

Submitted by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Department of Economic &
Community Development
For Reading: January 30, 2007

See AO 2007-26(S)

ANCHORAGE, ALASKA
AO 2007 - 26

AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE MUNICIPALITY AT THE REGULAR MUNICIPAL ELECTION APRIL 3, 2007, A BALLOT PROPOSITION APPROVING A NON-EXCLUSIVE LONG-TERM LEASE OF THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN CENTER AT RUTH ARCAND PARK TO RAINBOW CONNECTION THERAPEUTIC HORSEBACK RIDING PROGRAM AND THE ANCHORAGE HORSE COUNCIL, INC.

WHEREAS, Anchorage Horse Council, Inc. (AHC), a non-profit corporation, manages the Section 16 Equestrian Center (hereinafter "Center"), also known as the William Clark Chamberlin Equestrian Center, located in a portion of Ruth Arcand Park, under a management agreement administered by the Department of Parks and Recreation since 1985; and

WHEREAS, Rainbow Connection Therapeutic Riding Program (Rainbow), a non-profit organization, provides therapeutic horseback riding to children and adults of every age, race and income level with a wide range of disabilities since 1974; and

WHEREAS, Rainbow is the only nationally accredited therapeutic riding center in Alaska, with a waiting list of individuals wanting to participate; and

WHEREAS, the Rainbow needs a permanent, handicapped accessible facility in a central public location; and

WHEREAS, at the request of AHC and Rainbow, and in consideration of AHC's continued management and operation, the municipality proposes a non-exclusive lease of the Center to Rainbow and AHC for a term not to exceed 20 years, plus two 10-year renewal options, for less than fair market value, to provide a continuing program for Alaskans with physical disabilities and facilitate further development and enhancement of Center facilities, a purpose beneficial to the Municipality and the public; and

WHEREAS, the Center includes approximately 334.57 acres in Ruth Arcand Park, at Tract D, Section 16 Subdivision, Plat No. 86-824; and

WHEREAS, pursuant to Anchorage Ordinance 90-71(S), Ruth Arcand Park is dedicated to park and recreational uses, requiring any lease to be approved by the voters pursuant to Anchorage Municipal Charter §10.02(8) and Anchorage Municipal Code Section 25.30.020; and

1 WHEREAS, a companion ordinance, AO 2007- 27, authorizing a long-term, non-exclusive lease
2 of dedicated park land known as the Section 16 William Clark Chamberlin Equestrian Center to
3 AHC and Rainbow, both non-profit corporations, at less than fair market value, as permitted by
4 Anchorage Municipal Code section 25.30.040B. is pending, and must be approved by the
5 Assembly prior to placing this ballot proposition before the voters; now therefore,
6

7 THE ANCHORAGE MUNICIPAL ASSEMBLY ORDAINS:
8

9 **Section 1.** Submission of this ballot proposition to the voters is subject to the adoption of
10 AO 2007- 27, approving a long-term, non-exclusive lease of the Section 16 William Clark
11 Chamberlin Equestrian Center by Anchorage Horse Council, Inc. and Rainbow Connection, Inc.,
12 two non-profit corporations.
13

14 **Section 2.** Pursuant to Anchorage Municipal Charter §10.02, at the regular Municipal election
15 April 3, 2007, a ballot proposition in substantially the following form shall be submitted to the
16 qualified voters of the Municipality of Anchorage:
17

18 Proposition _____
19

20 APPROVING A LONG-TERM, NON EXCLUSIVE LEASE OF
21 THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN
22 CENTER AT RUTH ARCAND PARK CONTAINING 334.57
23 ACRES OF DEDICATED MUNICIPAL PARK LAND, WITH
24 THE RAINBOW CONNECTION THERAPEUTIC HORSEBACK
25 RIDING PROGRAM AND ANCHORAGE HORSE COUNCIL,
26 TWO NON-PROFIT CORPORATIONS, FOR THE PURPOSE OF
27 OPERATING, UPGRADING AND MAINTAINING PUBLIC
28 EQUESTRIAN FACILITIES AND PROVIDING THERAPEUTIC
29 HORSEBACKRIDING FACILITIES AND PROGRAMS FOR
30 PEOPLE WITH DISABILITIES.
31

