THE CITY AND BOROUGH OF JUNEAU, ALASKA
REGULAR ASSEMBLY MEETING
Meeting Minutes – November 23, 2020

Meeting No. 2020-46: The Regular Assembly Meeting of the City and Borough of Juneau Assembly was held virtually through Zoom, and called to order by Mayor Beth Weldon at 7:00 p.m.

I. FLAG SALUTE

II. ROLL CALL

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

Assemblymembers Absent: None.

Staff Present: City Manager Rorie Watt, City Attorney Robert Palmer, Deputy Manager/EOC Incident Commander Mila Cosgrove, Municipal Clerk Beth McEwen, and Deputy Clerk Diane Cathcart, Emergency Operations Committee PSC Robert Barr, Finance Director Jeff Rogers, Parks and Recreation Director George Schaaf, Deputy Parks & Rec. Director Michele Elfers, Jensen-Olsen Arboretum Manager Merrill Jensen, Public Works Director Katie Koester, Port Director Carl Uchytil, Chief Housing Officer Scott Ciambor, Community Development Director Jill Maclean, and CDD Senior Planner Irene Gallion

III. SPECIAL ORDER OF BUSINESS

A. Instruction for Public Participation

Anyone wishing to provide public comment during the meeting is asked to call the Municipal Clerk's public testimony request phone line at 586-0215 by 3 p.m. the day of the meeting or send an email to City.Clerk@juneau.org providing their name, email address, and phone number they will be calling from. Testimony time will be limited by the Mayor based on the number of participants. The public is encouraged to send comments in advance of the meeting to BoroughAssembly@juneau.org.

If you have not notified the Clerk's Office ahead of time you may still be able to participate. When attending the zoom webinar [login info listed at top of agenda] to speak on an item up for public hearing or a non-agenda item please hit the 'raise hand' button if participating via a computer/tablet; if participating by phone press *9 on your phone; this will place a 'raised hand' icon next to your phone number and will add you to the queue.

B. Special Recognition: Merrill Jensen

Mayor Weldon read a proclamation honoring Merrill Jensen for his service with the Jensen-Olson Arboretum. Mayor Weldon presented a Certificate of Excellence to Merrill Jensen, the first manager of the Jensen-Olson Arboretum.

Mr. Jensen thanked Mayor Weldon, and said it had been an honor and a pleasure to be the first arboretum manager. He looked forward to how his successor will continue the Arboretum in the years to come.

IV. APPROVAL OF MINUTES

A. June 3, 2020 Special Assembly Meeting #2020-30 Draft Minutes
B. June 29, 2020 Special Assembly Meeting #2020-34 Draft Minutes
C. July 13, 2020 Regular Assembly Meeting #2020-37 Draft Minutes
D. July 20, 2020 Special Assembly Meeting #2020-38 Draft Minutes
E. October 26, 2020 Assembly Reorganization Meeting #2020-44 Draft Minutes

MOTION by Ms. Hale to approve the minutes of the June 3 and 29, 2020 meetings and asked for unanimous consent. *Hearing no objection, the minutes were approved by unanimous consent.*

MOTION by Ms. Triem to approve the minutes July 13, 20, and October 26, 2020 Assembly meetings and asked for unanimous consent. *Hearing no objection, the minutes were approved by unanimous consent.*

V. MANAGER'S REQUEST FOR AGENDA CHANGES

Mr. Watt noted that while he didn't have any agenda changes, he did want to note for those who might be listening that at the request of the Committee of the Whole, Ordinance 2020-53 was split into two ordinances that are appearing on the Consent Agenda for introduction: Ordinance 2020-57 and Ordinance 2020-57. He also noted that at the December 7 Assembly Committee of the Whole meeting, they will be taking public testimony on the Hurlock Property ordinances.

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

None.

VII. 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 to adopt the Consent Agenda and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

1. Ordinances for Introduction

a. Ordinance 2020-09(Z) An Ordinance Appropriating $5,900,000 to the Manager as Partial Funding for the City and Borough of Juneau's Fiscal Year 2021 Required Debt Service; Funding Provided by the General Fund's Fund Balance.

This ordinance would appropriate $5,900,000 as partial funding for CBJ's required debt service in FY21. This subsidy is necessary as a result of the State of Alaska reimbursing 0% of the current fiscal year's school construction bond debt, as the current debt service mill rate does not generate sufficient revenue to cover CBJ's FY21 debt obligations.

Funding for this request is provided by the General Fund's Fund Balance.

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

b. Ordinance 2020-54 An Ordinance Amending Title 53 Regarding Easement Valuation.

This ordinance would increase the easement application fee from $15 to $100 and adjust the easement valuation standard to fair market value as determined by the Manager. If the Manager, or designee, is unable to determine the fair market value, the applicant would still be required to pay for an appraisal. These amendments were proposed because the existing appraisal requirements discourage easements when the cost of the appraisal exceeds the cost of the easement.

The Lands Committee reviewed this ordinance on November 9 and recommended it be introduced at the next regular Assembly meeting.

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

c. Ordinance 2020-57 An Ordinance Authorizing the Manager to Accept the Reconveyance of a Fraction of U.S. Survey 381, Located at 9290 Hurlock Avenue, from Alaska Legacy Partners.

This ordinance would enable the CBJ to regain title of the Hurlock property at no cost to the CBJ. Upon the CBJ receiving title to the Hurlock property three notable things occur: (1) the CBJ would retain the $35,000 down payment paid by Alaska Legacy Partners, (2) the debt owed to the CBJ by Alaska Legacy Partners would be extinguished, and (3) the senior assisted living facility condition on Ordinance 2018-42 would terminate.

The Committee of the Whole reviewed this topic on November 9, 2020, and recommended the Assembly introduce this ordinance.

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

d. Ordinance 2020-58 An Ordinance Authorizing the Manager to Lease the Property at a Fraction of U.S. Survey 381, Located at 9290 Hurlock Avenue, to Tlingit Haida Regional Housing Authority for Youth Services.

Upon regaining title to the Hurlock property, this ordinance would enable the CBJ to lease the property to Tlingit Haida Regional Housing Authority for less than fair market value for youth services. While this ordinance would authorize a lease for $100 per year, this ordinance does not require or suggest that the CBJ would provide other financial support; Tlingit Haida Regional

Housing Authority would be required to improve, operate, and maintain the property at its own expense.

The Committee of the Whole reviewed this topic on November 9, 2020, and recommended the Assembly introduce this ordinance.

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

2. Resolutions

a. **Resolution 2918 A Resolution Authorizing the City and Borough of Juneau to Apply for a Community Development Block Grant from the Alaska Department of Commerce, Community and Economic Development, with The Glory Hall for a New Emergency Shelter.**

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 4, 2020, 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 one proposal from the Glory Hall. Staff's recommendation is to apply on behalf of the Glory Hall.

