Right-of-Way by a majority of voters
13 within ARDSA, and accordingly amend Anchorage Municipal Code Section (AMC) 27.30.700; Legal
14 Department. (*Public Hearing 2-12-08*) (**Addendum**)
15 9.F.14. Ordinance No. AO 2008-29, an ordinance submitting to the qualified voters residing in the **Anchorage**
16 **Roads and Drainage Service Area** (ARDSA) a ballot proposition to annex the Goldenview Drive
17 Right-of-Way, between Rabbit Creek Road and Bulgaria Drive, from the South Goldenview Rural
18 Road Service Area (RRSA), to the Anchorage Roads and Drainage Service Area (ARDSA), contingent
19 upon the approval of removal of the Goldenview Drive Right-of-Way by a majority of voters within the
20 South Goldenview Rural Road Service Area (RRSA), and accordingly amend Anchorage Municipal
21 Code Section (AMC) 27.30.700; Legal Department. (*Public Hearing 2-12-08*) (**Addendum**)
22

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

24
25 and the motion, as amended, was passed, 11-0.

26
27 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
28 NAYES: None.

29
30 The amended Consent Agenda was approved and Chair Coffey led the body into discussion of the pulled items.
31 (*Clerk's Note: See the Regular Agenda, Item 10.*)

32
33 (*Clerk's Note: Following the completion of Agenda item 14.A, Mr. Sullivan Laid on the Table AO 2008- 31, to which*
34 *chair Coffey assigned 9.F. 15.*)

- 35
36 9.F.15. Ordinance No. AO 2008-31, an ordinance providing for the submission to the qualified voters of
37 Anchorage, Alaska, the question of the issuance of General Obligation Bonds of the Municipality of
38 Anchorage not to exceed eight million two hundred thousand dollars (\$8,200,000) to pay the costs of
39 certain **Anchorage downtown pedestrian, lighting and connectivity enhancements and related**
40 **capital improvements** and the question of an increase in the Municipal tax cap limitation to pay
41 associated operations and maintenance costs of three hundred twenty thousand dollars (\$320,000) in
42 the Anchorage Roads and Drainage Service Area at the election to be held in the Municipality on April
43 1, 2008; Assemblymember Sullivan. (**Laid on the Table**) (*Public Hearing 2-12-08*)
44

45 Mr. Sullivan read the title of AO 2008-31.

46
47 Mr. Sullivan moved, *to introduce* AO 2008-31, with Public Hearing set
48 Mr. Bauer seconded, for February 12, 2008,
49 Mr. Starr was the concurring third.

50
51 To Mr. Tesche, Chair Coffey responded that Mr. Bauer and Mr. Starr had provided the second and the third for the
52 motion to introduce, but were not necessarily sponsors.

53
54 Dr. Selkregg stated the intent was to divide the road bond into two packages which had never been done before. Mr.
55 Sullivan responded that this matter would be addressed again in two weeks and he urged that people contact him to
56 have their questions answered. Dr. Selkregg stated that she would continue the discussion at the next meeting.
57

58 Mr. Claman questioned if the proposal would modify the road bond that was on the Agenda that evening creating one
59 bond for \$36,000,000 and one for \$8,000,000. Chair Coffey responded YES.

60
61 Mr. Traini stated that the bond package appeared to involve ARDSA and requested that Municipal Clerk Barbara
62 Gruenstein define what the proposition involved, prior to Public Hearing.

63
64 Dr. Selkregg requested that the information from the Administration be in an accompanying memorandum.

65
66 Mr. Sullivan distributed copies of what would be AO 2008-19(S), which included associated changes, if AO 2008-31
67 was to pass.

68
69 To Mayor Begich, Mr. Sullivan responded Public Hearing was scheduled on February 12th, when there would be an
70 opportunity for the public testimony. Mayor Begich requested that all involved entities be notified, including the
71 Downtown Partnership. Mr. Sullivan responded that he would be meeting with all interested groups.

72
73 (*Clerk's Note: Chair Coffey returned the body to Agenda item 15, to complete the remainder of the Agenda.*)
74

75 **END OF CONSENT AGENDA**

76
77 **10. REGULAR AGENDA**

78 **10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS** There were no items.

1
2 **10.B. RESOLUTIONS FOR ACTION - OTHER** No items were pulled for review.

3
4 **10.C. BID AWARDS**

5 10.C.1. Assembly Memorandum No. AM 69-2008, recommendation of award to Western Peterbilt Inc. for
6 furnishing **automated side loader refuse collection trucks** to the Municipality of Anchorage, Solid
7 Waste Services (SWS) (ITB 27-B081) (\$742,949.97); Purchasing. **(Addendum)**

8
9 Mr. Starr stated this involved a new method of curbside pick up with automated side loader trucks, each with an
10 articulating arm to collect refuse from dedicated cans. The hopper was too high to manually pitch trash and traditional
11 dumpsters that required forklift dumping could not be emptied. The new system may not work for the recycling
12 program. He recommended the award not be approved until there was more discussion on the equipment and more
13 vendors considered.

14
15 To Mr. Traini, Purchasing Officer Bart Mauldin responded the Purchasing Office received only one bid. The process
16 had been followed correctly and the bid was advertised as broadly as possible, but there was much specification on
17 the equipment, which narrowed the responses. Mayor Begich responded this automated method of refuse collection
18 was the wave of the future and would decrease manual labor, reduce workman compensation claims and save money.
19 Solid Waste Services Engineering Manager Mark Madden responded the designated cans would be distributed to
20 homeowners from the department at no cost. The number of cans used would be reflected in each bill.

