

# THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - August 1, 2016

**MEETING NO. 2016-28:** 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 (teleconference), 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; Beth McEwen, Deputy Clerk; Carl Uchtyl, Port Director; and Patricia Wahto, Airport Manager.

## **II. SPECIAL ORDER OF BUSINESS**

None.

## **III. APPROVAL OF MINUTES**

A. July 11, 2016 Regular Assembly Meeting No. 2016-27

Hearing no objection, the minutes of the July 11, 2016 Regular Assembly Meeting 2016-27 were approved.

## **IV. MANAGER'S REQUEST FOR AGENDA CHANGES**

Mr. Watt asked to add a discussion about the plan for public process regarding the Energy Plan under "Staff Reports." Hearing no objection, it was so ordered.

## **V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS**

Mark Dundore spoke about starting a business in downtown Douglas and asked the Assembly to consider establishing a parking district similar to that in downtown Juneau. He would like to see any business be able to use any available parking space. He is having difficulty establishing 3 dedicated off-street parking places for his store in the Wheelhouse Building. Other residents in the area are also interested in starting businesses but have run into this same issue.

John Sonin spoke about his concern about campaign contributions from undisclosed sources and his interest in seeking full disclosure. He said he was speaking about money in politics and would like to see this addressed nationwide but would like to start locally. He spoke about someone in his neighborhood shooting a gun and was concerned about the need for gun control measures. He asked the Assembly to provide ordinances regarding those issues.

Ms. Troll said that the Alaska Public Offices Commission has many controls over campaign finances and this information was available on line and includes state and local campaigns.

## VI. CONSENT AGENDA

A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction  
None.

B. Assembly Requests for Consent Agenda Changes

Mr. Jones referred to the cultivation facility license on the consent agenda. He is a board member of the Alcohol and Marijuana Control Office and at that recent meeting he recused himself on this license because he was personal friends with the applicants. He asked if he needed to do the same at the Assembly level. Ms. Mead said that his personal relationship was not a conflict as defined by CBJ ordinance but he can so state and get a ruling. Hearing no objection, Mr. Jones was allowed to participate.

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 2015-20(AV) An Appropriation Transferring to the Manager the Sum of \$42,233 as FY16 Supplemental Funding for the Law Department; Funding Provided by the Open Space Waterfront Land Acquisition Capital Improvement Project.

This ordinance would transfer \$42,233.07 from the Open Space Waterfront Land Acquisition Capital Improvement Project to the Law Department.

The FY16 supplemental funding is needed for legal representation in the case: CRUISE LINES INTERNATIONAL ASSOCIATION ALASKA, and CRUISE LINES INTERNATIONAL ASSOCIATION v. THE CITY AND BOROUGH OF JUNEAU, ALASKA, et al.

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

- b. Ordinance 2016-09(G) An Appropriation Transferring to the Manager the Sum of \$250,000 as Funding for the Manager's Office Operating Budget; Funding Provided by the Open Space Waterfront Land Acquisition Capital Improvement Project.

This ordinance would appropriate \$250,000 of Marine Passenger Fees from the Open Space/Waterfront Land Acquisition capital improvement project.

The CBJ strongly supports and welcomes cruise ship tourism, and will continue to work cooperatively with the industry to address impacts caused by the visitation of approximately one million visitors to the CBJ per year. At the same time, the CBJ must defend its marine passenger and port development fees against the constitutional challenges raised by the industry in the litigation brought by the Cruise Lines International Association (CLIA).

These funds would be appropriated as a reserve to be used by the City Attorney at the direction of the Assembly to defend the ongoing litigation by CLIA.

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

- c. Ordinance 2016-09(C) An Ordinance Appropriating to the Manager the Sum of \$2,000,000 as Partial Funding for Construction of the Aurora Small Boat Harbor Re-Build Project Phase II; Funding Provided by the Alaska Department of Transportation, Public Facilities, Municipal Harbor Facility Grant Program.

