THE CITY AND BOROUGH OF JUNEAU, ALASKA
REGULAR ASSEMBLY MEETING
Meeting Minutes – November 22, 2021

MEETING NO. 2021-26: The Regular Assembly Meeting of the City and Borough of Juneau Assembly was held at City Hall and virtually via Zoom webinar and called to order by Mayor Beth Weldon at 7:00p.m. https://juneau.zoom.us/s/91515424903.

I. FLAG SALUTE

II. LAND ACKNOLWEDGMENT

Mr. Smith provided the following land acknowledgment: We would like to acknowledge that the City and Borough of Juneau is on Tlingit land, and wish to honor the indigenous people of this land. For more than ten thousand years, Alaska Native people have been and continue to be integral to the well-being of our community. We are grateful to be in this place, a part of this community, and to honor the culture, traditions, and resilience of the Tlingit people. *Gunalchéesh*!

III. ROLL CALL

Assemblymembers Present: Mayor Beth Weldon, Deputy Mayor Maria Gladziszewski, Greg Smith, Christine Woll, Michelle Hale, ‘Wáahlaal Gíidaak, Carole Triem, Alicia Hughes-Skandijs, and Wade Bryson

Assemblymembers Absent: None.

Staff Present: City Manager Rorie Watt, Deputy City Manager Robert Barr, City Attorney Robert Palmer, Municipal Clerk Beth McEwen, Deputy Clerk Diane Cathcart, Finance Director Jeff Rogers, Parks and Recreation Director George Schaaf, Port Director Carl Uchytil, Airport Manager Patty Wahto, Engineering/Public Works Director Katie Koester, Community Development Director Jill Maclean, CDD Planning Manager Alexandra Pierce, CDD Senior Planner Beth McKibben, CDD Planner Irene Gallion

IV. SPECIAL ORDER OF BUSINESS

A. Instruction for Public Participation

Ms. McEwen provided instruction to the listening public on how to participate in the meeting via the Zoom platform.

V. APPROVAL OF MINUTES

A. August 23, 2021 Regular Assembly Meeting DRAFT Minutes

MOTION by Ms. Woll for the approval of the August 23, 2021 Regular Assembly meeting minutes, and asked for unanimous consent. *Hearing no objections, the minutes were approved by unanimous consent.*

VI. MANAGER'S REQUEST FOR AGENDA CHANGES

None.

VII. 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.

Mr. Bryson requested items d. [Ord. 2021-08(b)(am)(O)] and e. [Ord. 2021-08(b)(am)(P)] be pulled from the Consent Agenda.

Ms. Gladziszewski requested item c. [Ord. 2021-46] be pulled from the Consent Agenda.

C. Assembly Action

MOTION by Ms. Gladziszewski to adopt the Consent Agenda with the removal of the items c., d., and e. as listed above with item c. Ordinance 2021-46, to be introduced tonight and referred to the Assembly Committee of the Whole, and she asked for unanimous consent. *Hearing no objections, the Consent Agenda was adopted as amended by unanimous consent.*

1. Ordinances for Introduction

a. Ordinance 2021-44 An Ordinance Amending the Uniform Sales Tax Code Related to the Sale of Goods and Services Aboard Cruise Ships.

This ordinance would require the collection of sales tax on the sales of goods and services on-board cruise vessels while in the Gastineau Channel. Sales that occur inside the borough boundary but outside the Gastineau Channel would remain exempt.

On September 2, 2020, the Assembly Finance Committee considered and discussed a repeal of the exemption. The Assembly heard Ordinance 2020-48 at its regular meeting on October 27, 2020, but it referred the ordinance back to the Assembly Finance Committee for amendments.

On November 3, 2021 the Assembly Finance Committee revisited this subject and adopted an amendment to the original concept. This ordinance (2021-44) replaces last year's version and implements the "channel-only" sales taxability on-board cruise ships.

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

b. Ordinance 2021-45 An Ordinance Authorizing the Docks and Harbors Board to Lease ATS 615 in Tee Harbor to Lisa Haffner-Ritter on behalf of Donohue's Marina LLC.

This ordinance would allow the current lessee to exercise preferential rights to enter into a new 35-year lease with the City & Borough of Juneau. The existing 55-year lease was authorized by the State of Alaska in 1966, transferred to the City & Borough of Juneau in February 2001 and is currently managed by Docks & Harbors. The lessee, Lisa Haffner, is requesting to excise preferential lease rights for the 3.18 acre parcel which is located in Tee Harbor. 35 years is the maximum lease length authorized under CBJ code. An appraisal was completed by Horan & Company on October 12 with a recommended lease rent of $5545.12 annually. The Docks & Harbors Board reviewed the lease request and appraisal at its October 28 regular board meeting.

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

c. Ordinance 2021-46 An Ordinance Reestablishing the City and Borough of Juneau COVID-19 Mitigation Strategies and Providing for a Penalty.

