Minutes for Regular Meeting of April 12, 2005

1. CALL TO ORDER
The Assembly Meeting was convened by Chair Traini at 5:05 p.m. in the 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: Anna Fairclough, Brian Whittle, Dick Tremaine, Dick Traini, Allan Tesche, Ken Stout, Pamela Jennings, Debbie Ossiander, Janice Shamberg and Dan Coffey.

ABSENT: Dan Sullivan, excused.

3. PLEDGE OF ALLEGIANCE
Assemblymember Tremaine led the pledge.

4. MINUTES OF PREVIOUS MEETINGS

4.A. Regular Meeting – March 1, 2005
Ms. Shamberg moved, Mr. Tremaine seconded, and this was passed without objection, with an excused absence for Mr. Sullivan.

4.B. Regular Meeting – March 8, 2005
Mr. Tremaine moved, Ms. Jennings seconded, and this was passed without objection, with an excused absence for Mr. Sullivan.

5. MAYOR'S REPORT
None.

6. ASSEMBLY CHAIR'S REPORT
None.

7. COMMITTEE REPORTS

8. ADDENDUM TO AGENDA
Chair Traini called for a motion and read the Addendum items. He called for additional items and AR 2004-86 and AO 2005-1(S-1) were added. He assigned to these items Agenda Numbers 9.B.5. and 13.D.2, respectively. He called for additional items, and there being none, he called for a vote to incorporate the Addendum into the Regular Agenda.

Mr. Stout moved, Mr. Tremaine seconded, to approve the inclusion of the Addendum into the Regular Agenda. and this motion was passed,

AYES: Fairclough, Whittle, Tremaine, Sullivan, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

NAYES: None.

ABSENT: Sullivan, excused.

Chair Traini stated the Question on the Consent Agenda.

Mr. Tesche moved, Ms. Fairclough seconded, to approve the Consent Agenda.

Chair Traini called for Assemblymembers to request items be pulled and moved to the Regular Agenda for discussion.

9. CONSENT AGENDA

9.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS
None.

9.B. RESOLUTIONS FOR ACTION - OTHER


Ms. Shamberg requested this item be pulled for review on the Regular Agenda. (See item 10.B.1)
9.B.2. Resolution No. AR 2005-80, a resolution authorizing the Municipality to grant an electrical easement to Chugach Electric Association, Inc. across portions of Lot 76A, Campbell Creek Greenbelt.

9.B.3. Resolution No. AR 2005-82, a resolution of the Anchorage Municipal Assembly supporting legislation relating to the request for a one-time capital appropriation to the Mary Magdalene Home Alaska to provide residential services to women working to leave a life of commercial sexual exploitation; a. Assemblymembers Jennings, Coffey, Ossianer, Stout, Tesche and Traini. (Addendum)

Ms. Jennings requested this item be pulled for review on the Regular Agenda. (See item 10.B.3)

9.B.4. Resolution No. AR 2005-83, a resolution of the Anchorage Municipal Assembly supporting the Boys & Girls Club’s effort to secure funding for a permanent location in Eagle River; Assemblymembers Ossianer and Faircough. (Addendum)

9.B.5. Resolution No. AR 2005-86, a resolution of the Anchorage Municipal Assembly recognizing April 10 - 16, 2005, as National Crime Victims’ Rights Week, and honoring the programs and practitioners who work to address victims’ rights; Mayor Begich and Assemblymembers Fairclough, Coffey, Sullivan, Tesche, Traini, Tremaine, Whittle, Stout, Jennings, Ossianer and Shamberg. (Laid on the Table)

Mr. Whittle requested this item be pulled for review on the Regular Agenda. (See item 10.B.5)

9.C. BID AWARDS


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


Ms. Jennings requested this item be pulled for review on the Regular Agenda. (See item 10.D.1)

9.D. NEW BUSINESS


Mayor Begich introduced the new appointments to the Women’s Commission, Krista Scully and Lori Pickett.


Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See item 10.D.3)

9.D.4. Assembly Memorandum No. AM 230-2005, cooperative agreement with Cardinal Distribution for providing emergency medical medications for the Municipality of Anchorage, Anchorage Fire Department ($120,000); Purchasing.

9.D.5. Assembly Memorandum No. AM 231-2005, Change Order No. 2 to Purchase Order 241336 with Chugach Electric Association (CEA) for danger tree removal services for the Municipality of Anchorage (MOA), Anchorage Fire Department (AFD) ($100,000); Purchasing.

9.D.6. Assembly Memorandum No. AM 232-2005, proprietary contract to United Fire Service for Original Equipment Manufacturer (OEM) parts and service for the Municipality of Anchorage, Anchorage Fire Department ($50,000); Purchasing.


9.D.8. Assembly Memorandum No. AM 234-2005, proprietary purchase of KME fire apparatus parts and services on an "as needed" basis from Oregon Fire Equipment Company for the Municipality of Anchorage, Anchorage Fire Department (AFD) ($43,000); Purchasing.


9.D.10. Assembly Memorandum No. AM 236-2005, cooperative agreement with Janssen Ortho-McNeil for providing oral contraceptives products to the Municipality of Anchorage; Department of Health & Human Services ($96,000); Purchasing.

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

9.D.11. Assembly Memorandum No. AM 237-2005, cooperative agreement with R&S Northeast, LLC for providing depo-provera contraceptive products to the Municipality of Anchorage; Department of Health & Human Services ($60,000); Purchasing.
Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See item 10.D.11)

9.D.12. Assembly Memorandum No. AM 238-2005, proprietary purchase for providing library materials from the Gale Group to the Municipality of Anchorage, Office of Economic & Community Development, Library Division ($98,000); Purchasing.


9.D.14. Assembly Memorandum No. AM 240-2005, proprietary contracts to various suppliers to support power generation operations for the Municipality of Anchorage, Municipal Light & Power ($410,000); Purchasing.

9.D.15. Assembly Memorandum No. AM 241-2005, Change Order No. 5 to Vendor Contract 22MLP043 with Coffman Engineering for providing plant engineering services for the Municipality of Anchorage, Municipal Light & Power ($300,000); Purchasing.


Mr. Coffey requested this item be pulled for review on the Regular Agenda. (See item 10.D.16)

9.D.17. Assembly Memorandum No. AM 243-2005, recommendation of award to VEI Consultants for providing professional engineering services for the W. Marston Drive/Forker Drive/Lateral Water Improvement District Project (Project D) for the Municipality of Anchorage, Project Management & Engineering Department (RFP 24-P031) ($629,372.90); Purchasing.

9.D.18. Assembly Memorandum No. AM 244-2005, contract Amendment No. 3 to Goodfellow Brothers, Inc. for the construction of Eimore Road, DeArmoun Road to Huffman Road, PM&E No. 00-22 ($313,792.86); Project Management & Engineering.

