

THE CITY AND BOROUGH OF JUNEAU, ALASKA
REGULAR ASSEMBLY MEETING
Meeting Minutes – April 26, 2021

MEETING NO. 2021-11: The Regular Assembly Meeting of the City and Borough of Juneau, held virtually via Zoom webinar, was called to order by Mayor Beth Weldon at 7:00p.m.

I. ROLL CALL

Assemblymembers Present: Maria Gladziszewski, Loren Jones, Wade Bryson, Alicia Hughes-Skandijs, Michelle Hale, Christine Woll, Greg Smith, and Mayor Beth Weldon.

Assemblymembers Absent: Carole Triem.

Staff Present: City Manager Rorie Watt, Deputy City Manager Mila Cosgrove, City Attorney Robert Palmer, Municipal Clerk Beth McEwen, Deputy City Clerk Diane Cathcart, Library Director EOC/PC Robert Barr, Parks and Recreation Director George Schaaf, Assistant City Attorney Sherri Layne, Community Development Director Jill Maclean, CDD Planning Manager Alix Pierce, CDD Planner Irene Gallion

II. SPECIAL ORDER OF BUSINESS

A. Proclamation: Public Service Recognition Week May 2-8

Mayor Weldon declared the week of May 2 – 8, 2021 as Public Service Recognition Week, to honor the work and dedication provided by the millions of public employees at the federal, state, county, and city levels. She encouraged all citizens to recognize the accomplishments and contributions of government employees at all levels: federal, state, county, and city.

B. Instruction for Public Participation

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

III. APPROVAL OF MINUTES

- A. November 7, 2020 Assembly Retreat Corrected Draft Minutes
- B. January 12, 2021 Special Assembly Meeting 2021-02 Draft Minutes
- C. March 1, 2021 Regular Assembly Meeting 2021-06 Draft Minutes
- D. April 5, 2021 Regular Assembly Meeting 2021-08 Draft Minutes

MOTION by Ms. Hale for the Assembly to approve of the minutes of the January 12, 2021 meeting, the March 1, 2021 meeting, and the April 5, 2021 meetings; and asked for unanimous consent. *Hearing no objections, the January 12, 2021, March 1, 2021, and April 5, 2021 minutes were approved by unanimous consent.*

MOTION by Ms. Hughes-Skandijs for the Assembly to approve of the November 7, 2020 Assembly Retreat Corrected Minutes and asked for unanimous consent. *Hearing no objections, the November 7, 2020 Assembly Retreat minutes were approved by unanimous consent.*

IV. MANAGER'S REQUEST FOR AGENDA CHANGES

There were no requests for Consent Agenda changes.

V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Kirby Day, a Valley resident, reminded the Assembly and the listening public that Travel Juneau and Tourism Best Management Practices (TBMP) took over the "Friends of the Flags" project about three years ago. He explained that they have not been able to continue the flag project in recent years due to DOT construction along Egan Drive. Mr. Day reported that DOT construction is nearing completion, and shared that TBMP and Travel Juneau will once again put the flags up along Egan Drive on the morning of May 1.

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 Mr. Jones for the Assembly to approve the Consent Agenda as presented. *Hearing no objections, the Consent Agenda was approved by unanimous consent.*

1. Ordinances for Introduction

a. Ordinance 2020-09(AV) An Ordinance Appropriating up to \$125,000 to the Manager as Partial Funding for the Pile Anodes Installation Capital Improvement Project; Grant Funding Provided by the Alaska Department of Transportation and Public Facilities.

This ordinance would appropriate up to \$125,000 to the Pile Anodes Installation CIP. This project would install zinc anodes to each steel piling in Harris Harbor as part of a maintenance plan to extend the longevity of all Docks and Harbors facilities. Grant funding is provided by the Alaska Department of Transportation and Public Facilities. The 50% local match requirement is being met by previously appropriated capital improvement project funding from the Pile Anodes Installation CIP (H51-121). The Docks and Harbors Board will review this request at the regular board meeting on April 29, 2021.

The City Manager recommends the Assembly introduce this ordinance and set it for public hearing at the May 12 Special Assembly meeting.

b. Ordinance 2020-09(AW) An Ordinance Appropriating \$109,500 to the Manager as Funding for Security Camera Equipment for Capital Transit; Grant Funding Provided by the Alaska Department of Transportation and Public Facilities, with Local Match Funding Provided by the Equipment Replacement Reserve Fund's Fund Balance.