21
22 To Mr. Claman, Mayor Begich responded that automation was the long-term plan, with or without curbside recycling. It
23 would take time to order the special equipment and he recommended not postponing, which would cause delay. Mr.
24 Claman stated that he had witnessed this type of system being successfully used and it was well liked in Salt Lake
25 City, because worker compensation claims went down dramatically and the collection speed went up.

26
27 To Ms. Johnston, Mr. Madden responded the machine used a side arm, designed to pick up the can. A (*plastic trash*)
28 bag could be picked up and dropped in the top. Everyone would be issued a can to use. Ms. Johnston stated that she
29 personally used this type of can with her service and it had been her choice to buy the can. Others on her street did
30 not use the can and that trash was thrown into the back of the truck. It bothered her that this particular machine
31 needed a prescribed can. She questioned if there would be different rates for the size of cans and the volume of trash.
32 Mr. Madden responded there was consideration that residents would be billed on the different size of cans.

33
34 Mr. Starr stated that the Heil brand of automated refuse collection equipment used forklifts for the traditional
35 dumpsters, had a side load for hand-throws and an articulating arm to pick up and dump the cans. The equipment
36 would need to be versatile to accommodate any future recycling program. Because of the costs, he urged further
37 discussion on buying the best equipment, with the most versatility. He would support postponement until more
38 information was gathered.

39
40 Mr. Bauer concurred with Mr. Starr and stated he was concerned with the additional costs. In his effort to support the
41 automated system, he had purchased his own 96-gallon can on wheels, but Alaska Waste was now charging him more
42 for using that can. Mr. Madden responded the cans would be distributed primarily to single-family residential
43 customers. The mechanical collection process was shown to be ten to thirty percent more efficient than manual
44 collection. The savings would cover distributing the cans to residents.

45
46 To Dr. Selkregg, Mr. Madden responded that the cans could vary in size. He responded this machine was generally
47 used for both refuse collection and recycling programs. Trucks with multi-compartments were not generally used in
48 the recycling community, because one compartment filled up and others were empty, and the truck needed to be
49 dumped before finishing the route, with many trips to different drop-off points, rather than a single stream and a single
50 truck. Mayor Begich responded that better technology was being used today, allowing recyclables to be mixed, which
51 were sorted at the recycling centers. Municipal Manager Michael Abbott responded the equipment would work with
52 the recycling program, being recommended by the Administration in February. The sooner this automated equipment
53 was ordered the sooner the recycling program could get underway. Mr. Mauldin responded this bid would be good
54 until the end of February. Mr. Madden responded that he had been in the business for a long time and had chosen the
55 truck carefully, based on specific criteria, including the size of the truck to be able to access narrow alleyways and the
56 truck's volume. Dr. Selkregg stated that she would support the matter that evening.

57
58 To Mr. Sullivan, Solid Waste Services Refuse Collections Foreman Brian Vanderwood responded that an estimated
59 12,000 containers were included in the annual budget and would average about \$55 per container. Mr. Sullivan stated
60 that there were still people who used garbage bins or 33-gallon trash bags and wooden bins had been created to
61 accommodate the alley. Mr. Vanderwood responded there would still be alley bins and the old cans would be replaced
62 with the specific containers.

63
64 To Mayor Begich, Mr. Vanderwood responded that both residential and commercial would be served.

65
66 Mr. Sullivan stated that a second truck would be needed to pick up mixed recyclables. Mr. Vanderwood responded the
67 same technology would be used for both refuse collections and mixed recycling, but the two could not be co-mingled.
68 The trucks with multi-bins were inefficient. Mr. Sullivan requested that all costs be identified. Mr. Vanderwood
69 responded the size of the containers and the frequency of service could be calculated for the services needed.

70
71 To Mr. Starr, Mr. Vanderwood responded the grabber system was limited to the specific cans. Mr. Starr stated that
72 both the Heil and the McNeilus Companies offered more versatile equipment, with forks in front to accommodate
73 dumpsters and a side arm to lift currently-used trash cans. Mr. Madden responded there was a need for the smaller
74 trucks, to use where the larger trucks could not go. Mr. Starr stated more research was needed before purchasing
75 equipment, to make sure the correct equipment was being considered.

76
77 To Chair Coffey, Mr. Madden responded that a second can would be supplied if needed.

1 Mr. Starr moved, to postpone AM 69-2008 to February 26, 2008,
2 Ms. Johnston seconded,

3
4 Mr. Abbott stated the Administration would respond with a proposal by February 26th that included a rate structure and
5 a variable rate plan for the collection areas served, based on the automated devices and designated cans on rollers.
6

7 Mr. Starr responded that it was prudent for the Assembly to see that proposal first, before taking action. He would
8 support postponing to February 26th.
9

10 Dr. Selkregg stated there was no need to wait until the 26th. The Assembly should vote that evening.
11

12 Chair Coffey supported postponement.
13

14 To Mr. Tesche, Chair Coffey responded the Administration would discuss automated equipment and recycling on the
15 26th. Mayor Begich responded the Administration did not support postponement. This automated system was the right
16 way to do business. This business was the most experienced with automated equipment. This equipment had been
17 included in the budget to improve the current system. Mr. Tesche stated the Assembly was divided on the
18 procurement process and the type of cans used. The Assembly needed to vote on the merits of the process.
19

20 To Mr. Traini, Mr. Mauldin responded the bid was good for forty-five days.
21

22 Mr. Starr stated that the purchase of 12,000 cans was a consideration. Other vendors, including the Heil Company
23 and the McNeilus Company, with more versatile equipment, had not bid. Traditional dumpsters and existing trash
24 cans should be accommodated by this equipment, as well as drivers having the ability to throw in loose bags. He
25 supported automation, but the decision on the cans needed to be thought through.
26