Mr. Tremaine requested this item be pulled for review on the Regular Agenda. (See item 10.D.18)

9.D.19. Assembly Memorandum No. AM 245-2005, contract Amendment No. 2 to the professional services contract with HDR Alaska, Inc. for Lower Fire Lake Dam Rehabilitation, Project No. 99-31, ($85,000); Project Management & Engineering.

9.D.20. Assembly Memorandum No. AM 251-2005, Amendment No. 1 to contract with Resource Data, Inc. for professional services for software application support for AWWU ($975,000); Anchorage Water & Wastewater Utility. (Addendum)


9.E. INFORMATION AND REPORTS


9.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

9.F.1. Ordinance No. AO 2005-60, an ordinance authorizing the third renewal option of the lease of Lot 7-B, Port of Anchorage Subdivision, totaling 380,559 square feet, to Tesoro Alaska Company. (Public Hearing set for 5-3-05)


Deputy Municipal Manager Michael Abbott requested this item be pulled for review on the Regular Agenda. (See item 10.F.1)

2. 9.F.3. Resolution No. AR 2005-81, a resolution of the Municipality appropriating $44,500,000 of proceeds of General Obligation Bonds to the Anchorage Roads and Drainage Service Area CIP Fund (441), $1,930,000 to the Areawide Public Transportation General CIP Fund (485), and $480,000 to the Areawide General CIP Fund (401), to pay the costs of road and storm drainage, public transportation, and public safety capital improvement projects; Office of Management & Budget. (Public Hearing set for 4-19-05)
4. 9.F.4. Resolution No. AR 2005-78, a resolution of the Municipality of Anchorage providing for a revision of the 2005 General Government Operating Budget; Office of Management & Budget. (Public Hearing 4-26-05) (Special Meeting) (To be Submitted)
5. 9.F.5. Ordinance No. AO 2005-59, an ordinance setting the rate of tax levy for the General Government and levying taxes for the Municipality of Anchorage Areawide General Purposes including all service areas of the Municipality and excluding municipal schools for the Municipal Tax Year 2005 and approving the amount of municipal general government property tax for Fiscal Year 2005; Office of Management & Budget. (Public Hearing 4-26-05) (Special Meeting) (To be Submitted)
6. 9.F.6. Ordinance No. AO 2005-62, an ordinance setting the rate of tax levy and levying taxes for the Anchorage School District for the Municipal Tax Year 2005 and approving the total amount of municipal property tax for the Anchorage School District for Calendar Year 2005; Office of Management and Budget. (Public Hearing 4-26-05) (Special Meeting) (To be Submitted)

Chair Traini called for a motion to approve the remainder of Consent Agenda.

and the motion to approve the amended Consent Agenda was passed,

AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

NAYES: None.

ABSENT: Sullivan, excused.

Chair Traini announced the approval of the amended Consent Agenda, with the exception of the pulled items and proceeded into discussion of those items.

END OF CONSENT AGENDA

10. REGULAR AGENDA

10.A. RESOLUTIONS FOR ACTION - PROCLAMATIONS AND RECOGNITIONS None.

10.B. RESOLUTIONS FOR ACTION - OTHER


Chair Traini read this resolution title and called for a motion.

Ms. Shamberg moved, to approve AR 2005-79.

Mr. Coffey seconded,

To Ms. Shamberg, Municipal Treasurer Dan Moore responded the city scheduled the first and second tax payments to be due mid-June and mid-August, respectively. Taxpayers could pay in advance, if there was a burden of making both payments within the three-month period. To Chair Traini, he responded the formal tax notices were sent out in May.

and this motion was unanimously passed,

with an excused absence for Sullivan,

10.B.3. Resolution No. AR 2005-82, a resolution of the Anchorage Municipal Assembly supporting legislation relating to the request for a one-time capital appropriation to the Mary Magdalene Home Alaska to provide residential services to women working to leave a life of commercial sexual exploitation; Assemblymembers Jennings, Coffey, Ossiander, Stout, Tesche [and], Traini and Whittle. (Addendum)

Chair Traini read this resolution title and called for a motion.

Ms. Jennings moved, to approve AR 2005-82.

Mr. Tesche seconded,

Ms. Jennings read the resolution, describing a capital appropriation supporting the Mary Magdalene Home Alaska, offering assistance for commercially, sexually exploited women.

Mr. Whittle thanked her for reading it into the record and requested to be added as a cosponsor to this resolution.

Chair Traini urged unanimous support.

and this motion, as amended, was passed without objection,

with an excused absence for Mr. Sullivan,

10.B.5. Resolution No. AR 2005-86, a resolution of the Anchorage Municipal Assembly recognizing April 10 - 16, 2005, as National Crime Victims’ Rights Week, and honoring the programs and practitioners who work to address victims’ rights; Mayor Begich and Assemblymembers Fairclough, Coffey,
Sullivan, Tesche, Traini, Tremaine, [and] Whittle, Stout, Jennings, Ossiander and Shamberg. *(Laid on the Table)*

Chair Traini read this resolution title and Mr. Stout, Ms. Jennings, Ms. Ossiander and Ms. Shamberg requested to be added as cosponsors. Chair Traini called for a motion.

Mr. Whittle moved, to approve AR 2005-86, as amended.

Ms. Fairclough seconded

Mr. Whittle read the resolution and Ms. Fairclough presented the award to Nurse Practitioner Leona Raider, an active member of the Family Advocacy Program. Ms. Raider accepted the award and thanked the Assembly and the Administration for recognizing victims of all types of abuse, neglect and violence.

and this motion, as amended, was passed without objection,

with an excused absence for Mr. Sullivan,

10.C. BID AWARDS

10.C.1. Assembly Memorandum No. AM 226-2005, recommendation of award to Consolidated Contracting and Engineering for Dimond & East High pool facilities hot water heater replacement for the Municipality of Anchorage, Maintenance and Operations Department (ITB 25-C005) ($177,333);

Chair Traini read this memorandum title and called for a motion.

Mr. Tremaine moved, to approve AM 226-2005.

Mr. Coffey seconded,

Mr. Tremaine stated that the contractor's bids had been one-half of the costs of the estimate. Municipal Maintenance and Operations Director Alan Czajkowski responded they were improving their process of preparing estimates.

To Mr. Coffey, Deputy Municipal Manager Michael Abbott responded there were fee proposals being addressed by the Parks and Recreation Commission that week, which would come before the Assembly for final action.

To Chair Traini, Mr. Abbott responded the new fees had been proposed for the 2005 budget. Chair Traini urged because if the fee proposals were not approved by the Assembly, programs would have to be reduced because the anticipated revenue would not be available.

