

CBJ DOCKS & HARBORS BOARD
OPERATIONS/PLANNING COMMITTEE MEETING MINUTES
Wednesday, March 18th, 2015

I. Call to Order

Mr. Simpson called the meeting to order at 5:00 p.m. in room 224.

II. Roll Call

The following members were in attendance: Budd Simpson, Robert Janes, John Bush, and David Logan – via phone.

Absent: David Summers.

Also in attendance were: Dave Borg – Harbormaster, Tom Donek – Board Member, and Mike Peterson – Board Member.

III. Approval of Agenda

MOTION By Mr. Bush TO APPROVE THE AGENDA AS PRESENTED AND ASK UNANIMOUS CONSENT

The motion passed with unanimous consent.

IV. Public Participation on Non-Agenda Items

Howard Lockwood of Juneau, AK handed out a pamphlet and said I am here as a manager of Juneau Port Development, LLC. While applying for a Conditional Use Permit to accommodate mega yachts the zoning changed to Industrial. The zoning change brings with it more restrictions. I will keep you updated and I welcome any questions you might have.

Mr. Simpson said according to this zoning map it is only the uplands adjacent to your project that are zone Industrial (WI). The tidelands for your project are not zoned for anything. That might help you.

Mr. Janes said I am a property owner on the Rock Dump, which is zoned Industrial. I see there is a request for a rezoning hearing. Are they looking at making that Industrial Commercial?

Mr. Lockwood said yes.

V. Approval of January 21st, 2015 (corrected copy) and February 18th, 2015 Operations-Planning Meeting Minutes

MOTION By Mr. Janes TO APPROVE THE January 21st, 2015 (corrected copy) and February 18th, 2015 Operations-Planning Meeting Minutes AS PRESENTED AND ASK UNANIMOUS CONSENT.

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The motion passed with unanimous consent.

VI. Consent Agenda

A. Public Request for Consent Agenda Changes

Gregory Utermohle of Juneau, AK said I would like to discuss the Harbor Code of Conduct.

Mr. Simpson said we will move the Harbor Code of Conduct from the Consent Agenda to Unfinished Business.

B. Board Members Requests for consent Agenda Changes-None.

C. Items for Action-None.

VII. Unfinished Business

1. Harbor Code of Conduct

Gregory Utermohle of Juneau, AK said I am here on behalf of Grateful Dogs of Juneau. At the end of the last meeting we agreed to make changes to the Harbor Code of Conduct. Why are those changes not in this draft of the Harbor Code of Conduct?

Mr. Simpson said we agreed to incorporate your suggestions, except we are going to retain the requirement for licensing and registration for the pets.

Mr. Borg said this is not a proposed regulation or a new set of rules. The Harbor Code of Conduct is an outline of what the Harbors and Animal Control can enforce based on current City and Borough of Juneau regulations. Patrons with pets who are in the harbor 14 or more days will be required to register their pets with the Harbormaster's Office. Pet owners will be required to follow current CBJ regulations.

Mr. Simpson said we will address each requirement individually.

Pet Owners (1)

During registration, dog owners shall provide proof the animal is licensed in accordance with current CBJ regulations. Unlicensed dogs shall not reside within the CBJ Docks & Harbors system at any time.

Mr. Utermohle said I find the language to be inaccurate. For example, the second paragraph under Pet Owners (1) states, "unlicensed dogs shall not reside within the CBJ Docks & Harbors system at any time." We have already acknowledged there are unlicensed dogs permitted in the community and you are saying those unlicensed

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dogs cannot be in the harbor. The word registration is used for multiple forms of registration and it is confusing. The Code of Conduct needs to be clear and accurately describe the rules.

Mr. Simpson said we will strike the second sentence.

Pet Owners (2)

Be leashed at all times when on Docks and Harbors property, floats, fingers, moorings.

Mr. Borg said I want to required dogs to be leashed from the boat until they are in a vehicle.

Mr. Utermohle said Pet Owners (2) is a requirement by CBJ. However, the leash requirement for Docks and Harbors property is not covered under CBJ ordinance. The Animal Control Code states dog have to be either on leash or under voice control. A dog that is not on leash or is not under voice control is considered at large. Dogs are required to be on leash in the Downtown Business areas and on all City and Borough floats, docks and municipal wharves.

Mr. Simpson said add wharves to Pet Owners (2). It would be difficult to enforce if we had something different from the CBJ Animal Control Code. Voice control is still enforceable by the Docks and Harbors because it is covered under the broader CBJ Animal Control Code.

