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MUNICIPALITY OF ANCHORAGE
ANCHORAGE ASSEMBLY

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

Minutes for the Regular Meeting of April 21, 2009

1. CALL TO ORDER

The Regular Assembly Meeting of April 21, 2009 was convened by Chair Drummond at 5:04 p.m.

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

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

ABSENT: None.

3. PLEDGE OF ALLEGIANCE Assemblymember Selkregg led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Special Meeting – January 30, 2009.

Mr. Coffey moved, to accept the Special Meeting Minutes of
Dr. Selkregg seconded, January 30, 2009.
and the motion passed, 10-0.

4.B. Special Meeting – February 17, 2009.

Mr. Coffey moved, to accept the Special Meeting Minutes of
Dr. Selkregg seconded, February 17, 2009.
and the motion passed, 10-0.

5. MAYOR'S REPORT

Acting Mayor Claman reported that the city was encouraging the public to report locations of potholes. Spring street sweeping was underway to get the dust cleaned up.

6. ASSEMBLY CHAIR'S REPORT

Chair Drummond awarded five-year pins to Ms. Ossiander and Mr. Coffey for their years of service to the Municipality of Anchorage. Chair Drummond recognized Andrew Tierney for his appointment to the Transportation Commission and thanked him for his service.

7. COMMITTEE REPORTS

Mr. Gutierrez reported the tour of the State Crime Lab would be rescheduled, due to a conflict with the scheduled Title 21 Committee Meeting.

Ms. Gray-Jackson reported the Budget and Finance Committee would meet on April 23rd to continue discussing ways to save money. She was working with the Information Technology Director to implement recommended cost saving measures.

Mr. Birch reported that he had attended the Anchorage Chamber of Commerce Board Meeting on April 10th which discussed local taxes and oil development and heard a presentation from Mayoral Candidate Eric Croft.

Dr. Selkregg reported the Community and Economic Development Committee would meet at the end of the month to discuss comprehensive economic development strategies.

Ms. Ossiander reported the Title 21 Committee would meet on April 23rd to discuss connectivity standards, neighborhood protection and traffic impact analysis and would begin addressing landscaping, fencing and screening.

Mr. Flynn reported the Anchorage Visitors and Convention Bureau (AVCB) Board announced the state had appropriated funds from the cruise ship head tax to repair the Egan Convention Center roof.

Mr. Gutierrez moved, to Change the Order of the Day to take up Agenda item 15.A,
Ms. Gray-Jackson seconded, the Certification of the April 7, 2009 Election.
and there were no objections, 10-0.

8. ADDENDUM TO AGENDA

1 Chair Drummond called for a motion and read the Addendum items.

2
3 Ms. Ossiander moved, to approve the inclusion of the Addendum items
4 Mr. Coffey seconded, into the Consent Agenda.
5 and the motion was passed, 10-0.

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

9
10 Chair Drummond called for a motion on the Consent Agenda.

11
12 Dr. Selkregg moved, to approve the Consent Agenda.
13 Mr. Coffey seconded,

14
15 Chair Drummond called for Assemblymembers to request items to be pulled for discussion on the Regular Agenda.

16
17 **9. CONSENT AGENDA**

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

19
20 **9.B. RESOLUTIONS FOR ACTION - OTHER**

21 9.B.1. Resolution No. AR 2009-105, a resolution of the Municipality of Anchorage appropriating \$10,000 from
22 AT&T to the Miscellaneous Operational Grants Fund (261) for the "**Good News, Great Kids**"
23 program, Mayor's Office.

24 a. Assembly Memorandum No. AM 229-2009.

25 9.B.2. Resolution No. AR 2009-106, a resolution of the Municipality of Anchorage providing for the
26 appropriation of a donation of \$85,500, from the Anchorage Library Foundation, as a donation to the
27 Office of Economic and Community Development, Miscellaneous Operational Grants (261) for the
28 **purchase of library materials for the Mountain View Branch Library.**

29 a. Assembly Memorandum No. AM 230-2009.

30
31 Ms. Ossiander requested this item be pulled for review on the Regular Agenda. (See item 10.B.2)

32
33 **9.C. BID AWARDS** There were no items.