To Ms. Jennings, Mr. Abbott responded that the Administration was addressing possibilities of joint ventures to share maintenance and operations costs of swimming pools. Also being considered were alternate management services for existing municipal pools and program management. Mr. Abbott stated the Assembly would be kept informed.

Ms. Ossiander stated that it was important to address the park plan as a whole.

and this motion was passed without objection,

with an excused absence for Mr. Sullivan,

10.D. NEW BUSINESS

10.D.1. Assembly Memorandum No. AM 228-2005, Arts Advisory Commission appointments (Pamela Cravez, Michele Miller); Mayor's Office.

Chair Traini read this memorandum title and called for a motion.

Ms. Jennings moved, to approve AM 228-2005.

Mr. Tesche seconded,

Ms. Jennings thanked Pamela Cravez and Michele Miller, for volunteering their time.

and this motion was passed without objection,

with an excused absence for Mr. Sullivan,

10.D.3. Assembly Memorandum No. AM 221-2005, Assembly Meeting Schedule (July – December 2005); Assembly Chair Traini.

Chair Traini read this memorandum title and called for a motion.

Mr. Coffey moved, to approve AM 221-2005.

Ms. Jennings seconded,

Mr. Coffey pulled this item to allow members an opportunity to make changes. Chair Traini responded there were three meetings scheduled for November to review the budget and the calendar could be modified throughout the year.

and this was passed without objection,

with an excused absence for Mr. Sullivan,

10.D.10. Assembly Memorandum No. AM 236-2005, cooperative agreement with Janssen Ortho-McNeil for providing oral contraceptives products to the Municipality of Anchorage; Department of Health & Human Services ($96,000); Purchasing.
Chair Traini read this memorandum title and called for a motion.

Mr. Coffey moved, to approve AM 236-2005.

Mr. Tremaine seconded.

Mr. Coffey questioned why the Municipality should be issuing oral contraceptives. Ms. Fairclough responded the reproductive clinics also offered services to victims of rape.

To Chair Traini, Health and Human Services Director Beverly Wooley responded that the bulk of the appropriations supported the reproductive health clinics, assisting with all the issues.

Mr. Coffey responded that he wanted to review the spending details before action was taken on the memorandum.

Mr. Coffey moved, to postpone AM 236-2005 for one week.

Mr. Stout seconded.

Mr. Coffey approved of the use of contraception for the prevention of sexually transmitted diseases (STDs), but questioned the use of oral contraceptives for this purpose. Ms. Wooley responded she would get the distribution of the funds, discerning the oral contraceptives and STDs.

To Mr. Tesche, Mayor Begich responded that this program had originated in the 1960’s. To Mr. Tesche, Ms. Wooley responded that their clinics had enough supplies to sustain for a week.

Mr. Coffey responded that he wanted to review the spending details before action was taken on the memorandum.

Mr. Coffey moved, to postpone AM 236-2005 for one week.

Mr. Stout seconded.

Ms. Fairclough stated that a vote for immediate reconsideration could be viewed as inappropriate, if an Assemblymember was absent, and it was courteous to wait for all members to be included. Mr. Tesche responded that Robert’s Rules of Order did not prohibit the motion. Chair Traini concurred and put the Question.

and this motion failed,

AYES: Fairclough, Traini and Coffey.

NAYES: Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.

ABSENT: Sullivan, excused.

Chair Traini put the Question on the main motion.

and the main motion was passed,

AYES: Fairclough, Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.

NAYES: Traini, Stout and Coffey.

ABSENT: Sullivan, excused.

Mr. Tesche moved, for immediate reconsideration of AM 236-2005.

Ms. Jennings seconded.

Chair Traini read this memorandum title and called for a motion.

Mr. Coffey moved, to approve AM 237-2005.

Ms. Jennings seconded.

To Mr. Coffey, Ms. Wooley and the Mayor responded this involved the same issue, as was discussed in item 10.D.10.

Chair Traini requested that the department review language in the memorandum, on Line 7, suggesting that depo-provera injections prevented sexually transmitted diseases. Ms. Wooley concurred.

Mr. Stout stated he wanted to review the distributions of funds before action was taken.

Mr. Stout moved, to postpone AM 237-2005.
Mr. Coffey seconded,

Mr. Tesche opposed postponement, but concurred with reviewing the information. Ms. Wooley responded they would be happy to provide the fund distributions of this appropriation.

To Chair Traini, Ms. Wooley responded that depo-provera was an injectable contraceptive, there were no age requirements and they were legally required to assist everyone who came to their clinics. If they lost their federal funding, it would severely hamper their ability to provide the services.

Ms. Fairclough restated the question raised by Assemblymembers, “How much money are we spending on contraceptives versus fighting sexually transmitted diseases?” Ms. Wooley concurred.

Chair Traini put the Question.

and the motion to postpone failed,

AYES: Fairclough, Traini, Stout and Coffey.
NAYES: Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.
ABSENT: Sullivan, excused.

Chair Traini put the Question.

and the main motion passed,

AYES: Fairclough, Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.
NAYES: Traini, Stout and Coffey.
ABSENT: Sullivan, excused.

Mr. Tesche moved for immediate reconsideration and urged a NO-vote.

Mr. Tesche moved,


Mr. Tremaine seconded,

and this motion failed,

AYES: Fairclough, Traini, Stout and Coffey.
NAYES: Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.
ABSENT: Sullivan, excused.

Chair Traini stated the Question.

Mr. Coffey moved, to approve AM 242-2005.
Ms. Jennings seconded,

Mr. Coffey stated he was familiar with this issue and urged reviewing all options for Fireweed Lane. Chair Traini concurred that a study was important to view everyone’s concerns.

and this passed without objection, with an excused absence for Mr. Sullivan,


Chair Traini read this memorandum title and called for a motion.

Mr. Tremaine moved, to approve AM 244-2005.
Ms. Jennings seconded,

Mr. Tremaine stated that there was a consensus that Goodfellow Brothers, Inc. had done an exemplary job. He recommended that consideration be made for allowances for bidding credit, to reward good contractors for good work completed.

Mr. Coffey stated that questions had been raised that the construction had been completed in October, 2004 and payment was now being made.

Mr. Tremaine concurred with Mr. Tremaine, stating that Elmore Road had been a major topic of environmental and engineering concerns for many years. Municipal Engineer Howard Holtan responded that Goodfellow Brothers Contractors was no longer doing business in the Anchorage area.

Mayor Begich encouraged contractors to contact the Municipality to discuss specific concerns so payment could be made upon completion of projects.
and the motion was passed without objection,
with an excused absence for Mr. Sullivan,

10.E. INFORMATION AND REPORTS
None were pulled for review.