Grant funding in the amount of \$2 million provided by the Alaska Department of Transportation & Public Facilities, Municipal Harbor Facility Grant Program. Matching grant funds of \$2 million have already been provided by the Harbors Enterprise Fund Balance. CBJ Docks and Harbors received notice of award of a \$2 million Municipal Harbor Facility Grant for phase two of the reconstruction of Aurora Harbor. The funding would be used to replace failing infrastructure of the current facility including new piling, floats, electrical wiring, pedestals, water lines, and hydrants. Phase two would complete the main float, and head floats E, F, and G including mooring finger floats on one side and provisions for current boat shelters on the other side. This ordinance would appropriate \$2 million into the overall budget of the project.

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

- d. Ordinance 2016-09(D) An Ordinance Appropriating to the Manager the Sum of \$76,050 as Funding for Enhanced Security and Monitoring Capabilities at the Downtown Cruise Ship Docks; Grant Funding is Provided by a US Department of Homeland Security Port Security Grant.

This ordinance would appropriate \$76,050 for the design, procurement and installation of security cameras for the new cruise ship berths. Grant funding is provided by the US Department of Homeland Security – Port Security Grant Program. This is an operating grant and requires a \$25,350 match for a total approved project amount of \$101,400. This match will be met with the Docks Fund's existing FY17 adopted budget; thus there is no need to appropriate the \$25,350 from the Docks Fund. This project will provide greater security and monitoring capabilities consistent with federal law and the CBJ Docks & Harbors Facility Security Plan. The Docks & Harbors Board reviewed this appropriation ordinance at its July 28, 2016 regular public meeting.

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

- e. Ordinance 2016-09(F) Ordinance Appropriating to the Manager the Sum of \$14,382,817 as Funding for the Juneau International Airport to Construct a Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

This ordinance would appropriate \$14,382,817 to Construct a Snow Removal Equipment Building (SREB) capital improvement project. Funding is provided

as follows: Federal Aviation Administration grant: \$14,382,817. The FAA funds 93.75% of the project with the remainder being split between State of Alaska Dept. of Transportation (ADOT) and Juneau International Airport local match. Airport local match has been previously appropriated, and an ADOT matching grant is anticipated shortly. The Public Works and Facilities Committee reviewed this action at its June 27, 2016, meeting. The Airport Board approved this action at its July 28, 2016, special meeting.

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

- f. Ordinance 2016-22 An Ordinance Amending the Business Regulations Code Relating to Marijuana and Alcohol.

This ordinance would accomplish two things: (1) update the alcohol license review process by removing antiquated language and clarifying the grounds for protest consistent with state law; and (2) provide a process for the review of state marijuana establishment license applications similar to the process used by the CBJ to review alcohol license applications.

With respect to the review of alcohol license applications, the suggested changes do not limit or change the scope of review the Assembly currently has under the code as provided by state law.

With respect to the review of marijuana license applications, the proposed review process is designed to avoid duplicating the State's regulation on license restrictions (3 AAC 306.010), and to create a process for the CBJ that complies with the local government protest process identified in 3 AAC 306.060.

**The Manager recommends this ordinance be introduced and referred to the Human Resources Committee for review.**

- g. Ordinance 2016-27 An Ordinance Authorizing the Manager to Convey Lot 6 and Lot 7 of the Renninger Subdivision to the Alaska Housing Development Corporation.

At the Assembly's direction, staff solicited Letters of Interest for the disposal of six lots in the Renninger Subdivision. The Lands Committee reviewed four letters of interest at its April 25, 2016, meeting and directed staff to work with the Affordable Housing Development Corporation's (AHDC) proposal to purchase two of the lots at fair market value.

At its May 16, 2016, meeting, the Lands Committee passed a motion of support for the Assembly to authorize the Manager to enter into direct negotiations with AHDC for the sale of Lots 6 and 7, which the Assembly did at its meeting on May 23, 2016.

