

MUNICIPALITY OF ANCHORAGE

ANCHORAGE ASSEMBLY

Minutes for Regular Meeting of February 23, 1999

1. CALL TO ORDER:

The meeting was convened at 5:04 p.m. by Chair Fay Von Gemmingen in the Assembly Chambers, 3600 Denali, Anchorage, Alaska.

2. ROLL CALL:

Present: Bob Bell, Ted Carlson, George Wuerch, Melinda Taylor, Charles Wohlforth (5:07 p.m.) Fay Von Gemmingen, Cheryl Clementson, Kevin Meyer, Pat Abney, Dan Kendall, Joe Murdy.

Absent: None.

3. PLEDGE OF ALLEGIANCE:

The pledge was led by Mr. Murdy.

4. MINUTES OF PREVIOUS MEETING:

- A. Regular Meeting - October 27, 1998
- B. Regular Meeting - November 3, 1998

Mr. Murdy moved, to approve the minutes of the regular meetings of
seconded by Mr. Wuerch, October 27 and November 3, 1998.
and it passed without
objection,

5. MAYOR'S REPORT: None.

6. ADDENDUM TO AGENDA:

Mr. Murdy moved, to amend the agenda to include the addendum items.
seconded by Ms. Taylor,

Chair Von Gemmingen read the addendum items.

Question was called on the motion to amend the agenda and it passed without objection.

7. CONSENT AGENDA

Mr. Murdy moved, to approve all items on the consent agenda.
seconded by Mr. Meyer,

A. BID AWARDS:

- 1. Assembly Memorandum No. AM 172-99, recommendation of award to Construction Unlimited, Inc. to **construct Runaway Incursion Action Team (RIAT) fencing at Merrill Field Airport** for the Municipality of Anchorage, Merrill Field Airport (ITB 99-C001), Purchasing.

Mr. Wohlforth asked this item be considered on the regular agenda. See item 8 B.

- 2. Assembly Memorandum No. AM 173-99, recommendation of award to Wilder Construction Company for **1999 Merrill Field Improvements-Rehabilitation Taxiway November and Interlinks** for the Municipality of Anchorage, Merrill Field Airport (ITB 99-C002), Purchasing.
- 3. Assembly Memorandum No. AM 194-99, recommendation of award to Alaska Truck Center for furnishing **miscellaneous heavy equipment** to the Municipality of Anchorage, Department of Property and Facility Management (ITB 98-142), Purchasing.
- 4. Assembly Memorandum No. AM 195-99, recommendation of award to Tam Construction, Inc. for the **Airport Water Project-Phase IB Transmission Main** for the Municipality of Anchorage, Water and Wastewater Utility (ITB 98-C85), Purchasing.
- 5. Assembly Memorandum No. AM 196-99, recommendation of award to Unisys Corporation for furnishing **miscellaneous Cisco Systems routers, switches, hubs, and related hardware and software** to the Municipality of Anchorage, Management Information Systems Department (ITB 98-137), Purchasing.

B. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION:

1. Resolution No. AR 99-37, a resolution of the Municipality of Anchorage appropriating \$109,000 as a cash contribution from the 1999 General Government Operating Budget Fund (0101) to the State Categorical Grants Fund (0231) for the **Child Care Licensing Program** in the Department of Health and Human Services. public hearing 3-2-99.
 - a. Assembly Memorandum No. AM 174-99.

C. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 99-39, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Firefighter III Joseph C. Bair for his 22 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.

Mr. Murdy asked this item be considered on the regular agenda. See 8 D.

2. Resolution No. AR 99-40, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Firefighter II/Paramedic Caren N. Della-Cioppa for her 15 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.

Mr. Murdy asked this item be considered on the regular agenda. See 8 D.

3. Resolution No. AR 99-41, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Fire Inspector Donald E. Barlow for his 27 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.

Mr. Murdy asked this item be considered on the regular agenda. See 8 D.

4. Resolution No. AR 99-38, a resolution of the Anchorage Municipal Assembly **appropriating the sum of \$95,940 from seized and forfeited monies awarded from criminal narcotics cases by the U.S. Drug Enforcement Agency**, to the Police Investigation Fund (0257) for use by the Anchorage Police Department.
 - a. Assembly Memorandum No. AM 186-99.

D. NEW BUSINESS:

1. Assembly Memorandum No. AM 197-99, **Animal Control Advisory Board appointments** (Mike Walsh, Greg Champion, A.J. Holborn), Mayor's Office.
2. Assembly Memorandum No. AM 198-99, **Election Commission appointments** (Ramona Fowler, Martha Black), Mayor's Office.
3. Assembly Memorandum No. AM 199-99, **Emergency Medical Service Board appointments** (Tim Garbe, Dave Ingraham, Vincent Imbriani), Mayor's Office.
4. Assembly Memorandum No. AM 200-99, **Historical and Fine Arts Commission appointments** (Diane Louise, John Reeder), Mayor's Office.
5. Assembly Memorandum No. AM 201-99, **Investment Advisory Commission reappointment** (Jack Diamond), Mayor's Office.
6. Assembly Memorandum No. AM 202-99, **Library Advisory Board appointments** (Bruce Phelps, Deirdre D. Ford, Claudia Wallingford, Jan P. Timmons), Mayor's Office.
7. Assembly Memorandum No. AM 203-99, **Parks and Recreation Commission appointments** (Jim Balamaci, Mary Kemppe, Laile Fairbairn, Steve Beardsley), Mayor's Office.
8. Assembly Memorandum No. AM 204-99, **Planning and Zoning Commission appointments** (Robert Stiles, Esther Cox, Don Karabelnikoff, Arthur Isham), Mayor's Office.
9. Assembly Memorandum No. AM 205-99, **Sister Cities Commission appointment** (Edwin Chan), Mayor's Office.
10. Assembly Memorandum No. AM 206-99, **Veterans Affairs Commission appointments** (Bob Bowen, Dennis Downs, Ken Peaveyhouse, Shirley Henley, Howard Dash), Mayor's Office.
11. Assembly Memorandum No. AM 165-99, **Anchorage Telephone Utility Labor Board impending vacancy** and Assembly procedure for new appointment, Municipal Clerk.

Ms. Clementson asked this item be considered on the regular agenda. See 8 E.

12. Assembly Memorandum No. AM 181-99, **The Lion's Den** - Transfer of Ownership of a Tourism Beverage Dispensary Liquor License and Restaurant Designation Permit (Rogers Park/Spenard/Tudor Community Councils), Clerk's Office.
13. Assembly Memorandum No. AM 182-99, **La Scala Restaurant** - Transfer of Ownership of a Restaurant/Eating Place Liquor License and Restaurant Designation Permit (Bayshore-Klatt/ Sand Lake/Taku-Campbell Community Councils), Clerk's Office.
14. Assembly Memorandum No. AM 183-99, **The Moose's Tooth Pub & Pizzeria** - Restaurant Designation Permit (Rogers Park/ Spenard/Tudor Area Community Councils), Clerk's Office.
15. Assembly Memorandum No. AM 184-99, **Portage Club** - New Restaurant/Eating Place Liquor License and Restaurant Designation Permit (Portage Valley Community Council), Clerk's Office.