34
35 **9.D. NEW BUSINESS**

36 9.D.1. Assembly Memorandum No. AM 224-2009, **Transportation Commission** appointment (Andrew
37 Tierney), Mayor's Office.

38 9.D.2. Assembly Memorandum No. AM 225-2009, Amendment No. 3 to **Indigent Defense Conflict Counsel**
39 **Contract** with the Law Firm of Ella Anagick (\$25,000), Department of Law.

40 9.D.3. Assembly Memorandum No. AM 236-2009, **Bangkok Café #4877 - Restaurant Eating Place Liquor**
41 **License and Restaurant Designation Permit** (Downtown Community Council), Clerk's Office.
42 **(Addendum)**

43
44 **9.E. INFORMATION AND REPORTS**

45 9.E.1. Information Memorandum No. AIM 42-2009, **Government Finance Officers Association (GFOA)**
46 **Certificate of Achievement Award**, Finance.

47
48 Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See item 10.E.1)

49
50 **9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION**

51 9.F.1. Ordinance No. AO 2009-51, an ordinance **authorizing a non-exclusive easement to Girdwood**
52 **Nordic Ski Club** across Heritage Land Bank Parcels 6-011, 6-251, 6-295 and 6-296 for developing,
53 locating, constructing, relocating and maintaining multi-use trails in Girdwood Valley, Heritage Land
54 Bank. **(Public Hearing 5-12-09)**

55 a. Assembly Memorandum No. AM 226-2009.

56 9.F.2. Ordinance No. AO 2009-52, an ordinance authorizing **acquisition of real property in Peters Creek**
57 **for Municipal Light & Power** for an amount Not To Exceed \$70,000, plus closing costs, Heritage
58 Land Bank/Real Estate Services. **(Public Hearing 5-12-09)**

59 a. Assembly Memorandum No. AM 227-2009.

60 9.F.3. Resolution No. AR 2009-103, a resolution of the Municipality of Anchorage appropriating \$110,000 as
61 a donation from the Rasmuson Foundation and various grants and park donors through the
62 Anchorage Park Foundation to the Municipality of Anchorage Miscellaneous Operating Grants Fund
63 (261) for the purpose of funding the **Anchorage Bowl Parks and Recreation Youth Employment in**
64 **Parks Program.** **(Public Hearing 5-12-09)**

65 a. Assembly Memorandum No. AM 228-2009.

66 9.F.4. Resolution No. AR 2009-107, a resolution appropriating \$9,838 in proceeds from Vehicle Disposals
67 and Other Recoveries from the 2008 Operating Budget, Areawide General Fund (101), Public
68 Transportation Department, as a contribution to the Public Transportation Capital Fund (485), Public
69 Transportation Department and a Federal Transit Administration grant of \$4,253,600 to the Public
70 Transportation Capital Fund (485), Public Transportation Department, for capital and maintenance
71 assistance, \$264,000 of the grant and a contribution of \$66,000 from the 2008 Operating Budget,
72 Areawide General Fund (101), Public Transportation Department, to the Federal Categorical Grants
73 Fund (241), Public Transportation Department, for the **Americans with Disabilities Act (ADA)**
74 **Paratransit Services.** **(Public Hearing 5-12-09)**

75 a. Assembly Memorandum No. AM 231-2009.

76 9.F.5. Resolution No. AR 2009-108, a resolution appropriating \$1,512,000 in Federal Highway Safety
77 Improvements Project (HSIP) Funds from a State of Alaska Department of Transportation and Public
78 Facilities (ADOT&PF) Memorandum of Agreement with the Municipality of Anchorage (MOA), to the

1 Miscellaneous Capital Project/Pass-Thru Fund (409) under the Municipal Traffic Department for the
2 **Anchorage Area Countdown Pedestrian Signals Project.** (*Public Hearing 5-12-09*)
3 a. Assembly Memorandum No. AM 232-2009.