10.F. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

10.F.1. Ordinance No. AO 2005-60, an ordinance authorizing the third renewal option of the lease of Lot 7-B,
Port of Anchorage Subdivision, totaling 380,559 square feet, to Tesoro Alaska Company. (Public Hearing set for 5-3-05)


Chair Traini read the ordinance title. Deputy Municipal Manager Michael Abbott moved for a new Public Hearing date
of April 19th, it was seconded by Ms. Ossieander with Mr. Tremaine as the concurring third. Municipal Clerk Barbara
Gruenstein responded the original date of May 3rd had already been posted and was necessary to keep to meet
noticing requirements. She recommended postponement until later in the meeting to get a legal opinion. Ms.
Fairclough so moved, it was seconded by Mr. Tremaine and there were no objections.

Chair Traini returned the body to discussion of this issue. Mr. Abbott stated that he understood the requirement of
time frames and deadlines and stated the Administration would make the May 3, 2005 date work for Public Hearing.

11. OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS

11.A. Ordinance No. AO 2005-38, an ordinance of the Anchorage Municipal Assembly amending
Anchorage Municipal Code Section 15.75 regarding Pesticide Control to modify drift protection and
public notice for commercial pesticide application and application by the Municipality of Anchorage;
Assemblmembes Coffey, Ossieander, Fairclough, Stout, Sullivan and Traini.
2. Ordinance No. AO 2005-38(S), an ordinance of the Anchorage Municipal Assembly amending
Anchorage Municipal Code Section 15.75 regarding Pesticide Control to modify drift protection
and public notice for commercial pesticide application and application by the Municipality of Anchorage;
Assemblmembes Coffey and Ossieander.
3. Ordinance No. AO 2005-38(S-1), an ordinance of the Anchorage Municipal Assembly amending
Anchorage Municipal Code Section 15.75 regarding Pesticide Control to modify drift protection
and public notice for commercial pesticide application and application by the Municipality of Anchorage; Assemblmembes Coffey and Ossieander.

(Public Hearing Closed 3-29-05; Postponed from 3-29-05)

Chair Traini stated there were still continuing negotiations on finalizing this ordinance.
Mr. Coffey moved, to postpone AR 2005-38 until April 19, 2005.
Ms. Jennings seconded,

Mr. Coffey stated there were active discussions continuing to reach consensus on this issue and there was intent to
present a final ordinance, including a number of changes and additions. The Administration had concurred.

To Ms. Fairclough, Chair Traini responded that Public Hearing had closed on March 29th and it was not his intention to
allow additional public testimony.

and this motion was approved,
with one objection from Mr. Tremaine,
and an excused absence for Mr. Sullivan,

11.B. Resolution No. AR 2005-57, a resolution of the Municipality of Anchorage appropriating $750,000 from
the MOA Trust Fund (730) for expert financial management and support services in Calendar Year
2005; Finance.

(Public Hearing Closed 3-29-05; Postponed from 3-29-05)

Chair Traini read this resolution title and called for a motion.
Ms. Jennings moved, to approve AR 2005-57.
Ms. Shamberg seconded,
and this motion was unanimously passed,

AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossieander, Shamberg and Coffey.
NAYES: None.
ABSENT: Sullivan, excused.

12. APPEARANCE REQUESTS

12.A. Kerry Hawkins, regarding 16th Annual Spring Clean-Up in Mountain View.

KERRY HAWKINS announced the 18th Annual Spring Clean-Up in Mountain View, scheduled for April 30th to May 7th.
Volunteer groups would include the Mountain View Youth B-Team and the Russian Jack Community Council. On May
14th there would be a BBQ, live music and a celebrity roast to celebrate. To Mr. Tesche, Mr. Hawkins responded that
last year the Spring Clean-Up collected over 300 tons of garbage. He responded they needed 100 volunteers to
conduct the clean-up. Mr. Tesche thanked all the volunteers and Municipal Manager Denis LeBlanc and his office for
their support. Ms. Jennings thanked Mr. Hawkins for all his efforts in the community, making Anchorage a better city.

THERESA NANGLE OBERMEYER, PH.D. testified in support of Law Day on and stated that, as an American, she would always be able to voice her opinion, even after all her arrests and abuse that she had endured over the years.

13. CONTINUED PUBLIC HEARINGS

13.A. Ordinance No. AO 2005-15, an ordinance amending the zoning map and providing for the rezoning consisting of approximately 5.5 acres from R-3 (Multiple-Family Residential District) and R-5 (Rural Residential District) to B-3 SL (General Business District with Special Limitations), for Hillcrest Subdivision, Block 1, Lots 1 and 2, and Block 5, Lots 1 through 6, and Hillcrest Park Subdivision Number 1, Tracts C and D; generally located on the east side of Old Seward Highway and the west side of Short Street, south of Abbott Road and north of Lakewood Court (Bayshore/Klatt Community Council) (Planning and Zoning Commission Case 2004-151); Assembly Chair Traini.

(Postponed from 3-8-05, Carried Over from 3-29-05) (Postponed until 4-10-05)

Chair Traini read the ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Ms. Fairclough moved, to approve AO 2005-15.
Ms. Ossiander seconded.

Mr. Tremaine moved, to postpone AO 2005-15 to April 19, 2005.

Mayor Begich seconded.

and this was approved without objection.

To Chair Traini, Mr. Tremaine responded that the petitioner was not in the audience and he was hesitant to move forward. He had missed the worksession because he had been busy with issues in Girdwood and wanted to wait until he was updated on the negotiations between the neighbors. Ms. Shamberg concurred. Municipal Clerk Barbara Gruenstein responded that Mr. Smith would be out of town until April 19th. Mr. Tremaine moved for postponement until the 19th. The Administration concurred and there were no objections.

13.B. Ordinance No. AO 2005-36, an ordinance amending the zoning map and providing for the rezoning of approximately 2.1 acres, from R-2A (Two Family Residential District) to R-2M (Multiple Family Residential District), for Lot 16A, Section 9, T12N, R3W, S.M., AK, generally located on the southeast corner of Lake Otis Parkway and Lore Road (Abbott Loop Community Council) (Planning and Zoning Commission Case 2004-172); Planning Department.


(Carried Over From 3-29-05)

Chair Traini read this ordinance title and opened Public Hearing.

HARVEY PRICKETT, with Dean Architects, described the "neotraditional design" development as surpassing Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Ms. Fairclough moved, to approve AO 2005-15.
Ms. Ossiander seconded.

Mr. Tremaine moved, to postpone AO 2005-15 to April 19, 2005.

Mayor Begich seconded.

and this was approved without objection.