This ordinance would authorize the Manager to finalize negotiations and enter into an agreement with AHFC for the sale of the two lots at fair market value, and provides for certain terms in the event the sale is financed by the CBJ.

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

- h. Ordinance 2016-28 An Ordinance Amending the City and Borough Code Relating to Criminal Offenses and Penalties.

The primary purpose of this ordinance is to amend the City and Borough code consistent with changes made by the State with the omnibus crime bill, SB 91. Per SB 91, if state law provides for a comparable state offense, a municipality may not impose a greater punishment by ordinance than that imposed for a violation of the similar state law. This requirement under SB 91 specifically applies to home rule municipalities such as the CBJ.

This ordinance makes a few additional housekeeping changes, outlined in the memorandum from the City Attorney included in your packet.

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

- i. Ordinance 2016-29 An Ordinance Amending the Uniform Sales Tax Code Relating to the Senior Citizen Sales Tax Exemption and Marijuana.

This ordinance would amend the sales tax code with respect to the senior sales tax exemption to require the taxation of marijuana and marijuana products be handled in the same way as alcohol sales. Under current code, the sale of alcohol is not an exempt sale. This ordinance would treat marijuana and marijuana products similarly, unless the product is purchased with a prescription.

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

## 2. Resolutions

- a. Resolution 2764 A Resolution Designating State of Alaska, Department of Environmental Conservation Grant Funds for the Long Term Biosolids Treatment and Disposal Project, including Treatment Plant Headworks Improvements as the Number One Local Capital Improvement State Funding Priority for Fiscal Year 2017.

The CBJ is applying for an Alaska Department of Environmental Conservation (ADEC) grant through the Alaska Clean Water Fund grant program. The application process has a ranking system whereby projects from around the state are evaluated based on such criteria as benefits to public health, plans completed by the community, support by the community, and supplementary sources of funding.

To achieve maximum points and thereby the best chance for grant monies, the ADEC requests a resolution of support by the community's elected leaders identifying this project as the community's number one CIP priority for that fiscal year.

This resolution requests that the Treatment Plant Headworks project and Long

Term Biosolids Treatment and Disposal be considered Juneau's number one priority for state grant funding this fiscal year.

The Headworks project will install two new mechanical screens at Mendenhall Treatment Plant and JD Treatment Plant. The new screens will remove significantly more non-organic solids from the wastewater providing more efficient treatment and reducing the volumes of biosolids generated.

The CBJ is requesting \$1.0 Million of Grant funding for this project, which requires a 40% match. The match funds would be provided by the ADEC loan already in place for the Headworks and Biosolids projects.

At its July 25, 2016, meeting, the Assembly Public Works and Facilities Committee approved forwarding this request to the full Assembly.

**The Manager recommends this resolution be adopted.**

3. Bid Award

a. Bid Award - BE16-254 Snow Removal Equipment Building

This project consists of construction of a new building for snow removal equipment storage. Bids were opened on July 27, 2016. The bid protest period expired at 4:30 p.m. on July 29, 2016. Results of the bid opening are as follows:

| Bidders                            | Total Bid    |
|------------------------------------|--------------|
| F&W Construction Company Inc.      | \$13,373.833 |
| Dawson Construction, LLC           | \$13,597.000 |
| Unit Company                       | \$14,140,000 |
| Swalling Construction Company Inc. | \$14,162,263 |
| UIC Construction, LLC              | \$14,517,000 |
| Architect's Estimate               | \$16,400,000 |

**The Manager recommends award of this project to F&W Construction Company, Inc., for the total bid amount of \$13,373,833, pending the result of the protest period, Federal Aviation Administration grant award, and Assembly appropriation of grant award.**

4. Liquor License

a. NEW Distillery Liquor License #5506 - Amalga Distillery, LLC, Location: 134 N. Franklin Street, Juneau, AK 99801

