

THE CITY AND BOROUGH OF JUNEAU, ALASKA
REGULAR ASSEMBLY MEETING
Meeting Minutes – June 29, 2020

Meeting No. 2020-34: The Regular Assembly Meeting of the City and Borough of Juneau Assembly was held virtually through Zoom, and called into 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, Robert Edwardson, Carole Triem, Alicia Hughes-Skandijs, Greg Smith, and Mayor Beth Weldon.

Assemblymembers Absent: None.

Staff Present: City Manager Rorie Watt, City Attorney Robert Palmer, Emergency Operations Committee PSC Robert Barr, Public Works Director Katie Koester, Municipal Clerk Beth McEwen, and Deputy Clerk Di Cathcart.

Economic Stabilization Task Force Members present: Co-Chairs Max Mertz and Linda Thomas, Bruce Botelho, and Amy Skilbred.

III. SPECIAL ORDER OF BUSINESS

A. COVID-19 Update

Robert Barr provided a COVID-19 EOC update for the Assembly reporting that there were currently four active cases of COVID-19 in Juneau. He added that Alaska Airlines and Delta Airlines have both been handing out travel declarations at the end of their flights. He also mentioned that the number of travelers (both interstate and intrastate) have been increasing at the airport, but those numbers are beginning to slow down.

Ms. Gladziszewski asked Mr. Barr to clarify the amount of people that arrive at the airport with a test, those who undergo testing at the airport, and those who return to the airport to retest. Mr. Barr answered that while he didn't currently have those numbers, he would provide those to the Assemblymembers once he receives them.

Ms. Hughes-Skandijs asked about the average test turnaround time. Mr. Barr said that the commercial labs have about a 48 hour turnaround time, and the State labs return results in roughly 2-4 days.

Mr. Edwardson asked about the increasing traveler numbers at the airport. Mr. Barr referred to the CBJ COVID-19 dashboard, sharing that the amount of interstate travelers and intrastate travelers have both been in the 150-200 range each.

The Economic Stabilization Task Force (ESTF) provided a COVID-19 report to the Assembly. Co-Chair Linda Thomas shared the ESTF recommendation regarding the non-profit grant program proposals. The ESTF approved a proposal last Thursday working with Juneau Community Foundation CEO Amy Skilbred, and recommended that the Assembly consider drafting an ordinance for public hearing. Ms. Thomas explained that there were two parts to the proposal. The first being a Grant Stabilization Program of up to \$3.2 million. She said that this would be a holistic programs for all nonprofits impacted by COVID-19 in which businesses would be eligible to receive funds from the CARES Act Funding. The plan would be to have it administered by Juneau Community Foundation due to their past experience administering grants. She said there would be an additional amount of \$200,000 for food and security programs that would be prioritized by grant administrator. Ms. Thomas clarified that the grant will be focused on Juneau-based nonprofits and that faith-based nonprofits would be eligible, as long as they provide services that can be used by the general public without the basis of religion.

Ms. Thomas said that the second grant is more focused towards social service organizations within the community. They recommended hiring a granting agency group to look at proposals and decide which grants would serve the highest and best needs for our community. The ESTF recommended the Assembly consider setting aside up to \$3 million for that program.

Ms. Gladziszewski said she would like to see the broad pie before considering allocations to specific amounts as she needed to understand where those fit in the big picture.

Mr. Edwardson asked Ms. Thomas to clarify if the amounts they plan to distribute to non-profits are related to the sizes of the revenues of the recipient businesses. Ms. Thomas confirmed that the grant is structured such that smaller non-profits could receive up to \$10,000 if they have up to \$50,000 revenue annually and they can show the need. Conversely, larger nonprofits with annual revenues at \$1million or more could receive up to \$99,000.

ESTF Co-Chair Mr. Mertz mentioned another proposal that the task force is recommending and that is a grant program for artists as there are several artists who are out of work with significant impacts due to COVID-19. In 1983, the Juneau Arts and Humanities Council (JAHC) was named as CBJ's arts entity. JAHC Executive Director Nancy DeCherney and JAHC worked with ESTF on drafting this proposal. JAHC would administer a grant Request For Proposals (RFP) program similar to one that has already been in place. The ESTF recommendation was for \$500,000 to be administered by JAHC under similar process currently in place for CBJ.

Mr. Edwardson said that he likes this idea and that JAHC would be working with local heritage organizations like Sealaska Heritage and Tlinglit & Haida Central Council.

Mayor Weldon mentioned that the memo recommended \$250,000-\$500,000 for this project, and now the ESTF recommendation is for \$500,000. Mr. Mertz said that was a range the task force initially discussed, and the final vote of the ESTF was to recommend the \$500,000 amount.

The ESTF provided recommendations regarding the infrastructure proposal that Mr. Mertz and former Mayor Botelho addressed earlier. Mr. Botelho said that it is a strong consensus among economists that infrastructure investment during this pandemic are done and that is the best time to take the opportunity to make the investment in the community. It engages the workforce and labor is most available; there is a legacy aspect of it – at the end of the day there are civic projects which are completed that will last for a generation or more. The Assembly discussed the proposal and the potential benefit it could have on job growth and restoring the economy.

B. Special Recognition: Denise Guizio

Katie Koester recognized Denise Guizio for her hard work over the past three years in procuring more than \$14 million in grant funding to support transit related projects.

C. Census Update

Mr. Watt reminded everyone to fill out the census if they have not already. He reported that 63.3% of Juneau’s population had already participated.