32 Shall the Municipality of Anchorage enter into a long-term, non-exclusive
33 lease of the William Clark Chamberlin Equestrian Center at Ruth Arcand
34 Park, containing 334.57 acres of dedicated municipal park land, with
35 Rainbow Connection Therapeutic Horseback Riding Program and
36 Anchorage Horse Council, two non-profit organizations, for the purpose of
37 operating, upgrading and maintaining public equestrian facilities and
38 providing therapeutic horseback riding facilities and programs for people
39 with disabilities upon approval by a majority of the voters?
40

41 Yes []

No []

42
43 Property affected by this proposition is located in Ruth Arcand Park,
44 described more specifically as the Section 16 Equestrian Center, also known
45 as William Clark Chamberlin Equestrian Center, Tract D, Section 16

Subdivision, according to Plat 86-724, Anchorage Recording District, Third
Judicial District at Anchorage, Alaska.

The taxpayers of the Municipality of Anchorage do not incur an increase in
property taxes as a result of this lease, and any operations, upgrades and
improvements constructed during the lease by Rainbow Connection and
Anchorage Horse Council shall belong to the Municipality of Anchorage at
the end of the lease.

Section 3. Section 1 of this ordinance shall become effective if, and only if, the companion
ordinance authorizing the long-term lease, AO 2007- 27 , is adopted by the Assembly.

Section 4. Section 2 of this ordinance shall become effective if, and only if, said proposition is
passed by a majority of Municipality of Anchorage voters voting on the proposition.

PASSED AND APPROVED by the Anchorage Municipal Assembly this ____ day of
_____, 2007.

Chair

ATTEST:

Municipal Clerk

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2007- 26

Title: AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE MUNICIPALITY OF ANCHORAGE, ALASKA, A PROPOSITION APPROXIMATELY TITLED "REGULAR MUNICIPAL ELECTION APRIL 3, 2007, A BALLOT PROPOSITION APPROXIMATELY TITLED "NON-EXCLUSIVE LONG-TERM LEASE OF THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN CENTER AT RUTH ARCAND PARK TO RAINBOW CONNECTION THE HORSEBACK RIDING PROGRAM AND THE ANCHORAGE HORSE COUNCIL, INC."

Sponsor:

Preparing Agency: OECD

Others Impacted: Parks & Recreation

CHANGES IN EXPENDITURES AND REVENUES:

(In Thousands of Dollars)

	<u>FY05</u>	<u>FY06</u>	<u>FY07</u>	<u>FY08</u>	<u>FY09</u>
Operating Expenditures					
1000 Personal Services					
2000 Non-Labor					
3900 Contributions					
4000 Debt Service					
TOTAL DIRECT COSTS:	\$ -	\$ -	\$ -	\$ -	\$ -
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	\$ -	\$ -	\$ -	\$ -	\$ -

REVENUES:

CAPITAL:

POSITIONS: FT/PT and Temp

PUBLIC SECTOR ECONOMIC EFFECTS:

This ordinance will have no public economic effect.

PRIVATE SECTOR ECONOMIC EFFECTS:

This ordinance will have no economic effect on the private sector.

MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM

No. AM 89 -2007

Meeting Date: January 30, 2007

From: MAYOR

Subject: AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE MUNICIPALITY AT THE REGULAR MUNICIPAL ELECTION APRIL 3, 2007, A BALLOT PROPOSITION APPROVING A NON-EXCLUSIVE LONG-TERM LEASE OF THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN CENTER AT RUTH ARCAND PARK TO RAINBOW CONNECTION THERAPEUTIC HORSEBACK RIDING PROGRAM AND THE ANCHORAGE HORSE COUNCIL, INC.

The Anchorage Horse Council, Inc., a non-profit corporation, manages the Section 16 Equestrian Center (Center), also known as the William Clark Chamberlin Equestrian Center, located in a portion of Ruth Arcand Park, under a management agreement administered by the Department of Parks and Recreation since 1985. The Center serves the community as an equestrian recreation area.

The Rainbow Connection (Rainbow), a Therapeutic Horseback Riding Program, needs a permanent, handicapped accessible facility in order to continue to serve people in Anchorage who live with disabilities.