To Chair Traini, Mr. Tremaine responded that the petitioner was not in the audience and he was hesitant to move forward. He had missed the worksession because he had been busy with issues in Girdwood and wanted to wait until he was updated on the negotiations between the neighbors. Ms. Shamberg concurred. Municipal Clerk Barbara Gruenstein responded that Mr. Smith would be out of town until April 19th. Mr. Tremaine moved for postponement until the 19th. The Administration concurred and there were no objections.

To Chair Traini, Mr. Tremaine responded that the petitioner was not in the audience and he was hesitant to move forward. He had missed the worksession because he had been busy with issues in Girdwood and wanted to wait until he was updated on the negotiations between the neighbors. Ms. Shamberg concurred. Municipal Clerk Barbara Gruenstein responded that Mr. Smith would be out of town until April 19th. Mr. Tremaine moved for postponement until the 19th. The Administration concurred and there were no objections.

HARVEY PRICKETT, with Dean Architects, described the "neotraditional design" development as surpassing Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Ms. Fairclough moved, to approve AO 2005-15.
Ms. Ossiander seconded.

Mr. Tremaine moved, to postpone AO 2005-15 to April 19, 2005.

Mayor Begich seconded.

and this was approved without objection.

To Chair Traini, Mr. Tremaine responded that the petitioner was not in the audience and he was hesitant to move forward. He had missed the worksession because he had been busy with issues in Girdwood and wanted to wait until he was updated on the negotiations between the neighbors. Ms. Shamberg concurred. Municipal Clerk Barbara Gruenstein responded that Mr. Smith would be out of town until April 19th. Mr. Tremaine moved for postponement until the 19th. The Administration concurred and there were no objections.

HARVEY PRICKETT, with Dean Architects, described the "neotraditional design" development as surpassing Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Ms. Fairclough moved, to approve AO 2005-15.
Ms. Ossiander seconded.

Mr. Tremaine moved, to postpone AO 2005-15 to April 19, 2005.

Mayor Begich seconded.

and this was approved without objection.

To Chair Traini, Mr. Tremaine responded that the petitioner was not in the audience and he was hesitant to move forward. He had missed the worksession because he had been busy with issues in Girdwood and wanted to wait until he was updated on the negotiations between the neighbors. Ms. Shamberg concurred. Municipal Clerk Barbara Gruenstein responded that Mr. Smith would be out of town until April 19th. Mr. Tremaine moved for postponement until the 19th. The Administration concurred and there were no objections.

13.B. Ordinance No. AO 2005-36, an ordinance amending the zoning map and providing for the rezoning of approximately 2.1 acres, from R-2A (Two Family Residential District) to R-2M (Multiple Family Residential District), for Lot 16A, Section 9, T12N, R3W, S.M., AK, generally located on the southeast corner of Lake Otis Parkway and Lore Road (Abbott Loop Community Council) (Planning and Zoning Commission Case 2004-172); Planning Department.


(Carried Over From 3-29-05)
drainage in the area could not support additional housing. He urged the Assembly not to approve the rezone, and if they did, to consider conditional uses to put additional larger buffer zones with vegetation and additional parking.

DANIEL CAMPOS opposed the rezone because of traffic, parking and safety issues and worried about his wife pulling into traffic onto Lake Otis. He urged the Assembly not to support the rezone, and if they did, to consider adding buffers and more parking to maintain their quality of life.

ETHEL CHRISTENSEN opposed the rezone. She shared history of the area and her concern about losing their quality of life.

MIKE LEGER, with the Holy Cross Catholic Church, opposed the increased density because of the increased traffic on Lore Road. A church member had been hit and hospitalized in a vehicle accident at the intersection of Lore and Lake Otis. To Mr. Coffey, he responded the church was addressing increasing the size of the church parking lot. He understood the property was wet and they would have to make improvements to be able to use it as a parking lot.

CINDY CAMPOS testified against the rezone because there would be too many people. There would be more kids crossing the street who would be in danger of getting hit.

With no additional public testimony, Chair Traini closed Public Hearing and stated the Question.

Mr. Tesche moved, to approve AO 2005-36.

Mr. Tremaine seconded.

Mr. Tesche moved, to amend AO 2005-36 on Page 2, Line 27, by adding: "Section 3: This rezoning is subject to the following special limitation: A neotraditional design consistent with drawings submitted to (the) Assembly on April 12, 2005 shall be utilized for all development on this property."

Mr. Tesche requested that if this was approved, that the designs be submitted to the Municipal Clerk as official record.

To Ms. Ossiander, Planning and Zoning Administrator Jerry Weaver responded the approval of limitations meant additional construction or decks would not be allowed. The department fully supported the neotraditional design concept.

Mr. Coffey read the code standards for approval of a rezone, which described this property and surrounding areas with intention for a density increase. It may be considered an area in transition and the adjacent property would suffer consequences. He also noted that allowable amendments for special limitations might include limiting structures or uses that would adversely affect the surrounding neighborhoods. There was also compliance with the Comprehensive Plan, allowing development with site criteria and standards for increased density. They had failed to take into consideration the surrounding neighborhood, addressing traffic and signals. The Planning and Zoning Commission had discussed that the upgrades of Lore Road would not work well with multiple family structures. He stated there was statutory authority for Mr. Tesche’s amendment.

Ms. Ossiander stated that the implications of the Tesche Amendment would not allow remodeling to the structures. Mr. Coffey concurred and stated remodeling would require a rezone. Mr. Tesche responded that a simple remodel would not require a rezone. He requested a YES-vote on the amendment.

Ms. Fairclough recommended additional language to ensure the design presented would be used for the development.

Ms. Jennings concurred. Mr. Tesche concurred and so moved.

Mr. Tesche moved, to amend the Tesche Amendment by adding, to read: Section 3: This rezoning is subject to the following special limitation: A neotraditional design consistent with drawings submitted to (the) Assembly on April 12, 2005 shall be utilized for all development on this property. "This special limitation expires upon issue of final certificate of occupancy for the last unit constructed on this property."

Mr. Tremaine stated the current R-2A zoning was described in Title 21 as 10 dwellings per acre. Mr. Weaver concurred. Mr. Tremaine stated alternative R-2M zoning would allow up to 8 units per acre. Mr. Weaver responded there was inconsistency with language in the R-2M description and that site condos would not be allowed. Municipal Attorney Fred Boness responded he would have to research the issue before giving a legal opinion.

Ms. Ossiander stated there were issues concerning traffic. Mr. Weaver responded that traffic had had considerable review from the public and the staff. The applicants indicated they would offer improvements for connections to Lake Otis. Currently a traffic study was not warranted, but as the area continued to develop, that would change.