This ordinance would amend the existing CBJ COVID-19 mitigation strategies (currently Ord. 2021-42). Staff has proposed a changes to the text of the ordinance and to Exhibit A reflecting the changing COVID-19 disease situation, CDC guidance, and availability of vaccines for children as young as five. Staff proposes the substance of the ordinance remain the same except for the addition of clarifying language in Section 3(b), which is denoted with underlining. Staff proposes various changes to Exhibit A as follows:

- When required, masking applies to vaccinated and unvaccinated people in most cases;
- Removal of the "green" category until public health guidance solidifies around the nature of transitioning from pandemic to endemic;
- Change the standards at the minimal level to be all recommendations in lieu of requirements;
- Stop using the "modified high" category and, instead, require masking at the "moderate" level.

Finally, I want to thank the staff at Bartlett Regional Hospital, especially the traveling healthcare workers who are here until January 22, 2022.

The City Manager recommends the Assembly introduce this ordinance and set it for public hearing at the next regular Assembly meeting.

[Ordinance 2021-46 removed from Consent Agenda, introduced, and referred to the Assembly Committee of the Whole.]

d. Ordinance 2021-08(b)(am)(O) An Ordinance Appropriating $5,500,000 to the Manager as Funding for the Seawalk and Statter Harbor Phase IIIC Capital Improvement Projects; Funding Provided by General Funds.

This ordinance would appropriate $5,500,000 of general funds for the Seawalk and Statter Harbor Phase IIIC capital improvement projects, to be appropriated as follows:

Statter Harbor Phase IIIC (H51-108)	$3,000,000
Seawalk (H51-113)	$2,500,000

This appropriation provides for CBJ's commitment to the cruise industry of $3 million of non-passenger fee funding towards the completion of the Statter Harbor Phase IIIC project. Funding appropriated for the Seawalk project provides for a triangular shaped portion of marine walk in front of Marine Park.

The Assembly Finance Committee reviewed this request at the November 3, 2021 meeting.

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

[Ordinance 2021-08-(b)(am)(O) removed from Consent Agenda, see page 8-9 for Assembly Action.]

e. Ordinance 2021-08(b)(am)(P) An Ordinance Appropriating up to $2,880,000 to the Manager for the Purchase of 2.8 Acres from the University of Alaska Southeast for the Juneau Fisheries Terminal; Funding Provided by General Funds.

This ordinance would appropriate $2,880,000 of general funds for the purchase of approximately 35,000 square feet of uplands and two acres of tidelands from the University of Alaska Southeast (UAS). Docks and Harbors is currently leasing this property from UAS to support commercial fisheries and commercial boat repair activity. Continuation of the lease after expiration in May 2022 will result in a significant increase in leasing costs to the Docks and Harbors enterprise, which cannot be recovered through existing subleases. Investment in the purchase of this property will reduce ongoing operating costs and alleviate pressure on Docks and Harbors user fees.

The Committee of the Whole reviewed this request at the November 1, 2021 meeting.

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

[Ordinance 2021-08-(b)(am)(P) removed from Consent Agenda, see page 9 for Assembly Action.]

f. Ordinance 2021-08(b)(am)(Q) An Ordinance Appropriating $150,000 to the Manager for a Grant to the Juneau Community Foundation to Support Sheltering Operations at The Glory Hall; Funding Provided by General Funds.

This ordinance would appropriate $150,000 of general funds for a grant to the Juneau Community Foundation (JCF) to support sheltering operations at The Glory Hall. Future funding for this purpose may be considered upon a request from JCF as part of CBJ's annual budget process.

The Assembly Finance Committee reviewed this request at the November 3, 2021 meeting.

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

g. Ordinance 2021-08(b)(am)(R) An Ordinance Appropriating $570,000 to the Manager for Expanded Mobile Integrated Health Services in Fiscal Year 2022; Funding Provided by State Revenue and a Private Grant.

This ordinance would appropriate $570,000 for expanded Mobile Integrated Health services in fiscal year 2022, to be funded as follows:

Southern Region EMS Council, Inc. (SREMSC)	$540,000
Juneau Community Foundation Grant	$ 30,000

The SREMSC is providing ARPA funds from the State of Alaska to contract CBJ to perform mobile integrated health services in the community. The Juneau Community Foundation is providing grant funding from Norwegian Cruise Lines for a community paramedic vehicle in support of the expanded services.

Revenue received from the contracted services will partially offset the use of general funds for CBJ's Mobile Integrated Health Program's fiscal year 2022 budgeted expenditures.

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

2. Resolutions

a. Resolution 2966 A Resolution Authorizing the City and Borough of Juneau to Participate in the Community Development Block Grant Program from the Alaska Department of Commerce, Community and Economic Development on behalf of Aiding Women in Abuse and Rape Emergencies (AWARE) to Fund Construction of a Retaining Wall.

