

THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - June 13, 2016

MEETING NO. 2016-24: The Regular Meeting of the City and Borough of Juneau Assembly, held in the Assembly Chambers of the Municipal Building, was called to order at 7:00 p.m. by Mayor Ken Koelsch.

I. ROLL CALL

Assembly Present: Mary Becker, Jamie Bursell, Maria Gladziszewski, Loren Jones, Jesse Kiehl, Ken Koelsch, Jerry Nankervis, Kate Troll and Debbie White.

Assembly Absent: None.

Staff Present: Rorie Watt, City Manager; Mila Cosgrove, Deputy City Manager; Amy Mead, Municipal Attorney; Laurie Sica, Municipal Clerk; Bob Bartholomew, Finance Director; Bryce Johnson, Police Chief; Rob Steedle, Community Development Director; Dallas Hargrave, HRRM Director; Patricia Wahto, Airport Manager; Carl Uchtyl, Port Director.

II. SPECIAL ORDER OF BUSINESS

A. Proclamation - Juneau Pride 2016

Mayor Koelsch offered support, care and compassion for the community of Orlando, Florida, and asked for a moment of silence for the people touched by the mass shooting at the Pulse nightclub on Sunday, March 5, 2016. Mayor Koelsch read from a proclamation proclaiming June as Juneau Pride 2016 to support equality for LGBTQ Alaskans.

III. APPROVAL OF MINUTES

None.

IV. MANAGER'S REQUEST FOR AGENDA CHANGES

None.

V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

William Quayle spoke about the pedi-cycle business and his difficulty in trying to start his business based on the cost of fees to start it up. He asked the city to work as a partner and suggested that the city could take a percentage of profits so that it would be easier for him to pay for his costs of doing business. He announced his candidacy for the District 1 Assembly seat.

Wesley J. Johnson said he lives at the Thane Campground. Last week he was attacked by seven people while taking a break from his desk manager shift in front of the Alaskan Hotel, and he explained the event, including describing the injuries he sustained. Ms. Troll asked about the police response. He said he met the police at the substation, made a report and was taken in an ambulance to the hospital. He has heard that this happened last night again, that another person was attacked by a gang.

Eric Morrison said he was present to support Mr. Johnson and the downtown community. This violent behavior is happening almost twice a week and everyday he sees trouble as he lives on Franklin Street. He asked the Assembly to put resources towards public safety in the downtown area.

Joe Butler said he was present to speak about downtown crime. He lives downtown and almost every day residents there have to deal with something. On the walk to city hall he saw a drug deal and a person cat calling a tourist on the street. he has been assaulted while walking his dog. We have people living in their cars on Gastineau Avenue and using the woods for a bathroom in the area. It seems it has gotten worse in the last six months.

James Sidney said he was present to discuss the rezoning ordinance on the consent agenda but would hold his comments. He spoke about about the tax cap on the mill rate and was concerned about the increase in taxable value on property. He spoke about the LID process and asked how he could get reimbursed for the money they put into an LID that was going to be utilized by others who had not paid for the original LID.

Paul Jennings, the resident manager of the Alaska Hotel, spoke about the incidents of violence downtown. He said something has to be done before someone was killed. He said the abusers were not being held responsible, and those who live downtown and work hard should be shown respect.

Brent Warren said he was a fisherman and did not like to leave his wife home alone when he was out working. He was concerned with the lack of response from the police department and it seemed that they were only present during tourism season.

Marie Rose said she was a bartender at the Alaska Hotel bar and Wesley Johnson has always walked her home to help her feel safe. She would like to be able to walk home by herself and not be concerned for her safety.

VI. CONSENT AGENDA

A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction

Several people present were interested in speaking to Ordinance 2016-24 regarding a zone change and it was explained that the matter was on the consent agenda for introduction only and a public hearing date would be set through adoption of the consent agenda. There were no other requests by the public for removal of an item from the consent agenda.

B. Assembly Requests for Consent Agenda Changes

None.

C. Assembly Action

MOTION, by Kiehl, to adopt the consent agenda. Hearing no objections, the consent agenda was adopted.

1. Ordinances for Introduction

- a. Ordinance 2016-09(A) An Ordinance Appropriating to the Manager the Sum of \$30,000 as Partial Funding for a Youth Outreach Coordinator at the Zach

Gordon Youth Facility, Grant Funding Provided by the Juneau Community Foundation.