To Ms. Fairclough, Mr. Weaver responded that the current R-2A zoning would allow the petitioner to build single-family structures or duplexes. It also would allow branch libraries, public and private schools, playgrounds, family residential care facilities and churches. Mr. Weaver responded that a site condo development would not be allowed. Ms. Fairclough responded that builders should have the opportunity to develop their property in a reasonable way, there was a need for additional entry-levels homes and this area had been identified as a residential corridor in 2020. She understood the public transportation and the safety issue, but she urged consideration of high density development in this area, particularly because it was already on a five-lane road.

Mr. Tesche concurred with Ms. Fairclough and supported the main motion.
To Mr. Coffey, Mr. Tremaine responded the intent of density was silent in the code, but density was governed by minimum lot requirements. R-2M had specific guidance for density.

Ms. Fairclough stated that inconsistencies had developed with Title 21, which was the reason the Administration had addressed a rewrite. She stated this was a good example. She stated that while the surrounding neighborhood opposed the proposed subdivision, there was a developer offering a higher density, directly in the transportation corridor and this property rezone was consistent with the Title 21 rewrite and the Comprehensive Plan.

Mr. Coffey moved, to amend AO 2005-36, by reducing allowed units from [36] to "24."

Ms. Fairclough seconded, and this was later withdrawn,

Mr. Coffey stated that the definition of density was confusing in code and he proposed a reduction in the numbers of units, offering compromise to both sides. Mr. Perkitt responded that the development could not be limited to 24 because economically it would not be feasible. Mr. Coffey withdrew this motion and Ms. Fairclough concurred.

Mr. Coffey stated that while he concurred with Ms. Fairclough’s argument, he was concerned it would be a radical change from what currently existed. He disagreed with the Planning and Zoning Commission, and thought the traffic congestion was problematic. There were conflicting directions from the Comprehensive Plan and the Title 21. He thought this change was too much, too soon, and that this project would be more appropriate when other issues in the area were addressed. He would not support the motion.

Mr. Tesche stated that inconsistencies with the different plans would be worked out in the next year or two. He stated this was an opportunity to move forward immediately with the intent of their direction in the Comprehensive Plan and Title 21, creating more moderately-priced housing. He urged a YES-vote.

Mr. Stout stated the original homeowners had purchased their homes and property in good faith, thinking the zoning would remain stable. He opposed extremely high density and he opposed changing the existing zoning to create higher density. He opposed the motion.

Ms. Ossiander stated this design offered many appropriate accommodations that were attractive for higher density areas and she supported the motion.

Ms. Fairclough urged a YES-vote.

Mr. Whittle urged a YES-vote, but thought the traffic needed to be addressed in the near future.

Mr. Traini stated this was near his neighborhood and he was concerned with the changes a rezone would cause there, with increased traffic and safety concerns. He urged a NO-vote.

Ms. Shamberg stated there was a need for density housing and there was already a five-lane highway in this area. She would support it.

Mr. Tremaine stated there was no choice but to be a YES-vote.

Mr. Coffey stated the competing needs were not balanced and he would not support it.

and this motion was withdrawn,

AYES: Fairclough, Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.

NAYES: Traini, Stout and Coffey.

ABSENT: Sullivan, excused.

Ms. Fairclough moved, for immediate reconsideration of AO 2005-36.

Mr. Coffey seconded, and this motion failed,

AYES: Traini, Stout and Coffey.

NAYES: Fairclough, Whittle, Tremaine, Tesche, Jennings, Ossiander and Shamberg.

ABSENT: Sullivan, excused.

13.C. Ordinance No. AO 2005-26, an ordinance of the Anchorage Municipal Assembly amending Anchorage Municipal Vehicle and Traffic Code Section 9.04.010, Definitions, to repeal Parking Enforcement Officer, define a Peace Officer, and to include parking enforcement by police officers together with traffic enforcement; and amending Section 9.30.240, Enforcement Officers, to include a peace officer for violations of Chapters 9.30, 9.32, and 9.34, and prohibiting photo radar; Assemblymember Coffey. (Continued from 2-15-05) (Continued to 7-12-05)


Chair Traini read the ordinance title. To his question, Mr. Coffey responded that he had confirmed with the Administration their intention to continue to July 12th. Chair Traini stated he would open public testimony, but urged the public to wait to testify when it came before the Assembly again, with possible new versions of the ordinance to consider. Chair Traini opened Public Hearing. There being no one to testify, he called for a motion.

Mr. Coffey moved, to continue AO 2005-26, with Pubic Hearing set for July 12, 2005.

Mr. Tesche seconded, with an excused absence for Mr. Sullivan,

2. Ordinance AO 2005-1, an ordinance of the Anchorage Municipal Assembly amending AMC 2.40.030 relating to the definition and recognition of Community Councils; Assemblymembers Tesche and Traini, (Public Hearing was Re-Opened and Continued from 3-1-05; Carried Over From 3-29-05)

Chair Traini read this ordinance title and Mr. Tesche distributed the most recent substitute version. Chair Traini opened Public Hearing on AO 2005-1(S-1).

KATHLEEN PLUNKETT testified that the community had been actively involved with improving the parks in their area with donations, some of which were over $250, which made them in violation of the regulations. They asked for consideration of changing that language, to allow larger donations. To Ms. Ossiander, Ms. Plunkett responded she did not think it was necessary for a $250 limit to avoid large cash contributions from any business or group that might wish to sway the decision of the community council.

PETER MJOS, President of Roger Park Community Council, testified that the system of community councils and the federation, when conducted properly, was participatory democracy at its best, with a forum open to anyone. The council urged consideration of no membership fee to encourage all residents to be involved. They asked for allowances for seeking special assessments for specifically designated projects which would benefit their community.

ED EARNHART, resident of Taku Community Council, testified in support of the ordinance, but thought there needed to be a campaign to promote the council system because it was important to inform the people and the community. Ms. Jennings agreed with his idea of advertising community councils and encouraging more people to get involved.

KATY NOLAN, representing the Huffman/O'Malley Community Council, testified in support of the ordinance, except to urge the Assembly to recognize their right of self-governing. They recommended an amendment on Page 2 that would give the councils the ability to self-govern. To Mr. Tremaine, she responded a change to Section 6.g in the S-1 Version would also be beneficial.