Project ideas were solicited from the community for a grant from the federal Community Development Block Grant (CDBG) program administered in Alaska by the State Department of Commerce, Community, and Economic Development (DCCED). Grant proposals must be sponsored by a local government and sent to DCCED by December 3, 2021, where the proposals will be reviewed and compete against each other on a statewide basis. A local government has the choice of generating its own project ideas or soliciting ideas from the general public. CBJ has successfully used this method in the past. This year we received five proposals, which were reviewed by the Assembly Human Resources Committee at the meeting on September 13, 2021, with a recommendation to the Assembly to support the AWARE application and submit a Community Development Block Grant application to the Alaska Department of Commerce, Community, and Economic Development. AWARE proposes to use

CDBG funds to construct a retaining wall to protect the existing emergency shelter for low to moderate income individuals, especially those experiencing homelessness or extreme disability.

The City Manager recommends the Assembly adopt this resolution.

b. Resolution 2970 A Resolution Expressing Support for the Juneau Coordinated Transportation Coalition's Prioritization of Projects for Grant Funding by the Alaska Department of Transportation and Public Facilities.

On October 25, 2021, the Juneau Coordinated Transportation Coalition (JCTC) voted to endorse the following priorities for funding by SFY22 Alaska Department of Transportation and Public Facilities (DOT&PF) Mobility Grants. The JCTC and related community organizations voted to prioritize grant applications to go to this round of grant funding. To be considered for grant funding, each community must prioritize their projects and that priority list must be endorsed by motion or resolution by the local municipal government. The following grant applications were submitted and voted on and are listed in priority order:

1. One lift-equipped taxi purchase
2. Taxi voucher program

The new prioritized projects would be considered as an addendum to the CBJ 2015 Juneau Coordinated Human Services Transportation Plan.

The Public Works and Facilities Committee (PWFC), at its November 1, 2021 regular meeting, voted to forward a resolution of support for the grant applications to the Assembly. The resolution would make grant applications possible for funding of the above mobility projects through the DOT&PF Mobility Grant funding.

The City Manager recommends the Assembly adopt this resolution.

3. **Liquor License**

a. Liquor License Transfers & Renewals

These liquor license actions are before the Assembly to either protest or waive its right to protest the license action.

<u>Liquor License Transfers of Ownership</u>

License Type: Beverage Dispensary, License #644
Transfer From: Wolfpack Ventures LLC d/b/a Salt Alaska
Transfer To: Ronald Martin Burns d/b/a Salt
Location: 200 Seward St., Juneau

License Type: Restaurant/Eating Place, License #2641
Transfer From: Saffron LLC d/b/a Saffron

Transfer To: Spice LLC d/b/a Spice
Location: 112 N. Franklin St., Juneau

<u>Liquor License Renewal</u>
License Type: Beverage Dispensary, License #1166
Licensee: Triangle Club Inc. d/b/a Triangle Club
Location: 251 Front St., Juneau

Staff from the Police, Finance, Fire, Public Works (Utilities), and Community Development departments have reviewed the above licenses and recommend the Assembly waive its right to protest the transfer applications and the renewal application. Copies of the documents associated with these licenses are available in hardcopy upon request to the Clerk's office.

The City Manager recommends the Assembly waive its right to protest the above-listed liquor license transfers and above-listed liquor license renewal.

4. Other Items for consent

a. Marijuana License Renewals

CBJ received notice of the following Alcohol Marijuana Control Office (AMCO) marijuana license renewal applications.

<u>Marijuana License Renewals</u>
License Type: Standard Marijuana Cultivation Facility License: #15245
Licensee: North Star Gardens Inc. d/b/a North Star Gardens
Location: 5310 Commercial Blvd 2A, Juneau
(AMCO 60-day comment period ends: 11/23/2021)

License Type: Retail Marijuana Store License: #15246
Licensee: Borealis Mountain Inc. d/b/a Thunder Cloud 9
Location: 5310 Commercial Blvd 2B, Juneau
(AMCO 60-day comment period ends: 11/26/2021)

License Type: Standard Marijuana Cultivation Facility License: #10315
Licensee: Green Elephant LLC d/b/a Green Elephant LLC
Location: 101 Mill St. Suite A, Juneau
(AMCO 60-day comment period ends: 11/28/2021)

License Type: Retail Marijuana Store License: #10844
Licensee: Green Elephant LLC d/b/a Green Elephant LLC
Location: 101 Mill St. Suite B, Juneau
(AMCO 60-day comment period ends: 11/28/2021)

License Type: Standard Marijuana Cultivation Facility License: #11384
Licensee: Green Elephant LLC d/b/a Green Elephant LLC
Location: 8420 Airport Blvd Building B, Juneau
(AMCO 60-day comment period ends: 12/10/2021)

The above marijuana license renewals are before the Assembly to either protest or waive its right to protest. The Finance, Police, Fire, and Community Development departments have reviewed these renewals and found the licensees to be in compliance with CBJ Code. The assembly packet contains the AMCO notice to the local governing body. Additional renewal application documents are available through the Clerk's office upon request.

