THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - June 5, 2017

MEETING NO. 2017-13: 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, Loren Jones, Jesse Kiehl, Ken Koelsch, Jerry Nankervis, Beth Weldon and Debbie White.

Assembly Absent: None.

Staff Present: Rorie Watt, City Manager; Mila Cosgrove, Deputy City Manager; Amy Mead, Municipal Attorney; Laurie Sica, Municipal Clerk; Carl Uchytil, Port Director; Patricia Wahto, Airport Manager; Bryce Johnson, Police Chief; Ed Mercer, Deputy Police Chief; David Campbell, Lieut., JPD; Bob Dilly, CSO; Jennifer Adams, CSO; Roger Healy, Engineering / Public Works Director; Bob Bartholomew, Finance Director; Robert Barr, Library Director; Charlie Ford, Building Official; Jeffra Clough, Eaglecrest Ski School; Brian Davies, Eaglecrest Ski Maintenance.

III. SPECIAL ORDER OF BUSINESS

A. Special Recognition - Sgt. Chris Burke

Police Chief Johnson recognized Sgt. Chris Burke upon his retirement and noted that he had received the Police Medal of Valor and the Police Purple Heart awards. Mayor Koelsch presented Sgt. Burke with his duty pistol, which was purchased for him by his friend, Jimmy Quinto.

B. Special Recognition - Carl Uchytil

Mayor Koelsch recognized Port Director Carl Uchytil for his work to coordinate the visit of the USS O'Kane. He said the visit was highly successful and provided a thoughtful welcome to the crew of the ship.

C. Proclamation - Juneau Pride

Mayor Koelsch proclaimed June 2017 as Juneau Pride Month and said this was a celebration of the diversity of Juneau. Brandon Demery was present to receive the proclamation and invited the community to the annual picnic at Sandy Beach on June 11th, from 11 am - 4 pm.

IV. APPROVAL OF MINUTES

A. May 15, 2017 Regular Assembly Meeting 2017-11

Hearing no objection, the minutes of the May 15, 2017 Regular Assembly Meeting 2017-11 were approved as corrected.

B. May 19, 2017 Special Assembly Meeting 2017-12

Hearing no objection, the minutes of the May 19, 2017 Special Assembly Meeting 2017-12 were approved.

V. MANAGER'S REQUEST FOR AGENDA CHANGES

None.

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Patrick Owen spoke about getting the Juneau Access Road EIS finished, the AJ mine open and the second crossing installed - all are projects which could create many jobs in the community. He spoke about the benefits of the second crossing to Douglas Island and the community.

William Quayle said it was wrong for the CBJ to charge $1500 for a pedicab license and it would be better if it were priced at $400, as a one time fee, as charged in Sitka. He also wants to be able to provide his pedicab service at night. He felt the police could save a lot of money in gas and do better crime prevention by using bikes instead of vehicles.

John Pugh said he represents a group of people that believe that giving children from ages 0-5 the best first start and supports education for this age of children. He spoke about the studies regarding this topic and that providing early childhood education attracts a young workforce to the community. There are a150 families that don't have daycare and there are more that avoid full time work due to lack of daycare. The group distributed materials and will present information at the Finance Committee meeting. He said this is imperative and drives the economy. The existing system is broken.

Colleen Brody spoke about Best Starts and said she is the Director of Gold Creek Daycare in the Federal Building and a new mother. In the four years she has worked there she has seen a great need for childcare, even seeing people moving from the community due to the lack of childcare. Operating a child care center in this community is not profitable. Her facility survives due to support from the federal government.

Bill Leighty spoke about President Trump's removal of the US from the Paris Climate Accord, saying that many states and cities are taking their own actions and he asked Mayor Koelsch and the Assembly to consider joining those communities. He cited the CBJ energy plan and support from existing groups in the community that could bolster this action.

Alaska Representative Tammie Wilson said she was present on her own behalf and spoke about her concern for public safety in Marine Park and on the streets and said that something has changed in the last few days for the positive. She thanked the Assembly for the attention to this matter.

Alaska Representative Cathy Tilton said she appreciated the ability to walk around downtown. She said she walks late at night after leaving the capitol, and this year it has changed and has felt less safe. The tourists are here and there is a need to be proactive. She said the last few days have been much better and thanked the Assembly.