The Zach Gordon Youth Center was recently awarded a grant from the Juneau Community Foundation, Hope Fund, to partially fund the Youth Outreach Coordinator position. This position will work with the Juneau School District, Juneau Youth Services and other community organizations to identify and support youth of the community who may need additional services to succeed through the middle school, high school, and late teen years. The Youth Outreach Coordinator will identify youth in need and the services available to aid youth and serve as a bridge between youth in need and existing service providers.

This position was included in the FY17 & FY18 Zach Gordon Youth Center operating budget. Total personnel services for the position are \$65,000. The Juneau Community Foundation Hope Fund grant amount is \$30,000.

This issue was discussed by the Committee of the Whole at its June 6, 2016, meeting and forwarded to the full Assembly for consideration.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- b. Ordinance 2016-19 An Ordinance Providing for the Levy and Collection of a Temporary 3% Areawide Sales Tax on the Sale Price of Retail Sales, Rentals, and Services Performed within the City and Borough of Juneau, to be in Effect Five Years from July 1, 2017, through July 1, 2022; and Calling for an Election on Whether Such Sales Tax Shall Be Levied.

The current temporary 3% sales tax, authorized by the voters in October 2011 (effective July 1 2012), expires June 30, 2017. A temporary sales tax of at least 3% for various operating budget, utility expansion and other CIPS (e.g. streets etc.) has been continually extended by the voters for over 30 years. The 3% temporary sales tax is projected to collect \$26.4 million (net of cost of collection) annually.

The ordinance provides for the levy and collection of a temporary 3% areawide sales tax to be effective July 1, 2017, intended to be expended for:

1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
1% allocated annually by the Assembly for capital improvements, general government services (including the Better Capital City account and youth activities) and Budget Reserve.

In accordance with CBJ Charter and state law, the ordinance calls for an election on whether the tax shall be levied.

This issue was discussed by the Committee of the Whole at their June 6, 2016, meeting and forwarded to the full Assembly for consideration.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- c. Ordinance 2016-20 An Ordinance Levying a Sales Tax of an Additional Three Percent on the Sale of Marijuana and Marijuana Products and Providing for a Ballot Question Ratifying the Levy of the Tax and the Rate of Levy.

The CBJ Marijuana Committee analyzed the local taxation options for marijuana. After considering the imposition of an excise tax, the committee voted to recommend a 3% increase in the retail sales tax rate applied to marijuana, which would result in marijuana and marijuana products being taxed at 8%, similar to alcoholic beverages.

The revenue to be raised from marijuana retail sales based on the current 5% rate is conservatively estimated to range from \$105,000 - \$285,000. The additional revenue from a 3% increase ranges from \$65,000 - \$170,000. Thus total estimated revenue from an 8% sales tax ranges from \$170,000 - \$455,000. The revenue would be deposited in the Sales Tax Fund and be available for general government operations or CIPs.

In accordance with CBJ Charter section 9.17 and state law, the ordinance calls for an election on whether such sales tax increase shall be levied.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- d. Ordinance 2016-21 An Ordinance Authorizing a Capital Improvement by Agreement Related to the Construction and Maintenance of Improvements on Dunn Street.

This non-code ordinance would authorize the Manager to enter into a capital improvements by agreement contract with the Dunn Street property owners, pursuant to CBJ 15.10.290. Per the agreement, the Dunn Street property owners would pay a \$56,250 contribution towards the overall cost of paving and related improvements to the currently unimproved, privately maintained gravel road. The agreement provides that the owners would be responsible for winter maintenance of the road. The agreement allows the owners' contribution to be financed over a period of ten years, at an annual interest rate of 3.09 percent. The estimated contribution from the CBJ is \$400,000.

CBJ 15.10.290 provides that the Assembly may authorize a contract for provision of improvements. This ordinance would authorize the Manager to enter into the proposed agreement, consistent with the recommendation from PWFC on May 16, 2016, attached as Exhibit A to the ordinance.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- e. Ordinance 2016-23 An Ordinance Amending the City and Borough of Juneau Code to Add a New Title on Equal Rights.

This ordinance would make discrimination based on race, color, age, religion, sex, familial status, disability, sexual orientation, gender identity, or national origin unlawful. By policy, CBJ finds such discrimination a threat to the health, safety and general welfare of the citizens of the City and Borough.