The City Manager recommends the Assembly waive its right to protest the renewals of the above listed AMCO marijuana licenses.

5. Transfers

a. Transfer Request T-1040 A Transfer of $438,038 from CIP R72-061 Industrial Boulevard to CIP R72-151 Robbie Rd., Ling Ct., and Laurie Ln., CIP R72-154 4th St. Drainage/F-I and Side Streets, and CIP R72-159 W. 3rd and Dixon Reconstruction.

The Industrial Boulevard CIP is complete and ready to close with $438,038 available funding remaining. This request will transfer the remaining funding from the Industrial Boulevard CIP to three street projects, as follows:

Robbie Rd., Ling Ct. and Laurie Ln. (CIP R72-151)	$225,000
4th St. Drainage/F-I and Side Streets (CIP R72-154)	$165,038
W. 3rd and Dixon Reconstruction (CIP R72-159)	$ 48,000

These projects require additional funding in order to be completed to address bid cost escalation, material price increases, and unforeseen issues discovered during design that could not have been accounted for in initial project budgets.
The Public Works and Facilities Committee reviewed this request at the November 1, 2021 meeting.

The Manager recommends approval of this transfer.

Items Pulled from the Consent Agenda:

d. Ordinance 2021-08(b)(am)(O) An Ordinance Appropriating $5,500,000 to the Manager as Funding for the Seawalk and Statter Harbor Phase IIIC Capital Improvement Projects; Funding Provided by General Funds.

Assembly Action:

MOTION by Mr. Bryson to table Ordinance 2021-08(b)(am)(O) until such a time that the Assembly can have a financial discussion about this and Ordinance 2021-08(b)(am)(O) now that they have learned that the RAISE grant application has been denied.

Objections noted by Ms. Hale, Ms. Woll, Mr. Smith, and Mayor Weldon.

Members discussed the reasons for their objections and supported moving forward with this ordinance at this time.

Roll Call Vote on the Motion to table Ord. 2021-08-(b)(am)(O)
Yeas: Bryson, Hale, Gladziszewski
Nays: Woll, Smith, Hughes-Skandijs, Triem, 'Wáahlaal Gíidaak, Weldon
Motion failed 3:6.

MOTION by Ms. Triem to introduce Ordinance 2021-08-(b)(am)(O) and set it for public hearing at the next regular assembly meeting. *Hearing no objection, motion carried.*

e. Ordinance 2021-08(b)(am)(P) An Ordinance Appropriating up to $2,880,000 to the Manager for the Purchase of 2.8 Acres from the University of Alaska Southeast for the Juneau Fisheries Terminal; Funding Provided by General Funds.

Assembly Action:
MOTION by Mr. Bryson to table Ordinance 2021-08(b)(am)(P) for the same reasons stated under his motion for Ordinance 2021-08(b)(am)(O).

Objection noted by Ms. Woll, Ms. Hale, and Mr. Smith.

Members discussed their concerns and objections of tabling or moving this ordinance forward.

Ms. Gladziszewski noted that they originally discussed this ordinance at the Committee of the Whole and she said that she felt it would be better to discuss it further at the Assembly Finance Committee (AFC). She proposed an amendment to Mr. Bryson's motion to table and rather that it be referred to the AFC. Members asked for a parliamentary procedure ruling. After consultation with the City Attorney, it was determined that amendment was not in order and the motion to table would first have to be voted up or down and if voted down, then a motion to refer the ordinance to the AFC would be in order.

Roll Call Vote on the Motion to table Ord. 2021-08-(b)(am)(P)
Yeas: Bryson, Triem, Gladziszewski
Nays: Hale, Woll, Smith, Hughes-Skandijs, 'Wáahlaal Gíidaak, Weldon
Motion failed 3:6.

MOTION by Ms. Gladziszewski to introduce Ordinance 2021-08-(b)(am)(P) and refer it to the Assembly Finance Committee. *Hearing no objection, motion carried.*

IX. PUBLIC HEARING

A. Ordinance 2021-08(b)(am)(J) An Ordinance Appropriating $70,000 to the Manager as Funding for a Community Development Plat Reviewer; Funding Provided by General Funds.

This ordinance would appropriate $70,000 of general funds for a plat reviewer position in the Community Development Department (CDD). The position already exists in CDD however was unfunded in the FY22 budget. Funding this position for the remainder of the fiscal year would help CDD perform timely and accurate plat reviews, revise and update zoning ordinances, and ensure optimization and effectiveness of the land use code.

The Assembly Finance Committee reviewed this request at the November 3, 2021 meeting.
The Systemic Racism Review Committee reviewed this request at the October 26, 2021 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

Public Comment:
None.

Assembly Action:
MOTION by Ms. Hughes-Skandijs for the Assembly to adopt Ordinance 2021-08(b)(am)(J) and asked for unanimous consent. *Hearing no objections, Ordinance 2021-08(b)(am)(J) was adopted by unanimous consent.*

B. Ordinance 2021-08(b)(am)(K) An Ordinance Transferring $200,000 from CIP W75-061 Douglas Highway Water - David to I Street to CIP R72-141 Hospital Drive Improvements.