D. Special Recognition: CBJ’s 50th Anniversary

Mayor Weldon commemorated the 50th anniversary of the unification of the City and Borough of Juneau on July 1 with the following statement:

“Fifty years ago today, three municipal government entities – the City of Douglas, the City of Juneau, and the Greater Juneau Borough – were unified into the City and Borough of Juneau. CBJ thanks and honors the A’akw Kwáan and Taku people whose ancestral lands we inhabit and all the predecessors in whose footsteps we follow. Let’s take a moment during these unprecedented times to pause and honor those who came before us, while at the same time look forward to the future and growing stronger through adversity. During this worldwide pandemic, we have drawn strength from one other, innovated new ways to work together as a community, and pushed the envelope to embrace change. In times like this, we are reminded that in unity we are stronger together. Let us celebrate the unification of our community, celebrate being one people, one community, and care and value each other.” Mayor Weldon shared the following fun historical facts: The City of Juneau first met as a Council on June 30, 1900. Although Douglas first appeared in 1890, it didn’t incorporate until 1902. The Greater Juneau Borough had its first meeting on December 4, 1963.

IV. APPROVAL OF MINUTES

A. March 31, 2020 Special Assembly Meeting #2020-13 DRAFT Minutes

B. May 18, 2020 Regular Assembly Meeting #2020-27 DRAFT Minutes

MOTION by Ms. Hale to approve the minutes of the March 31 Special Assembly meeting and the May 18 Regular Assembly Meeting and asked for unanimous consent. *Hearing no objection, the minutes were approved by unanimous consent.*

V. MANAGER'S REQUEST FOR AGENDA CHANGES

None.

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Elaine Schroeder, a downtown resident urged the Assembly to pass an ordinance that requires people to wear face masks in all public settings. She encouraged Juneau to take a science and data-based response to the pandemic.

Lisa Greenough, an Auke Bay resident, spoke about the ordinance regarding the extension of the overlay districts of the land use code. She opposes this ordinance, particularly given the fact that our community is overwhelmed with dealing with correctly allocating the CARES Act funding and the complexities of the pandemic.

Terri Lauterbach, a downtown resident, asked the Assembly what the plans were for the Augustus Brown Swimming Pool. She understands that they are currently fixing what needs fixing right now and asked if it will be available after that. She said the valley pool does not provide enough types of water and having another pool open will allow for more spacing due to COVID. Mayor Weldon suggested she send an email to the Assembly.

VII. CONSENT AGENDA

A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction. *None.*

B. Assembly Requests for Consent Agenda Changes

Mr. Jones asked to amend the Consent Agenda Manager's Recommendations for Items D and F, for the recommendations to insert the word "Regular" so that it reads: "The City Manager recommends the Assembly introduce this ordinance and set it for public hearing at the next **regular** Assembly meeting." because it was not otherwise specified which next Assembly meeting they would be set for public hearing. *Hearing no objection, the amendment was approved by unanimous consent.*

C. Assembly Action

MOTION by Ms. Gladziszewski to adopt the Consent Agenda as amended by Mr. Jones.

Objection by Mr. Edwardson for purposes of a question. He asked if the consent agenda is adopted, would this go through as the recommendations are written on the individual items. Mr. Palmer clarified that if the motion by Ms. Gladziszewski passed, the Consent Agenda as written, with the slight modification from Mr. Jones' motion would stand.

Mr. Edwardson said he objected to the Manager's recommendation on Item A-Ordinance 2020-32 ***An Ordinance Establishing a Systemic Racism Review Committee***. He said that he doesn't object to this going to the Committee of the Whole as he feels it would eventually end up there.

He said that not only on this ordinance but that on all other ordinances, the order in which they hear things is important. He would like to see the Assembly set this ordinance for Public Comment on the next Assembly meeting and to receive the public comment before the Assembly starts to work on the ordinance in committee and not after. He said that in the life of any legislation or policy that they are going to do, especially, if it is going to be something brand new, how it is framed and anchored is very important and this should be framed by public comment before the Assembly starts deciding on how it may want to amend or change it. His request is that instead of it being referred to the Committee of the Whole now, it be referred to public testimony at the next Assembly meeting and then referred to the Committee of the Whole.

Additional discussion took place by members on the timing and process.

AMENDMENT by Mr. Edwardson to amend the Consent Agenda item C.1(a) for the recommendation to read that the Assembly accept for introduction Ordinance 2020-32 and schedule it for public hearing at the next Regular Assembly meeting.

Mr. Palmer provided clarification that the Charter allows any Assemblymember to present an ordinance to the Assembly and that is what has happened so far with the drafting of Ordinance 2020-32. Now it is up to the Assembly to decide what to do next. He said that the action proposed by Mr. Edwardson's motion would be to introduce the ordinance at this meeting, set it for public hearing at the next Regular Assembly meeting which would be on July 13, and then it would be up to the Assembly to decide what to do with it at that July 13 meeting. Mr. Edwardson confirmed that was the action his motion was attempting to make.

Ms. Triem asked what the Assembly's options would be on July 13 if this motion were to pass. Mr. Palmer said the Assembly would have full discretion on the action it might want to take. It could adopt the ordinance, it could refer it to committee, it could keep it in the Assembly for additional time and future action.

Ms. Gladziszewski said that legislation, especially those with major changes, go through committee process before they are forwarded to the Assembly so that when it goes to the Assembly with an opportunity for public comment, it is closer to what the intent of the Assembly might be with any amendments having been discussed or acted upon at committee and to take testimony at the committee. She said she thinks this needs more work and objected to Mr. Edwardson's motion.

Mr. Edwardson expressed his concerns that the public they would like to hear from don't generally understand the committee process or the public testimony process.