The Assembly Committee of the Whole reviewed the proposal at its meeting on November 9, 2020, and made a recommendation to the Assembly to support the Glory Hall application and submit a Community Development Block Grant application to the Alaska Department of Commerce, Community, and Economic Development.

The Glory Hall proposes to use CDBG funds to construct a new 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 2920 A Resolution Expressing Assembly Support for the 2020 Juneau Coordinated Human Services Transportation Plan, an Addendum to the Juneau 2019 Transit Development Plan, and Expressing Support for the Juneau Coordinated Transportation Coalition's Prioritization of Projects for Grant Funding by the Alaska Department of Transportation and Public Facilities.**

The 2020 Juneau Coordinated Human Services Transportation Plan is an update to the 2015 Coordinated Human Services Transportation Plan and successfully meets all federal requirements in order for Juneau's transportation providers for seniors, people with disabilities, and people from low-income households to qualify for federal funding administered by the Alaska Department of Transportation and Public Facilities.

The 2020 plan describes current 'coordinated human services' and the organizations that operate these services; provides an analysis of Juneau's senior, disabled and low-income population;

describes the process followed to gather information on current barriers to services and identifies some potential strategies to overcome these barriers. The plan finishes by identifying top priority projects to tackle some of the issues identified. These were voted on by participating agencies and ranked in order of priority. This plan is an operational guide to improve coordinated services in Juneau.

The City Manager recommends the Assembly adopt this resolution.

c. Resolution 2921 A Resolution of the City and Borough of Juneau Extending the Local Emergency Declaration in Response to COVID-19 and a Request for State and Federal Assistance.

The health and safety of our community remains priority one. This resolution would extend the existing local emergency declaration enacted with Res. 2884.

A local emergency declaration allows CBJ access to state and federal resources to help Bartlett Regional Hospital, Capital City Fire and Rescue, and the Juneau Police Department. A local emergency declaration opens financial support and reimbursement options to aid businesses and local government in addressing COVID-19.

The Committee of the Whole reviewed and approved this resolution at its meeting on November 9, 2020, and moved it to the Assembly.

The City Manager recommends the Assembly adopt this resolution.

d. Resolution 2922 A Resolution Temporarily Amending Resolution 2862 Related to the Assembly Rules of Procedure and COVID-19.

This resolution amends the Assembly Rules of Procedure adopted by Resolution 2887(am) which will expire on November 24, 2020. This resolution would continue to allow telephonic participation by members of the CBJ Assembly, boards, and committees. It also provides reasonable COVID-19 prevention and mitigation measures by encouraging the public to participate remotely and submit comments in writing. This resolution, if adopted, will expire on May 11, 2021.

The Committee of the Whole reviewed and approved this resolution at its meeting on November 9, 2020, and moved this resolution to the Assembly for adoption.

The City Manager recommends the Assembly adopt this resolution.

e. Resolution 2923 A Resolution Supporting Full Funding ($14,049,988) of the State of Alaska Municipal Harbor Facility Grant Program in the FY2022 State Capital Budget.

This resolution recommends full funding for the State of Alaska Department of Transportation's Harbor Facility Grant Program. CBJ has been a beneficiary of approximately $11 million in harbor grant funding since the program's inception. Most recently, CBJ has received a $125K grant for zinc anode installation at Harris Harbor, which is planned for construction this winter.

Docks & Harbors has submitted an application this year for $2M for the next phase of Aurora Harbor. The City & Borough of Juneau along with the municipalities of the City and Borough of Sitka, the City of Cordova, the City of Seward and the City of Sand Point are poised to contribute $14,049,988 in local match funding for FY2022 towards five harbor projects of significant importance for Alaska.

The Docks & Harbors Board reviewed this resolution at its regular board meeting on October 29, and has recommended forwarding it to the full Assembly for approval.

The City Manager recommends the Assembly adopt this resolution.

f. Resolution 2924 A Resolution Amending the COVID-19 Nonprofit Sustainability Grant Program Terms.

At its November 2, 2020, meeting, the Assembly Finance Committee heard an update from the administrator of CBJ's Non-Profit Sustainability Grant Program. The Committee requested that staff work with the grant administrator to draft an amendment to the program to allow the grant administrator to proportionately distribute remaining funds to the eligible applicants. This resolution amends the COVID-19 Nonprofit Sustainability Grant Program to accomplish the supplemental distribution of funds. This resolution would not change the total amount appropriated with Ordinance 2020-36.

The City Manager recommends the Assembly adopt this resolution.

g. Resolution 2925 A Resolution Amending the COVID-19 Housing Assistance Grant Program (Resolution 2912).

The Assembly created the COVID-19 Housing Assistance Grant Program with Emergency Appropriation Resolution 2912 (Oct. 1, 2020). That program appropriated $3M for individual grants of up to $1500 for rent or mortgage and $500 for utilities. After receiving feedback from the grant administrator that the $3M appropriation is sufficient, the grant administrator also identified that there is substantially more financial need from the existing eligible grant recipients. This resolution would increase the eligible grants from $1500 to $2500 for rent or mortgage, in addition to the $500 provided for utilities.

The Assembly Finance Committee reviewed this resolution at its meeting on November 10, 2020, and recommended the Assembly adopt this resolution at its next regular meeting.

The City Manager recommends the Assembly adopt this resolution.

VIII. PUBLIC HEARING

A. Ordinance 2020-09(K) An Ordinance Appropriating $1,500,000 to the Manager as a Grant to Sealaska Heritage Institute to Construct the Sealaska Heritage Arts Campus; Funding Provided by the General Fund's Fund Balance.

This ordinance would authorize a $1.5 million grant to Sealaska Heritage Institute (SHI) to construct the Sealaska Heritage Arts Campus. Located downtown, the campus would serve as an attraction for both locals and tourists. The arts campus is the second phase of SHI's vision to make Juneau the Northwest Coast arts capital of the world.

The full cost of the project is estimated at $13 million. Of this amount, nearly $11 million has been raised from over 1,000 individuals, businesses, and corporations. Additional anticipated support from Rasmuson Foundation is pending. If approved, funding for this project would be provided from the General Fund's fund balance.

This request was reviewed by the Assembly Finance Committee as a pending list item during the FY21 budget process. Due to CBJ's financial position at the time, SHI chose to withdraw the request in hopes that the Assembly may support future petitions for funding. The Assembly Finance Committee reviewed this request again at the September 2 and September 30, 2020, meetings, and moved the ordinance to the full Assembly for introduction and public hearing.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Bill Corbus, a Thane resident, spoke in favor of this ordinance. He said that the construction of this facility will be an important additional to the core of our community and it will provide opportunities for the artist community and provide quality tourist experiences.

