THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - March 4, 2019

MEETING NO. 2019-09: The Regular Meeting of the City and Borough of Juneau Assembly held in the Assembly Chambers of the Municipal Building, was called to order at 7:00 p.m. by Mayor Beth Weldon.

I. FLAG SALUTE

II. ROLL CALL

Assembly Members Present: Mayor Beth Weldon, Maria Gladziszewski, Mary Becker, Loren Jones, Rob Edwardson, Wade Bryson, Carole Triem, and Alicia Hughes-Skandijs

Assembly Absent: Michele Hale

Staff Present: City Manager Rorie Watt, City Attorney Robert Palmer, Municipal Clerk Beth McEwen, Incoming Finance Director Jeff Rogers, Chief Housing Officer Scott Ciambor, Housing/Homelessness Coordinator Irene Gallion, Engineering/Public Works Director Mike Vigue, Library Director Robert Barr, Deputy Parks and Recreation Director Michele Elfers

III. SPECIAL ORDER OF BUSINESS

A. Proclamation - American Legion Centennial

Mayor Beth Weldon presented John Cooper with a certificate proclaiming March 15, 2019 as ***"The American Legion Centennial Day"*** to present and share with the American Legion Auke Bay Post 25 and to thank and honor all our veterans.

IV. APPROVAL OF MINUTES

A. December 17, 2018 Assembly Meeting #2018-37 Minutes

MOTION by Ms. Becker to approve the minutes of the December 17, 2018 Assembly meeting #2018-37 with some minor grammatical corrections and asked for unanimous consent. *Hearing no objection, the minutes were approved.*

V. MANAGER'S REQUEST FOR AGENDA CHANGES

Mr. Watt requested the Liquor License #4584 for Genuine Ventures, LLC d/b/a Tracy's King Crab Shack be moved from New Business to the Consent Agenda since they have paid their outstanding balances owing and the recommendation for protest has been lifted.

Mr. Watt also requested that Resolution 2846 be pulled from the Consent Agenda in order to receive testimony.

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 Ms. Gladziszewski to adopt the Consent Agenda as amended per the City Manager's request to remove item 2.a. Resolution 2846 and to add Liquor License #4584 to the Consent Agenda, and asked for unanimous consent. *Hearing no objection, the motion carried.*

1. Ordinances for Introduction

a. Ordinance 2019-09 An Ordinance Amending the Public Finance Code Relating to Investments and Collateral.

This ordinance would amend the CBJ investment code. The CBJ investment code and policy were last updated in 2007 and 2009. The CBJ operates a "Central Treasury" for the management of all municipal finances including the school district and enterprise funds. Over the past few years the amount of cash in Central Treasury has varied from $170 - $220 million; a portion of those funds are deemed available for longer term investments in order to maximize additional earnings potential. The existing code requires that an external manager be contracted for managing a portion of intermediate term portfolio, and the remaining portion to be managed by the Finance Director/staff internally.

Using policies from the Government Finance Officers Association (GFOA) and other Alaskan communities as a guide, this ordinance revises CBJ 57.25 to allow more effective management of CBJ investments, directs the Finance Director to implement investment code, requires an independent third party custodian to control investment securities, and prioritizes the investment objectives. This code also sets up the rules for investment of Long Term/Endowment Funds managed by CBJ.

The Assembly Finance Committee reviewed these amendments at its meetings on November 7, 2018, and January 9, 2019, and recommended adoption of these code amendments.

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

b. Ordinance 2018-11(AE) An Ordinance Appropriating to the Manager the Sum of $600,000 as Funding for the Bartlett Regional Hospital Rainforest Recovery Center Detox Addition Capital Improvement Project; Funding Provided by Bartlett Regional Hospital Fund's Fund Balance.

This ordinance would appropriate $600,000 from the Bartlett Regional Hospital (BRH) fund balance to supplement CIP B55-078 Rainforest Recovery Center (RCC) Detox Addition. The additional $600,000 will increase the funds in this CIP to $3,100,000, allowing the project to be advertised for construction in the spring of 2019.

The RCC Detox Addition project will demolish approximately 2400 SF of the west wing of the existing facility and will construct approximately 4400 SF of new space in its place. The new addition will house a four-patient detox suite, an ADA compliant main entry, a waiting area, an addiction assessment area, and five administrative staff offices. The project also includes roof replacement for the entire facility and a new power supply from the BRH main electrical room, eliminating the need for a separate back-up generator at the facility.

The project will allow detox and addiction treatment to be removed from BRH and integrated adjacent to the Rainforest Recovery Center's residential care program creating a coordinated, full continuum of addiction care in a single facility.

The Public Works and Facilities Committee referred this ordinance to the Assembly for approval at its meeting on February 25, 2019.

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

c. Ordinance 2018-12(B) An Ordinance Appropriating and De-Appropriating Funds from the Treasury for FY19 School District Operations.

The FY2019 school enrollment is above the level originally used to determine the Juneau School District (JSD) funding for the FY19 approved school budget.

This results in $536,284 more of state revenue and an increase of

$122,714 to the contribution amount that CBJ is allowed to fund under the state cap.
The Board of Education passed a budget revision increasing state and local funding for the FY19 District's Operating Fund at its January 8, 2019, meeting.

The Assembly Finance Committee approved this action at its meeting on February 6, 2019.

In the FY19 CBJ budget proceedings, the Assembly also approved additional funding of $140,000 to JSD for Kinder Ready. As a housekeeping measure, the funding is now being appropriated for FY19 school District operations.

The total increase in expenditures authorized in this ordinance is $798,998. $536,284 is funded with state revenue and $262,714 is funded from local general government revenues.

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

2. Resolutions

   a. Resolution 2846 A Resolution Repealing Resolution 2506 and Disbanding the Juneau Affordable Housing Commission.

   The Assembly established the Juneau Affordable Housing Commission in January 2007, with a three-year sunset expiring in January 2010. In 2009, Resolution 2506 repealed the three-year limit and emphasized that affordable housing was a broad ranging issue for the community and its municipal government.

   Since then, the Juneau Affordable Housing Commission has worked to address many facets of Juneau's affordable housing and homelessness issues. CBJ has adopted a Housing Action Plan to guide affordable housing opportunities, created a Chief Housing Officer and a Homelessness Coordinator position, made land available for housing development, completed small area plans in Auke Bay and Lemon Creek, and has established three housing incentive programs – the Juneau Affordable Housing Fund, the accessory apartment incentive grant program, and the mobile loan down payment assistance program. Additionally, the Planning Commission is looking at providing an additional avenue for developer input into its code amendment process.

   The tasks previously assigned to the Juneau Affordable Housing

Commission can now be effectively managed by the Chief Housing Officer, the Community Development Department, the Planning Commission, and the Assembly. As the Assembly has taken substantial policy interest in housing topics it is appropriate that the policy discussions be held at Assembly meetings.

The Assembly Human Resources Committee reviewed this matter on January 28, 2019, and on February 11, 2019, and recommended disestablishing the Affordable Housing Commission as it has completed its mission.

The City Manager recommends this resolution be adopted.

Mr. Dave Hanna, current chair of the Affordable Housing Commission asked to testify on the resolution. He explained that while the City Manager and the Chief Housing Officer have done a pretty good job of explaining the work of the commission, he feels they left out some of the key points that the Assembly should take into account when deciding whether or not to adopt the resolution.

