

THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - September 18, 2017

MEETING NO. 2017-18: 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 Ken Koelsch.

I. FLAG SALUTE

II. ROLL CALL

Assembly Present: Mary Becker, Maria Gladziszewski, Norton Gregory (telephonic), Loren Jones, Jesse Kiehl, Ken Koelsch, Jerry Nankervis, Beth Weldon and Debbie White.

Assembly Absent: None.

Staff Present: Rorie Watt, City Manager; Amy Mead, Municipal Attorney; Laurie Sica, Municipal Clerk; Scott Ciambor, Chief Housing Officer; Dan Bleidorn, Deputy Lands Manager; Allison Eddins, Planner; Rich Etheridge, Fire Chief; many firefighters and paramedics.

III. SPECIAL ORDER OF BUSINESS

A. Juneau Alaska Music Matters (JAMM) Performance

Lori Heagy and the JAMM students introduced themselves, expressed their love of the music program, and entertained the audience with their original song, "I am Juneau."

IV. APPROVAL OF MINUTES

A. August 21, 2017 Regular Assembly Meeting 2017-17

Hearing no objection, the minutes of the August 21, 2017 Regular Assembly Meeting 2017-17 were approved.

V. MANAGER'S REQUEST FOR AGENDA CHANGES

None.

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

William Quayle spoke about the pedicab regulations which prohibit him from operating outside of the downtown area and said he should only be restricted by how far his legs could carry him. He would also like to be able to operate his pedicab at night. He said people would like him to take them to the whale statue and to the airport, and said has no trouble riding his pedicab from downtown to UAS.

Travis Wolfe said he has worked for Capital City Fire and Rescue (CCFR) for ten years and was present to represent the International Association of Fire Fighters (IAFF). CCFR has been very busy and needs to increase staffing. CBJ has the most capable firefighters in the state. The loss of life from the fire yesterday will haunt them all. He asked the Assembly and community for its support.

John Adams said he has works for CCFR and is the vice president of the local IAFF. Yesterday the fire took the life of two people and sent four firefighters and other victims to the hospital. At one time there were 2800-2900 calls per year and now there are up to 5300 calls per year with no increase in staffing. The union believes that an increase in staffing will allow us to continue to provide excellent service and he hoped to speak directly with each Assemblymember.

Roger Hughes said he lives out the road and reported on an incident in which a brown bear was killed. Wildlife in this state is a valued asset and he was concerned that this bear was killed because it was only being a bear and the real problem was that a person had been maintaining a chicken coop that became an attractive nuisance for the bear.

Cedar Malick said he is disturbed that the bear was killed. The chicken coop that attracted the bear was an open invitation to wildlife coming in. It had no doors. If it requires an ordinance or enforcement to prevent this from happening again, he asked the Assembly to consider it.

Ted Wilson spoke for the Any Given Child initiative and thanked the Assembly for the support of Arts in Education Week. The Kennedy Center supports this initiative and it is the fifth year of this collaborative effort in Juneau which supports the arts in Juneau. Every child deserves to participate and the arts are for everybody. He spoke about the participation of children in the program and the community support.

Andrew Wheeler, a member of IAFF, said he started at CCFR at Beth Weldon's encouragement. He said there is not currently adequate staffing at CCFR and he attributed the recent fire incident injury to that lack. He spoke about minimum staffing levels and asked the Assembly to consider this.

Michelle Warenchuk lives in the Cohen Drive area and said she has owned chickens and the area is also a bear area. There is a unique opportunity to have the two live in harmony. The bear was shot raiding a chicken coop. CBJ should review its chicken ordinance and asked the Assembly to look to other communities' rules. She said the City of Kodiak recently reviewed a requirement for electric fences. She suggested fines for violation of the ordinance.

Mr. Gregory asked about best practices. She said the coop should be kept clean, food inside the coop, only a certain number of chickens and bears in the area should be hazed appropriately, including loud noises such as yelling, air horn, or throwing items at them.

Brian Holst distributed the Juneau Economic Indicator Study for 2017. He gave some good news and bad news. Tourism is achieving its greatest successes. Personal income is high, unemployment is low, and housing is improving. He said the study is available at www.jedc.org

Christy Asplund is a volunteer Firefighter with CCFR and said their numbers have shrunk on the volunteer side. They used to have 20 members show up at a training and now they have about five. They have great, but few, volunteers and she said the need is high. She said there is a need to increase career staff. Everyone expects CCFR to show up when they are called. If there was another structure fire this weekend when we were responding to the downtown fire, we may not have been able to respond.

Kristine Trott lives in the Cohen Drive area, has homesteaded since 1984 and there have always been bears. She has had chickens and she has never had issues with them due to her management. The bear was a good neighbor and did not get into the trash cans. Many neighbors were familiar with him, as he was with them and she was incensed that for the cost of a \$1.00 chicken, this bear was shot. The chicken owner was warned by her neighbors that she was feeding bears, and she should be cited.

Patricia Wherry said it was time to dust off the nuisance ordinance for humans relating with bears. She knew what existed for trash, but she was not sure about chickens or birdseed. Some definitions need to be included in "bear attractants." We need to remind people about this ordinance and next spring will be a good time to do that.

Brady Fink is a member of IAFF and CCFR and said he was one of the first arriving crew of the Seward Street fire. This fire would be in his memory for a long time. Lately he has heard a lot of discussion about planning for Juneau's future and he asked the Assembly to plan for the public safety of the community. The increase in demand of the department's services has stretched it to its max.

Peter Flynn has worked for CCFR for 1.5 years and has worked as a professional ski patroller. He spoke about standards for minimum staffing for fire service and ambulance and said if CCFR had two extra hands on at the fire there would have been a better chance of saving lives. CCFR stretches its resources to the max. He was proud to serve and he asked the Assembly for more resources.

Honalee Elkan said she heard the shots that killed the bear and it was heartbreaking. To loose this bear under such circumstances is a sign that the Assembly should strengthen the regulations regarding the keeping of chickens. She said the set up that caused the bear to be killed was very poorly done and was unsecured livestock and livestock feed.

VII. CONSENT AGENDA

A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction

George Utermohle requested that Resolution 2809 regarding animal licensing and impound fees be removed from the Consent Agenda.

B. Assembly Requests for Consent Agenda Changes

Mr. Nankervis requested that Resolution 2807 regarding the enforcement of the boundary waters treaty be removed from the Consent Agenda.