4
5 Mr. Birch requested this item be pulled for review on the Regular Agenda. (*See item 10.F.5*)
6

7 9.F.6. Ordinance No. AO 2009-56, an ordinance to **provisionally adopt new Sections 21.07.010, General**
8 **Provisions; 21.07.020, Natural Resource Protection; 21.07.030, Private Open Space; 21.07.040,**
9 **Drainage, Storm Water Treatment, Erosion Control, and Prohibited Discharges; 21.07.050,**
10 **Utility Distribution Facilities; and 21.07.140, Operational Standards,** amending Anchorage
11 Municipal Code Title 21 subject to concurrent final passage and approval of all provisionally adopted
12 chapters of Title 21, Assemblymember Ossiander. *Public Hearing 5-12-09.*

13 a. Assembly Memorandum No. AM 241-2009. (*Addendum*)

14 9.F.7. Resolution No. AR 2009-111, a resolution of the Anchorage Municipal Assembly to **name the trails**
15 **and trail features in Far North Bicentennial and Kincaid Parks,** Mayor's Office. *Public Hearing 5-*
16 *26-09. (Addendum)*
17

18 Chair Drummond called for a vote on the amended Consent Agenda.
19

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

21
22 AYES: Starr, Gutierrez, Gray-Jackson, Birch, Drummond, Selkregg, Ossiander, Flynn, Johnston and Coffey.
23 NAYS: None.
24

25 The amended Consent Agenda was approved and Chair Drummond led the body into discussion of the pulled items.
26

27 **END OF CONSENT AGENDA**

28
29 **10. REGULAR AGENDA**

30 **10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS** There were no items.
31

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

33 10.B.2. Resolution No. AR 2009-106, a resolution of the Municipality of Anchorage providing for the
34 appropriation of a donation of \$85,500, from the Anchorage Library Foundation, as a donation to the
35 Office of Economic and Community Development, Miscellaneous Operational Grants (261) for the
36 **purchase of library materials for the Mountain View Branch Library.**
37 a. Assembly Memorandum No. AM 230-2009.

38 Ms. Ossiander moved, to approve AR 2009-106.
39 Mr. Flynn seconded,
40

41
42 Ms. Ossiander stated there would be more information on libraries once the budget was in place.
43

44 Ms. Ossiander moved, to postpone AR 2009-106 to May 26, 2009.
45 Mr. Coffey seconded,
46

47 Ms. Gray-Jackson, Municipal Librarian Karen Keller, Ms. Ossiander, Mr. Flynn, Mr. Coffey, Economic and Community
48 Development Mary Jane Michael and Dr. Selkregg addressed the matter, including issues of postponement, libraries,
49 funding, closing the Samson-Diamond Branch Library, a shortfall at other libraries, donors generally making specific
50 requests and distributing a broad menu of information.
51

52 and the motion failed, 4-5.
53

54 AYES: Starr, Birch, Coffey and Ossiander.
55 NAYS: Gray-Jackson, Drummond, Selkregg, Flynn and Johnston.
56 (*Clerk's Note: Mr. Gutierrez was temporarily out of Chambers.*)
57

58 and the main motion passed, 9-0,
59 with Mr. Gutierrez temporarily out of Chambers.
60

61 **10.C. BID AWARDS** There were no items.

62 **10.D. NEW BUSINESS** No items were pulled for review.
63

64
65 **10.E. INFORMATION AND REPORTS**

66 10.E.1. Information Memorandum No. AIM 42-2009, Government Finance Officers Association (GFOA)
67 **Certificate of Achievement Award, Finance.**

68
69 Mr. Coffey moved, to accept AIM 42-2009.
70 Ms. Ossiander seconded,
71

72 Mr. Coffey and Chief Fiscal Officer Sharon Weddleton recognized and congratulated Municipal Controller Teresa
73 Peterson for receiving a national achievement award for her work.
74

75 and the motion passed, 9-0,
76 with Mr. Gutierrez temporarily out of Chambers.
77

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

1 10.F.5. Resolution No. AR 2009-108, a resolution appropriating \$1,512,000 in Federal Highway Safety
2 Improvements Project (HSIP) Funds from a State of Alaska Department of Transportation and Public
3 Facilities (ADOT&PF) Memorandum of Agreement with the Municipality of Anchorage (MOA), to the
4 Miscellaneous Capital Project/Pass-Thru Fund (409) under the Municipal Traffic Department for the
5 **Anchorage Area Countdown Pedestrian Signals Project**. (*Public Hearing 5-12-09*)
6 a. Assembly Memorandum No. AM 232-2009.