After the adoption of the Affordable Action Plan, the commission felt it was important to focus solely on the issue of workforce housing opportunities. There were many other agencies within the community who were already focused on the issues surrounding homelessness, low cost housing issues and working on programs to bring those into place. They spent the last year on looking on how to bring workforce housing into Juneau. He said they have been awaiting proposals from different folks who are ready to step up to the plate. He said another area of focus has been how the community has been meeting the goals of the Juneau Housing Action Plan. He said it depends on how one looks at the data to interpret whether or not we are getting there. It can be interpreted in many different ways. He said that some folks are of the opinion that the local building community has been meeting the goals of the action plan and doing it without any incentives from the city. There has been some pretty spirited discussion about that.

Mr. Hanna said that one thing that has come out of this is that maybe the Juneau Housing Needs Assessment should be done more regularly, perhaps every couple of years so they can target where they are deficient, if they are deficient. He said that if you looked at the economic climate in the state and the municipality changes as dramatically as it could in the next couple of years, we may not need additional housing, we may need to refocus on making the housing we already have more affordable.

Mr. Hanna said that earlier in the year, the commission passed a motion to continue its work. They felt they could meet less frequently but that there would always be a need for a citizen review panel. The commission would view the housing data that was coming in, look at the work that the Chief Housing Officer was doing, look at the community's needs from an unbiased view. He said they also felt that some sort of a panel should be in place to review any proposals for the Housing Fund. A peer review by individuals who have the experience and expertise, such as those currently serving on the commission, could be very helpful. He said they have seen some things that didn't exactly go right in the last few years and those things could be avoided. He talked about the benefits that might have been realized if the commission had looked closer at the Eagle Rock Venture and also that the Pederson Hill project may have benefited from a more in depth review by the commission. He said with project such as that, they don't expect city staff to have the same level of expertise and experience as those serving on the commission and he suggested that if in fact the Assembly does want to disband the commission, it may wish to recreate a smaller review board/task force. He sent a memo a month or two earlier suggesting they may want to create a four member review committee instead. He said if the Assembly wanted to let the commission become that review committee, they would be willing to entertain that.

They had already planned to discuss at their next meeting where they would go in the future, how many meetings it would take to accomplish that task and any others the Assembly saw fit to delegate to the commission. He said he thinks there is a place for citizen involvement in this work. There are proposals coming before the Assembly now and those aren't small things. He spoke to the proposals being worked on at Vintage Business Park.

Mr. Bryson said he was confused and he was one of the members of the HRC that voted to disband it. The information he had lead him to believe that the commission was willing to disband or saw that their task had been completed. He asked Mr. Hanna to elaborate on the will of the commission.

Mr. Hanna said that the commission voted at its last meeting to continue its work if the Assembly would allow it. Mr. Bryson asked if he would elaborate on some of the reasons they believe they should continue to be a commission. Mr. Hanna answered that staff doesn't always have the perspective that the commission members have. He explained that sometimes there are problems within development community that they don't feel comfortable bringing forward to any department within CBJ but they will come to the housing commissioners with those problems. They have done that on different occasions. He said he doesn't know how effective it is but it gives the public some sense of relief to know they have another voice/advocate. Their main concern, however, is how the Affordable Housing Fund is managed and making sure we are staying on target with what the community's needs truly are.

Mr. Jones said he has sat through many meetings over the last 7 years and the Housing Commission has come before them at times, although not often. He said he has never attended any of their meetings. He asked Mr. Hanna how many general people/citizens have come to the Affordable Housing Commission meetings to discuss buying homes vs. developers. He questioned whether it was really the public coming to the meetings or just the developers. Mr. Hanna said that Mr. Jones is correct that there were a few general public members attending once or twice a year to their meetings and the majority of individuals who would attend were developers or those persons who have some role in the housing community and sometimes non-profit individuals.

Mr. Jones said that one of the issues discussed is relating to the Housing Development Fund, the Assembly decided to move ahead in whatever steps they have done. They questioned whether or not there were enough financial or general public members that could help advise on how those funds could be used. He said that one of the recommendations was that the Manager could add those individuals on during the review process. He asked Mr. Hanna to comment on the difference between an ad hoc committee reviewing the submissions with the City Manager vs. having the Affordable Housing Commission meet four times a year and the Manager only needing their advice once.

Mr. Hanna said it would depend on the scope of the mission. He said they passed a motion endorsing the idea of having a once per year round of applicants for the affordable housing funds. The commission endorsed that with the recommendation that it included at least 3-4 members of the public. He said that somehow that was changed when it came back to the Assembly to have perhaps one member of the public. The commission felt it was critical that there be somebody who had experience in managing affordable housing projects, someone who had experience in financing affordable housing projects, someone who had experience in developing affordable housing projects - at a minimum of those three plus someone who had a legal mind too. He said that is a totally different arena of experience in the legal field. They also felt it was important to review the data to ensure the Housing Action Plan was meeting the goals set. He said the data could be interpreted in a variety of ways.

Ms. Gladziszewski said that Mr. Hanna answered her main question which was who did they feel should be on a review panel. She said she agreed that there should be more than just city staff on a review panel. She thought his suggestion of the areas of expertise including persons with expertise in finance, development, and housing management would be useful.

Mr. Wayne Coogan said he has been a member of the Juneau Affordable Housing Commission for five years. He said that he was one of those who had voted to disband but his viewpoint changes from day to day. He said when he started on the commission, there was an allocation of money that needed to be invested which is difficult when you are bound by city ordinances. He said he very much respects what Mr. Watt does as there are so many restrictions to work under. He said one of their first tasks was to lend money to people to build apartments in their homes. They spent a whole year on that and after much checking with banks and regulators, they ultimately decided to just use the money as a grant program rather than as a loan. He said it was cheaper to give the money away than it was to try to lend it to them. He said that now there is approximately $2 million to be invested or utilized and that led him to try to think of a project that they could put the money to work immediately and was the cause of the email he recently sent to the Assembly with a plan proposal. He said that if they got their heads together with AHFC, they could put the money to work. He doesn't see an easy way to do that in any other way after having looked at all the projects/proposals.

Ms. Kathleen Strasbaugh, also a member of the Affordable Housing Commission, testified on the resolution. She encouraged the Assembly listen to the concerns about maintenance of effort when there is no citizen's committee. She said that with respect to the Affordable Housing Fund, that CBJ continue efforts to increase the base of the fund through grants and/or leveraging the bonding capacity of the city for continued projects.

MOTION by Mr. Bryson to adopt Resolution 2846 and said he would be voting against the resolution. He spoke to his opposition. He said that his initial understanding was that he thought the commission was in favor of disbanding. He thinks it would be premature to disband the commission at this point.

Mr. Edwardson said that they discussed this at the last 2 HRC meetings and they heard from Mr. Hanna at the first meeting and delayed action at that meeting to allow more time for the commission to vote on this matter. At the second meeting, although Mr. Hanna was not present, the HRC did have the result of the vote by the commission which was 4:2 in favor of dissolving the commission.