Joe Kaaxuxgu Nelson, a Downtown resident, spoke in favor of this ordinance and gave some information on the history of this project. He said that this project would benefit higher education and public schools, all of Juneau's children in a number of ways. Mr. Nelson appreciated the city's partnership and looked forward to this project's progress. He thanked the Assembly for listening to his testimony, and urged them to support this ordinance.

Mayor Bruce Botelho, a Douglas resident, said it was a way to fully acknowledge the indigenous origins and traditions of Juneau. He believes that Juneau is going through a renaissance of sorts, and attributed Sealaska Heritage Institute (SHI) as the catalyst for it. Mayor Botelho said that SHI cultivated a relationship with UAS to create a rigorous Indigenous Studies program. He urged the Assembly to consider this project.

Dr. Rosita Kaahani Worl, a resident of Juneau, thanked the Assembly for their support of the Walter Soboleff Building. She believes that the completion of this project will result in an economic boom for the community, similar to the success of the Walter Soboleff Building. She shared the construction impact is projected at $7.3M and the project is projected to support 55 jobs in 2021. Dr. Worl added that SHI has previously invested funds towards UAS and JSD, and hoped that the Assembly would make the same contributions to the community with this new arts campus. She asked the Assembly to support this ordinance, and humbly asked the people of Juneau to help them develop this world class destination.

Assembly Action

MOTION by Ms. Woll to adopt Ordinance 2020-09(K) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

B. Ordinance 2020-09(U)(b) An Ordinance Appropriating up to $2,300,000 to the Manager for a COVID-19 Extreme Hardship Business Grant Program; Funding Provided by the CARES Act Special Revenue Fund.

This ordinance appropriates $2,300,000 of CARES Act funding for a grant program to provide additional financial support to businesses that lost more than 50% of their revenue as a result of COVID-19. Grant awards are intended to offset eligible business expenses from November 1 through December 30, 2020. This program supplements the COVID-19 Business Sustainability Grant Program, and will be administered by the Juneau Economic Development Council.

The Assembly Finance Committee reviewed this request at its November 10, 2020 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Leeann Thomas, an Auke Bay resident and current owner of the Triangle Club, spoke about the extreme hardship that the hospitality industry has faced. She said it is not possible for her to keep her staff employed and her business open in amidst the pandemic. Ms. Thomas shared that she has never struggled to pay bills or property tax or sales tax in the past 20 years. She believes that this hardship grant will keep businesses operating until a vaccine or tourism resumes. She encouraged the Assembly to adopt this ordinance and provide this extreme hardship grant.

Ms. Hale asked Ms. Thomas, in reference to the discussions she has had with other bar and restaurant owners in town who informed her that business was already down before the pandemic, if Ms. Thomas had observed that as well. Ms. Thomas answered that she had noticed a decrease in business prior to the pandemic, but that they were unable to do anything to increase attendance at the moment due to the mandates.

Kristin Mabry, a Thane resident and co-owner of The Gym and Mountainside Wellness, spoke in favor of this ordinance. She shared that her businesses were forced to close for two months, since then open only 25% to 50% capacity. She explained that her business operates on a membership model, and members have begun cancelling their memberships due to financial reasons or medical concerns. Ms. Mabry said that they have even more expenses compared to previous years, due to updating supplies and increased cleaning, as well as competing with virtual at-home services. She urged the Assembly to support this ordinance, and thanked them for their time and consideration.

Kirby Day, a Twin Lakes resident, spoke in favor of this ordinance. He testified on behalf of Tourism Best Management Practices (TBMP) businesses, which he said have been drastically affected by this pandemic. Mr. Day shared that many businesses have lost 100% of their business, and many tourism businesses have not had any revenue since September 2019. He added that many businesses will have to wait until May/June 2021 to resume operations. He appreciated everything the Assembly and the ESTF has done, and encouraged them to approve this ordinance.

Reecia Wilson, a Juneau resident and business owner, testified in favor of the ordinance on behalf of her employees and restauranteurs. She shared that the hospitality industry had been hit hard by the pandemic, and are trying their best to stay afloat. She thanked the ESTF and the Assembly for considering this hardship grant and encouraged passage of this ordinance.

Mark Ridgway, a Juneau resident, spoke in favor of this ordinance, and shared that his cinema has been out of business since March. He said that this ordinance could determine whether or not he stays in business. He thanked the Assembly for their time, and urged them to pass this ordinance.

<u>Assembly Action</u>

<u>MOTION</u> by Mr. Smith for the Assembly to adopt Ordinance 2020-09(U)(b) and asked for unanimous consent.

Objection by Mayor Weldon for purposes of amendment.

Mayor Weldon passed the virtual gavel to Mr. Jones.

AMENDMENT #1 by Mayor Weldon as found in the online packet and as shown below (with additions underlined and deletions via strikethrough):

> *Amend Section 4(c)(3) and (f) as follows:*
> "**Section 4. COVID-19 Extreme Hardship Business Grant Program.** The program is subject to the following terms and conditions:
> …
>
> **(c) Eligible Applicants.** The program is open to all qualifying businesses (including a nonprofit), regardless of whether they have applied for or have obtained any other state or federal COVID-19 related assistance if the following is satisfied:
>
> > …
> >
> > (3) COVID-19 Extreme Hardship. The business suffered at least a fifty percent loss in <u>(i) either</u> gross receipts, as reflected on line one of the CBJ sales tax filing, during Q3 2020 as compared with Q3 2019, <u>or net taxable sales, as reflected on line four of the CBJ sales tax filing, during Q3 2020 as compared with Q3 2019</u> and <u>(ii)</u> the loss is at least $25,000 from Q3 2019 to Q3 2020;
>
> …
>
> **(f) Grant amount.** The grant amount shall be determined by the following formula: grant amount equals the difference in the applicant's Q3 2019 and Q3 2020 <u>net taxable sales</u> ~~gross sales~~ divided by the difference in all eligible applicants' Q3 2019 and Q3 2020 <u>net</u>

taxable sales ~~gross sales~~ multiplied by the appropriation in Section 2. However, no grant shall exceed $50,000; the Grant Administrator shall either cap any presumptive grant exceeding $50,000 at $50,000 or the Grant Administrator may apply a reduction factor so no grant exceeds $50,000."

Mayor Weldon asked Mr. Mertz to provide an explanation for this amendment. He said that it would change which line the sales tax return the calculation points to when determining business eligibility. Mr. Mertz explained the reasoning behind focusing on net-taxable sales in the amendment, which was to aide businesses that may have been excluded from eligibility due to the restrictions in Line 4 of the ordinance.