C. Assembly Action

MOTION, by Nankervis, to adopt the consent agenda, with the removal of Resolutions 2807 and 2809. Hearing no objections, the consent agenda was adopted.

1. Ordinances for Introduction

- a. Ordinance 2017-19 An Ordinance Amending the Uniform Sales Tax Code to Expand the Senior Citizen Sales Tax Exemption.

This ordinance would expand the definition of an essential purchase as it relates to the senior citizen sales tax exemption, making the purchase of prepared foods, household supplies, and personal care items tax exempt. As a result of exempting these additional purchases, the rebate paid to seniors below a certain income level would be reduced to \$300 from \$325. The estimated annual loss of revenue is in the range of \$36,000 - \$90,000.

This issue and the draft ordinance were reviewed by the Assembly Finance Committee at its May 10 and August 9, 2017, meetings. The Finance Committee recommended the ordinance, with some amendments, be brought to the full Assembly for its consideration.

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

- b. Ordinance 2017-26 An Ordinance Authorizing the Manager to Dispose of Lots 4 and 5 of the Renninger Subdivision.

This ordinance would authorize the sale of two of the Renninger Subdivision lots through either a sealed competitive bid process, or, if that process proves unsuccessful, an over-the-counter sale.

The Lands Committee heard this issue at its May 1, 2017, meeting, passing a motion of support for the sale. The Planning Commission considered the proposal at its meeting on July 25, 2017, also recommending approval.

This sale would create opportunities for additional multi-family development.

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

- c. Ordinance 2017-27 An Ordinance Authorizing the Manager to Convey Lot 2 of the Renninger Subdivision to the Alaska Housing Development Corporation.

This ordinance would authorize the City Manager to sell Lot 2 of the Renninger Subdivision to the Alaska Housing Development Corporation. On May 15, 2017, the Assembly authorized the City Manager to directly negotiate the terms of sale with AHDC.

This ordinance would authorize the sale of the lot for fair market value with 5% down, and the balance to be paid over a 10 year term at 10% interest.

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

- d. Ordinance 2016-09(AS) An Ordinance Appropriating to the Manager the Sum of \$3,206,100 as Partial Funding for Various Departments' Fiscal Year 2017 Operating Budgets; Funding Provided by the General Fund's Fund Balance and Other Funds' Fund Balances.

This ordinance would appropriate \$3,206,100 for increases in FY17 operations among several CBJ departments.

Bartlett Regional Hospital (BRH)

The Hospital anticipates exceeding its FY17 Assembly authorized spending authority by \$2.7M. Funding will be provided by FY17 revenues. Hospital utilization for emergency room, cardiology, and overall patient days was above original projections. The increased expenses were offset by increased revenues.

Docks

The supplemental request would increase the Docks Enterprise spending authority in FY17 by \$176,400. Funding will be provided by FY17 revenues.

The majority of the increases can be attributed to personnel costs predominantly due to increased FTE, the unbudgeted MEBA negotiated lump sum payout, and pulling (out of convenience) \$25,000 for a FEMA Port Security Grant from operating expenses rather than from the Docks Fund Balance.

The Docks & Harbors Board approved the supplemental request at its August 31, 2017 regular Board meeting.

Human Resources

The Human Resource Department is anticipating a \$10,100 shortfall in the current fiscal year operating budget. This shortfall is due to the impact of activities not included in the base budget: the lump sum negotiated wage payment & employee parking passes. Also HR staff didn't take leave at the estimated level, which increases payroll costs. It is difficult for the smallest CBJ department to absorb these costs. The anticipated funding for this increase is the General Fund's Fund Balance.

Risk

The Risk Management Department anticipates exceeding its FY17 Assembly authorized spending authority by \$319,600. The increase is attributable to higher than budgeted claims experienced for the Workers Compensation, Property, and Health insurance lines. Funding will be provided by FY17 Risk fund revenues.

The Assembly Finance Committee reviewed the increases at its meeting on September 13, 2017 and forwarded them to the full Assembly for approval.

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

- e. Ordinance 2016-09(AT) An Ordinance Appropriating to the Manager the Sum of \$1,707,389 to Fund the City and Borough of Juneau's Fiscal Year 2017 Public Employee Retirement System Contribution; Funding Provided by the Alaska Department of Administration.

This ordinance would appropriate \$1,707,389 which is the State's FY17 4.14% on-behalf PERS benefit paid for CBJ. Funding is provided by the Alaska Department of Administration and was authorized by passage of House Bill 256 during the 2016 legislative session.

This is a housekeeping ordinance to properly account for this on-behalf payment and has no impact on the CBJ's finances.

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

- f. Ordinance 2016-09(AU) An Ordinance Appropriating to the Manager the

Sum of \$1,525,643, to Fund Bartlett Regional Hospital's Fiscal Year 2017 Public Employee Retirement System Contribution; Funding Provided by the Alaska Department of Administration.

This ordinance would appropriate \$1,525,643, which is the State's FY17 on-behalf rate of 4.14% for each FY17 employer payroll and 26.14% on-behalf PERS benefit paid for Bartlett Regional Hospital. Funding is provided by the Alaska Department of Administration and was authorized by passage of House Bill 256 during the 2016 legislative session.

This is a housekeeping ordinance to properly account for this on-behalf payment and has no impact on BRH's finances.

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

- g. Ordinance 2016-09(AV) An Ordinance De-appropriating the Sum of \$180,000 of the Parks and Recreation Program's Fiscal Year 2017 Operating Budget; Such Funds to be Returned to the General Fund's Fund Balance.

On June 5, 2017, the Assembly adopted Ordinance 2016-09(AP) appropriating \$180,000 in supplemental funding for Parks and Recreation's FY17 operating budget. At the time we weren't certain that a supplemental would be needed, but submitted it as a precaution.

Parks and Recreation's Year End Balance for Fiscal Year 2017, as of September 6, 2017 is \$5,940. Two divisions had negative balances, which were offset by all other divisions' positive ending balances. As a result the Supplemental Appropriation of \$180,000 is not needed, as Parks and Rec was able to balance the budget without the supplemental funding.

Staff recommends de-appropriating Ordinance 2016-09(AP), via Ordinance 2016-09(AV). This will provide for more accurate trend analysis and management reporting.

The Assembly Finance Committee reviewed this at its meeting on September 13, 2017 and forwarded it to the full Assembly for approval.