Ms. Hughes-Skandijs said the HRC received the report of the vote taken at the last commission meeting and she could understand where the misunderstanding came from since there were multiple votes with differing results. She spoke in support of this resolution, as the liaison from the Assembly who attended the meeting, she expressed her appreciation for the work that the commission has done but also said this is a good stopping spot with the implementation of the Housing Action Plan and work by staff.

Mr. Jones said he appreciates citizen involvement but he struggles with this one due to history of the housing issues over the past few years. He said his confusion lies with who is responsible for what when it comes to housing issues, especially when a wide range of issues are parceled out between the City Manager, Chief Housing Officer, CDD, and Lands staff and he asked that the City Manager might streamline the work to determine which departments are responsible for which pieces.

Ms. Gladziszewski also commented that she felt much of the work could be handled by the Lands Committee but she also felt that some of the points discussed by Mr. Hanna and commission members should be farmed out to at least a 3 member task force including public members.

Mr. Bryson said they have the chair of the Affordable Housing Commission asking to continue the commission as there is still work they can accomplish and the commission consists of public members who have greater expertise in these matters than staff or the Assembly so he feels it would be best to allow the commission to continue.

Roll Call Vote on the adoption of Resolution 2846
Ayes: Gladziszewski, Hughes-Skandijs, Triem, Edwardson, Jones and Weldon
Nays: Becker and Bryson
Motion carried 6:2

b. Resolution 2848 A Resolution Authorizing the Manager to Convey an Access Easement at Chicken Yard Park as Part of a Settlement Agreement.

Legal vehicle access to 626 Fifth Street has been uncertain for a number of years. The current property owners alleged they had lawful vehicle access through Chicken Yard Park because of an easement by prescription, easement by estoppel, inquiry notice, and that the CBJ was exposed to an inverse condemnation claim if the CBJ prohibited vehicle access. The CBJ disagreed. Instead of litigating in court, the parties negotiated their positions. The CBJ brought various options to the Parks and Recreation Advisory Committee and the Assembly Lands Committee for comments. Ultimately, the City Manager and the property owners were able to reach a tentative settlement agreement with the following essential terms:
The CBJ would:

- Construct two parking spaces at the entrance to Chicken Yard Park;
- Grant to the owners of 626 Fifth St. exclusive easement to use these parking spaces (no public parking will be provided in the park);
- Grant to the owners of 626 Fifth St. non-exclusive use of a driveway to access the parking spaces;
- Grant to the owners of 626 Fifth St. non-exclusive pedestrian access through the park to their home;
- These access rights run with 626 Fifth St.; and
- Provide a one-time payment totaling $5,000.

The owners of 626 Fifth Street would:

- Disclaim all current and future interests in Lots 5 & 6 (known as Chicken Yard Park), including any claim of access through prescriptive easement. This disclaimer of interest would carry forward to all future owners of 626 Fifth St.; and
- Be responsible for all maintenance of the parking spaces.

This resolution would authorize the City Manager to grant the access easements, which would settle a long standing point of contention in which neither party gets everything they wanted. At the same time, it avoids an uncertain legal process that would prove costly for all parties. Most important, it brings peace to a contentious situation that could divide a neighborhood and the CBJ and its citizens, and allows the Parks & Recreation Department to move forward with long-overdue improvements for a cherished community park. The City Manager intends to recommend

additional resources for the renovation of the park through the Capital Improvement Program process.
The CBJ very much appreciates the owners of 626 Fifth Street being willing to work out an agreement on this issue.

The City Manager recommends this resolution be adopted.

c. Resolution 2849 A Resolution Authorizing the Manager to Convey Easements to the Alaska Department of Transportation and Public Facilities for Culvert Replacement and Rehabilitation Along Glacier Highway in the Twin Lakes Area.

The state Department of Transportation and Public Facilities requests to buy these easements as part of a culvert maintenance and repair project. The fair market value of the easements is $2,750. The Lands Committee passed a motion of support for granting these easements on October 11, 2018. The Planning Commission also passed a recommendation of approval for the easements on January 22, 2019.

The City Manager recommends this resolution be adopted.

3. Liquor License

a. Liquor License Renewals for Licenses: #2533, #3720, #2641, #828

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

<u>Renewal of Liquor Licenses</u>
License Type: Beverage Dispensary, License #2533
Jack D & Arlene D Tripp d/b/a Viking Restaurant & Lounge
Location: 216 Front Street, Juneau

License Type: Beverage Dispensary-Seasonal, License #3720
Goldbelt Aerial Tramway, LLC d/b/a Timberline Bar & Grill
Location: 1800 foot level, Juneau

License Type: Restaurant or Eating Place, License #2641
Saffron LLC d/b/a Saffron
Location: 112 N Franklin St, Juneau

License Type: Package Store, License #828
Thibodeau's Market Inc., d/b/a Thibodeau's Douglas Depot
Location: 1017 3rd Street, Douglas

Staff from the Police, Finance, Fire, Public Works (Utilities), and

Community Development departments have reviewed the above licenses and recommend the Assembly waive its right to protest these applications. Copies of the documents associated with each license are in the Assembly's e-packet or available in hard copy upon request to the Clerk's office.

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

VIII PUBLIC HEARING

A. Ordinance 2018-11(AD) An Ordinance Appropriating to the Manager the Sum of \$1,300,000 as Funding for the Bartlett Regional Hospital Pharmacy Cleanroom Renovation Capital Improvement Project; Funding Provided by Bartlett Regional Hospital Fund's Fund Balance.

This ordinance would appropriate \$1,300,000 from the FY19 Bartlett Regional Hospital (BRH) operational budget to a new Capital Improvement Project (CIP): BRH Pharmacy Cleanroom Renovation. This project will create a pharmacy space to safely handle drugs necessary for the oncology unit. This project is needed to bring BRH into compliance with the requirements of USP<800> Hazardous Drugs-Handling in Healthcare Settings and USP<797> Pharmaceutical Compounding – Sterile Preparations.

BRH must be in compliance with the federal requirements by December 1, 2019.

This was approved by the Public Works and Facilities Committee on February 4, 2019.

The City Manager recommends this ordinance be adopted.

<u>MOTION</u> by Ms. Hughes-Skandijs to adopt Ordinance 2018-11(AD) and asked for unanimous consent. *Hearing no objection, the motion carried.*

IX. UNFINISHED BUSINESS

A. NCL Invitation for 4-day cruise on the Joy for Mayor and Manager

Norwegian Cruise Lines (NCL) has invited the Mayor and City Manager to travel on the 4-day inaugural US cruise on the Joy. NCL established the value of the cruise to be \$99. The CBJ conflict of interest code generally prohibits gifts of more than \$50, except the Assembly may authorize the travel for the Mayor and Manager if four conditions are satisfied. CBJC 01.45.020(b). The attached memo explains the four conditions. If the Assembly determines the four conditions are satisfied, then the Assembly has discretion to authorize the Mayor and Manager to travel on the Joy. Alternatively, the Assembly may deny the travel for any reason or no reason at all.

Mayor Weldon passed the gavel over to Deputy Mayor Maria Gladziszewski since this topic is one that pertains to an invitation for the Mayor and City Manager.

