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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 December 2, 2008

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1. CALL TO ORDER

The Assembly Meeting of December 2, 2008 was convened by Chair Claman at 5:00 p.m. in Assembly Chambers, Room 108 of the Loussac Library, 3600 Denali Street in Anchorage, Alaska.

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

PRESENT: William Starr, Mike Gutierrez, Elvi Gray-Jackson, Chris Birch, Matt Claman, Sheila Selkregg, Harriet Drummond, Patrick Flynn, Jennifer Johnston and Dan Coffey.

ABSENT: Debbie Ossiander, excused.

3. PLEDGE OF ALLEGIANCE Assemblymember Gutierrez led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – September 9, 2008.

Mr. Coffey moved, to approve the Meeting Minutes of September 9, 2008.
Ms. Drummond seconded,
and the motion passed, 10-0.

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

NAYS: None.

ABSENT: Ossiander, excused.

4.B. Regular Meeting – September 30, 2008.

Mr. Flynn moved, to approve the Meeting Minutes of September 30, 2008.
Mr. Birch seconded,
and the motion passed, 9-0.

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

NAYS: None.

ABSENT: Ossiander, excused.

ABSTAIN: Claman, as an excused absence on September 30th.

5. MAYOR'S REPORT There was no report.

6. ASSEMBLY CHAIR'S REPORT

Chair Claman introduced newly appointed and reappointed board and commission members present, including Terrance Kelly to the Municipal Ethics Commission; Fayedra Cole to the Library Advisory Board; David Wigglesworth to the Parks and Recreation Commission, and; David Nyman, Holly Kent, Daniel Billman, Rick Sinnott and Heather Dean to the Watershed and Natural Resources Advisory Commission. Chair Claman thanked the members for their service.

7. COMMITTEE REPORTS

Mr. Coffey reported that he and Mr. Flynn would meet on December 3rd to complete the Legislative Program. The Generation, Transmission and Distribution Workgroup would meet on December 4th. The financial baselines were complete and the Committee would be examining the next step (*in a potential Municipal Light & Power and Chugach Electric Association merger*).

Mr. Flynn reported that he had attended the Anchorage Convention and Visitors Bureau Board Meeting in November. The visitor industry was unsure of the upcoming year, with the predicted downturn in the economy, but the early season booking figures were surprisingly strong. He would keep the body apprised of additional details.

1 Ms. Drummond reported that the Title 21 Committee would finish amendments to Chapter 3 on Thursday, December
2 4th from 9:30 to 11:30 a.m. in the Planning Department Conference Room. She reported that the Youth Succeed in
3 Life Workgroup would meet December 3rd at the Anchorage School District Building at 2525 C Street.

4
5 Dr. Selkregg reported the Housing Workgroup of the Community and Economy Development Committee met
6 December 1st to discuss strategies to encourage workforce housing. The Committee would report to the Assembly at
7 a worksession in January.

8
9 Ms. Gray-Jackson reported that the Budget and Finance Committee Meeting scheduled for December 18th had been
10 cancelled and was rescheduled for Wednesday, December 10th. The Committee would review a resolution that was
11 on the Agenda for introduction that evening. The Committee had received a request to discuss Municipal leases and
12 she requested the Administration's recommendation for a good time to address those matters.

13
14 Mr. Gutierrez reported there was a Public Safety Committee Meeting scheduled for Wednesday, December 10th from
15 noon to 1:00 p.m. in Room 240 in City Hall. The topic of discussion would be ignition interlock devices for Driving
16 Under the Influence (DUI) enforcement. Mr. Starr questioned when the bear initiative would be discussed by the
17 Public Safety Committee. Mr. Gutierrez responded that he would let the body know when there was time for the
18 Committee to discuss the matter.

19
20 Mr. Starr reported that the December 1st Audit Committee Meeting had received a preliminary report from Municipal
21 Auditor Peter Raiskums on his findings of compliance to Municipal Code concerning details of contract changes and
22 amendments.

23
24 To Chair Claman, Mr. Raiskums responded that his audit would be issued to the Mayor's Office and to the Assembly
25 once the Administration responses to his findings were included in the report.

26
27 To Mr. Coffey, Mr. Raiskums responded that he was waiting for responses from the Administration.

28
29 To Mr. Birch, Mr. Raiskums responded that his audit report would be published after he received and incorporated the
30 requested Administration responses. He did not remember a deadline being set for Administration responses.

31
32 Dr. Selkregg requested clarification on the number of votes required to change the (Assembly) Chair.

33
34 Mr. Coffey reported that the Assembly would address an ordinance that evening that dealt with internal procedures of
35 the Assembly. To Chair Claman's request, Municipal Clerk Barbara Gruenstein read Mr. Starr's email, dated
36 December 2nd, requesting a written response and clarification to the number of Assemblymember votes required to
37 reorganize the body leadership. She read her response, indicating that, as Municipal Clerk and Parliamentarian, she
38 could advise the Assembly, but Assembly action was the final word. She had responded that she was not completely
39 comfortable with Counsel's legal interpretation that, since the process of mid-cycle reorganization was not definitively
40 spelled out, Robert's Rules governed. Robert's required 8 votes and the regular process, 6. Mr. Starr requested that
41 his additional email, requesting clarification on procedural precedence, also be forwarded to all members.

42 43 8. ADDENDUM TO AGENDA

44
45 Chair Claman called for a motion and read the Addendum items. He called for additional items and AR 2008-313, AR
46 2008-312, AO 2008-131, AO 2008-132, AO 2008-133, AO 2008-134 and AO 2008-135 were added and assigned as
47 9.B.6, 9.B.7, 9.F.17, 9.F.18, 9.F.19, 9.F.20 and 9.F.21, respectively. Chair Claman called for a vote to incorporate the
48 items in the Consent Agenda.

49
50 Mr. Coffey moved, to approve the inclusion of the Addendum items
51 Mr. Gutierrez seconded, into the Consent Agenda.
52 and this passed without objection.

53
54 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.

55 NAYS: None.

56 ABSENT: Ossiander, excused.

57
58 Chair Claman called for a motion on the Consent Agenda.

59
60 Mr. Coffey moved, to approve the Consent Agenda.
61 Ms. Drummond seconded,

62
63 Chair Claman called for Assemblymembers to request items be pulled and moved to the Regular Agenda for
64 discussion.

65 66 9. CONSENT AGENDA

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

68 69 9.B. RESOLUTIONS FOR ACTION - OTHER

70 9.B.1. Resolution No. AR 2008-294, a resolution of the Municipality of Anchorage appropriating \$24,997 from
71 the Department of Military and Veterans' Affairs, Division of Homeland Security and Emergency
72 Management and contribution of \$968 from Anchorage Areawide Operating Fund (101) Municipal
73 Manager Department, Office of Emergency Management 2008 Operating Budget to the State
74 Categorical Grants Fund (231) for support of **Citizen Corps Program grant (CCP) activities** in the
75 Municipal Manager Department, Office of Emergency Management.

76 a. Assembly Memorandum No. AM 818-2008.

77 9.B.2. Resolution No. AR 2008-295, a resolution of the Anchorage Assembly approving **updated Records**
78 **Retention Schedules** for the Development Services Department, Public Transportation Department,

Anchorage Police Department, Parks and Recreation Department, Office of Equal Opportunity and Treasury Division in accordance with Municipal Policy and Procedure 52-2, Information Technology Department.

Ms. Gray-Jackson requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.B.2)

- 9.B.3. Resolution No. AR 2008-308, a resolution of the Municipality of Anchorage providing for the appropriation of \$20,000 from Target Corporation to the Department of Economic and Community Development, Miscellaneous Operational Grants (261), for the **Community Read Program 2009, Library. (Addendum)**
a. Assembly Memorandum No. AM 831-2008.
- 9.B.4. Resolution No. AR 2008-309, a resolution appropriating \$22,419 from Amendment Number Four to a Transfer of Responsibilities Agreement (TORA) between the State of Alaska Department of Transportation and Public Facilities (ADOT&PF) and the Municipality of Anchorage (MOA), and a match contribution of \$2,709 from the 2008 Traffic Department Operating Budget, Areawide General Fund (101), to the State Categorical Grants Fund (231) under the Municipal Traffic Department for the **Midtown District Plan. (Addendum)**
a. Assembly Memorandum No. AM 832-2008.
- 9.B.5. Resolution No. AR 2008-310, a resolution of the Municipality of Anchorage providing for the appropriation of \$1,670 from the State of Alaska, Department of Education, Division of State Libraries, \$1,000 from the City of Palmer, and \$1,000 from the Alaska Resource Library & Information Services (ARLIS) to the Office of Economic and Community Development, State Grants Fund (231), \$1,500 from the City of Wasilla to the Office of Economic and Community Development, Miscellaneous Operational Grants (261), and an Operating Budget match from the Office of Economic and Community Development, Areawide General Fund (101) of \$1,357 for **Zingtrain Customer Service Grant, Library.**
a. Assembly Memorandum No. AM 836-2008. (Addendum)
- 9.B.6. Resolution No. AR 2008-313, a resolution of the Anchorage Municipal Assembly relating to Assembly **ratification of contracts and amendments** in compliance with AMC 3.70.130; Assemblymembers Starr and Birch. P.H. set for 12-16-08 (**Laid on the Table**)

Dr. Selkregg requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.B.6)