This is an application for Juneau's first distillery liquor license. Distillery licenses are governed by AS 04.11.170 as follows:

***Sec. 04.11.170. Distillery license.***

*(a) A distillery license authorizes the holder to operate a distillery where alcoholic beverages are distilled and bottled or barreled for sale.*

*(b) A distillery license authorizes the holder to sell alcoholic beverages in*

*(1) quantities of not more than one gallon a day to a person who is present on the licensed premises for consumption off the premises;*

*(2) any amount to a person who is licensed under this title or in another state or country.*

*(c) The biennial distillery license fee is \$1,000.*

*(d) The holder of a distillery license may permit a person to sample small portions of the distillery's product free of charge unless prohibited by AS 04.16.030.*

*(e) Unless prohibited by AS 04.16.030, a holder of a distillery license may sell not more than three ounces a day of the distillery's product to a person for consumption on the premises if*

*(1) the distillery does not allow live entertainment, televisions, pool tables, dart games, dancing, electronic or other games, game tables, or other recreational or gaming opportunities on the premises where the consumption occurs;*

*(2) the distillery does not provide seats at the counter or bar where the product is served; and*

*(3) the room where the consumption occurs is not open before 9:00 a.m. and serving of the product ends not later than 8:00 p.m.*

Staff from the Finance, Police, Fire, Public Works, and Community Development departments have reviewed the above business and found it to be in compliance with CBJ Code. The 60-day comment period for review and local governing body comment ends on August 23, 2016.

In the event the Assembly does protest the issuance of this new liquor license, CBJ Code 20.25 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity to exercise their right to an informal hearing before the Assembly.

**The Manager recommends the Assembly waive its right to protest the issuance of this liquor license.**

5. Other Items for consent

a. CBJ Review of State of Alaska - Standard Marijuana Cultivation Facility License #10266 The Fireweed Factory, 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 a State of Alaska Standard Marijuana Cultivation Facility License #10266 from The Fireweed Factory, LLC to be located at 8145 Airport Blvd. Space B, 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. As to CDD's recommendation: although the Assembly may protest a license for an applicant's failure to obtain a local license, in this case, even though the applicant does not yet have a local license, CDD recommends allowing the applicant to move forward. The applicant has secured a conditional use permit. Once the CUP is approved and the state license is received, CDD will issue the local license after an inspection. Should the applicant fail the inspection, the local license will not be issued and the applicant will be prohibited from operating in the CBJ despite having obtained a state license.

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 #10266 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 USE2016-0017 Notice of Decision

The full set of documents is 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.**

## **VII. PUBLIC HEARING**

- A. Ordinance 2015-20(AT) An Ordinance Appropriating to the Manager the Sum of \$1,730,000 to Fund the City and Borough of Juneau's Fiscal Year 2016 Public Employee Retirement System Contribution; Funding Provided by the Alaska Department of Administration.

This ordinance would appropriate \$1,730,000 which is the State's FY16 5.19% on-behalf PERS benefit paid for CBJ. Funding is provided by the Alaska Department of Administration which was authorized by passage of HB2001 during the 2015 legislative session.

This is a housekeeping ordinance to properly account for this on-behalf payment and has no impact on the CBJ's finances.

**The Manager recommends this ordinance be adopted.**

Public Comment: None.



Assembly Action:

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

- B. Ordinance 2015-20(AU) An Ordinance Appropriating to the Manager the Sum of \$272,105 as Funding to Pay Bond Debt Service, IRS Arbitrage, and as Additional Funding for Various Capital Improvement Projects, Funding Provided by General Obligation Bond Interest Income.

This ordinance would appropriate \$272,105.07 in bond interest income that was earned on general obligation bond proceeds allocated to the projects listed below. The interest income is available to: 1) cover original projects' expenditures, 2) pay bond debt service & IRS arbitrage fees or 3) other eligible Capital Improvement Projects.

