

**ASSEMBLY AGENDA/MANAGER'S REPORT
THE CITY AND BOROUGH OF JUNEAU, ALASKA**

August 11, 2014 7:00 PM

Assembly Chambers - Municipal Building
Regular Meeting No. 2014-22

Submitted by: _____
Kimberly A. Kiefer
City and Borough Manager

I. FLAG SALUTE

II. ROLL CALL

III. SPECIAL ORDER OF BUSINESS

- A. Capital City Fire/Rescue Fire Captain, Lynn Ridle
- B. Capital City Fire/Rescue FF/EMT I, Marc Ormsby

IV. APPROVAL OF MINUTES

- A. July 10, 2014 Special Assembly Meeting 2014-19 Minutes
- B. July 17, 2014 Special Assembly Meeting 2014-20 Minutes
- C. July 21, 2014 Regular Assembly Meeting 2014-21 Minutes

V. MANAGER'S REQUEST FOR AGENDA CHANGES

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

VII. CONSENT AGENDA

- A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction
- B. Assembly Requests for Consent Agenda Changes
- C. Assembly Action

- 1. Ordinances for Introduction

- a. **Ordinance 2013-11(BE) An Ordinance Appropriating to the Manager the Sum of \$11,900 as Funding for the Purchase of Artwork for the Juneau-Douglas City Museum; Grant Funding Provided by the Rasmuson Foundation Art Acquisition Fund.**

This ordinance would appropriate a private grant of \$11,900 administered through the Rasmuson Foundation Art Acquisition Fund.

The grant provides for the purchase of artwork such as Boat in Berners Bay, Trophy Bear # 1, Under the Canopy, Observatory, Alaskan Devil Jungle, Keet Gweili, and Woven Octopus Bag.

There is no CBJ match requirement for this grant.

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

- b. **Ordinance 2014-24(C) An Ordinance Appropriating to the Manager the Sum of \$2,266,000 as Funding for the State of Alaska's Designated Legislative Grant Projects; Grant Funding Provided by Alaska Department of Commerce, Community and Economic Development.**

This ordinance would appropriate \$2,266,000 for 4 Alaska Department of Commerce, Community and Economic Development legislative grants to the below new or existing programs or Capital Improvement Projects (CIP's).

Last Chance Basin Well Field Upgrades: \$1,350,000

Project Description: Last Chance Basin Well Field needs critical infrastructure upgrades for Juneau's primary water source. This includes drilling 2 new production wells and re-drilling/rehabbing existing wells to meet system capacity needs that will allow wells to cycle and regenerate.

At its June 2, 2014 meeting the Public Works and Facilities Committee reviewed this request and recommended forwarding to the full Assembly for approval.

Salmon Creek Water Treatment Facility Secondary Disinfection: \$650,000

Project Description: Salmon Creek Water Treatment Facility secondary disinfection system improvements to meet ADEC/EPA LT2 rule by October 2015. Not only will this meet the disinfection requirement but it will allow the plant to operate during high turbidity related times when it has to be shut down. This will make the Salmon Creek facility a more reliable source of treated water for the Borough.

At its June 2, 2014 meeting the Public Works and Facilities Committee reviewed this request and recommended forwarding to the full Assembly for approval.

Fire Department Mobile Data Terminals \$66,000:

Project Description: Install mobile data terminals in first response fire department apparatus.

School District Curriculum Materials: \$200,000

Project Description: To purchase new texts and related materials for elementary students.

At its April 28, 2014 meeting the School Board reviewed and approved this request.

The Manager recommends this ordinance be introduced and set for public

hearing at the next regular meeting.

- c. **Ordinance 2014-24(E) An Ordinance Appropriating to the Manager the Sum of \$110,000 as Funding for the Emergency Management Performance Grant; Grant Funding Provided by the State of Alaska, Department of Military and Veterans Affairs.**

This ordinance would appropriate \$110,000.00 for the 2014 Emergency Management Performance Grant (EMPG) from the Alaska Department of Military and Veterans Affairs for the City and Borough of Juneau Alaska. State Grant Number: 14EMPG-GR35586

These funds would be provided to reimburse the City and Borough of Juneau, Emergency Programs Division, for costs incurred in direct support of the goals and activities of the Emergency Management Performance Grant. This includes employee payroll for three CBJ Staff members in the performance of Emergency Management functions in planning, training, and exercise within the grant performance period.

EMPG Performance includes, but is not limited to the following tasks:

Preparing the jurisdictions Local Capability Assessment (LCA) Document for the State.

Required attendance at the Bi-Annual Conference State's Multi-Year Training and Exercise Plan Workshop (TEPW), and development of a local jurisdiction Multi-Year Training and Exercise Plan to be submitted to DHS&EM at the TEPW.

Participation in exercises during the performance period.

Continued utilization and work towards compliancy with the National Incident Management System (NIMSCAST).

Completion of the FEMA Independent Study Professional Development Series.

Timely submission of quarterly progress reports.