The Committee of the Whole discussed preparing such an ordinance at its meeting on July 13, 2015.

The Manager recommends this ordinance be introduced and referred to the Committee of the Whole on June 21, 2016.

- f. Ordinance 2016-24 An Ordinance Amending the Official Zoning Map of the City and Borough to Change the Zoning of a Portion of USS 2136, Lot 2, Located on the South Side of Glacier Highway at Approximately Mile 10.5 Glacier Highway, Between Sherwood Lane and Engineer's Cutoff Road, from D-1(T)D-3 to D3(T)D-5.

In January 2016, the property owner applied for a rezoning of the subject parcel, located between Sherwood Lane and Engineer's Cutoff Road, and Glacier Highway and Pederson Street to D-10, Multifamily Residential. The parcel had dual transitional zoning districts of D-1(T)D-10 on the northern 3.2 acres, and D-1(T)D-3 on the southern 19.6 acres.

On March 3, 2016, staff held an informational meeting to discuss the proposed rezoning with property owners in the affected area. After the meeting, the applicant revised the rezone request to transition to D-10 for the northern 3.2 acres as indicated on the official zoning map, and to rezone the southern 19.6 acres from D-1(T)D-3 to D-5, which is consistent with the land use maps of the Comprehensive Plan.

The Planning Commission heard the proposal at its March 24, 2016, regular meeting. The Planning Commission approved the transition upgrade to D-10 for the northern 3.2 acres. The Planning Commission agreed to forward a recommendation to the Assembly to approve a rezone of the southern 19.6 acres to D-3(T)D-5 with one condition. The condition would allow the property to transition to the higher density of D-5 when improvements to Pederson Street or an alternative access location have been improved to CBJ street standards to accommodate the higher density.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- g. Ordinance 2016-25 An Ordinance Providing for the Levy and Collection of a Permanent 3% Areawide Sales Tax on the Sale Price of Retail Sales, Rentals, and Services Performed within the City and Borough of Juneau, to be Effective July 1, 2022, and Providing for a Ballot Question Ratifying the Levy.

The current "temporary" 3% sales tax, authorized by the voters in October 2011 (effective July 1 2012), expires July 1, 2017. An extension for an additional five years, until July 1, 2022, will be before the voters this October. A temporary sales tax of at least 3% for various operating budget, utility expansion and other CIPS (e.g. streets etc.) has been in place for more than

thirty years. The 3% sales tax is projected to collect \$26.4 million (net of cost of collection) annually.

The ordinance would make the temporary 3% tax permanent as of July 1, 2022. The tax is intended to be expended for:

1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
1% allocated annually by the Assembly for capital improvements, general government services (including the Better Capital City account and youth activities) and Budget Reserve.

In accordance with CBJ Charter and state law, the ordinance calls for an election on whether the tax shall be levied.

This issue was discussed by the Committee of the Whole at their June 6, 2016, meeting and recommended to be forward to the Assembly for consideration.

The Manager recommends this ordinance be introduced and set for public hearing at the next regular assembly meeting.

2. Bid Award

a. Bid Award: Bid No. 17-007 - Term Contract for Roadway De-Icing Chemicals

This is a term contract for roadway de-icing chemicals to be used by the City and Borough of Juneau, Public Works, Street Maintenance Division and Juneau International Airport. The estimate was \$225,000. The bid was opened May 24, 2016, and one bidder responded. Since there was only one bidder, there was no protest period.

The Manager recommends award to Brenntag Pacific, Inc. in the amount of \$280,000 for the total bid amount.

VII. PUBLIC HEARING

A. Ordinance 2015-20(AR) An Ordinance Appropriating to the Manager the Sum of \$53,100 as Additional Funding for the Airport Rescue and Fire Fighting (ARFF) Cost Center; Funding Provided by the Juneau International Airport Operating Revenues.

This is a supplemental appropriation to the FY16 airport operating budget for additional expenses in the Airport Rescue & Fire Fighting (ARFF) cost center. The ARFF station responding capabilities must be increased to meet FAA requirements (ARFF index) for the higher frequency of large aircraft used by Alaska Airlines. FY16 airport revenues are projected to be sufficient for this increase in expenses.

The Airport Board approved this action at its April 27, 2016, special meeting. The Assembly Finance Committee approved this action at its May 11, 2016 meeting.