***Funding provided by unexpended bond interest income from the following capital improvement projects.***

| <b>Project Name</b>                 | <b>Amount of Interest</b> |
|-------------------------------------|---------------------------|
| Airport Water/Sewer Ext             | \$ 3,243.35               |
| Airport Terminal Expansion          | \$ 287.82                 |
| Eaglecrest Learning Center          | \$ 12,796.83              |
| Juneau Harbors Deferred Maintenance | \$ 17,142.49              |
| Waterfront Seawalk II               | \$ 9,588.95               |
| Aurora Harbor Improvements          | \$ 20,141.26              |
| Restrooms, Paving, and Concessions  | \$ 8,796.11               |
| Dimond Park Swimming Pool           | \$ 87,021.94              |
| Centennial Hall Renovation          | \$ 7,036.77               |
| High School Mendenhall Valley       | \$ 1,428.69               |
| Glacier Valley Renovation           | \$ 879.02                 |
| Harborview Renovation               | \$ 4,093.89               |
| Gastineau Elementary Renovation     | \$ 81,941.32              |
| Auke Bay Elementary Renovation      | \$ 17,574.89              |
| DZ Roof Replacement                 | \$ 63.79                  |
| Mendenhall River Community School   | \$ 67.95                  |
| <b>Total to Appropriate</b>         | <b>\$272,105.07</b>       |

***The Finance Director recommends the funding be provided to the following funds or capital projects:***

| <b>Project Name</b>                 | <b>Amount of Interest</b> |
|-------------------------------------|---------------------------|
| Debt Service/Arbitrage Fund         | \$198,903.17              |
| Juneau Harbors Deferred Maintenance | \$ 17,142.49              |
| Dimond Park Swimming Pool           | \$ 23,823.62              |
| Gastineau Elementary Renovation     | \$ 25,142.43              |
| Auke Bay Elementary Site Renovation | \$ 560.02                 |
| DZ Roof Replacement                 | \$ 1.70                   |
| JSD Facilities Reno and Repair      | \$ 6,531.64               |
| <b>Total to Appropriate</b>         | <b>\$272,105.07</b>       |

The Public Works and Facilities Committee discussed this action at its June 27, 2016, meeting and recommended forwarding it to the full Assembly for adoption.

The Public Works and Facilities Committee asked Juneau School District staff to investigate whether the remaining \$17,574.89 in the Auke Bay Elementary Renovation CIP was needed to complete work on the school's playground. At this time JSD has sufficient funds to complete the project and believes the funds would be better allocated to debt service/arbitrage funds.

**The Manager recommends this ordinance be adopted.**

Public Comment: None.

Assembly Action:

*MOTION, by Bursell, to adopt Ordinance 2015-20(AU).*

Mr. Jones asked about the \$.07 difference in the ordinance and in the manager's report. Mr. Watt said the difference in the numbers was only in the title, but the breakdown to the penny was in the body of the ordinance. Ms. Mead said there was not an issue.

Hearing no objection, it was so ordered.

- C. Ordinance 2016-09(B) An Ordinance Appropriating to the Manager the Sum of \$2,250,313 as Funding for the Juneau International Airport Aircraft Rescue and Fire Fighting (ARFF) Building Modifications Capital Improvement Project; Funding Provided by the Federal Aviation Administration and from the Fund Balance of the Juneau International Airport.

The funding to the Aircraft Rescue and Fire Fighting (ARFF) Building Modifications capital improvement project is provided as follows:

|   |             |
|---|-------------|
| Federal Aviation Administration grant:              | \$2,200,313 |
| Juneau International Airport (Airport Fund Balance) | \$ 50,000   |

The FAA funds 93.75% of the project (pending grant award) with the remainder being split between State of Alaska Dept. of Transportation (ADOT) and Juneau International Airport. An ADOT matching grant is anticipated shortly, and reimbursement of the Airport Fund Balance is anticipated in the next Passenger Facility Charge (PFC) application. There is also \$45,879 that was previously appropriated to the project as a match.