This ordinance would appropriate \$109,500 for the purchase of security camera equipment for Capital Transit. Grant funding in the amount of \$87,600 is comprised of Federal Transit Administration funds passed through the Alaska Department of Transportation and Public Facilities. The local match requirement of \$21,900 is provided by the Equipment Replacement Reserve Fund's fund balance.

This funding will replace older cameras on transit buses with high definition security camera equipment with wireless download capabilities that will result in operational efficiencies due to the staff time necessary to retrieve videos from the current system. Additionally, this funding will be used to purchase cameras for the Downtown Transit Center.

The Public Works and Facilities Committee reviewed this request at its January 11, 2021 meeting.

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

2. Bid Award

a. Bid Award: BE21-215 4th Street Douglas Utilities and Drainage

Bids were opened on this project on April 13, 2021. The bid protest period expired at 4:30 p.m. on April 16, 2021. Results of the bid opening were as follows:

RESPONSIVE BIDDERS	TOTAL BID
Glacier State Contractors	\$1,639,211
North40 Construction Corp.	\$1,850,456
Henricksen Construction, Inc.	\$1,888,641
Admiralty Construction, Inc.	\$2,086,655
Architect's/Engineer's Estimate	\$1,738,235

The City Manager recommends award of this project to Glacier State Contractors for the total amount bid of \$1,639,211.00.

3. Liquor License

a. Liquor License Renewals for Licenses: 4034 & 4859

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

Liquor License Renewal

License Type: Club, License #4034

Licensee: Juneau Moose Lodge #700 d/b/a Loyal Order of Moose #700

Location: 8335 Airport Blvd, Juneau

License Type: Wholesale-General, License #4859

Licensee: Southern Glazer's Wine & Spirits of Alaska, LLC d/b/a Southern Glazer's of AK

Location: 5452 Shaune Drive Bay 2, 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 applications. 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 renewals.

VIII. PUBLIC HEARING

A. Ordinance 2020-09(AU) An Ordinance Appropriating \$425,000 to the Manager as Partial Funding for the Bartlett Regional Hospital Emergency Department Addition Capital Improvement Project; Funding Provided by Bartlett Regional Hospital Fund's Fund Balance.

This ordinance would appropriate \$425,000 to begin design for the Bartlett Regional Hospital Emergency Department Addition CIP (B55-083). The project will expand the Emergency Department and perform ventilation and related improvements in adjacent areas of the hospital. The entire project is estimated at \$7 million and is part of Bartlett's long-range plan of improvements to the hospital campus.

Funding for this request is provided by Bartlett Regional Hospital Fund's fund balance.

The Bartlett Regional Hospital Board reviewed and unanimously approved this request at its February 23, 2021 meeting. The Public Works and Facilities Committee reviewed this request at its March 15, 2021 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment:

None.

Assembly Action:

MOTION by Ms. Woll for the Assembly to adopt Ordinance 2020-09(AU) and asked for unanimous consent. *Hearing no objections, Ordinance 2020-09(AU) was adopted by unanimous consent.*

B. Ordinance 2021-15 An Ordinance Amending Ordinance Serial No. 2020-21 Regarding the Proposed Refinancings by the Alaska Municipal Bond Bank of Various General Obligation and Revenue Bonds of the City and Borough Authorized Thereunder.

This ordinance amends Ordinance 2020-21 (adopted May 2020), which authorized CBJ's participation in the Alaska Municipal Bond Bank's (AMBBA) refunding of multiple bond issues: 2013 Bartlett Hospital Refunding, 2013 GO CIP, and 2015 Cruise Ship Dock Expansion bonds. The refundings authorized by Ordinance 2020- 21 were not completed prior to AMBBA discontinuing services in 2020. However, now that AMBBA has reestablished their services, the refundings can move forward by amending the original ordinance.

The current remaining debt service payments (bonds + interest) total approximately \$47.5 million. AMBBA is proposing a partial Exchange refunding based on various scheduled maturities that show substantial cost savings. Approximately \$18.4 million in debt principal will be refinanced. In March 2021, AMBBA has estimated savings to CBJ of approximately \$1.4 million in a partial Exchange refunding.

The bond refunding transaction will not extend the term of the bonds. The Assembly Finance Committee reviewed this request at the April 21, 2021 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment:

None.