Mr. Palmer spoke to his memo in the packet and explained that Norwegian Cruise Lines (NCL) has extended an invitation to the Mayor and City Manager to travel on the four day inaugural United States cruise of the NCL *Joy*. NCL established the value of the cruise to be $99. The CBJ conflict of interest code generally prohibits gifts of more than $50 except the Assembly may authorize the travel for the Mayor and City Manager if four conditions are satisfied. The memo in the packet outlines the four conditions. If the Assembly determines the four conditions are satisfied, the Assembly has the discretion to authorize the Mayor and Manager to travel on the *Joy*, alternatively, the Assembly may deny the travel for any reason or no reason at all.

Ms. Gladziszewski opened it up for public testimony. No one from the public asked to speak.

Mr. Watt said that he recognizes that the public perception of this could be negative and the Assembly has to weigh the potential positive benefits against that negative perception. It is no secret that CBJ has been in litigation the last three years with CLIAA, the trade organization that represents the cruise lines of the larger ships that come to Juneau. The relationship between CBJ and CLIAA has been strained. He said that the trip could have some public benefits in that there will be some representatives from other port communities. He said that he thinks what would be of interest to CBJ is in learning how those port communities interact with the cruise ship companies, specifically, how they impose fees, expend fees, the types of services they provide, and how they fund and build infrastructure. He said that information could also be learned other ways. This does present an opportunity for a group of people from port communities on the west coast that would not typically get together and share that type of exchange of ideas. He said that he does not necessarily understand the on board operations of ships in the way that customers learn about port communities, in the way that shore excursions are sold, in the way that people are dispatched and there would be something to learn there. He said this would not necessarily be the only way to learn that type of information. They have learned through the litigation that the different cruise lines have different interests and different approaches. Through the litigation, they have come to learn some of the details of some of those companies. Norwegian has been a lesser participant in the litigation and this would be an opportunity to learn directly about Norwegian and how they approach it. In light of that, Mr. Watt said he felt compelled to give the Assembly a recommendation but that it was a very soft one. He said he feels there would be value that could be gained and the value would outweigh the negatives but he would not push them very hard on it. He said that personally, he is arguing against one of his weekends which are a scarce resource so he won't be disappointed if he gets to spend the weekend at home but he does see there would be some gain that the city would benefit by. He said in the end, he does see value in sending the Mayor and him but he also sees that there are counter arguments that are valid as well.

Mr. Edwardson said he opposes for a number of different reasons. He said he feels it is an attempt to influence and not necessarily in a good way. He said he doesn't see anything sinister, but he doesn't think it is appropriate that we accept the offer to send two officials on a trip. He said that on the other hand, if the Assembly thought that there was value to them becoming more aware of port operations in different ports of S.E. those would not be the two positions he would pick, he would not pick the Manager and the Mayor, he would pick maybe the City Attorney and Port Director since they would be dealing with it up front. He said that if he were to approve of something like this, it would be to pay full cost to make that happen, rather than accept an extremely discounted ticket or a gift to do it.

Mr. Jones said he would oppose this as it doesn't pass the tests given in the City Attorney's memo, specifically items 1 and 2. He said that he didn't think anyone on that cruise would be paying $99 for four days and you couldn't even pay that price for an airline ticket to get to Vancouver to board the ship at that price. He suggested that if there was some benefit in getting together with other port communities, that could be accomplished by holding a one day meeting rather than a four day cruise. He agreed with Mr. Edwardson that this is meant to influence and that works both ways. He said this doesn't pass the red face test under which he would be able to defend this to the public without blushing so he is opposing this. He said he feels there are alternatives in meeting with the cruise people as well as those from port communities but it could be done without going on the cruise.

Mr. Bryson said he disagreed with the previous speakers. He sees an extremely high value of understanding for both City Manager and Mayor Weldon. He felt that this would pass the test of the items in the attorney's memo as pointed out by Mr. Jones. By seeing the opeartions from the other side would be incredible valuable. This is not a pleasure cruise to Hawaii, this is the inaugural trip from Vancouver, B.C. to L.A. since it is inaugural trip that they are just driving it down the coast, that would be the reason the cruise industry would heavily discount that sort of cruise, especially out of the regular season. He said he has seen $99 cruises advertised so he didn't think that was out of line. He said that he would expect the City Manager and Mayor would be working in some capacity on all four days, including their weekends, acting not only as dignitaries for the city but meeting critical personnel in the cruise line industry. He said the information that would be gained in meeting with their counterparts from other cities could not be duplicated in other ways. He said he sees that the City of Juneau would benefit tremendously and would be able to defend this to the public. As the City Manager pointed out, there has been contentious times over the last couple of years and to put our officials on an inaugural trip lets them know we don't have hard feelings and it helps build, strength and probably repairs some of those relationships.

Ms. Hughes-Skandijs said in looking at the City Attorney's memo and the travel exception, she can find reasons on both sides that it might benefit the city and it might not, she can't answer all four items affirmatively in the memo so will be voting against this.

Ms. Becker said that while others have been speaking to the influence the cruise lines would have on the Mayor and Manager, she could see that CBJ could have quite a bit of influence of their own. She said she would think we could get the opinions of the things that they have heard because of CLIAA litigation. If they did vote in favor of this, the Assembly needs to be supportive of the decision and not be embarrassed that it didn't meet a "red face test." She said she would be voting in favor of this.

Ms. Gladziszewski explained that the Mayor will be recused from the vote on this matter. Ms. Gladziszewski commented that she has spent quite a bit of time on ships and she felt that both the Manager and Mayor would benefit from understanding all of that. She said she also thinks the city should pay for the full fare and not just a $99 fare. She said that she would vote against it for the fare portion. She said that if the Assembly feels it is a benefit to the city, and she does see it as a benefit to the city, that the city should pay the full price.

MOTION by Mr. Jones that the Assembly authorize the Mayor and the City Manager to travel on the *Joy* and recommended a NO vote.

AMENDMENT by Ms. Becker to authorize the Mayor and City Manager to travel on the *Joy* and that the city should pay the $99 fare for each of them.

Roll Call Vote on the Amendment
Ayes: Becker, Bryson, Gladziszewski,
Nays: Hughes-Skandijs, Triem, Edwardson, Jones
Motion failed 3 yeah: 4 nay

Roll Call Vote on the Main Motion
Ayes: Becker, Bryson
Nays: Hughes-Skandijs, Triem, Edwardson, Jones, Gladziszewski
Motion failed 2 yeah: 5 nay

X. NEW BUSINESS

A. Terraces at Lawson Creek vs. CBJ Assessor; Assembly Appeal

The Clerk’s office received a timely filed appeal for the Terraces at Lawson Creek regarding the Assessor’s Office denial of a 2019 request for charitable exemption. Recall, this property was recently denied the same exemption for 2018. The property owner was contemplating an appeal of the 2018 decision to superior court, which would have been due today.

In accordance with the Appeals Code, the Assembly must decide whether to accept

> or reject the appeal. If you determine, after liberally construing the notice of appeal in order to preserve the rights of the appellant, that there has been a failure to comply with the appellate rules, or if the notice of appeal does not state grounds upon which any of the relief requested may be granted, you may reject the appeal. If the appeal is accepted, you must decide whether the Assembly will hear the appeal itself or if it will assign the appeal to a hearing officer. If you decide to hear the appeal yourselves, a presiding officer should be appointed.
>
> In hearing an appeal, the Assembly sits in its quasi-judicial capacity and must avoid discussing the case outside of the hearing process. (See CBJ 01.50.230, Impartiality.)

