

THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes – September 23, 2013

MEETING NO. 2013-25: 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 Merrill Sanford.

I. ROLL CALL

Assembly Present: Mary Becker, Karen Crane, Johan Dybdahl, Loren Jones, Jesse Kiehl, Jerry Nankervis, Merrill Sanford, Carlton Smith, and Randy Wanamaker (Teleconference).

Assembly Absent: None.

Staff Present: Rob Steedle, Deputy City Manager; Amy Mead, City Attorney; Laurie Sica, Municipal Clerk; Bob Bartholomew, Finance Director; Myiia Wahto, Recreation Superintendent; Lindsey Brown, Admin Officer, Parks and Recreation; Kristi West, Zach Gordon Youth Center Manager; Hal Hart, Community Development Director; Rorie Watt, Engineering Director; Carl Uchytel, Port Director; Patricia DeLaBruere, Airport Manager; Ken Nichols, Airport Engineer; Matt Lillard, Eaglecrest Ski Area Manager; and Robert Barr, Library Director.

II. SPECIAL ORDER OF BUSINESS

A. Foreign Exchange Student Introductions

Susan Baxter, of the Juneau Sister City Committee, spoke about the variety of student exchange programs in Juneau, including Rotary, American Field Service and the State Department's YES program. 11 high school students from countries including Taiwan, Italy, Switzerland, South Africa, Thailand, Hungary, Bahrain, Yemen, Slovakia, Norway, and Columbia introduced themselves with enthusiasm.

III. APPROVAL OF MINUTES

A. September 9, 2013 – Regular Assembly Meeting 2013-23

Hearing no objection, the minutes of the September 9, 2013 Regular Assembly Meeting 2013-23 were approved.

IV. MANAGER'S REQUEST FOR AGENDA CHANGES – None.

V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS – None.

VI. CONSENT AGENDA

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

B. Assembly Requests for Consent Agenda Changes – None.

C. Assembly Action

MOTION, by Becker, to adopt the consent agenda. Hearing no objection, it was so ordered.

1. Ordinances for Introduction

a. Ordinance 2013-23

An Ordinance Authorizing The Manager To Execute A Site Lease With Alaska Wireless Network, LLC For The Construction, Operation And Maintenance Of A Telecommunication Tower Facility At Eaglecrest Ski Area.

Administrative Report: Attached. The manager recommended Ordinance 2013-23 be introduced and set for public hearing at the next regular meeting.

b. Ordinance 2013-11(Q)

An Ordinance Appropriating To The Manager The Sum Of \$106,000 As Funding For The Empty Chair Memorial, Grant Funding Provided By The US Department Of The Interior, National Park Service And Donations Provided By The Empty Chair Committee.

Administrative Report: Attached. The manager recommended Ordinance 2013-11(Q) be introduced and set for public hearing at the next regular meeting.

c. Ordinance 2013-11(R)

An Ordinance Appropriating To The Manager The Sum Of \$50,000 As Funding For A Parking Manager, Funding Provided By The Parking In Lieu Fund and the Downtown Parking Fund Fund Balances.

Administrative Report: Attached. The manager recommended Ordinance 2013-11(R) be introduced and set for public hearing at the next regular meeting.

d. Ordinance 2013-11(S)

An Ordinance Appropriating To The Manager The Sum Of \$100,000 As Funding For An Economic Development Plan, Funding Provided By Closed Capital Projects.

Administrative Report: Attached. The manager recommended Ordinance 2013-11(S) be introduced and set for public hearing at the next regular meeting.

e. Ordinance 2013-11(T)

An Ordinance Appropriating To The Manager The Sum Of \$160,000 As Funding For Legal Services Provided By The City And Borough of Juneau's Law Department To Bartlett Regional Hospital And The Juneau School District, Funding Provided By Interdepartmental Charges.

Administrative Report: Attached. The manager recommended Ordinance 2013-11(T) be introduced and set for public hearing at the next regular meeting.

2. Liquor License Transfers

a. **Transfer of Ownership and Location for Beverage Dispensary License # 3695**

Transfer From: 64 Thunderbird, LLC d/b/a Triple F Bar and Grill, Location: 9109 Mendenhall Mall Road, Suite 4b

Transfer To: South of the Bridge, LLC d/b/a Louie's Douglas Inn, No Premises

b. **Transfer of Ownership for Beverage Dispensary License #674**

Transfer From: Lucky Lady, Inc. d/b/a Lucky Lady, Location: 192 S. Franklin Street

Transfer To: MSE, LLC d/b/a Lucky Lady, Location: 192 S. Franklin St.