7
8 Mr. Birch moved, *to introduce AO 2009-108 with Public Hearing set*
9 Ms. Ossiander seconded, *for May 12, 2009.*
10 Mr. Coffey was the concurring third.

11
12 Mr. Birch stated that the new pedestrian traffic signals involved in-house labor and he questioned whether this involved
13 overtime and whether this would be more reasonably contracted out. Municipal Manager Michael Abbott responded
14 that Traffic Director Lance Wilber would answer his questions.

15
16 **11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS**

17 11.A. Resolution No. AR 2009-94, a resolution of the Anchorage Municipal Assembly **waiving the platting**
18 **and vacation fees** required by Anchorage Municipal Code of Regulations Section (AMCR) 21.20.003
19 for the property located at 7305 Old Seward Highway also known as Mexico in Alaska,
20 Assemblymembers Gray-Jackson, Drummond, Gutierrez. (*Postponed From 4-14-09*)
21

22 Ms. Gray-Jackson moved, *to approve AR 2009-94.*
23 Mr. Flynn seconded,

24
25 Ms. Ossiander, Planning Department Jerry Weaver, Mr. Coffey, Mr. Starr, Ms. Gray-Jackson and Dr. Selkregg
26 commented on the matter including issues of similar rights-of-way in Eagle River, setting precedence for future cases,
27 addressing each situation differently, determining the plat note, each case being researched individually, having very
28 few requests for waivers, supporting a waiver of \$1,200, responding favorably to similar requests in the future and the
29 waiver being the right thing to do.

30
31 Mr. Coffey moved, *to amend AR 2009-94 on Page 1, Line 27 by changing to*
32 Ms. Gray-Jackson seconded, *read: WHEREAS, based on the long history and outstanding*
33 *and this passed without objection.* *circumstances surrounding this property, the [replat] vacation*
34 *should not be Ms. Ball's responsibility but the Planning*
35 *Department cannot issue a waiver without Assembly*
36 *approval.*

37
38 Mr. Coffey moved, *to amend AR 2009-94 on Page 1, Line 32 by deleting to*
39 Dr. Selkregg seconded, *read: Section 1: That the [platting-and] vacation fees*
40 *and this passed without objection.* *required by AMCR 21.20.003 are hereby waived for the*
41 *property located at 7305 Old Seward Highway also known as*
42 *Mexico in Alaska.*

43
44 Mr. Coffey moved, *to amend AR 2009-94 on Page 1, Line 33, by adding to read:*
45 Dr. Selkregg seconded, *Section 1: That the vacation fees required by AMCR*
46 *and this passed without objection.* *21.20.003 are hereby waived for the property located at 7305*
47 *Old Seward Highway also known as Mexico in Alaska, not to*
48 *exceed \$1,200.*

49
50 Mr. Coffey moved, *to amend AR 2009-94 on Page 1, Line 35, by changing to*
51 Ms. Ossiander seconded, *read: Section 2: That Ms. Ball will retain a private land*
52 *and this passed without objection.* *surveyor to process the [re-plat] vacation through the*
53 *Municipality.*

54
55 Mr. Coffey moved, *to amend AR 2009-94 on Page 1, Line 35, by changing to*
56 Ms. Ossiander seconded, *read: Section 2: That Ms. Ball will [retain a private land*
57 *and this passed without objection.* *surveyor to] process the vacation through the Municipality.*

58
59 and the main motion, as amended, passed, 10-0.

60
61 11.B. **NOTICE OF RECONSIDERATION: Resolution No. AR 2008-253**, a resolution of the Anchorage
62 Municipal Assembly adopting specific **wildlife public safety policies** for implementation by the
63 administration and authorizing the allocation of municipal resources to ensure the safety of Anchorage
64 citizens, Assemblymember Starr. (*Public Hearing was Closed 4-14-09; Amended and Approved 4-14-*
65 *09; Notice of Reconsideration was given by Ms. Drummond 4-15-09*) (**Addendum**)
66

67 Chair Drummond relinquished the Chair to Mr. Coffey to be able to speak to the matter. Ms. Drummond reported that
68 she had requested reconsideration of AR 2008-253 on April 15th because many people thought the matter would be
69 continued to April 28th and because the Public Safety Committee was scheduled to hear the matter on April 23rd.
70

71 Ms. Drummond had moved, *to reconsider AR 2009-253.*
72 Mr. Gutierrez had seconded,

73
74 Ms. Johnston, Dr. Selkregg, Ms. Ossiander and Mr. Birch addressed the matter including issues of reconsideration,
75 hiring a wildlife officer, there being additional things to address in the ordinance, the current resolution, the matter
76 being addressed for the past six months and the Assembly needing to move on to other matters.