Hearing no objection, Amendment #1 passed by unanimous consent.

AMENDMENT #2 by Ms. Gladziszewski to add the same wording that was in the previous Business Sustainability or Non-Profit Sustainability Grant as provided under Supplemental Materials in the online packet and included below:

Amend Section 4(c)(1) as follows:
"Section 4. COVID-19 Extreme Hardship Business Grant Program. The program is subject to the following terms and conditions:
…
(c) Eligible Applicants. The program is open to all qualifying businesses (including a nonprofit), regardless of whether they have applied for or 8 have obtained any other state or federal COVID-19 related assistance if 9 the following is satisfied:
…
(1) Business Sustainability or Non-Profit Sustainability Grant 12 Eligible ~~Recipient~~. The business received a business sustainability grant pursuant to Ordinance 2019-06(AG)(d) or a non-profit sustainability grant pursuant to Ordinance 2020-36, as amended. For a business that did not receive a grant pursuant to Ordinance 2019-06(AG)(d) or Ordinance 2020-36, the business must satisfy one of the following to be eligible for this program:

(A) Ordinance 2019-06(AG)(d) criteria: (i) the business was registered in Alaska on or before January 1, 2020, (ii) had a physical presence in Juneau, Alaska on February 15, 2020, and (iii) continuously operated through the date of application unless the business is seasonal or was subject to a government mandated shutdown. The program will exclude from eligibility C Corporations traded on a U.S. stock exchange or a corporate-equivalent entity traded on a foreign stock exchange, and businesses owned in whole or majority—owned by such a publicly traded corporation or national chains that own and operate their premises in Juneau; franchisee owned and operated businesses in Juneau would be eligible; or

(B) Ordinance 2020-36 criteria: (i) The nonprofit entity was registered in Alaska on or before January 1, 2020; (ii) The entity is an Internal Revenue Service certified 501(c)3,4,6,7, 19, or 23 nonprofit; (iii) The nonprofit entity had a physical presence in Juneau, Alaska, on February 15, 2020; (iv) A substantial purpose of the nonprofit entity is to provide services to the general public in the City and Borough of Juneau. Faith based nonprofits are eligible so long as they provide services that are promoted and available to the general public without regard to religious affiliation.(v) The entity has been or will be adversely affected by loss of revenue, program changes, and direct costs between March 1 and December 31, 2020, due to the COVID-19 public health emergency."

Ms. Gladziszewski explained her amendment, and changed where the ordinance states that businesses must have received a previous grant to be eligible. She said that this change would allow for all businesses to be eligible, regardless of having previously received a grant.
Mr. Jones and Mayor Weldon questioned the reasoning for this amendment, considering the previous amendment had removed net-taxable sales for business applicants.
Mr. Rogers clarified that this amendment would allow for both for-profit and non-profit businesses to qualify based on their taxable sales.

Mr. Palmer described this amendment as a "copy and paste" of the criteria for eligibility from the Business Sustainability Grant; however applicants are still expected to comply with the other provisions of this ordinance.

Mr. Smith asked Ms. Gladziszewski if this amendment was meant to assist new businesses that started operation shortly before or during the pandemic. Ms. Gladziszewski responded that this amendment will not solve that problem, but it specifically helps businesses that have not yet applied for previous grant funding.

Ms. Woll asked Mr. Holst if this could potentially create an insurmountable administrative burden. Mr. Holst said that it would not.

Hearing no objections, Amendment #2 passed by unanimous consent.

Hearing no objections, Ordinance 2020-09(U)(b) as amended passed by unanimous consent.

C. Ordinance 2020-09(Y)(b) An Ordinance Appropriating up to $2,000,000 to the Manager for a COVID-19 Emergency Individual Assistance Program; Funding Provided by the CARES Act Special Revenue Fund.

This ordinance appropriates $2,000,000 of CARES Act funding for a financial assistance program for individuals residing in Juneau who have been financially harmed by COVID-19. These assistance payments are intended to assist individuals in paying for food, healthcare, nondiscretionary transportation, utilities, and housing from March 1 through December 30, 2020.

The Assembly Finance Committee reviewed this request at its November 10, 2020 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Mr. Palmer noted that version (b) of the ordinance was in the online packet but that the original version was in the paper packet. He stated that version (b) is the version that had the changes as requested by the Assembly Finance Committee at its meeting of November 10.

Mayor Weldon asked that Ms. Walker-Tolles be brought forward for to be able to answer any questions.

<u>Public Comment</u>

Martin Stepetin, a Douglas resident, spoke in support of this ordinance. He described financial hardships he had gone through this year, and said these funds will go a long way to help the people and the economy of Juneau.

<u>Assembly Action</u>

<u>MOTION</u> by Ms. Hughes-Skandijs to adopt Ordinance 2020-09(Y)(b) and asked for Unanimous Consent.

Objection by Mr. Jones, because he does not know what version (b) looks like.

Mr. Palmer shared his screen and explained version (b) of the ordinance, and the changes that the Assembly Finance Committee had proposed. Mr. Jones removed his objection.

Hearing no objections, the motion passed by unanimous consent.

Mayor Weldon thanked Catholic Community Services for taking on another grant program on behalf of CBJ.

D. Resolution 2919 An Emergency Appropriation Resolution Appropriating up to $30,000 to the Manager as Supplemental Funding for the COVID-19 Juneau ArtWorks Grant Program; Funding Provided by the CARES Act Special Revenue Fund.

This emergency appropriation resolution would authorize an additional $30,000 for the Juneau ArtWorks Grant Program. The program was initially appropriated

$300,000 for the purpose of supporting artists who have been substantially negatively impacted by the COVID-19 pandemic. After applications were received, it was determined that an additional appropriation was needed in order to fund all eligible awards.

This request would be funded by the CARES Act Special Revenue Fund.

The Assembly Finance Committee reviewed this request at the November 10, 2020 meeting.

The City Manager recommends the Assembly adopt this emergency resolution.

<u>Public Comment</u>

None.

Assembly Action

MOTION by Mr. Bryson to adopt Emergency Appropriation Resolution 2919 and asked for unanimous consent. *Hearing no objections, the motion passed by unanimous consent.*

E. Resolution 2898 A Resolution Authorizing the Manager to Acquire Lot 16, Block D Eagles Edge Subdivision by Donation to the City and Borough to be Added to the Juneau Open Space and Park System as a Playground.

The Eagles Edge Homeowners Association has offered to donate a 9,000 square foot lot located in Lemon Creek to the City along with $100,000 to fund upgrades to the park. In 2012 voters approved $250,000 in temporary sales tax funding for the planning and construction of a neighborhood park in Lemon Creek. This funding is still available for this use and will be utilized for improvements to the park to meet the CBJ standards of safety including ADA accessibility and fall protection.