Mayor Weldon thanked Mr. Edwardson for bringing this ordinance forward and said that she does think it needs more work and that it will likely end up in committee eventually before passage but she will leave it up to the Assembly to decide upon the amendment and she called for a roll call vote on the amendment.

Roll Call Vote on Amendment #1 to introduce Ordinance 2020-32 and set it for public hearing at the next Regular Assembly meeting.

Ayes: Edwardson, Bryson, Hughes-Skandijs, Smith

Nays: Hale, Jones, Triem, Gladziszewski, Mayor Weldon

Motion failed. Four (4) Ayes, Five (5) Nays.

Hearing no further objection, the Consent Agenda was approved as originally amended by Mr. Jones' motion under Assembly requests for Consent Agenda changes.

1. Ordinances for Introduction

a. Ordinance 2020-32 An Ordinance Establishing a Systemic Racism Review Committee.

At the request of Assemblymember Edwardson, this ordinance would create a 7-member committee to advise the Assembly if proposed legislation likely includes a systemic racism policy and options to cure such legislation. The Systemic Racism Review Committee would review ordinances between introduction and public hearing and review resolutions before public hearing. As presented, the Assembly would not be able to act on legislation until the Committee completed its review and transmitted it to the Assembly.

As this ordinance would represent a major process change, the City Manager recommends the Assembly refer this ordinance to the Committee of the Whole prior to introduction.

b. Ordinance 2020-28 An Ordinance Amending the Land Use Code to Extend the Sunset Dates for the Alternative Development Overlay Districts.

The purpose of the alternative development overlay district is to provide adequate minimum standards and procedures for the construction of new residential buildings and the expansion, restoration, or repair of existing residential buildings, while providing time to implement new zoning regulations. This extension provides adequate time for the review and adoption of new zoning for the downtown neighborhoods due to the unforeseen impacts of the novel Coronavirus (COVID-19).

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

c. Ordinance 2020-33 An Ordinance Amending Emergency Appropriation Resolution 2889(am) Related to the COVID-19 Emergency Rental Assistance Program.

This ordinance would change two components of the COVID-19 Rental Assistance Program:

1. It amends the funding source from the Affordable Housing Fund to the CARES Act Special Revenue Fund; and
2. It extends the program from June 30 to December 31.

This ordinance also clarifies that, upon direction from the Assembly, the Manager may change the intent language provided in Exhibit A to Resolution 2889.

On June 22, 2020, the Assembly Committee of the Whole discussed this topic.

The City Manager recommends the Assembly introduce this ordinance and schedule it for public hearing at a Special Assembly meeting on July 8, 2020.

- d. Ordinance 2019-06(AF) An Ordinance Appropriating to the Manager the Sum of \$90,000 as Partial Funding for the Statter Improvement- Phase III Capital Improvement Project and the Harris Harbor Pump Out Capital Improvement Project; Funding Provided by the ADF&G Harris and Statter Harbors Boat Sewage Pump-Out Facility Improvements Grant and the Harbor Fund's Fund Balance.**

The Alaska Department of Fish & Game has awarded a \$75,000 Clean Vessel Act Grant to CBJ to construct, manage, and maintain sewage pump out stations in Harris and Statter Harbors. These improvements will better serve recreational boaters and other public users.

The Clean Vessel Act Grant requires 25% local match. The Statter Harbor project already has sufficient funding for the required local match. This ordinance appropriates the required local match of \$15,000 for the Harris Harbor project from Harbor Fund balance.

This ordinance appropriates \$90,000, for the following purposes:

Harris Harbor Pump	
Out CIP (H51-126)	\$45,000
Statter Improvement – Phase III	
CIP (H51-108)	<u>\$30,000</u>
Total Grant Funding	\$75,000

Required Match for Harris	
Harbor Pump Out CIP (H51-126)	<u>\$15,000</u>
Total Appropriation Amount	\$90,000

At its June 17, 2020 meeting, the Docks & Harbors Operations Committee recommended approval of this action. This ordinance was also reviewed by the Public Works & Facilities Committee on June 22, 2020.

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

- e. Ordinance 2020-09(A) An Ordinance Appropriating to the Manager the Sum of \$50,000 as Funding for the Municipal Arts and Culture Matching Grant Program; Grant Funding Provided by the Rasmuson Foundation.**

The Rasmuson Foundation is matching a municipality's allocation of CARES Act funds to arts and culture organizations through the Municipal Arts and Culture Matching Grant Program. This

program is designed to fund arts and culture organizations whose local revenue sources are disrupted by the COVID-19 pandemic. The Rasmuson Foundation will match municipal grants 1:1 up to \$20,000. The Foundation's match limit is \$50,000 per municipality. This program will be managed in coordination with the existing Business Sustainability Grant program.

This ordinance was reviewed by the Assembly Finance Committee on June 17, 2020.

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

f. Ordinance 2020-09(B) An Ordinance Appropriating to the Manager the Sum of \$233,960 as Funding for the Juneau Electric Public Transit Bus and Associated Charging Infrastructure Purchase; Grant Funding Provided by Alaska Energy Authority.

This ordinance would appropriate \$233,960 for the purchase of Juneau's first electric bus and associated charging infrastructure for Capital Transit. The electric bus purchase will replace the anticipated purchase of a diesel bus. The grant funding, provided by Alaska Energy Authority, will reimburse the CBJ its local match portion, up to 20%, of the total cost of the electric bus and associated charging infrastructure. The remaining funding for the electric bus and charging infrastructure is supplied by previously appropriated grant funding from the Alaska Department of Transportation and Public Facilities. The bus is scheduled for delivery in October, 2020.

The Public Works and Facilities Committee reviewed this request at its June 22, 2020 meeting and recommended forwarding it to the Assembly for approval.