27 and this motion passed, 10-1.
28

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

32 Mr. Sullivan requested that information be presented on alternative automated machinery for trash collection, including
33 the companies and equipment mentioned by Mr. Starr that evening.
34

35 **10.D. NEW BUSINESS**

36 10.D.1. Assembly Memorandum No. AM 58-2008, approval to enter into a grant agreement with **The ARC of**
37 **Anchorage** (\$98,000); Anchorage Parks and Recreation.
38

39 Mr. Tesche moved, to approve AM 58-2008,
40 Ms. Ossiander seconded,
41

42 To Mr. Tesche, Economic and Community Development Director Mary Jane Michael responded this was an
43 agreement with The ARC of Anchorage, a non-profit organization with a community facility for activities and treatment
44 for youth and adults with developmental disabilities. It was an ongoing agreement since 1981. Mr. Tesche urged
45 approval.
46

47 and this was approved unanimously, 11-0.
48

49 10.D.2. Assembly Memorandum No. AM 59-2008, Amendment No. 1 to professional services contract with
50 RISE Alaska, LLC for the **Regional Homeland Defense Training Facility**, Project No. 06-01
51 (\$1,062,354); Project Management & Engineering.
52

53 Mr. Claman moved, to approve AM 59-2008,
54 Ms. Ossiander seconded,
55

56 Dr. Selkregg declared a "potential" conflict of interest because her brother owned RISE Alaska. The Assembly had
57 ruled in the past that she did not have a professional conflict of interest, but that she had a personal conflict with the
58 matter. Chair Coffey recognized that past ruling and ordered Dr. Selkregg to abstain.
59

60 To Mr. Birch, Municipal Manager Michael Abbott responded that this contract was the design-build package for the fire
61 training center. Total project cost would be \$25,000,000 and included state grants, federal highway funds and city
62 bonds.
63

64 and this motion was passed 10-0,
65 with Dr. Selkregg abstaining[~~, due to a conflict of interest~~].
66

67 10.D.4. Assembly Memorandum No. AM 61-2008, Amendment No. 3 to professional services contract with
68 DOWL Engineers for the **Chester Creek Trail Connection Project and the Fish Creek Trail Project**,
69 Project No. 96-19 (\$250,547); Project Management & Engineering.
70

71 Mr. Starr moved, to approve AM 61-2008,
72 Mr. Traini seconded,
73

74 To Mr. Starr, Municipal Manager Michael Abbott responded this was not related to the hotel project, with the University
75 of Alaska and Alaska Pacific University. PM&E Project Manager Jerry Hansen responded this involved the Fish Creek
76 Trail and the Chester Creek Trail, with considerable negotiations between the city, UAA and DOT on the acquisition of
77 the required easements. It had resulted in a design change and additional construction costs to the Chester Creek

1 Trail Project. Mayor Begich responded this was the last link for the Chester Creek Trail System. It had been very
2 expensive to negotiate the rights-of-way in an area with many user groups.

3
4 Mr. Sullivan stated this portion would complete the twenty-mile loop and had taken nine years to complete.

5
6 Dr. Selkregg stated this project involved very expensive land, had taken many years of negotiating with the
7 neighborhoods and was important to the community. She would support completing the project.

8
9 To Mr. Bauer, Mr. Abbott responded that federal funds were not available without UAA support. UAA had been
10 reluctant to give up rights-of-way to specific development patterns, but the matter was now resolved.

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

13
14 10.D.6. Assembly Memorandum No. AM 63-2008; Internal Audit Department, **2008 Audit Plan**.

15
16 Ms. Ossiander moved, to approve AM 63-2008,
17 Mr. Starr seconded,

18
19 To Ms. Ossiander, Municipal Internal Auditor Peter Raiskums responded that an audit of Solid Waste Services would
20 include a review of procedures and controls over customer accounts receivable and cash controls at the landfill and
21 transfer stations. The department would determine whether any cash had been misappropriated or fees waived. Ms.
22 Ossiander responded that that was exactly what she wanted to hear.

23
24 To Dr. Selkregg, Mr. Raiskums responded that the Assembly would get the audit report which would include
25 management's response on how they would correct any problems identified by the audit.

26
27 Mr. Traini stated that trucks that delivered to the transfer were charged extra if their loads were not covered. Mr.
28 Raiskums concurred. Mr. Traini stated that sometimes they were not charged and it was important for those fees to be
29 collected.

30
31 and this was passed without objection, 11-0.

32
33 **10.E. INFORMATION AND REPORTS** No items were pulled for review.

34
35 **10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

36 10.F.7. Ordinance No. AO 2008-23, an ordinance of the Anchorage Municipal Assembly submitting to the
37 qualified voters of the Municipality at the Regular Municipal Election on April 1, 2008, one or more
38 advisory propositions on **potential Anchorage police officer verification of immigration status and**
39 **enforcement of federal immigration law**; Assemblymember Bauer. (*Public Hearing 2-12-08*)

40
41 Mr. Bauer moved, to introduce AO 2008-23,
42 Mr. Sullivan seconded,
43 and this was not introduced, for a lack of a concurring third.

44
45 Mr. Bauer requested a Point of Personal Privilege. Chair Coffey agreed to allow a brief statement. Mr. Bauer stated
46 that he was continuing to collect pertinent information on the issue and would distribute current information from the
47 federal level on the extent of illegal immigration. He would distribute a memorandum with additional information, which
48 would be of public record. He appreciated the Assembly debate on the subject. Chair Coffey stated that it was
49 understood that Mr. Bauer's effort was brought forth with good intention.