- 9.B.7. Resolution No. AR 2008-312, a resolution of the Anchorage Municipal Assembly requesting that the State of Alaska should fund the **Center for Drug Problems** in the FY10 at a level that would allow them to clear their waiting list; Assemblymember Gutierrez. (**Laid on the Table**)
- 9.C. BID AWARDS**
- 9.C.1. Assembly Memorandum No. AM 718-2008, recommendation of award to Earhart Roofing Company, Inc. for the **partial roofing replacement of the Loussac Library** for the Municipality of Anchorage, Maintenance & Operations Department (ITB 28-C069) (\$543,000), Purchasing.
- 9.D. NEW BUSINESS**
- 9.D.1. Assembly Memorandum No. AM 809-2008, **Board of Ethics** appointment (Terrence Kelly), Mayor's Office.
- 9.D.2. Assembly Memorandum No. AM 810-2008, **Eagle River-Chugiak Parks and Recreation Board of Supervisors** appointment (Scott Bailey), Mayor's Office.
- 9.D.3. Assembly Memorandum No. AM 811-2008, **Historic Preservation Commission** appointment (Bobbie Bianchi), Mayor's Office.
- 9.D.4. Assembly Memorandum No. AM 812-2008, **Library Advisory Board** Appointment (Fayedra Cole), Mayor's Office.
- 9.D.5. Assembly Memorandum No. AM 813-2008, **Parks and Recreation Commission** appointment (David Wigglesworth), Mayor's Office.
- 9.D.6. Assembly Memorandum No. AM 814-2008, **Women's Commission** appointment (Rhonda Johnson), Mayor's Office.
- 9.D.7. Assembly Memorandum No. AM 815-2008, **Watershed and Natural Resources Advisory Commission** appointments (Daniel Billman, Dan Bosch, Tamas Deak, Heather Dean, Brett Jokela, Holly Kent, David Nyman, William Rice, and Rick Sinnott), Mayor's Office.
- 9.D.8. Assembly Memorandum No. AM 816-2008, **Municipal Light and Power Authority Board of Directors** appointments (Michael K. Abbott, Wilfred Abbott, Raj Bhargava, Ted Carlson, Mark Foster, Johnny Gibbons, Mark Wiggan, and Charles Wohlforth), Mayor's Office.
- 9.D.9. Assembly Memorandum No. AM 808-2008, **2009/2010 Liquor License Renewals**: T.G.I. Fridays #4279, Garcia's Cantina #2275, Sea Galley #1666, Double Musky #1551, Simon & Seafort's Saloon & Grill #1050, The Cabin Tavern #970, Pioneer Bar #866, F Street Station #762, The Bradley House #814, King's X Lounge #615, The Blue Fox #140, Barry's Baranof Lounge #93 – Beverage Dispensary; Gumbo House #4275, Bella Vista Pizzeria & Restaurant #107, El Rodeo Mexican Restaurant #3082, Ichiban Restaurant #2113, Yamato Ya Restaurant #1617, Twin Dragon #733 – Restaurant/Eating Place; Y2K Liquor Dimond Jims #2926 – Package Store (Fairview, Chugiak, University Place, Bayshore/Klatt, Downtown, Northeast, South Addition, Girdwood, Midtown, Campbell Park, Eagle River, Taku/Campbell), Clerk's Office.

Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.D.9)

- 9.D.10. Assembly Memorandum No. AM 817-2008, approval of contract award for **Westlaw Computer Assisted Legal Research Services** to West Group, Inc. for the Department of Law in an amount Not To Exceed \$90,360, Department of Law.
- 9.E. INFORMATION AND REPORTS**

1 9.E.1. Information Memorandum No. AIM 96-2008, AWWU Regulatory Report – Outstanding Regulatory
2 Matters.

3
4 **9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

5 9.F.1. Ordinance No. AO 2008-128, an ordinance of the Anchorage Assembly repealing Ordinances 82-201
6 and 2000-62 concerning **Tracts D-1A and D-5A, Tudor Center Subdivision**, and amending the
7 zoning map, and providing for the rezoning of approximately 2.82 acres, from R-O SL (Residential
8 Office) with Special Limitations to R-O SL (Residential Office) with Special Limitations to modify the
9 maximum building height from two to three stories, for Tract D-1A and D-5A, Tudor Center
10 Subdivision, generally located north of Tudor Centre Drive and east of Elmore Road (University Area
11 Community Council) (Planning and Zoning Commission Case 2008-122), Planning Department. P.H.
12 1-6-09.

13 a. Assembly Memorandum No. AM 819-2008.

14 9.F.2. Resolution No. AR 2008-296, a resolution of the Municipality of Anchorage appropriating \$673,553
15 from the Anchorage Fire Department, Anchorage Fire Service Area Capital Improvement Fund (431),
16 as a contribution to the Anchorage Fire Department, Anchorage Fire Service Area 2008 Operating
17 Budget Fund (131), to pay off an existing, third-party emergency response fire apparatus
18 lease/purchase obligation and properly account for all associated **debt service payments**. P.H. 12-
19 16-08.

20 a. Assembly Memorandum No. AM 820-2008.

21 9.F.3. Resolution No. AR 2008-297, a resolution of the Municipality of Anchorage appropriating \$2,124,295
22 from the Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
23 Management and contribution of \$82,721 from Anchorage Areawide Operating Fund (101) Municipal
24 Manager Department, Office of Emergency Management 2008 Operating Budget to the Areawide
25 General CIP Fund (401) for support of **Public Safety Interoperable Communications grant (PSIC)**
26 **activities** in the Municipal Manager Department, Office of Emergency Management. P.H. 12-16-08.

27 a. Assembly Memorandum No. AM 821-2008.

28 9.F.4. Resolution No. AR 2008-298, a resolution appropriating \$350,421 as a grant from the State of Alaska,
29 Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
30 Management, to the Areawide General CIP Fund (401) for **seismic sprinkler bracing** for the Seismic
31 Retrofit Project, Maintenance and Operations Department. P.H. 12-16-08.

32 a. Assembly Memorandum No. AM 822-2008.

33 9.F.5. Resolution No. AR 2008-299, a resolution appropriating \$152,482 as a grant from the State of Alaska,
34 Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
35 Management, to the Areawide General CIP Fund (401) for the **Sullivan Arena seismic sprinkler**
36 **bracing** for the Seismic Retrofit Project, Maintenance and Operations Department. P.H. 12-16-08.

37 a. Assembly Memorandum No. AM 823-2008.

38 9.F.6. Resolution No. AR 2008-300, a resolution appropriating \$207,724 as a grant from the Department of
39 Homeland Security FEMA for implementation of equipment and infrastructure as part of the **2008 Port**
40 **of Anchorage Security Program**. P.H. 12-16-08.

41 a. Assembly Memorandum No. AM 824-2008.

42 9.F.7. Resolution No. AR 2008-301, a resolution of the Municipality of Anchorage accepting and
43 appropriating a Federal Health and Human Services grant award through the State of Alaska, the
44 Department of Health and Social Services in the amount of \$572,250 to the State Categorical Grants
45 Fund (231) for **Coordinated Senior Transportation Services** within the Municipality of Anchorage,
46 Public Transportation Department. P.H. 12-16-08.

47 a. Assembly Memorandum No. AM 825-2008.

48 9.F.8. Resolution No. AR 2008-302, a resolution of the Municipality of Anchorage appropriating \$172,461 to
49 the Federal Grants Fund (241), from U.S. Department of Transportation and \$6,835 to the Areawide
50 General Fund (101) and contribution of this amount to the Federal Grants Fund (241) to assist in the
51 funding of employment related **Coordinated Transportation Services** for low income individuals
52 within the Municipality of Anchorage, Public Transportation Department. P.H. 12-16-08.

53 a. Assembly Memorandum No. AM 826-2008.

54 9.F.9. Resolution No. AR 2008-303, a resolution of the Municipality of Anchorage providing for **revisions to**
55 **the 2008 General Government Operating Budget** to provide 2008 appropriations commensurate
56 with 2008 expenditures for various departments and funds, Office of Management & Budget. P.H. 12-
57 16-08.

58
59 Ms. Gray-Jackson reported that this resolution would be discussed at the Budget and Finance Committee Meeting,
60 scheduled for December 10, 2008 from 12:00 to 1:30 p.m.

61
62 9.F.10. Resolution No. AR 2008-305, a resolution of the Municipality of Anchorage **revising the approved**
63 **2008 Merrill Field Airport Operating Budget** to reflect an increase in depreciation expense, Merrill
64 Field Airport. P.H. 12-16-08.

65 a. Assembly Memorandum No. AM 827-2008.

66 9.F.11. Resolution No. AR 2008-306, a resolution ratifying a five year collective bargaining agreement
67 between the Municipality of Anchorage and the **International Association of Fire Fighters, Local**
68 **Union 1264**, Employee Relations Department. P.H. 12-16-08.

69 a. Assembly Memorandum No. AM 829-2008.

70 9.F.12. Resolution No. AR 2008-307, a resolution approving and ratifying a five year collective bargaining
71 agreement between the Municipality of Anchorage and the **Anchorage Police Department**
72 **Employees Association**, Employee Relations Department. P.H. 12-16-08.

73 a. Assembly Memorandum No. AM 830-2008.

74 9.F.13. Resolution No. AR 2008-304, a resolution recommending **selection of a site in Southwest**
75 **Anchorage for a middle school**, consisting of an approximate 25-acre portion of Tract 9A, WestPark
76 Subdivision School Addition, located within the SE1/4 and SW1/4 of Section 9, T12N, R4W, S.M.,
77 Alaska, Planning Department. P.H. 12-16-08.

78 a. Assembly Memorandum No. AM 828-2008.

- 1 9.F.14. Ordinance No. AO 2008-129, an ordinance amending Anchorage Municipal Code Section 17.25.060.
- 2 regarding fee exemptions for rescue groups and Section 17.70.010 Animal Care and Control Fee
- 3 Schedule regarding **Adoption Fees**, Health and Human Services. P.H. [1-6-09] 12-16-08.
- 4 **(Addendum)**
- 5 a. Assembly Memorandum No. AM 833-2008.