The Public Works and Facilities Committee reviewed this action at its June 27, 2016, meeting.

The Airport Board approved this action at its July 7, 2016, meeting.

**The Manager recommends this ordinance be adopted.**

Public Comment: None.

Assembly Action:

*MOTION, by Troll, to adopt Ordinance 2016-09(B).* Hearing no objection, it was so ordered.

## **VIII. UNFINISHED BUSINESS**

None.

## IX. NEW BUSINESS

- A. Motion for the Assembly to Grant the City Manager Permission to Enter into Direct Negotiations with Alaska Power and Telephone Company for a Lot Line Adjustment to Acquire CBJ Park Property

Lands staff received an application for a negotiated sale under CBJ 53.09.260 from Alaska Power & Telephone (AP&T) to acquire 2,350 square feet of Lena Point Park. This represents less than one percent of the 30 acre park. AP&T purchased the lot adjacent to the park in order to secure a location for a new fiber optic cable. AP&T advises it would be beneficial if the new fiber optic cable was allowed to be partially placed on the adjacent park property. The Lands Committee reviewed this request at its May 16, 2016, meeting and passed a motion of support for the sale.

The Planning Commission reviewed this request at its July 12, 2016, meeting. Although the sale of park property is discouraged by the Comprehensive Plan, the provision of improved high quality data connection for the community is supported by the Comprehensive Plan. The Planning Commission determined that the property could be sold with almost no impact to the park while facilitating a significant public benefit by improving Juneau's data capacity. The Planning Commission adopted a unanimous motion of support for the proposal.

The Parks and Recreation Director supports the proposal, and the Parks and Recreation Advisory Committee (PRAC) has been unable to meet the last two months. The request is timely and requires decision.

Under CBJ 53.09.260, once an application for a negotiated sale is received, the Assembly must decide whether a potential sale should be considered, and if so, directly with the applicant or by competition after inviting further proposals from the public. If the Assembly decides to authorize the Manager to begin negotiating a sales agreement directly with the applicant, the applicant will then need to complete a minor subdivision as part of the process for the lot line adjustment before the sale is finalized.

**The Manager requests the authority to negotiate the terms of the lot line adjustment and land disposal.**

Mr. Watt said the applicant is also asking for early entry onto the site, and therefore, any motion by the Assembly should address this request.

*MOTION, by Gladyszewski, to grant the manager the authority to negotiate the terms of the lot line adjustment and land disposal, and to provide for early entry onto the site. Hearing no objection, it was so ordered.*

## X. STAFF REPORTS

- A. Juneau Housing Trust Sale of Renninger Lots

Mr. Watt noted that on this agenda there was an ordinance introduced for the sale of lots in Renninger Subdivision to the Alaska Housing Development Corporation. As part of the same request for proposals, CBJ received a request from the Juneau Housing Trust for one of the

Renninger lots and staff will work with them on terms of conveyance of the property before bringing back an ordinance. Two items for determination, one is whether it will be for fair market value or not, and if not, what the public purpose would be, and two, they have proposed multiple single family homes to be built on one parcel and that raises questions about whether and how the code can allow that type of shared access. The Assembly will be reviewing a "shared access" ordinance from the Planning Commission soon. He has assigned Chief Housing Officer Scott Ciambor to work with the Trust to ensure the project can be permitted before the sale of the property and conveyance. The first home will not be started until the beginning of the school year in 2017.

## B. Energy Plan

Mr. Watt said the Assembly Committee of the Whole (COW) received the draft energy plan and a presentation. There has been much public interest, and he will work with the Juneau Commission on Sustainability (JCOS) to get information out to the public and to the empowered boards on their role regarding the plan and its implementation. We have also heard from the public on the power company's emergency generator project and he has asked the power company to participate in a public meeting and to host them in Chambers. He foresees a series of forums on topics with JCOS and the Juneau Economic Development Council (JEDC) who have worked on these issues as sponsors. The meetings will be calendared in the next several months.