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

- h. Ordinance 2017-06(F) An Ordinance Appropriating to the Manager the Sum of \$6,600 as Funding for the Juneau Public Libraries; Grant Funding Provided by the Alaska State Library.

This ordinance appropriates \$6,600 in grant funding to the Juneau Public Libraries, for the purpose of implementing the *NASA@ My Library*

STEM education initiative. *NASA@ My Library* is offered by the National Center for Interactive Learning at the Space Science Institute in partnership with the American Library Association Public Programs Office, the Pacific Science Center, Cornerstones of Science, and the Education Development Center.

Grant funding is provided by the Alaska State Library. This grant has a dollar for dollar matching requirement and is matched by staff time and expenditures on books and e-books that are already part of the library's FY18 budget.

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

- i. Ordinance 2017-06(G) An Ordinance Appropriating to the Manager the Sum of \$7,842 as Funding for the Planning and Design of Historical Interpretive Sign Panels at the Treadwell Mine Historic Park; Grant Funding Provided by the Alaska Department of Natural Resources, Office of History and Archeology.

The proposed project is to plan and design historical interpretive signs to be located on the interior wall of the Treadwell Office Building at the Treadwell Mine Historic Park. This grant would support Phase I of the project. Phase II of the project would manufacture the sign panels and install them on the interior wall of the building.

The work of the project would be performed through the combined efforts of a graphic designer and representatives of the Treadwell Historic Preservation and Restoration Society (Treadwell Society). The Juneau Historic Resources Advisory Committee would review the draft and final products. The total project budget is \$13,070. Sixty percent of the cost, or \$7,842, would be funded from a federal Historic Preservation Fund Grant administered by the Alaska Office of History and Archaeology. The required 40 % match for the project, or \$5,228, would be provided through in-kind services of volunteers of the Treadwell Society.

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

- j. Ordinance 2017-06(H) An Ordinance Appropriating to the Manager the Sum of \$281,020 as Funding for the Juneau International Airport RSA IIB (NW Quad Design & Construction) Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

The FAA funds 93.75% of the project with the remainder being provided by Juneau International Airport and a previously awarded ADOT grant.

The Airport Board approved this action at its April 27, 2017, meeting.

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

- k. Ordinance 2017-06(I) An Ordinance Appropriating to the Manager the Sum of \$100,000 as Funding for the Housing and Homelessness Services Coordinator; Grant Funding Provided by the Alaska Mental Health Trust Authority.

The Alaska Mental Health Trust Authority approved a grant request submitted by CBJ staff for \$100,000. This funding will allow the City to hire a Housing and Homelessness Service Coordinator who would work at the direction of the Chief Housing Officer in the Manager's Office. This person will work to build a coordinated entry program so that housing and homeless services provided by various Juneau non-profits meet community needs.

Upon demonstrated successful use of the funding, it is anticipated that the Trust will grant an additional two years of funding.

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

- l. Ordinance 2017-06(J) An Ordinance Appropriating to the Manager the Sum of \$2,011,000 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-alignment Design Capital Improvement Project; Funding Provided by the Federal Aviation Administration and the Juneau International Airport.

This ordinance would appropriate \$2,011,000 to the Design Taxiway A Rehabilitation and Re-alignment of Taxiway E and D-1 capital improvement project. Funding is provided as follows:

Federal Aviation Administration AIP Grant	\$1,979,062
Airport Fund Balance Match	\$ 31,938

The FAA funds 93.75% of the project with the remainder being provided by Juneau International Airport. At the August 21, 2017, Assembly meeting, a transfer (T-990) of \$100,000 from RSA IIb CIP to Taxiway Design CIP was approved. Funding source for local match is Airport Fund Balance. Total local match is \$131,938.

The Airport Board approved this action at its September 12, 2017, meeting.

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

2. Resolutions

- a. Resolution 2806 A Resolution Ratifying the Labor Agreement Between the City and Borough of Juneau and the International Association of Fire Fighters.

This resolution would provide Assembly ratification of the terms of the tentative agreement negotiated between the City and Borough of Juneau and the International Association of Fire Fighters (IAFF) for a collective bargaining agreement that would be in effect from July 1, 2016, and expire on June 30, 2019. (Though the effective date is July 1, 2016, the terms are not to be applied retroactively.)

The tentative agreement includes economic modifications of a lump sum payment in fiscal year 2018, additions and deletions of professional pay types, and modifications to pay step placement upon promotion and merit anniversary dates. There are no economic modifications for fiscal year 2017. The total cost of these provisions over the life of the contract is projected to be approximately \$104,820.

In addition, there are minor housekeeping language changes and other changes to terms and conditions of employment in the tentative agreement.

This tentative agreement has been ratified by the IAFF membership and the economic terms are in keeping with Assembly direction.

The City Manager recommends this resolution be adopted.

3. Bid Award

- a. Douglas Highway Water Main Replacement

This project entails replacement of the ductile and cast iron water mains and associated services along Douglas Highway from Sitka Street to David Street.

Bids were opened on this project on July 26, 2017. The bid protest period expired on July 28, 2017. Results of the bid opening were as follows:

Responsive Bidders	Total Bid
Miller Construction Company	\$1,694,125
Glacier State Contractors	\$2,154,512

Admiralty Construction Inc.	\$2,254,395
Arete Construction Corp.	\$2,579,340
Engineer's Estimate	\$2,416,260

The City Manager recommends award of this project to Miller Construction Company for the total amount bid of \$1,694,125.

4. Other Items for consent

- a. Renewal of Marijuana License 10266 - Standard Marijuana Cultivation Facility, Licensee: The Fireweed Factory, LLC, 8415 Airport Blvd., Space B, Juneau

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

In the event the Assembly does protest this renewal, CBJ Code 20.30 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity to exercise its right to an informal hearing before the Assembly. The sixty-day comment period for local governing body action will expire as of Tuesday, September 26, 2017.

The City Manager recommends the Assembly waive its right to protest the renewal of AMCO marijuana license #10266.

- b. Renewal of Marijuana License 10800 - Retail Marijuana Store, Licensee: The Fireweed Factory, LLC, 237 Front St., Juneau

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

In the event the Assembly does protest this renewal, CBJ Code 20.30 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity

to exercise its right to an informal hearing before the Assembly. The sixty-day comment period for local governing body action will expire as of Tuesday, September 26, 2017.

The City Manager recommends the Assembly waive its right to protest the renewal of AMCO marijuana license #10800.