6
7 The Administration requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.F.14)

- 8
- 9 9.F.15. Ordinance No. AO 2008-130, an ordinance submitting to the qualified voters residing in the Hidden Hill
- 10 Subdivision and the Hidden Hills Subdivision, Addition No. 1, a ballot proposition to create a new street
- 11 light service area designated as the **Hidden Hills Street Light Service Area (SLSA)**, and, upon voter
- 1 approval, accordingly amend Anchorage Municipal Code Section (AMC) 27.30.700 and automatically
- 1 consolidate the Hidden Hills SLSA with the Eagle River SLSA, effective retroactive to January 1, 2009,
- 1 Maintenance & Operations Department. P.H. 1-6-09. **(Addendum)**
- 15 a. Assembly Memorandum No. AM 834-2008.
- 16 9.F.16. Assembly Memorandum No. AM 835-2008, **Anchorage Water and Wastewater Utility Board of**
- 17 **Directors** appointment (Tom Chapple), Mayor's Office. Action Date: 12-16-08. **(Addendum)**
- 18 9.F.17. Ordinance No. AO 2008-131, an ordinance of the Anchorage Municipal Assembly amending
- 19 Anchorage Municipal Code Section 2.30.010 regarding **Organization of the Assembly**;
- 20 Assemblymembers Coffey, Johnston and Starr. P.H. 1-20-09 **(Laid on the Table)**
- 21

22 Dr. Selkregg requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.F.17)

- 23
- 24 9.F.18. Ordinance No. AO 2008-132, an ordinance authorizing acquisition of a portion of Tract 9A, Westpark
- 25 Subdivision School Addition, at the request of and funded by the Anchorage School District, for six
- 26 million two hundred fifty thousand dollars (\$6,250,000), and authorizing acquisition of the remainder of
- 27 Tract 9A, Westpark Subdivision School Addition and Tract 10, **Kincaid Estates** for exchange for an
- 28 exclusive license valued at three million dollars (\$3,000,000) to fill and [coutour] contour municipally
- 29 owned parcel 7A, Westpark Subdivision School Addition; Real Estate Services.
- 30 a. Assembly Memorandum No. AM 834-2008. P.H. 12-16-06 **(Laid on the Table)**
- 31

32 Chair Claman corrected [coutour] 'contour' in the title. Mayor Begich requested a December 16th Public Hearing date.

- 33
- 34 9.F.19. Ordinance No. AO 2008-133, an ordinance of the Anchorage Municipal Assembly amending
- 35 Anchorage Municipal Code Section 3.70.130 regarding Assembly approval of **collective bargaining**
- 36 **contracts, amendments, and administrative letters**; and adding a new section to the Municipal
- 37 Code prohibiting implementation in violation of 3.70.130; Assemblymembers Starr, Johnston and
- 3 Coffey. P.H. 1-20-09. **(Laid on the Table)**
- 3 9.F.20. Ordinance No. AO 2008-134, an ordinance repealing and re-enacting Anchorage Municipal Code
- 4 Chapters 23.10 to adopt the Anchorage Administrative Code, the 2008 Version of **the National**
- 4 **Electrical Code (NEC)**, and local amendments, effective January 1, 2009. P.H. 12-16-08 **(Laid on**
- 4 **the Table)**
- 42
- 43

44 Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.F.20)

- 45
- 46 9.F.21. Ordinance No. AO 2008-135, an ordinance amending Anchorage Municipal Code Chapter 3.70
- 47 regarding Assembly Approval of **Collective Bargaining Agreements, Amendments and**
- 48 **Administrative Letters** retroactive to December 1, 2008. P.H. 1-20-09. **(Laid on the Table)**
- 49

50 The Administration requested this item be pulled for review on the Regular Agenda. (See Agenda item 10.F.21)

51	Mr. Coffey moved,	to incorporate all Laid on the Table items into the Consent
52	Mr. Gutierrez seconded,	Agenda (Clerk's Note: This included AR 2008-313, AR 2008-
53	and this was approved without objection.	312, AO 2008-131, AO 2008-132, AO 2008-133, AO 2008-
54		134, and AO 2008-135).

55
56
57 Chair Claman called for a vote on the remainder of the Consent Agenda.

58 and this motion, as amended, was passed.

- 59
- 60
- 61 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
- 62 NAYS: None.
- 63 ABSENT: Ossiander, excused.
- 64

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

66
67 **END OF CONSENT AGENDA**

68
69 **10. REGULAR AGENDA**

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

71
72 **10.B. RESOLUTIONS FOR ACTION - OTHER**

73 **10.B.2. Resolution No. AR 2008-295**, a resolution of the Anchorage Assembly approving **updated Records**

74 **Retention Schedules** for the Development Services Department, Public Transportation Department,

75 Anchorage Police Department, Parks and Recreation Department, Office of Equal Opportunity and

76 Treasury Division in accordance with Municipal Policy and Procedure 52-2; Information Technology

77 Department.

78

1 Ms. Gray-Jackson moved, to approve AR 2008-295.
2 Mr. Gutierrez seconded,
3

4 To Ms. Gray-Jackson, Information Technology (IT) Director Fred Carpenter responded that the city was using
5 electronic methods for the retention schedules, which would save paper, staff time and money. Ms. Gray-Jackson
6 thanked Mr. Carpenter and IT staff for the improvements that would save money.
7

8 and the motion passed, 10-0,
9 with Ms. Ossiander as an excused absence.

10 10.B.6. Resolution No. AR 2008-313, a resolution of the Anchorage Municipal Assembly relating to **Assembly**
11 **ratification of contracts and amendments** in compliance with AMC 3.70.130; Assemblymembers
12 Starr and Birch. P.H. 12-16-08. (*Laid on the Table*)
13
14

15 Dr. Selkregg moved, to approve AR 2008-313 with Public Hearing set for
16 Mr. Coffey seconded, December 16, 2008.
17

18 Mr. Birch requested to be added as a cosponsor.
19

20 Dr. Selkregg stated that this item had been Laid on the Table that evening and she requested additional information.
21 Municipal Manager Michael Abbott requested the item be postponed to the bottom of the Consent Agenda.
22

23 Mr. Coffey moved, to take up AR 2008-313 at the bottom of the Consent
24 Mr. Gutierrez seconded, Agenda.
25 and this passed without objection, 10-0.
26

27 *(Clerk's Note: Upon Completion of item 14.T, Chair Claman returned the body to complete Assembly Action on 9.B.6.)*
28

29 Mr. Flynn requested consideration of continuing the matter to a later date.
30

31 Mr. Starr stated this was something that needed to be addressed. There may be many ramifications to the labor
32 contracts.
33

34 Mr. Flynn moved, to change AR 2008-313 Public Hearing [42-46-08] 1-20-09.
35 Mr. Gutierrez seconded,
36

37 Mr. Coffey opposed postponing this resolution. The ordinance submitted that evening (*AO 2008-313*) would codify the
38 handling of side agreements, but this would express the Assembly's intent for the next six weeks.
39

40 Mayor Begich stated that he would be happy to cosponsor the resolution.
41

42 Dr. Selkregg supported passing the resolution that evening.
43

44 and the motion failed, 5-5.
45

46 AYES: Gutierrez, Gray-Jackson, Claman, Selkregg and Drummond.

47 NAYS: Starr, Birch, Flynn, Johnston and Coffey.

48 ABSENT: Ossiander, excused.
49

50 *(Clerk's Note: Dr. Selkregg requested reconsideration, but there was no time left in the Meeting and Mr. Gutierrez*
51 *moved to adjourn. See Agenda item 20 for details of Adjournment.)*
52

53 **10.C. BID AWARDS** None were pulled for review.
54

55 **10.D. NEW BUSINESS**

56 10.D.9. Assembly Memorandum No. AM 808-2008, 2009/2010 Liquor License Renewals: T.G.I. Fridays
57 #4279, Garcia's Cantina #2275, Sea Galley #1666, Double Musky #1551, Simon & Seafort's Saloon &
58 Grill #1050, The Cabin Tavern #970, Pioneer Bar #866, F Street Station #762, The Bradley House
59 #814, King's X Lounge #615, The Blue Fox #140, Barry's Baranof Lounge #93 – Beverage
60 Dispensary; Gumbo House #4275, Bella Vista Pizzeria & Restaurant #107, El Rodeo Mexican
61 Restaurant #3082, Ichiban Restaurant #2113, Yamato Ya Restaurant #1617, Twin Dragon #733 –
62 Restaurant/Eating Place; Y2K Liquor Dimond Jims #2926 – Package Store (Fairview, Chugiak,
63 University Place, Bayshore/Klatt, Downtown, Northeast, South Addition, Girdwood, Midtown, Campbell
64 Park, Eagle River, Taku/Campbell); Clerk's Office.
65

66 Mr. Coffey moved, to approve AM 808-2008.
67 Dr. Selkregg seconded,
68

69 Mr. Coffey declared a possible conflict of interest because T.G.I. Fridays #4279 was a client. Chair Claman stated that
70 because T.G.I. Fridays was a client and because Mr. Coffey had a financial interest, he ruled that Mr. Coffey had a
71 conflict of interest and ordered that he not participate. There were no objections.
72

73 Mr. Flynn moved, to bifurcate AM 808-2008 by removing T.G.I. Fridays #4279.
74 Dr. Selkregg seconded,
75 and this passed without objection, 9-0,
76 with Ms. Ossiander as an excused absence, and
77 Mr. Coffey abstaining, due to a conflict of interest.
78

1 Mr. Flynn moved, to approve T.G.I. Fridays #4279 in AM 808-2008.
2 Dr. Selkregg seconded,
3 and this passed without objection, 9-0,
4 with Ms. Ossiander as an excused absence, and
5 Mr. Coffey abstaining, due to a conflict of interest.
6
7 and the main motion, as amended, passed, 10-0,
8 with Ms. Ossiander as an excused absence.
9

10 Ms. Drummond stated there were a number of licenses that had violations. Municipal Licensing Clerk Jacqueline Duke
11 responded that it was decided at a Public Safety Committee that APD violations would no longer be included with
1 license renewals and only State Alcoholic Beverage Control (ABC) Board violations involving liquor would be listed.
1 The Police Chief could recommend that a license be protested if it was considered a public safety risk. Mr. Coffey
1 stated that Code provisions stated that a pattern of practice needed to be found to warrant a protest. The ABC Board
15 did a fine job monitoring liquor violations. Ms. Duke stated she had included the number of violations taken up by the
16 ABC Board with each report.

17
18 **10.E. INFORMATION AND REPORTS** None were pulled for review.

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

20 **10.F.14. Ordinance No. AO 2008-129**, an ordinance amending Anchorage Municipal Code Section 17.25.060.
21 regarding fee exemptions for rescue groups and Section 17.70.010 Animal Care and Control Fee
22 Schedule regarding **Adoption Fees**, Health and Human Services. P.H. [1-6-09] 12-16-08.

23 **(Addendum)**

24 a. Assembly Memorandum No. AM 833-2008.

25
26
27 Mr. Coffey moved, to introduce AO 2008-129.
28 Dr. Selkregg seconded,
29 Mr. Gutierrez was the concurring third.
30

31 Municipal Manager Michael Abbott requested that Public Hearing be changed to December 16th because this needed
32 to be approved before the end of the year. Mr. Coffey stated the December 16th Agenda was already full.

33
34 Mayor Begich moved, to change the AO 2008-129 Public Hearing date [~~January 6,~~
35 Mr. Gutierrez seconded, 2009] to "December 16, 2008."

36 and the motion was approved, 9-1,
37 with Mr. Coffey opposed, and
3 Ms. Ossiander as an excused absence.
3

40 **10.F.17. Ordinance No. AO 2008-131**, an ordinance of the Anchorage Municipal Assembly amending
41 Anchorage Municipal Code Section 2.30.010 regarding **Organization of the Assembly**.
42 Assemblymembers Coffey, Johnston and Starr. P.H. [1-20-09] 12-16-08. **(Laid on the Table)**

43
44 Dr. Selkregg moved, to introduce AO 2008-131 with Public Hearing set
45 Mr. Coffey seconded, for January 20, 2009.
46 Ms. Drummond was the concurring third.