Pet Owners (3)

Clean up after your animal on docks, parking areas, and all adjacent CBJ Docks & Harbors properties. Use of waste bags or other waste removal products are mandatory on all Docks & Harbors properties.

Mr. Utermohle said there are designated areas where dog owners are required to pick up after their dogs. The designated areas overlap with the areas where your dog is required to be on a leash.

Mr. Borg said this is why I want to have a code of conduct. I want people to do the right thing. I might not be able to write a ticket, but I will be able to reference the code of conduct when speaking with patrons who continue to violate these rules.

Vicky McLaughlin of Juneau, AK said the wording is unclear as to who is responsible for providing the waste bags. You could say "items are available for use".

Mr. Simpson said even if there are no waste bags available, the dog owner is responsible to pick up after their dogs.

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Pet Owners (4)

Ensure animals are properly confined on the vessel.

Mr. Utermohle said “properly confined” is ambiguous as to what it means. Does that mean in a cage or sheltered from wind.

Mr. Peterson said there are dogs confined to boats that bark ferociously at patrons passing by and it is not safe.

Mr. Simpson said perhaps we could add “and under control”.

Mr. Borg said the Law Department said I could not put “secured so as not to cause a danger to patrons”.

Mr. Donek said you cannot do anything about barking dogs.

Mr. Simpson said change “confined on” to “confined to”.

Pet Owners (5)

Persons living with pets aboard boats in the harbor are responsible for their pets’ safety, health and quality of life.

Committee Questions - NONE

Public Discussion

Mr. Utermohle said it is unclear as to what this document is; is it a regulation, an ordinance, or is this just something to handout to live aboard patrons? It’s not enforceable until this is adopted into law as a regulation or ordinance.

Mr. Borg said using the harbors is a privilege and not a right.

Mr. Simpson said if we have difficulty enforcing these rules we can make them into an ordinance.

Savannah Worley of Juneau, AK said I recommend you designate areas in the harbors for the dogs to be off leash. I appreciate that Docks and Harbors is concerned with the safety of their patrons and pets.

Mr. Simpson said it is not Docks & Harbors responsibility to create an area for dogs to be off leash.

Vicky McLaughlin of Juneau, AK said I am glad you took the time to split the hairs with us. A code of conduct is useful and helpful. I appreciate the time you have put

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into this. I still look at it as unfinished and I would like the opportunity to comment on the next draft.

Mr. Simpson said when it goes before the full board for adoption you will have the opportunity to speak.

Committee Discussion/Action

Mr. Donek said these rules are general and not meant to cover every minute detail of every harbor regulation.

Mr. Bush said where it states “complete a registration form” change it to “complete an additional registration form”, and change “and pay the registration fee” to “and pay any applicable registration fee”. Those changes should alleviate confusion.

MOTION By Mr. Janes TO ADOPT THE CODE OF CONDUCT AS AMENDED AND SEND IT TO THE FULL BOARD.

The motion passed with unanimous consent.

VIII. New Business

1. Harbor Fee Review-ABLF Rate Recommendations

Mr. Borg said number 5. A. iii. States:

1 – Hour of the prevailing labor rate blocking plus \$100/month for use of four boat stands (if outside operator brings vessel in for blocking/storage). Blocking must be approved by Harbormaster.

I received a suggestion to add “or a representative” in case I am not available for approval.

Mr. Simpson said it is always the case that where it says Harbormaster in the regulations that it includes the Harbormaster’s representatives. I suggest we add a note to the regulations that states where it says Harbormaster it means the Harbormaster and the Harbormaster’s representatives.

Mr. Borg said we changed “reservations” to “scheduling” under 2.b. and added 2.b. iv., which states “Fee will be \$3.00/LF per calendar day in excess of seven days.” I spoke with Mr. Weltzin this week, and he suggested we charge patrons for calling and making a reservation at the ABLF. I don’t know how that would work. Also, we have been investigating installing an automatic shutoff for the cranes. One of the issues that we inquired about was the safety concern when the crane turns off and there is a load on the crane. We can add a 5 minute warning that flashes and sounds an alarm

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before the crane turns off. The issue has been patrons forgetting to turn the cranes off. Sometimes the cranes are left on for more than a day. This is not good on the cranes and it is expensive for staff. The light will be useful for the patrons use, and it might help to remind them to turn off the crane. The option for the crane to only turn off if there is no load on the crane is very expensive and complicated. Regarding the gate at the top of the ramp, we received an estimate stating it will cost \$15,000 to install. We should recoup that cost is less than a year if we charge a patron \$5.00 for every time they drive down the ramp.