16. Assembly Memorandum No. AM 185-99, 1999-2000 Liquor License Renewals: Tony Roma's (Beverage Dispensary); VFW Post #9785 (Club); 2 Go Mart #002 (4608 Spenard Rd.), 2 Go Mart #003 (6740 Lake Otis Pkwy.), 2 Go Mart #006 (2220 E. Northern Lights Blvd.), 2 Go Mart #007 (7550 Old Seward Hwy.), 2 Go Mart #009 (2401 Spenard Rd.), 2 Go Mart #55 (545 Muldoon Rd.), 2 Go Mart #56 (2844 E. Tudor Rd.), 2 Go Mart #59 (12870 Old Seward Hwy.), 2 Go Mart #62 (5121 Arctic Blvd.), 2 Go Mart #68 (12551 Old Glenn Hwy.), 2 Go Mart #71 (9110 Vanguard Dr.), (Package Store); Double D's Sandwich Shop, El Tapatio, Kumagoro, Peking House, Pizza Plaza, Thai Village Restaurant (Restaurant/Eating Place), Clerk's Office.
17. Assembly Memorandum No. AM 175-99, amendment No. 2 to the professional services contract with Tryck Nyman Hayes, Inc. for **Loretta French Ballfield Development Project**, Cultural and Recreational Services.
18. Assembly Memorandum No. AM 176-99, change order No. 4 to purchase order 73494 with LCMF, Inc. to provide **professional architectural/engineering services for capital improvement projects** for the Municipality of Anchorage, Merrill Field Airport.

Mr. Wohlforth asked this item be considered on the regular agenda. See 8 E.

19. Assembly Memorandum No. AM 177-99, change order No. 1 to purchase order 80522 with Aries Consultants Ltd. to provide **professional services for the Merrill Field Airport Master Plan** for the Municipality of Anchorage, Merrill Field Airport.

Mr. Wohlforth asked this item be considered on the regular agenda. See 8 E.

20. Assembly Memorandum No. AM 178-99, 1999 professional services contract with Anchorage Economic Development Corporation, Municipal Manager.
21. Assembly Memorandum No. AM 179-99, Alaska Center for the Performing Arts roof repairs Phase 1; contract number C-80334, change order No. 1, Property and Facility Management.
22. Assembly Memorandum No. AM 180-99, contract amendment No. 10 to Eastwind, a Division of Norcon, Inc., for the **construction of East 68th Avenue**, DPW No. 93-14, Public Works.
23. Assembly Memorandum No. AM 207-99, professional 1999 federal lobbying services with Birch, Horton, Bittner and Cherot, Executive Manager.

Mr. Bell asked this item be considered on the regular agenda. See 8 E.

24. Assembly Memorandum No. AM 208-99, grant to Alaska Moving Image Preservation Association for **procurement, protection and preservation of archives**, Municipal Manager.

Mr. Wuerch asked this item be considered on the regular agenda. See 8 E.

25. Assembly Memorandum No. AM 209-99, change order No. 4 to purchase order 60615 with Law Enforcement Psychological Services, Inc. to provide **psychiatric and psychological services** to the Municipality of Anchorage, Employee Relations.
26. Assembly Memorandum No. AM 210-99, recommendation of award to Wohlforth, Vassar, Johnson & Brecht and Preston Gates & Ellis LLP for providing **bond counsel services** to the Municipality of Anchorage, Finance Department (RFP 64-98), Purchasing.

Mr. Wohlforth asked this item be considered on the regular agenda. See 8 E.

27. Assembly Memorandum No. AM 211-99, change order No. 2 to purchase order 81385 with Alaska Archives for **printing and mailing of the tax bills** for the Municipality of Anchorage, Finance Department/Purchasing.
28. Assembly Memorandum No. AM 212-99, recommendation of award to T.L.C., Inc. for providing **animal control services** to the Municipality of Anchorage, Department of Health and Human Services (RFP 69-98), Purchasing.

Mr. Murdy asked this item be considered on the regular agenda. See 8 E.

29. Assembly Memorandum No. AM 213-99, sole source procurement with Comtec Business Systems, Inc. for providing **PBX telephone services** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.
30. Assembly Memorandum No. AM 214-99, software license agreement from Computer Associates International, Inc. for the Municipality of Anchorage, Management Information Systems Department (MISD), Purchasing.
31. Assembly Memorandum No. AM 215-99, change order No. 2 to purchase order 80541 with A.K. Consulting for providing **professional programming and technical services in support of PeopleSoft Phase II upgrade and new module implementation** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.

Mr. Wuerch asked this item be considered on the regular agenda. See 8 E.

32. Assembly Memorandum No. AM 216-99, change order No. 1 to purchase order 73796 with Aurora Gas, Inc. for furnishing **natural gas on an "as needed" basis** to the Municipality of Anchorage, Department of Property and Facility Management/Purchasing.

Mr. Kendall noted his abstention from this item due to his employment with Enstar, a natural gas company.

33. Assembly Memorandum No. AM 217-99, change order No. 2 to purchase order 80521 with Applied Microsystems, Inc. for providing **Municipal website development and maintenance services** for the Municipality of Anchorage, Mayor's Office/Purchasing.

Ms. Taylor asked this item be considered on the regular agenda. See 8 E.

E. INFORMATION AND REPORTS:

1. Information Memorandum No. AIM 18-99, AMC 3.70.090.B - **Bargaining Status Report**, Employee Relations.

Question was called on the motion to approve the remaining items on the consent agenda as amended and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

8. **REGULAR AGENDA:**

A. TIME CRITICAL ITEMS: None.

B. BID AWARDS:

1. Assembly Memorandum No. AM 172-99, recommendation of award to Construction Unlimited, Inc. to **construct Runaway Incursion Action Team (RIAT) fencing at Merrill Field Airport** for the Municipality of Anchorage, Merrill Field Airport (ITB 99-C001), Purchasing.

Mr. Wohlforth moved, to approve AM 172-99.
seconded by Mr. Murdy,

Mr. Wohlforth noted the item was related to a grant for fencing at Merrill Field to be considered later in the meeting.

Mr. Wohlforth moved, to postpone action until action on agenda item 12 D,
seconded by Ms. Clementson, AR 99-34.
and it passed without
objection,

C. ORDINANCES AND RESOLUTIONS FOR INTRODUCTION: None.

D. RESOLUTIONS FOR ACTION:

1. Resolution No. AR 99-39, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Firefighter III Joseph C. Bair for his 22 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.
2. Resolution No. AR 99-40, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Firefighter II/Paramedic Caren N. Della-Cioppa for her 15 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.
3. Resolution No. AR 99-41, a resolution of the Anchorage Municipal Assembly **recognizing and honoring Fire Inspector Donald E. Barlow for his 27 years of service** with the Anchorage Fire Department, Assemblymembers Murdy, Abney, Bell, Carlson, Clementson, Kendall, Meyer, Taylor, Von Gemmingen, Wohlforth, and Wuerch.

Mr. Murdy moved to approve AR 99-39, AR 99-40 and AR 99-41.
seconded by Ms. Clementson,
and it passed without
objection,

Mr. Carlson read AR 99-41 while Mr. Murdy presented it to Inspector Barlow.

Mr. Barlow thanked the Assembly for the recognition and announced he would be serving the community in the future as a Christian minister.

At the request of Chair Von Gemmingen newly appointed Board and Commission members introduced themselves.

E. NEW BUSINESS:

1. Assembly Memorandum No. AM 165-99, **Anchorage Telephone Utility Labor Board impending vacancy** and Assembly procedure for new appointment, Municipal Clerk.

Ms. Clementson moved, to approve AM 165-99.
seconded by Mr. Meyer,

Mr. Wohlforth noted the term of the current member would not expire until after the sale of ATU closed. He recommended the matter be postponed to allow time to determine whether this action is necessary.

Mr. Wohlforth moved, to postpone AM 165-99 until March 2, 1999.
seconded by Ms. Clementson,
and it passed without
objection,

Ms. Clementson pointed out an error on line 6 of the memo. It reads "ATU Board of Directors" and should read "ATU Labor Board."

2. Assembly Memorandum No. AM 176-99, change order No. 4 to purchase order 73494 with LCMF, Inc. to provide **professional architectural/engineering services for capital improvement projects** for the Municipality of Anchorage, Merrill Field Airport.