77
78 Acting Chair Coffey called for a vote on reconsideration of AR 2009-253.

1
2 and the motion failed, 5-5.
3

4 AYES: Gutierrez, Gray-Jackson, Drummond, Selkregg and Flynn.
5 NAYS: Starr, Birch, Coffey, Ossiander and Johnston.
6

7 Ms. Drummond resumed the Chair and reported the Public Safety Committee Meeting was still scheduled for April
8 23rd. Dr. Selkregg, Ms. Ossiander, Deputy Municipal Manager Heather Handyside, Mr. Coffey and Mr. Starr
9 commented on issues of requesting additional information, the Administration's wildlife policy and the bear matter
10 being addressed after completing the budget.
11

12 **12. APPEARANCE REQUESTS**

13 12.A. **Shaun Peterson**, to present over 1,000 signatures of support for maintaining current schedules on
14 People Mover bus Routes 77 and 78.
15

16 SHAUN PETERSON presented a petition with 1,324 signatures supporting Eagle River bus routes 77 and 78, which
17 were proposed to be cut. He testified about the importance of maintaining bus services, fully reinstating bus routes,
18 needing additional routes and using Federal Stimulus dollars for transportation. He responded to questions from Mr.
19 Starr, Ms. Ossiander, Dr. Selkregg, Ms. Gray-Jackson and Acting Mayor Claman concerning issues of supporting the
20 people's choice, bus service on holidays, the importance of a functional bus service and requesting Mr. Peterson to
21 consider serving on the Public Transportation Advisory Board.
22

23 **13. CONTINUED PUBLIC HEARINGS** There were no items.
24

25 **14. NEW PUBLIC HEARINGS**

26 14.A. Ordinance No. AO 2009-39, an ordinance of the Anchorage Assembly amending the zoning map and
27 providing for the rezoning of approximately 13.8 acres from R-1A (Single Family Residential District) to
28 R-4 SL (Multiple-Family Residential District with Special Limitations) for **Tracts B-1 And B-2, Green**
29 **Subdivision**, an unsubdivided parcel known as the South 80 feet of the North 320 feet of the South
30 570 feet of the West 150 feet of the East 600 feet, and an unsubdivided parcel known as North 240
31 feet of South 570 feet of the West 150 feet of the East 600 feet, in T12N, R3W, Section 17, S.M. AK,
32 generally located on the north side of O'Malley Road, between Lake Otis Parkway and Independence
33 Drive (Abbott Loop Community Council) (Planning and Zoning Commission Case 2007-077-2),
34 Planning Department.
35 1. Assembly Memorandum No. AM 157-2009.
36

37 Chair Drummond opened Public Hearing.
38

39 MAUREEN CHANDLER, a Ridgmont homeowner, testified about her property being affected by the wetland overflow.
40 (*Clerk's Note: Ms Chandler presented photographs of her property.*) She responded to questions from Mr. Coffey and
41 Dr. Selkregg concerning the location of her property and the wetlands.
42

43 HAROLD GREEN, project developer, testified the Planning and Zoning Commission (P&Z) had worked on the matter
44 for nearly three years and had voted unanimously in support of the rezone. There would be continued community
45 input and a site plan review process to resolve all issues. He responded to questions from Ms. Johnston, Mr. Flynn,
46 Mr. Birch, Dr. Selkregg and Mr. Coffey concerning the matter including issues of drainage, completing Independence
47 Drive, completing a traffic impact analysis, bringing in additional fill, runoff draining into the wetlands, working with
48 Lantech, protecting the homeowners and the project being done right.
49