Ms. Troll clarified some questions she had about the process with Mr. Watt. He said that JCOS has asked for comments back on the plan by September 2, but has also stated that the plan would not be back to the Assembly until December, and he believed there was time for a good public process.

## XI. ASSEMBLY REPORTS

### A. Mayor's Report

Mayor Koelsch said he spoke at and attended the Renninger Subdivision Dedication, and also at the National Guard Recognition and he appreciated Assemblymembers attending both very meaningful community events.

Mayor Koelsch appointed Debbie White, Maria Gladziszewski, and Jerry Nankervis as chair to a subcommittee on attorney salary review and asked them to convene as soon as possible.

### B. Committee and Liaison Reports

Human Resources Committee: Chair Jones said the full Assembly as the HRC met prior to this Assembly meeting and made the following recommendations for appointment. Hearing no objections, the Assembly appointed the following board members:

#### Airport Board:

Jerry Godkin to a term beginning immediately and ending June 30, 2019.

#### Sister City Committee:

Marsha Squires to a term beginning immediately and ending February 28, 2019.

Juneau Economic Development Council: Liaison Jones said JEDC is working on the evaluation of the executive director. The next meeting is set for early September.

Downtown Business Association: Liaison Jones said the August meeting was cancelled but the DBA members would be visiting downtown businesses to solicit new members.

Juneau Commission on Aging: Liaison Jones said the next meeting was set for August 11.

Airport Board: Liaison Jones said the next meeting was set for August 9.

Local Emergency Planning Committee: Liaison Bursell said the LEPC met on July 13 and acknowledged receipt of an FY17 LEPC grant award in the amount of \$18,000. The earthquake simulator will be in Juneau on August 31 and September 1 and several events were being planned. The next meeting was set for August 10.

Eaglecrest Board: Liaison Bursell said the next meeting was set for August 2.

Lands and Resources Committee: Liaison Troll said the last meeting was held July 25 and the committee heard a presentation on staff's recommendations to implement the Land Management Plan. The next meeting was set for August 15.

Juneau Commission on Sustainability: Liaison Troll said the last meeting was July 8 and most of the discussion was on chickens and roosters. JCOS feels food security is important and will take up the issue and it formed a chicken committee to make recommendations on raising chickens in Juneau. The committee also discussed the energy plan.

Affordable Housing Commission: Liaison Troll said the next meeting was set for August 2.

Public Works and Facilities Committee: Chair Gladziszewski said the last meeting was July 15 and the discussion was on the biosolids resolution and CIP closure ordinance. The next meeting was set for August 15.

Bartlett Regional Hospital Board: Liaison Gladziszewski said the last meeting was July 26 and the board discussed the rural demonstration project, the hospitalist project and that there was a 3.5 hour power outage on July 24 and the emergency generators worked well without problems. The next meeting was set for August 23.

Parks and Recreation Advisory Committee: Liaison Gladziszewski said the next meeting was set for August 2.

Finance Committee: Chair Nankervis confirmed that the next meeting was set for Thursday, August 11, and the committee would receive updates from staff regarding the governor's state budget vetos and the effect on the CBJ budget.

Docks and Harbors Board: Liaison Nankervis asked Mr. Uchytel to provide a report on his behalf. Mr. Uchytel said the Statter Harbor launch ramp facility was going well - there is no date for substantial completion and he hoped it would be before Salmon Derby weekend on August 12. Miller Construction was starting the asphalt plant this week and would be paving, weather permitting. They are on liquidated damages as of July 18 and it is in their best interest to get it substantially complete, which means the engineer of record states that it is ready for its intended purpose. There will be certain aspects of the project that would not be complete by August 11, such as the guardrail, but it should be paved and striped by Salmon Derby time. He spoke about a harbor grant for Phase II of Aurora Harbor and the potential conveyance of the NOAA lab to

Docks and Harbors ownership, to allow the current capacity at Statter Harbor to double. The next meeting was set for August 18.