The Manager recommends this ordinance be adopted.

Public Comment: None.

Assembly Action:

MOTION, by White, to adopt Ordinance 2015-20(AR). Hearing no objection, it was so ordered.

- B. Ordinance 2015-20(AS) An Ordinance Appropriating to the Manager the Sum of \$10,000,000 as Funding for CBJ Biosolids Treatment and Disposal and the CBJ Treatment Plant Headworks Improvement Projects, Loan Funding Provided by the State of Alaska Department of Environmental Conservation, Alaska Clean Water Fund State Revolving Fund.

This appropriating ordinance provides \$10 million for two wastewater projects – Biosolids Treatment and Disposal and Headworks Improvements.

\$6 million will be partial funding for the biosolids project. The project will receive an additional \$10 million loan from ADEC in the next few months.

\$4 million will provide funding for the Treatment Plant Headworks Improvement Project.

These projects were bundled into a single loan package to simplify and streamline the ADEC loan application process and required project documentation.

Resolution 2760, to enter into a loan agreement with ADEC for the remaining \$10 million for the biosolids project, was adopted at the May 23, 2016, Assembly meeting.

The Public Works and Facilities Committee heard this issue and reviewed project timelines at its May 16, 2016 meeting and forwarded this ordinance to the full Assembly for approval.

The Manager recommends this ordinance be adopted.

Public Comment: None.

Assembly Action:

MOTION, by Becker, to adopt Ordinance 2015-20(AS). Hearing no objection, it was so ordered.

- C. Ordinance 2016-15(b) An Ordinance Amending the Traffic Code Relating to Driver License Violations, and Providing for a Penalty.

This ordinance would amend the Traffic code by making the code sections relating to driving without a valid license and driving with a canceled, suspended or revoked license identical to State law (AS 28.15.011 and 28.15.291, respectively), and by making the penalties to be imposed consistent with state law. With these changes, CBJ code will be in compliance with AS 28.01.010, which provides that the provisions of Title 28, Motor Vehicles, are applicable within all municipalities, and that municipalities may not enact an ordinance inconsistent with Title 28.

Version (b) of this ordinance incorporates the amendments made to state law by SB 91, which take effect on July 1, 2016. Changes made in version (b) of the ordinance are indicated by italicized text.

The Manager recommends this ordinance be adopted.

Public Comment: None.

Assembly Action:

MOTION, by Nankervis, to adopt Ordinance 2016-15(b). Hearing no objection, it was so ordered.

VIII. UNFINISHED BUSINESS

Ms. Mead in answer to Ms. Bursell's question, spoke about the ability for the public to protest the decision made by the planning commission regarding the Pederson Hill subdivision and the process.

IX. NEW BUSINESS

A. CBJ Review of State of Alaska - Standard Marijuana Cultivation Facility License #10026 Rainforest Farms, LLC

The Alcohol Marijuana Control Office (AMCO) sends local governing bodies notice of Marijuana License applications which allows local governing bodies the opportunity to protest or waive its right to protest the issuance or renewal of these licenses. CBJ received notice of its first State of Alaska Standard Marijuana Cultivation Facility License #10026 from Rainforest Farms, LLC to be located at 5763 Glacier Hwy., Juneau, AK 99801.

CBJ staff from the Police, Fire, Finance, and Community Development Departments reviewed this application for compliance with CBJ laws and regulations and recommend the Assembly waive its right to protest the issuance of this license.

The comments from the Community Development Department reviewer stated: *"The applicant is in compliance with Title 49. The conditions on the approved Conditional Use Permit will be addressed through the building permit process and ongoing operations. The Planning Department has no protest."*

Due to the large quantity of documents associated with each marijuana license, your paper packets have been limited to the following documents:

- State of Alaska Alcohol & Marijuana Control Office – Initiating License Application #10026 online form
- Form MJ-01: Marijuana Establishment Operating Plan
- Form MJ-02: Premises Diagram
- Form MJ-04: Marijuana Cultivation Facility Operating Plan Supplemental
- CBJ Planning Commission Conditional Use Permit USE2016-0005 Notice of Decision
- June 1, 2016 B. McEwen Letter re: State Application Review Process by CBJ

The full set of documents are available to Assemblymembers electronically using the NOVUS BoardView portal in your online packets. Original paper copies of all the documents relating to this license are available for public review in the office of the Municipal Clerk during regular business hours.