Mr. Wohlforth moved, to approve AM 176-99.
seconded by Mr. Murdy,

Mr. Wohlforth stated this item was also related to AR 99-34.

Mr. Wohlforth moved, to postpone action on this item until agenda item 12D,
seconded by Mr. Wuerch, AR 99-34.
and it passed without
objection,

3. Assembly Memorandum No. AM 177-99, change order No. 1 to purchase order 80522 with Aries Consultants Ltd. to provide **professional services for the Merrill Field Airport Master Plan** for the Municipality of Anchorage, Merrill Field Airport.

Mr. Wohlforth stated this item was also related to AR 99-34.

Mr. Wohlforth moved, to postpone action on this item until agenda item 12D,
seconded by Mr. Wuerch, AR 99-34.
and it passed without
objection,

4. Assembly Memorandum No. AM 207-99, **professional 1999 federal lobbying services** with Birch, Horton, Bittner and Cherot, Executive Manager.

Mr. Bell moved, to approve AM 207-99.
seconded by Mr. Murdy,

Mr. Bell inquired whether the performance of lobbyists was evaluated.

Mr. Rogers, Executive Assistant, explained the administration assessed the yearly work plan submitted by the lobbyist before and after the legislative session.

Mr. Bell recommended that when dealing with appropriations for roads, the lobbyist work with the House because that is where the legislation begins.

Mr. Wohlforth asked for copies of the work plan and most recent progress report. Further, he stated State Senator Kelly had informed him the Anchorage lobbyist, contrary to the Municipality's position, was not supporting the bill allowing municipalities to grant tax deferrals for deteriorated properties.

Question was called on the motion to approve AM 207-99 and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

5. Assembly Memorandum No. AM 208-99, grant to Alaska Moving Image Preservation Association for **procurement, protection and preservation of archives**, Municipal Manager.

Mr. Wuerch moved, to approve AM 208-99.
seconded by Ms. Taylor,

In response to Mr. Wuerch, Ms. Clementson indicated AMIPA was working to add the municipal visual media to its archives.

Mr. Wuerch urged the administration, through the grant, to encourage continued efforts to integrate with other municipal historical archival or library functions. Municipal Manager Vakalis agreed to take that goal under advisement.

Question was called on the motion to approve AM 208-99 and it passed without objection.

6. Assembly Memorandum No. AM 210-99, recommendation of award to Wohlforth, Vassar, Johnson & Brecht and Preston Gates & Ellis LLP for providing **bond counsel services** to the Municipality of Anchorage, Finance Department (RFP 64-98), Purchasing.

Mr. Wohlforth moved, to approve AM 210-99.
seconded by Mr. Murdy,

Mr. Wohlforth reiterated that when he was first elected the Assembly passed a resolution saying he did not have a conflict of interest and should not abstain from voting on matters pertaining to this law firm. He asked for a ruling of the Chair that continues to be the case.

Chair Von Gemmingen ruled the previous position of the Assembly had not changed.

Question was called on the motion to approve AM 210-99 and it passed without objection.

7. Assembly Memorandum No. AM 212-99, recommendation of award to T.L.C., Inc. for providing **animal control services** to the Municipality of Anchorage, Department of Health and Human Services (RFP 69-98), Purchasing.

Mr. Murdy moved, to approve AM 212-99.
seconded by Mr. Wohlforth,

Action was delayed until later in the meeting at the request of Chair Von Gemmingen. See after item 9.C.

8. Assembly Memorandum No. AM 215-99, change order No. 2 to purchase order 80541 with A.K. Consulting for providing **professional programming and technical services in support of PeopleSoft Phase II upgrade and new module implementation** for the Municipality of Anchorage, Management Information Systems Department/Purchasing.

Mr. Wuerch moved, to approve AM 215-99.
seconded by Mr. Meyer,

In response to Mr. Wuerch, Executive Manager Elaine Christian stated the contract was for one person and he was an Alaskan resident.

Employee Relations Director Tom Tierney added the change order reflected a significant increase to the contractor's responsibilities.

Ms. Christian asked the item be acted on after item 12 E, AR 99-35.

In reply to Mr. Wohlforth, Municipal Information Systems Director Bill Rasmussen stated the contractor's pay rate was \$85 per hour; a very good rate. Because of the favorable rate and because the individual has good technical and project management skills, the department opted for a two year contract. Actual pay-out will be based on hours worked.

Question was called on the motion to approve AM 215-99 and it passed without objection.

9. Assembly Memorandum No. AM 217-99, change order No. 2 to purchase order 80521 with Applied Microsystems, Inc. for providing **Municipal website development and maintenance services** for the Municipality of Anchorage, Mayor's Office/Purchasing.

Ms. Taylor moved, to approve AM 217-99.
seconded by Ms. Clementson,

In response to Ms. Taylor, Management Systems Officer Ben Granade stated the original invitation had five responses. No future change orders or extensions are anticipated. The company has the technical skills and equipment in place to handle the website as well as e-commerce experience necessary to move the municipality into the "payment on line" services. Analysis of doing the work in-house is an on-going aspect of the contract.

Question was called on the motion to approve AM 217-99 and it passed without objection.

F. INFORMATION AND REPORTS: None.

9. **OLD BUSINESS AND UNFINISHED ACTION ON PUBLIC HEARING ITEMS:**

- A. **NOTICE OF RECONSIDERATION:** Ordinance No. AO 99-13(S), an ordinance of the Municipality of Anchorage amending Anchorage Municipal Code to provide for **municipal reimbursement of utility relocation costs** necessitated by municipal capital projects; to adjust the fee and fine schedules for utility permits; streamline permit monitoring; provide for annual blanket permits, Legal Department.

1. Assembly Memorandum No. AM 149-99.
(APPROVED 2-9-99; NOTICE OF RECONSIDERATION WAS GIVEN BY MR. WUERCH 2-10-99)

Chair Von Gemmingen gave the history of the ordinance and noted the question of whether to reconsider action on AO 99-13(S) was on the floor. Mr. Kendall was determined to have a conflict of interest on this matter.

Mr. Wuerch noted the basis of the reconsideration was whether the fee was a one-time cost or an annual cost.

In response to Ms. Clementson, an employee of the Public Works Department stated blanket permits would be issued only to utility companies licensed by the Alaska Public Utilities Commission. Private contractors working for those utility companies would work under the utility's permit.

Ms. Clementson and Mr. Meyer felt a work session would be help Assembly members understand the financial impacts of the ordinance.

Public Works Director Jim Fero urged the Assembly to let action on the utility sections stand so work on Bragaw street could go forward. The fee sections can be delayed.

Question was called on the motion to reconsider AO 99-13(S) and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Clementson, Meyer, Abney, Murdy.
NAYS: Wohlforth, Von Gemmingen.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

Mr. Wohlforth moved, to divide the question and consider sections 19
seconded by Ms. Taylor, 21 separately from the remainder of the ordinance.

Question was called on adopting sections 19 and 21 of AO 99-13(S) and it passed:

AYES: Bell, Wuerch, Taylor, Wohlforth, Von Gemmingen, Meyer.
NAYS: Carlson, Clementson, Abney, Murdy.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

At this point there was confusion about whether the above vote referred to the motion to divide the question or adopting portions of the ordinance. Chair Von Gemmingen declared the vote void and called the question on Mr. Wohlforth's motion to divide the question. The motion passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen.
NAYS: Clementson, Meyer, Abney, Murdy.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

Mr. Wohlforth moved, to adopt Section 19 and the effective clause.
seconded by Ms. Taylor,

In reply to Ms. Clementson, an employee of the Public Works Department stated Section 19 addressed the relocation of utilities and the reimbursement to utilities for those relocations. The blanket utility permit is covered in Section 12.