Administrative Report: Attached. The manager recommended the Assembly waive its right to protest the liquor license transfers listed above.

VII. PUBLIC HEARING

A. Ordinance 2013-24

An Ordinance Providing For The Issuance And Sale Of A General Obligation School Bond In The Aggregate Principal Amount Of Not To Exceed \$8,100,000; And Providing For The Form And Terms Of The Bond And For Unlimited Tax Levies To Pay The Bond.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-24.

Public Comment: None.

Assembly Action:

MOTION, by Wanamaker, to adopt Ordinance 2013-24. Hearing no objection, it was so ordered.

B. Ordinance 2012-20(AV)

An Ordinance Appropriating To The Manager The Sum Of \$4,790,628 To Fund The City And Borough Of Juneau's Fiscal Year 2013 Public Employee Retirement System Contribution; Funding Provided By The Alaska Department Of Administration.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2012-20 (AV).

Public Comment: None.

Assembly Action:

MOTION, by Crane, to adopt Ordinance 2012-20(AV). Hearing no objection, it was so ordered.

C. Ordinance 2013-11(G)

An Ordinance Appropriating To The Manager The Sum Of \$586,600 As Partial Funding For The Statter Harbor New Haul-out Ramp And Float, Grant Funding Provided By Alaska Department of Commerce, Community And Economic Development, Designated

Legislative Grants Program, And Additional Funding From A Permanent Easement Payment From The Alaska Department Of Transportation And Public Facilities.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(G).

Public Comment: None.

Assembly Action:

MOTION, by Jones, to adopt Ordinance 2013-11(G). Hearing no objection, it was so ordered.

D. Ordinance 2013-11 (H)

An Ordinance Appropriating To The Manager The Sum Of \$67,000 As Funding For The Zach Gordon Youth Center Kitchen Remodel, Grant Funding Provided By The Rasmuson Foundation, And Additional Funding Provided By Zach Gordon Teen Club, Inc.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(H).

Public Comment: None.

Assembly Action:

MOTION, by Kiehl, to adopt Ordinance 2013-11(H). Hearing no objection, it was so ordered.

E. Ordinance 2013-11(I)

An Ordinance Appropriating To The Manager The Sum Of \$19,018 As Funding For The Local Emergency Planning Committee, Grant Funding Provided By The State Of Alaska, Department Of Military And Veterans Affairs.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(I).

Public Comment: None.

Assembly Action:

MOTION, by Kiehl, to adopt Ordinance 2013-11(I). Hearing no objection, it was so ordered.

F. Ordinance 2013-11(J)

An Ordinance Appropriating To The Manager The Sum Of \$1,575,000 As Funding For The Replacement Of Buses for Capital Transit, Grant Funding Provided By Alaska Department Of Transportation And Public Facilities, And By The Equipment Replacement Reserve Fund Balance.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(J).

Public Comment: None.

Assembly Action:

MOTION, by Becker, to adopt Ordinance 2013-11(J). Hearing no objection, it was so ordered.

G. Ordinance 2013-11(K)

An Ordinance Appropriating To The Manager The Sum Of \$20,000 As Funding For The Purchase And Installation Of An Aquatic Climbing Wall At The Augustus Brown Swimming Pool, Funding Provided By A Donation From The Juneau Community Foundation.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(K).

Public Comment: None.

Assembly Action:

MOTION, by Nankervis, to adopt Ordinance 2013-11(K). Hearing no objection, it was so ordered.

H. Ordinance 2013-11(L)

An Ordinance Appropriating To The Manager The Sum Of \$290,000 As Funding For Facility Plan Updates to the Juneau-Douglas and Mendenhall Wastewater Treatment Plants, Loan Funding Provided by the State of Alaska Department of Environmental Conservation.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(L).

Public Comment: None.

Assembly Action:

MOTION, by Smith, to adopt Ordinance 2013-11(L). Hearing no objection, it was so ordered.

I. Ordinance 2013-11(M)

An Ordinance Appropriating To The Manager The Sum Of \$45,858 As Additional Funding for the State Homeland Security Program, Grant Funding Provided by the State of Alaska Department of Military and Veterans Affairs.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(M).

Public Comment: None.

Assembly Action:

MOTION, by Dybdahl, to adopt Ordinance 2013-11(M). Hearing no objection, it was so ordered.

J. Ordinance 2013-11(N)

An Ordinance Appropriating to the Manager the Sum of \$433.05 As Funding for the Local Emergency Planning Committee, Grant Funding Provided by the State of Alaska, Department Of Military and Veterans Affairs.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(N).