This ordinance would transfer $200,000 from the Douglas Highway Water – David to I Street CIP (W75-061) to the Hospital Drive Improvements CIP (R72-141) to facilitate the replacement of an aging water main connecting the Salmon Creek Water Filter Plant and the hospital campus. The existing pipe is near the end of its design life and in close proximity to the new Bartlett Behavioral Health Facility's foundation. It is most economical to replace the pipe in conjunction with the construction of the new building to avoid having to excavate the site at a later time.

The Douglas Highway Water project is complete and has water utility funds available to transfer to cover this necessary work.

The Public Works and Facilities Committee reviewed this request at the September 20, 2021 meeting.
The Systemic Racism Review Committee reviewed this request at the October 26, 2021 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

Public Comment:

None.

Assembly Action:
<u>MOTION</u> by Ms. Triem for the Assembly to adopt Ordinance 2021-08(b)(am)(K) and asked for unanimous consent. *Hearing no objections, Ordinance 2021-08(b)(am)(K) was adopted by unanimous consent.*

C. Ordinance 2021-08(b)(am)(L) An Ordinance Appropriating $650,000 to the Manager as Funding for the Bag Belt Replacement and Parking Lot Paving Capital Improvement Projects; Funding Provided by Airport CARES Act Funding.
This ordinance would appropriate Airport CARES Act funding for the planning and design phases of the Bag Belt Replacement and Parking Lot Paving capital improvement projects, to be appropriated as follows:

Bag Belt Replacement (A50-105)	$50,000
Parking Lot Paving (A50-106)	$600,000

Funding appropriated for the Bag Belt Replacement CIP would provide for planning and design costs to replace aging and unreliable components of the outbound baggage conveyor system.

Funding appropriated for the Parking Lot Paving CIP would provide for planning and design costs for subsurface investigation and repaving of the parking lots at the airport.

The Airport Board approved this request at the May 13, 2021 meeting. The Public Works & Facilities Committee reviewed this request at the June 7, 2021 meeting.
The Systemic Racism Review Committee reviewed this request at the October 26, 2021 meeting and forwarded it to the full Assembly for public hearing.
The Manager recommends the Assembly adopt this ordinance.

Public Comment:
None.

Assembly Action:
<u>MOTION</u> by ‘Wáahlaal Gíidaak for the Assembly to adopt Ordinance 2021-08(b)(am)(L) and asked for unanimous consent. *Hearing no objections, Ordinance 2021-08(b)(am)(L) was adopted by unanimous consent.*

D. Ordinance 2021-08(b)(am)(M) An Ordinance Appropriating $41,000 to the Manager as Funding for Assemblymember, Mayor, and Certain Board Compensation Increases; Funding Provided by General Funds and Hospital Funds.
This ordinance would appropriate $41,000 for Assemblymember, Mayor, and certain board compensation increases for the remainder of fiscal year 2022. These increases were authorized by Ordinance 2021-20(b)(am) effective January 1, 2022, and are appropriated as follows:

Assemblymembers	$15,600

Hospital Board of Directors	$13,200
Mayor	$7,800
Planning Commissioners	$4,400

Hospital funds provide for the Hospital Board of Directors' compensation increase. General funds provide for the Assemblymember, Mayor, and Planning Commissioner compensation increases.

The Systemic Racism Review Committee reviewed this request at the October 26, 2021 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

Public Comment:
None.

Assembly Action:
MOTION by Ms. Hale for the Assembly to adopt Ordinance 2021-08(b)(am)(M) and asked for unanimous consent. *Hearing no objections, Ordinance 2021-08(b)(am)(M) was adopted by unanimous consent.*

E. Ordinance 2021-08(b)(am)(N) An Ordinance Appropriating $36,135 to the Manager as Funding for Multiple Training Events for the Juneau Police Department; Grant Funding Provided by the United States Department of Justice, Office of Justice Program, FY21 Edward Byrne Memorial Justice Assistance Grant (JAG) Program.
The Juneau Police Department has been awarded $36,135 in grant funding from the U.S. Department of Justice for training on various subjects, including polygraph examination, SWAT, 911 administration, crime statistic reporting, and civilian leadership.

No local match is required for this grant.

The Systemic Racism Review Committee reviewed this request at the October 26, 2021 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

Public Comment:
None.

Assembly Action:
MOTION by Ms. Woll for the Assembly to adopt Ordinance 2021-08(b)(am)(N) and asked for unanimous consent.

Objection by Ms. Hughes-Skandijs for purposes of a comment. She said that she was surprised to see polygraph examinations as part of the training. She also suggested JPD staff provide a presentation on their training programs at a future COW meeting. Ms. Hughes-Skandijs removed her objection.

Hearing no further objections, Ordinance 2021-08(b)(am)(N) was adopted by unanimous consent.

X. UNFINISHED BUSINESS

None.