50
51 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

52 11.A. Ordinance No. AO 2007-148, an ordinance providing for the submission of a ballot proposition to the
53 qualified voters of the Municipality at the Regular Election on April 1, 2008 the question of issuance of
54 not to exceed \$2,000,000 of General Obligation Bonds of the Municipality, contingent upon receipt of
55 up to \$2,000,000 of matching grants from the State of Alaska, to pay the costs of **capital**
56 **improvements for swimming pools** within the Anchorage Parks and Recreation Service Area and
57 an increase in the municipal tax cap limitation to pay related operations and maintenance costs;
58 Assemblymembers Tesche and Traini. (*Public Hearing was Closed 1-22-08; Action was Postponed*
59 *from 1-29-08*)

- 60 1. Assembly Memorandum No. AM 34-2008.
- 61 2. Ordinance No. AO 2007-148(S), an ordinance providing for the submission of a ballot
62 proposition to the qualified voters of the Municipality at the Regular Election on April 1, 2008
63 the question of issuance of not to exceed \$2,000,000 of General Obligation Bonds of the
64 Municipality, contingent upon receipt of up to \$2,000,000 of matching grants from the State of
65 Alaska, to pay the costs of capital improvements for swimming pools within the Anchorage
66 Parks and Recreation Service Area and an increase in the municipal tax cap limitation to pay
67 related operations and maintenance costs; Assemblymembers Tesche and Traini.
68 **(Addendum)**

69
70 Mr. Traini moved, to approve AO 2007-148(S),
71 Mr. Tesche seconded,

72
73 Mr. Traini stated that the S-version had cleaned up the ordinance.

74
75 Mr. Tesche thanked the Office of Management and Budget staff and Cynthia Weed for their work on the matter. It was
76 a good pools package and he would approve sending it to the voters.

77
78 Chair Coffey urged approval.

1
2 and this motion was passed, 11-0.

3
4 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
5 NAYES: None.

6
7 11.B. Ordinance No. AO 2007-153, an ordinance submitting to the qualified voters of the Municipality of
8 Anchorage at the Regular Municipal Election on April 1, 2008, a ballot proposition amending the Home
9 Rule Charter Article IV, **The Assembly**, Section 4.02, Term, Membership and Qualification, to
10 establish a three-year term if single member districts are established; and providing for shorter terms
11 during implementation; Assemblymember Sullivan.
12 (*Public Hearing was Closed 1-22-08; Action was Postponed from 1-29-08*)

13
14 Mr. Sullivan moved, to approve AO 2007-153,
15 Mr. Bauer seconded,

16
17 Mr. Sullivan stated his intent was to allow the voters to decide on a three-year term time, establishing the same terms
18 for Assemblymembers, regardless whether there were single member districts or multi-member districts.

19
20 Ms. Ossiander urged a NO-vote. She supported AO 2008-25, Agenda item 9.F.10, an alternative measure introduced
21 that evening.

22
23 Mr. Sullivan stated that it had been his intention to postpone this indefinitely and to support the new ordinance.

24
25 Mr. Sullivan moved, to postpone indefinitely AO 2007-153,
26 Mr. Traini seconded,
27 and this was approved without objection, 11-0.

28
29 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
30 NAYES: None.

31
32 11.C. Assembly Memorandum No. AM 29-2008, Assembly Meeting Schedule (April 2008 – September
33 2008); Assembly Chair Coffey. (*Postponed from 1-22-08*)
34 A. Assembly Memorandum No. AM 29-2008(A), Assembly Meeting Schedule (April 2008 –
35 September 2008); Assembly Chair Coffey. (**Laid on the Table**)

36
37 Chair Coffey stated that there was a motion on the floor to approve from January 22nd.

38
39 Mr. Claman had moved, to approve AM 29-2008,
40 Mr. Traini had seconded,

41
42 Ms. Ossiander moved, to substitute, by approving [~~AM 29-2008~~]
43 Ms. Johnston seconded, "AM 29-2008(A),"

44
45 Ms. Ossiander stated the A-version included changes to the Assembly Meeting schedule which eliminated a gap in
46 August and September and a change in May. She urged support.

47
48 Mr. Claman stated that he had proposed a date change before school started because many families were still
49 traveling. Chair Coffey stated that August 26th was the State of Alaska Primary (*Election*) which the Assembly
50 respected, allowing people to vote.

51
52 and this was approved without objection, 11-0.

53
54 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
55 NAYES: None.

56
57 11.D. Resolution No. AR 2008-7, a resolution of the Anchorage Municipal Assembly adopting an Assembly
58 policy for **contracting with outside consultants**; Assembly Chair Coffey. (*Postponed from 1-22-08*)

59
60 Ms. Ossiander moved, to postpone indefinitely AR 2008-7,
61 Mr. Traini seconded,

62
63 Chair Coffey stated this matter would be addressed again, once his questions concerning Title 7 were answered.

64
65 and this motion was passed, 11-0.

66
67 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
68 NAYES: None.

69
70 11.E. Ordinance No. AO 2007-146, an ordinance amending Anchorage Municipal Code Section 26.70.040
71 and 26.80.050 to increase the **Solid Waste Services Refuse Collection and Disposal Rates**.
72 1. Assembly Memorandum No. AM 658-2007. (*Public Hearing was Closed 12-18-07; Action was*
73 *Postponed from 12-18-07 and 1-8-08*)
74 2. Ordinance No. AO 2007-146(S), an ordinance amending Anchorage Municipal Code Section
75 26.70.040 and 26.80.050 to increase the Solid Waste Services Refuse Collection and
76 Disposal Rates. (**Laid on the Table**)
77 a. Assembly Memorandum No. AM 658-2007(A) (**Laid on the Table**)
78 b. Summary of Economic Effects – public and private effects. (**Laid on the Table**)

1 c. Summary of Economic Effects – public and private effects. ***(Laid on the Table)***

2
3 Ms. Ossiander moved, to approve AO 2007-146(S),
4 Ms. Johnston seconded,

5
6 To Chair Coffey, Municipal Manager Michael Abbott responded the substitute version (*S-version*) included a new
7 memorandum and two summaries of economic effects, each based on the different proposed changes to the utility rate
8 structure. Copies of the consultant's report and a summary from Solid Waste Services were distributed.