47
48 Dr. Selkregg moved, to change AO 2008-131 Public Hearing on [~~January 20, 2009]~~
49 Ms. Gray-Jackson seconded, to "December 16, 2008."
50

51 Dr. Selkregg stated that she planned to step down from her position as Assembly Vice Chair on December 16th. There
52 needed to be clarification on the numbers of votes needed to reorganize the Assembly. She urged a YES-vote.

53
54 and the motion passed, 7-3.

55
56 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Selkregg, Drummond and Johnston.

57 NAYS: Claman, Flynn and Coffey.

58 ABSENT: Ossiander, excused.
59

60 **10.F.20. Ordinance No. AO 2008-134**, and ordinance repealing and re-enacting **Anchorage Municipal Code**
61 **Chapters 23.10** to adopt the Anchorage Administrative Code, the 2008 Version of the National
62 Electrical Code (NEC), and local amendments, effective January 1, 2009. P.H. 12-16-08. **(Laid on**
6 **the Table)**

6
6 Mr. Birch moved, to introduce AO 2008-134 with Public Hearing set for
66 Mr. Starr seconded, December 16, 2008.
67 Ms. Drummond was the concurring third.
68

69 Mr. Coffey stated this was not a time-sensitive matter and he preferred that it not be taken up on the 16th.

70
71 Mr. Coffey moved, to change the AO 2008-134 Public Hearing
72 Ms. Johnston seconded, [~~December 16, 2009]~~ to "January 20, 2009."
73

74 Mr. Starr supported the revised date.
75

76 Municipal Manager Michael Abbott stated the Administration preferred the December 16th Public Hearing date with an
77 effective date of January 1, 2009. The ordinance would bring the Municipal Building Code into compliance with the

1 2006 International Building Codes, required by State Law and did not represent a substantial change. A fee change
2 was included in the 2009 Budget, which would be effective on January 1st.

3
4 Mr. Coffey requested a list of changes, discussion with professionals and a list of changed fees associated with the
5 proposed Code revisions.

6
7 Mr. Flynn stated that the Anchorage Home Builders Association (AHBA) had requested additional time to complete
8 their review. He requested leaving the December 16th Public Hearing date. The AHBA would meet on December 7th
9 and if there were significant objections the Assembly could delay the matter to January.

10
11 Mr. Coffey concurred and urged a NO-vote on the motion.

12
13 and the motion failed unanimously, 0-10,
14 with Ms. Ossiander as an excused absence.

15
16 10.F.21. Ordinance No. AO 2008-135, an ordinance amending Anchorage Municipal Code Chapter 3.70
17 regarding **Assembly Approval of Collective Bargaining Agreements, Amendments and**
18 **Administrative Letters** retroactive to December 1, 2008. P.H. 1-20-09. (*Laid on the Table*)

19
20 Mr. Coffey moved, *to introduce* AO 2008-135 with Public Hearing set for
21 Dr. Selkregg seconded, January 20, 2009.
22 Ms. Drummond was the concurring third.

23
24 Mayor Begich moved, *to change* AO 2008-135 Public Hearing date [~~January-20,~~
25 Mr. Gutierrez seconded, 2009] to December 16, 2008.

26
27 Mayor Begich stated the Administration was in agreement with the Assembly. Contracts that had occurred prior to his
28 Administration would not be his responsibility. The matter could be resolved with a simple resolution saying there
29 would be no side letters, which the Administration supported.

30
31 Mr. Starr stated there were questions that needed to be addressed on both matters. One spoke to criminal violations.
32 Chair Claman stated the decision before the body was setting the Public Hearing date. Mr. Starr stated that divergent
33 opinions hinged on hearing the requested information and legal opinions. Additional resources for external review
34 were needed to flesh out the concerns including financial, legal and the remedy, which may be punishment.

35
36 Chair Claman stated that he had reviewed Code. Additional resources to retain legal services for purposes of
37 investigating injunctive action against the executive branch of the Municipality of Anchorage were required to go
38 through the Procurement Officer. To Mr. Starr, Chair Claman responded that he had not and could not authorize
39 expenditure without consent of the Procurement Officer. Given the complexity of Mr. Starr's request, he was not
40 prepared to take any action that evening and would take the matter under advisement.

41
42 Ms. Johnston opposed changing the Public Hearing date. She wanted to hear the Municipal Auditor's report. The
43 Assembly should not rush through this matter. There would not be time to address the matter on December 16th.

44
45 Mayor Begich stated that if side letters needed to be resolved, it should be taken up as soon as possible. The
46 resolution was meaningless, but he would request to be added as a cosponsor.

47
48 Mr. Coffey Called the Question.

49
50 Chair Claman called for a vote.

51
52 and the motion failed, 4-6.

53
54 AYES: Gutierrez, Gray-Jackson, Selkregg and Drummond.

55 NAYS: Starr, Birch, Claman, Flynn, Johnston and Coffey.

56 ABSENT: Ossiander, excused.

57
58 11. **OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS** There were none.

59
60 **12. APPEARANCE REQUESTS**

61 12.A. **University of Alaska Anchorage Climate Change Action Team.**

62
63 DREW CASEY, a student at the University of Alaska, Anchorage and member of the Climate Change Action Team,
64 testified that Alaska was a most vulnerable area and susceptible to global climate change. Action was needed. He
65 and five other students had completed an Independent Study and had determined that local governments could more
66 accurately address local issues. His class had developed a community action plan for Anchorage, identifying waste
67 management, energy efficiency, energy production, city planning, transportation and education. He reported the
68 Municipality was addressing many things, but a plan with more organization and coordination was needed. Dr.
69 Selkregg invited Mr. Casey to present the Team's plan to the Economic and Community Development Committee.

70
71 12.B. **First Samoan United Methodist Church**, to request refund of real estate taxes already paid and
72 abatement of \$5,726.10 for 2007.

73
74 PAUL NANGLE, representing the First Samoan United Methodist Church, testified the church had been inexperienced
75 with filing a tax exempt status and now requested repayment of city taxes paid in 2006 and waiving the 2007 taxes.
76 The nonprofit church was entitled to a tax-free status. Municipal Attorney Jim Reeves responded that if applying broad
77 principles of law consistently, in this situation there appeared to be no legal obligation to refund the money or waive the
78 tax obligation. Taxes paid became public funds and public funds legally could not be used to support religious

1 organizations. Chair Claman stated that the Assembly had the authority to make the decision whether there would be
2 a gift of taxpayer money. Mr. Flynn stated that he and Ms. Ossiander had studied the matter and understood that a
3 simple resolution would resolve the matter. Mr. Gutierrez stated that this was a paperwork error and repayment should
4 not be considered a gift to a religious organization. The Assembly needed to do the right thing. To Mr. Coffey, Chief
5 Fiscal Officer Sharon Weddleton responded that the Assembly had denied a similar request in the past. Ms. Gray-
6 Jackson stated that she understood the mistake and she also understood the Administration's position. The Assembly
7 would review the matter.

8
9 **13. CONTINUED PUBLIC HEARINGS**

- 10 13.A. Ordinance No. AO 2008-107, an ordinance of the Anchorage Assembly amending the zoning map and
11 providing for the rezoning of approximately 16.54 acres, from R-3 (Multiple-Family Residential) to B-3
12 SL (General Business) with Special Limitations for **Tract A, Block 2, Doubletree Center Subdivision**
13 **#1**; generally located on the east side of Arctic Boulevard and north of West International Airport Road
14 (Midtown and Spenard Community Councils) (Planning and Zoning Commission Case 2008-083),
15 Planning Department. (*Carried Over from 11-18-08; Continued from 11-25-08*) (*Continued to 1-20-09*)
16 1. Assembly Memorandum No. AM 672-2008.

17
18 Chair Claman read the ordinance title. He reported there was a request to postpone the matter until December 16th so
19 the matter could be presented to the Spenard and Midtown Community Councils.

20
21 Ms. Drummond moved, *to postpone AO 2008-107 Public Hearing to*
22 Dr. Selkregg seconded, *[December 16, 2008] "January 20, 2009."*

23
24 Mr. Coffey stated there was already a packed Agenda on the 16th and there would not be time. Chair Claman stated
25 there was no rush to hear the matter. Ms. Drummond amended her motion to January 20th.

26
27 and the motion, as amended, was passed, 10-0.

28
29 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
30 NAYS: None.
31 ABSENT: Ossiander, excused.

32
33 Chair Claman requested that the Municipal Clerk notify the interested parties of the postponement. He stated that he
34 and Ms. Drummond would notify the Spenard and the Midtown Community Councils at the meetings during the month.

35
36 **14. NEW PUBLIC HEARINGS**

- 37 14.A. Resolution No. AR 2008-266, a resolution ratifying a five year collective bargaining agreement
38 between the Municipality of Anchorage and the **Anchorage Municipal Employees Association**,
39 Employee Relations Department.
40 a. Assembly Memorandum No. AM 758-2008.

41
42 Chair Claman read the resolution title and opened Public Hearing.

43
44 FRANCIS McLAUGHLIN, a City Planner, testified in support of the Anchorage Municipal Employees Association
45 (AMEA) bargaining agreement. AMEA employees had been working without a contract for a year. Chair Claman
46 requested that all those present who supported the contract to stand. (*Clerk's Note: Over 200 people stood.*)
47 *Chambers was at maximum seating capacity and it was reported there were more AMEA employees in the foyer.*
48 Chair Claman requested that those present who opposed the contract to stand. (*About a dozen people stood.*)
49

50 JILLANNE INGLIS, AMEA Vice President and member of the negotiation team, testified in support of the contract.
51 AMEA had been without a contract since December 31, 2007. The contract was ratified by members with a vote of
52 286 to 16. To Dr. Selkregg, Ms. Inglis responded that AMEA had agreed to wage reopeners in 2011 and 2012, when
53 either side could reopen the contract and renegotiate wages. To Mr. Coffey, she responded that 300 AMEA members
54 had not voted on the contract. To Ms. Johnston, she responded that AMEA had sent letters of agreement to the
55 Administration, all of which came before the body.

56
57 BRENDA BERGSRUD, with Public Transportation and a city employee for 27 years, testified that there had been
58 AMEA letters of agreement attached to their last contract, concerning job sharing, extending the contract and health
59 insurance. Mr. Coffey stated that Municipal Auditor Peter Raiskums had reported fifteen letters of agreement.