The manager recommends the Assembly waive its right to protest the issuance of this license.

Public Comment: None.

MOTION, by Gladziszewski, to waive the Assembly's right to protest Marijuana Cultivation License Application #10026 for Rainforest Farms, LLC. Hearing no objection, it was so ordered.

B. Regulation Commercial Passenger Vehicles - Vehicle standards

At the request of a pedicab company, this regulation is brought forward for consideration by staff, the public and the Commercial Passenger Vehicle industry.

As currently adopted, the Commercial Passenger Vehicle (CPV) Regulations allow only one class of regulated vehicles to provide limited optional markings, which can include commercial advertising. This regulation would allow all endorsement classes to display signage in addition to any required service endorsement markings. There would be no fiscal impact to the City and Borough from this change. No other changes to the CPV regulations are included in the proposed amendment.

The proposed regulation changes were properly noticed and advertised necessary for public comment in the period required under the CBJ Code. An optional public hearing was not held. The comment period ends Sunday, June 12. Juneau Police Department staff, the regulatory agency for CPV, will be present at the meeting to provide any comments or answer any questions.

The Manager recommends the regulation be approved.

Public Comment: None.

Assembly Action:

Ms. Gladziszewski asked about the classification of vehicles and asked for clarification that this would apply to all classes of vehicles, and if any comments had been received. Mr. Watt said that the companies were contacted with the proposed regulations and public notice was addressed. No comments were received.

Ms. Troll asked about the license fee for pedi-cabs. Mr. Watt said that the fee issue would require a substantial public process if it were to be reopened. Ms. Gladziszewski asked for clarification of how the fees were calculated and Ms. Cosgrove said that there was a flat rate and an additional rate per vehicle.

MOTION, by Kiehl, for orders of the day. Hearing no objection, the regulations were allowed to become effective.

C. Regulation Small Boat Harbor Fees and Charges - Monthly moorage fees / Monthly pre-paid discounts

As the result of the ongoing Docks & Harbors fee review initiative, the Docks & Harbors Board proposes making changes to the monthly moorage fees and the monthly pre-paid discount. Under 05 CBJAC 20.035 (monthly moorage fees), the Board proposes that annual rate adjustments be the same monetary amount for both the Statter Harbor and for the downtown harbors. If approved, the annual rate adjustment shall be tied to the preceding calendar year Anchorage CPI applied to the downtown harbor monthly moorage fee.

The current regulation allows for the both the Statter Harbor monthly moorage fee and the downtown harbor monthly moorage fee to independently be linked to the Anchorage CPI.

The monthly moorage fees for FY17 for Statter Harbor and downtown harbors is \$7.15/LF and \$4.25/LF, respectively.

Under 05 CBJAC 20.042, the Docks & Harbors Board proposes a moorage discount of 10% for owners who pay the moorage one year in advance. Currently the annual discount is 5%. The Board also proposes new regulations allowing for 5% discounts for owners who desire to pay in advance for each semi-annual period.

Docks & Harbors properly noticed the proposed changes consistent with CBJ ordinance and held a public hearing on June 6, 2016. Docks & Harbors received one formal comment in support of the proposed regulations change.

The Manager recommends the regulation be approved.

Public Comment: None.

Assembly Action:

Mr. Nankervis said he has a boat in the harbor and asked if he had a conflict. Ms. Mead said that being a boat owner would include him in a large class of individuals in Juneau, similar to being subject to the mill rate, and therefore there was not a conflict of interest that directly applied to him.

MOTION, by Kiehl, for orders of the day. Hearing no objection, the regulations were allowed to become effective.

D. Triparty Agreement Between AELP, CBJ, and DIPAC for water use

The Tri-Party Agreement “Agreement” between Alaska Electric Light and Power (AEL&P), Douglas Island Pink and Chum, Inc. (DIPAC), and the City and Borough of Juneau (CBJ) must be renewed. The Agreement documents the joint use of Lower Salmon Creek water discharged through the Salmon Creek Powerhouse. All parties agree to work collaboratively to maximize the use of the available water and to negotiate in good faith any future capital infrastructure needs. The CBJ existing water rights of 15 cubic feet per second (cfs) for the Lower Salmon Creek have been reaffirmed as unchanged in the Agreement. There is no financial contribution needed from CBJ to execute this Agreement. This renewed Agreement is required for inclusion in the AEL&P FERC application submitted on August 23, 2016. The existing Agreement will automatically expire on October 21, 2016.