Municipal Attorney Mary Hughes explained that currently utilities must pay for the relocation of their facilities required by federally funded projects. Section 19 of the ordinance would allow the Municipality to use federal dollars to reimburse those costs to utilities.

Ms. Clementson and Mr. Murdy felt that since the ordinance had been in process for at least three years the Assembly should be given more time to understand its implications.

Question was called on Mr. Wohlforth's motion to adopt Sections 19 and 21 of AO 99-13(S) and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen.
NAYS: Clementson, Meyer, Abney, Murdy.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

Ms. Clementson moved, to postpone the remainder of AO 99-13(S)
seconded by Mr. Meyer, to March 16 and set a work session on the
and it passed without ordinance at noon.
objection,

Resolution No. AR 99-43, a resolution of the Municipality of Anchorage submitting to the qualified voters residing in the Girdwood Valley Service Area at the Regular Municipal Election to be held April 20, 1999 **advisory questions relative to the authority of the Girdwood Board of Supervisors, the number of**

supervisors, and the method by which the supervisors are selected. Assemblymember Abney.
(LAID ON THE TABLE)

Ms. Abney, Ms. Taylor and Mr. Bell supported introduction of AR 99-43. There was no objection and the public hearing was set for March 2, 1999.

- B. Information Memorandum No. AIM 16-99, C&L Enterprises, Inc. d/b/a **Alaska Liquor Store #1** located at 2607 "A" Street, Municipal Clerk.
(POSTPONED FROM 2-9-99)

Chair Von Gemmingen gave a history of the Assembly actions on the license and noted a motion to accept the memorandum was on the floor.

Mr. Wuerch pointed out no representatives were present to provide additional information about the reported license sale. He felt it was important for the Assembly to the principle that behavior has consequences. The operation of this license has been a source of problems to its neighbors and the Assembly for more than two years. He urged disapproval of the request.

Mr. Wohlforth pointed out this was only an informational memorandum. A resolution is required to remove the Assembly's protest of this license.

Mr. Meyer agreed with Mr. Wohlforth's assessment but felt a denial of the memorandum would send a message to the licensee.

Question was called on the motion to accept AIM 16-99 and it failed:

AYES: None.
NAYS: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.

- C. Ordinance No. AO 98-141(S), an ordinance of the Municipality of Anchorage **creating a Board of Adjustment panel separate from the Assembly**, retaining the Assembly as a Board of Adjustment panel with limited jurisdiction and delineating the respective duties, responsibilities, powers and jurisdiction with respect to appeals to the Board of Adjustment, Assemblymember Clementson.
1. Ordinance No. AO 98-141(S-1), an ordinance of the Municipality of Anchorage creating a Board of Adjustment panel separate from the Assembly, retaining the Assembly as a Board of Adjustment panel with limited jurisdiction and delineating the respective duties, responsibilities, powers and jurisdiction with respect to appeals to the Board of Adjustment, Assemblymember Wohlforth.
 2. Assembly Memorandum No. AM 64-99.
(AO 98-141(S) FAILED 12-8-98; MR. WOHLFORTH GAVE NOTICE OF RECONSIDERATION ON 12-9-98; AO 98-141(S) WAS RECONSIDERED AND POSTPONED FROM 12-15-98; CARRIED OVER FROM 1-12-99 AND 1-26-99; POSTPONED FROM 2-2-99; CARRIED OVER FROM 2-9-99)

This item was continued to March 2, 1999.

10. APPEARANCE REQUESTS:

- A. Carol Jensen, regarding the animal control contract.

Ms. Jensen appeared following Ms. Johnson.

- B. Sally Johnson, regarding the animal control contract. **(addendum)**

SALLY JOHNSON, representing Anchorage Animal Clubs Coalition, supported the RFP process. It removes political incentives and gives fairness to all bidders. The selection committee carefully reviewed the responses before making a recommendation. There will be serious, negative impacts such as interjection of politics and litigation, if the process is not followed. The RFP for this contract was improved over the previous one and she felt it would continue to improve. She urged the Assembly to accept the recommendation or be faced with the potential of scrutinizing every response to every RFP the Municipality issues.

CAROL JENSEN asked the Assembly to postpone action on the contract award and set it for public hearing. She recommended the contract be split between enforcement and kennel operations and then rebid. She noted neither the RFP or response from TLC spoke to allowing volunteers to have cage keys or access to animals for socialization and cleaning purposes. She believed the Assembly could extend the current contract. The public and animals have received better services from this contractor than they received from the previous contractor.

The Assembly then returned to item 8.E.7, AM 212-99.

Assembly Memorandum No. AM 212-99, recommendation of award to T.L.C., Inc. for providing **animal control services** to the Municipality of Anchorage, Department of Health and Human Services (RFP 69-98), Purchasing.

Chair Von Gemmingen noted the motion to approve AM 212-99 was on the floor.

Mr. Murdy moved,
seconded by Ms. Abney,

to set AM 212-99 for public hearing on March 16 and
extend Allvest's contract for six months until the
RFP can be resolved to the satisfaction of the Assembly.

In reply to Mr. Wuerch, Purchasing Officer Ted Chenier advised the Municipality's purchasing code was modeled on the American Bar Association's model procurement code. He reviewed the specific process for RFP's and noted no public hearing was mentioned. Holding a public hearing would be an additional requirement placed on the winner.

In response to Mr. Meyer and Ms. Clementson, Internal Auditor Pete Raiskums reported what he was told happened during the transition between contractors. In addition he performed an compliance audit of the current contractor's administrative functions. Several areas of non-compliance were found. He recalled past audits of TLC found the contractor performed adequately.

Ted Chenier, in reply to Mr. Meyer, advised the Municipality had a 13-1/2 year history with TLC. Using objective criteria, the vendor has been determined to be a responsible vendor.

Mr. Meyer recounted previous problems between TLC and animal advocacy groups. He felt the contract should be extended while the Municipality explores other alternatives to address animal control.

At the request of Mr. Bell, Wayne Mabry of TLC came forward. Although no one from the Municipality came to inspect the shelter on the last day TLC had the contract, he personally inspected the shelter and none of what the members have heard was true. In retrospect it was a mistake not to have someone watch TLC employees leave the shelter. TLC offered, for a price, to train the new contractor on the computer system but the Municipality declined.

Mr. Bell encouraged the Assembly to carefully consider the ramifications of interfering with the RFP process. He urged the body to abide by the terms of the RFP the Municipality issued and award the contract as recommended.

In reply to Mr. Wohlforth Health and Human Services employee Deeann Fetko reiterated areas where Allvest was not in compliance with the contract. Director of Health and Human Services Mary Good explained the department was asked by various groups to provide point papers on the RFP and synopses of key non-compliance issues with the existing contractor. The department responded to those requests.

At the invitation of Mr. Wohlforth, Karen Moore of Allvest responded to issues of non-compliance reported by the Health Department. She did not object to the RFP process but felt the language could have been clearer. Allvest is willing to negotiate the terms of more contract extensions.

Mr. Murdy disclosed a potential conflict of interest. A corporation which he worked for remodeled halfway houses for Allvest as late as 1997. The halfway houses were sold to Cornell in 1998 which is not part of Allvest. The corporation has not worked on the animal shelter or done work for Cornell.

Chair Von Gemmingen ruled Mr. Murdy did not have a substantial financial interest in the matter before the Assembly.

Ms. Abney opposed the redemption incentive clause in the proposed contract because it encourages the contractor to respond first to those areas of town where redemption is more likely. She supported postponement, a six month contract extension and review of the incentives in the contract.

Chair Von Gemmingen noted it was time to begin public hearings and discussion of AM 212-99 would be resumed later in the meeting.