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

VIII. PUBLIC HEARING

A. Emergency Ordinance 2020-31 An Emergency Ordinance Mandating Use of a Face Covering During the Fireworks Show Starting on July 3, 2020.

This ordinance would authorize the fireworks show and would require people to wear a face covering when they are outside in a publicly accessible location watching the fireworks show in Gastineau Channel that starts on July 3. People that stay in a car are not required to wear a face covering. This ordinance provides face covering exemptions for children under two and people with disabilities. A person who violates this ordinance would be subject to a \$25 civil fine.

On June 22, 2020, the Assembly Committee of the Whole discussed the upcoming fireworks show. The Committee voted to allow the July 3 fireworks show upon passage of a face covering requirement for the people watching. If this ordinance is not adopted, then the July 3 fireworks show would not occur.

The Committee of the Whole recommends the Assembly adopt this ordinance, which would require an affirmative vote of six Assemblymembers.

Public Comment

Max Rosen, a downtown resident, Mr. Rosen shared his support of mask mandates, and believes that they are hard to enforce during a crowded event. He said that hosting an event that invites people to attend, regardless of how many of them will be wearing masks, could cause a public health crisis. He said that he does not think the CBJ should be hosting an event that would endanger public health.

Ray Lewshaw, Mendenhall Valley resident, said that he does not support a mandatory face mask mandate. He added that he disagrees with a mask mandate due to his own personal stance, as well as the civil liberties of others.

Dixie Alms, a Mendenhall Valley resident said she is in favor of not having a fireworks show, saying that she does not think Juneau is ready to have a massive gathering to watch the fireworks.

Terri Lauterbach, a downtown resident, said that she does not think Juneau is prepared for a crowded gathering, and she does not think JPD is ready to enforce a mask mandate at such a large event.

Grace Lee, a downtown resident, asked the Assembly to pass the mask ordinance. She said that wearing her mask protects everyone around her, and we all have to do our part to protect each other.

Lisa Greenough, an Auke Bay resident, said that she supports the mask mandate as well as the City hosting the fireworks show.

Bruce Simonson, a downtown resident, urged the Assembly to not allow the fireworks show to happen. He added that if the CBJ allows the fireworks show, there could be several new cases that arise due to community spread. He said that doing so would be ill-advised and irresponsible, and he encouraged the Assembly to not allow the fireworks this year.

Assembly Action

MOTION by Mr. Smith to adopt Emergency Ordinance 2020-31 and recommended a no-vote.

Objection by Mr. Bryson, and in speaking to his objection, he said that he believes Bartlett Regional Hospital is in favor of having fireworks due to their sponsorship of a fireworks broadcast. He added that fireworks were being shot off in the valley as they were conducting this meeting. He said that if the Assembly does not vote to give the citizens what they are asking for,

then the use of personally owned fireworks will be at an all-time high throughout the weekend. Mr. Bryson believes that if the City were to host the fireworks show, it would allow them the opportunity to control the setting and control the area. He said that if the Assembly doesn't allow the fireworks show, then the City will have a firework problem for the rest of the year, as a large majority of residents want fireworks this year.

Mr. Jones said that he disagreed with Mr. Bryson. He does not believe that a large majority of residents want fireworks, given that the public testimony featured many residents who were against having fireworks this year. He added that personal use fireworks have always gone off, even with the City hosted fireworks show in previous years. Mr. Jones also referenced the recent sale of fireworks, saying that the use of personal fireworks is going to go up, irrespective of whether or not the City hosts an official fireworks show. He does not think Juneau is ready to be opened up, and it will not decrease the amount of personal use fireworks.

Ms. Hale spoke in favor of this ordinance, and said that she is incredibly concerned about the health and safety of the members of the community. She mentioned that at the recent Black Lives Matter march, she only saw three people who were not wearing masks. She believes if the City urges the community to wear masks, then they should be able to hold the fireworks show.

Mr. Edwardson spoke in favor of this ordinance, and said that he disagreed with Mr. Bryson. As a valley resident, Mr. Edwardson said he has noticed a decline in personal use fireworks. He mentioned that those who have been selling the fireworks have been asking their customers to shoot the fireworks out the road, away from residential areas. He also referenced the recent Black Lives Matter march and how many of those participants were wearing masks; adding that the march is one of the things that makes him proud to live in Juneau. He believes that masks should be required for the fireworks show, so that people will comply with wearing masks. He said that Juneau has anecdotal evidence proving that as long as people are socially distanced and wearing masks, large gatherings can continue to happen safely.

Ms. Hughes-Skandijs spoke against the ordinance, saying that she loves the firework celebration and understand that people really want it to happen. In this time, she has been relying on scientific data to make her decisions. By hosting the fireworks, Ms. Hughes-Skandijs said that the City would be inviting people to participate in a large gathering, which is not supported by science. She added that those who stood in line to purchase fireworks would still be inclined to shoot those fireworks regardless of whether the City hosts a fireworks show or not.

Ms. Gladziszewski said she was concerned about the potential increase in cases that could result from the City hosting a fireworks show, and for that reason she is voting against this ordinance.

Mr. Smith said that he has a lot of faith in the community to do the right thing, however he is also concerned with public health safety and he would be voting against this ordinance.

Mayor Weldon spoke in favor of the ordinance. She said that the fireworks are different than the 4th of July parade, because citizens have more space to safely socially distance from each other while still being able to see the fireworks.

Roll Call Vote on Emergency Ordinance 2020-31:

Ayes: Hale, Edwardson, Bryson, Weldon.

Nays: Smith, Triem, Jones, Hughes-Skandijs, Gladziszewski.