9
10 Ms. Ossiander thanked the Assembly for their review and Ms. Johnston for her involvement. She stated that
11 Consultant Mary Ann Pease had concluded in her report that an increase was needed. Her recommendations
12 included an audit of Solid Waste Services, using a restricted fund for the care and closure of the landfill, a comparison
13 with other private waste companies and a rate increase primarily for commercial collections. She supported keeping
14 single-family residential (*rates*) the same, but rates for dumpster and special pickup hauls would increase. She
15 mentioned the differentiated costs in Girdwood and addressed the costs between the transfer station and the landfill.
16 Discussion was needed on changing the pick up from four to three cans. This was a comprehensive look at the utility
17 which would continue over the next six weeks, to address the proposed recycling plan.

18
19 Mr. Traini stated the fee for a pickup truck would be raised 50%, from \$10.00 to \$15.00. Mr. Abbott responded the
20 proposed fee increases were \$15.00 at the landfill and from \$10.00 to \$20.00 at the transfer station. Solid Waste
21 Services Engineering Manager Mark Madden responded the last rate increase had been in 1989. The
22 recommendation from Ms. Pease was to increase the fees at the transfer station to \$20.00.

23
24 To Ms. Ossiander, Mr. Abbott responded the Administration's recommendation was to raise the rates for pickups at all
25 disposal locations to \$15.00.

26
27 Mr. Traini moved, to amend AO 2007-146(S) on Page 4, Lines 36 to 50, *by*
28 Ms. Ossiander seconded, *changing* to read: Each user who delivers between one and
29 and a friendly amendment was accepted, five cubic yards of solid waste, which does not exceed 1,000
30 and the motion was later withdrawn. pounds in weight, to a solid waste [transfer or] disposal facility
31 that is hauled in a standard unmodified pickup truck,
32 passenger van or trailer, whose bed and load do not exceed
33 96 inches in length, 66 inches in width and 36 inches in
34 height, shall pay a fee of [~~\$10.00~~] [~~["\$15.00"]~~] "**\$12.50**" for
35 each load. Each user who delivers a load of similar weight
36 and dimension to a solid waste transfer facility shall pay a fee
37 of [~~\$20.00~~] [~~["\$15.00"]~~] "**\$17.50**" for each load.;

38
39 To Mr. Claman, Mr. Traini responded the costs should be the same for the transfer station and the landfill. There was
40 no reason to double the fee at the transfer station.

41
42 Dr. Selkregg stated that doubling the rate for commercial waste collectors was a substantial increase. While she
43 respected Ms. Pease's work, she had confidence with the work completed by the Municipality. She supported a
44 slower increase, rather than doubling the rate. She would support the \$15.00.

45
46 Ms. Ossiander opposed the amendment. Ms. Pease had addressed costs and the city had moved towards cost-
47 causer and cost-payer. There was a dramatic difference between the costs of providing services between the landfill
48 and the transfer station. The city was subsidizing maintenance at the transfer station, where the material still needed to
49 be transported to the landfill.

50
51 Mr. Traini stated that many pickup trucks used the transfer station and would now be charged \$20.00 per load, instead
52 of \$10.00. If they forgot a tarp to cover the load, they would be charged \$30.00 and that seemed a little excessive.

53
54 Ms. Ossiander stated that she would support Mr. Traini's amendment, if the costs were equal at both places and
55 reduced by \$2.50. This was accepted as a friendly amendment by Mr. Traini.

56
57 Chair Coffey clarified that the friendly amendment would change the rate on Page 4, Line 40 to \$12.50 and on Line 42
58 to \$17.50. Mr. Traini responded that that was correct. Ms. Ossiander thanked Chair Coffey for the clarification.

59
60 Mr. Abbott stated that there was an operational issue and a financial issue. 70,000 pickup trucks delivered loads and
61 the proposed amendment would reduce the revenue stream by \$250,000. The Administration strongly recommended
62 using \$5.00 increments to maintain the simplicity of cash transactions.

63
64 Mr. Traini proposed that use of credit card transactions be permitted to alleviate dollar bills and change. Mr. Abbott
65 responded that a vast majority of transactions were cash. Mr. Traini withdrew his second to the friendly amendment and
66 restated his original motion to amend to \$15.00 and \$15.00. Ms. Ossiander opposed.

67
68 Chair Coffey stated the motion on the floor was to amend to \$12.50 and \$17.50. He recommended withdrawing the
69 entire amendment and addressing the key issue, which was the differential rate between the landfill and the transfer
70 station. Mr. Traini and Ms. Ossiander concurred and withdrew the motion to amend.

71
72 Dr. Selkregg opposed differential rates. Many services in the community could, but did not, charge different rates, like
73 residents on the Hillside being charged more because it was a further distance for firemen or police officers to respond
74 to. Refuse service in the community was a basic core service. A \$10.00 increase would cause people to dump their
75 trash on the sides of the road to try to save money. Refuse costs needed be set at one rate for the entire community.