XI. NEW BUSINESS

A. Recommended Protest of Liquor License #1384 Renewal for Haienadangle LLC d/b/a Bowl of Pho

The Finance Department has recommended protest of liquor license #1384, Haienadangle LLC d/b/a Bowl of Pho, due to non-filing of sales tax returns since 2nd Quarter 2020. This item is on the Assembly Human Resources Committee (HRC) November 22, 2021 agenda for review and recommendation. HRC Chair Hughes-Skandijs will report the HRC's recommendation to the full Assembly for final action; staff will forward final Assembly action to the State Alcohol & Marijuana Control Office (AMCO) and notify the licensee. The AMCO 60-day comment period from the local governing body ends Friday, December 10, 2021.

Human Resources Committee Chair Hughes-Skandijs reported that the HRC recommended the Assembly protest the renewal of Liquor License #1384.

Assembly Action:

Ms. Triem asked Mr. Rogers to explain how the Finance Department contacts a business that is behind on sales tax payments.

Mr. Rogers explained that the Finance Department is required by law to contact all delinquent sales tax filers through their registered address in the event they intend to protest the renewal of a liquor license. He added that this is a unique situation, as this business has not filed for the past five sales quarters, and the Finance Department has not estimated tax for this business. Due to lack of an estimate, the Collections staff has not reached out to this business in regards to the collections effort. If it is the will of the Assembly for Finance to try to reach out to this business, Mr. Rogers said that they would do that. He encouraged the Assembly to maintain the protest, and said that he will ensure that the applicant will have an opportunity to bring their account current.

Ms. Triem thanked Mr. Rogers for his explanation, and commented that it was unusual that the business had not reached out to the Finance Department.

Mr. Bryson said that in all of his years in the Assembly, he had never witnessed a business not respond or appear to a liquor license protest. He asked if there was a cure process in place for unique situations like this, such as a payment plan.

Mr. Rogers said that the Finance Department allows businesses to sign a confession of judgement, and will consider that business in good standing upon signing the confession and regular payments afterwards. In that case, the Finance Department would ask for the protest to be lifted.

Ms. Hale asked Mr. Rogers if he could clarify the number of quarters that this business had paid prior to their delinquency. Mr. Rogers clarified that this business filed for four filing periods – for four quarters – and have not filed for the last five quarters. He explained how this complicated the estimate process.

MOTION by Mr. Smith for the Assembly to protest Liquor License #1384 Renewal for Haienadangle LLC d/b/a Bowl of Pho and asked for unanimous consent. *Hearing no objections, the motion passed by unanimous consent.*

B. Auke Bay Land Exchange
In September, the Division of Lands and Resources and the Community Development Department met with the owner of 11930 Glacier Highway, Karla Allwine. The City had approached Ms. Allwine in the past to express interest in a land trade that would provide the City with access from Glacier Highway to a large tract of City owned land in Auke Bay, adjacent to the Allwine property. Ms. Allwine is agreeable to a fair market value land trade that would provide the City access, as long as it also provides the necessary minimum lot size for a rezone of her property. The 2016 Land Management Plan designated the City owned property as a parcel for near-term disposal. This conceptual land trade could provide the opportunity to facilitate the disposal and development of City owned property in Auke Bay. If approved by the Assembly this land trade would be completed for fair market value as determined by appraisal.

The Manager requests a motion of support to work with the original proposer towards the disposal of City property through a Land Exchange.

Public Comment:
None.

Assembly Action:
MOTION by Ms. Gladziszewski for the Assembly to support this endeavor and asked the City Manager to work with the original proposer.

Mr. Bleidorn explained the reasoning as to why the property could not be designated primarily on City land. He spoke to a building restriction that requires the property be kept at a specific distance away from the property line, which resulted in the City acquiring the Allwine property to maintain this legality.

Hearing no objections, the motion was adopted by unanimous consent.

C. Draft 2022 Assembly Calendar

Ms. McEwen introduced the proposed 2022 Assembly Calendar for Regular Assembly meetings and Assembly Standing Committees, keeping in mind that the Assembly may call for a Special Assembly meeting at their discretion.

The first Regular Assembly meeting of 2022 was proposed to be held on January 10, 2022, in consideration of Assemblymembers and CBJ staff traveling during the holidays.

Mr. Smith noted one correction that the start of the Legislative Session would occur on January 18, 2022, and that there will be no in-person Legislative Reception this year.

MOTION by Mr. Bryson for the Assembly to adopt the proposed 2022 Assembly Calendar as amended and asked for unanimous consent. *Hearing no objections, the 2022 Assembly Calendar was adopted by unanimous consent.*

XII. STAFF REPORTS

Mr. Watt congratulated Alexandra Pierce on her promotion to CBJ's Tourism Manager.