Committee Questions

Mr. Simpson asked can we program the cranes so that when you turn them on you cannot turn them off by swiping the FOB key again.

Mr. Borg replied I believe we can.

Public Discussion

Jennifer Mejia of Juneau, AK said I call patrons who have a habit of turning the cranes on and off in the same minute to inform them they need to leave the crane running for 5 minutes as turning them on and off in the same minute is hard on the machine. I also call patrons who forget to turn the cranes off and leave them running for a long period of time and inform them to remember to turn the cranes off. It has helped a little, but it continues to be an issue. We need a better way to manage the cranes.

Renee Rieser of Juneau, AK said if you charge patrons for each time they swipe the fob key, they will learn to leave the cranes on longer.

Dennis Watson of Juneau, AK asked do I need to buy a key fob to gain access to my boat if I put it in the Auke Bay Loading Facility Yard (ABLF), and where is the fee for the key fob.

Mr. Simpson replied yes, you would need to buy a \$10.00 fob key. The fob key fee is not in this current list, but we should address that fee too.

Dennis Watson said I am concerned about the security at the ABLF since anyone with a fob key has access. I would prefer it if people had to return the fob key when they are done at the ABLF.

Mr. Borg said the current gate is compliant with MARSEC level 1. if it went to a level 2 then we would have to deactivate all of the fob keys until it returned to a MARSEC level 1.

Dennis Watson said I recommend you add a fee for when a patron damages the yard.

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Mr. Borg said we will look into that.

Committee Discussion/Action

Mr. Bush said in my experience as a longshoreman, having a crane automatically turn off while under a load is a bad idea. When a man is alone operating the crane it would be difficult to have him restart the crane.

Mr. Simpson said we are discussing the \$5.00 fee for 15 minutes; the other things are operational. Also, no one objects to having a light added.

Mr. Donek said if it has a warning light then the person operating the crane might feel rushed when the warning timer goes off. Also, I recommend loaner fob keys that people have to return to the Harbor Office when they are done using them.

Mr. Bush said I recommend when a patron leaves we make their fob key inactive, then when they return we can reactivate it and they don't have to buy a new fob key.

Mr. Janes asked does the \$10.00 charge for a fob key cover the costs of the fob key.

After the meeting a receipt was found from January 27, 2014 showing the fob keys cost the Harbors \$5.75 each.

MOTION By Mr. Bush TO APPROVE THE PROPOSED CHANGES TO THE AUKE BAY LOADING FACILITY FEES AND FORWARD TO THE FULL BOARD FOR ADOPTION AND ASK UNANIMOUS CONSENT.

The motion passed with unanimous consent.

IX. Items for Information

1. New Douglas Harbor Configuration

Mr. Borg said in the pamphlets provided you will find the old harbor design and the 2007 newer harbor design for Douglas Harbor. Most people I have spoken to request to have Douglas Harbor rebuilt in-kind with a few changes. The public would like to keep "A" float for their smaller boats.

Mr. Peterson asked can we add 4 more feet to "A" float.

Mr. Borg said "A" float is currently 8 feet wide, and we want to change that to 10 feet. The 42 foot slips are the only slips that will require pilings.

Mr. Simpson asked can we add a "T" to the end of the floats.

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Mr. Borg said that would hinder the swing in or alley way ability of the boats to go around. Also, the new gangway will be installed, and in order to install it two of the bents will be removed and the area will be dredged. I currently plan on leaving the other launch ramp where it is.

Mr. Simpson said take this to PND Engineers and have them update this drawing from 2007 with the changes we have discussed.

Mr. Peterson said there will be additional costs to drawing up a new design.

2. North Douglas Launch Ramp – Kayak Separation

Mr. Borg said there is nowhere else for the kayakers to go near the North Douglas Launch Ramp. They will continue to share the North Douglas Launch Ramp with other users this year.

X. Staff, Committee and Member Reports

Mr. Borg said floats will be installed tomorrow, March 19th, 2015 at 1:00 p.m. Staff will clean off the ramps tomorrow too. The Aurora Harbor Rebuild is on schedule to be finished May 31, 2015. Also, the Statter Harbor Launch Ramp is on schedule. The wicks are being installed this week. The SeaLift has received maintenance and should be ready to launch and haul next week.

XI. Committee Administrative Matters

The next Operations/Planning Committee meeting is scheduled for Wednesday, April 22nd, 2015.

XII. Adjournment

The Operations/Planning Committee meeting adjourned at 6:42 p.m.