60
61 GEORGE FELDER, Library employee, testified that city employees spent their income in the city. The failing economy
62 was right around the corner and things would change and it would be tough in Anchorage. To Dr. Selkregg, he
63 responded that he was a taxpayer, which needed to be considered. To Chair Claman, he responded that he was a
64 former AMEA President.

65
66 JOANN NEUMAIER, an ML&P Electrical Engineer, testified there were better paying jobs elsewhere. She worked on
67 a tight budget in a facility that was not well heated. A wage increase should not be questioned. To Mr. Starr, Ms.
68 Neumaier responded she was an engineer in training and would take the Professional Engineers (PE) exam in April.
69 Mr. Starr stated that when she earned her PE degree she would get an increase. To Ms. Drummond, she responded
70 that comparable PE wages were \$35,000 per year over what ML&P paid. Mayor Begich stated that employees with
71 PE degrees received a 5% adjustment in pay.

72
73 RAYMOND MILLER testified that his property taxes had increased over \$12,000 over the past few years. He urged
74 the Assembly to consider the economy and the burden to taxpayers. This needed to be a two-year contract, to give
75 citizens an opportunity to vote for Assemblymembers who would best represent them. Dr. Selkregg stated that wage
76 reopeners were included in the contract that would allow wages to be addressed, with economy changes. Municipal
77 Manager Michael Abbott responded that either party could trigger a wage reopener. Dr. Selkregg stated there was a
78 good possibility that would happen. Ms. Gray-Jackson understood Mr. Miller's dilemma. Mr. Miller responded the

1 economy was in a recession and the state government would be operating on a greatly reduced budget. If he ran a
2 business with customers who had less money and less work, he would pull his budget in tight and wait for the future.
3 Ms. Gray-Jackson stated that contracts had wage reopeners so things could be readjusted. Chair Claman stated that
4 he had studied labor relations and professional sport contracts were models between labor and management, which
5 favored long term contracts of four to ten years, with flexibility to deal with the economy. Mr. Miller responded that all
6 big businesses with unions had gone bankrupt.
7

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

9
10 Ms. Drummond moved, to approve AR 2008-266.
11 Mr. Gutierrez seconded,
12

13 Mr. Starr requested clarification of points concerning side agreements and Assembly ratification. Municipal Attorney
14 Jim Reeves responded that Code applied, whether the Code was identified in the contract nor not. Mr. Starr stated
15 that other issues, like healthcare, may also need to come back to the table. Employee Relations (ER) Director Dave
16 Otto and ER Professional Robert Weaver responded to Mr. Starr's questions concerning contract reopeners, midterm
17 negotiations, missing sections in the contract, associated representation, investigating inquiries, 66,000 hours for shop
18 stewards and contracting out. Mr. Otto stated that a study was required to justify contracting out and displaced
19 employees were given MOA jobs elsewhere.
20

21 To Mr. Coffey, Municipal Auditor Peter Raiskums responded the cost of living or Consumer Price Index (CPI) increase
22 was 2.5 or 3.9 (percent). Mr. Coffey stated that over five years, the contract would cost taxpayers \$22 to \$29 million
23 more than the current contract, based on the CPI increase alone. Calculations for bonuses would be additional. Mr.
24 Raiskums concurred. Mr. Coffey stated that the contracts in question went back to 1999 and some had side
25 agreements. Mr. Raiskums responded that side agreements had not been calculated in. There were many ways to
26 model the calculations and upon the Assembly's request, more analysis could be performed.
27

28 To Ms. Johnston, Mr. Otto responded that all contract language was complete and had been voted on.
29

30 Dr. Selkregg stated the contract was a year behind. Mr. Raiskums responded it was difficult to calculate a retroactive
31 computation. A lump sum payment to equate a retroactive period was preferred. Dr. Selkregg stated payments varied
32 with employee grade. Mr. Otto responded the lump sum would not be calculated into retirement. Labor Relations
33 Director Lisa Arnold responded that retroactive pay would be based on straight time and employees would receive
34 \$1,000, taking into consideration the lump sum did not include overtime worked.
35

36 Chair Claman stated that those who worked overtime hours would not be accurately compensated. Ms. Arnold
37 concurred. Mayor Begich responded that the \$1,000 was an attempt to simplify and equalize the matter.
38

39 To Mr. Starr, Mr. Abbott responded that all changes had been agreed upon and the increase had been budgeted for
40 2008. Ms. Arnold explained there was language missing that pertained to the type of leave an employee used. Mr.
41 Weaver and Mr. Otto responded to Mr. Starr's questions regarding city policy about call-back requests, recognizing
42 same-sex partnerships, seniority, developing performance criteria guidelines, service recognition, mutually agreed
43 upon agreements, productivity, managed competitions and outsourcing.
44

45 Mr. Birch stated that there were concerns about the impact of this contract to local taxpayers during these
46 extraordinary financial times with significant and unprecedented costs and economic uncertainty. There had been a
47 lack of public process for the agreements and audits. He had requested information on the financial impacts of side
48 agreements to contracts, which had not been provided. The requested audit on the side agreements was not
49 completed. He stated there needed to be consideration of options of shorter term agreements and cost savings. This
50 contract could be an impact of \$30,000,000 over the contract period of five years. He would not support the contract.
51

52 Mr. Coffey stated that the AMEA's performance criteria in the employee personnel handbook were not clear. Ms.
53 Arnold responded the established performance criteria followed Code and were based on safety, dependability,
54 reliability and employee conduct and were included as Appendix 3 in the contract.
55

56 Mr. Flynn stated that he had thoroughly examined the retroactive pay and the bonus. As a matter of general policy, he
57 did not like retroactivity in contract negotiations. The contract was a complicated matter. Contracts needed to be
58 negotiated and completed before expiring. There was concern about approving a five-year contract when the city was
59 facing an uncertain future. Without the wage reopener in 2011, he would have a hard time supporting the contract.
60 The contract would be reviewed in two years, which could be declined or accepted, based on the conditions at the
61 time. He was most interested in dealing with the increased costs. The Assembly and the taxpayers needed to hear
62 from Union employees on opportunities to reduce costs.
63

64 Dr. Selkregg stated she supported the contract with the two-year reopener. It was important to understand that the city
65 was a service entity and relied on workers who were trained, dedicated and cared about the community and performed
66 daily duties for city services. It was a reasonable contract that would work and if the economy changed there were
67 structures that would address it. The Administration needed to be proactive with getting contracts completed on time.
68 She would support the contract.
69

70 To Mr. Starr, Ms. Arnold responded the performance criteria and steps applied to all AMEA employees and were fully
71 described in the personnel handbook. Mr. Otto explained the process, included in the contract. Mr. Starr stated the
72 burden of costs to the Municipality continued to go up, with increased costs of healthcare, seniority, leave, retirement
73 contributions and wages. This program was not equitable and the costs could not be justified. More work should have
74 been done and this contract should have been vetted. Contracts needed to be reasonable and practical. He would be
75 a NO-vote on the contract.
76

77 Ms. Drummond stated that several Assemblymembers had not approved the Budget, which included living wages for
78 employees, but had supported increased spending for capital projects. The city could not afford to fix the roads. It

1 was the AMEA employees who planned, designed, financed, engineered and supervised the construction of the capital
2 projects, which was what kept the economy rumbly along. Libraries, parks and all departments would be used in
3 these hard economic times. The departments need to be staffed with skilled employees who need to be recognized.
4 She would support the contract.
5

6 Mr. Coffey stated that wage reopeners did not resolve the problems of a long term contract. The 6.25% wage increase
7 was automatic and would cover employees for just showing up for work, which would become extremely expensive.
8 Taxpayers were feeling the pinch. He may have supported a contract that had a little more clarity and a shorter
9 duration. He knew these employees were hard workers. But, for the reasons he had explained he would not support
10 the contract.
11

1 Mr. Gutierrez stated that he paid property taxes, too. All AMEA employees paid property taxes, bought groceries,
1 clothes and cars in Anchorage and put a lot of money back in to the community and local businesses. In reality this
1 five-year contract was a two-year contract, with the wage reopener. Neither side got all they wanted. It was apparent
15 that both sides negotiated in good faith and worked very hard to get to this point and it was a pretty good agreement.
16 He would support the contract.
17

18 Ms. Gray-Jackson thanked all AMEA employees for their efforts and for being present that evening. She was a 25-
19 year Municipal employee who had fought hard for her wages. She knew how hard the employees worked and got the
20 job done. AMEA money stayed here, in the economy. She had also received calls from taxpayers. There were ways
21 to save the city money and she urged AMEA employees to continue making recommendations. She supported the
22 contract.
23

24 Ms. Johnston stated that there was consideration for these people not having a contract for a year. She stated she
25 was concerned about the audit and the costs of the side agreements. She supported the two-year (*wage*) reopener,
26 but was concerned about the burden of employee benefits. Each employee needed to be empowered by managed
27 competition, which helped determine true costs of doing business and created value. Because of the five-year
28 contract term and (*the lack of*) managed competition, she would be a NO-vote.
29

30 Mayor Begich stated the Administration worked hard to negotiate to get what was right. The city understood and used
31 managed competition. AMEA employees provided great services and had earned their service recognition. It was a
32 fairly negotiated contract that included incentives for productivity and goals and gave employees reasonable wages for
33 doing the work that helped Anchorage, a very highly rated city in the country. Five-year contracts provided stability
34 and predictability for the workforce. AMEA employees focused on delivering value. This was a great contract.
35

36 Chair Claman stated that he recognized the employees and the management had an ongoing relationship, working out
37 concerns, which would continue with the contract. Long term contracts worked successfully. Both sides had given
3 things up and this contract reflected solid negotiations. The contract supported labor stability to perform the needed
3 services. It was good for business and it was good for government. He was pleased to be supporting the contract.
4

41 and the motion passed, 6-4.
42

43 AYES: Gutierrez, Gray-Jackson, Claman, Selkregg, Drummond and Flynn.

44 NAYS: Birch, Starr, Johnston and Coffey.

45 ABSENT: Ossiander, excused.
46

47 Ms. Gray-Jackson moved for immediate reconsideration and urged a NO-vote.
48

49 Ms. Gray-Jackson moved, *for immediate reconsideration of AR 2008-266.*

50 Mr. Gutierrez seconded,
51 and the motion failed without objection.
52

53 AYES: None.

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

55 ABSENT: Ossiander, excused.
56

- 57 14.B. **Resolution No. AR 2008-280**, a resolution ratifying a five year collective bargaining agreement
58 between the Municipality of Anchorage and the **International Brotherhood of Electrical Workers**,
59 Local Union 1547, Employee Relations Department.
60 a. Assembly Memorandum No. AM 782-2008.
61