76

1 Mr. Claman stated that pay-as-you-go government was appealing to both government and the taxpayers. But, he
2 could foresee that a differential rate could cause pickup drivers to drive all the way to Eagle River to save \$10.00. It
3 was worth trying differential rates of \$15.00 and \$20.00 with opportunities to change it at a later date.
4

5 Ms. Ossiander stated the feature of the differential was to address the costs of the service and the charges needed to
6 meet the continued obligation to maintain the service. The city was subsidizing (*the transfer station*) from the people
7 who use the landfill only, which affected the district that she and Mr. Starr represented. Eagle River residents paid
8 more and it was fundamentally unfair.
9

10 Mr. Sullivan stated that the Administration made a good point with their proposed increase to commercial rates. An
11 increase to residential customers may compel use of the Eagle River landfill which would mean additional costs. An
12 economic summary should be conducted on increased numbers of vehicles, use of more fuel, wear and tear to the
13 highway and more scattered trash from unsecured loads. There was a tradeoff for allowing pickup trucks at an
14 equalized cost. The compromise may be to accept Ms. Pease's recommendation on the commercial use.
15

16 Chair Coffey stated that as a commercial business owner he continually had asked folks not to dump their garbage in
17 his business dumpster. That would happen again when people did not want to pay the increased rates.
18

19 To Mr. Tesche, Chair Coffey responded there was no motion on the floor. Mr. Tesche stated that he supported the
20 Administration's recommendation of \$15.00 at both facilities, for pickups only.
21

22 Mr. Tesche moved,
23 Mr. Traini seconded,

to amend AO 2007-146(S) on Page 4, Lines 36 to 50, by
changing to read: Each user who delivers between one and
five cubic yards of solid waste, which does not exceed 1,000
pounds in weight, to a solid waste [transfer or] disposal facility
that is hauled in a standard unmodified pickup truck,
passenger van or trailer, whose bed and load do not exceed
96 inches in length, 66 inches in width and 36 inches in
height, shall pay a fee of [~~\$10.00~~] "\$15.00" for each load.
Each user who delivers a load of similar weight and
dimension to a solid waste transfer facility shall pay a fee of
[~~\$20.00~~] "\$15.00" for each load.;

24
25
26
27
28
29
30
31
32
33
34 Ms. Johnston questioned the need for across-the-board consistency for commercial and private customers. Trash
35 cans and dumpsters were no longer allowed in the parks because people used them to dump their trash. (*An increase*
36 *of*) \$10.00 or \$20.00 would not make a difference to people looking for a (*free*) place to dump their trash. Inflation and
37 the population had increased since 1989 and she supported the differential and the (*the transfer facility rate of*) \$20.00.
38

39 Dr. Selkregg stated that many community services charged differential rates, but it evened out. There were some
40 services that kept rates low to encourage use and to not be a disincentive. This was a utility and the Pease analysis
41 was more of an economic analysis and not grounded in the concept of a public utility.
42

43 Mr. Traini stated that he supported the amendment, which would solve the problem. In the 1970's people dumped
44 their garbage on any unmanned street which would happen again with increased costs.
45

46 To Chair Coffey, Mr. Abbott responded the \$15.00 fee was for the landfill and the \$20.00 fee, which was proposed to
47 be amended, was for two transfer facilities.
48

49 Ms. Ossiander stated that the two were not the same service.
50

51 Dr. Selkregg stated that differential rates could be applied to utility rates of water and wastewater, with commercial and
52 residential user rates. The city subsidized commercial entities, with use of flat rates and the landfill was a utility.
53

54 Mr. Claman stated that after listening to the discussion he now supported the same rates at both facilities. The
55 Assembly could readdress the matter in six months, if it was not working.
56

57 To Chair Coffey, Mr. Abbott responded the fiscal impact from the amendment would reduce the revenue that would
58 have been generated by the Pease's proposal by \$250,000. The matter could be addressed again when recycling was
59 discussed.
60

61 To Mr. Claman, Mr. Abbott responded that Ms. Pease had proposed a distinction between commercial and private
62 collection, with higher fees for commercial dumping. The Administration had proposed the same fee at any location.
63

64 Chair Coffey called the Question.
65

66 and this motion was passed, 7-4.
67

68 AYES: Tesche, Traini, Sullivan, Birch, Bauer, Selkregg and Claman.
69 NAYES: Starr, Coffey, Ossiander and Johnston.
70

71 Mr. Claman recommended deleting Lines 42 and 43, which created differential rates. Chair Coffey and Mr. Abbott
72 responded the approved amendment provided the clarity and enacted the intent of the Assembly.
73

74 To Mr. Starr, Mr. Abbott responded the free dump certificates and the Spring Clean Up Program would still continue as
75 an annual service, as authorized by the Administration.
76

77 Ms. Ossiander stated her intent in reviewing SWS was to clarify what was needed for long-range funding of the utility.
78 The Assembly had decided the utility would now be funded with \$250,000 less than what the consultant had

1 recommended. The Assembly had also decided not to follow the consultant's recommendations for improvements.
2 The Assembly would re-address the differential rate when recycling was addressed. Addressing the S-version had
3 accomplished nothing and she recommended approving the Administration's original version, AO 2007-146, with no
4 differential rates which met the needs of the utility.

5
6 Ms. Ossiander moved, *to substitute*, by approving [~~AO 2007-146(S)~~] "AO 2007-146,"
7 Dr. Selkregg seconded,
8

9 Ms. Ossiander stated that the solutions that were offered in the S-version had been torpedoed. She would continue to
10 address the matter until the recycling issue was discussed and she recommended going back and starting again.

11
12 Ms. Johnston stated that she would be a NO-vote on substitution. The residential increases did not need to be
13 addressed because there was not a plan for SWS or recycling.

14
15 Mr. Sullivan stated that the S-version included differential rates for tonnage of commercial haulers and he would not
16 support substitution.

17
18 Dr. Selkregg stated the Pease recommendations offered value and she was more comfortable working with the S-
19 version.

20
21 Mr. Traini stated that he would not support substitution and wanted to stay with the S-version.