STU HALL and DIANNE HOLMES testified they had addressed the proposed changes and made recommendations to improve the ordinance with their S-1 Version. They supported a maximum of $25 for dues, a hardship clause and the acceptance of larger gifts or grants to fund local projects. They supported requests of taking action on items at the next meeting. They supported the Ossiander Amendment, regarding the use of the membership lists. They supported the ability of self-governing, with defined obligations of councils. They approved the use of the latest edition of Robert’s Rules of Order, Revised, 2004. To Ms. Shamberg, Ms. Holmes recommended to amend the proposed meeting schedule to be more applicable with councils’ summer meetings. Mr. Tremaine stated it would be difficult for the Girdwood Community Council to comply with the meeting schedules. He proposed additional language to define interim meetings and he opposed the elimination of executive council decisions. Ms. Holmes concurred. To Ms. Jennings, Ms. Holmes responded there were councils that had received large sums for community park improvements or other expenses. Mr. Hall stated that his council had also accepted gifts, and other councils had accepted donations for improvements needed to their area, when the government would not offer funding. He stated that community councils had matured, had good judgment in their leadership and could best decide their own donations.

AL TAMAGNI, President of the Abbott Loop Community Council, supported the ordinance. He approved of the amendments and supported the authority of the council executive committee.

Acting Chair Tesche call for additional public testimony and there being none, he closed Public Hearing and called for a motion. Mr. Traini resumed the Chair, and Mr. Tesche thanked Stu Hall and Dianne Holmes for their contribution. He moved to approve the S-1 Version and recommended a YES-vote.

Mr. Tesche moved, to approve AO 2005-1(S-1).

Mr. Tremaine seconded, to amend AO 2005-1(S-1) on Page 3, Line 15, by adding a new Subsection C., to read: “Girdwood is not considered a community council for purposes of this section;”

Ms. Shamberg seconded, with an excused absence for Mr. Sullivan, with this passed without objection, with an excused absence for Mr. Sullivan,

Mr. Tremaine stated there were councils that did not need to meet as often and this schedule was more appropriate.

Mr. Tremaine moved, to amend AO 2005-1(S-1) on Page 2, Line 27, by changing, to read: “Regular meetings of the council at periodic intervals, at least [four “two” times in a calendar year…

Mr. Tremaine seconded, with this passed with one objection, with an excused absence for Mr. Sullivan,

Mr. Tremaine moved, to amend AO 2005-1(S-1) on Section 6.d, by deleting, to read: The election of officers and, if desired, an executive committee or like body to conduct the business of the council between meetings; however, any member of the council may request that an action of such a body be brought to a vote of the council at the next council meeting. [all council members must have an equal voice in policy decision.]

Mr. Tremaine moved, to amend AO 2005-1(S-1) on Page 2, Line 27, Section 6.c, by changing, to read: Regular meetings of the council at periodic intervals, at least [four “two” times in a calendar year…

Mr. Tremaine moved, to amend AO 2005-1(S-1) on Page 3, Line 15, by adding a new Subsection C., to read: “Girdwood is not considered a community council for purposes of this section;”
Ms. Ossiander moved, to amend AO 2005-1(S-1) on Page 2, Line 18, by deleting to read: These by-laws shall be [presented to the Assembly, prior to recognition] "filed with the [FCC] Grant Administrator and be available to the public" and shall provide for:

Ms. Ossiander stated that instead of coming before the Assembly, the by-laws could be filed with Assembly Budget Analyst Mike Gutierrez. She stated it was not her intent to have all council by-laws approved by the Assembly, which was stated on Page 3, Section 2, which required Assembly approval. Mr. Coffey responded that this provision would possibly eliminate the recognition process.

Chair Traini recommended improving the language of the amendment by having the council by-laws presented to the Assembly as a priority condition, required by the Charter and filed with the FCC Grant Administrator.

Mr. Tremaine stated that the Federation of Community Councils (FCC) was an entity of the moment, was not a permanent part of the process, defined by Code or the Charter, and he would not support the Ossiander Amendment. Ms. Ossiander responded that she would accept the omission of FCC as a friendly amendment and there were no objections.

and this motion, as amended, failed,

AYES: Stout and Ossiander.
NAYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Jennings, Shamberg and Coffey.

Ms. Fairclough stated she appreciated all the time and commitment that had gone into negotiation of this document. She referred to the Charter, describing councils encouraging citizens' maximum community involvement and self-determination, specific to the intent of the original ordinance, which was not being followed. She moved to postpone.

Ms. Fairclough moved, to postpone indefinitely AO 2005-1(S-1).
Mr. Coffey seconded,
Ms. Fairclough seconded, new Number 7, to read: "An annual report to the council members summarizing all council business conducted in the preceding 12 months or a compilation of approved minutes."

Ms. Ossiander stated she was respectfully supporting councils in her area and she fully supported the motion.

and this motion failed,

AYES: Fairclough, Traini, Ossiander and Coffey.
NAYES: Whittle, Tremaine, Tesche, Stout, Jennings and Shamberg.

Ms. Ossiander stated the councils in her area normally did not charge dues and wanted to lower the ceiling of dues. She stated the idea was to encourage participation.

and this was approved with one objection,
with an excused absence for Mr. Sullivan,

Ms. Ossiander moved, to amend AO 2005-1(S-1) on Page 1, Line 46, by substituting $15.00 for $25.00.
Ms. Ossiander moved, to amend AO 2005-1(S-1) on Page 3, Line 10, by adding a new Number 7, to read: "Has been approved by the members of the excising council representing the district."

Ms. Ossiander stated this had also been addressed by councils in her area, when a new council wanted to be established, following a disagreement on an issue. This had been a political reaction and not truly representative of the community.

Mr. Tesche stated this action would not have allowed the Assembly to address council boundary lines the preceding year. Under the Charter and the Municipal Code, the decision on formal recognition of councils lies with the Assembly, not with the existing community councils. He recommended a NO-vote.

Mr. Coffey and Ms. Jennings concurred with Mr. Tesche.

Mr. Stout stated that the council boundary lines would not be addressed again soon. He stated the councils needed to be approved by the Assembly and the Ossiander Amendment was not overly restrictive. He would be in support.

and this motion failed,
1. AYES: Fairclough, Tremaine, Stout and Ossiander.
2. NAYES: Whittle, Traini, Tesche, Jennings, Shamberg and Coffey.
3. ABSENT: Sullivan, excused.

Mr. Tesche requested that his name be reinstated as a prime sponsor of this ordinance. Chair Traini, Mr. Tremaine, Mr. Whittle and Ms. Shamberg requested their names also be re-added as co-sponsors.

Chair Traini called for a vote on the main motion AO 2005-1(S-1), as amended.

and this motion was passed,

AYES: Whittle, Tremaine, Stout, Traini, Tesche, Jennings, Shamberg and Coffey.
NAYES: Fairclough and Ossiander.
ABSENT: Sullivan, excused.

14. NEW PUBLIC HEARINGS

14.A. Ordinance No. AO 2005-46, an ordinance of the Anchorage Municipal Assembly authorizing an amendment to Port of Anchorage Terminal Tariff No. 5 for POL (Petroleum, Oil, Lubricants) crane usage after petroleum discharge/loading operation.

Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called the Question.