Luann McVey said that Juneau's unique location needs environmental protections that may not be needed elsewhere and spoke about the location of the Juneau water supply in the AJ Mine area. She spoke about the contamination issues from the mine into Gold Creek in the 1990's and said that Juneau needs its own mining ordinance. She values the clean water in Gold Creek and Gastineau Channel. She spoke about high heavy metal concentrates in the Gastineau Channel and concerns about health issues. She asked the Assembly to hear people's voices.

Dick Farnell spoke about alternative facts being promoted by the "gang of five," such as "...the Salmon Creek water plant is capable of providing water for the entire city." He said that is incorrect. Another "...we have a duplicative permitting process" - that is incorrect. "...the Planning Commission can deny a CUP even if all the conditions are met" - that is incorrect. "...city employees are incapable of overseeing a permitting process" - that is not correct. He said that CBJ hired an independent expert during the last permit process.

Larri Spengler addressed the proposed changes to the mining ordinance and asked the Assembly to not put aside the work done on this ordinance years ago that resulted in a well crafted approach, that provided a level of public process appropriate to Juneau, and that addressed socioeconomic factors. She asked the Assembly to not gut the ordinance, and to use the tools in the ordinance to address any mining proposals to come forward.

Carl Schroeder encouraged the Assembly to leave the mining ordinance as is. He was involved with drafting the ordinance and it was a socially divisive issue. The ordinance was a compromise. Many people would like stronger environmental and social protections and asked the Assemby to not consider reopening it, unless it would be to improve it with stronger protections.

Karla Hart said she was involved with the drafting of the mining ordinance and urged the Assembly to not reopen the ordinance. It is very divisive issue and we have many other issues that are pressing. If the ordinance is re-opened, she will ask for more protections than were granted in the existing ordinance.

Deborah Craig said the AJ Mine proponents are requesting changes in order to open a mine in Juneau's backyard. She read the preamble of the existing ordinance: "It is the purpose of this article to foster the development of a safe, healthy and environmentally sound mining industry while protecting the overall interests of public health, safety and the general welfare and minimizing the environmental and surface effects of mining projects for which an exploration notice or mining permit is required. She said AJ Mine proponents want to replace that language with, "The purpose of this article is to encourage mining and investment in mining." Current language upholds safety and health of the community as primary. Proponents would subvert this to encourage mining. She spoke of the Assemblymembers as transitory government representatives with a primary role of providing for public health and safety.

Bryn Fluherty asked the Assembly to keep a well reasoned ordinance in place. Primary concerns are environmental and socioeconomic. Often a majority of workers for these jobs are brought in from other places. Housing is difficult to find now and she didn't want to add to the struggle.

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 Nankervis, to adopt the consent agenda. Hearing no objections, the consent agenda was adopted.

1. Ordinances for Introduction

   a. Ordinance 2017-11 An Ordinance Amending the Land Use Code Relating to Wireless Communication Facilities Setback Requirements.

      This ordinance would amend the section addressing setback requirements for wireless communication facilities in CBJ 49.65.930 by deleting the illustrative example provided. The Community Development Department determined the given example is inaccurate and confusing and recommends its deletion.

      The Planning Commission considered the draft ordinance at its regular meeting on May 23, 2017, and approved a motion forwarding it to the full

Assembly for its consideration.

The City Manager recommends this ordinance be introduced, referred to the Lands Committee, and set for public hearing at the next regular assembly meeting.

b. Ordinance 2017-13 An Ordinance Amending the Waters and Harbors Code Relating to Coordination of the Docks and Harbors Board.

This ordinance amends the code provision outlining how the Docks & Harbors Board coordinates with the Assembly and manager by eliminating the requirement that the board submit "all security plans to the manager for review," prior to the plan being submitted to the Coast Guard.

The only security plan submitted to the Coast Guard is the Facility Security Plan. The submittal of the Facility Security Plan rests solely with the "Facility Security Officer." The Harbormaster is the Facility Security Officer for the City and Borough of Juneau. Because the plan contains sensitive security information as defined by federal law, its disclosure is limited to those who are "need to know." Because the board is not "need to know" with respect to the plan, and as it does not oversee the submittal of the plan to the Coast Guard, that code requirement should be deleted.

To the extent the plan implicates the use of any department under the authority of the City Manager (such as fire or police), the Facilities Security Officer will continue to coordinate with the Manager.