Assembly Action:

MOTION by Mr. Smith for the Assembly to adopt Ordinance 2021-15 and asked for unanimous consent. *Hearing no objections, Ordinance 2021-15 was adopted by unanimous consent.*

C. Ordinance 2021-06 An Ordinance Amending the Land Use Code Relating to Floodplain Regulations.

For private property owners to participate in the National Flood Insurance Program, the CBJ must adopt and enforce a floodplain management ordinance, which includes updated floodplain maps. The CBJ recently adopted the updated floodplain maps with Ordinance 2020-42. This ordinance would update the Title 49 provisions to be consistent with the floodplain maps and policies of the National Flood Insurance Program.

The Community Development Department conducted extensive public review for the flood map revision and associated Title 49 language since 2018. The Planning Commission has received updates and reviewed this matter multiple times. The Lands, Housing, and Economic Development Committee recommended the Assembly adopt this ordinance.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment:

None.

Assembly Action:

MOTION by Ms. Hughes-Skandijs for the Assembly to adopt Ordinance 2021-06 and asked for unanimous consent. *Hearing no objections, Ordinance 2021-06 was adopted by unanimous consent.*

D. Emergency Ordinance 2021-11 An Emergency Ordinance Reestablishing the City and Borough of Juneau COVID-19 Mitigation Strategies and Providing for a Penalty.

The CBJ COVID-19 mitigation measures balance the desire to support the economy while protecting the public health. The CBJ Emergency Operations Center proposed amendments to the existing mitigation strategies to the Assembly Committee of the Whole on April 12. Notably, the amendments proposed in this ordinance reflect the community's progress in getting COVID vaccinations.

The City Manager recommends the Assembly adopt this emergency ordinance.

Public Comment:

Annette Kreitzer, a Valley resident, recommended the ordinance be amended to include exceptions for wearing masks in public places under certain circumstances. She spoke to the definition of a "public setting" and felt that a place like the tennis court at The Alaska Club would not technically qualify as a public place. Ms. Kreitzer urged the Assembly to make this amendment to allow for tennis players to remove their masks once they enter a tennis court.

Ms. Hale asked Ms. Kreitzer to specify where in the ordinance she would like the amendment to be made. Ms. Kreitzer clarified Section 2, Item F that referred to individuals participating in high-intensity physical activities outdoors. She encouraged the addition of Item G, to allow for tennis players to remove their facial coverings once they are within an indoor tennis court.

Lisa Hydock, a Valley resident, questioned the purpose and timing of penalizing those who refuse to follow COVID-19 guidelines.

Ms. Cosgrove explained that the penalty has been in place ever since the mask ordinance was passed. Mr. Palmer confirmed this, and added that there have been penalties in place for both the mask ordinance and for the risk mitigation chart.

Assembly Action:

Mr. Bryson asked Mayor Weldon for an explanation of the potential outcomes that may occur if this motion failed to pass.

Mr. Palmer explained that if this ordinance is not adopted, then there would be no mitigation measures in place for Juneau.

Mr. Bryson asked if state regulations would dictate Juneau's actions moving forward. Ms. Cosgrove explained that the state does not have COVID-19 regulations in place, and the emergency order that held up those regulations has expired. Throughout the pandemic, the state has allowed for communities to decide how to address their specific COVID-19 related needs.

Ms. Hale asked for Ms. Cosgrove's input regarding Ms. Kreitzer's testimony about allowing tennis players to remove their masks on the tennis court.

Ms. Cosgrove shared that the EOC has strived to work with organizations with filing exemption requests. She did not recall The Alaska Club submitting an exemption requests for tennis players, and said that she did not see a problem with that request. Ms. Cosgrove suggested working with the EOC on that matter, rather than having the Assembly change the ordinance.

Ms. Hale shared that she had been speaking with Ms. Kreitzer, and she believed that The Alaska Club had reached out to the EOC. She recommended that Ms. Cosgrove reach out to The Alaska Club to work on the exemption request.

MOTION by Mr. Bryson for the Assembly to adopt Emergency Ordinance 2021-11 and said he objected to the motion.

Amendment #1 by Mr. Jones. Mr. Jones. Mr. Jones referred to Section 2, Item F of the ordinance, which states "*The Manager shall advise the Assembly if new and relevant information about COVID-19 is discovered that warrant revisions to the COVID-19 Mitigation Strategies in Exhibit A.*" Mr. Jones proposed removing that sentence and substitute it with the following: "The Manager shall keep Exhibit A consistent with Centers for Disease Control and Prevention (CDC) guidance and present the revisions to Exhibit A at regular Assembly meetings."