XIII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Weldon shared that she attended the Alaska Municipal League Conference, and thanked Nils Andreassen and Portland Highbaugh for the great effort they put in. She also attended the Alaska Conference of Mayors (ACoM), during which she was selected to serve as vice president of the ACoM. Mayor Weldon reminded the Assembly that the Assembly retreat will be held on Saturday December 4 at 8:30a.m.

B. Committee Reports, Liaison Reports, Assembly Comments and Questions

Committee of the Whole (COW) Chair Gladziszewski reported that the COW last met on November 1 to discuss dock electrification and acquiring the UAS property, both of which were featured on tonight's agenda. The next COW meeting is scheduled to be held on November 29, where they will receive updates on the Tourism survey, the Civic Center, and the Juneau Coalition on Housing and Homelessness.

Assembly Finance Committee (AFC) Chair Triem shared that the AFC last met on November 3. Ms. Triem explained that the Onboard Sales Tax Exemption Ordinance had to be reintroduced, and will be set for public hearing in December. The next AFC meeting is scheduled to be held on December 1, where they will discuss the City's budget prior to the Assembly Retreat on December 4.

Lands Housing and Economic Development (LHED) Committee Chair Hale reported that the LHEDC met on November 1 to discuss the Auke Bay Land Exchange, which was featured on tonight's agenda.

Public Works and Facilities Committee (PWFC) Chair Bryson shared that the PWFC met on November 1 to talk about handicap-accessible vans, the Legislative Priority list, and the Compost Capital Improvement Project (CIP). The committee is working on establishing a steering committee in regards to the Civic Center. The next PWFC meeting is scheduled to be held on November 29.

Human Resources Committee (HRC) Chair Hughes-Skandijs shared that the HRC met earlier this evening to review appointments to the Juneau Economic Development Council.
The HRC forwarded the following appointments to the full Assembly for approval:

Juneau Economic Development Council:

- Melissa Kookesh, Jake Carpenter, and Aaron Morrison to terms beginning immediately and ending October 31, 2024.

Hearing no objections, those appointments were granted by unanimous consent.

Ms. Hughes-Skandijs added that the HRC received letters from the Juneau Human Rights Commission in regards to regulations for commercial use that the Aquatics Board had worked on extensively. This letter had been forwarded to the full Assembly and will be introduced at the December 13 Regular Assembly meeting.
Ms. Hughes-Skandijs also mentioned the upcoming appointments for the Hospital Board and the Planning Commission, both of which have three vacant seats available. There is also one vacant seat available on the Systemic Racism Review Committee. The HRC recommended the Assembly conduct those appointments on December 15th and December 16th. The Assembly agreed to hold appointments on those dates.

Mayor Weldon asked the Assembly if they would rather have the SRRC appointment be considered by the full Assembly or by members of the four-member HRC, as the full Assembly typically only reviews applicants of the empowered boards. Mr. Bryson spoke in favor of the full Assembly sitting as HRC to review applicants for the SRRC as needed. He said he felt that the SRRC would benefit from working directly with the Assembly as they are still a fairly new committee.

Liaison Reports, Assembly Comments and Questions

Mr. Bryson reported that the Local Emergency Planning Committee met and discussed adding a Public Health seat to the committee. They are also forming an Iron Man Committee to address concerns and issues that could stem from the Iron Man Competition.

Mr. Bryson reported that the Airport Board met and discussed recent events, including the purchase of a new forklift, and the utilization of CARES Act and CRISA funding. The Airport has also been experiencing issues with those experiencing homelessness and criminal activity. The Airport manager mentioned that they have trespassed more people within the past three months than she had in her entire career.

Mr. Bryson reported that Travel Juneau met on November 19. Travel Juneau will be participating in the aforementioned Iron Man Committee. He also attended the AML Conference, and commended Juneau's Asset Management structure.

Ms. Hughes-Skandijs reported that the Joint Committee with Bartlett Regional Hospital met to review their charge. She said that the Juneau Commission on Aging will meet November 23. The Planning Commission (PC) will also meet on November 23 to review the Legislative Priority list. The PC previously granted a Conditional Use Permit (CUP) for the Warming Shelter at Resurrection Lutheran Church. She noted that the granted CUP featured an expiration date, which is not typical for CUPs.

Ms. Triem reported that the Aquatics Board last met on October 26 to discuss Conditional Use regulations. She said that the Dimond Park Aquatic Center (DPAC) will be closed for a re-deck project in future but the date has not yet finalized. She attended her first Juneau Commission on Sustainability (JCOS) meeting this month, where they reviewed the Engineering/Public Works Annual Sustainability Report. JCOS formulated a letter to the Assembly which listed their priorities ahead of the Assembly Retreat.

Ms. Triem thanked everyone for their support and noted that she was elected Treasurer to the AML Board, and her first AML Board meeting was on November 19. Ms. Triem also shared that she got married earlier this month.

‘Wáahlaal Gíidaak attended the Sister Cities Committee (SCC) meeting on October 26, and familiarized herself with Juneau’s Sister Cities. The committee is currently considering adding photos to their display at the Airport. She shared that she was excited to serve as liaison to Sister Cities Committee. The next SCC meeting is scheduled to be held on November 23.