Public Comment: None.

Assembly Action:

MOTION, by Kiehl, to adopt Ordinance 2013-11(N). Hearing no objection, it was so ordered.

K. Ordinance 2013-11(O)

An Ordinance Appropriating To The Manager The Sum Of \$1,210,937 As Funding For The Juneau International Airport Design Runway Rehabilitation Capital Improvement Project, Grant Funding Provided By The Federal Aviation Administration And The State Of Alaska.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(O).

Public Comment: None.

Assembly Action:

MOTION, by Nankervis, to adopt Ordinance 2013-11(O). Hearing no objection, it was so ordered.

L. Ordinance 2013-11(P)

An Ordinance Appropriating To The Manager The Sum Of \$726,562 As Funding For The Juneau International Airport - Conduct Airport Master Plan Study Capital Improvement Project, Grant Funding Provided By The Federal Aviation Administration And The State Of Alaska.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2013-11(P).

Public Comment: None.

Assembly Action:

MOTION, by Wanamaker, to adopt Ordinance 2013-11(P).

Mr. Jones said the manager's report referred to remainder of funds to be split between DOT and JIA, but there were no funds listed from JIA, and on this particular ordinance it referred to deappropriating any grant funds not received. Mr. Steedle said that at the time the report was

written the grant had not been received, but since that time CBJ was notified of receipt of the grant funds. Ms. DeLaBruere said the match for this grant was still to be determined and the FAA directed how it would be done, whether the local match would be “KFC’s” or through discretionary funds, so she awaited that direction. Mr. Jones asked if that meant the total dollar amount, \$726,000, would be higher? Ms. DeLaBruere said as grants were issued from the FAA for a total amount, the master plan in this one, for example, would be a total of \$750,000 with 93.75% covered by the FAA and the other percentage was split with DOT. Local match funds were through capital funds.

Hearing no objection, it was so ordered.

VIII. UNFINISHED BUSINESS - None.

IX. NEW BUSINESS

A. Late Filed Requests to Apply for Senior Citizen Hardship Property Tax Exemption

Administrative Report: Attached. The manager recommended that the Assembly authorize the Assessor to accept the applications as if timely filed.

Public Comment: None.

Assembly Action:

MOTION, by Dybdahl, to authorize the Assessor to accept Senior Citizen Hardship Property Tax Exemption applications of the following people as if timely filed: Jack Bodine, Sophie Frank, Sophie McKinley, and Aurelia Thibodeau.

Mr. Nankervis said that this program offered a break for people on their property taxes, and waiving the filing deadline was offering a break on a break. The applications were filed in August and September for a deadline of April. He suggested the Assembly look at this policy and consider a sliding scale in which the exemption would be reduced the later it was filed. He removed his objection.

Hearing no objection, it was so ordered.

B. Late Filed Request to Apply for a Senior Citizen Property Tax Exemption

Administrative Report: Attached. The manager recommended that the Assembly authorize the Assessor to accept the application as if timely filed.

Public Comment: None.

Assembly Action:

MOTION, by Dybdahl, to authorize the Assessor to accept Senior Citizen Property Tax Exemptions application of Kathryn Satko as if timely filed. Hearing no objection, it was so ordered.

X. STAFF REPORTS – None.

XI. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Sanford said six members attended Southeast Conference and it was a good interchange of people in Southeast Alaska, turnout was very high with approximately 550 attendees. There were two reports issued at the conference on economic trends and maritime activities and he encouraged the Assemblymembers to review those reports.

Mayor Sanford thanked the Assemblymembers for their presence on Saturday to interview candidates and hire a city lobbyist. A contract would be signed within the next couple of weeks.

B. Committee Reports

Human Resources Committee: Chair Kiehl said the committee heard a report from the Youth Activities Board and recommended board appointments. Hearing no objection, Jeff Sloss was reappointed and Kelly Pajinaeg was appointed to the Youth Activities Board, with terms ending August 31, 2016.

Mr. Kiehl said the HRC wrapped up discussion on a fundraising policy for advisory boards, those boards, which did not hear appeals, distribute grants or run an enterprise. This policy would allow the advisory boards to raise limited funds, allow for a treasurer position, and allow them to do activities without approaching the Assembly for funds each time an activity was planned. It would necessitate a slight revision to the Assembly Rules of Procedure.

Lands and Resources Committee: Chair Smith said the next meetings were set for September 30 and October 28.