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

c. Ordinance 2017-16 An Ordinance Amending the Land Use Code Relating to Alternative Development Overlay Districts.

This ordinance would amend Title 49 to create temporary zoning overlay districts for the downtown Juneau and Douglas neighborhoods. Current zoning does not reflect the character of these historic neighborhoods, nor does it support the community's vision for them as walkable, compact neighborhoods, as described in the 2013 Comprehensive Plan.

The ordinance would allow the Planning Commission flexibility in addressing setbacks, lot coverage, and vegetative coverage for residential buildings within the overlay boundaries. It does not exempt a developer from obtaining all other necessary permits or from meeting other requirements of Title 49.

The ordinance includes a sunset clause as the overlay districts are intended to be a temporary measure, providing needed flexibility in the code while allowing CDD time to draft new zoning standards that better fit the individual neighborhoods and preserve their historic character. The recommended sunset dates are 24 months for Juneau and 36 months for Douglas.

On May 23, 2017, the Planning Commission approved the forwarding of the ordinance to the Assembly for its consideration.

The City Manager recommends this ordinance be introduced and referred to the Committee of the Whole.

VIIIPUBLIC HEARING

A. Resolution 2791(d) A Resolution Adopting the City and Borough Capital Improvement Program for Fiscal Years 2018 Through 2023, and Establishing the Capital Improvement Project Priorities for Fiscal Year 2018.

This resolution would adopt the City and Borough Capital Improvement Program (CIP) for Fiscal Years 2018 through 2023, and establish the Capital Improvement Project Priorities for Fiscal Year 2018.

The Public Works and Facilities Committee reviewed the CIP at its meeting on February 27, 2017, and forwarded the plan to the Assembly.

The CIP resolution was introduced at the Assembly meeting on April 5, 2017, and referred to the Assembly Finance Committee (AFC), where it was reviewed during the meetings of April 12, April 19, and May 3, 2017. It was open for public comment, as required by charter, during the Special Assembly meeting of April 26, 2017.

The AFC approved Resolution 2791(d) as amended and referred it to the full Assembly for adoption.

The City Manager recommends this resolution, as amended by the Assembly Finance Committee, be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Gregory, to adopt Resolution 2791(d). Hearing no objection, it was so ordered.

B. Ordinance 2017-05(b) An Ordinance Establishing the Rate of Levy for Property

Taxes for Calendar Year 2017 Based Upon the Proposed Budget for Fiscal Year 2018.

This ordinance establishes the mill rates for property taxes for 2017, which fund a significant portion of the City and Borough of Juneau's FY18 operating budget. The Charter requires the Assembly to adopt, by ordinance, the tax levies necessary to fund the budget before June 15.

The mill levies presented in this ordinance support the City and Borough's FY18 Revised Budget as amended by the Assembly Finance Committee.

An opportunity for public comment was provided at a Special Assembly meeting on April 26, 2017. The Assembly Finance Committee reviewed the mill rate ordinance at its meetings on April 26 and May 10, 2017, approving a motion to amend the proposed mill rates and refer the amended ordinance to the full Assembly for adoption.

For FY18 the total mill levy recommended by the Finance Committee of 10.66 remains unchanged from FY17. The debt service mill rate is being reduced by .10 mills to 1.30 mills. The operating mill rate is recommended to be 9.36 mills (increase of .10 mills from FY17). The .10 mill increase is in the Areawide component of the operating mill rate. The .10 mill change between debt service and areawide operating rate results in no change to the overall property tax paid by any property owner. The other two components (Roaded Service & Fire Service) remain unchanged.

This ordinance proposes a total mill levy of 10.66; the components of which are:

Operation Mill Rate by Service Area	**Millage**
Roaded Service Area	2.30
Fire Service Area	0.36
Areawide	6.70
Operating Total	**9.36**
Debt Service	**1.30**
Total	**10.66**

The City Manager recommends this ordinance, as amended by the Assembly Finance Committee, be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Weldon, to adopt Ordinance 2017-05(b). Hearing no objection, it was so ordered.

C. Ordinance 2017-06(b) An Ordinance Appropriating Funds from the Treasury for FY18 City and Borough Operations.

   This ordinance appropriates $335,130,700 for the City and Borough of Juneau's FY18 operating budget, excluding the School District. It is necessary to appropriate all transfers between funds that support operations, debt service and capital projects as well as the associated expenditures within the funds themselves. These transfers account for $93,728,500 of the FY18 operating budget.