There is a dollar-for-dollar, in-kind match requirement which is provided through CBJ Emergency Management staff personnel services.

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

- d. **Ordinance 2014-24(F) An Ordinance Appropriating to the Manager the Sum of \$18,448 as Funding for the Local Emergency Planning Committee; Grant Funding Provided by the State of Alaska, Department of Military and Veterans Affairs.**

This ordinance would appropriate \$18,448 for the 2015 LEPC Grant from the Alaska Department of Military and Veterans Affairs for the Local Emergency Planning Committee. State Grant Number- 15LEPC- GR35602

These funds are slated to support the goals and activities of the Juneau Local Emergency Planning Committee (LEPC). Activities funded by this grant include:

LEPC Support Services (Admin Labor)
LEPC Support Services (Postal Services, Printing/Copying)
LEPC Equipment
Outreach Projects and Media Campaigns
Emergency Preparedness Brochures/ Handouts/ and Flyers
Local Training Events
Community Emergency Response Team Training Support.

There is no CBJ match requirement for this grant.

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

- e. **Ordinance 2014-24(G) An Ordinance Appropriating to the Manager the Sum of \$93,750 as Funding for the Juneau International Airport Runway 26 MALSR Capital Improvement Project; Grant Funding Provided by the Alaska Department of Commerce, Community and Economic Development.**

This ordinance would appropriate \$93,750 for the Runway 26 MALSR (Medium-Intensity Approach Lighting System with Runway Alignment Indicator Lights) capital project. Funding is provided by a Designated Legislative Grant from the Department of Commerce, Community, and Economic Development (DCCED).

Additional project funding is anticipated from the Federal Aviation Administration (FAA).

The Airport Board will address this action at its August 13, 2014 meeting.

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

2. Resolutions

- a. **Resolution 2694 - A Resolution Designating State of Alaska, Department of Environmental Conservation Grant Funds for the Salmon Creek Filtration Project as the Number One Local State Funding Priority for Fiscal Year 2015.**

The City and Borough is applying for Alaska Department of Environmental Conservation (ADEC) grants through the Alaska Drinking Water Fund Grant program. The application process has a ranking system whereby projects from around the state are evaluated based on such criteria as, benefits to public health, plans completed by the community, support by the community, and supplementary source of funding.

To achieve maximum points, thereby assuring the best chances for grant monies, the ADEC requests a resolution of support by the community's elected leaders identifying this project as the community's number one priority for the fiscal year.

This resolution requests that the Salmon Creek Secondary Disinfection Project be considered Juneau's number one priority for State grant funding this fiscal year. The proposed project will add microfiltration treatment to the Salmon Creek water system.

The CBJ is requesting \$3.0 Million of Grant funding for this project, which requires a 40% match.

The Salmon Creek water source is required to be upgraded to meet the ADEC LT2 disinfection requirements by installing microfiltration. Addition of this treatment process will also make Salmon Creek a fully redundant water source, (listed as a priority of the CBJ 2012 Municipal Drinking Water Supply Plan) that will not be interrupted any longer by the turbidity events that have caused predictable shutdowns in the past.

The Assembly Public Works and Facilities Committee reviewed this request at its July 14, 2014 meeting and recommended forwarding to the full Assembly for approval.

The Manager recommends this resolution be adopted.

3. Transfer

a. **Transfer T-956 Transfers \$67,000 of Sales Tax from CIP P44-073 Deferred Bldg Maintenance to CIP P46-097 JDCM Remodel/New Exhibit**

This ordinance transfers \$67,000 from CIP P44-073 (Deferred Building Maintenance) to CIP P46-067 (JDCM Remodel/New Exhibit).

Due to several unforeseen conditions, including discovery of contaminated soils during removal of the underground fuel oil storage tank and the requirement to upgrade the electrical service, the funds remaining in the JDCM HVAC Upgrades CIP will not be sufficient to complete the project.

The Public Works and Facilities Committee approved a transfer of \$50,000 on July 14, 2014. Notification of the requirement to upgrade the electrical service for approximately \$17,000 did not occur until the week of July 21st.

The Manager recommends approval of this transfer.

VIII. PUBLIC HEARING

A. **Ordinance 2014-08(c) - An Ordinance Amending Title 20 of the City and Borough Code to Provide for the Regulation of Secondhand Dealers of Certain Property and Providing for a Penalty.**

This ordinance was introduced at the June 9, 2014 Assembly meeting, referred to the June 30 Assembly Human Resources Committee (HRC) meeting, and set for public hearing to be held by the Assembly on July 21.

The HRC, at its June 30, 2014 meeting, reviewed the ordinance and asked to continue it to a future HRC meeting for additional work.

The HRC took public testimony at its July 17, 2014 Special Human Resources Committee meeting and discussed the ordinance. Version b of the Ordinance was distributed at this meeting.