The Anchorage Horse Council and Rainbow Connection have joined forces in an effort to obtain a non-exclusive, long term lease at Ruth Arcand Park, providing each entity with the opportunity to raise and invest private funds for designing handicapped accessible facilities and other improvements at the Center, and for the benefit of the Municipality and the public. These facilities and improvements benefit Alaskans with physical disabilities and aide further development and enhancement of the Center facilities.

The Anchorage Horse Council and Rainbow Connection agree to operate the Center in partnership by proposing a non-exclusive, long term lease of the Center, for a term not to exceed 20 years, plus two additional 10 year renewal options, at less than fair market value. The land included in the lease consists of approximately 334.57 acres in Ruth Arcand Park, Tract D, Section 16 Subdivision, Plat No. 86-824. Pursuant to Anchorage Ordinance 90-71(S), Ruth Arcand Park is dedicated to park and recreational uses, and a lease of municipal park land requires approval by the voters under Anchorage Municipal Charter §10.02(8) and Anchorage Municipal Code section 25.30.020.

A companion ordinance, Anchorage Ordinance 2007- 27, seeks Assembly approval of a non-exclusive, long term lease.

1
2 THE ADMINISTRATION RECOMMENDS APPROVAL OF AN ORDINANCE
3 SUBMITTING TO THE QUALIFIED VOTERS OF THE MUNICIPALITY AT THE
4 REGULAR MUNICIPAL ELECTION APRIL 3, 2007, A BALLOT PROPOSITION
5 APPROVING A NON-EXCLUSIVE LONG-TERM LEASE OF THE WILLIAM CLARK
6 CHAMBERLIN EQUESTRIAN CENTER AT RUTH ARCAND PARK TO RAINBOW
7 CONNECTION THERAPEUTIC HORSEBACK RIDING PROGRAM AND THE
8 ANCHORAGE HORSE COUNCIL, INC.
9

10 Prepared by: Schawna Thoma, Deputy Director

11 Approved by: Mary Jane Michael, Executive Director,
12 Department of Economic & Community Development

13 Concur: Jeff Dillon, Director
14 Parks Department

15 Concur: James N. Reeves, Municipal Attorney

16 Concur: Denis C. LeBlanc, Municipal Manager

17 Respectfully submitted: Mark Begich, Mayor
18
19

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Content Information**Content ID :** 004753**Type:** Ordinance - AO

Title: BALLOT PROPOSITION APPROVING A LONG-TERM LEASE OF
THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN CENTER TO
RAINBOW CONNECTION AND THE ANCHORAGE HORSE
COUNCIL, INC.

Author: thomasm**Initiating Dept:** ECD

Description: BALLOT PROPOSITION APPROVING A LONG-TERM LEASE OF
THE WILLIAM CLARK CHAMBERLIN EQUESTRIAN CENTER TO
RAINBOW CONNECTION AND THE ANCHORAGE HORSE
COUNCIL, INC.

Keywords: Ruth Arcand Park Horse Council**Date Prepared:** 1/19/07 11:47 AM**Director Name:** Mary Jane Michael

Assembly Meeting
Date MM/DD/YY: 1/30/07

Public Hearing
Date MM/DD/YY: 2/13/07

M.O.A.
 2007 JAN 19 PM 2:49
 CLERKS OFFICE

Workflow History

<u>Workflow Name</u>	<u>Action Date</u>	<u>Action</u>	<u>User</u>	<u>Security Group</u>	<u>Content ID</u>
AllOrdinanceWorkflow	1/19/07 11:51 AM	Checkin	thomasm	Public	004753
ECD_SubWorkflow	1/19/07 11:53 AM	Approve	thomasm	Public	004753
OMB_SubWorkflow	1/19/07 12:01 PM	Approve	mitsonjl	Public	004753
Legal_SubWorkflow	1/19/07 12:02 PM	Approve	fehlenrl	Public	004753
MuniManager_SubWorkflow	1/19/07 12:28 PM	Approve	leblancdc	Public	004753
MuniMgrCoord_SubWorkflow	1/19/07 12:46 PM	Approve	abbottmk	Public	004753