Mr. Jones explained that CDC is expected to make changes to their masking guidance within the next few weeks, and this amendment would allow the City Manager to provide the Assembly with up-to-date information related to CDC.

Ms. Hughes-Skandijs asked Ms. Cosgrove if there were any parts of Exhibit A that did not match CDC guidance, and if Exhibit A contained any guidelines that were tailored to Juneau. Ms. Cosgrove explained that the EOC has been trying to adjust their strategies as more scientific information becomes available, but there are no Juneau-specific guidelines within Exhibit A.

Ms. Gladziszewski asked if Mr. Jones was trying to give the EOC the authority to change their risk mitigation matrix without Assembly consideration. Mr. Palmer explained that the changes proposed in this amendment would require the City Manager to comply with CDC guidance as it is released, and report those changes to the Assembly for potential action and consideration. This would not require the Assembly to take action to ratify these changes.

Ms. Hale asked if the implementation of this amendment would be a straightforward process for the EOC and the Manager's Office. Ms. Cosgrove said that this amendment would be relatively easy to implement, the process would involve posting an information release, updating their charts, and bringing any information back to the Assembly when appropriate.

There was a brief discussion regarding the City Manager's authority to enact an emergency declaration, in which Mr. Palmer clarified that this amendment would streamline that process by having Juneau's matrix be consistent with CCD guidelines.

Ms. Gladziszewski mentioned that she was in favor of a process that would allow the City Manager to act quickly, but she would like to preserve the public comment process. She interpreted this amendment as permitting the Manager to act without receiving input from the Assembly or the public. She would object to this amendment if it eliminated the opportunity for the Assembly and the public to provide comment on the issue, and added that she would support this amendment if it would allow for Assembly consideration at a later date.

Mr. Jones clarified the scope of the City Manager's authority in an emergency situation, and said that the Assembly will always have the option to provide input or changes when the declaration is presented to them.

Amendment #2 by Ms. Gladziszewski. Ms. Gladziszewski wished to change the language regarding the ratification. She said that the Assembly and the public should be involved in this process, and should be permitted to weigh in on the issue.

The modified language states, "The Manager shall keep Exhibit A consistent with Centers for Disease Control and Prevention (CDC) guidance and present the revisions to Exhibit A at regular Assembly meetings for ratification." Ms. Gladziszewski stated that her amendment would be to add "...for ratification." At the end of Mr. Jones' amendment.

Objection by Ms. Woll for the purpose of a question. Ms. Woll asked if the vaccination tier-based system implemented by the EOC was consistent with CDC guidelines. Ms. Cosgrove answered that the CDC has not yet released specific guidelines regarding vaccination rates or mitigation methods related to vaccines. Ms. Woll removed her objection.

Mr. Jones said that he would oppose the amendment if it would mean that changes proposed by the City Manager would not be in effect until the Assembly acts. Mr. Palmer clarified that throughout the pandemic, the City Manager has had the authority to make changes that are effective immediately upon public notice; however, they are only effective until the next Assembly meeting. He interpreted the language used in Ms. Gladziszewski's amendment as a continuation that practice.

Ms. Gladziszewski added that her amendment would allow for the changes made by the City Manager to be effective immediately until the next Assembly meeting, in which the Assembly can consider ratification. Mr. Jones removed his objection.

Hearing no objections, Amendment #2 was adopted by unanimous consent.

Mr. Smith objection to Amendment #1 for the purpose of a question. He asked for clarification as to whether the language "regular Assembly meeting" would also include any special Assembly meetings. Mr. Palmer said that "regular Assembly meeting" would only indicate a regular Assembly meeting; if Mr. Smith wanted that to include special Assembly meetings to that language, it would require an amendment.

Amendment #3 by Mr. Smith to change the language of Amendment #1 to state, "...regular **or special** Assembly meeting..." ***Hearing no objections, Amendment #3 was passed by unanimous consent.***

Hearing no further objections, Amendment #1 was adopted as amended by unanimous consent.

Mr. Bryson spoke to his objection to the main motion. While he appreciated the effort put into amending the motion, he felt ready for this to expire.

Mayor Weldon objected for the purpose of an amendment, and passed the virtual gavel to Deputy Mayor Jones.