The Parks and Recreation Advisory Committee reviewed this donation request at its March 3, 2020, meeting and provided a motion of support. The Lands and Resources Committee reviewed this request at its June 1, 2020 meeting and passed a motion of support to the Assembly for the acquisition by donation.

The City Manager recommends the Assembly adopt this resolution.

Public Comment

None.

Assembly Action

MOTION by Ms. Hale to adopt Resolution 2898 and asked for unanimous consent.

Objection by Mr. Jones for purposes of a question. Mr. Jones said that he recalled a discussion taking place roughly two or three years ago with the Lemon Creek Area Plan, and believed that this was never in the plan to use these funds for this park. Mr. Watt answered that his recollection of the Lemon Creek plan identified the need for additional parks. The goal is to use the $250,000 in conjunction with the $100,000 from the neighborhood.

Mr. Schaaf said that the $250,000 was not adequate to purchase property and do a playground as that usually costs approximately $350,000. He said that this funding with the neighborhood funding would allow them to create this park. Mr. Jones said that he did not like the way this came about, as this was sales tax money that was voted on seven years ago. He said that if they are going to be true to area plans, they need to honor those the best they can and the work from the last seven years. Mr. Jones said that he wanted his initial comments on the record, but removed his objection to the passage of the resolution.

Hearing no objection, the motion passed by unanimous consent.

F. **Ordinance 2020-09(V) An Ordinance Appropriating $100,000 to the Manager as Partial Funding for the Lemon Creek Park Capital Improvement Project; Funding Provided by Donations from the Eagles Edge Homeowners Association.**

This ordinance would appropriate $100,000 as partial funding for the Lemon Creek Park CIP for park maintenance and upgrades to Lot 16, Block D of the Eagles Edge Subdivision. In 2012, voters approved $250,000 in temporary sales tax funding for the planning and construction of a neighborhood park in Lemon Creek. This appropriation would supplement this preexisting funding to be utilized for improvements to the park to meet CBJ standards of safety including ADA accessibility and fall protection. The adoption of Resolution 2898 would authorize CBJ to acquire this parcel of land for use as a playground.

Funding for this request is provided by donations from the Eagles Edge Homeowners Association.

The Parks and Recreation Advisory Committee and the Lands and Resources Committee provided motions of support for this request at the March 3 and June 1, 2020 meetings, respectively.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Triem to adopt Ordinance 2020-09(V) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

G. **Ordinance 2020-09(H) An Ordinance Appropriating to the Manager the Sum of $14,858,227 as Funding for the Juneau International Airport's Terminal Construction Revenue Bond Debt; Funding Provided by the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant.**

This ordinance would appropriate $14,858,227 in FAA grant funding to service the Airport's terminal construction revenue bond debt obligation. Revenue bonds were issued to fund construction costs at the commencement of the project, as federal funding was not available at that time. It was the intent to service the bond debt with Airport Improvement Program (AIP) and Passenger Facility Charge (PFC) revenue. FAA has now awarded two AIP grants for this purpose. The funds appropriated with this ordinance will be reserved to repay the revenue bond debt associated with the capital improvement project. Matching funds are provided by PFC revenue in the amount of $534,055, which has been previously appropriated with Ordinance 2019-06(G).

The Airport Board approved this request at its October 8, 2020 meeting. The Assembly Finance Committee and the Public Works & Facilities Committee reviewed this request at the November 4, 2020 and November 9, 2020 meetings, respectively.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Gladziszewski to adopt Ordinance 2020-09(H) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

H. Ordinance 2020-09(Q) An Ordinance Appropriating $31,047 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, FY20 Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

The Juneau Police Department has been awarded $31,047 in grant funding from the

U.S. Department of Justice for various training opportunities.

The JPD leadership team has identified the following training opportunities to apply this funding to in FY21: property and evidence management, continuing education for polygraph examiners, missing persons, cultural sensitivity, developing standard operating procedures, crimes stats and National Incident-Based Reporting System (NIBRS), Writing NIBRS reports, NIBRS specialized reporting, retention and destruction for evidence and records, and managing police records and redaction.

No local match is required for this grant.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Phillip Moser, a Valley resident, spoke to the need of community oversight of what goes into police department training. He mentioned that polygraph testing is not admissible in Alaska State Court, Federal Court, and is banned in private companies. He expressed concerned that the use of polygraph testing in this training could point to larger issues within the training program, and to what JPD deems valid.

Assembly Action

MOTION by Mr. Jones to adopt Ordinance 2020-09(Q) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

I. Ordinance 2020-09(R) An Ordinance Appropriating up to $700,000 to the Manager as Partial Funding for the Glacier Highway Sewer - Anka to Walmart Capital Improvement Project; Funding Provided by the Alaska Department of Transportation and Public Facilities.

The Alaska Department of Transportation and Public Facilities (ADOT) has requested CBJ move the generator building at the Gruening Park Sewer Pump Station on Glacier Highway, across from Renninger Drive. ADOT has identified the building to be in conflict with their new roadway construction plans and has agreed to reimburse the CBJ for the costs to relocate the building out of the right- of-way and on an ADOT provided parcel of land. The construction project for the relocation of the generator building and renovation of the sewer pump station will be a component of the Glacier Highway Sewer – Anka to Walmart CIP, and is ready to advertise for construction bids with the intention of completing the work ahead of ADOT's project, which is scheduled to begin next summer.

The Public Works and Facilities Committee reviewed this request at its September 14, 2020, meeting and forwarded it to the full Assembly for approval.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Woll to adopt Ordinance 2020-09(R) and asked for unanimous consent.
Hearing no objection, the motion passed by unanimous consent.

J. Ordinance 2020-09(S) An Ordinance Appropriating $160,500 to the Manager for Eaglecrest's Fiscal Year 2021 Supplemental Operating Costs; Funding Provided by the General Fund's Fund Balance.

This ordinance would appropriate $160,500 for Eaglecrest's FY21 supplemental operating costs, estimated to be spent in the following categories:

Personnel	$150,000
Black Bear Chair Fuel	$4,200
Propane for Outdoor Seating	$6,300
TOTAL	**$160,500**

This supplemental funding would enable Eaglecrest to operate the winter season in compliance with the National Ski Areas Association (NSAA) industry best practices developed in accordance with CDC and WHO COVID-19 health guidelines. Operating in compliance with the NSAA best practices will require Eaglecrest to run the Black Bear chair for more days during the season to accommodate social distancing on the mountain, requiring additional personnel to operate the lift and perform more ski patrols. This request also includes propane costs for heated outdoor seating to accommodate social distancing after December 30.