Motion failed. Four (4) Ayes, Five (5) Nays.

The Assembly took a brief recess. Upon coming back from recess, Municipal Clerk McEwen explained that she had disabled chat feature in the Zoom webinar forum in compliance with the Open Meetings Act and the Assembly Rules of Procedure. She explained the various ways that members of the public can participate in the meeting as well as how they can submit public comment through a variety of channels. The Zoom chat feature was disabled as those members of the public watching on Facebook live or listening in via phone cannot see what is being written in the chat box.

B. Ordinance 2020-24(b) An Ordinance Amending the Elections Code Relating to Vote by Mail for City and Borough of Juneau Municipal Elections.

At the regular Assembly meeting on May 18, 2020, the Assembly authorized the October 2020 municipal election to be by mail. This ordinance would update the CBJ code to clarify terms, dates, and standards, so a vote by mail municipal election can be conducted fairly and efficiently. The changes proposed in this ordinance would apply to the municipal election on October 6, 2020.

The Human Resources Committee reviewed this topic on May 18, 2020. The Committee of the Whole reviewed this topic on June 22, 2020.

Version (b) of this ordinance corrects minor formatting and typographical errors.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Ray Russo said that unless they have a way to verify that only one ballot is mailed to one person, then he would say that ID required at the local post office or libraries as they have done in the past, then mail-in ballots are not valid. He said that the old system works well.

Assembly Action

MOTION by Ms. Hughes-Skandijs for the Assembly to adopt Ordinance 2020-24(b) An Ordinance Amending the Elections Code Relating to Vote By Mail and asked for unanimous consent.

Objection by Mr. Smith for purposes of a comment, saying that he would like to explore the feasibility and cost to do prepaid postage for this election. Mr. Watt said that we are up against printing deadlines and that he believes that Mr. Smith's intent is to remove as many barriers as possible. He said that the Clerk is up against some significant deadlines with envelope printing and suggested that rather than amending the ordinance with language that may or may not be possible, to direct the Manager to do what can be done to remove as many barriers as possible.

Mr. Smith said that was his intent and asked if it could be looked at to see if it could be done and at what cost. Ms. Hale said she supports what Mr. Smith is asking but they also discussed the workload at the Clerk's Office and the Manager's Office at the HRC and she would support Mr. Smith's request if it does not become an undue burden on their staff.

Mayor Weldon asked the Clerk to remind everyone about all the different methods they would have in which to cast their ballot in a by mail election.

Municipal Clerk Beth McEwen explained that while this is framed as a "Vote By Mail" election, there will be vote centers for people who wish to vote in person, there will be drop boxes available for people who like to drop them in secured drop boxes. Ms. McEwen, responding to Mr. Russo's concerns, stated that each voter is assigned a unique voter ID number and only that voter can vote that ballot. When the ballot is returned by the voter, the ballot envelope is scanned through a bar code system so there is only one ballot that will ever be counted per voter. Ms. McEwen went on to say that the final ballot envelopes were in the process of going to print and were scheduled for printing within the next day or two. Mr. Smith said he was aware of tight timelines but hadn't realized the ballot envelopes were going to print so soon. He withdrew his objection.

Ms. Triem and Ms. Gladziszewski asked about the timelines related to the election including voter registration deadlines. Ms. McEwen noted that the deadline to register to vote in the October 6, 2020 Regular Municipal Election is September 6. She also noted that the Clerk's office will be sending out a postcard mailer to every registered Juneau voter in July to encourage them to update their ballot mailing address in advance for the three upcoming elections (August State Primary, October CBJ Regular Election, and November State General).

Ms. McEwen also explained that with a By Mail Election, the ballots would be mailed out one week earlier than they are usually made available so voters can return them using any of the above mentioned methods between September 15 and Election Day, October 6 at 8p.m.

Mayor Weldon asked if there was a way to assist someone who was incapable of getting their ballot submitted to any of the drop-off locations. Ms. McEwen confirmed that there is special needs/personal representative voting process that allows for house calls to voters and COVID-19 protocols would be in place for any staff members providing that assistance.

Hearing no objection, the motion passed by unanimous consent.

C. Emergency Ordinance 2020-30: An Emergency Ordinance Amending the Elections Code Relating to Candidate Nomination and Write-in for the Vote by Mail October 6, 2020, City and Borough of Juneau Municipal Election.

At the regular Assembly meeting on May 18, 2020, the Assembly authorized the October 6, 2020, election to be conducted by mail due to COVID-19 issues.

Ordinance 2020-24 updates the CBJ election code so a vote by mail election can be conducted fairly and efficiently. Due to the Charter required 30 day delay before ordinances become effective, this emergency ordinance is necessary to clarify certain candidate deadlines for this year's municipal election:

1. Candidate nominating petitions for Assembly and School Board positions are due between July 17 and July 27.
2. Any candidate nominated may withdraw their nomination by July 31.
3. Write-in candidates must file a letter of intent before September 29. The Committee of the Whole reviewed this topic on June 22, 2020.

The City Manager recommends the Assembly adopt this emergency ordinance, which would require an affirmative vote of six Assemblymembers.

Public Comment

None.

Assembly Action

MOTION by Mr. Bryson for the Assembly to adopt Emergency Ordinance 2020-30, and asked for unanimous consent.

Objection by Mr. Jones for the purposes of a question. He asked why the City would allow for a write-in candidate to file a letter of intent by September 29, if voting begins on September 15.

Ms. McEwen answered that this language is patterned off of our current ordinance language. She said the reasoning for this provision is to allow a mechanism by which a write-in candidate could file a late letter of intent within those timeframes in case a candidate drops out or passes away. Mr. Jones withdrew his objection.