   The original ordinance was introduced at the April 5, 2017, Special Assembly meeting and referred to the Assembly Finance Committee for deliberation. The Finance Committee held 6 meetings/work sessions on the budget. An opportunity for public comment was provided at a Special Assembly meeting on April 26, 2017. The Assembly Finance Committee moved the amended budget ordinance back to the full Assembly at its May 10, 2017, meeting. The CBJ Charter requires adoption by June 15, 2017.

   The City Manager recommends this ordinance, as amended by the Assembly Finance Committee, be adopted.

Public Comment:

Stephanie Sell supported funding for the Community Service Officer budget and asked the Assembly to maintain the current level of service. She works for ADF&G and spoke of the close relationship with the JPD CSO's regarding bear nuisances. JPD has enforcement authority that ADF&G does note have. CBJ has an active bear committee with a variety of agency representatives and the public, and she spoke about their activities. She said the loss of the position would have a negative impact upon the community.

Assembly Action:

MOTION, by White, to adopt Ordinance 2017-06(b), and to consider a supplemental ordinance to fund the CSO position in the future. Hearing no objection, it was so ordered.

D. Ordinance 2017-01 An Ordinance Amending the Building Regulations Code.

   This ordinance would update CBJ Title 19, the Building Code, based on the 2012 model codes adopted by the CBJ as modified by the Building Code Advisory Committee.

The Public Works and Facilities Committee (PWFC) reviewed this ordinance at its April 10 and May 1, 2017, regular meetings. The PWFC recommended approval at its May 1, 2017, regular meeting.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Gladziszewski, to adopt Ordinance 2017-01. Hearing no objection, it was so ordered.

E. Ordinance 2016-09(AO) An Ordinance Appropriating to the Manager the Sum of $43,900 as Supplemental Funding for the Juneau International Airport for the Fiscal Year 2017 Operating Budget; Funding Provided from the Juneau International Airport Fund's Fund Balance.

This ordinance would appropriate an additional $43,900 to the FY17 Airport operating budget, increasing the airport's spending authority by $43,900. Funds would be provided by the Airport Fund's Fund Balance.

The Airport Board approved the supplemental spending authority and Airport Fund Balance to cover the additional expense at its March 14, 2017, meeting. The Assembly Finance Committee referred this request for approval to the full Assembly at its meeting on April 19, 2017.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Jones, to adopt Ordinance 2016-09(AO). Hearing no objection, it was so ordered.

F. Ordinance 2016-09(AP) An Ordinance Appropriating to the Manager the Sum of $180,000 as Supplemental Funding for the Parks and Recreation Program for the Fiscal Year 2017 Operating Budget; Funding Provided from the General Fund's Fund Balance.

This ordinance would appropriate an additional $180,000 to the FY17 Parks and Recreation operating budget. Funds would be provided by the General Fund's Fund Balance.

Although Parks and Recreation's FY17 general operations expenditures are within the approved budget, the following issues resulted in the needed supplemental:

When the FY17 budget was developed, the department projected a 16% increase in revenue generation between FY16 and FY17, and a plan to increase promotion of the department's programs was put in place. Although revenues have increased in FY17, they have not increased as much as anticipated. In addition, the Parks and Recreation department reduced its general fund support by a combined total of $669,300 in FY16 and FY17.

Any portion of the supplemental that is not used would be returned to fund balance.

The Assembly Finance Committee referred this request for approval by the full Assembly at its meeting on April 19, 2017.

The City Manager recommends this ordinance be adopted.

<u>Public Comment</u>:

None.

<u>Assembly Action</u>:

<u>MOTION</u>, by Kiehl, to adopt Ordinance 2016-09(AP). Hearing no objection, it was so ordered.

G. Ordinance 2016-09(AQ) An Ordinance Appropriating to the Manager the Sum of $250,000 as Funding for the Pump Room as Part of the Fountain and Whale Related Site Elements that are Part of the Bridge Park Capital Improvement Project; Funding Provided through a Donation from The Whale Project Committee.