Ms. Clementson moved,
seconded by Ms. Taylor

to suspend the rules and continue
the discussion of AM 212-99 for 15 minutes.

AYES: Bell, Carlson, Wuerch, Taylor, Clementson, Meyer, Kendall, Murdy.

NAYS: Wohlforth, Von Gemmingen, Abney.

Ms. Clementson pointed out the choices before the Assembly under the procurement code are to accept or reject the recommended award. The Assembly cannot award the contract to Allvest. Extending the contract will be expensive and is not recommended by Municipal staff. The Animal Control Advisory Board has concurred with the recommended award.

Mr. Carlson felt it was inappropriate for the administrator of the animal control contract to draft and disseminate a document critical of the current contractor. It is appropriate for the department director to lobby Assembly members but it is inappropriate to solicit the help of "outside" people.

Mr. Wohlforth commented the same problems come up every time the contract comes up. Perhaps that indicates the service should not be contracted out but considered a matter of public safety and performed by municipal employees.

Question was called on the motion to postpone AM 212-99 and extend the contract and it failed:

AYES: Carlson, Taylor, Meyer, Abney, Murdy.

NAYS: Bell, Wuerch, Wohlforth, Von Gemmingen, Clementson, Kendall.

Mr. Wohlforth moved,
seconded by Ms. Clementson,
and it passed without
objection,

to postpone further consideration
until the end of the meeting.

(Clerk's Note: Due to lack of time, this item was continued until March 2, 1999.)

11. **CONTINUED PUBLIC HEARINGS:**

- A. Assembly Memorandum No. AM 97-99, Employee Relations Board reappointment (Wilbur O'Brien), Mayor's Office.
(CONTINUED FROM 2-9-99)

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AM 97-99.
seconded by Mr. Wuerch,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

- B. Resolution No. AR 98-164, a resolution revoking the conditional use permit allowing the retail sale and dispensing of alcoholic beverages at 6119 Old Seward Highway, formerly known as the Sawmill Club and currently known as **Klondike Kate's Bare Trap Saloon**, Community Planning and Development/Public Works.
1. Assembly Memorandum No. AM 474-98.
(CONTINUED FROM 7-14-98, 10-6-98, 1-5-99, 1-12-99, AND 1-26-99)

This item was disposed of at the February 23, 1999 Special Meeting.

12. **NEW PUBLIC HEARINGS:**

- A. Resolution No. AR 99-27, a resolution for **review and approval of the collective bargaining agreement between the Municipality of Anchorage and the Anchorage Municipal Employees Association (AMEA)** for the years January 1, 1999 thru 2000, Employee Relations Department.
1. Assembly Memorandum No. AM 121-99.
2. Information Memorandum No. AIM 19-99, AMEA contract extension agreement - cost implications, Employee Relations.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak.

BRENDA BERGSRUD, Anchorage Municipal Employees Association (AMEA) member, reported the group ratified the proposal and urged the Assembly to approve the resolution.

Chair Von Gemmingen asked if anyone else wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AR 99-27.
seconded by Ms. Taylor,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

- B. Resolution No. AR 99-26, a resolution of the Municipality of Anchorage accepting and appropriating \$500,000 from the Federal Emergency Management Agency (FEMA) to the Federal Categorical Grants Fund (0241) under the new Project Impact Program initiative; authorizing the contribution of \$80,000 from the Federal Categorical Grants Fund to the Areawide General CIP Fund (0401) for **additional retrofitting of the new Emergency Operations Center**; and authorizing the contribution of \$16,010 from the Anchorage Fire Department Areawide General Fund (0101) to the Federal Categorical Grants Fund (0241) to pay indirect administrative charges not funded by FEMA under the Project Impact Program initiative, Anchorage Fire Department.
1. Assembly Memorandum No. AM 116-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AR 99-26.
seconded by Ms. Taylor,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Meyer, Abney, Kendall, Murdy.
NAYS: None.

(Clerk's Note: Ms. Clementson was out of the room at the time of the vote.)

- C. Resolution No. AR 99-33, a resolution of the Municipality of Anchorage accepting when tendered \$293,646 from the Federal Aviation Administration Airport Improvement Program grant, and \$9,788 from the Alaska State Department of Transportation and Public Facilities grant; and appropriating said grants and \$9,788 from Airport Retained Earnings to Merrill Field's capital improvement fund for the **Construct Runway-Phase 1 Environmental Assessment**, Merrill Field Airport.
1. Assembly Memorandum No. AM 152-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AR 99-33.
seconded by Ms. Taylor,

In reply to Mr. Wohlforth, Merrill Field Airport Manager Dave Lundeby advised noise levels will be part of the environmental assessment. The assessment will determine whether construction of a ski runway is possible. With regard to AR 99-34, he stated the perimeter fencing will secure the southern boundary of the airport along Merrill Field Drive, 15th Avenue and the hospital. Some beautification funds are included in the grant.

Question was called on the motion to approve AR 99-33 and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Murdy.
NAYS: None.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

- D. Resolution No. AR 99-34, a resolution of the Municipality of Anchorage accepting when tendered \$1,100,000 from the Federal Aviation Administration Airport Improvement Program grant, and \$36,667 from the Alaska State Department of Transportation and Public Facilities grant; and appropriating said grants and \$36,666 from Airport Retained Earnings to Merrill Field's capital improvement fund for the **rehabilitation of Taxiway November, construction of perimeter fencing and security equipment**, Merrill Field Airport.
1. Assembly Memorandum No. AM 153-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AR 99-34.
seconded by Mr. Wohlforth,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Murdy.
NAYS: None.

(Clerk's Note: Mr. Kendall was out of the room at the time of the vote.)

The Assembly then returned to items 8.B and 8.E.

Assembly Memorandum No. AM 172-99, recommendation of award to Construction Unlimited, Inc. to **construct Runaway Incursion Action Team (RIAT) fencing at Merrill Field Airport** for the Municipality of Anchorage, Merrill Field Airport (ITB 99-C001), Purchasing.

Question was called on the motion to approve AM 172-99 and it passed without objection.

Assembly Memorandum No. AM 176-99, change order No. 4 to purchase order 73494 with LCMF, Inc. to provide **professional architectural/engineering services for capital improvement projects** for the Municipality of Anchorage, Merrill Field Airport.

Question was called on the motion to approve AM 176-99 and it passed without objection.

Assembly Memorandum No. AM 177-99, change order No. 1 to purchase order 80522 with Aries Consultants Ltd. to provide **professional services for the Merrill Field Airport Master Plan** for the Municipality of Anchorage, Merrill Field Airport.

Ms. Clementson moved, to approve AM 177-99.
seconded by Ms. Taylor,
and it passed without
objection,

- E. Resolution No. AR 99-35, a resolution of the Anchorage Assembly appropriating an amount not to exceed \$2,500,000 as a loan from the self insurance fund (602) to the Management Information Systems capital fund (608) for the **installation of additional modules and implementation of an upgrade of the PeopleSoft Software System** for the Municipality, Finance.
1. Assembly Memorandum No. AM 154-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to approve AR 99-35.
seconded by Mr. Wuerch,

In reply to Mr. Murdy, Employee Relations Director Tom Tierney stated the e-mail Mr. Murdy received mostly concerned the Tiburon System at the police department which is separate from the PeopleSoft system.

In reply to Mr. Wuerch, Management Information Systems Director Bill Rasmussen acknowledged the conversion had been a long process but the administration is not dissatisfied with the contractor. Chief Fiscal Officer Soren Orley added there had been some "bumps in the road" during the change over but nothing extraordinary. If the next module is not implemented, he felt the Municipality would not realize the efficiencies the system offers.