Mr. Palmer provided a report on the appeal received from the Terraces at Lawson Creek and he noted that this property was recently denied the same exemption for 2018. The property owner was contemplating an appeal of the 2018 decision to the superior court which was due as of March 4, 2019 and he was informed that it had not been filed with the court earlier that day. Mr. Palmer explained the next steps in the process and the resulting Assembly action depending on the decisions they make in whether or not to accept the appeal.

Mayor Weldon said that the Assembly needed to decide as a body, whether or not to accept the appeal.

MOTION by Ms. Gladziszewski that the Assembly accept the appeal and that the Assembly hear the appeal itself.

Mr. Jones said that he objects to the motion. Mr. Jones said that if this is identical enough to the previous appeal that was just decided for 2018, then he felt they had their answer unless something has changed in law. He said if the Assessor denied it based on the hearing that they held, he said he doesn't think there is grounds to accept the appeal since it is exactly the same thing.

Mr. Palmer said that his understanding is that it is based upon the same exemption that is being requested but he doesn't know at this time if there are any different facts that are underlying this appeal so he thinks the better course of valor on this one for the time being might be to accept it and to see what the appellant wants to do. He said that given the understanding that they did not appeal to the superior court, that this may have been actually filed as a protective appeal and it might be withdrawn or dismissed before the next Assembly meeting.

Mr. Edwardson said he supports Ms. Gladziszewski's motion to accept the appeal as he agrees what the attorney said. It looks like they have complied with the appeal requirements and they won't know the facts until they hear the appeal.

Ms. Gladziszewski said the attorney has reviewed the legal matters regarding whether this is proper to accept so she is basing it upon the City Attorney's opinion. The discussion here is not about the merits of the appeal but whether they will hear the appeal or not.

Roll Call Vote
Ayes: Gladziszewski, Becker, Bryson, Hughes-Skandijs, Edwardson, Weldon
Nays: Triem, Jones
Motion carried 6 Yeahs: 2 Nays

Mayor Weldon said that the Assembly has accepted the appeal and will hear the appeal itself and she appointed Ms. Gladziszewski as the presiding officer. *Hearing no objection, the appointment of Ms. Gladziszewski as presiding officer passed.*

B. Harris Homes LLC v CDD; Assembly Appeal

The Clerk's office received a timely filed appeal from Harris Homes LLC from a Planning Commission decision to dismiss an appeal of a Community Development Department director decision. The Planning Commission's written decision is dated February 26, 2019.

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

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

Mr. Palmer provided a report on the appeal as outlined in the Assembly agenda.

MOTION by Ms. Gladziszewski to accept the appeal and for the Assembly to appoint this to a hearing officer because of some of the peculiarities of the situation and asked for unanimous consent. *Hearing no objection, the motion carried.*

C. Liquor License Protest - Genuine Ventures LLC d/b/a Tracy's King Crab Shack License #4584

The following 2019-2020 liquor license renewal application is being recommended for protest by the Finance Department/Collections Division.

Restaurant/Eating Place-Seasonal Liquor License #4584
Genuine Ventures, LLC d/b/a Tracy's King Crab Shack
Location: Lot C1 Juneau Subport, Section 23, Township 31S, Range 67 east

The Finance Department's Collections Division recommends the Assembly protest the renewal of this license until the balance due, along with any finance charges accrued, on a past utility bill from 10/25/2018, is paid in full.

The 60-day comment period for local governing body action ends as of March 30, 2019.

The Assembly Human Resources Committee also considered this matter at its meeting immediately preceding this Assembly meeting and will provide a recommendation to the Assembly for action. Packet items for this action are contained in the Assembly Human Resources Committee packet and include copies of the notice sent to the licensee as well as the CBJ Code sections and Alaska Statues pertaining to this matter.

AS OF MARCH 4, 2019: The CBJ removes its protest of the renewal of liquor license #4584. On February 25, 2019 the licensee paid the balance due in full. Memo noting the request for removal of protest included as a red folder item in the HRC and Assembly packets.

This item was moved to the Consent Agenda at the beginning of the meeting under the Manager's Request for Agenda Changes. Mr. Watt reported that the outstanding balances were satisfied and staff recommended the Assembly waived its right to protest the renewal of this liquor license. The Assembly, with the adoption of the Consent Agenda, waived its right to protest this liquor license renewal.

D. AMCO Denial - Taku Lanes, LLC., Liquor License #5095 Renewal

On February 25, 2019, the City Clerk's Office received notice from the Alcohol and Marijuana Control Office (AMCO) that AMCO had denied Taku Lanes, LLC (LL#5095) its recreational site license in accordance with AS 04.11.330(a)(6) which states:

"An application requesting renewal of a license shall be denied if...renewal of the license would violate the restrictions pertaining to the particular license under this title or the license has been operated in violation of a condition or restriction imposed by the board."

The Alcoholic Beverage Control (ABC) Board determined Taku Lanes did not meet the definition of a recreational site in order to qualify for a recreational site license under AS 04.11.210 which states:

(a) The holder of a recreational site license may sell beer and wine at a recreational site during and one hour before and after a recreational event that is not a school event, for consumption on designated areas at the site. (c) In this section, "recreational site" includes a location where baseball games, car races, hockey games, dog sled racing events, or curling matches are regularly held during a season.

Taku Lanes, LLC has 15 days to request an appeal of the ABC Board's decision.

Had AMCO not denied Taku Lanes, LLC's renewal request, this license would have been listed under the consent agenda for Assembly approval. This license has been added to New Business to keep the Assembly up-to-date; no action is needed from the Assembly at this time.

Mr. Watt provided a report on the ABC Board meeting action rejecting the renewal of the Taku Lanes Liquor License. He noted that this has been frustrating for the owner of Taku Lanes. He spoke with her earlier in the day and she informed him that she and a family member between them have held a recreational site license for the last 13 years and the previous owners also had one before them. He said the denial is a result of AMCO having changed its view of what a recreational site license is. He said this is an informational topic and he didn't know if the Assembly wished to weigh in on this topic. He said it is a topic that has come up at the legislature and at the state quite a bit, mainly because of the changing interpretation of what the state statute means.

Mr. Jones said that in defense of AMCO during the last 2 legislative audits cited the fact that the Alcohol Beverage Control (ABC) Board had not been following the statute on recreational licenses for a number of years. He said it is not staff reinterpreting, it is trying to comply with Legislative Audit which you don't do at your peril. He noted that last year, they denied the state fair, they denied Eaglecrest, they denied a ski area and then reversed themselves up in Anchorage after political issues. He said that the legislature at the end of the last session tried to fix it legislatively and they got bogged in with the distilleries and the Title 4 rewrite, which might have fixed it, didn't pass. He said the only fix is to fix it legislatively and if the Assembly wants to support legislation that is being considered, that would be one way to express their frustration.

Mr. Edwardson said that it isn't the board that is suffering, it is the businesses who have been doing everything they were supposed to for 13 years and longer. A body that was supposed to be doing things one way and changed things mid-stream, there are no consequences for the board but there are for our citizens affected by these changes. He would be supportive of a resolution supporting a legislative fix for this and not just for the bowling alley but for any other businesses in Juneau that have been negatively affected by this massive shift.