The Public Works and Facilities Committee unanimously approved this action at its May 16, 2016, meeting.

The Manager recommends that the Assembly authorize him to sign the Triparty Agreement.

Public Comment: None.

Assembly Action:

MOTION, by Troll, to authorize the manager to sign the Triparty agreement. Hearing no objection it was so ordered.

X. STAFF REPORTS

Mr. Watt spoke about how the staff determined what level of information to provide to the Assembly on the marijuana and alcohol licensing and the Assembly confirmed it was the right amount of information to provide.

In response to comments made earlier in the meeting and at the direction of the Assembly, Chief Johnson said there were several assaults downtown and JPD identified who they believe is the ring-leader, brought the matter to the attorney's office and got the person detained in jail, and they worked hard to keep the person there as long as possible. Specific to the case at the Aalska Hotel, the victim did a good job of moving to where there were cameras and ran straight to the substation. The officer rendered aid and called Capital City Fire and Rescue for assistance. That case is an open investigation and video will be distributed soon for assistance in identification of a suspect. Most suspects have been identified and putting the case together takes time. Violent crimes are actually down last year and in the first quarter this year. The assault case that happened yesterday was more difficult as the victim was reluctant to discuss the matter with the police.

Ms. Troll asked Mr. Johnson about the nature of the incidents as the people present spoke about a gang and if he could make any comments about increased patrol when tourists are around. Chief Johnson spoke about the nature of gangs, and he said it was a group of people, but not a "gang." They have identified several people who are the perpetrators and with these cases we have to follow up before people are put in jail. The officers are actively working and following up on the cases. At any given time there are 4-8 officers in the field, and half are downtown, so there are 2-4 officers at all times. In addition, there are two walking beat officers, Ken Cologne and Alex Smith, who work during the day in opposite shifts and they are assigned year round. They contact businesses, people, do crime prevention and have a direct cell phone for the downtown businesses to use. We also have some retired officers working part time during the cruise ship season and this year we will use our school officers as well as school is out. Given the number of people in the downtown area, he thought it was an appropriate level of staffing.

Mr. Nankervis asked if JPD was aware of any organized gang activity in Juneau. Chief Johnson said there was not. He was familiar with organized gang activity and the behavior and Juneau does not see that.

Ms. White said she wanted to let people know about the ride along program which allowed people to see what the police officers do. Other areas of the community are having problems as well, especially with home invasions. She said the social media has been excellent coming from JPD.

Mr. Kiehl asked if JPD was getting the resources it needed from the State of Alaska. Chief Johnson said that there were not enough attorneys to prosecute the crimes. The District Attorney's office was extremely helpful to JPD in providing guidance on what cases will be successfully convicted. The driver's license ordinance was before the Assembly because the state was not prosecuting that type of crime.

Chief Johnson spoke about the JPD officer who provided life saving measures to the man who was beaten downtown last year and the perpetrator was prosecuted successfully.

XI. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Koelsch said he spoke at Baccalaureate, the dedication of the State Library/Archives/Museum building, and to the Gastineau Juneau Rotary. Jesse Kiehl and Loren Jones will be on the task force for the Willoughby Arts Complex. Rorie Watt will represent the Assembly at Southeast Conference. Hearing no objection, an Assembly retreat date was set for Saturday, December 3, 2016.

B. Committee and Liaison Reports

Committee of the Whole: Chair Kiehl said the COW met on June 6 and heard an update from the Parks and Recreation department on the upcoming master plan process, an annual report from the Juneau Police Department, discussed tax measures for the ballot and state marijuana regulations.

School Board: Liaison Kiehl said the next meeting was set for June 14.

Planning Commission: Liaison White said the commission would be holding regular committee of the whole work sessions to do training. The next meeting was set for June 14 to review Conditional Use Permit applications for operations at the Thane Ore House and for an asphalt plant near Sherwood Lane.

Juneau Convention and Visitors Bureau: Liaison White said <http://www.traveljuneau.com> is becoming mobile friendly. JCVB is a destination marketing association, and Destination Marketing Association International presents awards to 30 people under 30 in the industry as up and coming individuals and Kevin Crowley with JCVB was recently recognized as one of the 30 internationally.