Hearing no objection, the motion passed by unanimous consent.

D. Emergency Ordinance 2020-34 An Ordinance Extending the Requirement for Use of Face Coverings on Capital Transit Buses and in Certain Areas of City and Borough of Juneau Facilities Open to the Public.

Emergency Ordinance 2020-25 imposed a requirement that people wear a face covering when using Capital Transit and in CBJ-owned facilities that are open to the public. There are exceptions for people with disabilities and young children. That ordinance expires on Tuesday. This ordinance would extend that face covering requirement for three more months unless terminated earlier by the Assembly.

The City Manager recommends the Assembly adopt this emergency ordinance, which would require an affirmative vote of six Assemblymembers.

Public Comment

Terri Lauterbach, a downtown resident, asked if there were any city facilities in which the Governor or the State could try to make a different decision regarding face mask coverings.

Ray Russo asked how much the fine would be if someone were to get on a Capital Transit bus without wearing a mask.

Assembly Action

MOTION by Ms. Hale for the Assembly to adopt Emergency Ordinance 2020-34 and asked for unanimous consent.

Objection by Mayor Weldon for purposes of a question. She asked Mr. Palmer if the State leased a City building, would they have to follow this ordinance. Mr. Palmer answered that he is not aware of an indoor facility that CBJ owns that is open to the public that would fall under that condition. Mr. Watt also added that if someone were to try to board a Capital Transit bus without a mask or exemption, they would be denied service and not be allowed onto the bus. He is also not aware of any indoor facilities that the City leases to the State. Mayor Weldon withdrew her objection.

Ms. Triem suggested for the next EOC update mention how compliance has been in regards to citizens wearing masks in CBJ facilities. Mr. Watt said that so far, compliance has been good.

Hearing no objection, the motion passed by unanimous consent.

E. Ordinance 2020-22 An Ordinance Authorizing the Manager to Lease Approximately 1.25 Acres, Located adjacent to the Juneau Arts and Culture Center and Centennial Hall, to the State of Alaska for Employee Parking.

The State of Alaska currently leases the area adjacent to the JACC and Centennial Hall for employee parking. The current lease terminates this summer. This ordinance would authorize the CBJ to continue leasing the area to the State for up to five more years.

The Lands Committee provided a motion of support to continue this lease at its meeting on May 4, 2020.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Mr. Edwardson for the Assembly to adopt Ordinance 2020-22 and asked for unanimous consent.

Objection by Mr. Bryson for purposes of a question. He asked if someone could elaborate on the lease rates. Mr. Edwardson said that this rate was decided as a lease renewal, and there is an appraisal for market value. Mr. Bleidorn said that they completed a fair market appraisal to determine the lease rate. Mr. Bryson withdrew his objection.

Hearing no objection, the motion passed by unanimous consent.

F. Ordinance 2020-26 An Ordinance Authorizing the Manager to Renew the Lease of the Mayflower Building and Grounds to the Juneau Montessori Center.

The Juneau Montessori Center is a nonprofit school located in Douglas and has leased CBJ property for its school since 1992. In 2014, the Assembly authorized a five year lease, with renewal options, and a lease rate of less than fair market value subject to Assembly approval at renewal. The first five year period is expiring soon, and Juneau Montessori requested the lease rate continue at less than fair market value. The Lands Committee reviewed this request on June 1, 2020, and recommended the Assembly provide a one-year lease at \$2,000 per month, which would be less than fair market value.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Ms. Triem for the Assembly to adopt Ordinance 2020-26 and asked for unanimous consent.

Objection by Mayor Weldon for the purposes of a question and asked Mr. Watt how much the upkeep of the building would cost the City.

Mr. Bleidorn answered that it would cost the City approximately \$2,600 a month to maintain this building. Mayor Weldon withdrew her objection.

Hearing no objection, the motion passed by unanimous consent.

G. Ordinance 2019-06(AD) An Ordinance Appropriating to the Manager the Sum of \$18,086 as Funding for the Land for Senior Assisted Living Capital Improvement Project; Funding Provided by Affordable Housing Fund's Fund Balance.

This housekeeping ordinance would appropriate \$18,086 of the Affordable Housing Fund's Fund Balance to the Land for Senior Housing CIP. The original appropriation of \$1,512,000 was approved as part of the FY20 CIP resolution. That appropriation amount was incidentally incorrect, as \$1,519,000 was the purchase price agreed upon by the seller and approved by the Lands Committee. Additionally, the CIP appropriation was insufficient to pay closing costs of \$11,086.

This appropriation ordinance corrects these errors.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Terri Lauterbach, a downtown resident, thanked the Assembly for taking action to fund more senior assisted living facilities.

Assembly Action

MOTION by Ms. Gladziszewski for the Assembly to adopt Ordinance 2019-06(AD) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

H. Ordinance 2019-06(AE) An Ordinance Appropriating to the Manager the Sum of \$10,000,000, as Partial Funding for Bartlett Regional Hospital's Fiscal Year 2020 Operating Budget; Funding Provided by CARES Act Funding and the Hospital Fund's Fund Balance.

Bartlett Regional Hospital (BRH) requests an additional appropriation of \$10,000,000 for FY20 hospital operations. After 9 months of operations, BRH has overspent its expense budget by \$6.2 million. This variance was driven by increased patient volumes and spending on additional staff and supplies necessary to provide care.

BRH has also incurred unbudgeted expenses due to the COVID-19 pandemic. This amount currently is at \$1,264,000.