In response to Ms. Taylor, Mr. Orley stated Phase 1 of FPSHER was \$10.3 million. The purchase price of PeopleSoft included five years of customer support. Additional modules will be implemented in Phase 2 and the assistance of consultants may be needed.

Question was called on the motion to approve AR 99-35 and it passed:

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

- F. Ordinance No. AO 99-30, an ordinance authorizing the second renewal option of the **lease of Lot 7B, Port of Anchorage Subdivision**, totaling 380,559 square feet, to Equilon Enterprises LLC, Port of Anchorage.
1. Assembly Memorandum No. AM 122-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Ms. Clementson moved, to adopt AO 99-30.
seconded by Mr. Wuerch,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

- G. Ordinance No. AO 99-36, an ordinance authorizing **conveyance by quitclaim deed of any interest in Tract C1 of Plat 87-99** and authorizing acceptance by quitclaim deed of any interest in Carr-Gottstein properties in Tract A1 of Plat 87-99, Legal Department.
1. Assembly Memorandum No. AM 150-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak.

Ms. Clementson moved, to continue the public hearing on AO 99-36
seconded by Ms. Von Gemmingen, to March 23, 1999.
and it passed without
objection,

- H. Ordinance No. AO 99-21, an ordinance of the Municipality of Anchorage Assembly **approving an underground telecommunications easement** along a portion of BLM Lots 51, 52, 53, 54 and Tract A, Eagle Bluff Subdivision, Section 14, Township 14 North, Range 2 East, Seward Meridian, known as a portion of Heritage Land Bank (HLB) Parcel 1-085 in Eagle River to Matanuska Telephone Association, Heritage Land Bank.
1. Assembly Memorandum No. AM 94-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to adopt AO 99-21.
seconded by Ms. Clementson,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.
NAYS: None.

- I. Ordinance No. AO 99-12, an ordinance amending the zoning map and providing for the rezoning from PC (Planned Community) District to R-10 (Residential Alpine-Slope Affected) District with Special Limitations for the **Tracts A and C, McIntyre Subdivision**; Seward Meridian Alaska, T14N, R1W, Section 23, W1/2NE1/4SW1/4, SE1/4NE1/4SW1/4, W1/2NE1/4SW1/4, SE1/4NE1/4SW1/4, W1/2SW1/4, SE1/4SW1/4, SW1/4NW1/4SE1/4, SW1/4SE1/4 except for those lands platted as the Eagle River Greenbelt, Tract B and those lands lying on the northeast side of Eagle River Road, generally located southwest of Eagle River Road and north of the Eagle River Greenbelt (Eagle River Valley Community Council) (Planning and Zoning Commission Case 98-179), Community Planning and Development.
1. Assembly Memorandum No. AM 83-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak.

Mr. Bell disclosed his engineering firm represented the petitioner in this rezoning action.

Ms. Clementson moved, that Mr. Bell has a conflict of interest.
seconded by Mr. Wuerch,

AYES: Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall, Murdy.

NAYS: None.

ABSTAIN: Bell.

ART ISHAM, representing Eagle River Valley Community Council, advised the council opposed the density of the development because of the slope, use of on-site septic systems and proximity of some lots to conservation wetlands. He urged an amendment be made to require a minimum lot size of 1.25 acres to protect the environment and blend with surrounding neighborhoods.

There was discussion of the difference between limiting the density to .75 dwelling units per acre and requiring a minimum lot size of 1.25 acres.

Chair Von Gemmingen asked if anyone else wished to speak. There was no one and she closed the public hearing.

Ms. Clementson moved, to adopt AO 99-12.
seconded by Mr. Wuerch,

Mr. Carlson moved, to amend AO 99-12 by replacing the
seconded by Ms. Abney, special limitation for 0.75 dwelling units per
acre with a special limitation for a minimum
lot size of 1.25 acres.

Mr. Wuerch felt the amendment discouraged innovative platting schemes.

Mr. Wohlforth felt the amendment would simply increase the size of the smallest lots while not decreasing the size of lots on slopes.

Deputy Director of Community Planning Don Alspach explained to Ms. Clementson the minimum lot size allowed for on-site septic was 40,000 square feet. However, lots on slopes need larger leach fields so the lot size becomes relative to the slope.

Question was called on Mr. Carlson's amendment and it failed:

AYES: Carlson, Wohlforth, Clementson, Meyer, Abney.

NAYS: Wuerch, Taylor, Von Gemmingen, Kendall, Murdy.

Question was called on the motion to adopt AO 99-12 and it passed:

AYES: Carlson, Wuerch, Taylor, Von Gemmingen, Clementson, Meyer, Kendall.

NAYS: Wohlforth, Abney, Murdy.

- J. Ordinance No. AO 99-27, an ordinance amending Anchorage Municipal Code subsection 21.40.080.D (R-6 Suburban Residential, Large Lot) to **permit a commercial greenhouse as a conditional use** (Planning and Zoning Commission Case 98-200), Community Planning and Development.
1. Assembly Memorandum No. AM 118-99.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one and she closed the public hearing.

Mr. Murdy moved, to adopt AO 99-27.
seconded by Mr. Wuerch,

AYES: Bell, Carlson, Wuerch, Taylor, Wohlforth, Von Gemmingen, Clementson, Meyer, Abney, Kendall.

NAYS: Murdy.

- K. Ordinance No. AO 99-32, an ordinance amending Anchorage Municipal Code Chapter 25.25, **School Site Selection and Acquisition**, by amending Sections 25.25.040 (Conditions of Assembly Site Approval), 25.25.050 (School Site Selection Procedures in General) and 25.25.080 (General School Site Selection Criteria); enacting a new Section 25.25.085 to establish standards, procedures and requirements for Assembly site approval of expansions, reductions or other changes in size and use of approved school sites; and amending other sections to provide for and implement such changes, Assemblymember Clementson.

Chair Von Gemmingen opened the public hearing and asked if anyone wished to speak. There was no one.

Ms. Clementson moved, to continue the public hearing on AO 99-32
seconded by Mr. Wohlforth, to April 6, 1999.

and it passed without objection,

The meeting recessed at 8:20 p.m. and reconvened at 8:40 p.m.

- L. Ordinance No. AO 99-14, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$428,740,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Anchorage School District.
1. Assembly Memorandum No. AM 93-99.
 2. Ordinance No. AO 99-14(S), an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed \$428,740,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Anchorage School District.
 3. Assembly Memorandum No. AM 119-99.
 4. Ordinance No. AO 99-14(S-1), an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed \$428,740,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Anchorage School District. **(LAID ON THE TABLE)**
- M. Ordinance No. AO 99-16, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$463,680,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Kendall.
1. Assembly Memorandum No. AM 188-99.
- N. Ordinance No. AO 99-17, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$121,570,400 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Kendall.
1. Assembly Memorandum No. AM 189-99.
- O. Ordinance No. AO 99-18, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$463,680,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Kendall.
1. Assembly Memorandum No. AM 190-99.
- P. Ordinance No. AO 99-31, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$171,150,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Wuerch.
1. Assembly Memorandum No. AM 191-99.
- Q. Ordinance No. AO 99-38, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$15,000,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Bell.
1. Assembly Memorandum No. AM 192-99.
- R. Ordinance No. AO 99-39, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$443,740,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Bell.
1. Assembly Memorandum No. AM 193-99.
- S. Ordinance No. AO 99-41, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$173,150,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Wohlforth.

1. Assembly Memorandum No. AM 168-99.
 2. Ordinance No. AO 99-41(S), an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of not to exceed \$173,150,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Wohlforth. (**addendum**)
 3. Assembly Memorandum No. AM 219-99.
- T. Ordinance No. AO 99-42, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the **question of the issuance of not to exceed \$431,540,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of educational capital improvements** in the Municipality of Anchorage and the question of an increase in the municipal tax cap limitation to pay associated operations and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Assemblymember Wohlforth.
1. Assembly Memorandum No. AM 169-99.