Docks and Harbors Board: Liaison Nankervis said the board met May 26 and discussed the mobilization of work in Douglas Harbor Sept. 6, Secon has filed a demand letter requiring their services to pave Statter Harbor, and the substantial completion date for Statter Harbor is July 16. PND got the bid for design phase III for Statter Harbor. There is a public meeting on June 15 at the Yacht Club about Aurora Harbor and the relocation of the boat houses. Corvus Design will brief the board on long range planning at the next board meeting and the Central Council Tlingit Haida proposed lease of Thane Ore House will be vetted by the Planning Commission, the board and the Assembly.

Public Works and Facilities Committee: Chair Gladziszewski said the next meeting was set for June 27.

Parks and Recreation Advisory Committee: Liaison Gladziszewski said the next meeting is set for July 5.

Bartlett Hospital Board: Liaison Glaziszewski said the board met on May 24 and discussion included information on the hospitalist program, the rural demonstration project bill in Congress, that Jane Sebens will be moving her office to BRH, and discussed the Child and Adolescent Mental Health Unit (CAMHU) committee will present information and a recommendation to the board on June 21, and the same to the Assembly on June 27.

Lands and Resources Committee: Chair Troll said the committee met June 6 and discussed impact based regulations regarding large film production companies on borough properties, the Renninger Subdivision, the Pederson Hill Subdivision, and the next meeting was set for June 27.

Affordable Housing Commission: Liaison Troll said the AHC has finalized the Housing Action Plan and has forwarded it to the Planning Commission. The AHC reviewed its task list of priorities including implementation of the plan, developing funding streams for housing, and defining a clear path forward for private sector housing development. The AHC would like to meet with Mr. Watt and Mr. Chaney about the Pederson Hill Subdivision to address recently expressed concerns.

Juneau Commission on Sustainability: Liaison Troll said the JCOS met on June 8 and finalized the energy plan which will be forwarded to the Assembly COW on June 27.

Eaglecrest Board: Liaison Bursell said Mr. Lillard are working on a pricing structure for 2017 and the board is working on a plan for beer and wine sales and restaurant management. The manager position for the Fieldhouse is advertised. The next meeting is set for July 7 and will include the performance review of the manager.

Local Emergency Planning Committee: Liaison Bursell said the National Guard is not currently deployed and is offering its services to CBJ. The next meeting is set for July 13.

Human Resources Committee: Chair Jones said the Committee heard annual reports and made recommendations for the following appointments. Hearing no objection, the following persons were appointed:

Historic Resources Advisory Committee:

Reappointment of Zane Jones to a term expiring June 30, 2019.

Juneau Commission on Aging:

Reappointment of S. Bryn Keith and appointment of Christine Blackgoat for terms expiring June 30, 2019.

Juneau Commission on Sustainability:

Reappointment of John Smith III, Duff Mitchell and Kate Bevigni for terms expiring June 30, 2019, and the appointment of Zane Jones to a term expiring June 30, 2018.

Juneau Human Rights Commission:

Appointment of Brita Tonnenson to a term expiring May 31, 2019 and appointment of Michael Scott to a term expiring May 31, 2018.

The HRC reviewed suggested language for revision of the Youth Activities Board resolution regarding issues addressing funding and that will be forwarded to the Assembly.

Mr. Jones reminded the Assembly about the meeting June 15 to interview candidates for the Docks and Harbors Board and the Aquatics Board. On June 29, the Assembly would meet as the full HRC to interview candidates for the Airport and Eaglecrest Boards.

Juneau Economic Development Committee: Liaison Jones reported on the STEM program and funding, the Choose Juneau Program, the Maritime Festival, STEM summer camps and said the next meeting was set for July 20.

Downtown Business Association: Liaison Jones said the DBA is investigating participation in the Main Street America program and a potential business improvement district. The next meeting is set for August 12.

Airport Board: Liaison Jones said the next meeting was set for July 14.

C. Presiding Officer Reports

OLMO LLC v Board of Adjustment: Presiding Officer Gladziszewski said the pre-hearing conference was held and a hearing date set for November 9, however, there are now two Assemblymembers unable to attend. She suggested an alternate date of November 30 and would work with the Clerk and attorney.