This supplemental appropriation will be funded by CARES Act funding of \$7,252,838. The remaining balance of \$2,747,162 will be funded by the Hospital Fund's Fund Balance. BRH anticipates receiving an additional \$5,000,000 to \$6,000,000 in CARES Act funding. If this funding is received, it will be used to cover the \$2,747,162 that would have otherwise been paid for from the Hospital Fund's Fund Balance.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

None.

Assembly Action

MOTION by Mr. Jones for the Assembly to adopt Ordinance 2019-06(AE) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

I. Ordinance 2019-06(AI) An Ordinance Appropriating to the Manager the Sum of \$700,000 for COVID-19 Testing Equipment to be Operated by Bartlett Regional Hospital; Funding Provided by the CARES Act Special Revenue Fund.

These funds would be used to purchase testing equipment to expand the capacity of local testing for COVID-19. A medium-complexity technology has been selected and the funds would be used to purchase a Roche 6800, 8800 or similar equipment and related supplies. A medium-complexity machine can be easily operated with the technical expertise that currently exists in Juneau. Once operational, this will allow for broad scale, high sensitivity, same day COVID-19 testing. This ordinance was reviewed and discussed at the June 8 regular Assembly meeting.

The City Manager recommends the Assembly adopt this ordinance.

Public Comment

Bill Corbus, a Thane resident spoke in favor of this ordinance, saying that he believes having an improved testing facility in Juneau would make it a more functional capital city.

Jeff Larson, a Thane resident, said he supports this ordinance. He suggested that the equipment needs to take into consideration the operating costs. He added that there needs to be clinical support to assist the operation, but that support does not necessarily have to come from Bartlett Regional Hospital.

Assembly Action

MOTION by Mr. Smith for the Assembly to adopt Ordinance 2019-06(AI) and asked for unanimous consent.

Mr. Jones shared that it is difficult to try to vote on an ordinance that has not been vetted publicly, and he needs a lot more questions answered before he would be willing to vote in favor of approving a purchase contract. He said that he will vote for this at this time, but it will be a reluctant vote.

Mr. Edwardson expressed concern for the ongoing supply of equipment related to the machine, and asked the City Manager what the capacity of need is for a machine like this. Mr. Watt explained that this issue is complicated and prone to endless questions with many of those questions involving operating costs, personnel training, etc. He said this is and will continue to be a moving target in sorting out all those related issues. He said that he has reached out to cruise industry members and asked if they would object to Marine Passenger Fees being used for the expenses related to the machines and the answer was no. He said that he also reached out to the mining sector and their preliminary answer was that they would be thrilled with us obtaining the machines. Mr. Watt reiterated that there were a lot of issues yet to be resolved but that ultimately, what may be in the best interest of BRH may or may not be the same as what is in the best interest of the region.

Ms. Hale asked what kind of public process would be involved during the next steps, as the details are yet to be determined. Mr. Watt said that the Assembly should receive an update before any funds have been expended.

Mr. Bryson asked if this machine would be capable to help test other communities in the region, such as Sitka or Ketchikan. Mr. Watt shared that they did send the Governor a letter asking for his support. He thinks that a committee formed to discuss this equipment and its costs would be helpful.

Mr. Edwardson recommended that this go to the Human Resources Committee. Mr. Watt said that if the HRC has time in their schedule, it would be beneficial to have an avenue to connect BRH board members and Assemblymembers.

Mayor Weldon asked the Assembly if they would like to send this to the HRC. Ms. Hale said that she thought they may want to have this looked at in more depth by an ad hoc committee with BRH and CBJ staff and she would be willing to serve on that due to her role as a liaison to BRH as well as having been a chemist. She said she thought it would be good to then refer the matter from the ad hoc committee back to the Assembly through the HRC.

The Mayor asked for a show of hands of those who want the research into the type of testing machine to go to the Human Resources Committee vs. an ad hoc committee. A majority of members raised their hands to send this to the Human Resources Committee.

The Mayor then called for the vote on the motion to adopt the ordinance. *Hearing no objection, the motion to adopt Ordinance 2019-06(AI) passed by unanimous consent.*

J. Ordinance 2019-06(AJ) An Ordinance Appropriating to the Manager the Sum of \$52,600 as Supplemental Funding for Downtown Parking's Fiscal Year 2020 Operating Budget; Funding Provided by the Downtown Parking Fund's Fund Balance.

Downtown parking is anticipating a budgetary shortfall of \$52,600 in the FY20 operating budget. This was caused by increased electricity costs at the DTC garage due to a colder winter, and an overage in contractual services. The contractual services overage occurred from unbudgeted lease payments for the sub-port parking area. These anticipated expenses were added late in FY19 after the downtown parking budget was already submitted.

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 2019-06(AJ) and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

IX. UNFINISHED BUSINESS

None.

X. NEW BUSINESS

A. Contract Award DH20-037 (Cruise Ship Berth Electrification Study)

Docks & Harbors advertised for professional services to complete studies relating to and for engineering services up to 35% design efforts to bring electrical service to the city owned cruise ship docks. A request for proposal (RFP) was issued in February 2020 and four responses were received. In May, the selection committee consisting of two Docks & Harbors board members and two Docks & Harbors staff members choose Haight & Associates, Inc. to complete the needed professional consulting services. Docks & Harbors staff negotiated with Haight & Associates, Inc. resulting in a proposed contract of \$226,895 to accomplish the study.

The Docks & Harbors board recommended the Assembly award the contract to Haight & Associates at its June 25 regular board meeting.

The City Manager recommends the Assembly award a professional engineering design contract to Haight & Associates, Inc. for \$226,895 for the Cruise Ship Berth Electrification Study.

Public Comment

None.