Funding for this request would be provided by the General Fund's fund balance.

The Assembly Finance Committee reviewed this request at its September 30, 2020 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 2020-09(S) and asked for unanimous consent.

Objection by Ms. Hughes-Skandijs for purposes of a question. Ms. Hughes-Skandijs asked Mr. Scanlan how this would compare to the $250,000 request that was not granted from the last budget process. Mr. Scanlan explained that this operation will address staffing needs that have been affected by COVID-19. He added that this operation would also allow Eaglecrest to be able to meet the staffing needs necessary to operate in a different way than they would prior to COVID-19.

Ms. Hughes-Skandijs noted that Eaglecrest shut down early at the end of the last season, and she asked how this would be different from the end of the last season. Mr. Scanlan clarified that there were many changes being rapidly made towards the end of the last season. Since that time, they have been able to learn from the industry and watch how ski areas across the world handled staying open while keeping people safe amidst COVID-19 regulations.
Ms. Hughes-Skandijs removed her objection.

Hearing no objections, Ordinance 2020-09(S) was adopted by unanimous consent.

K. Ordinance 2020-09(T) An Ordinance Appropriating $73,100 to the Manager for Eaglecrest's Fiscal Year 2021 COVID-19 Related Costs; Funding Provided by the CARES Act Special Revenue Fund.

This ordinance would appropriate $73,100 for Eaglecrest's FY21 supplemental operating costs, estimated to be spent in the following categories:

Equipment	$71,200
Propane for Outdoor Seating	$1,900
TOTAL	**$73,100**

This supplemental funding would enable Eaglecrest to operate the winter season in compliance with the National Ski Areas Association (NSAA) industry best practices developed in accordance with CDC and WHO COVID-19 health guidelines. The request for equipment would fund the purchase of tents, tables, and propane heaters for socially-distant outdoor seating, as well as two WeatherPort ski patrol shelters to ensure the safety and health of ski patrollers. This request also includes propane costs for the outdoor seating area prior to December 30.

Funding for this request would be provided by the CARES Act Special Revenue Fund.

The Assembly Finance Committee reviewed this request at its September 30, 2020 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Hughes-Skandijs to adopt Ordinance 2020-09(T) and asked for unanimous consent. *Hearing no objection, Ordinance 2020-09(T) was adopted by unanimous consent.*

L. Ordinance 2020-09(W) An Ordinance Appropriating $300,000 to the Manager as a Grant to Family Promise of Juneau to Purchase a Building to Support Vulnerable Families During the COVID-19 Pandemic; Funding Provided by the CARES Act Special Revenue Fund.

This ordinance would authorize a $300,000 grant to Family Promise of Juneau to purchase a building to support vulnerable families during the COVID-19 pandemic. Family Promise's current day center is housed at Chapel by the Lake, in conjunction with their family sheltering space. The purchase of a building would allow the organization to move their day center to an independent location to free up space for sheltering at Chapel by the Lake, while maintaining a stable facility with staff offices to continue providing social service and case management support for children and families experiencing homelessness.

Funding for this grant is provided by the CARES Act Special Revenue Fund.

The Assembly Finance Committee reviewed this request at its November 10, 2020 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Mr. Bryson for the Assembly to adopt Ordinance 2020-09(W) and asked for unanimous consent. *Hearing no objection, Ordinance 2020-09(W) was adopted by unanimous consent.*

M. Ordinance 2020-09(X) An Ordinance Appropriating $300,000 to the Manager as a Grant to the Alaska Committee to Coordinate and Support Public Accommodations During the 2021 Alaska State Legislative Session; Funding Provided by the General Fund's Fund Balance.

Given the extraordinary circumstances of the pandemic, the Alaska Committee is investigating ways to support the Alaska State Legislature during its 2021 legislative session. This grant will enable the Alaska Committee to coordinate and support all aspects of the Capital City's public accommodations required by visiting legislators and staff.

Funding for this request is provided by the General Fund's Fund Balance.

The Assembly Finance Committee reviewed this request at its November 4, 2020 meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Hale for the Assembly to adopt Ordinance 2020-09(X) and asked for unanimous consent.

Objection by Ms. Gladziszewski for purposes of a comment. Ms. Gladziszewski said that this ordinance will help provide housing for the legislators and their staff. She encouraged anyone with rental availability or AirBnB or VRBO units to please contact the Legislative Affairs office and notify them as that would help with this effort. Ms. Gladziszewski removed her objection.

Hearing no objection, Ordinance 2020-09(X) was adopted by unanimous consent.

N. Ordinance 2020-53 An Ordinance Authorizing the Manager to Accept the Reconveyance of a Fraction of U.S. Survey 381, Located at 9290 Hurlock Avenue, from Alaska Legacy Partners and Lease the Property to Tlingit Haida Regional Housing Authority for Youth Services.

This ordinance would enable the CBJ to regain title of the Hurlock property at no cost to the CBJ, and then lease the property to Tlingit Haida Regional Housing Authority for less than fair market value for youth services. Upon the CBJ receiving title to the Hurlock property three notable things occur: (1) the CBJ would retain the $35,000 down payment paid by Alaska Legacy Partners, (2) the debt owed to the CBJ by Alaska Legacy Partners would be extinguished, and (3) the senior assisted living facility condition on Ordinance 2018-42 would terminate.

The Assembly Committee of the Whole discussed this item on November 9, 2020, and recommended splitting this ordinance into two separate ordinances (Ord. 2020- 57 and 2020-58). Those ordinances were set for introduction tonight.

The City Manager recommends the Assembly permanently postpone discussion of this specific ordinance by moving to lay Ordinance 2020-53 on the table. Such action would allow the Assembly to consider Ordinances 2020- 57 and 2020-58 at a later meeting.

Public Comment

None.

Assembly Action

MOTION by Mr. Jones for the Assembly to permanently postpone Ordinance 2020-53 and asked for unanimous consent. *Hearing no objections, the motion passed by unanimous consent.*

IX. UNFINISHED BUSINESS

A. Regulation 03 CBJAC 41 Residential Onsite Wastewater Treatment and Disposal System Maintenance Program

The CBJ has regulations governing onsite wastewater treatment and disposal systems at 03 CBJAC 41. This regulation would amend who can service the systems and how much the CBJ Public Works department charges for inspections and maintenance, if any. This draft regulation was posted to receive formal public comment between the dates of October 5 to October 26, 2020. No public comments have been received. The Assembly's review is guided by CBJC 01.60.260. Notably, the Assembly cannot amend the regulations tonight. However, the Assembly may do one of the following:

1. Not take up consideration of the regulations by moving the regulations with orders of the day, which means the regulations are approved;
2. Discuss the regulations and move to adopt the regulations;
3. Discuss the regulations and direct the Manager to consider reasons to review the regulations again; or
4. Direct the Attorney to prepare an ordinance or resolution for consideration of the substance of the regulations.