62 Chair Claman read the resolution title and opened Public Hearing.
63

6 LARRY BELL, International Brotherhood of Electrical Workers (*IBEW*) Business Manager, testified in support of the
6 contract. Chair Claman requested that those present who supported the contract to stand. (*Clerk's Note: Over 200*
6 stood.) Mr. Coffey stated that the agreement included paying one half of the shop steward's wages and six other shop
67 stewards' hours while performing duties. Mr. Coffey questioned other contract points and city responsibilities. Mr. Bell
68 responded the agreement included some older language that was no longer relevant. To Dr. Selkregg, Mr. Bell
69 responded the five-year contract included a 3% increase for 2009 and wage reopeners for each consecutive year,
70 which were tied to the CIP, with a floor and a ceiling, and could be brought forth by either party.
71

72 JIM CAND, Anchorage resident since 1956, testified that there was an economy crisis. The taxpayers needed to be
73 represented. Some electrical meter readers made over \$43.00 per hour. People had lost their 401Ks. People in the
74 lower 48 had lost their jobs and their homes. The recession would be in Alaska within the next year or two. When
75 things got tight, older retired people on a fixed income were disregarded. There was a terrible imbalance of city
76 workers and those who paid the wages. Dr. Selkregg stated that people needed to be sensitive about the upcoming
77 financial crisis, which would be hard to anticipate. The contract provided a framework that would work if things were
78 stable. If the city did not have the money, there were provisions to change the contract. To Mr. Coffey, Mr. Cand

1 responded his property taxes had increased about \$100.00 per year. He lived on Social Security and his retirement
2 investments had decreased significantly because of the financial crisis. Tax increases were a burden.

3
4 JOHN GADOMSKI, an IBEW General Forman, testified that he had fought hard for his wages. He was an American
5 who had made personal sacrifices, fighting for America. The problem with the economy was low wages. Because he
6 had received a working wage, he had been able to support and offer stability to his family. He had also lost over half
7 of his 401K, like many others. His parents had gone through the Depression and had gone to bed hungry many times.
8 He understood what the country was going through. He supported the wages for the workers. To Mr. Starr, Mr.
9 Gadomski responded he was not a Municipal employee. To Mr. Coffey, Mr. Gadomski responded that overtime was
10 time and a half. Over ten hours, holidays and Sundays were double-time and there were instances of triple-time.

11
12 ROBBIE SOARES, with Municipal Light & Power (ML&P), testified that the utility ratepayer paid for their ML&P wages,
13 not the taxpayers. The contract could not be compared to a burden to taxpayers

14
15 BERT HOKE stated there was concern with the hundreds of side agreements to contracts which increased taxes.
16 Police being allowed to drive to the Valley had increased the costs to taxpayers. He lived in Mountain View where
17 there were high crime statistics, but they never saw police service, aside from 911 calls. It was irresponsible to
18 consider a contract that included inflation. Cities and states were going bankrupt. The economic crisis would hit
19 Anchorage and he questioned what the community would do. To Mr. Flynn, Mr. Hoke responded that the two-year
20 wage reopener was still part of a five-year contract. These were scarier (financial) times than the nation had seen in
21 75 years. Dr. Selkregg stated the wages could be renegotiated in two years and could include reducing wages, if
22 necessary. Mayor Begich stated that the Administration would be introducing an ordinance that would ensure that no
23 side agreements would be allowed in the future.

24
25 NEIL NICKOLS, a Northwest Airlines pilot, testified that several major airlines had gone bankrupt. Two years ago
26 Northwest pilots had negotiated a 40% loss in pay and the loss of their pensions. The nation's economy was unstable
27 and the price of oil was below \$50 a barrel, which was bad news for the State of Alaska. There were people who
28 wondered whether they would stay employed. Many had lost their savings and wondered whether they would be able
29 to keep their homes. Considering wage increases was unfathomable. There was disconnect between the government
30 and the taxpayers. The Assembly needed to give careful thought to increasing property tax, which paid for the
31 contracts. He urged the Assembly to listen to the taxpayers.

32
33 MARTY CALLISON testified the people needed to ask themselves whether Assemblymembers were supporting the
34 contract because it was the right thing to do, or to bring votes. She questioned whether they could afford to commit
35 themselves to benefits for five years. This was an important matter and this increase was not justified. Mr. Gutierrez
36 stated that his colleagues were doing what they felt in their hearts was the right thing to do.

37
38 There was no additional public testimony and Chair Claman closed Public Hearing and called for a motion.

39
40 Ms. Drummond moved, to approve AR 2008-280.
41 Mr. Gutierrez seconded,

42
43 To Mr. Coffey, Mr. Otto explained double-time and triple-time compensation, which was not a change to the contract.
44 Mr. Otto responded to Mr. Coffey's questions about rolling quarters, the specifics of the wage reopener on January 1,
45 2010, negotiating in a deflationary period and status of part-time shop stewards. Mr. Otto responded that unions had
46 given up benefits in the past. Mayor Begich responded union workers could make choices, determining a wage
47 reduction or being furloughed. Mr. Coffey stated that there were things in the contract that needed clarity.

48
49 Mr. Starr stated that foreman wages continually went up each year and some positions would eventually be making
50 \$212,000 per year, which was a lot of money. He stated that Municipal Auditor Peter Raiskym had estimated the city
51 would be paying \$1200 for healthcare premium contributions per employee, with the employee paying five dollars. Mr.
52 Otto concurred. Mr. Starr stated that this was a burdened contribution to the employer.

53
54 (Clerk's Note: On March 3, 2009, Ms. Johnston moved, seconded by Dr. Selkregg seconded, to amend, by
55 substituting, [Ms. Johnston stated that the new contract included existing language that was obsolete. Mr. Otto
56 responded the final contract would include editing and would be correct.] for the following verbatim language.) This
57 was approved without objection.)

58
59 Ms. Johnston: I have not read this contract as thoroughly as Mr. Coffey has... but, I'm concerned with all the
60 existing language... and we've just rolled it into this contract, including language that goes back to Eklutna and the
61 double time and the triple time hourly rate... What did we address? I mean, do we have a copy... like we did with
62 the other one we had... as far as the changes that were made?

63
64 Mr. Otto: Through the Chair, Ms. Johnston. I don't know, um, exactly what kind of copy you have. I don't have a
65 marked-up... I don't even have a copy in front of me right at this very moment. But, we chose about a half a
66 dozen items to negotiate... Mr. Bell and Shop Stewart Kelly Lauren and Jim Posey and myself. And, we dealt
67 primarily with the high levels of benefits and wages, efficiencies, management rights... those kinds of things. And
68 then there was another team, at the department level, that dealt with the editing of various pages and that aspect of
69 it. And, it was all rolled into a contract... ratified vote.

70
71 Ms. Johnston: And this is the final one? This isn't a draft? It's all been edited... for the couple of type-0s that Mr.
72 Coffey's seen?

73
74 Mr. Otto: Yes. Correct. We're had a management labor team working on this to go through all the editing of it, to
75 make sure it's correct and all the spelling is correct and all those things.

76
77 Ms. Johnston: I'm curious why we don't... If some of the language is obsolete, why we don't get rid of it?
78

1 Mr. Otto: Uh... We attempt to do that in every case. Um... however sometimes we are not successful...
2 sometimes it's because they say there is still a person who is under that language... still has an effect there. And,
3 therefore we keep it the same for that one-in-a-hundred chance type scenario. We try to clean those up ourselves,
4 and IBEW with us has been very successful in a lot of that. Some of those do not get caught.

5
6 Ms. Johnston: Thanks.
7

8 Mr. Starr stated that the challenges to the economy had not been stressed enough. The burdened cost would be 25%
9 more in five years. It was unrealistic for an employer to just give it away. While he supported the professional and the
10 dedicated workers, wage increases continued and continued and the failing economy numbers were growing. The
11 contracts cost too much. The city was heading for a perfect storm if they did not pull back. He would be a NO-vote.

12
13 Dr. Selkregg stated the two contracts being considered were reasonable. Union workers were also paying more for
14 milk and gas. If the city was 'in the tank' in two years, contracts would be renegotiated, including making less. She
15 would vote YES for the contract because she supported a steady workforce and there was much work to do. Union
16 wages were comparable with private sector.

17
18 Ms. Drummond declared a conflict of interest because she was an ML&P rate payer. Chair Claman ruled that Ms.
19 Drummond did not have a conflict of interest and ordered that she participate. There were no objections. Ms.
20 Drummond stated that ML&P was one of the best managed utilities in the country and it was not the place to cut
21 corners. State and local tax burdens were ranked the lowest in the nation. She would support the contract and it was
22 not wise to argue about it.

23
24 Mr. Coffey stated retired property taxpayers on a fixed income were scared of the increased costs, which were now
25 unaffordable. A five-year contract was worrisome to him. Union workers worked hard and performed a valuable
26 service, but this was out of balance and contracts needed to be brought back a bit. The increased cost of 20% was
27 too steep for his vote. He would be a NO-vote.

28
29 Mr. Gutierrez stated that the utility ratepayers paid for the electrical cost increase, not the taxpayers. He was an ML&P
30 ratepayer. All people were being conservative. The city spent a lot of money training employees who would go to
31 work somewhere else where they could make more money. He would support the contract.

32
33 Ms. Gray-Jackson thanked all IBEW workers for their hard work and for keeping the lights on.
34

35
36 Mr. Birch stated that he was concerned with the five-year contract term, provision of work rules, conditions and double-
37 time pay, which were all a high cost of doing business. The Assembly had a duty and responsibility to ratepayers and
38 property owners, to keep the tax burden as low as possible. People were locked in and did not have a choice about
39 costs of utilities or property tax. He would prefer to see a shorter-term contract. There needed to be a full evaluation
40 of the work rules and the impacts to the agreements. He would be a NO-vote.

41
42 Chair Claman stated that labor stability and worker longevity was good for business and good for government. Unions
43 would represent the workers in good times and bad. When Northwest Airlines negotiated with the pilots union the
44 pilots lost 40% of their wages, but the pilots stayed with the union and the union stayed with the airline. The city
45 unions would do the same. *Business Week Magazine* had rated Anchorage as one of the strongest cities in the
46 nation, during this economic crisis. He had no doubt that when tough times come to the city, the first people to
47 negotiate would be the unions. He was comfortable with the five-year contract. He would support the contract.