- c. New Standard Marijuana Cultivation Facility License #12311 ISG, Inc. d/b/a Juneau's Green Garden, 5011 Short Street, Suite 1, Juneau

The Alcohol Marijuana Control Office (AMCO) sends local governing bodies notice of marijuana license applications which allows local governing bodies the opportunity to protest or waive its right to protest the issuance or renewal of these licenses.

CBJ received notice of the following marijuana license application:

**Standard Marijuana Cultivation Facility License #12311
ISG, Inc., d/b/a Juneau's Green Garden
Location: 5011 Short Street, Suite 1, Juneau, AK 99801**

CBJ staff from the Police, Fire, Finance, and Community Development departments reviewed this application for compliance with CBJ laws and regulations and recommends that the Assembly waive its right to protest the issuance of this license.

As to CDD's recommendation, although ISG, Inc. d/b/a Juneau's Green Garden does not yet have a local license and does not yet have a Conditional Use Permit (C.U.P.), CDD recommends allowing the applicant to move forward to obtain their state license. However, they will not be allowed to operate in the borough until the C.U.P. is approved and a city license is issued.

Due to the large quantity of documents associated with each marijuana license, your packets have been limited to the following documents:

- State of Alaska Alcohol & Marijuana Control Office (AMCO) Notice to Local Governing Body
- AMCO Marijuana online application forms (redacted)
- Form MJ-01: Marijuana Establishment Operating Plan
- Form MJ-02: Premises Diagram
- Form MJ-08: Local Government Notice Affidavit

Copies of all the documents relating to these licenses are available upon request from the office of the Municipal Clerk during regular business hours.

In the event the Assembly does protest the issuance of this license, CBJ Code 20.30 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity to exercise its right to an informal hearing before the Assembly. The sixty-day comment period for local governing body action will expire as of Monday, October 9, 2017.

The City Manager recommends the Assembly waive its right to protest the issuance of this marijuana license #12311 to ISG, Inc. d/b/a Juneau's Green Garden.

- d. New Marijuana Product Manufacturing Facility License #12315 ISG, Inc. d/b/a Evergreen Extracts, 5011 Short Street, Suite 2, Juneau

The Alcohol Marijuana Control Office (AMCO) sends local governing bodies notice of marijuana license applications which allows local governing bodies the opportunity to protest or waive its right to protest the issuance or renewal of these licenses.

CBJ received notice of the following marijuana license application:

**Marijuana Product Manufacturing Facility License #12315
ISG, Inc., d/b/a Evergreen Extracts
Location: 5011 Short Street, Suite 2, Juneau, AK 99801**

CBJ staff from the Police, Fire, Finance, and Community Development (CDD) departments reviewed this application for compliance with CBJ laws and regulations and recommends that the Assembly waive its right to protest the issuance of this license.

As to CDD's recommendation, although ISG, Inc. d/b/a Evergreen Extracts does not yet have a local license and does not yet have a Conditional Use Permit (C.U.P.), CDD recommends allowing the applicant to move forward to obtain their state license. However, they will not be allowed to operate in the borough until the C.U.P. is approved and a city license is issued.

Due to the large quantity of documents associated with each marijuana license, your packets have been limited to the following documents:

- State of Alaska Alcohol & Marijuana Control Office (AMCO) Notice to Local Governing Body
- AMCO Marijuana online application forms (redacted)
- Form MJ-01: Marijuana Establishment Operating Plan
- Form MJ-02: Premises Diagram

- Form MJ-08: Local Government Notice Affidavit

Copies of all the documents relating to these licenses are available upon request from the office of the Municipal Clerk during regular business hours.

In the event the Assembly does protest the issuance of this license, CBJ Code 20.30 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity to exercise its right to an informal hearing before the Assembly. The sixty-day comment period for local governing body action will expire as of Tuesday, October 10, 2017.

The City Manager recommends the Assembly waive its right to protest the issuance of this marijuana license #12315 to ISG, Inc. d/b/a Evergreen Extracts.

- e. New Retail Marijuana Store, License #12313 ISG, Inc. d/b/a Juneau's Green Market, 263 Marine Way, Juneau

The Alcohol Marijuana Control Office (AMCO) sends local governing bodies notice of marijuana license applications which allows local governing bodies the opportunity to protest or waive its right to protest the issuance or renewal of these licenses.

CBJ received notice of the following marijuana license application:

**Retail Marijuana Store License #12313
ISG, Inc., d/b/a Juneau's Green Market
Location: 263 Marine Way, Juneau, AK 99801**

CBJ staff from the Police, Fire, Finance, and Community Development (CDD) Departments reviewed this application for compliance with CBJ laws and regulations and recommends that the Assembly waive its right to protest the issuance of this license.

As to CDD's recommendation, although ISG, Inc. Juneau's Green Market does not yet have a local license and does not yet have a Conditional Use Permit (C.U.P.), CDD recommends allowing the applicant to move forward to obtain their state license. However, they will not be allowed to operate in the borough until the C.U.P. is approved and a city license is issued.

Due to the large quantity of documents associated with each marijuana license, your packets have been limited to the following documents:

- State of Alaska Alcohol & Marijuana Control Office (AMCO)

Notice to Local Governing Body

- AMCO Marijuana online application forms (redacted)
- Form MJ-01: Marijuana Establishment Operating Plan
- Form MJ-02: Premises Diagram
- Form MJ-08: Local Government Notice Affidavit

Copies of all the documents relating to these licenses are available upon request from the office of the Municipal Clerk during regular business hours.

In the event the Assembly does protest the issuance of this license, CBJ Code 20.30 requires notice, with specificity regarding the nature and basis of the protest, to be sent to the licensee and provides the licensee an opportunity to exercise its right to an informal hearing before the Assembly. The sixty-day comment period for local governing body action will expire as of Tuesday, October 24, 2017.

The City Manager recommends the Assembly waive its right to protest the issuance of this marijuana license #12313 to ISG, Inc. d/b/a Juneau's Green Market.

Removed from the Consent Agenda:

- f. Resolution 2807 A Resolution of the City and Borough of Juneau in Support of the Enforcement of the Boundary Waters Treaty in the Southeast Alaska/Northwest British Columbia Transboundary Region.

By means of this resolution, the Assembly requests that the government of the United States work with the government of Canada and refer issues that may arise from transboundary development in British Columbia to the International Joint Commission. The Commission would be charged with using all powers under the Boundary Waters Treaty to ensure that Southeastern Alaska resources are not harmed by upstream development. The Assembly previously adopted this same resolution in 2015; tonight's adoption would continue the CBJ's support.