The Whale Project is donating $250,000 to the CBJ for the construction of the pump room as part of the fountainworks for the whale statue at the Seawalk Bridge Park. This work will be completed as part of the Phase III Seawalk Bridge Park to Gold Creek project and construction is anticipated this summer and fall. The donated funds will be appropriated into the Bridge Park CIP, P41-090.

The Public Works and Facilities Committee forwarded this request to the full Assembly at its May 1, 2017, regular meeting.

The City Manager recommends this ordinance be adopted.

<u>Public Comment</u>:

Bruce Botelho was present, along with Jim Clark and Jean Overstreet of the Whale Project Committee, to present the "large check" of $250,000 to CBJ from the committee's fundraising efforts. Former Mayor Botelho said the statue will be a enduring symbol for Juneau and an acknowledgement of the 50th anniversary of statehood.

Assembly Action:

MOTION, by Becker, to adopt Ordinance 2016-09(AQ). Hearing no objection, it was so ordered.

Mayor Koelsch thanked the Whale Project Committee on behalf of the full Assembly.

H. Resolution 2793(b) A Resolution Authorizing the Sale, Possession, and Consumption of Alcoholic Beverages Within the Eaglecrest Ski Area and Repealing Resolution 477.

This resolution would authorize the sale, possession, and consumption of certain alcoholic beverages in the Eaglecrest Ski Area during private parties, within the Eaglecrest ski area by sale of a licensed vendor, and at special events or in connection with a commercial use permit upon approval by the Eaglecrest Board.

The Human Resources Committee first considered this issue at its February 13, 2017, meeting at the request of the Eaglecrest Board. The HRC approved a motion to direct the Attorney to draft the resolution. The issue was then heard by the Assembly Committee of the Whole at its joint meeting with the Eaglecrest Board on February 27, 2017, and again at its May 1 and May 22, 2017, meetings. On May 22, the COW approved a motion to forward the resolution (amended to limit the type of alcoholic beverages which may be sold, possessed, or consumed) to the full Assembly for its consideration. One additional amendment, a new section specifically repealing Resolution 477, was also added. The amended language is shown in the attached version (b) by italicized text.

The City Manager recommends adoption of this resolution.

Public Comment:

Lucy Squibb supported the consumption and sales of alcohol at Eaglecrest. She said she is an avid skier and supports the ski area. She is a ski coach and supports the Alpine Ski team and has travelled the world skiing and most ski areas allow the sale of alcohol. This change will also assist in supporting the ski area financially. She asked the Assembly to pass the resolution.

Assembly Action:

MOTION, by Nankervis, to adopt Resolution 2793(b).

Ms. Becker objected. She said the question had been asked in previous years and the overwhelming answer was no to sales of alcohol. We still have driving accidents, but having tailgate parties where it is cold, vs. having alcohol inside where it is warm, would contribute to more drinking. There are many children's programs at the ski area and serving alcohol was not providing a good example.

Mr. Nankervis said supervised alcohol consumption was better than unsupervised, and there would be no hard alcohol and nor late night sales, and he thought the idea was overdue. He said most other ski facilities allow this and the unique issue is that this is a public vs. a private ski area.

Roll call:
 Aye: Gladziszewski, Gregory, Jones, Kiehl, Nankervis, Weldon, White, Koelsch
 Nay: Becker
Motion passed, 8 ayes, 1 nay.

IX. UNFINISHED BUSINESS

None.

X. NEW BUSINESS

A. Lands in Trust

Ms. Mead said she provided a draft letter that outlined facts in the matter and spoke about a meeting that was held between the CBJ and CCTHITA. She asked for approval or modification of the letter as the Assembly's comments were due the next day.

MOTION, by Gladziszewski, to send the draft letter, as amended by adding reference to the comments in the letter from the Alaska Department of Law letter, including point 2 on page 3 regarding the "piecemeal process" and point B on page 4 about the process for providing notice.

Mr. Kiehl asked if she thought there were issues related to the future parcels that the proposed structure of an agreement did not address. Ms. Gladziszewski said that the comments were only on the current parcels and the Assembly has not analyzed the entire project.

Mr. Kiehl said that the draft letter was comprehensive, forward looking and designed to look at impacts we might reasonably see, more than one parking lot. He said the letter addressed the long term issues.