Amendment #4 by Mayor Weldon to change the expiration date to July 31, 2021. She spoke to her amendment, saying that she would rather revisit this issue by the end of July rather than wait until October, in consideration of the cruise ship season. ***Hearing no objections, Amendment #4 was adopted by unanimous consent.***

Roll Call Vote on Emergency Ordinance 2021-11 as amended:

Ayes: Woll, Smith, Hughes-Skandijs, Hale, Gladziszewski, Jones, Mayor Weldon.

Nays: Bryson.

Motion passed. Seven (7) Ayes, One (1) Nay.

E. Emergency Ordinance 2021-16 An Emergency Ordinance Mandating COVID-19 Testing for Travelers Arriving in the City and Borough of Juneau.

The CBJ has a local travel mandate that requires testing and strict social distancing, which is set to expire on May 1. This ordinance would amend the travel mandate to remove the strict social distancing and generally require testing for all travelers except for travelers that are fully vaccinated.

This topic was discussed at the Assembly Committee of the Whole on April 12. The Committee recommended having this ordinance presented for consideration at tonight's meeting.

Because the Assembly Committee of the Whole only recommended this ordinance for presentation, the City Manager does not have a recommendation whether this ordinance should be adopted.

Public Comment:

None.

Assembly Action:

MOTION by Ms. Hale for the Assembly to adopt Emergency Ordinance 2021-16 and objected to the motion.

Objection by Mr. Jones. He said that he did not see a reason to extend this mandate.

Mr. Smith expressed that though he proposed this ordinance, he would not be supporting it, and spoke to his desire to help support local businesses. He added that he appreciated the sentiment of this ordinance.

Ms. Hughes-Skandijs spoke in support of this ordinance. She understood the concerns of the business community; however, she felt that it would not be a detriment to ask travelers to receive a test considering that they are not being asked to strictly social distance. Ms. Hughes-Skandijs added that this ordinance would help provide information to the EOC to track what is happening within the community, while still allowing travelers to visit Juneau.

Ms. Woll spoke in favor of this ordinance, and echoed Ms. Hughes-Skandijs' comments of understanding the concerns of local businesses. She encouraged businesses to urge unvaccinated travelers to undergo testing when traveling to Juneau.

Mr. Bryson responded to Ms. Hughes-Skandijs' comments by saying that there are no available places for incoming travelers to receive a test at an airport. He said that large cities such as Seattle, Portland, and Nashville are no longer providing tests for travelers, which could act as a barrier for those who want to visit Juneau.

Ms. Hale advocated for Juneau to be in line with state policy, which does not require testing but provides and recommends travelers to test.

Roll Call Vote on Emergency Ordinance 2021-16

Ayes: Woll, Hughes-Skandijs.

Nays: Hale, Smith, Bryson, Gladziszewski, Jones, Mayor Weldon.

Motion failed. Two (2) Ayes, Six (6) Nays.

IX. UNFINISHED BUSINESS

None.

X. NEW BUSINESS

A. 2021 Election: Vote by Mail Decision

Mr. Watt explained that the Assembly must decide upon and direct action on the 2021 Municipal Election Vote by Mail decision, as well as receive public testimony on the issue.

Public Comment:

Frank Bergstrom, Valley resident, believed that the decision to conduct a Vote by Mail Election in 2020 were made under circumstances that differ from where Juneau is now. He said that voting is a fundamental aspect of our democracy that encourages direct participation from the general public, and urged the Assembly to allow for the public to vote on this process.

Mr. Bryson commented that the Assembly is trying to decide on how to conduct the upcoming 2021 election, as they are unable to conduct this election as they have in previous years due to the ongoing pandemic. He asked Mr. Bergstrom if he had any suggestions on how the community could vote on the voting process amidst this pandemic, as the Assembly is still deciding on how to conduct the election voting process for October.

Mr. Bergstrom said that CBJ already had a perfectly good method of conducting elections in previous non-pandemic years, and said that he did not have any suggestions for the Assembly.

Assembly Action:

Mr. Jones recalled the March 12, 2021 Committee of the Whole meeting in which the Assembly decided to utilize the Election Center at the Municipality of Anchorage for the 2021 Municipal Election. The Assembly also decided to begin the process of purchasing equipment and machinery needed to stand up an election center in Juneau in time for the 2022 Municipal Election.

MOTION by Ms. Gladziszewski for the Assembly conduct a Vote by Mail election using the Municipality of Anchorage Vote Center.

Mr. Bryson commented that this motion had the most common sense, as Juneau is still facing similar issues that were present in the 2020 Election. He asked if this election would still include in-person polling places and drop boxes (similar to the 2020 Election) that would provide a local option for voters to submit their ballots.