XII. ASSEMBLY COMMENTS AND QUESTIONS

Mr. Jones said he met with a group in town called "All Juneau Youth and Children Prosper" - a group of social service providers that are looking at how they can make a collective impact on youth in Juneau.

Ms. Bursell shared a concern about oil pollution on Auke Lake and asked if there was support from the Assembly to look for ways to keep this from happening. She spoke with staff at DEC and had photos of the problem. DEC staff believe it is from 2-stroke engines or from people flushing ocean going boats in the lake. She swims in the lake. Mr. Watt said there is an ordinance that prohibits some activities in the lake, it is a state water body and we do not regulate water quality. There are two park rangers that enforce the rules in all of the parks so it is a limited enforcement presence. To enforce we would need to catch someone in the act of polluting. Ms. Troll said she did not believe the Assembly had addressed pollution specifically and she was willing to hold a discussion. Ms. Mead said that as Auke Lake is a state water body, CBJ is prohibited from enacting any ordinance regarding water quality. The authority to regulate activity on the lake are limited to the uplands jurisdiction. Mr. Kiehl said there was a prohibition to boat flushing and Ms. Mead said that was true as it affected upland property. Mr. Kiehl asked the manager to provide the information being collected on Auke Lake to the Assembly. Mayor Koelsch asked Ms. Bursell to work with the city manager.

Ms. Troll said she attended the SLAM dedication, which was a great moment of Juneau pride and it is an exciting asset for the community. She appreciated the work of JPD and Chief Johnson's report. She would like an opportunity to look at on-line payment of city bills.

Ms. Gladziszewski asked if there would be follow up information about sales tax on food at the next Committee of the Whole meeting and Mr. Watt said yes. She thanked all those who had worked on the building of the SLAM facility, said that Celebration was a great event which

keeps getting better and reported that JPD's presence at the PRIDE picnic in light of the events in Orlando was very welcomed.

Mr. Nankervis agreed to the comments made regarding the SLAM and Celebration.

Ms. Becker travelled to Norway and Denmark as a guest of a program to demonstrate the district heating with heat recovery from water program. Those countries have a goal of being totally carbon free by 2025. They are not there yet but have reduced carbon by 27%. In Norway there are public / private partnerships - the government establishes the carbon free zone and private businesses are assigned specific areas for installations. She met with city officials and discussed how the city was setting up their response to carbon reduction.

Ms. White agreed with the positive comments on the SLAM facility and Celebration. She said that everyone should remain alert and aware of their surroundings and report suspicious or inappropriate behavior and say that it is not right as we do not want Juneau to have the type of national exposure as in the recent events in Orlando.

Mr. Kiehl also applauded efforts on the SLAM dedication and Celebration. He thanked Parks and Recreation staff for quickly setting up the vigil service for Orlando at Marine Park. He attended the Southeast Native Veterans service on Memorial Day, attended National Trails Day and assisted the Forest Service and Trout Unlimited to improve the Tolch Creek Trail last weekend. He reminded the Assembly of a Special Committee of the Whole meeting on Tuesday, June 21 for public testimony on the Equal Rights ordinance introduced tonight. He provided a copy of the AML Policy Statements, which the AML will discuss at its August meeting and if the Assembly is interested in making any changes it needs to be done by submitting a resolution to AML. Mr. Kiehl asked for information on the LID near Pederson Hill that was mentioned by citizens present.

Mayor Koelsch and the Assembly wished Mila Cosgrove a happy birthday.

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

William Quayle suggested that a separate class be created for pedicycle permits and suggested that the permit be able to be used year round and at night.

XIV. EXECUTIVE SESSION

A. Executive Session - Collective Bargaining Update

Public Comment: None.

Assembly Action:

MOTION, by Kiehl, to recess into executive session, to discuss a matter, the immediate knowledge of which could have an adverse affect on the finances of the city and borough, specifically collective bargaining. Hearing no objection, the assembly moved into executive session at 9:07 p.m. and returned at 10:30 p.m.

Following executive session, Mr. Kiehl said the Assembly received an update on employee negotiations and provided direction to the manager.

XV. ADJOURNMENT

There being no further business to come before the Assembly, the meeting adjourned at 10:04 p.m.

Signed: _____
Laurie Sica, Municipal Clerk

Signed: _____
Kendell D. Koelsch, Mayor

XVI. SUPPLEMENTAL MATERIALS