48 and the motion passed, 6-4.

49
50 AYES: Gutierrez, Gray-Jackson, Claman, Selkregg, Drummond and Flynn.

51 NAYS: Birch, Starr, Johnston and Coffey.

52 ABSENT: Ossiander, excused.
53

54 Mr. Gutierrez stated that every person on the body had voted what they thought was right.

55
56 Ms. Gray-Jackson moved for immediate reconsideration of AR 2008-280 and urged a NO-vote.

57
58 Ms. Gray-Jackson moved, *for immediate reconsideration of AR 2008-280.*

59 Mr. Gutierrez seconded,
60 and this motion failed, 0-10.

61
62 AYES: None.

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

64 ABSENT: Ossiander, excused.
65

66
67 Dr. Selkregg moved, *to Change the Order of the Day to take up 14.F, 14.G, 14.H*
68 *and 14.I.*
69 and this passed without objection.

70 14.C. Ordinance No. AO 2008-123, an ordinance of the Anchorage Municipal Assembly to provisionally
71 adopt a new Chapter 21.03, **Review and Approval Procedures**, amending Anchorage Municipal
72 Code Title 21 subject to concurrent final passage and approval of all provisionally adopted chapters of
73 Title 21, Assemblymember Ossiander.

74 1. Assembly Memorandum No. AM 753-2008.
75

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

1 Mr. Coffey moved, to continue AO 2008-123 Public Hearing to January 6, 2009.
2 Ms. Drummond seconded,
3 and the motion passed, 10-0.
4

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

9 (Clerk's Note: Chair Claman moved the body to take up Agenda item 14.D.)

10
11 14.D. Resolution No. AR 2008-259, a resolution confirming and levying special assessments for **Special**
12 **Assessment District No. 2P04**, which provided street reconstruction and storm drain improvements
13 on Marathon Circle, and setting the date of assessment installment payments, interest on unpaid
14 assessments, and providing for penalties and interest in the event of delinquency, Project
15 Management & Engineering.
16 1. Assembly Memorandum No. AM 728-2008.
17

18 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
19 Hearing and called for a motion.
20

21 Mr. Coffey moved, to approve AR 2008-259.
22 Dr. Selkregg seconded,
23 and the motion passed, 10-0.
24

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

29 (Clerk's Note: Chair Claman moved the body to take up Agenda item 14.E, AR 2008-276.)

30
31 (Clerk's Note: Following completion of Assembly action on item 14.E, Mayor Begich moved, seconded by Mr. Coffey,
32 to reconsider AR 2008-259. This was approved without objection and the Assembly returned to this item.)
33

34 Mayor Begich moved, to amend AR 2008-259 on Page 1, Section 3, Lines 22-23,
35 Mr. Coffey seconded, by adding to read: In conformance with the notice to the
36 and this passed without objection. property owners, the Assembly held a Public Hearing on
37 "December 2," 2008.; And, in Section 4, Lines 32-34, by
38 adding to read: Annual installments are due and payable on
39 or before the "31st" day of March of each year, with the first
40 such installment coming due and being payable on "March
41 31," 2009.
42

43 Mr. Coffey moved, to approve AR 2008-259, as amended.
44 Dr. Selkregg seconded,
45 and this was passed without objection, 10-0,
46 with Ms. Ossiander as an excused absence.
47

48 (Clerk's Note: Chair Claman moved the body to take up Agenda item 14.P.)

49
50 14.E. Resolution No. AR 2008-276, a resolution authorizing the use of eminent domain and acceptance of
51 the Decisional Document Part I and Part II for the construction of **100th Avenue Extension, Phase I,**
52 **C Street to King Street**, Project No. 01-09, Project Management & Engineering.
53 1. Assembly Memorandum No. AM 772-2008.
54

55 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
56 Hearing and called for a motion.
57

58 Mr. Gutierrez moved, to approve AR 2008-276.
59 Mr. Coffey seconded,
60

61 To Mr. Coffey, Deputy Municipal Manager Heather Handyside responded that Project Management and Engineer had
62 requested the Public Hearing on this item be continued to January 6th.
63

64 Mayor Begich moved, to reopen AR 2008-276 Public Hearing.
65 Mr. Coffey seconded,
66 and the motion passed, 10-0.
67

68 Mr. Coffey moved, to continue AR 2008-276 Public Hearing to January 6, 2009.
69 Mayor Begich seconded,
70 and the motion passed, 10-0.
71 with Ms. Ossiander as an excused absence.
72

73 Mayor Begich requested that item 14.D. be reconsidered and urged a YES-vote.
74

75 Mayor Begich moved, to reconsider AR 2008-259.
76 Mr. Coffey seconded,
77 and there was no objection.
78

1 (Clerk's Note: See item 14.D for reconsideration and related Assembly action on AR 2008-259.)

- 2
3 14.F. Ordinance No. AO 2008-118, an ordinance approving annexation of properties to **Mountain**
4 **Park/Robin Hill Limited Road Service Area** (LRSA), pursuant to Alaska Statutes 29.35.450(c)(3),
5 and amending the boundaries of the LRSA in Anchorage Municipal Code Section 27.30.700
6 accordingly, effective January 1, 2009, Maintenance & Operations Department. P.H. 12-2-08.
7 1. Assembly Memorandum No. AM 748-2008.

8
9 Chair Claman read the ordinance title and opened Public Hearing.

10
11 BRIAN HOEFLER, Chairman of Mountain Park/Robin Hill Limited Road Service Area (LRSA) Board of Supervisors,
12 testified in support of the annexation to their existing LRSA, which involved about three-fourths of a mile of road and
13 thirty-five homes and five undeveloped lots. These people used the existing LRSA roads to access their homes and it
14 was fair and reasonable for them to pay for a portion of the road service costs. There was a high positive response.
15 The current road maintenance contractor believed the roads were in good shape and the additional responsibility
16 would be fairly easy. Mr. Birch and Ms. Johnston thanked Mr. Hoefler for assisting with the annexation.

17
18 There was no additional public testimony and Chair Claman closed Public Hearing and called for a motion.

19
20 Dr. Selkregg moved, to approve AO 2008-118.
21 Ms. Johnston seconded,
22 and the motion passed, 10-0.

23
24 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
25 NAYS: None.
26 ABSENT: Ossiander, excused.

- 27
28 14.G. Ordinance No. AO 2008-119, an ordinance approving annexation of properties to **Upper O'Malley**
29 **Limited Road Service Area** (LRSA), pursuant to Alaska Statutes 29.35.450(c)(3), and amending the
30 boundaries of the LRSA in Anchorage Municipal Code Section 27.30.700 accordingly, effective January
31 1, 2009, Maintenance and Operations Department.
32 1. Assembly Memorandum No. AM 749-2008.

33
34 Chair Claman read the ordinance title and opened Public Hearing.

35
36 NOEL JANDA opposed the annexation. Their small homeowners group paid for their own dirt road maintenance and
37 snow removal. There would be a five-fold maintenance cost increase. It was unfair for them to pay for the roads to
38 Hilltop, accessing Chugach State Forest, which had city traffic, not just local homeowners. Ms. Johnston explained the
39 Glenn Alps LRSA included the trail heads to Flat Top and Rabbit Lake. Those who lived in private LRSAs also drove
40 on city streets that were in service districts maintained by local residents. There were road services areas all over
41 Anchorage. Mr. Janda responded that he would not benefit from belonging to the Upper O'Malley LRSA. To Mr.
42 Flynn, Mr. Janda responded that he would consider joining a citywide road service area that serviced all roads in
43 Anchorage, depending on the costs and benefits. To Ms. Drummond, he responded that this annexation would add
44 two mills to his property tax payment. To Mr. Birch, Mr. Janda responded that he lived on Snowline Drive. Mr. Birch
45 stated that the goal was to annex homeowners who used the service area roads into local service areas. The LRSA
46 Board had contacted all residents.

47
48 SUE JANDA testified there was much confusion about the service and mill rates, which were not the same. Mr. Birch
49 stated that LRSA members would be able to vote for LRSA representatives and be included in local LRSA decisions,
50 including providing services and creating the mill rate. Ms. Janda responded that she and her neighbors had just
51 learned about this annexation and were getting hit for \$1200 a year.

52
53 CARL ASKEWER, who had maintained the subdivision roads in the past, testified that it had been difficult to collect
54 payments from residents. He supported the LRSA, which would have everyone paying their fair share. LRSA Boards
55 set the mill rate, were professionally organized and offered good road maintenance service. To Mr. Flynn, Mr.
56 Askewer responded that residents in that area would not want to join a citywide road service area that serviced all
57 roads in Anchorage. To Mr. Birch, Mr. Askewer responded that he understood LRSAs paid for road maintenance and
58 drainage problems caused by other newly formed subdivisions, which were not paying. Mr. Gutierrez stated that roads
59 in that area were better maintained than some city roads.

60
61 ROBIN HOLM testified there were people who drove the roads all the time who did not contribute to the maintenance
62 costs. The Board sent out notices and had meetings once a year to discuss the maintenance plan for the eighteen
63 miles of road. Mr. Birch, Ms. Johnston and Chair Claman, on behalf of all Assemblymembers, thanked Ms. Holm for
64 her volunteer service.

65
66 CLIFF GREBIL, resident on Hampton Circle, opposed joining the LRSA. He opposed the excessive increase of \$1400
67 a year. He was the only house on the unpaved and a dead-end circle and he maintained the cul-de-sac himself. He
68 opposed the high costs because he would not use the services. Mr. Birch stated that the increased revenue to the
69 service area may reduce the individual mill rate. Mr. Grebil responded that he and other residents had been informed
70 about the annexation on November 3rd and had received no mailings or emails.

71
72 There was no additional public testimony and Chair Claman closed Public Hearing and called for a motion.

73
74 Mr. Gutierrez moved, to approve AO 2008-119.
75 Ms. Johnston seconded,
76 and the motion passed, 10-0.

77
78 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.

1 NAYS: None.
2 ABSENT: Ossiander, excused.

- 3
4 14.H. Ordinance No. AO 2008-120, an ordinance approving de-annexation of properties from **Upper**
5 **O'Malley Limited Road Service Area** (LRSA), pursuant to Alaska Statutes 29.35.450(c)(4), and
6 amending the boundaries of the LRSA in Anchorage Municipal Code Section 27.30.700 accordingly,
7 effective January 1, 2009, Maintenance & Operations Department.
8 1. Assembly Memorandum No. AM 750-2008.