Assembly Action

MOTION by Mr. Bryson for the Assembly to award Contract DH20-037 to Haight & Associates, Inc. for \$226,895 and asked for unanimous consent. *Hearing no objection, the motion passed by unanimous consent.*

XI. STAFF REPORTS

Mr. Watt reported that Juneau School District Superintendent Bridget Weiss had reached out to share JSD's Smart Start 2020 plan for the upcoming school year. He also mentioned that Mr. Morris, former owner of the Juneau Empire, has an art collection that his staff have been talking about working with CBJ to showcase and maintain that art collection.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Weldon reported that she had the pleasure of welcoming attendees at the Sealaska's Shareholders Meeting this Saturday.

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

Assembly Finance Committee (AFC) Chair Jones reported that the AFC dealt with the last of their agenda during the last meeting on June 17. He mentioned that he will be meeting with the Manager and the Finance Director tomorrow to set the agenda for July 8. The next AFC meeting will be on July 8 with a Special Assembly meeting following.

Committee of the Whole (COW) Chair Gladziszewski reported that the COW met last Monday, they met with JPD and discussed its "Use of Force" policy. The next COW meeting is July 20.

Lands and Resources Committee Chair Edwardson reported that the Lands and Resources Committee met on June 22, and their only agenda item was regarding the Taku Terrence Association purchasing City Property. They will be passing that on to the full Assembly along with a recommendation.

Public Works & Facilities Committee (PWFC) Chair Hale reported that PWFC met on June 22 and discussed the electric bus funding grant they have received, as well as an opportunity for a composting grant.

Human Resources Committee (HRC) Chair Bryson reported that the HRC met earlier this evening and forwarded the following recommendations to the Assembly for board appointments. *Hearing no objection, the appointments passed by unanimous consent.*

Utility Advisory Board:

- Grant Ritter to a term beginning immediately and ending on May 31, 2023;
- Janet Hall Schempf to a term beginning immediately and ending May 31, 2023.

Treadwell Arena Advisory Board

- Jacob Thayer to a term beginning immediately and ending May 31, 2023;
- Jason Soza to a term beginning immediately and ending May 31, 2023;
- Leah Farzin to a term beginning immediately and ending May 31, 2023.

Jensen-Olson Arboretum Board

- Melissa Hebdon, to a term beginning immediately and ending January 31, 2022;
- Nell McConahey, to a term beginning immediately and ending January 31, 2023; and
- Paulette Schirmer, to a term beginning immediately and ending January 31, 2023.

Douglas Advisory Board

- Troy Wuyts-smith, to a term beginning immediately and ending September 30, 2021;

Juneau Human Rights Commission

- Ibn Bailey to a term beginning immediately and ending on May 31, 2023.
- Haifa Sadighi to a term beginning immediately and ending on May 31, 2023;
- Angel Collins to a term beginning immediately and ending on May 31, 2023, and
- Kalino Iha with a term beginning immediately and ending May 31, 2021

Mr. Bryson reported that the Full Assembly sitting as the HRC met last Wednesday, followed by a Special Assembly meeting and appointed new members to the Airport Board and Eaglecrest Ski Area Board. The Full Assembly sitting as the HRC will meet again next Wednesday on July 1 to go through the same process for the Docks and Harbors Board.

Mr. Smith reported that the Planning Commission has met a few times since the last Assembly meeting. They recommended approval of the flood management regulations map and insurance study conducted by FEMA. They have discussed the possibility of scheduling a joint meeting between the Assembly and the Planning Commission.

Ms. Hughes-Skandijs was unable to attend the last Docks and Harbors meeting. The Juneau Commission on Sustainability has been meeting via Zoom and will be meeting again this Wednesday to discuss sustainability awards and community gardens.

Ms. Hale shared that the Bartlett Hospital Board met last Tuesday on June 23. The doctors have had a difficult time keeping up with the changing mandates, and they encourage the Assembly to consider mask mandates. She would like to work with Mr. Palmer to draft a mask mandate.

Ms. Triem shared that she has been working with members of the ESTF on a nonprofit ordinance, as well as an ordinance to give businesses money to buy PPE for their staff and customers. She reported that the Aquatics Board will not be meeting this month. The Dimond Park Aquatic Center recently opened, and she thanked the Aquatic Staff for all of their hard work.

Mr. Edwardson reported that the Local Emergency Planning Committee met on June 10, some members expressed disappointment in local businesses not enforcing social distancing. They also voted to meet via Zoom for the foreseeable future. Mr. Edwardson also shared that the Airport Board has been discussing relief for airport tenants. The Assembly also appointed both Dennis Bedford and Jerry Godkin to the Airport Board to three year terms.

Mr. Jones shared that the Juneau School District met earlier this month, they passed a letter of support for the University of Alaska Southeast. They also approved the School Board meetings throughout the next year. The next meeting they have scheduled is on July 14 at 4:30p.m, where they plan to discuss class schedules for the upcoming school year.

Ms. Gladziszewski thanked the CBJ staff, the EOC, and her fellow Assemblymembers for all of their hard work and dedication over these past three months.

C. Presiding Officer Reports

1. Lee v. CBJ Planning Commission

A prehearing conference was held on June 18. The parties are working on compiling the record and briefing. The Assembly hearing has been scheduled for 5:30 p.m. on September 2, 2020.

2. Sealaska Heritage Institute v. CBJ Planning Commission

By agreement of the parties, all action in this appeal has been put on hold until December 15, 2020.

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

None.

XIV. ADJOURNMENT

There being no further business to be brought to the Assembly, the meeting was adjourned at 10:42 p.m.

Signed: _____
Elizabeth J. McEwen, Municipal Clerk

Signed: _____
Beth A. Weldon, Mayor