The City Manager recommends this resolution be adopted.

Public Comment:

Heather Harcastle, co-owner of Taku River Reds and active with Salmon Beyond Borders, encouraged the Assembly to pass this resolution. The mining upstream of our salmon areas has gotten worse since the CBJ Resolution was passed in 2015. This action supports Alaska's congressional leaders. It is not an anti-mining resolution. This supports an agreement between two nations. She spoke about the declining salmon runs

and said the Assembly's constituents want this.

Jerry Nankervis suggested referral of this resolution to the Lands committee. The Assembly was sent a letter about potential inaccuracies in this resolution and he would like further review of the resolution for possible revision.

MOTION, by Jones to refer Resolution 2807 to the COW.

Mr. Jones suggested the COW could suspend rules to take testimony. This is an important topic and referral to the COW would allow all members to participate. He was not sure that much has changed since the Assembly adopted this resolution in 2015. Many people have worked on this issue, but he has not seen much change from Canadian or US Government, or in the fears of those downstream from mining activities.

Mr. Nankervis objected as he said he was the chair of the committee and said he didn't want it.

Roll call:

Aye: Becker, Gladziszewski, Gregory, Kiehl, Weldon, White, Koelsch

Nay: Jones, Nankervis

Motion passed, 7 ayes, 2 nays.

- g. Resolution 2809 A Resolution Establishing the Fees for Animal Control and Protection Services, and Repealing Resolution No. 2767.

Gastineau Human Society (GHS) has reviewed the current fee schedule for animal control and sheltering services and is recommending changes to the impound and impound boarding fees. The changes will allow for a slightly higher revenue base to support operations and the fee changes requested are in line with other Alaskan communities.

Impound Fees: GHS recommends an increase in Impound Fees to more closely mirror impound fees charged in other Alaskan communities. The current fees are \$30 first time, \$50 second time, \$75 third time and \$100 fourth time. The requested fees are \$50 first time, \$60 second time, \$75 third time, and \$100 fourth and subsequent times. Impound fees were last increased March 19, 2001 by Resolution No. 2081. GHS projects an approximate \$4,250 in annual revenue.

Impound Boarding Fees: The existing resolution establishes impound fees at \$10.00 per day until the owner is contacted and then \$15.00 per day thereafter. The fees currently being charged by GHS are in excess of that amount. GHS is not seeking an increase to the current fees being charged. Impound Boarding fees were last increased March 19, 2001 by Resolution No. 2081. Should fees not be adjusted in keeping with current

charges, GHS projects a loss of \$6,500 in annual revenue.

While there are no recommended changes to licensing fees which were adjusted in 2016, GHS does recommend eliminating the \$2.50 license transfer fee for regular dog licenses as the fee is an administrative burden and discourages people from transferring dog licenses.

The proposed changes were discussed at the September 13, 2017, Assembly Finance Committee meeting. The AFC recommended that the draft resolution be forwarded to the Assembly for action at the next regularly scheduled Assembly meeting.

The City Manager recommends that this resolution be adopted.

Public Comment:

George Utermohle said he was representing Grateful Dogs of Juneau and asked the Assembly to hold this resolution over to the next meeting due to inadequate notice to the public. This is the result of the negotiations between the city and a city contractor and the fees impact a large portion of the community. The public should be able to review the fees prior to adoption. He spoke about the sliding fees for boarding based on the reproductive status of an animal and questioned the justification for this scale. The elimination of notice to an animal owner of an impound should not be allowed. He questioned the license fee for kennels and said this is a land use code issue rather than an animal code issue and questioned registering kennels. He said it seemed there were some inequities in the fee schedule based on a proposed "group fee." He asked the Assembly to delay the adoption of this resolution to a later date.

Ms. Becker asked if the Grateful Dogs of Juneau were willing to meet and bring back recommendations and Mr. Utermohle said yes.

Assembly Action:

MOTION, by Jones, to postpone Resolution 2809 to the October 16, 2017 Assembly meeting, and at that time schedule a public hearing, rather than put it on the consent agenda.

Ms. White asked if there was delay, would there be sufficient time for the 2018 licensing period. Mr. Watt said yes.

Hearing no objection, the matter was referred to public hearing at the October 16, 2017 Assembly meeting.

VIIIPUBLIC HEARING

A. Ordinance 2017-06(C) An Ordinance Appropriating to the Manager the Sum of

\$9,939 as Funding for a New Master Plan for Riverside Rotary Park; Donation Provided by The Glacier Valley Rotary Club.

The FY17 CIP provided \$250,000 from the voter-approved special 1% sales tax to perform improvements and upgrades to Riverside Rotary Park. The improvements include renovating and improving the playground and creating a new master plan for the entire park space.

The Glacier Valley Rotary Club has raised \$9,939 as a donation toward the project. These funds will be used to complete a new park master plan as part of these improvements.

The Public Works and Facilities Committee approved this request at its meeting on August 7, 2017.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Weldon, to adopt Ordinance 2017-06(C). Hearing no objection, it was so ordered.

The vote was immediately followed with a "large check ceremony," with the members of the Glacier Valley Rotary Club.

- B. Ordinance 2017-06(D) An Ordinance Appropriating to the Manager the Sum of \$25,000 as Partial Funding for the Historic Preservation Plan, Phase II; Grant Funding Provided by the State of Alaska Department of Natural Resources.

The State Historic Preservation Office has awarded the CBJ a \$25,000 grant to update Juneau's Historic Preservation Plan. The funds, which will be used to pay a consultant to assist staff in updating the plan, come with a 40 percent match requirement. CBJ will meet this obligation with budgeted staff time.

CBJ's current preservation plan was completed 20 years ago. It remains in draft form, as it was never brought before the Assembly for adoption. CBJ is classified as a Certified Local Government (CLG), which makes it eligible for preservation grants. In order to maintain CLG status, cities are required to have adopted historic preservation plans. CBJ has been using the draft preservation plan for many years, but as funding becomes more competitive, it is prudent to have an adopted plan. Staff anticipates bringing the updated historic preservation plan before the Assembly to consider adoption in September, 2018.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by White, to adopt Ordinance 2017-06(D).

