

ASSEMBLY HUMAN RESOURCES COMMITTEE THE CITY AND BOROUGH OF JUNEAU, ALASKA

January 12, 2015 6:00 PM
Assembly Chambers

I. ROLL CALL

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

- A. November 10, 2014 Human Resources Committee Meeting Minutes
- B. December 10, 2014 Full Assembly as HRC Meeting Minutes

IV. PUBLIC PARTICIPATION

(Not to exceed a total of 10 minutes nor more than 2 minutes for any individual).

V. AGENDA TOPICS

A. Board Matters

- 1. Local Emergency Planning Committee - Annual Report & Appointments
- 2. Juneau Affordable Housing Commission - Annual Report & Appointments
- 3. PRAC Replacement on the 1% for Art Selection Panel Cruise Berth (16B)/Seawalk Project

B. Liquor Licenses

- 1. Liquor License Mid-Cycle Protests of Continued Operations

Liquor licenses are issued by the State of Alaska on a two-year cycle. Alaska Statute 04.11.480 provides for a mid-cycle protest by the local governing body for the continued operation of liquor license as follows: (**emphasis added**)

Sec. 04.11.480. Protest.

(a) A local governing body may protest the issuance, renewal, relocation, or transfer to another person of a license by sending the board and the applicant a protest and the reasons for the protest within 60 days of receipt from the board of notice of filing of the application. A protest received after the 60-day period may not be accepted by the board, and in no event may a protest cause the board to reconsider an approved renewal, relocation, or transfer.

The local governing body may protest the continued operation of a license during the second year of the biennial license period by sending the board and the licensee a protest and the reasons for the protest by January 31 of the second year of the license. The procedures for action on a protest of continued operation of a license are the same as the procedures for action on a protest of a renewal application. The board shall consider a protest and testimony received at a hearing conducted under AS 04.11.510(b)(2) or (4) when it considers the application or continued

operation, and the protest and the record of the hearing conducted under AS 04.11.510(b)(2) or (4) shall be kept as part of the board's permanent record of its review. If an application or continued operation is protested, the board shall deny the application or continued operation unless the board finds that the protest is arbitrary, capricious, and unreasonable.

CBJ Finance Department is recommending the Assembly protest the continued operations of the following liquor licenses based on unfiled sales tax returns, the associated taxes owing for those returns, and all associated penalties and interest.

Seong S. Kim d/b/a Seong's Sushi Bar & Chinese Takeout, Restaurant/Eating Place License #4192. Protest based on a total balance owing of \$25,285.72 as of January 2, 2015 for the monthly periods February - September 2014 and unfiled sales tax returns for October - November 2014 and all associated taxes, penalties and interest.

Joan Deering d/b/a Paradise Cafe & Bakery, Restaurant/Eating Place License #5278. Protest based on a total balance owing of \$224.42 as of January 2, 2015 for June - July 2014 and unfiled sales tax returns for September - November 2014 and all associated taxes, penalties and interest.

NYT, Inc. d/b/a Rendezvous, Beverage Dispensary License #772. Protest based on unfiled third quarter sales tax returns with the associated unremitted sales taxes, penalties and interest.

Jacobsen/Daniels Associates, LLC d/b/a Romeo's Tap Room Beverage Dispensary-Tourism License #5341. Protest based on balances due as of January 2, 2015 of \$501.06 for sales tax periods August-October 2014.

These protest recommendations are scheduled for the January 12, 2015 Assembly agenda under New Business and any HRC recommendations would be acted upon at that time. CBJ Code 20.25.025(c) provides licensees with the right to an abbreviated informal hearing before the Assembly. If a licensee wishes to exercise that right, the January 12 Assembly meeting would be the opportunity for them to do so.

January 5 - Update: Jacobsen/Daniels Associates, LLC d/b/a Romeo's Tap Room Beverage Dispensary-Tourism License #5341 has paid the outstanding sales tax and Finance staff is withdrawing its recommendation for protest.

C. Other Business

1. Treadwell Arena Task Force - Report to the Assembly
2. RESOLUTION 2703: A Resolution of the City and Borough of Juneau in Support of the Addition of Port and Harbor Employees to the List of Employees Covered by Alaska Statute 12.55.135.

The enclosed memo and draft resolutions were submitted to the Docks and Harbors Board and approved by unanimous consent at its December 11, 2014 meeting. City Manager Kim Kiefer asked that the resolutions be

reviewed/approved by an Assembly committee prior to being placed on the Assembly agenda. The Assembly Public Works and Facilities Committee reviewed the first resolution (*Resolution 2702: A Resolution of the City and Borough of Juneau in Support of Full Funding for the State of Alaska Harbor Facility Grant Program in the FY 2016 State Capital Budget*) at its meeting on Monday, December 29 and the second resolution (***Resolution 2703: A Resolution of the City and Borough of Juneau in Support of the Addition of Port and Harbor Employees to the List of Employees Covered by Alaska Statute 12.55.135.***) is before the HRC at this meeting for review and recommendation.

IV. STAFF REPORTS

V. COMMITTEE MEMBER COMMENTS AND QUESTIONS

VI. ADJOURNMENT

ADA accommodations available upon request: Please contact the Clerk's office 72 hours prior to any meeting so arrangements can be made to have a sign language interpreter present or an audiotape containing the Assembly's agenda made available. The Clerk's office telephone number is 586-5278, TDD 586-5351, e-mail: city.clerk@juneau.org