The City Manager recommends the Assembly move the regulations with orders of the day.

MOTION by Mr. Jones for the Assembly to move orders of the day. *Hearing no objections, the motion passed by unanimous consent.*

X. NEW BUSINESS

None.

XI. STAFF REPORTS

A. 2020 Municipal Election Report from Municipal Clerk McEwen.

Mr. Smith asked if the Municipality of Anchorage's (MOA) facilities could be used in future elections.

Ms. McEwen said that MOA would be willing to do this again in the future, however it would be subject to their election schedule. She added that the Assembly can decide whether they would like to incur the expense of conducting an election with MOA facility equipment, or to have a regular in-person election. Ms. McEwen encouraged the Assembly to inform the Clerk's office on their decision sooner rather than later, so that they may coordinate accordingly.

XII. ASSEMBLY REPORTS

A. Mayor's Report

1. 2021 Goals with Changes Marked
2. 2021 Goals

Mayor Weldon thanked Ms. Cosgrove for her work on the goals following the retreat and presented the goals to the Assembly for adoption.

MOTION by Ms. Hale for the Assembly to adopt the 2021 Goals as they appear in the packet, and asked for unanimous consent. *Hearing no objections, the 2021 Goals were adopted.*

Mayor Weldon commended Alaska Municipal League for hosting a virtual conference, she said that there were good sessions and good discussions.

Mayor Weldon also acknowledged the passing of former Juneau Superior Court Judge Rod Pegues, and expressed her condolences to his family.

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

Committee of the Whole Chair Jones reported that the COW last met on November 9, several of the items on that meeting's agenda were passed tonight. The next scheduled COW meeting will be held on November 30, where the committee will meet with BRH and JSD. There will be another joint meeting on December 7, the COW will meet with the PC to take testimony on the Hurlock property.

Assembly Finance Committee Chair Triem reported the AFC last met on November 4 to prepare for the Assembly retreat. She shared that they received a sobering overview of FY20, FY21, FY22, and FY23 budgets. The AFC met again after the retreat on November 10 to discuss CARES Act funding.

Lands and Resources Committee Chair Gladziszewski reported that the Lands Committee will meet next week to discuss scope.

Juneau School Board Liaison Gladziszewski shared that the proposed JSD in-person learning start date has been pushed back to January in response to the Governor's Emergency Declaration. The JSD also created a Finance Committee.

Public Works and Facilities Committee Chair Hale reported that the PWFC met on November 9, most of what they discussed was included in tonight's agenda. They received an update from Mr. Epstein on crosswalk parameters near the Whale statue on Glacier Highway. They postponed discussion of Wastewater COVID testing to the December 7 meeting. She shared that the PWFC will be matching their 2021 goals with the 2021 Assembly Goals.

Human Resources Committee Chair Bryson shared the following recommended appointments to committees, which were approved by the Assembly by unanimous consent:

<u>Building Code Advisory Committee</u>: Alan Wilson and Armando Deguzman were appointed to terms beginning December 1, 2020 and ending November 30, 2023.

<u>Building Code Board of Appeals</u>: Bradley Austin and Jeff Wilson were appointed to terms beginning immediately, and ending August 31, 2021. Darrell Weatherall was appointed to a term beginning immediately and ending August 31, 2023.

<u>Douglas Advisory Board</u>: Joyce Vick was reappointed to a term beginning immediately and ending September 30, 2023. Summer Christiansen was appointed to a term beginning immediately and ending September 30, 2021.

<u>Historic Resource Advisory Committee</u>: Shauna McMahon was reappointed to a term beginning immediately and ending June 30, 2023. Sarah Hieb and Olivia Lihou were appointed to terms beginning immediately and ending June 30, 2023.

<u>Juneau Economic Development Council</u>: Raymond Paddock and Marc Guevarra were appointed to at-large seats with their terms beginning immediately and ending October 31, 2023. Jill Weitz was appointed to the non-profit environmental seat beginning immediately and ending October 31, 2023.

<u>Local Emergency Planning Commission</u>: Britta Tonnessen was appointed to the Red Cross primary seat, and Carolyn Garcia to the Red Cross secondary seat for terms beginning immediately and ending December 31, 2022.

<u>Sister Cities Committee</u>: Kelsey Aho was appointed to a term beginning December 31, 2020 and ending on January 1, 2024. Dashiell Hillgartner and Matthew Maixner were appointed to terms beginning immediately and ending January 1, 2023.

<u>Youth Advisory Board:</u> Josh Anderson was appointed to the Parks and Recreation Advisory Committee Representative seat on the YAB.

Ms. Woll provided a liaison report for the Downtown Business Association (DBA), and shared that the DBA has been working on initiatives to encourage shopping downtown for the holidays. They are working with the JACC on expanding Gallery Walk from one evening to a full month long. Ms. Woll also met with the Travel Juneau Board, and reported that they are on schedule for the Juneau CARES campaign to market Juneau as a safe city.

Mr. Smith reported that the LEPC and JCC have not had any meetings since the last Assembly meeting. He went to his first meeting as a liaison to the Airport Board. The Airport Board discussed numbers, which are currently down to a level they have not been at since the 1980s, and welcomed their new Airport Deputy Manager Scott Rinkenberger and Architect Mike Greene.

Mr. Smith acknowledged the losses of David Katzeek and Jay Kerttula from our community. He wished everyone to have a happy Thanksgiving, and to celebrate safely and responsibly.

Ms. Hughes-Skandijs shared that JCOS met on November 4, and had a work session on November 20 to discuss solid waste. The UAS Campus Council met on December 2, and Ms. Hughes-Skandijs congratulated new Chancellor Dr. Karen Carey. She also noted that at the Docks & Harbors Board meeting, they were provided with an update on Juneau Hydropower, and small cruise ship plans.

Mr. Bryson shared that PRAC forwarded the nomination of Josh Anderson to serve as their representative on the YAB. Eaglecrest reported that sales are up, and they have all their mitigation plans in place. The Homelessness Ad Hoc committee held three meetings, and completed their recommendations last night. The next scheduled HRC meeting will be held on December 14, and the Full Assembly will meet with the HRC on December 15 and December 17 to conduct interviews for the Planning Commission and Hospital Board.