Joint Assembly and School Board Facility Planning Committee: Chair Becker said the next meeting needed to be set in August.

Alaska Committee: Liaison Becker said the regular meetings would resume soon after a summer break.

Chamber of Commerce: Liaison Becker said the Chamber was hosting lunch time speakers weekly. She attended an after hours party hosted by the Chamber at the new location of Bullwinkles in the valley.

Planning Commission: Liaison White said the last meeting was on July 26 and a hearing was held for conditional use permits on a marijuana testing facility, a senior housing facility, and a pet grooming and boarding business; all were approved.

Travel Juneau: Liaison White said Juneau representatives were attending the Destination Marketing International Convention at which Kevin Crowley would be receiving a "30 under 30" award.

Committee of the Whole: Chair Kiehl said that the last meeting was held on July 25 and discussion focused on amendments to the equal rights ordinance, which would be reviewed again in committee on August 15. The committee also discussed the draft energy plan and met in executive session to hear information and provide staff guidance on the Cruise Line International Association lawsuit.

School Board: Liaison Kiehl said the next meeting was set for August 9.

UAS Campus Council: Liaison Kiehl said the next meeting was set for August 15 to discuss the effects of the state budget upon the University.

Alaska Municipal League: Liaison Kiehl said he would attend the AML Board summer planning meeting in Wasilla in August.

#### C. Presiding Officer Reports

Meek v. Planning Commission - USE2016-0016: Presiding Officer Jones said a pre-hearing conference date was set for August 17.

## **XII. ASSEMBLY COMMENTS AND QUESTIONS**

Mr. Kiehl said he attended the celebration of life for former Mayor Jamie Parsons. He also met with the Consul General from Japan on Mayor Koelsch's behalf and discussed ways to build on existing relationships. Shakespeare's 400th birthday was upcoming and his first folio would be on display at the SLAM. Many readings of Shakespeare were planned around town.

Ms. White thanked Mr. Watt for speaking on August 9 to the Southeast Alaska Board of Realtors. She asked if there was Assembly support for asking staff to investigate a parking district for downtown Douglas. There was no objection. Mr. Watt said it would be good for the Assembly to meet with the Planning Commission to review its workload and several ordinances currently under consideration.

Ms. Gladziszewski shared information on the Shakespeare Folio events around town and encouraged the public to attend - the events are free and a schedule was published at <http://lam.alaska.gov/home>

Ms. Troll asked about a discussion regarding changing downtown free parking from 2 hours to 90 minutes and the status of that idea. Mr. Watt said the COW would discuss a variety of transportation and parking issues at its August 15 meeting and he would include that topic.

Ms. Troll said she intentionally did not enter the Whitehorse / Juneau tennis tournament in order to provide Juneau a better chance of winning but the team still lost, and asked Mayor Koelsch if he had an opportunity to pay up on the wager by wearing a Whitehorse hat at a public event. He said he would do so once provided the hat.

Ms. Bursell said she spent some time in the CBJ vault looking at old documents and noted that downtown parking has long been a topic of discussion in Juneau.

Mr. Jones spoke about Bob Janes' and Paul Voelckers' work to develop and promote the Juneau Ocean Center and asked when the topic would come before the Assembly, as the project was including the use of city land. Mr. Watt said that some of the issues fit into the transportation topic. He gave Mr. Janes credit for thinking outside the box and said that staff would bring this issue back to the Assembly.

### **XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS**

None.

### **XIV. EXECUTIVE SESSION**

None.

### **XV. ADJOURNMENT**

There being no further business to come before the Assembly, the meeting adjourned at 8:11 p.m.

Signed: \_\_\_\_\_  
Laurie Sica, Municipal Clerk

Signed: \_\_\_\_\_  
Kendell D. Koelsch, Mayor

### **XVI. SUPPLEMENTAL MATERIALS**