Ms. Triem agreed with Mr. Edwardson and would be in favor of adopting a strongly worded resolutions about this issue. AMCO has taken on this activism roles that is not appropriate and they have had board members saying they are holding the state fair hostage and she doesn't believe that is an appropriate role for AMCO. It is negatively affecting business owners and she feels AMCO needs to back off on this issue.

Mr. Bryson said he concurred with his fellow members that this is harmful to local Juneau businesses but is also harmful to sales tax revenues which CBJ receives from these sales. He said that Mr. Jones likely has a greater knowledge of the businesses that were impacted, including Alaska Travel Adventures and Eaglecrest. He would be in support of the Assembly passing a resolution requesting that this matter be addressed. CBJ is not the only city affected by this, neighboring cities have also lost licenses and this is having a regional and statewide affect.

Ms. Gladziszewski said the statutes say what a recreational site is and while she understands that some businesses have received a recreational site license in the past, those types of businesses are not on the list in the statutes. She said if it needs amending, that would take action by the legislature. She said she didn't know that a resolution was needed but rather the Assembly could ask our lobbyist to add this request to the list of items being considered for the bill that is currently in motion. She said it isn't AMCO that is causing this, it is the definition in the statute that needs to be changed.

Mr. Watt said he has discussed this with our lobbyist and asked him if the Assembly wanted to weigh in on this issue, what the best approach might be. Mr. Watt said there is a bill currently in the legislature that has been amended to include ski areas, not at the request of himself or the lobbyist, but by other people who have been working the legislature. If that bill passes, the Eaglecrest license might be solved. The lobbyist's recommendation was to let him know that the Assembly would like him to work on this issue and whatever the best path was, he would try to figure that out without getting too specific. Mr. Watt also noted that the Clerk advised that there are indeed other recreational site licenses in Juneau that will likely get denied upon renewal.

Mr. Edwardson said if they are not doing a resolution, he would like to have regular reports back from the lobbyist on this. He said that having been a regulator for a long time, the way he interprets things has a lot to do with whether somebody else is complying with laws or not. The laws can say something in a specific way but if he is enforcing it another way that is incorrect, he could be causing harm. He said he feels this is what is happening in this case, it is causing harm by the way they have been interpreting the law. He said not everything has to be listed on there.

Mayor Weldon asked Mr. Edwardson what he felt would be timely reporting back from the lobbyist. Mr. Edwardson said he would like daily reports but would be satisfied with settling for reports at meetings at which Assemblymembers are present.

Mayor Weldon asked if anyone objected to the Manager working with the lobbyist and reporting back to the Assembly at the next COW meeting. *Hearing no objection, the manager will report back at the next COW meeting.*

E. Resolution regarding State Budget

The Assembly has requested a strongly worded and diplomatic resolution that expresses its dismay at the budget that has been submitted to the Legislature by the Governor and his administration.

The City Manager recommends that the Assembly review and edit this draft resolution and pass it with unanimous consent.

Mr. Watt said he brought forward a red folder version of the Resolution which primarily consisted of grammatical/language nuance changes made did not make any substantive changes over the previous version. Mr. Watt recommended adoption by unanimous consent of the red folder version.

Mayor Weldon asked the body if there will be lots of changes coming forward so she can decide how best to handle this matter. Ms. Hughes-Skandijs said she had one proposed deletion and she could offer that up. Mayor Weldon suggested Ms. Gladziszewski make her motion for the adoption of the resolution so that it is before the body for action and then any changes could be made by way of amendments.

MOTION by Ms. Gladziszewski to adopt the red folder version of Resolution 2850.

AMENDMENT #1 by Mr. Edwardson to add a section reading: "The Assembly of the City and Borough of Juneau asks the Legislature table the February 13, 2019 Governor's amended budget and use the Governor's budget submitted December 14, 2018 as it's working draft."

Ms. Becker said she couldn't say what the December 14, 2018 budget has in it and asked Mr. Edwardson what was so different from that version to what is in the February 13, 2019 Governor's budget.

Mr. Edwardson said the December 14, 2018 budget is largely the same as the budget from the last two fiscal years. It has the documentation, the explanations, and the back-up that is required to be with budgets. He said the February 13, 2019 budget is a remarkable shift and in almost every aspect, it lacks the required documentation and the reasoning that is required for the legislature to make decisions on whether or not they want to accept the changes. The amended budget moves the window so far, it could make basically ridiculous changes seem reasonable by comparison. He gave an example of the amended budget cutting $92 million from the Alaska Marine Highway system. The previous budget has a scaled version of the previous budget year which is basically flat from year to year. He said the amended budget has $92 million. If they are using the amended budget as the working document, then they can say, we are only going to cut $45 million and that would seem like a huge concession if they are using the reference frame of the amended budget but it is still ridiculous so that is why he is recommending using the budget that was submitted on December 14. Both of the budgets are subject to changes and amendments and negotiations but if they use the one submitted in December, it would be reasonable to expect that the Administration provide reasoning to the legislature on why it would want to do these huge changes.

Ms. Gladziszewski asked if the legislature can even go back to the previous budget submission now that he has submitted an amended budget. Mr. Edwardson replied that the legislators are the appropriators, the Governor's office is allowed to put in a budget amendment request but the legislature is the one who appropriates.

Mr. Jones said he feels it is too specific. He noted that the subcommittees have already been meeting and while the Senate is taking a slightly different approach from the House, he thinks that some of the committees are going to what they call a management plan which is basically the budget under which the operating agencies are operating under today. That is different from the December 14 budget submitted by the Governor. He said he thinks it puts something in here that we don't need and will have very little value.

Ms. Triem said that she likes the point that Mr. Edwardson is making that by using the newest budget, it makes the drastic cuts look more reasonable. She asked if rather than specifying the December 14 budget, go with language that reflects what Mr. Jones just said regarding a management budget or even state that they support the current FY19 budget.

Mayor Weldon asked Mr. Edwardson if he wished to accept a friendly amendment to that affect.

Mr. Edwardson, in addressing Mr. Jones' objection, said that he and many other members attended the Alaska Municipal League (AML) meeting at which Speaker of the House, Representative Edgemon and House Finance Co-Chair Tammy Wilson was speaking and Rep. Edgemon wanted to use the previous budget submission as the working document. Rep. Wilson wanted to use the Governor's amended budget and there were specific reasons for that. He said that he would settle for the management plan but that it is a mishmash of decisions that the legislature did to adjust the Governor's budget from the previous year. He said he thought it would be cleaner to use the December 14 Governor's submitted budget.

Mayor Weldon said that she also will object to the amendment for the same reasons given by Mr. Jones and she feels that there are too many plans on the table for the Assembly to discuss a particular one.

Roll Call Vote on Amendment #1
Ayes: Edwardson, Triem
Nays: Jones, Gladziszewski, Becker, Bryson, Hughes-Skandijs, Weldon
Motion failed 2 Yeahs: 6 Nays

<u>AMENDMENT #2</u> by Ms. Hughes-Skandijs to remove Section 1 entirely. "Section 1. The Assembly of the City and Borough of Juneau appreciates the work the Administration put forth in developing a budget proposal to balance revenues and expenditures."