Mayor Weldon and Clerk McEwen both confirmed that this election would have a minimum of two ballot drop boxes.

Hearing no objections, the motion passed by unanimous consent.

MOTION by Mr. Bryson to allow for him to work with the City Attorney to draft language that would allow for an advisory vote allowing the citizens of Juneau to dictate voting methods for future elections.

Objection by Ms. Gladziszewski. Ms. Gladziszewski said that voting by mail does not rise to the level of an advisory vote, as it is a technical question regarding a voting method for an election.

Ms. Hughes-Skandijs said that she would not have an issue with Mr. Bryson working with Mr. Palmer to draft language for an advisory vote, although she would object to the advisory vote. Mr. Bryson clarified that he was asking for the opportunity to work with Mr. Palmer to draft language to present at a future meeting, potentially at a COW meeting, just to see what it would look like.

Mr. Jones reminded the Assembly that there are dates and procedures in place for implementing an advisory vote, and the only action the Assembly would technically be allowed to take would be to decide on Mr. Bryson's ability to work with the City Attorney on a draft ordinance.

Ms. Hale asked if Mr. Bryson would be able to work with the City Attorney without the direct permission by the Assembly. Mayor Weldon said that was correct, and clarified that Mr. Bryson was asking ahead of time given the controversial nature of this issue. Ms. Hale spoke to the increased voter turnout as a result of the 2020 Vote by Mail election that was reported across the country, including Juneau.

Mayor Weldon supported Mr. Bryson's efforts, and would be willing to see what Mr. Bryson and Mr. Palmer came up with.

Ms. Woll said that she would be interested in receiving public feedback on how to conduct future elections, though was not entirely sure if an advisory vote was necessary.

Roll Call Vote for Mr. Bryson to work with the City Attorney to draft an advisory vote:

Ayes: Bryson, Mayor Weldon.

Nays: Woll, Smith, Hughes-Skandijs, Hale, Gladziszewski, Jones.

Motion failed. Two (2) Ayes, Six (6) Nays.

MOTION by Ms. Gladziszewski for the Assembly to include public process in future discussions about Vote by Mail elections.

Mayor Weldon asked Ms. Gladziszewski if she could clarify as to whether she wanted this to include the 2021 election, or for this to take place after the 2021 election. Ms. Gladziszewski said that she wanted to ensure to the public that their input is being heard in making this decision, and suggested opening up some Assembly Finance Committee meetings to public comment. Mayor Weldon mentioned that there is not much room for discussion regarding the 2021 election, as the City Clerk would need definitive direction for this election. Ms. Gladziszewski clarified that she did not mean to include this upcoming 2021 election.

Hearing no objections, the motion passed by unanimous consent.

B. Notice of Appeal: TDLH LLC v. CDD Director

TDLH LLC received a grading permit, BLD2021-0039, for the property located near 3101 Mendenhall Loop Road. The Community Development Department revoked the grading permit in early March. Travis Arndt, the representative for TDLH LLC, filed a timely appeal.

On April 13, 2021, this notice of appeal was presented to the Planning Commission. Consistent with 49.20.110(c), the Planning Commission certified this appeal to the Assembly without review, hearing, or recommendation.

In accordance with the Appeals Code, the Assembly must decide whether to accept or reject the appeal. If you determine, after liberally construing the notice of appeal in order to preserve the rights of the appellant, that there has been a failure to comply with the appellate rules, or if the notice of appeal does not state grounds upon which any of the relief requested may be granted, you may reject the appeal.

If the appeal is accepted, you must decide whether the Assembly will hear the appeal itself or if it will assign the appeal to a hearing officer. If you decide to hear the appeal yourselves, a presiding officer should be appointed.

In hearing an appeal, the Assembly would sit in its quasi-judicial capacity and must avoid discussing the case outside of the hearing process. (See CBJ 01.50.230, Impartiality.)

The City Attorney recommends the Assembly accept the appeal and consider assigning it to a hearing officer.