Mr. Nankervis said there is a reference to a 13-year agreement that maintains the lots as a parking lot, and in a previous presentation from CCTHITA there was some reference about dissolution of that agreement and he did not see anything regarding this in the letter. Ms. Mead said the request was that the agreement be revocable by either party. Mr. Nankervis said he had concerns that a party could remove themselves from an agreement without concurrence of another party. Ms. Mead said the letter of intent lays out the building blocks for a future intergovernmental agreement, which would include an extrication process. Ms. Mead said no one anticipates termination tomorrow but it is correct that it is revocable by either party. Mr. Nankervis said he opposed the motion for that reason.

Ms. Gladziszewski said the agreement can go away at any time but the land in trust is forever and Ms. Mead said that was correct.

Ms. Becker asked about the BIA's role in any agreement. Ms. Mead said the federal government, through the BIA, would take ownership of these parcels if the application is approved. The BIA needs to know what the impacts to the federal, state and local government would be. The intergovernmental agreement is meant to mitigate impacts to the multiple jurisdictions. If there were no agreement it would not impact the process. The importance of what the state called the piecemealed approach regards the difference in the standards that are applied by the BIA are between off reservation and on reservation applications. Right now this is all off reservation property. There is a request to make this an initial reservation of the tribe, which can only happen on trust property. If the trust parcels are granted reservation status, which is concurrently being considered, the comments from the local government on future applications are given different weight. Once reservation status is granted the addition of additional property is an easier process, in that the local government's concerns are lessened.

Ms. Becker asked what a reservation can do that a trust can not do. Ms. Mead said that trust property is governed by federal law, but reservation status becomes a sovereign enclave.

<u>MOTION</u>, by Jones, to add a reference to item A on page 2 of the state's letter into the letter from CBJ. Hearing no objection it was so ordered.

Mr. Kiehl said he thought the structure of the agreement to mitigate impacts was good and the Assembly should support the tribe's application. This will be complicated, there will be things we did not foresee, but this may improve the way a significant portion of our community manages their lands. Since the tribe came to the table in good faith and we worked through everything we can foresee today, it behooves us to say yes. This new relationship is coming and we have partners here that are willing to work with us.

<u>MOTION</u>, by Kiehl, to amend to add an explicit statement of support for the application to the letter.

Ms. White said she didn't see where the letter did not support the application. She said she did not see that CBJ was asking to deny the application.

Mr. Nankervis objected. There is not an objection in the letter now and did not want to put anything in indelible ink.

Ms. Becker agreed and had concerns about reservation status and the activities that could be allowed without any right for CBJ input or agreement.

Mr. Gregory spoke in favor of the letter as drafted and it has done what the Assembly asked. He thanked Mr. Kiehl for his comments. The land in trust issue will move forward whether CBJ agrees or not and CCTHITA has been a good neighbor and this move opens the door for CCTHITA to enhance the lives of their tribal members. As elected officials of CBJ we should move forward in full support of their lands into trust whether they become a reservation or not, and he supported the letter as amended.

Roll call:
Aye: Gladziszewski, Gregory, Kiehl, Weldon, Koelsch
Nay: Becker, Jones, Nankervis, White
Passed 5-4.

The Assembly took a brief at-ease at 8:35 p.m.

Ms. Mead said there was a slight inconsistency between Mr. Kiehl's amendment and Ms. Gladziszewski's main motion that needed clarification. The state's position did not state support or not for the application because it want to consider the entirety of applications. There are more applications pending before the BIA than the one's sent out for review. There is the Andrew Hope Building parcel. The state's position is a need to consider them all together and not piecemeal the applications. She asked if it was correct to say that we support the application but we would like to consider the applications as a whole. Ms. Gladziszewski said it was possible to support the application and still object to the process, as the piecemeal process does prevent a full and fair evaluation, and allows a different standard of review for the next application, and the notice was problematic and we still support the application. Ms. Mead clarified as CBJ would like to review all applications, however, if you are going to move forward, we support it.

Roll call on main motion, as amended:
Aye: Gladziszewski, Gregory, Jones, Kiehl, Weldon, White, Koelsch
Nay: Becker, Nankervis
Motion passed, 7 ayes, 2 nays.

XI. STAFF REPORTS

None.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Koelsch asked Mr. Watt to prepare a list of accomplishments, challenges and future goals on or before June 14 for his evaluation process. On or before June 28, he asked Mr. Watt to meet individually with each Assemblymember on that list and during the July COW meeting he asked to add an executive session for the city manager evaluation.