Mr. Jones said he understands Corvus Design and CDD staff have worked on this plan. It has a strong impact on those in downtown Juneau and he asked the manager to encourage downtown business people to become involved in the planning effort, and have significant discussions with those who own historic properties, as it will impact their property in the future.

Hearing no objection, it was so ordered.

- C. Ordinance 2017-06(E) An Ordinance Appropriating to the Manager the Sum of \$109,800 as Supplemental Funding for the Law Department Fiscal Year 2018 Operating Budget; Funding Provided from the General Fund's Fund Balance.

The requested appropriation would fund a new attorney position. The position would have a dual focus, working for both the criminal and civil sections. The position would alleviate the strain on the criminal side created by a dramatic increase in criminal cases being prosecuted as a result both of the criminal justice reform bill as well as the impact that bill has had on the local District Attorney's Office's resources and ability to handle a share of the misdemeanor caseload. The addition of the new position would also allow the civil section to significantly increase the CBJ's collections efforts with respect to unremitted sales tax, as well as civil and criminal fines that have gone unpaid and the recovery of damages through the initiation of civil litigation.

The FY18 funding source is an increased draw on General Fund fund balance of \$109,800 over the recently adopted budget. The FY18 adopted Law budget reduced their budget's draw on the general fund due to \$100,000 increased cost reimbursement from BRH. Thus this requested increment only draws \$13,000 more on the general fund than their FY17 budget. This requested increase was discussed at the July 12 Committee of the Whole meeting. The direction to prepare an ordinance for Assembly introduction passed without objection.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Gladziszewski, to adopt Ordinance 2017-06(E). Hearing no objection, it was so ordered.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

A. Docks & Harbors Regulation Amending Shorepower Access Fees 05 CBJAC 30

As part of the Docks & Harbors comprehensive fee review process, the Board proposes changes to the daily shorepower access fee. These fees have not been adjusted since 2010 and are imposed on vessels that do not have metered accounts with the local electrical utility. This fee is typically assessed to visiting, transient vessels. The proposed rates were calculated by assuming 80% of the stated amperage load for a 24 hour period. The Board also reviewed the fees for summer monthly and fees for winter monthly, including live aboard electrical fees. The Board is recommending no changes to the monthly fees.

These proposed regulations were advertised consistent with CBJ code and a public hearing at the August 31, 2017 Docks & Harbors Board. There was one email comment received recommending no rate change.

The City Manager recommends the Assembly adopt the regulations pertaining to daily shorepower access fees.

Public Comment:

No public comment.

Assembly Action:

MOTION, by Nankervis, for orders of the day. Hearing no objection, the regulations were allowed to become effective.

B. Seventh Day Adventist Christian School vs. CBJ Assessor 2017 - Notice of Appeal

On August 30, 2017, the Clerk's office received an appeal of the Assessor's decision regarding the tax exemption status of the property owned by Juneau Seventh-day Adventist Christian School.

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.)

As this is a quasi-judicial matter, the City Manager makes no recommendation.

Assembly Action:

MOTION, by Jones, to accept the appeal, to hear it, and he offered to serve as the presiding officer.

Mr. Nankervis said he would also encourage someone new to serve as presiding officer to gain experience. Mr. Jones said he had the time and experience.

Hearing no objection, it was so ordered.

C. Task Force on Homelessness Report

Ms. White spoke about the work of the committee and thanked the task force members, which included Maria Gladziszewski, Norton Gregory, JPD Chief Johnson, then Chief Mercer, Bruce Van Dusen, Kenny Soloman and Mariya Lovishchuk. This was a big learning experience and she asked people to have an open mind when pursuing solutions for homelessness.

Mr. Ciambor said the Juneau Coalition on Housing and Homelessness (JCHH) held a retreat in July and their work informed the task force's work. A primary question is, "should the city intervene and at what cost?" He reviewed the recommendations to the Assembly, including using data to determine needs, that investment in a winter campground is unlikely to assist the most in need, to support the JCHH proposals: to fund scattered site housing first, to fund a warming center to open by November 15, and to establish an "Assertive Community Treatment Team." The Alaska Mental Health Trust Authority has approved a \$100,000 FY 18 partnership grant with CBJ for a Housing and Homelessness Services Coordinator. The task force realizes that it is costly to not take action or provide resources. Mr. Ciambor provided information on additional resources coming on-line to assist the homeless in 2017/18.

Mr. Watt said he has spoken to the Finance Director about funding sources for the ideas. The tobacco tax fund balance could contribute about \$200,000 towards these projects from its \$726,000 fund balance.

Ms. Gladziszewski asked about the funding capacity of Bartlett Regional Hospital (BRH) to support these programs. Mr. Jones said that the hospital loses money when they provide services to those who can not pay and the "savings" that came from not providing the services does not translate to a cash contribution.

Ms. Weldon said the scattered site housing sounds intriguing and asked if landlords have been approached. Mr. Ciambor said networking with landlords is already happening and this is a way for the community at large to assist in providing rentals.

Ms. Weldon asked if the Salvation Army would be the warming shelter. Mr. Ciambor said the Salvation Army is in a leadership transition and has plans for its facility through the holiday season, but it is still a possibility.

Mr. Jones asked for more information regarding the data points being used. Mr. Ciambor said the "Point in Time" homeless count done in January every year was a significant data point. That includes people in emergency shelters and transitional housing, as well as those on the street unsheltered. The number of unsheltered will go down with the opening of Housing First, but that does not solve the entire problem. The Vulnerability Index Survey is used for identifying those who will reside in Housing First and the services providers track this information. In May, there were 97 people unsheltered who were identified with complex needs. 32 will find housing at Housing First. Mr. Jones said he would like to see the data provided to the task force. Many people are associating crime with homeless, but JPD is not associating homeless people with crime. He encouraged Mr. Ciambor to reach outside of the housing realm for data from JPD, Harbors, and other sources. He said there is not a lot of money for treatment. He understands that providers feel like the state and Medicaid should provide for the treatment, but he thought initially CBJ dollars would be needed and so we need to be clear on the costs.

Ms. White said the intent tonight is a brief report. The deeper level conversation belongs at the COW. The task force has brought forward recommendations, and along with the tobacco tax, the community can help with the warming center operation. There are people who are not going to accept help under any circumstances. CBJ can't solve homelessness, but can help.

Mr. Kiehl asked about "sleep-off" facilities for inebriates and said this is separate from the homeless issues. Mr. Watt said he has spoken with the administration at BRH about the cost and various ways to run the program. There are inefficiencies in the system. It is complicated and is high on the priority list for the manager and attorney.