50 TONY HOFFMAN, with Lantech and working with Mr. Green, responded to questions from Mr. Coffey and Dr.
51 Selkregg concerning the matter including issues of the site plan review, the project following all drainage guidelines, a
52 Project Management and Engineering (PM&E) review and drainage impacts to wetlands.
53

54 GARY WATTMAN, a Commodore Drive homeowner, testified the wetlands were city-owned property being considered
55 for use as a park. His property backed-up to the wetlands and his and many other properties were starting to sink.
56

57 NORMA SLAPNICHER, a Ridgmont Drive homeowner, testified about the drainage problem, the proposed traffic
58 pattern not accommodating the large development and supporting the matter being reconsidered.
59

60 GINA PARK, a Ridgmont homeowner, testified about drainage concerns and future concerns of noise, lack of
61 sunlight, traffic and privacy. Ms. Park responded to questions from Ms. Ossiander and Mr. Coffey concerning the
62 location of her property, drainage, building height limitations and maintaining privacy to existing homes.
63

64 D.J. MOBERLY, a Valley Park Drive resident, testified about drainage concerns and the increased traffic. Ms. Moberly
65 responded to questions from Ms. Ossiander and Mr. Coffey concerning issues of her property location, accessing
66 O'Malley, traffic impact analysis, this being a phase development, developing land across the street and the city's
67 budget meeting the traffic needs of the people in the area.
68

69 ELIZABETH BARNES, a Ridgmont resident, testified about the large amount of fill already added to the wetland area
70 for the phases of the development, more fill being needed, the one hundred sixty-six Ridgmont residents not being
71 notified of the development and further studies being needed.
72

73 TIM MANWARING, a Ridgmont Drive homeowner, testified on issues of supporting responsible development, being
74 concerned with the scope and size of the project, impacts of four-story buildings and traffic impacts. He responded to
75 questions from Mr. Coffey and Dr. Selkregg concerning issues of P&Z's review, complying with density requirements, a
76 site plan review, addressing building height and there being no existing four-story buildings in the area.
77

78 There was no additional public testimony and Chair Drummond closed Public Hearing.

1
2 Mr. Coffey moved, to approve AO 2009-39.
3 Ms. Johnston seconded,
4

5 Planning Administrator Jerry Weaver and Mr. Hoffman responded to questions from Dr. Selkregg, Ms. Ossiander, Mr.
6 Coffey, Mr. Starr, Mr. Birch and Ms. Johnston concerning issues of there being safeguards in place for drainage,
7 protecting surrounding areas, wetlands, using fill to compress the area for development, needing additional fill, the
8 developer's responsibility, the Municipality's responsibility, drainage concerns, the subdivision agreement, the two
9 developers eventually blaming each other, developing Independence Drive, building height, PM&E's review,
10 developing the property to the north, following Core of Engineers guidelines, traffic impacts, the type of development,
11 buffering and having given special waivers in the past for developing Independence Drive.

12
13 Dr. Selkregg moved, to amend AO 2009-39 on Page 2, Line 6 *by changing* to read:
14 Mr. Coffey seconded, 3. Prior to the issuance of any fill or building permits, the
15 and this was amended, developer shall receive approval of a drainage plan, hydraulic
16 model and site plan that include consideration of impact and
17 connectivity to adjacent properties by the Planning
18 Department, ADOT and the Traffic Department, and have a
19 public hearing site plan review by the Planning and Zoning
20 Commission.
21

22 Mr. Coffey stated the amendment was appropriate and the issues would be addressed during the site plan review
23 process.
24

25 Ms. Ossiander stated there were still concerns of drainage and water flow with connectivity and Independence Drive
26 construction. Mr. Hoffman responded the drainage plan included addressing the overall impact to the subdivision.
27

28 and this passed without objection.

29
30 and the main motion, as amended, passed, 10-0.

31 32 15. SPECIAL ORDERS

33 15.A. Certification of the April 7, 2009 Regular Municipal Election.