Chair Von Gemmingen opened the public hearing for AO 99-14, AO 99-16, AO 99-17, AO 99-18, AO 99-31, AO 99-38, AO 99-39, AO 99-41 and AO 99-42 and asked if anyone wished to speak.

HANS BERNARD, student advisor to the School Board, read a recent editorial concerning a four-year school bond proposal. He also reported the student advisory board passed a resolution in support of the four-year bond package.

GAVIN KENTCH, Polaris student, supported funding for improvements to Polaris school in year three of the bond package.

BRIAN ZINDREF, Polaris student, outlined the achievements of Polaris students. Improvements needed include a larger gym with locker rooms; a larger cafeteria, library and science lab; halls wide enough to accommodate lockers; properly ventilated rest rooms; and more classrooms. He urged support of the four-year bond package.

BEN DICKSON, Polaris student, mentioned several positive changes to the school during his tenure. Better science labs are a critical need. He supported passage of the four-year bond package.

RACHEL BENNETT, Dimond High student, supported construction of a new Dimond High. It is the only wood based high school in Alaska and it is no longer safe. There is no sprinkler system, the wiring is old and the roof leaks. The computer lab cannot be fully used because the wiring is inadequate.

LANCE COFFMAN, Polaris student, supported construction of more classrooms so the use relocatables could be eliminated. The school also needs better restrooms.

JOYCE O'CONNOR, a teacher of "at risk" students, felt the Chugiak/Eagle River area needed both a large and a small secondary school to accommodate the needs of students for varied learning environments.

HALEY HEINZ, Polaris student, described why Polaris was worthy of the Assembly's support. She urged support of the four-year bond proposal.

RACHEL KRUTKEE, Polaris student, spoke in support of a larger lunchroom and gym. The age mixture of students provides unique opportunities.

GEORGEANNE MCKEEVER, Co-Chair of Polaris K-12 Parent Forum, noted the Phase 2 project, envisioned since the school opened, would bring classrooms up to standard and provide a library and gym. She urged support of the four-year bond issue.

ELESALE BURRELL, parent of a Polaris student, pleased with bond proposals that include projects for improvement of Polaris. The physical limitations of the facility are beginning to drive the program. He requested the Assembly approve funding to bring Polaris up to minimum standards.

MARGIE MCNIEL, representing Denali School, said the school is worn out. It was built in 1950 and she had hoped to get it replaced before it reached 50. She urged the Assembly to consider the four-year bond package as a way of uniting the community to work toward the goal of better schools.

LISA FITZPATRICK, a parent of a Government Hill school student, noted the school was seriously overcrowded. She urged the Assembly to keep the school in year one of whatever bond package was put forward.

DEBRA HANSEN, President of the Chugach Optional Community Assembly, supported capital spending that improved the education of children. She asked the School Board's proposed bond package be increased to enlarge the school.

BRANDT CHAMANS, Government Hill PTA President, supported the four-year bond proposal. The school desperately needs renovation to address overcrowding. The PTA will work to support the bonds at the polls.

NATALIE BURNETT, Chugiak High teacher, supported the four-year bond proposal because it puts a spending plan and dollar figure before the voters so they will know what to can expect in the future. She felt existing schools needed to be upgraded before new schools are built.

MEEKA BERGIN, Polaris student, urged approval of the four-year bond package.

KERRY BANESS, Co-Chair of the Bartlett Parent group, supported the four-year bond package because it balances the needs of all schools. It is impossible to make all the needed improvements in one year and the four-year approach lets everyone know what they can expect. The Muldoon area needs a new middle school to relieve overcrowding at Wendler and elementary schools.

SUZANNE WELLER came prepared to oppose the bond issue if the District followed through with the plan to close Central Middle School. However, she now supports the four-year bond proposal because Central is to remain open and renovations are planned.

VIRGINIA ELLEN, a parent of a Polaris student, supported the four-year bond package because that approach did not pit areas of town against each other but it will require a voter education campaign. Polaris desperately needs additional space.

ROBERT HAYES opposed the school bonds because fire alarm systems in existing schools are not being properly maintained or inadequately planned for new schools.

LEE ANN BONNEY, teacher, felt the four-year bond proposal was more likely to pass because it appealed to all areas of town whereas one-year proposals pit areas against one another.

DALE HERMANDIN, Curriculum Vice Principal at Chugiak High, favored the four-year bond proposal. Chugiak High needs to be upgraded and a new high school needs to be built.

SOPHIA MASAVAGE, President of Anchorage Principals' Association, felt voters would support the four-year bond proposal because it is a realistic strategic plan that addresses needs in all areas of town. She urged the Assembly to put it forward to voters.

JERRY O'CONNOR, agreed the four-year bond would be a tough sell but noted it provided an opportunity for long range planning.

DANIELLE KNOWLES, a parent of a Polaris student, stated when the school opened there was a plan to expand it. That expansion will be funded in year three of the four-year bond.

DEBBIE OSSIANDER, School Board member, reported on her efforts to lobby legislators for a 70% reimbursement for bond debt. All the legislators recognized the needs and seemed appreciative of the long range planning reflected in the four-year proposal.

KATHIE GILLESPIE, School Board member, felt the District's plan did have support from legislators statewide. Basically the District needs a stable, long-term funding source for capital projects. Legislators are doing some creative thinking about how to meet that need. In response to Mr. Carlson, she said if the four-year bond issue failed, another proposition would be put forward in 2000.

There was discussion between School Board members and Assembly members regarding contingency plans in the event the bond issue fails, how emergencies will be handled and the discrepancy between the CIP and projects shown in the bond.

DIANNE ETTER, president of the Anchorage Council of PTA's, said the executive committee was supportive of the four-year bond because it is well planned and thought out. This approach has been well received in lower 48 communities.

ART ISHAM, representing Eagle River Valley Community Council, voiced the council's support of the four-year bond proposal.

ASHLEY STAEBNER, Chugiak High student, felt schools should be renovated before new ones are built.

JEFF LIPSCOMB, Mid-Hillside Community Council representative, advocated placing full funding for Service High renovations on the April ballot. Planning for the renovation was completed with previously approved bond funds and now needs to be implemented.

ANDREW BENNISON, Chugiak High technology coordinator, stated current electrical deficiencies prevent the school from using computers in the numbers set by district goals. Renovations to prepare for the influx of 5,000 computers to area schools needs to be considered in whatever bond issue is put forward.

STEVE POIROT, parent of Girdwood School students, supported either upgrading the elementary school and constructing a new high school in Girdwood or adding a new K-12 school.

STEVEN KLIEN, Service High Principal, urged the Assembly to support the four-year bond proposal. It is a new, visionary approach to funding schools in Anchorage. He reviewed the biggest needs at Service.

PATTY MALLIKA, President of Gruening Middle School PTA, stated most of the people she has spoken with support the four-year school bond because it reflects long range planning and addresses needs in every part of town.

Mr. Wohlforth moved,
seconded by Mr. Wuerch

suspend the rules and extend

public hearings to 11:00 p.m.

Mr. Kendall moved,

to amend the motion to extend the

seconded by Ms. Abney,
and it was accepted as
a friendly amendment,

public hearings to complete hearings
on the school bond ordinances.

Question was called on the motion to suspend the rules and extend the public hearing portion of the meeting to complete public testimony on the school bonds and it passed with Mr. Bell objecting.

Mr. Wohlforth clarified the public hearing on the school bonds would continue until completed or 11:00 p.m. whichever was sooner.