Public Works and Facilities Committee: Chair Wanamaker said the next meeting was set for October 14.

Committee of the Whole: Chair Becker said the next meeting was set for September 30.

C. Liaison Reports

Juneau Convention and Visitors Bureau: Liaison Smith said he attended the JCVB membership meeting and heard that JCVB would like to be able to provide input on the next Comprehensive Plan update and would also like to meet jointly with the Community Development Staff and Planning Commission.

Alaska Coastal Rainforest Center: Liaison Crane said CBJ was one of the founding members of the ACRC, which recently held a retreat led by the Foraker Group. ACRC was looking at how the membership on the coordinating committee should be determined and since it had become a fully functioning organization, was reviewing its administration and board membership. Members included the National Marine Fisheries, U.S. Forest Service, the U.S. Weather Service, National Oceanic and Atmospheric Administration – about 15 members including a Canadian member, making it a transboundary group. The question of whether CBJ

should maintain a seated membership on the board, or become an observer, was discussed. Mayor Sanford said he thought CBJ should maintain a seat. Ms. Crane said she agreed that it was important to ensure that scientific research was centralized in Juneau, however, consideration was being given for membership for those who contributed financially to the mission. UAS was contributing \$50,000 per year, UAA and UAF both contributed. She did not think it was likely that CBJ funding would be available but said it was a decision to be made at a future date.

Affordable Housing Commission: Liaison Kiehl said the next meeting was set for October 1.

Eaglecrest Board: Liaison Kiehl said the next meeting was set for October 3. Season pass sales were going well.

Campus Council: Liaison Becker said the Campus Council had re-started meetings.

Chamber of Commerce: Liaison Becker said the next meeting was set for October 2.

D. Presiding Officer Reports

Mr. Jones said both pending appeals were proceeding in a timely manner.

XII. ASSEMBLY COMMENTS AND QUESTIONS

Mayor Sanford distributed an Assembly leave calendar and said he was looking for a retreat date, so asked members to make sure their leave dates were provided to the Clerk's Office.

Ms. Becker said she attended the Remembrance Service on September 11 at Rotary Park and said it was a well done ceremony.

Ms. Becker noted the passing of Jan Niemeyer, a beloved art teacher at Thunder Mountain High School and wife of Roger Healy, former CBJ employee, and asked all to keep them in their thoughts.

Ms. Becker reported on attending a candidate forum at Thunder Mountain High School.

Ms. Becker said that October 1 was the United Way Day of Caring and she thanked the city for allowing staff to participate on projects and thanked businesses for their support of social services in the community.

Mr. Kiehl gave his compliments for the 9/11 ceremony. He said he attended the Plumbers and Pipe Fitters Local 262's 70th anniversary celebration in Juneau. They were the only local in the community with a training facility and they did a great job with many apprentices.

Mr. Kiehl said the UAS Board of Regents would be meeting in Juneau on September 26 and 27 and encouraged people to attend.

Mr. Kiehl noted that the Emergency Preparedness Expo would be held September 27 and 28 at Centennial Hall and was open to the public.

Mr. Smith said he would miss the farewell to Mr. Dybdahl at the next regular meeting and thanked him for his two decades of service on the Planning Commission and Assembly. He would miss his good counsel.

Mr. Nankervis said he had spent the last month visiting family and had missed some committee meetings, but participated in some others by teleconference and appreciated the time off. He said that regarding Ordinance 2013-11(L) for the DEC loan for treatment facility plans, it said that some of the project loan would be repaid with customer revenue. In the future, he would like to see an estimate of the customer contribution required when these type of actions arise on the agenda. He echoed Mr. Smith's comments and appreciated Mr. Dybdahl's 23 years of public service.

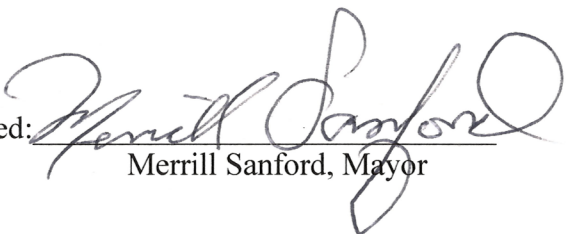
Mr. Jones reminded the Assembly of the Juneau World Affairs Council Canadian Forum and said that the activities would take place on October 17 – 19, and he encouraged Assembly attendance.

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS – None.

XIV. EXECUTIVE SESSION – None.

XV. ADJOURNMENT – 8:04 p.m.

Signed: 
Laurie Sica, Municipal Clerk

Signed: 
Merrill Sanford, Mayor