- 34 1. Assembly Memorandum No. AM 242-2009, Certification of Regular Municipal Election of April
35 7, 2009, Municipal Election Commission. (*Laid on the Table*)
36

37 Mr. Coffey moved, to accept AM 242-2009.
38 Mr. Gutierrez seconded,
39

40 Municipal Elections Commission Chair Ethel Tuck reported on the certification of the Regular Municipal Election of
41 April 7, 2009. Municipal Clerk Barbara Gruenstein responded to questions from Mr. Gutierrez and Ms. Ossiander on
42 issues of using secrecy sleeves, ballot confidentiality and reporting current election results following the election. Mr.
43 Gutierrez, Ms. Ossiander, Ms. Gray-Jackson, Chair Drummond and Acting Mayor Claman thanked the Commission,
44 Municipal Election Coordinator Guadalupe Marroquin and the election staff for their work.
45

46 and the motion passed, 10-0.
47

48 Dr. Selkregg moved, to Change the Order of the Day to take up the Mayor's
49 Mr. Coffey seconded, veto of AO 2009-36.
50

51 Mr. Gutierrez objected and stated that additional information needed to be discussed before the matter was taken up.
52 Dr. Selkregg and Mr. Coffey concurred. Chair Drummond called for a vote and urged a NO-vote.
53

54 and this failed unanimously, 0-10.
55

56 Dr. Selkregg stated that the veto needed to be addressed within twenty-one days and she preferred to take the time to
57 get additional information on the matter.
58

59 (*Clerk's Note: Chair Drummond returned the Assembly to the Addendum, Agenda item 8.*)
60

- 61 15.B. Ordinance No. AO 2009-36, an ordinance amending Anchorage Code Section 2.30.080 governing
62 **Assembly procedural matters** not covered by municipal code, Assembly Vice-Chair Coffey. (*Notice*
63 *of VETO given by Acting Mayor Claman on 4- 20-09.*) (*Laid on the Table*)
64

65 16. UNFINISHED AGENDA There was none.
66

67 17. AUDIENCE PARTICIPATION

68
69 MARK LAWSON testified the scofflaw was meant to impound vehicles of people owing the Municipality money and it
70 was unfair to impound an employer's vehicle because of that employee. It was difficult for employers to continually
71 check the scofflaw list to keep current on employee's fines. Mr. Lawson responded to questions from Dr. Selkregg,
72 Deputy Municipal Manager Heather Handyside and Mr. Birch concerning the matter including issues of garnishing
73 Permanent Dividend Fund checks, Mr. Lawson owning a landscaping and snowplowing business, the intent of the law
74 and improving the law.
75

76 SHERIDAN WILLIAMS, a public transit rider, testified in support of the transit system and requested better public
77 notification when bus issues were addressed by the Assembly. Dr. Selkregg reported that public transportation would

1 be addressed during the First Quarter Budget Review on April 26th. Municipal Clerk Barbara Gruenstein reported the
2 Assembly Agendas were posted on the municipal website and published weekly in the *(Alaska) Journal of Commerce*.

3
4 **18. ASSEMBLY COMMENTS**

5
6 Ms. Ossiander reported that at the next meeting she would be giving notice to amend AO 2006-173(S) concerning the
7 Chugiak Volunteer Fire Department's use of ambulance service and the fee schedule.

8
9 Mr. Starr reported that Assembly Leadership was traditionally addressed following certification of an election and he
10 intended to make a motion to address Assembly Reorganization at the next meeting.

11
12 Assembly Counsel Julia Tucker, Municipal Attorney Jim Reeves and Municipal Clerk Barbara Gruenstein responded to
13 questions from Dr. Selkregg, Mr. Gutierrez and Mr. Coffey concerning a mayor's veto, including issues of the
14 Assembly responding within twenty-one days, Acting Mayor Claman's veto being received on April 20th, the official
15 date received being the date stamp when received by the Municipal Clerk's Office and requesting additional
16 information on the mayor's veto power on procedural matters.

17
18 Chair Drummond announced an Assembly worksession on the budget was scheduled on April 24th.


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

21
22 **20. ADJOURNMENT**

23
24 Chair Drummond adjourned the Regular Assembly Meeting at 8:15 p.m.

25
26
27
28
29
30
31
32
33 
34 HARRIET DRUMMOND, Assembly Chair

35 ATTEST:

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42 BARBARA GRUENSTEIN, Municipal Clerk
43 Date Minutes Approved: June 9, 2009.
44 MC/BG

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