‘Wáahlaal Gíidaak also attended the School Board meeting on November 9, and said it was interesting to see the student representatives being asked to speak prior to the School Board voting on items. She added that 93% of Juneau School District (JSD) staff have been vaccinated thus far. The School Board recently passed the Tlingit Culture, Language, and Literacy Program oral narrative standards for grades Kindergarten through 5th grade. She explained that previous programs had been taught through a western standard, whereas the recently adopted standards feature instruction that is Tlingit-based. The School Board also recognized that school audits must now include costs associated with school clubs. There have been six JSD resignations since the last meeting, and twelve new hired staff. The next JSD meeting is scheduled to be held on December 14.

‘Wáahlaal Gíidaak also attended the Tlingit & Haida Executive Council Town Hall meeting, where President Peterson reported on his speech given at the White House Tribal Nations Summit. THCC also established a Climate Change Committee and a Climate Change Action Plan.

Ms. Hale reported that the Bartlett Regional Hospital Board met on October 26. The hospital’s capacity was previously restricted, but operations are more stable now. The next BRH Board meeting is scheduled to be held on November 23.

Ms. Hale reported that the Housing and Development Task Force met on October 29 and November 12. She met the new Bartlett Regional Hospital CEO Jerel Humphrey. Ms. Hale attended the November 3

JEDC as a sit-in for the Mayor. She also participated in a Juneau Chamber of Commerce meeting on November 4. Ms. Hale attended the Alaska Municipal League Conference and stepped down from her seat on the AML Board.

Ms. Woll shared that the Systemic Racism Review Committee (SRRC) met on October 26, the results from their legislation criteria were included on tonight's agenda. The next SRRC meeting is scheduled to be held on November 23.

Ms. Woll noted that the Docks & Harbors (D&H) Board has met three times since the last Assembly meeting, including their annual retreat. The D&H Board is beginning the public hearing process for the following two rate increases: Passenger for Hire rate increase by 10% (Public Hearing will be held for this on December 18); and United States Coast Guard Lightering fees (Public Hearing will be held for this in January). D&H recently passed a new rate setting policy to ensure that rates are being set in a fair and consistent manner. The D&H Board also discussed CIP and Legislative priorities. The public comment period for Dock Electrification began on November 19, and will be open for 60 days. The D&H Board also recommended renaming the Archipelago Lot to Peratrovich Plaza, in honor of Alaska Native Civil Rights activist Elizabeth Peratrovich.
Ms. Woll said that she enjoyed attending her first AML conference, and found the tribal governance session to be quite interesting.

Mr. Smith attended his first Eaglecrest Board meeting on November 4. The Eaglecrest Board noted that their revenue had been increasing rapidly, but they are losing staff to other opportunities offering better wages. Eaglecrest is working on developing new mitigation measures for the upcoming winter ski season.

Mr. Smith also participated in an Alaska Committee meeting, where they discussed GCI dropping cable television. They spoke to how this would affect viewers who watch the *Gavel to Gavel* program, which is supported by CBJ and the Alaska Committee. KTOO is working on alternative options to broadcast *Gavel to Gavel*, including the utilization of apps and streaming services.

Mr. Smith mentioned that he is working with Engineering/Public Works Director Katie Koester to schedule a meeting of the Joint Assembly/School Board Facilities Committee which they hope to schedule for some time in December. Mr. Smith wished everyone a Happy Thanksgiving and a Happy Hanukkah.

Ms. Gladziszewski reported that the Housing & Economic Development Task Force met on October 29 and November 12, where they recommended removing the requirement for pre-application conference. This recommendation will be forwarded to Planning Commission as a Title 49 change.

Ms. Gladziszewski spoke with Cub Scout Pack #7 on their "Building a Better World" project, which encourages cub scouts to meet with a local leader. They talked about the Assembly, and what it means to be a citizen of a community. She also judged the Juneau high schools' Drama Debate and Forensics tournament last week, and spoke to the talent of the students who participated. She also attended the

AML Conference, where she was elected to serve on the AML Board. Ms. Gladziszewski wished everyone a Happy Thanksgiving.

C. Presiding Officer Reports

1. TDLH LLC (Arndt) v. CDD Director: Oral Status Update

Mr. Palmer reported that this is an appeal of an enforcement action in Duck Creek area. The appeal is currently stayed as the parties are working through permitting options in attempts to resolve the appeal.

2. A & S Rentals LLC v. PC: Oral Status Update

Mr. Palmer explained that this is an appeal of an enforcement action in Downtown Douglas. The hearing is tentatively set to be held on February 9 via Zoom Webinar.

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

None.

XV. ADJOURNMENT

There being no further business to come before the Assembly, the Regular Assembly meeting was adjourned at 8:30p.m.

Signed: ____________________________ Signed: __________________________

Elizabeth J. McEwen — Beth A. Weldon

Municipal Clerk — Mayor