Ms. Hughes-Skandijs said she feels there is no need for this language to be in the resolution as it doesn't do anything to soften it. She said she thinks the tone of the resolution is correct and in speaking about the red-faced test, she cannot, in a good conscience, appreciate any work that this administration has done because there has been shockingly little work done in preparing this budget. What is being demonstrated as the House and Senate are taking a look at this budget is that there is a real lack of research that backs up this budget.

Ms. Becker said she agreed with Ms. Hughes-Skandijs and she feels it would be best to remove that section from the resolution.

Hearing no objection, Amendement #2 passed by unanimous consent.

<u>AMENDEMENT #3:</u> by Ms. Triem to amend the third Whereas clause to add a short phrase (shown with underlines) such that it would read: "Whereas Juneau could lose hundreds of <u>public sector and private sector</u> jobs and residents because the Governor's budget prioritizes significantly increased individual dividends over basic state services such as transportation and education; and"

Ms. Triem said she thinks this additional language is important because many communities outside of Juneau have the impression that all we are is a government city and that is all we do. She said she wants to drive home the fact that this budget is going to have much more far reaching impacts than just state jobs.

Hearing no objection, Amendement #3 passed by unanimous consent.

Mayor Weldon asked for any further discussion or amendments.

Hearing none, she asked if there were any objection to passing Resolution 2850 as amended. Hearing none, Resolution 2850 as amended was adopted.

XI. STAFF REPORTS

None.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Weldon reported that along with many others, she attended Southeast Conference. She also attended the AML meetings and the Innovation Summit. She said that JEDC put on a great conference at the Innovation Summit and she enjoyed hearing the guest speaker from Iceland who spoke on their growing tourism economy and how they are dealing with that.

She accompanied Mr. Watt at the Juneau Chamber of Commerce meeting where he gave a synopsis of the impacts on Juneau from the Governor's proposed budget. She reported that she dropped the puck for the annual Juneau/Whitehorse Hockey game at which we were poor hosts and won the game. She also welcomed the AEYC Symposium, the Japanese Consul, Alaska Library Conference.

She said that as part of being Mayor, you donate lunches with the Mayor and someone turned one of those in so she had a great luncheon discussion with the Northrim Bank leadership group.

Mayor Weldon said she was the keynote speaker for Boy Scout award dinner at which they awarded their Eagle Scout and and Silver Beaver awards. There were several Eagle Scouts, approximately 7 or 8; you can see their projects around town.

She said that she has been enjoying the nice weather with her dog and wanted to remind everyone to be safe as it is spring time and people watch out for thin ice conditions.

Finally, she noted that during the Alaska Municipal League meetings, they encouraged local governments to host town hall meetings regarding the state budget impacts. She asked if the Assembly wished to hold town hall meetings. She noted that she was seeing heads nodding that they wanted to hold the meetings. She asked for any objections, hearing none, she and Mr. Watt will work on making the necessary arrangements for Town Hall meetings.

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

Mr. Bryson reported that the Planning Commission (PC) met on the 19th and they went through the CIP list as well as heard a presentation on Lemon Creek gravel extraction where they have removed gravel from the center of Lemon Creek which they have done every year for the past 15 years and it cuts down on flooding. The PC went over the Parks and Recreation Master Plan and they are working on some possible changes to Title 53 so that P&R could dispose of some of their lands and keep some of the funds. Mr. Bryson said that on February 26, the Planning Commission held its longest meeting with the largest audience discussing Deck Hand Dave's leasing of Pocket Park and the fact that he is not allowed to sell alcohol on that property since it is a park and he is trying to work through that issue. The other factor to be addressed is that this is in the Historic District and Deck Hand Dave's facilities are not historic so that will be something needing to sort out. That PC meeting also discussed gravel extraction from the West Glacier area. They also heard a case about the Mountainside Estate subdivision proposal at which 30 people testified.

Mr. Bryson reported that on one of the mornings during the AML meeting, he and Mr. Palmer attended the swearing in ceremony for JPD's newest officers Dwayne White and Jonah Hennings Boothe and he said a good majority of Juneau's police force was there for the ceremony. He said that in August 2017, he was burglarized and it has just now come to a conclusion and while JPD had worked for approximately 3 weeks on that case, it took the District Attorney 18 months to finish it and he wanted to illustrate the real world time that it takes to resolve a case.

Mr. Bryson said he met with Forest Davis who is on the Juneau-Douglas Student Council and he is working on a plastic bag ban. Finally, Mr. Bryson said that March 6 marks his 24th anniversary of being in Juneau and he will be spending it with the Assembly.

Ms. Hughes-Skandijs reported that it has been a very busy time. She attended Southeast Conference as well as the AML meetings and commented that it was very beneficial to speak with local leaders from across the state.

Ms. Hughes-Skandijs reported that she attended meetings of the Juneau Commission on Aging (JCOA) and the Affordable Housing Commission as the Assembly liaison. The JCOA is getting ready to work on the senior survey and they have formed a subcommittee to work on that. She attended a reception at the Filipino Community Hall to see the swearing in of the new board members. She also attended an AFL-CIO reception that was being held at the end of their convention and she was able to meet with local labor groups in town. Lastly she helped Senator Kiehl on fundraiser for the Girl Scouts of Alaska.

Ms. Triem reported that she also attended Southeast Conference and having it on the same day that the Governor's budget drop made things extra exciting. She said that this was the highest attendance to date for that conference. She has not met with the Aquatics Board since the last Assembly meeting. She said she did meet with the Parks and Recreation Director about the number of seats coming up to be filled in the summer. She attended a Travel Juneau meeting and saw the results of a McDowell survey of independent travelers. She said that the main take away is that the number one thing people are satisfied with are Juneau's people and that is what makes our city a great place to visit. Travel Juneau is involved in the challenges of pedestrian crossing downtown. She said that stakeholders and community members who took the Destination Next survey will soon see the results which are scheduled for March 28. She went on a lovely vacation and didn't forget to think of them as she toured the Paris and Dublin City

Halls to get some design inspiration as we look at a potential new city hall.

Mr. Edwardson reported that the Human Resources Committee met earlier in the evening and is forwarding the recommendation for appointment of Emil Mackey to the Board of Equalization to a term begining immediately and expiring December 31, 2021. Hearing no objection, the appointment passed by unanimous consent.

Mr. Edwardson reported that on February 12, the Airport Board met and there were a lot of discussions including the LEEDs certification which was discussed in greater depth at the Public Works and Facilities Committee so he deferred that report to Ms. Hale. Mr. Edwardson said they heard from the wildlife biologist at the Airport who reported on the bird strikes. He said, there was one item that will affect the budget and he and the Airport Board didn't know it before they dug into it but you can't use federal funds for the 1% for Art so it is likely the Assembly will be hearing more about that.

Mr. Edwardson said he, like many others, attended AML and it was his third time attending AML meetings and this was the most energetic. He reminded everyone that there is a meeting scheduled for Wednesday, March 6 at 6:15 p.m. of the Full Assembly sitting as the Human Resources Committee to interview for one seat on the Docks and Harbors Board. Mr. Edwardson also noted that there is a joint meeting with the Assembly and the Airport Board on March 21 at 5:30 p.m. Ms. McEwen added that there is also a joint meeting of the Assembly and the Hospital Board on March 19 at 5:30 p.m.