Mayor Koelsch said that at the June 12 COW, the Mayor and the Manager will have the mining committee structure set out with tasks assignments.

B. Committee and Liaison Reports

Affordable Housing Commission: Liaison Gregory said Kathleen Strasbaugh was elected to be chair and Wayne Coogan is the vice chair. They have working groups and one focus is on identifying a site on Back Loop Road for a new trailer park with a potential for 90-100 units. The commission continues to review the vacancy rate. The Commission is requesting direction from the Assembly.

Eaglecrest Board: Liaision Gregory said the board is meeting with Nordic ski club to boost numbers, working to set rates, working on exterior lighting for safety at the Dimond Park Field House.

Juneau Economic Development Council: Liaison Weldon said the Maritime Festival was successful with 5000 attendees. JEDC made a loan to a child care provider. The STEM summer camp has started. Juneau is ranked 8th in the nation for most vibrant arts small communities by the National Center for Arts Research. Juneau is the most visited city in Alaska in the summer with an expectation of 1,055,000 cruise passengers, which is 50,000 more than Seattle. The JEDC IT Team developed a tool in the "SLACK" app that allows retailers to share information about shoplifters amongst themselves. The next meeting is set for June 7.

School Board: Liaison Weldon said the board honored retirees and approved its deferred maintenance and small CIP for FY18, a resolution in support of Pre-K Programs, and the next meeting is set for June 13.

Lands and Resources Committee: Chair White said the next meeting is set for June 12.

Aquatics Board: Liaison White said the pool covers for Augustus Brown pool have been ordered.

Travel Juneau: Liaison White said the next meeting is set for June 8.

Assembly Homeless Task Force: Ms. White said she would meet with Mr. Gregory and Ms. Gladziszewski soon to identify a structure for the task force.

Sustainability Commission: Liaison Gladziszewski said work continues on the energy plan and the Assembly would see it soon.

Human Resources Committee: Chair Jones said the Board met and heard annual reports from the Juneau Human Rights Commission and the Treadwell Arena Advisory Board. Hearing no objection, the Assembly accepted the recommendations of the HRC and approved the following appointments.

Bidding Review Board:
Edward King appointed to a term ending May 31, 2020.

Board of Equalization:
Paul Nowlin reappointed to a term ending December 31, 2019.

Juneau Human Rights Commission:
Samantha Weinstein and Haifa Sadighi reappointed to terms ending May 31, 2020.
Freddie Olin IV appointed to a term ending May 31, 2019. 2019.

Treadwell Arena Advisory Board:
Jason Soza reappointed to a term ending May 31, 2020.

Utility Advisory Board:
Grant Ritter and Janet Schempf reappointed to terms ending May 31, 2010.

Mr. Jones spoke about meeting with the remaining and past members of the Juneau Commission on Aging, which does not currently have a quorum, to consider reconstitution of the group. He directed the Assembly to review the materials in the packet and said the HRC would meet for an additional half hour at the June 26 meeting to discuss regeneration and support for the JCOA.

Hearing no objection, the Assembly accepted the recommendation of the HRC to direct the attorney to draft a resolution dis-establishing the Fisheries Development Committee, following its review of the matter.

Mr. Jones said he has met with DBA and the Friends of the Flag Board about partnering with the DBA and Travel Juneau to sponsor the group (regarding insurance) instead of the CBJ. This matter is still under review.

Mr. Jones noticed the Full Assembly as the HRC meeting on June 7 to interview candidates for Docks and Harbors, Eaglecrest and the Aquatics Board.

Downtown Business Association: Liaison Jones said the next meeting is set for June 13.

Airport Board: Liaison Jones said the board held a special meeting to discuss changes to regulations regarding network transportation companies. Comments on the regulations are due June 21. There is a special meeting set for June 22 at 10 am to review the regulations and comments.

Finance Committee: Chair Kiehl thanked the Assembly and staff for the work on the budget. He asked for suggestions to improve the budget process while it was fresh in people's minds. The next meeting is set for June 14 to review the reauthorization of the 1% sales tax.

UAS Campus Council: Liaison Kiehl said the council is on hiatus. The administration there is awaiting a budget from the state and has sought outside help on the consolidation of campuses.