Mr. Tesche moved, to approve AO 2005-46.
Mr. Tremaine seconded,
and this motion was passed without objection,
with Mr. Whittle temporarily out of Chambers,
and with an excused absence for Mr. Sullivan,

14.B. Ordinance No. AO 2005-50, an ordinance authorizing an amendment to Port of Anchorage Terminal Tariff No. 5, reducing the wharfage rate on cement transferred in bulk through pipelines to or from shoreside storage tanks.

Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called the Question.

Ms. Ossiander moved, to approve AO 2005-50.
Mr. Tremaine seconded,
and this motion was passed without objection,
with Mr. Whittle and Mr. Tesche temporarily out of Chambers,
and with an excused absence for Mr. Sullivan,

14.C. Resolution No. AR 2005-71, a resolution of the Municipality of Anchorage appropriating the sum of $110,000 from the State of Alaska, Department of Transportation & Public Facilities; and reappropriating $29,120 of contributions from the 2004 Highway Safety Officer Training Grant, State Categorical Grants Fund (231) and reappropriating $3,699 of contributions from the 2003 Prescription Drug Enforcement Grant, State Categorical Grants Fund (231) and reappropriating $3,011 of contributions from the 2002 Prescription Drug Enforcement Grant, State Categorical Grants Fund (231) and appropriating $17,847 as a contribution from the 2005 Anchorage Police Operating Budget, Anchorage Metropolitan Police Service Area Fund (151), to the State Categorical Grants Fund (231) Anchorage Police Department, for the Youth at Risk Driving Enforcement Program.

Chair Traini read this resolution title and opened Public Hearing. With no one to testify, he closed Public Hearing and called the Question.

Ms. Jennings moved, to approve AR 2005-71.
Mr. Tremaine seconded,
and this motion was passed without objection,
with Mr. Tesche temporarily out of Chambers,
and with an excused absence for Mr. Sullivan,

14.D. Ordinance No. AO 2005-45, an ordinance of the Anchorage Municipal Assembly authorizing the long term lease between the Municipality of Anchorage as lessor and the University of Alaska as lessee of Lot 4 and Lot 5, Block 4, Merrill Field Replat, located between Runway 06/24 and Merrill Field Drive, Merrill Field Airport.

Chair Traini read this ordinance title and opened Public Hearing. With no one to testify, he closed Public Hearing and called for a motion.

Mr. Tremaine moved, to approve AO 2005-45.
Ms. Jennings seconded,

TED CASSIER, University of Alaska Anchorage (UAA) Provost of Academic Affairs, supported this ordinance.

JAN GALLARD, UAA Dean of Community and Technical College, recognized several associates, faculty, professional and technical staff members, members of the community and students in the audience, present to show their support of the ordinance. She testified their goal was to conduct research to resolve the practical and real problems in the aviation industry and to conduct research in an applied manner that would influence aviation education. It was their intent to make the aviation industry safe and prosperous. Ms. Jennings responded she fully supported the programs and projects with the university and she was in full support of the ordinance.

With no additional public testimony, Chair Traini closed Public Hearing put the Question.

and this motion was passed without objection,
with Mr. Tesche temporarily out of Chambers,
and with an excused absence for Mr. Sullivan,

14.E. Resolution No. AR 2005-73, a resolution of the Municipality of Anchorage appropriating revenue within the Anchorage Parks and Recreation Service Area Capital Improvement Fund (461); $229,763 for improvements to Abbott Loop Community Park; $80,300 for improvements to Russian Jack Springs Park; and, $132,000 for development of strategic plans for capital improvements to municipal parks.


Chair Traini read this resolution title. Ms Fairclough stated it was her intention to continue Public Hearing to allow time for Assemblymembers to review the Park Trails Plan.

To Ms. Fairclough, Parks and Recreation Director Jeff Dillon responded this document involved existing funds sitting in the capital improvements budget, waiting for allocation and was not related to the current Park Plan. Mayor Begich described matching funds for other projects throughout the community. Mr. Dillon stated the Rasmuson Foundation had indicated an additional $400,000 grant would be available in the future.

Mr. Coffey stated that he had received this document at 3:00 that afternoon, with no time to review it, and that was the reason he would support postponement.

Chair Traini opened Public Hearing.

VIC MOLOZZI, Chair of the Parks and Recreation Commission and President of the Parks Foundation, testified that the document before the Assembly would allow the Park Foundation to use private dollars to match with public dollars, providing capital funding to the Park and Recreation Department. He stated that they had already attracted $650,000 in donations.

There being no addition public testimony, Chair Traini closed Public Hearing. Ms. Fairclough withdrew her motion to postpone and the second concurred. She stated that she appreciated these were capital improvements and stated that this had been Laid on the Table the week before, with no public notice. She stated that the document had been received by Assemblymembers late that afternoon, with no time to review the information. She appreciated the efforts to gain matching funds and urged a YES-vote. Chair Traini called the Question.

Mr. Coffey moved, to approve AR 2005-73.
Mr. Tremaine seconded,
and this motion was passed without objection,
with Mr. Stout temporarily out of Chambers,
and with an excused absence for Mr. Sullivan,

15. SPECIAL ORDERS None.

16. UNFINISHED AGENDA None.

17. AUDIENCE PARTICIPATION None.

18. ASSEMBLY COMMENTS

Assemblymembers Coffey and Ossiander each requested a worksession be scheduled to discuss the sign ordinance.

Ms. Fairclough thanked Mr. Abbot and Mr. Holtan for their assistance with recent important issues to her community. She stated the Administration was doing a fabulous job and acknowledged Municipal Attorney Fred Boness and Economic and Community Development Director Mary Jane Michael.

19. EXECUTIVE SESSIONS None.

20. ADJOURNMENT

Mr. Tremaine moved, to adjourn the Regular Assembly Meeting.

Mayor Begich seconded,
and this motion was passed,

AYES: Fairclough, Whittle, Tremaine, Traini, Tesche, Stout, Jennings, Ossiander, Shamberg and Coffey.

NAYES: None.

ABSENT: Sullivan, excused.

The Regular Assembly Meeting was adjourned at 10:30 p.m.

_______________________________________________
DICK TRAINI, Assembly Chair

ATTEST:

_____________________________________________
BARBARA GRUENSTEIN, Municipal Clerk

Date Minutes Approved: May 17, 2005.

MC/BG

(Approved Meeting Minutes are available in the Municipal Clerk’s Office, 632 West 6th Avenue, Suite 250, Anchorage, Alaska, telephone (907)343-4505, or on the Municipal Web Site at www.Muni.org~Assembly~Minutes~year~month~day)

Agenda Published in the ALASKA JOURNAL OF COMMERCE P.O. 520-05