GUY OCOTTIC, Dimond High Principal, noted no major renovations or improvements had been done to the building since its construction. It is below code in several major areas. He urged the Assembly to support the four-year bond proposal. He committed to working to inform voters and garner their support of the bond package.

PAULA EATON, West High student, supported the four-year bond proposal because it offers an opportunity for adequate educational facilities.

SARA GANT, Vice President of Service PTSA, favored the four-year bond proposal. She voiced special support for renovations at Service.

PAUL LAVERTY opposed the \$400,000,000 bond package because of the impact it will have on property taxes. He appreciated the four year, detailed plan but felt it did not take changing circumstances into account. He supported a one year bond issue split between renovating existing and building new schools. Perhaps it is time to consider year around schooling rather than let facilities sit empty for three months.

KATHY YOUNG, Dimond High PTSA officer, supported construction of a new Dimond High and south Anchorage area high.

REGINA MANTEUFEL, Fairview PTA member, favored the four-year bond proposal and investment in preventative maintenance. She stated a willingness to pay more taxes to get proper school facilities. She suggested renting the schools during the summer for other programs to increase revenue.

PEGGY BROWN, Service High PTSA President, was excited about the improvements planned for area high schools. It is time to provide an adequate work place for Anchorage's young adults. She pointed out education was less expensive treating delinquency.

Mr. Kendall moved,
seconded by Ms. Taylor,
and it passed without
objection,

to suspend the rules and continue
public hearings to allow the four people
who raised a hand to testify.

MARY RASMUSSEN, Mears Middle School PTSA President, was pleased to see Dimond High was on virtually every alternative bond proposal presented. The projects put forward are truly needed health, safety and education improvements. She urged the Assembly to put the four-year bond proposal on the ballot.

ANNA FAIRCLOUGH, Homestead Elementary executive board member, supported the four-year bond because it meets everyone's needs fairly. Thirty-eight of 40 people attending the Eagle River Valley Community Council meeting indicated they would vote for the four-year proposal.

JOHN STEINER, Eagle River Valley Community Council board member, noted the four-year bond proposal has united all the people who are interested in education. The Assembly can carry that unity forward by placing the four-year proposal on the ballot. He urged the Assembly to investigate what flexibility could be provided in the bond structure to accommodate changing circumstances.

HARRIET DRUMMOND, School Board President, stated it was time to upgrade the high schools; they have waited a long time. She urged approval of the four-year bond package.

PEGGY ROBINSON-WILSON, School Board Vice President, indicated if the four-year bond package did not pass, a special election could be held. Spreading the projects across the town improves chances the bonds will be approved by voters. Some of the one year proposals presented are not balanced.

Chair Von Gemmingen asked if anyone else wished to speak. There was no one, and she closed the public hearing.

Mr. Wohlforth moved,
seconded by Ms. Clementson,
and it failed with Mr. Bell,
Mr. Wuerch, Mr. Murdy and
Mr. Kendall objecting,

to suspend the rules and extend the
meeting until 11:25 for the purpose of
asking questions of School District
representatives.

Mr. Murdy moved,
seconded by Mr. Kendall,
and it passed without
objection,

to adjourn.

(Clerk's Note: See minutes of March 2, 1999 for further action on the school bond items.)

- U. Ordinance No. AO 99-35, an ordinance of the Municipality of Anchorage submitting to the qualified voters residing in the Talus West Limited Road Service Area at the Regular Municipal Election to be held April 20, 1999 a ballot proposition to **increase the Talus West Limited Road Service Area mill levy**, Public Works.
 1. Assembly Memorandum No. AM 147-99.
- V. Ordinance No. AO 99-40, an ordinance of the Municipality of Anchorage submitting to the qualified voters residing in the Raven Woods/Bubbling Brook Limited Road Service Area at the Regular Municipal Election to be held April 20, 1999 a ballot proposition to **increase the Raven Woods/Bubbling Brook Limited Road Service Area mill levy**, Assemblymember Bell.
 1. Assembly Memorandum No. AM 167-99.
- W. Ordinance No. AO 99-22, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$29,960,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs of road, storm drainage and related capital improvements in the Anchorage Roads and Drainage Service Area** at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 1. Assembly Memorandum No. AM 104-99.
 2. Information Memorandum No. AIM 12-99, April 1999 Municipal General Government Bond Proposition Fact Sheets, Office of Management and Budget.
- X. Ordinance No. AO 99-23, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$9,540,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs of fire protection and related capital improvements in the Anchorage Fire Service Area** and the question of an increase in the Municipal Tax Cap to pay associated operation and maintenance costs at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 1. Assembly Memorandum No. AM 105-99.
 2. Information Memorandum No. AIM 12-99.
- Y. Ordinance No. AO 99-24, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$3,605,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs ambulances, emergency medical service data collection systems, Anchorage Cemetery, and related capital improvements in the Municipality of Anchorage** at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 1. Assembly Memorandum No. AM 106-99.
 2. Information Memorandum No. AIM 12-99.
- Z. Ordinance No. AO 99-25, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$5,995,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs of parks and recreation and related capital improvements in the Anchorage Parks and Recreation Service Area** at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 1. Assembly Memorandum No. AM 107-99.
 2. Information Memorandum No. AIM 12-99.
- aa. Ordinance No. AO 99-29, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$1,940,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs of parks and recreation and related capital improvements in the Eagle River-Chugiak Parks and Recreation Service Area** at an election in and for the Municipality of Anchorage on April 20, 1999, Chair Von Gemmingen.
 1. Assembly Memorandum No. AM 120-99.
 2. Information Memorandum No. AIM 13-99, April 1999 Eagle River-Chugiak Parks & Recreation Service Area Bond Proposition Fact Sheet.
 3. Assembly Memorandum No. AM 220-99, \$1,940,000 Eagle River-Chugiak Parks and Recreation Service Area Bond Proposition - April 20, 1999 Election, Assemblymember Kendall. **(addendum)**
- bb. Ordinance No. AO 99-26, an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$325,000 of General Obligation Bonds of the Municipality of Anchorage to pay the **costs of administrative offices, a community meeting room and related capital improvements in the Girdwood Valley Service Area** at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 1. Assembly Memorandum No. AM 108-99.
 2. Information Memorandum No. AIM 12-99.
 3. Ordinance No. AO 99-26(S), an ordinance providing for the submission to the qualified voters of Anchorage, Alaska, the question of the issuance of \$325,000 of General Obligation Bonds of the Municipality of Anchorage to pay the costs of administrative offices, a community meeting room and related capital improvements in the Girdwood Valley Service Area at an election in and for the Municipality of Anchorage on April 20, 1999, Office of Management and Budget.
 4. Assembly Memorandum No. AM 148-99.

Item 12 U through item 12 bb were carried over to the meeting of March 2, 1999.

13. **BOARD OF ADJUSTMENT/ASSEMBLY APPEALS:** None.

14. **SPECIAL ORDERS:**

- A. Resolution No. AR 99-43, a resolution of the Municipality of Anchorage submitting to the qualified voters residing in the Girdwood Valley Service Area at the Regular Municipal Election to be held April 20, 1999

advisory questions relative to the authority of the Girdwood Board of Supervisors, the number of supervisors, and the method by which the supervisors are selected. Assemblymember Abney.
(LAID ON THE TABLE)

This item was introduced earlier in the meeting. See following 9 A, AO 99-13(S).

- 15. **ASSEMBLY COMMENTS:** None.
- 16. **UNFINISHED AGENDA:** None.
- 17. **AUDIENCE PARTICIPATION:** None.
- 18. **EXECUTIVE SESSIONS:** None.
- 19. **ADJOURNMENT:**

The meeting adjourned at 11:15 p.m.

Chairman

ATTEST:

Municipal Clerk

Date Minutes Approved: August 17, 1999

LF/lf

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