Mr. Edwardson said that he was not on the Assembly in August 2016 but he wished he was to have been able to vote on the non-discrimination ordinance that passed that month. He said he is glad to live in a city that passed that in a region that at least two cities have passed that.

Mr. Jones reported that the Assembly Finance Committee (AFC) had not met since the last meeting but that the next AFC meeting will be held on March 13 at 5:30 p.m. He said that they will hopefully be dealing with Utility Rates at that meeting. Mr. Jones reported that the Child Care Committee met on February 15 and again on March 1 and they will meet again this Friday at which they will begin to review a draft report.

Mr. Jones reported that the Juneau School Board's last meeting was May 12 and they had a worksession with UAS. Since then, they have been working on the budget including a 3.5 hour retreat on a Saturday morning on February 23. They meet again tomorrow night at Thunder Mountain H.S. to look at their budget. They will be proposing a budget based on the average daily membership dollar amount that was in the December 14, 2018 budget and also the $30 Million that is in Law. He said that may not be the final numbers but they felt that is what they should spend their efforts on. They are not looking at the governor's amended budget and what a $13 Million reduction might look like. They will meet again on March 12 in a first reading of the budget before the board. They will have more meetings and will present the budget at end of March so it can be presented to the Manager for inclusion in the Manager's budget on April 3 at which the Assembly will begin its weekly AFC meeting until the budget is passed.

Mr. Jones reported that the Downtown Business Association has not met since the last Assembly meeting but they are meeting tomorrow morning at the JEDC conference room at 7:30 a.m. He also noted that he attended a lot of the meetings that others spoke of.

He said he had asked permission a while back to take a look at the review process for CBJ leases and he has met with the Attorney. Mr. Palmer emailed out a draft of the ordinance and a memo explaining what that ordinance would do. *[Copies of the memo and draft ordinance were provided as red folder items.]* Mr. Jones asked the Assembly to instruct the manager to run this by the Docks and Harbors Board and the Planning Commission. He said he would be happy to go before them when they do the review and once that review is done, that it would be brought back to the Assembly COW so their comments could be considered when it comes to the Assembly COW for discussion. Members discussed the process this would go through before coming back to the Assembly COW.

Mr. Jones brought up a concern regarding an issue brought up by CDD regarding the Mendenhall River bank erosion and that the CDD was informed by the Dept. of Natural Resources that CBJ is required to do a flood map study for compliance with FEMA. He said that several of the neighbors met with the City Manager about this and despite work done by NCRS, it was not sufficient for this flood map requirement and there is currently no one licensed in Juneau that can actually do this work. This issue was reported on in greater detail in the PWFC packet and he encouraged members to review those materials. He asked for the Assembly to give permission to the City Manger to take up to $20,000 to pay for that study for all of the homes along that part of the river.

MOTION by Mr. Jones for the Assembly to authorize the City Manager to spend up to $20,000 on a conditional letter of map revision study for the homeowners on Meander Way.

After much discussion, and many questions, Mr. Jones withdrew his motion and said there is some urgency on this as he feels the Assembly has let this community down and he hopes the Assembly would read and understand the issue. Mr. Watt gave some suggested timing dates for committee and Special Assembly meetings at which it might be considered. Mr. Jones agreed that in light of his sense of urgency, he appreciates Mr. Watt scheduling this for action by March 18.

Ms. Becker reported that the Lands Committee met and discussed leasing city land for communication towers. They received a lease application for a non-profit, fair market lease at Lena Point. Lands approved that and its next steps are CDD, PC, and then Assembly.

Ms. Becker reported that the UAS Campus Council met earlier that day and Chancellor Caufield gave a presentation on how the Governor's proposed budget will have impacts across the state. The committee agreed that they would write a resolution and send it to the Governor on behalf of the council.

Ms. Becker reported that the Chamber of Commerce meets each week and Mr. Watt gave a good financial report on the State and on Juneau. She reported that the Alaska Committee voted to elect Carl Renninger to fill Norton Gregory's term and they discussed the State budget. They discussed the fact that they need to watch the Governor's budget, especially for things the Alaska Committee has been working on such as Gavel to Gavel.

Ms. Becker reported that the Docks & Harbors Board approved the Alaskan Memories Enterprise with Nordic Tug Charters for a sublease renewal. There is a method to get an electric lift to get cruise passengers off a ship and into an ambulance. She said she also attended Southeast Conference and AML, and she commented that the AML meeting was the best she's been to since she has been on the Assembly. Finally, she reported on attending the Filipino Community reception and what a great job they did.

Ms. Gladziszewski reported that the Assembly COW met February 25 and they discussed the Parks and Recreation Master Plan which was well done. She noted that they did not take any action and it will be coming back to them again to be considered more thoroughly. The COW talked about dockless vehicles such as electric scooters and e-bikes. They heard about what has happened in other communities when they have been dropped into town. To addressed that concern, the Assembly is asking City Manager to draft an ordinance that would temporarily prohibit the use of those dockless transportation devices until the Assembly had time to consider the issues/impacts. The COW heard an update about food trucks and the Archipelago lot and where they might go. The Assembly decided to rely on the private sector to absorb those entities and CBJ also has a map with locations where food trucks are allowed and they considered adding new locations to the current existing street/sidewalk vending provisions. She said the COW discussed the state budget and its impacts to Juneau and began to draft the resolution that just passed. She said the next COW meeting is scheduled for March 18.

Ms. Gladziszewski said she wished to thank the members of the Affordable Housing Commission for all the work they have done through the years. She said that after they left the room this evening, she realized that she had not expressed her gratitude for all the work they have done through the years. She also wanted to thank them for their future ideas on how the Assembly might be able to work on the projects they had forwarded to the Assembly.

Ms. Gladzisewski also reported on the meetings she attended such as AML and the Innovation Summit. She also reported that she attended the AK Chapter of the Wildlife

Society and the Poetry Out Loud conference on behalf of the Mayor. She commented on all the great things going on in the community.

Mayor Weldon welcomed our new Finance Director Jeff Rogers. Mayor Weldon also commented on going to the "Motown in My Town" event at which Ms. Gladziszewski and her husband danced so delightfully.

Ms. Gladziszewski also commented that Mr. Day continues to come and talk about TBMP matters during non-agenda items at Assembly meetings and she wanted to ask him to come to do a presentation at a future COW meeting so the newer members can learn more about the TBMP program.

C. Presiding Officer Reports

None.

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Mr. Quayle asked the Assembly to request the City Manager to permit pedi-cabs to be allowed to take passengers out to the hatchery. He also talked about e-bikes and the service that pedi-cabs play in situations where seniors can't get around.

Mr. Watt reported that the Juneau Legislative Delegation will be holding a Town Hall meeting on March 12 at 5 p.m. at the Juneau-Douglas High School and that will be another opportunity for community members to participate on the State budget process.

XIV. EXECUTIVE SESSION

XV. ADJOURNMENT

There being no further business to come before the Assembly, the meeting was adjourned at 9:36 p.m.

Signed: ___________________________ Signed:_________________________

Elizabeth J. McEwen, Municipal Clerk

Beth A. Weldon, Mayor

A. Red Folder Items