MOTION by Ms. Gladziszewski for the Assembly to accept the appeal and assign it to a hearing officer, and asked for unanimous consent. *Hearing no objections, the appeal was accepted and will be assigned to a hearing officer.*

XI. STAFF REPORTS

None.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Weldon stated that she participated in JEDC's virtual Innovation Summit and has rode on the electric bus twice. She also testified for AML at the state legislature on behalf of impacted communities on funding. Mayor Weldon congratulated Admiral Matthew Bell from the 17th Coast Guard District on his retirement, and welcomed Admiral Nathan Moore. She also shared that she went on a walk with Dr. Anne Zink and her daughter, and described it as a lovely outing. Mayor Weldon mentioned that the Assembly will have their first ever in-person Assembly meeting since the pandemic on May 24.

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

Committee of the Whole (COW) Chair Jones shared that the COW last met on April 12, where they discussed mental health interventions, the Visitor Industry Task Force (VITF) recommendations, and the Fireworks Ordinance. The next scheduled COW meeting will be held on May 10, and they will be discussing the Fireworks Ordinance, neighborhood plan updates, parking code, and tourism.

In Ms. Triem's absence, Mr. Jones reminded the Assembly that the Assembly Finance Committee will meet on April 28 at 5:30p.m.

Lands, Housing, and Economic Development Committee (LHEDC) Chair Gladziszewski shared that LHEDC last met on April 12 to discuss the DOT request for easements along Douglas Highway and the Floodplain Ordinance. They also touched base on Urban Avalanche Operational Forecasting, as the City has received funding to conduct an avalanche study. The next LHEDC meeting will be on May 3.

Public Works and Facilities Committee (PWFC) Chair Hale shared that the PWFC met on April 12 to talk about the Calhoun Avenue Reconstruction Project, specifically its impact on underground utilities. The Juneau Commission on Sustainability (JCOS) gave a presentation about Solid Waste, the PWFC intends to work on the information they received and forward their recommendations to the full Assembly at a later point in time. The PWFC also discussed updating electric vehicle charging stations. The next PWFC meeting will be on May 10.

Human Resources Committee (HRC) Chair Bryson forwarded a recommendation made by the HRC to appoint Anne Stepetin to the Juneau Commission on Aging for a term beginning immediately and ending on December 31, 2021, and asked for unanimous consent. *Hearing no objections, the appointment was approved by unanimous consent.*

The HRC also forwarded a motion to the Assembly to increase the Juneau Human Rights Commission from being a five member commission to being a seven member commission.

MOTION by Mr. Bryson for the City Clerks to work with the City Attorney to bring back legislation changing the Juneau Human Rights Commission membership to the Assembly.

Mr. Bryson also mentioned that the Assembly must make appointments to their Empowered Boards. The dates he suggested were June 23-24 or June 29-30.

MOTION by Mr. Jones for the Assembly to meet on June 23-24 to make appointments to the Airport Board, the Eaglecrest Board, and the Docks and Harbors Board.

Hearing no objections, those dates were approved by unanimous consent.

Liaison Reports and Member Comments:

Ms. Woll reported that Travel Juneau met to work on ways to encourage independent travelers to visit Juneau this summer. The Juneau Commission on Aging met and finalized the Senior Survey and a cover letter with recommendations related to the survey results. The Downtown Business Association met and received a presentation from Jesse Perry about how DBA can help Juneau's unsheltered population. The Systemic Racism Review Committee had their second meeting which involved assigning their members to various committees, and scheduled a training with the JHRC.

Ms. Woll shared that she also rode the electric bus this week, and spoke highly of the handicap ramp's assistance in helping her board the bus on crutches.

Mr. Smith shared that the Airport Board met to discuss plow truck issues and upgrading their fire alarm system. The Local Emergency Planning Committee met to talk about avalanche safety, and they received an update from EOC PSC Robert Barr regarding Juneau's vaccination status. The Chamber of Commerce Board met to talk about their budget and propose a mandatory testing ordinance. Mr. Smith shared that he attended the electric vehicle rally and got to ride the electric bus. He acknowledged the upcoming Commencement Ceremony at UAS and congratulated all of the graduating students. He informed the listening public that the Assembly will address the Fireworks Ordinance again soon, and he shared that he is working with the City Attorney on his ordinance suggestions.

Ms. Hughes-Skandijs shared that neither the UAS Community Campus Council nor the Commission on Sustainability have met since the last Assembly meeting. Docks and Harbors will be meeting on April 29 to adjust their budget. The JCOS had a work session to discuss greenhouse gasses, and considered submitting a grant to receive federal funding for dock

electrification. She shared that she enjoyed the virtual Folk Fest, and is looking forward to participating in the Community Clean Up on May 1 with her book club.

Mr. Bryson did not have a report to share this evening.