Mr. Watt said staff has been working with the Mental Health Trust to see how other communities are addressing this. We have learned that "sleep-off" is run by a variety of organizations and some are billing Medicaid for cost recovery, which we are not doing now. He said the goal is to fund a warming center for this winter. The funds won't be available until December, so tonight we need to get some guidance on whether the Assembly wants to start pushing on this.

Ms. White said there may be some public / private venues that can move things more quickly such as the Juneau Community Foundation.

Mr. Nankervis said the Assembly should look at the tobacco sales tax as a source of funding and he was still concerned about timing. He would like a report from the Finance Department and would like to discuss the use of those funds for a warming shelter at the next COW.

MOTION, by Keihl, for staff to draft an appropriation ordinance for \$75,000 from the Tobacco Tax Fund Balance to use to establish a warming shelter, ordinance to be introduced on October 16, discussed at the October 23 Committee of the Whole meeting, and action on the November 6 Assembly meeting. Hearing no objection, it was so ordered.

Mr. Nankervis also wants to narrow the scope of the possible locations.

Mr. Gregory said the task force was looking for long term permanent solutions with one of the goals being to reduce services required to be provided by BRH. He asked about the BRH contribution to Housing First that was rescinded. Mr. Watt said he brought the parties back together and the issue is before BRH again and it appears that donation is back on track.

MOTION, by Gladziszewski, to move the rest of the report for discussion at the October 23 Committee of the Whole. Hearing no objection, it was so ordered.

XI. STAFF REPORTS

A. Alaska Marijuana Control Board Regulations Regarding On-Site Consumption

Mr. Jones declared a conflict of interest as a member of the Alaska Marijuana Control Board and left the meeting.

Ms. Mead said AMCO has issued regulations regarding on-site public consumption of marijuana and the deadline for public comment is October 27. She asked the Assembly if it would like her to draft comments for submission to the AMCO board. The regulation would allow for a "tag-on" license to allow on-site consumption including

smoking of marijuana. Under CBJ code it conflicts with the second-hand smoke ordinance in that it allows smoking inside an enclosed facility and CBJ also prohibits on-site consumption if the facility labels itself a private club. The State AG had to interpret state law to allow this type of on-site consumption by issuing an opinion to allow AMCO to adopt regulations despite the state law prohibits smoking or consumption in public. She spoke about the ability for a local government to protest the issuance of such a license and that protest will likely be a subject to challenge.

The Assembly discussed the matter.

MOTION, by Kiehl, to direct Ms. Mead to draft comments to create a clear, legal distinction that nothing in the state's regulations should allow something that is prohibited in local code, in order to maintain the clean air law. Hearing no objection, it was so ordered.

Ms. Mead said she would return a draft to the next Assembly meeting. Ms. Becker suggested the Assembly distribute the letter to other municipalities in Alaska that have no-smoking laws. Mr. Kiehl noted the regulation regarding "reducing odor" and Ms. Mead said the CBJ code requires "eliminating odor." He asked her to include that notation, and also add "or as required by municipal law" for posting required signage.

Mr. Jones returned to the meeting.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Koelsch thanked Ms. White, Ms. Gladziszewski and Mr. Gregory for their work on the Homeless Task Force. He thanked CCFR for the response to the fire on Seward St.

He reported on a tour of Kensington Mine. He met with officials from Goldbelt and Marie Olson of the Auk Kwan to discuss Indian Point and West Douglas properties. He will forward this discussion to the Lands Committee. He attended the Preparedness Expo, which the CBJ emergency management team worked on and it was well attended. He asked the subcommittee of Mr. Nankervis, Mr. Jones and Ms. Weldon to meet on manager wages and benefits. He said he would like to draft a "My Turn" column to support Proposition 1 - the 1% sales tax. Hearing no objection from the Assembly, he would proceed.

B. Committee and Liaison Reports

Affordable Housing Commission: Liaison Gregory said the commission met and reviewed the BRH Housing First donation, Pederson Hill Subdivision, and land trust models and how they can benefit Juneau.

Eaglecrest Board: Liaison Gregory said that Eaglecrest passes are for sale now. The

Board is currently soliciting bids for a beer / wine contractor. The Board is evaluating plans for a wilderness cabin funded by the Juneau Community Foundation and community donors.

Assembly Mining Committee: Chair Gregory said the attorney's office is close to finalizing a review of the existing ordinance and proposed changes and he will reconvene the committee once it is available.

School Board: Liaison Weldon said the board approved the superintendent contract and has extended Mr. Mark Miller's tenure for another year. The board has added the Tlingit name, "Sayeik," which means "spirit helper," to Gastineau Community School. The board is reviewing the six-year CIP for state maintenance grants and a Alaska Association of School Boards resolution for the 2018 legislative session. The next meeting is set for October 10 at JDHS.

Juneau Economic Development Council: Liaison Weldon reported on a meeting with Willoughby district stakeholders. The robotics season will start at DZMS on September 18. A town hall meeting on "Best Starts" will take place on September 26 at 5:30 p.m. at Centennial Hall. The 2017 Economic Indicators is available at www.jedc.org.

Aquatics Board: Liaison White said the board is discussing the potential sunset date and the options for moving forward, including a fully empowered board, a non-profit operation, or continuation of the current operations.

Travel Juneau: Liaison White said the next meeting is set for Sept. 21 at 9 am at the Baranof.

Planning Commission: Liaison Whites said the PC has reviewed West Douglas plan and discussed vehicle access in the area. The PC approved a rezone in Douglas, fixed a problem that was created in the re-write of Title 49 regarding panhandle lots and worked on an essential facilities ordinance. The next meeting is set for September 26.

Parks and Recreation Advisory Board: Liaison Gladziszewski said the PRAC met and heard reports from Zach Gordon Youth Center, which provides a drop-in youth center, youth wellness center, summer and spring break camps, youth outreach and support, afterschool programs, youth employment in the parks and food is always available in their new kitchen, among many other services. PRAC also talked about potential sites for campgrounds. The Cristobal trail through Cope Park has portions washed out. The next meeting is set for October 3.

Bartlett Regional Hospital: Liaison Gladziszewski said BRH is working on the rural demonstration project, are recruiting for an OB/GYN, and emergency room / Premara contract agreement. The next meeting is set for September 21.

Human Resources Committee: Chair Jones said the next meeting was set for October 16.