Ms. Hale shared that Bartlett Regional Hospital (BRH) Board last met on October 27, and will be meeting again tomorrow. BRH is preparing for a visit from ROCHE around December 7. She reported that none of the three vaccines in consideration have had trials with children yet. Ms. Hale said that she is still coming up to speed on Systemic Racism Review Committee and the HRC looked at some of that tonight. She was reelected to the Alaska Municipal League (AML) Board in a new City/Borough seat. She attended a Juneau Commission on Housing and Homelessness meeting, and shared that everyone is working in tandem trying to find solutions to help homeless youth.

Ms. Triem shared that the Aquatics Board approved fee schedule at the last meeting, and will start on their budget process tomorrow. She said that a Glacier Swim Club (GSC) Board member had to leave the board, and they have a representative to put before the HRC for consideration. Ms. Triem also shared that her Dad's 80th Birthday is on Friday, and he will say that 80 is the new 40. She asked everyone to safely celebrate Thanksgiving this year.

Ms. Gladziszewski acknowledged the passing of Senator Jay Kerttula and appreciated his service. She wished everyone to have a happy Thanksgiving and encouraged everyone to celebrate safely.

Mr. Jones shared that the Planning Commission met on November 10, which was the same night as Assembly. The next scheduled PC meeting is on November 17. He said the Auke Bay Area Zoning meeting was cancelled due to technical difficulties. They are scheduled to meet December 8 and December 22. He attended AML meetings all week, and attended an ESTF meeting on Thursday.

Mr. Jones said Ms. McEwen gave a good report on the election, and he believes that they need some more financial information on what a Municipal Election might look like if Juneau were to hold its own By Mail election. He thinks the Assembly would need to decide how it wants to conduct its election next year by March 2021.

He also shared that the Planning Commission will be submitting a letter to the Assembly about how the Area Plans fit into the CIP planning. Mr. Jones suggested updating the Economic Plan, since our economy is going to be very different than what was originally anticipated.

C. Presiding Officer Reports

1. Wille v. Planning Commission

This appeal relates to a Planning Commission decision granting a conditional use permit for transitional housing at 6205 Alaway Avenue (Lemon Creek/Midtown) for the Central Council of the Tlingit and Haida Indian Tribes of Alaska. The Assembly accepted this appeal and appointed Mr. Bryson as the Presiding Officer. The parties met for a prehearing conference. **The hearing date is currently set for 5:30 p.m. via Zoom on March 8, 2021.**

Presiding Officer Bryson reported that another resident of the neighborhood has joined as an intervener in this appeal.

2. Sealaska Heritage Institute v. Planning Commission

On May 13, 2020, the CBJ Planning Commission granted a conditional use permit to the Sealaska Heritage Institute (SHI) for an arts campus building and plaza. SHI timely filed an appeal of that Planning Commission decision. On June 8, 2020, the Assembly accepted the appeal and assigned it to a hearing officer. Just after that Assembly meeting, SHI and the Planning Commission filed a joint request that the Assembly stay the appeal by not taking any action though December 15, 2020, to see if there was any chance for SHI to resolve this without an appeal. After consultation with the City Attorney, the Mayor granted that request.

The parties appear to have made progress and are requesting the Assembly stay the appeal for another four months for SHI to gather more information and publicly present something to the Planning Commission.

The City Attorney recommends the Assembly grant this second continuance.

MOTION by Mr. Jones that the Assembly grant the second continuance in the Sealaska vs. PC appeal. *Hearing no objection, the motion passed by unanimous consent.*

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

None.

XIV. EXECUTIVE SESSION

XV. SUPPLEMENTAL MATERIALS

Ordinance 2020-47 An Ordinance Regarding Disclosure of Real Estate Values in Transactions.

Mayor Weldon noted that Mr. Jones had given notice of reconsideration at the last meeting on Ordinance 2020-47 and she asked Mr. Jones what his intent was with respect to this matter.

Mr. Jones stated that he just gave notice of reconsideration at the last meeting and he did not intend to bring it back to be taken up for reconsideration at this meeting.

Mayor Weldon asked if any other members of the Assembly wished to move for reconsideration of this Ordinance.

MOTION by Ms. Hale for the Assembly to reconsider Ordinance 2020-47.

Ms. Hale spoke to her request to reconsider. She said the Assembly heard from members of the public that they were caught off guard about this decision. She said that the City Manager had recommended that they might want to refer the ordinance back to the Assembly Finance Committee for additional review and the Assembly voted against that recommendation at that time. She said that if the Assembly tonight agrees with reconsideration, she would also follow that with a motion to refer it back to the Committee of the Whole for further discussion.

Ms. Gladziszewski asked for a point of order to confirm that another member can request reconsideration. Mr. Palmer clarified that when one person provides notice of reconsideration, it preserves the rights for everybody and any Assemblymember can move for reconsideration regardless of which side they initially voted on according to the Assembly's Rules of Procedure.

Mr. Bryson said he would be in agreement with Ms. Hale's motion and he would like to see this brought back to the AFC for further discussion.

Ms. Gladziszewski spoke against the motion, saying that they have talked about this ordinance for a long time, they have held several meetings on this and AML has been in support of this for years. She said that while they have heard many comments from the public on this, many of those did not have the same information that the Assembly had when it was considering the ordinance and she spoke against the motion to reconsider.

Ms. Hughes-Skandijs spoke against the motion. She said that she understands that often with the work of the Assembly moving so quickly that the public may feel that they did not have sufficient time to comment and provide input on legislation but she noted that this ordinance had received robust discussion, similar to many other ordinances, at the committee level prior to the vote at the previous Assembly meeting. She said that she did not feel the need to reconsider the previous motion on this ordinance.

Mayor Weldon said that these are unusual circumstances and it seems that many members of the public seemed to have been caught off guard for whatever reason. She spoke in support of the motion and acknowledged the concerns expressed by the public mentioned by Ms. Hale.

Mr. Bryson asked for clarification on the motion. Ms. Hale restated her motion as follows:

MOTION by Ms. Hale for the Assembly to reconsider the action taken on Ordinance 2020-47 at the October 26 Assembly meeting.

Roll Call Vote on Reconsidering Action Taken on Ordinance 2020-47
Ayes: Bryson, Hale, Smith, Mayor Weldon.
Nays: Woll, Gladziszewski, Hughes-Skandijs, Jones, Triem.
Motion failed. Four (4) Ayes, Five (5) Nays.

XVI. GOOD OF THE ORDER

Mayor Weldon acknowledged the passing of Senator Kerttula and Judge Pegues. She wished everyone Happy Thanksgiving, and encouraged everyone to celebrate safely.

XVII. ADJOURNMENT

There being no further business to be brought to the Assembly, the meeting was adjourned at 9:50 p.m.

Signed: ______________________________
Elizabeth J. McEwen, Municipal Clerk

Signed: ______________________________
Beth A. Weldon, Mayor