Alaska Municipal League: Liaison Kiehl said the summer meeting will be held in Haines on August 16 and 17. He said the League staff sent out email about Transportation Network Companies (TNC's) and has serious questions about pre-emption to municipalities to regulate the industry, and has asked municipalities to ask the Governor to not sign the bill.

Public Works and Facilities Committee: Chair Becker said the PWFC met and approved the Augustus Brown Pool cover, received the results of the informal poll on the Meander Way LID, with 20 aye, 5 nay, of 27 property owners. The matter is forwarded to the Committee of the Whole.

Docks and Harbors Board: Liaison Becker congratulated the board on the ribbon cuttings for Douglas Harbor and Statter Harbor. The board is also discussing TNC's and concerns about pickup locations. Taxis now pay for spaces to pickup passengers. The Marine Exchange entered into a parking agreement with Docks and Harbors. The Board received a request to put sales carts on the docks and they will look into it. The next meeting is set for June 22.

Chamber of Commerce: Liaison Becker said Senator Murkowski spoke to the Chamber about the Arctic and said the U.S. needs to catch up. Ms. Becker said the Chamber is holding a golf challenge soon.

Alaska Committee: Liaison Becker said the AK Committee will contribute to the commissioning program for the new Coast Guard Cutter Bailey Barko, which will be home ported in Ketchikan, and the welcoming banner for the USS O'Kane.

CBJ/JSD Joint School Facilities Committee: Chair Becker said the next meeting is set for June 14. The consultant's report is complete and distributed and she asked the members to come with questions.

Committee of the Whole: Chair Nankervis said the COW discussed lands in trust, community wellness and alcohol at Eaglecrest. The next meeting is set for June 12.

C. Presiding Officer Reports

None.

XIII ASSEMBLY COMMENTS AND QUESTIONS

The Mayor thanked the Alaska Committee for their contributions to welcome the USS O'Kane and the new Coast Guard Cutter being commissioned in Juneau on June 14.

Mayor Koelsch asked to schedule a budget debriefing on the next Finance Committee agenda.

Mr. Nankervis said he appreciates the work of volunteers on CBJ boards and noted the difficulty of finding people to serve. He suggested the Assembly review the need for all of the boards and commissions.

Mr. Kiehl thanked the leadership team for the meeting with CCTHITA. He appreciates all who organized the Memorial Day observances. He suggested the Affordable Housing Commission look at ways to address blighted properties, preservation of existing housing stock and redevelopment. He said the pending energy plan and actions to implement the plan could be a way to address concerns Mr. Leighty brought to the Assembly.

Mr. Jones suggested that Mr. Watt work with CBJ staff and enterprise boards that will need to address pending arrival of TNC's. Mr. Watt said he is meeting with staff and representatives from UBER via teleconference soon and he will report back to the COW.

The Assembly and staff discussed TNC's.

MOTION, by White, to send a letter to Governor Walker outlining CBJ's concerns, including modifications needed at the airport and in the downtown corridor. Hearing no objection, it was so ordered.

Ms. White suggested the Affordable Housing Commission could address concerns about aging housing stock in Juneau.

Ms. Weldon asked for an update on making space available for the US Coast Guard to dock.

Mr. Gregory asked Ms. Mead about what authority CBJ had over land in restricted status. Ms. Mead said it is limited but not as limited as land into trust. Enforcement was limited to health, safety and sanitation.

Mr. Gregory gave his thanks for the support of the lands into trust applications.

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

William Quayle said he supported mining, establishing a smelter, and using the smelter to recycle plastics to make processors and computers. This would eliminate the city's financial problems.

XV. EXECUTIVE SESSION

A. CLIA Litigation

MOTION, by Nankervis, to enter into executive session, to discuss a matter, the immediate knowledge of which would have a detrimental effect on city finances, specifically, the CLIAA lawsuit.

Hearing no objection, the assembly entered executive session at 9:45 p.m. and returned to regular session at 10:00 p.m.

Mr. Nankervis said the Assembly received an update and had a discussion on the CLIAA litigation.

XVI ADJOURNMENT

There being no further business to come before the Assembly, the meeting adjourned at 10:02 p.m.

Signed:____________________________________
Kendell D. Koelsch, Mayor

Signed:____________________________________
Laurie Sica, Municipal Clerk