9
10 Chair Claman read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public
11 Hearing and called for a motion.

12
13 Dr. Selkregg moved, to approve AO 2008-120.
14 Mr. Gutierrez seconded,
15 and the motion passed, 10-0.

16
17 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
18 NAYS: None.
19 ABSENT: Ossiander, excused.

- 20
21 14.I. Ordinance No. AO 2008-121, an ordinance approving the annexation of properties to the **Villages**
22 **Scenic Parkway Limited Road Service Area** (LRSA) pursuant to Alaska Statutes 29.35.450(c)(3),
23 and amending the boundaries of the LRSA in Anchorage Municipal Code Section 27.30.700
24 accordingly, effective January 1, 2009, Maintenance & Operations Department.
25 1. Assembly Memorandum No. AM 751-2008.

26
27 Chair Claman read the ordinance title and opened Public Hearing. There was no one to testify and he closed Public
28 Hearing and called for a motion.

29
30 Mr. Gutierrez moved, to approve AO 2008-121.
31 Mr. Birch seconded,

32
33 To Mr. Birch, Mayor Begich responded that a flag lot adjoining Tract B would allow property owners legal access.
34 and the motion passed, 10-0.

35
36
37 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
38 NAYS: None.
39 ABSENT: Ossiander, excused.

40
41 Mr. Coffey moved, to *Change the Order of the Day* to take up 14.J, 14. K, 14.L,
42 Mr. Gutierrez seconded, 14.M, 14.N and 14.O.
43 and this passed without opposition.

44
45 Chair Claman questioned whether there was opposition to continuing the Meeting past 11:00 p.m. in order to complete
46 the Agenda. There were no objections.

47
48 Mayor Begich moved, to *extend* past 11:10 p.m. to complete all items on the
49 Mr. Coffey seconded, Agenda.
50 and there was no objection.

- 51
52 14.J. Resolution No. AR 2008-267, a resolution of the Municipality of Anchorage appropriating \$1,453,000
53 from the Alaska Department of Health and Social Services and a contribution of \$109,000 from the
54 2008 Operating Budget Fund (101), Department of Health and Human Services as a match to the
55 State Categorical Grants Fund (231) to provide **Child and Adult Care Licensing Services** in the
56 Department of Health and Human Services.
57 1. Assembly Memorandum No. AM 759-2008.

58
59 Chair Claman read the resolution 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 AR 2008-267.
63 Mr. Coffey seconded,
64 and the motion passed, 10-0.

65
66 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
67 NAYS: None.
68 ABSENT: Ossiander, excused.

- 69
70 14.K. Resolution No. AR 2008-268, a resolution of the Municipality of Anchorage appropriating \$1,396,440
71 as a grant from the Alaska Department of Health and Social Services to the State Categorical Grants
72 Fund (231) to provide **Child Care Assistance Services** in the Department of Health and Human
73 Services.
74 1. Assembly Memorandum No. AM 760-2008.

75
76 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
77 Hearing and called for a motion.

78

1 Dr. Selkregg moved, to approve AR 2008-268.
2 Ms. Gray-Jackson seconded,
3 and the motion passed, 10-0.
4

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

8
9 14.L. Resolution No. AR 2008-269, a resolution of the Municipality of Anchorage appropriating \$1,108,763
10 from the Alaska Department of Health and Social Services to the State Categorical Grants Fund (231)
11 to provide **Community Health Nursing Services** in the Department of Health and Human Services.
1 1. Assembly Memorandum No. AM 761-2008.

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

16
17 Mr. Coffey moved, to approve AR 2008-269.
18 Dr. Selkregg seconded,
19 and the motion passed, 10-0.
20

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

24
25 14.M. Resolution No. AR 2008-270, a resolution of the Municipality of Anchorage appropriating \$956,890 as
26 a grant from the U.S. Department of Health and Human Services to the Federal Categorical Grants
27 Fund (241), for the provision of **Family Planning Services** in the Department of Health and Human
28 Services.
29 1. Assembly Memorandum No. AM 762-2008.

30
31 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
32 Hearing and called for a motion.

33
34 Mr. Coffey moved, to approve AR 2008-270.
35 Dr. Selkregg seconded,
36 and the motion passed, 10-0.
37

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

41
42 14.N. Resolution No. AR 2008-271, a resolution of the Municipality of Anchorage appropriating \$1,507,787
43 from the State of Alaska, Department of Health and Social Services as a grant to the State Categorical
44 Grants Fund (231) for the provision of **Women, Infants and Children Supplemental Nutrition**
45 **Services** in the Department of Health and Human Services.
46 1. Assembly Memorandum No. AM 763-2008.

47
48 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
49 Hearing and called for a motion.

50
51 Mr. Gutierrez moved, to approve AR 2008-271.
52 Dr. Selkregg seconded,
53 and the motion passed, 10-0.
54

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

58
59 14.O. Resolution No. AR 2008-272, a resolution of the Municipality of Anchorage appropriating \$823,000
60 from the Alaska Department of Health and Social Services as a grant to the State Categorical Grants
61 Fund (231) for the provision of **Public Health Preparedness and Response for Bioterrorism** in the
62 Department of Health and Human Services.
6 1. Assembly Memorandum No. AM 764-2008.

6
6 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
66 Hearing and called for a motion.

67
68 Mr. Gutierrez moved, to approve AR 2008-272.
69 Dr. Selkregg seconded,
70 and the motion passed, 10-0.
71

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

75
76 (Clerk's Note: Chair Claman moved the body to take up Agenda item 14.C.)
77

- 1 14.P. Resolution No. AR 2008-273, a resolution appropriating \$389,213 as a grant from the State of Alaska,
2 Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
3 Management, to the Anchorage Parks and Recreation Service Area CIP Fund (461) for the **Ben**
4 **Boeke Seismic Retrofit Project**, Maintenance and Operations Department.
5 1. Assembly Memorandum No. AM 765-2008.
6

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

10 Dr. Selkregg moved, to approve AR 2008-273.
11 Ms. Johnston seconded,
12 and the motion passed, 10-0.
13

14 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
15 NAYS: None.
16 ABSENT: Ossiander, excused.
17

- 18 14.Q. Resolution No. AR 2008-274, a resolution appropriating \$284,536 as a grant from the State of Alaska,
19 Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
20 Management, to the Anchorage Parks and Recreation Service Area CIP Fund (461) for the **Ben Boeke**
21 **Seismic Retrofit Project**, Maintenance and Operations Department.
22 1. Assembly Memorandum No. AM 766-2008.
23

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

27 Dr. Selkregg moved, to approve AR 2008-274.
28 Mr. Coffey seconded,
29 and the motion passed, 10-0.
30

31 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
32 NAYS: None.
33 ABSENT: Ossiander, excused.
34

- 35 14.R. Resolution No. AR 2008-281, a resolution of the Municipality of Anchorage appropriating \$1,424,013
36 from the Department of Military and Veterans Affairs, Division of Homeland Security and Emergency
37 Management, and contributing \$25,290 from Anchorage Areawide Operating Fund (101) Municipal
38 Manager Department, Office of Emergency Management 2008 Operating Budget and \$30,149 from
39 Anchorage Metropolitan Police Service Area Fund (151) Anchorage Police 2008 Operating Budget to
40 the Areawide General CIP Fund (401), Municipal Manager Department, Office of Emergency
41 Management for this FY2008 **State Homeland Security Program** grant.
42 1. Assembly Memorandum No. AM 785-2008.
43

44 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
45 Hearing and called for a motion.
46

47 Dr. Selkregg moved, to approve AR 2008-281.
48 Ms. Johnston seconded,
49 and the motion passed, 10-0.
50

51 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
52 NAYS: None.
53 ABSENT: Ossiander, excused.
54

- 55 14.S. Resolution No. AR 2008-275, a resolution appropriating \$131,244 from a State of Alaska Department
56 of Transportation and Public Facilities (ADOT&PF) Transfer of Responsibilities Agreement (TORA)
57 with the Municipality of Anchorage to the State Categorical Grants Fund (231) under the Municipal
58 Traffic Department for the purpose of conducting a **Traffic Circulation Study** for the Eagle River
59 Central Business District (CBD) and Residential Core.
60 1. Assembly Memorandum No. AM 767-2008.
61

62 Chair Claman read the resolution 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. Coffey moved, to approve AR 2008-275.
66 Dr. Selkregg seconded,
67 and the motion passed, 10-0.
68

69 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
70 NAYS: None.
71 ABSENT: Ossiander, excused.
72

- 73 14.T. Resolution No. AR 2008-282, a resolution of the Municipality of Anchorage appropriating \$840,138,
74 from the Federal Highway Administration (FHWA), via the State of Alaska Department of
75 Transportation and Public Facilities (ADOT&PF), to the State Categorical Grants Pass-Through Fund
76 (231) for the Traffic Department, Transportation Planning Division, **Anchorage Metropolitan Area**
77 **Transportation Solutions (AMATS)**.
78 1. Assembly Memorandum No. AM 789-2008.

1
2 Chair Claman read the resolution title and opened Public Hearing. There was no one to testify and he closed Public
3 Hearing and called for a motion.

4
5 Dr. Selkregg moved, to approve AR 2008-282.
6 Mr. Coffey seconded,
7 and the motion passed, 10-0.

8
9 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Claman, Selkregg, Drummond, Flynn, Johnston and Coffey.
10 NAYS: None.
11 ABSENT: Ossiander, excused.

1
2 (Clerk's Note: Upon Completion of item 14.T, Chair Claman returned the body to complete Assembly Action on 9.B.6.)

15 **15. SPECIAL ORDERS** There were none.

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

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

18 **18. ASSEMBLY COMMENTS**

19 Chair Claman announced there was a huge Agenda scheduled for the Assembly Meeting of December 16th, which
20 included many things that needed to be addressed before the end of the year. A Continued Meeting was scheduled
21 for December 17th.

22 **19. EXECUTIVE SESSIONS** There were none.

23 **20. ADJOURNMENT**

24 Chair Claman called for a motion.

25
26 Mr. Gutierrez moved, to adjourn the Regular Assembly Meeting.
27 Mr. Coffey seconded,
28 and this motion was passed without objection.


29 The Regular Assembly Meeting was adjourned at 11:06 p.m.

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MATT CLAMAN, Assembly Chair

ATTEST:

HARRIET DRUMMOND, Acting



BARBARA GRUENSTEIN, Municipal Clerk
Date Minutes Amended on Page 12 and Approved: March 3, 2009.
MC/BG

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