22
23 To Mr. Tesche, Mr. Abbott responded the Administration's preference for approval, in order, was the Administration's
24 original proposal, followed by the Pease amended and unamended proposals and their last option was to have no
25 action on rates at all. Mr. Tesche stated that he would support the amended S-version of the ordinance.

26
27 and this motion failed, 1-10.

28
29 AYES: Ossiander.

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

31
32 Mr. Starr stated the Teamster's contract was still not approved. Mr. Abbott responded the rate increase included a 2.9
33 (%) wage adjustment, which reflected an amended Teamster's contract. Mr. Abbott responded the additional costs
34 would be addressed at the 1st Quarter Budget review. Mr. Starr stated there would be consideration of other additional
35 costs, like increased fuel costs.

36
37 To Mr. Claman, Mr. Abbott responded the use of three cans could be addressed with the recycling matter in six weeks.
38 Mr. Claman supported keeping the four (*cans*) and waiting to address the (*number of*) cans at a later time.

39
40 Dr. Selkregg stated that she would support the (*use of*) four cans, with consideration of three in the future. The
41 Administration's proposal took into consideration inflation, increased costs of fuel and other increased costs of living.

42
43 To Mr. Starr, Mr. Abbott responded that Mr. Madden would be officially confirmed as the new SWS Director at the
44 February 12th Assembly Meeting.

45
46 and the main motion, as amended, was passed, 10-1.

47
48 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Johnston, Birch, Bauer, Selkregg and Claman.

49 NAYES: Ossiander.

50
51 **12. APPEARANCE REQUESTS** None.

52
53 **13. CONTINUED PUBLIC HEARINGS**

- 54 13.A. Ordinance No. AO 2007-174, an ordinance repealing and reenacting **Anchorage Municipal Code**
55 **Title 23** to adopt 2006 and other recent editions, and enacting local amendments of the following
56 codes: administrative; building; mechanical; plumbing; electrical; fire; fire protection service outside
57 service areas; energy conservation; existing buildings; Anchorage dangerous buildings; safety code
58 for elevators and escalators; safety standard for platform lifts and stairway chairlifts; residential; school
59 relocatables; mobile aircraft shelters; grading, excavation and fill; and fuel gas; Development Services.
60 1. Assembly Memorandum No. AM 776-2007. (*Continued from 1-22-08*)

61
62 Chair Coffey read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public
63 Hearing and called for a motion.

64
65 Mr. Sullivan moved, *to approve* AO 2007-174,
66 Mr. Claman seconded,
67

68 Chair Coffey stated for the record that a section of AMC Title 23 would be amended, to add the requirement of an
69 automatic sprinkler system being installed in places like restaurants, bars, nightclubs, churches and other places that
70 originally had pertained to 300 people and now pertained to groups of 100 people. To Mr. Traini, Chair Coffey stated
71 this was mentioned in the memorandum dated January 25th, from Development Services Director Ron Thompson to
72 the Anchorage Assembly, entitled 'Significant Changes.' Anchorage Fire Chief Craig Goodrich responded the State of
73 Alaska had adopted the new code and the Municipality needed to comply with the new requirement. Chair Coffey
74 stated there would be associated costs that would impact the community. Some churches would have to install
75 holding tanks and sprinkler systems.

76
77 Mr. Traini supported the measure. Churches usually did not pay taxes and received all benefits of city services,
78 including the Fire Department responding to fires.

1
2 To Mr. Sullivan, Chief Goodrich responded that structures with meeting spaces of 1500 to 4500 square feet were the
3 places that would predominately be affected. It would involve impacts to some restaurants and churches. This would
4 be effective when existing properties did major renovations and for new construction. Chief Goodrich responded this
5 would affect all establishments and there were no allowances to ground floor establishments.
6

7 Dr. Selkregg stated there had been some devastating fires to commercial facilities around the country and she
8 supported the new code.
9

10 and this motion was passed, 10-0.

11
12 AYES: Tesche, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.

13 NAYES: None.

14 (Clerk's Note: Mr. Traini was temporarily out of Chambers at the time of the vote.)
15

16 13.B. Ordinance No. AO 2008-9, an ordinance of the Anchorage Municipal Assembly amending Chapter
17 7.25 of the Anchorage Municipal Code (**Disposition of Disposable Property**) authorizing the orderly
18 disposition of surplus fire apparatus and emergency medical vehicles to registered fire departments
19 within the State of Alaska; Assemblymember Tesche.

20 1. Assembly Memorandum No. AM 33-2008. (Continued from 1-22-08)
21

22 Chair Coffey read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public
23 Hearing and called for a motion.
24

25 Mr. Tesche moved, *postpone indefinitely* AO 2008-9,
26 Ms. Ossiander seconded,
27

28 Mr. Tesche distributed a memorandum from Fire Chief Goodrich and explained that there were already agreements
29 and mechanisms in place that appropriately gave authority to the Anchorage Fire Department, to dispose of
30 surplussed fire and emergency apparatus for the needs of the local community.
31

32 Mr. Starr supported postponing indefinitely. Things had been clarified and resolved without a code change.
33

34 and this motion was passed without objection, 11-0.
35

36 13.C. Resolution No. AR 2007-195, a resolution of the Municipality of Anchorage granting **KAPP, LLC** a ten-
37 year real property tax exemption and a consecutive five-year tax deferral for redevelopment of certain
38 deteriorated real property subject to certain conditions precedent; Assemblymember Tesche.
39 (Continued from 9-25-07; Carried Over from 11-6-07; Continued from 11-13-07, Continued to 3-18-08)
40

41 Chair Coffey read the resolution title and opened Public Hearing. He reported that he had been asked that this matter
42 be continued for six weeks, to allow the proponent to work out an issue with the Federal Regulatory Energy
43 Commission (FERC). Mr. Tesche moved to continue and stated this would be the last time the matter would be
44 continued.
45