At the July 21, 2014 Assembly meeting, HRC Chair Jesse Kiehl moved to continue the

Public Hearing to the August 11, 2014 regular Assembly meeting to allow the committee to continue its review at a Special HRC meeting on July 31, 2014. The HRC moved version (c) of the secondhand store ordinance to the Assembly.

The substantive difference between version (a) and versions (b) and (c) are a narrowed scope of the regulation to seven categories of items (precious metals, precious gems, firearms, coins, bullion, and electronic equipment, and tools valued over \$50.) All required actions under the ordinance are related solely to those items.

The Manager recommends this ordinance be adopted.

B. Ordinance 2014-24(B) An Ordinance Appropriating to the Manager the Sum of \$9,939 as Additional Funding for the Juneau International Airport Runway Safety Area Capital Improvement Project, Grant Funding Provided by the Federal Aviation Administration.

This ordinance would appropriate an additional \$9,938.55 for the Runway Safety Area (RSA) capital project. The original appropriation 2013-11(AM) was less than what the FAA had actually awarded. This increases the FAA Airport Improvement Program grant to match the grant agreement. Funding is provided as follows:

Federal Aviation Administration Grant:	\$9,938.55
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This phase of the RSA project includes a construction contract (SECON), contract administration costs, and a pass-through payment to FAA for FAA facilities installation.

The FAA funds 93.75% of the project with the remainder being split between Alaska DOT/PF and Juneau International Airport.

The Airport Board reviewed this action at its July 9, 2014 meeting, and recommended forwarding to the full Assembly for approval.

The Manager recommends this ordinance be adopted.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

A. Docks and Harbors - Contract Amendment for Professional Services

PND Engineers is currently under contract for professional engineering services for Phase I of the Aurora Harbor Re-Build project. Northern Construction Service was the successful low bidder for the project.

This professional services amendment would modify the contract to include construction administration and inspection services during construction of the project. PND Engineers was selected to provide professional services for the project and the RFP included the provision that services may be modified to include construction administration and inspection tasks.

The proposed fee for CA/I is on a time and materials basis to a maximum of \$630,130.00 as indicated in the PND letter dated July 10, 2014.

This contract amendment was reviewed and recommended for approval by the Docks and

Harbors Board at its July 31, 2014 meeting.

B. Late Filed Senior Citizen Hardship Exemption Application - McKinley

On May 8, 2014, Sophia McKinley filed a late application for the 2014 Senior Citizen Real Property Hardship Exemption. The code places the authority for approving late claims with the Assembly.

Per 69.10.020(C): The assembly, for good cause shown, may waive the claimant's failure to make timely application for an exemption under subsection (A) or CBJ 69.10.0210 and authorize the assessor to accept the application as if timely filed.

Ms. McKinley has consecutively filed late for the past 4 years. The basis for filing late has primarily been due to medical issues. Approval of this late filing would result in a loss of \$989.83 in revenue to the City. The Assessor's Office has reviewed the application and has determined Ms. McKinley has an income ratio that would qualify her for the exemption had it been filed in a timely manner.

The Manager recommends the Assembly authorize the assessor to accept the application as if timely filed with acknowledgement the applicant's late filings are repetitive.

C. Application for Dedsignation of Liquor Licensed Premises - Suite 907

A liquor license dedesignation application is subject to approval by the local law enforcement agency as well as the local governing body. Deputy Police Chief Ed Mercer has approved this application on behalf of Juneau Police Department with the condition that it is subject to revocation in the event there are law enforcement issues that arise as a result of this permit. Applicant Cindy Isaak stated that she agreed with that condition when she met with staff and submitted her application.

This is an application to dedesignate the liquor license for Suite 907 for certain dates/times to allow the business to hold youth-related events for persons between the ages of 17 and 20. Rather than scheduling this application for the July 21 Assembly meeting, the City Manager asked that this be considered by the Human Resources Committee prior to Assembly action on the application.

If approved by the Assembly at its August 11, 2014 meeting, the remaining event dates/times indicated on the application subject to approval would be from 9p.m. - 1a.m. the nights of August 14, August 19, September 25, October 16, November 6, and December 29, 2014.

The Human Resources Committee is reviewing this matter at its meeting on August 11 and will forward its recommendation to the Assembly for action.

The Manager recommends the Assembly act according to the recommendation by the Assembly Human Resources Committee.

XI. STAFF REPORTS

XII. ASSEMBLY REPORTS

A. Mayor's Report

- B. Committee Reports
- C. Liaison Reports
- D. Presiding Officer Reports

XIII. ASSEMBLY COMMENTS AND QUESTIONS

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

XV. EXECUTIVE SESSION

- A. **ASRC McGraw Litigation and Settlement Negotiations**

XVI. ADJOURNMENT

Note: Agenda packets are available for review online at www.juneau.org.

ADA accommodations available upon request: Please contact the Clerk's office 72 hours prior to any meeting so arrangements can be made to have a sign language interpreter present or an audiotape containing the Assembly's agenda made available. The Clerk's office telephone number is 586-5278, TDD 586-5351, e-mail: city_clerk@ci.juneau.ak.us