Ms. Hale reported that the Juneau Coalition on Housing and Homeless met on April 15 and received a presentation from the Alaska Housing and Finance Corporation of their low-income programs. The next BRH Board meeting will be on April 27. She also mentioned that she recently got a new puppy from down south.

Ms. Gladziszewski shared that the School Board has met twice since the last Assembly meeting, with a regular meeting held on April 12 and a retreat on April 24.

Ms. Gladziszewski shared the acknowledgements of the following students at the School Board meeting:

Last year, Floyd Dryden qualified three projects to the national level where Sean Owen's website was awarded the George Washington Leadership in History Prize with a \$1,000 scholarship. Grayson Riddle was awarded the Outstanding Affiliate Project from Alaska, and he was a finalist placing 9th out of all the national submissions. This year, along with Sean and Grayson, 17 additional Floyd Dryden students have qualified for the National NHD competition!

Individual Exhibit

1st Place-Reonna Maloney (8th Grade)

2nd Place-Miranda Stichert (7th Grade)

Group Exhibit

1st Place-Ellis Gottschlich, Gunnar Nierre, and Sarah Rivera (7th Grade)

2nd Place-Amy Liddle and Lena Rasmussen (6th Grade)

Historical Research Paper

1st Place-Sarah Jackson (7th Grade)

2nd Place-Grayson Riddle (8th Grade)

Group Documentary

1st Place-Mary Canapary, Bristol Casperson, Cerys Hudson, and Pedrin Saceda-Hurt (8th Grade)

Individual Website

1st Place-Sean Owen (8th Grade)

2nd Place-Jadyn Clark (6th Grade)

Group Website

1st Place-Tessa Polasek and Tyler Smith (8th Grade)

2nd Place-Brandon Casperson and Tyler Decker (7th Grade)

Juneau-Douglas High School had a team of students compete in the National Ocean Science Bowl Regional Competition. The "New Squids on the Dock" team provided a report on the "The Effects of Climate Change on the Beaufort Sea Environment" and was comprised of Captain Tias Carney, and Team members: Elin Antaya, Addy Mallot, Jackson Marx, and Adrian Whitney

along with JDHS Coach Shannon Easterly. The team got first place in the quiz bowl, second place in the research paper, first place in oral presentation.

The school board expects to rely heavily on testing, and reported that most of their staff have received vaccines. JDHS decided not to have a prom, TMHS is wanting to host a prom and is looking at options to move forward with that.

Ms. Gladziszewski congratulated the Folk Fest organizers for putting on an amazing virtual event.

Mr. Jones shared that he attended the Systemic Racism Review Committee meeting and will intend tomorrow's meeting as well. He also attended the Chamber Presentation on Commercial Real Estate Appraisals given by Finance Director Jeff Rogers. He participated in the Planning Commission meeting on April 13, and the PC will meet again tomorrow as the PC COW to discuss the accessory apartment ordinance.

Mr. Jones reminded the Assembly that the traditional Bussing of the Fleet Ceremony will be taking place on May 1 at the Fisherman's Memorial.

C. Presiding Officer Reports

Mayor Weldon recused herself from this part of the meeting, and gave her virtual gavel to Deputy Mayor Jones.

1. Proposed Decision in Assembly Appeal 2020-03 Wille and Weldon vs. Planning Commission and CCTHITA

Mr. Palmer explained this appeal relates to a Planning Commission decision granting a Conditional Use Permit for transitional housing at 6205 Alaway Avenue for the CCTHITA. The Assembly referred this appeal to a hearing officer, the hearing officer conducted a complete hearing and issued a proposed decision. There were objections to that decision, to which the hearing officer amended the decision to incorporate the objections.

The decision being presented to the Assembly tonight is the final proposed decision.

The City Attorney recommends the Assembly accept this decision, which would affirm the decision the Planning Commission to issue a Conditional Use Permit.

MOTION by Ms. Gladziszewski for the Assembly to accept the hearing officer's decision. *Hearing no objections, the hearing officer's decision is accepted by unanimous consent.*

XII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS None.

XIII. ADJOURNMENT

There being no further business to come before the Assembly, the meeting was adjourned at 9:24p.m.

Minutes drafted by Administrative Assistant Lacey Davis and respectfully submitted for approval by Municipal Clerk Beth McEwen this 24th day of May, 2021.

Signed: _____

Elizabeth J. McEwen
Municipal Clerk

Signed: _____

Beth A. Weldon
Mayor