46 Mr. Tesche moved, *to Continue* Public Hearing on AR 2007-195 to March 18,
47 Mr. Claman seconded, 2008, with the stipulation that this would be the last
48 and this was passed without objection, 11-0. continuation,
49

50 14. NEW PUBLIC HEARINGS

51 14.A. Ordinance No. AO 2008-2, an ordinance of the Municipality of Anchorage, Alaska, providing for,
52 authorizing and approving the issuance of **Subordinate Lien Port Revenue Notes (Commercial**
53 **Paper)** for the Port of Anchorage in one or more series in the aggregate principal amount of not to
54 exceed \$215,000,000 for the purpose of providing funds to finance certain port capital projects;
55 Finance.
56

57 1. Assembly Memorandum No. AM 18-2008.
58

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

62 Dr. Selkregg moved, *to approve* AO 2008-2,
63 Mr. Claman seconded,
64

65 Dr. Selkregg stated that this was a necessary step for long-term viability and would provide the link for resources from
66 throughout the world to Anchorage and all of Alaska. This would ensure the port would be able to respond to the
67 changing needs of the shipping industry. She urged a YES-vote on the ordinance.
68

69 Mr. Traini stated that about 85% of all goods coming to Alaska used the Port of Anchorage, which needed to be
70 maintained and he supported increasing the amount. He thanked Port Director Governor Bill Sheffield for his efforts.
71

72 To Mr. Starr, Governor Sheffield reported that port tariffs and preferential use agreements were put into place every
73 five years. The tariff increase was to pay for the increased cost of living and cost of doing business and was not
74 intended to pay for construction of the port. The port was built 50 years ago and had been predicted to last 25 years.
75 Needs were growing for more fuel, more containers and a more aggressive military program. If there was a gas line,
76 the port would be busy. The possibility of increased income would go up considerably as more land was acquired for
77 expansion. The port would be able to stand alone without the military. Elmendorf Air Force Base maintained a direct
haul road to the port which would be improved over time and used for all military access. Modifications that would be

1 required for the new ferry would be added to the southern end of the new docks and would be paid for by the
2 Matanuska-Susitna Borough.

3
4 Mr. Birch stated that a letter from Mark Marlow with Jaguar Development indicated there was a \$500,000 contention
5 with Alaska Interstate Construction, concerning gravel from the Hollywood Vista Development. Governor Sheffield
6 responded the port had entered into an agreement with the city to buy gravel from Hollywood Vista, which had been
7 delivered to the port. He responded that he was aware of the dispute, but the port had fulfilled all responsibilities and
8 obligations. Chair Coffey responded the matter would be heard by the ACDA Development Committee and would be
9 resolved. It did not involve the port, but was a dispute between the Municipality and Mr. Marlow or his company, to
10 determine who was responsible for the payment to AIC. Mr. Birch thanked Governor Sheffield for his insight on the
11 matter.

12
13 Mr. Traini stated the connection road from Elmendorf Air Force Base offered good access to the port and eliminated
14 downtown traffic and security risks. He thanked Governor Sheffield for his efforts.

15
16 Dr. Selkregg thanked Governor Sheffield for his thorough briefings and information provided to the Assembly. The port
17 was an important development that would involve phasing and she complimented the Governor for his approach and
18 accomplishments. Governor Sheffield responded that Southwest had been very helpful with all dealings.

19
20 Chair Coffey stated that Governor Sheffield's briefings of the port expansion were thorough, professional and difficult
21 questions had been addressed appropriately. The Governor's bringing to the Assembly a methodology of financing,
22 was appropriate for port expansion. Governor Sheffield had given the city the opportunity to proceed quickly or slowly,
23 as the needs arise. Chair Coffey thanked him for his well done efforts.

24
25 and this motion was passed, 11-0.

26
27 AYES: Tesche, Traini, Sullivan, Starr, Coffey, Ossiander, Johnston, Birch, Bauer, Selkregg and Claman.
28 NAYES: None.

29
30 Mr. Sullivan requested a Point of Personal Privilege, which was granted by Chair Coffey. Mr. Sullivan stated that he
31 had an ordinance for introduction. Chair Coffey assigned AO 2008-31 as 9.F.15.

32
33 *(Clerk's Note: See 9.F.15 for details of introduction and discussion of AO 2008-31.)*

34
35 **15. SPECIAL ORDERS** None.

36
37 **16. UNFINISHED AGENDA** None.

38
39 **17. AUDIENCE PARTICIPATION** None.

40
41 **18. ASSEMBLY COMMENTS** None.

42
43 **19. EXECUTIVE SESSIONS** None.

44
45 **20. ADJOURNMENT**

46
47 Chair Coffey called for a motion to adjourn the meeting.

48
49 Ms. Ossiander moved, to adjourn the Regular Assembly Meeting,
50 Mr. Sullivan seconded,
51 and this was passed without objection.

52
53 The Regular Assembly Meeting was adjourned at 8:35 p.m.

54
55
56
57
58
59 *See Archived Document for Signatures*

60
61 _____
62 DAN COFFEY, Assembly Chair

63 ATTEST:

64
65
66
67
68 *See Archived Document for Signatures*

69
70 _____
71 BARBARA GRUENSTEIN, Municipal Clerk
72 Date Minutes Amended and Approved: February 26, 2008.
73 MC/BG

74 *(Approved Meeting Minutes can be viewed online on the Municipal Web Site, www.muni.org~Assembly~Minutes~year~month/day*
75 *or copies are available from the Municipal Clerk's Office, 632 West 6th Avenue, Suite 250, Anchorage, Alaska, (907)343-4505)*

76