Downtown Business Association: Liaison Jones said DBA heard from the partnership on new JACC. DBA and AEYC are working on program to beautify windows of closed buildings downtown with children's art. DBA appreciated meeting with the Mayor. The next meeting is set for October 10.

Local Emergency Planning Committee: Liaison Jones said that there will be an activity on November 4 at Harborview Elementary to dispense flu shots (a Point of Dispensing) as practice for a disaster response. The next meeting is set for October 11.

Airport Board: Liaison Jones said the next meeting is set for October 10.

Downtown Improvement Group: Liaison Jones will meet September 21 and hear Riley Warner speak about Opioid use and mis-use in Juneau and a potential mural project on the downtown parking garage. There will be a meeting at the Baranof from 6 - 8 pm on September 25 about the public construction on downtown streets next spring.

Finance Committee: Chair Kiehl said the committee met and looked at supplemental ordinances, heard an update on a financial analysis of ownership of the electric utility, reviewed the animal licensing and impound fees resolution, and reviewed the work of the Finance Director and financial experts in town about the possibility of the CBJ participating, through bonding capacity, in the establishment of a senior assisted living and memory care facility. The committee directed the Finance Director to move forward with discussions with the Alaska Bond Bank.

Alaska Municipal League: Liaison Kiehl said AML submitted comments to a health care commission on a statewide health care plan. AML objected to the view that participation be mandatory because of AML's support of local control.

UAS Campus Council: Liaison Kiehl said the council met and reviewed actions at the Board of Regents meeting. The College of Education is moving forward. Enrollment at all campuses is down and budget cuts from the state are not helping. He spoke about the potential for a "Pre-Commissioning" program for the U.S. Coast Guard, which is similar to an ROTC program.

Public Works and Facilities Committee: Chair Becker reported on the recent meeting of the PWFC which included a supplemental agreement to continue the Pioneer Road in West Douglas, transfers to finish work on the Salmon Creek Filtration Plant and for the Maier's Drive force main repair, and discussed downtown traffic flow, snow storage options and changes to wastewater treatment.

CBJ/JSD Joint School Facilities Planning Committee: Chair Becker said the

committee met and discussed continuation of the work of the committee and the costs to do so.

Alaska Committee: Liaison Becker said the work to plan the 2018 Community Legislative Welcome Reception has started and thanked CBJ staff for its work on this annual event.

Docks and Harbors Board: Liaison Becker said the next meeting was set for September 19.

Chamber of Commerce: Liaison Becker said the annual gala would be held October 14 and the theme is "A Night in Manhattan."

Manager's Compensation Sub-Committee: Chair Nankervis said he would set up a meeting soon.

Committee of the Whole: Chair Nankervis said the next meeting was set for October 23.

Public Safety Task Force: Chair Nankervis said the task force met and heard reports from JPD, the Law Department and would meet and hear reports from BRH and Rainforest Recovery on September 21.

C. Presiding Officer Reports

None.

XIIIASSEMBLY COMMENTS AND QUESTIONS

Ms. Weldon said that a new Marine, Cody Weldon, was sworn in on the past Sunday.

Ms. White said she appreciated the public participation in the Assembly's Homeless Task Force meetings and said she recently toured the Polaris House and learned how much they work with the homeless currently.

Ms. Gladziszewski thanked Eaglecrest staff for the activities provided Saturday to kick off the ski season. Regarding the bear / chicken issue, bear attraction nuisances, including garbage, are defined in code and also as "anything that has previously attracted a bear to the property." The downside of that is that a bear has to have come, it has to be proven, and then a citation can be issued. It is not pro-active. With increasing numbers of chickens, and a lack of staffing for enforcement, she thought it would be good to review the code language. Juneau was a pioneer about a local trash ordinance, but we might need to review rules for chickens. She said the neighbors should contact ADF&G about the matter. Ms. Gladziszewski also thanked Lori Heagy and the JAMM students for the excellent performance.

Mr. Jones noted the comments from the firefighters about resources and would like to stay on top of conversations that the city manager is having about the topic. Mr. Jones reported that there are discussions about recreational liquor licenses at the ABC board and he thought it was worth the time of staff to look into this in light of the pending beer and wine license for Eaglecrest.

Mr. Kiehl encouraged Mr. Jones to get a flu shot. He thanked all CCFR responders for their work on the recent house fire. Mr. Kiehl would like to hear a report at a future meeting of the COW about the opioid addiction problem and possible actions that will be in a report commissioned by the National Council on Alcohol and Drug Dependency. He asked the Assembly if there is any objection to directing the law department to draft an ordinance recently enabled by the Legislature to allow local governments to pay for health insurance of dependents of police officers and firefighters lost in the line of duty. Hearing no objection, it was so ordered.

Ms. Becker reported on her trip to the Kensington Mine. She asked about the ideas of murals downtown and their relation to the Historic District guidelines.

Mr. Nankervis reported his trip to the Kensington Mine, and also on a recent meeting with Lee Hadley, a 92 year old WWII and Korean War veteran who served on the USS Juneau.

Mr. Nankervis encouraged everyone to vote.

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

William Quayle suggested the city find a warehouse to make a 50-bed facility for men/women/families for transitional housing that people can stay in without charge for six months. Grants are available from the federal government. Eureka, Oregon has transitional housing like this, with social workers that help people find work. This needs to be open year round. He discussed high rents in Juneau.

Travis Wolfe spoke about the support from the community regarding the fire, and gave a special thanks to Dave McGiveney, who showed up and helped out in many ways, even though he is not currently on the volunteer staff. He thanked the Assembly and community for the praise.

XV. EXECUTIVE SESSION

MOTION, by Nankervis, to enter into executive session, to discuss pending litigation. Hearing no objection, the Assembly recessed into executive session at 10:14 p.m.

During executive session, the Assembly moved out of executive session to vote, without

objection, to extent the meeting time to adjourn at 11:10 p.m. and then returned to executive session.

At 11 p.m., the Assembly returned to regular session and Mr. Nankervis stated that the Assembly received information and provided direction to the manager and attorney regarding the items listed for executive session.

A. Gastineau Apartments Litigation

B. Update Regarding New Personal Injury Matter

XVIADJOURNMENT

There being no further business to come before the Assembly, the meeting adjourned at 11:03 p.m.

Signed: _____
Laurie Sica, Municipal Clerk

Signed: _____
Kendell D. Koelsch, Mayor