MEETING NO. 2010-26: 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 Bruce Botelho.

I. ROLL CALL

Assembly Present: Jonathan Anderson, Mary Becker, Karen Crane, Ruth Danner, Bob Doll, Johan Dybdahl, Merrill Sanford, David Stone (telephonic), and Bruce Botelho.

Assembly Absent: None.

Staff Present: Rod Swope, City Manager; Jane Sebens, Deputy City Attorney; Laurie Sica, Municipal Clerk; Craig Duncan, Finance Director; Dale Pernula, Community Development Director; Rorie Watt, Engineering Director; Jeannie Johnson, Airport Manager; Dave Campbell, Sergeant, JPD; Cynthia Johnson, Deputy Lands and Resources Manager.

II. SPECIAL ORDER OF BUSINESS

A. Human Resources Division Recognition

Mila Cosgrove gave Certificates of Achievement and congratulations to her staff, including Kelly Mercer, Eric Hotchkiss, Anna Percival, Kim Webb, and Amber Koelsch for being the first division to be “live” with the Lawson implementation of the new software system. She also thanked other CBJ co-workers and PRISM Team members for assisting with this accomplishment.

III. APPROVAL OF MINUTES

A. September 17, 2010 – Special Assembly Meeting 2010-23

Hearing no objection, the minutes of the September 17, 2010 - Regular Assembly Meeting 2010-23 were approved.

B. September 20, 2010 – Regular Assembly Meeting 2010-24

Hearing no objection, the minutes of the September 20, 2010 - Special Assembly Meeting 2010-24 were approved.

C. October 15, 2010 – Special Assembly Meeting 2010-25

Hearing no objection, the minutes of the October 15, 2010 - Special Assembly Meeting 2010-25 were approved with a minor correction.

IV. MANAGER’S REQUEST FOR AGENDA CHANGES
Mr. Swope requested that Ordinance 2010-30 regarding the conveyance of Lot 10, Block L, Pinewood Park 2 Subdivision from CBJ to the Juneau Housing Trust be removed from the agenda and put on the November 8 Assembly meeting for Public Hearing.

V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS.

_Kathy Seale_ said that if the Assembly is considering building a snow mobile track, it should make it available for ATV’s and dirt bikes too. There are plenty of hiking trails already, and the public would be very happy with this type of facility.

VI. 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 Doll, to adopt the Consent Agenda. Hearing no objection, the Consent Agenda was adopted.

1. Ordinances for Introduction

   a. Ordinance 2010-31
   _An Ordinance Amending The Airport Code Regarding Domestic Animals On Airport Premises._

   Administrative Report: Attached. The manager recommended Ordinance 2010-31 be introduced and set for public hearing at the next regular meeting.

   b. Ordinance 2010-32
   _An Ordinance Amending The Sales Tax Code To Remove The Single-Item Cap On Jewelry Purchases._

   Administrative Report: Attached. The manager recommended Ordinance 2010-32 be introduced and set for public hearing at the next regular meeting.

   c. Ordinance 2010-33

   Administrative Report: Attached. The manager recommended Ordinance 2010-30 be introduced and referred to the Committee of the Whole.

   d. Ordinance 2010-11(U)
An Ordinance Appropriating To The Manager The Sum Of $13,700 As Partial Funding For A Cold Storage Feasibility Study, Funding Provided By Fiscal Year 2011 Sales Tax Reserve.

Administrative Report: Attached. The manager recommended Ordinance 2010-11(U) be introduced and set for public hearing at the next regular meeting.

e. Ordinance 2010-11(V)
An Ordinance Appropriating To The Manager The Sum Of $130,000 For Completion Of The Auke Bay Loading Facility-Phase I, Funding Provided By The Harbors Fund Balance.

Administrative Report: Attached. The manager recommended Ordinance 2010-11(V) be introduced and set for public hearing at the next regular meeting.

f. Ordinance 2010-11(W)
An Ordinance Appropriating To The Manager The Sum Of $40,000 Additional Funding For A Camera System For The Capital Transit Buses, Funding Provided By The Bus Barn Maintenance And Site Paving Capital Improvement Project.

Administrative Report: Attached. The manager recommended Ordinance 2010-11(W) be introduced and set for public hearing at the next regular meeting.

g. Ordinance 2010-11(X)
An Ordinance Appropriating To The Manager The Sum Of $939,400 As Funding For The CT Scan Renovation Capital Improvement Project, Funding Provided By Bartlett Regional Hospital Fund Balance.

Administrative Report: Attached. The manager recommended Ordinance 2010-11(X) be introduced and set for public hearing at the next regular meeting.

2. Resolutions

A. Resolution 2544
A Resolution Authorizing The Manager To Convey A Non-Exclusive, Prepetual, Drainage Easement On Lot 15, For the Benefit Of Lot 14, Block D, Greenwood Subdivision.

Administrative Report: Attached. The manager recommended Resolution 2544 be adopted.

B. Resolution 2545
A Resolution Expressing The Assembly's Intent To Fund The Local Match Required For Four Local Projects That Have Been Selected For Inclusion Into The Alaska Department Of Transportation And Public Facilities (DOT/PF) Statewide Transportation Improvement Plan.

Administrative Report: Attached. The manager recommended Resolution 2545 be adopted.
3. Bid Award

A. Bid 10-199

*Purchase and Delivery of 8-Yard Sweeper Truck*

*Administrative Report:* Attached. The manager recommended award of Bid 10-199 to Yukon Equipment, Inc., based on having the lowest responsive and responsible bid price in the amount of $235,961.

B. Bid 11-096

*Term Contract for Emulsion Polymer*

*Administrative Report:* Attached. The manager recommended award of Bid 101-096 to Zeroday Enterprises, on the basis of having the lowest responsive and responsible bid price.

VII. PUBLIC HEARING

A. Ordinance 2010-30 – *removed from the agenda and referred to 11/8/10 meeting.*

*An Ordinance Authorizing The Manager To Convey Lot 10, Block L, Pinewood Park 2, To Juneau Housing Trust, Subject To Certain Conditions, In Support Of The Juneau-Douglas High School Home Building Program.*

B. Ordinance 2010-11(N)

*An Ordinance Appropriating To The Manager The Sum Of $1,742,000 As Funding For the State of Alaska’s Designated Legislative Grant Projects, Grant Funding Provided By Alaska Department of Commerce, Community and Economic Development.*


*Public Comment:* None.

*Assembly Action:*

*MOTION, by Danner, to adopt Ordinance 2010-11(N).* Hearing no objection, it was so ordered.

C. Ordinance 2010-11(Q)

*An Ordinance Appropriating To The Manager The Sum Of $950,000 As Funding For Renovations To The Radio Room, Located At The Juneau Police Department, Grant Funding Provided By Alaska Department Of Military Affairs Grant ($600,000) And $350,000 From The Equipment Replacement Reserve Fund Balance.*

*Administrative Report:* Attached. The manager recommended adoption of Ordinance 2010-11(Q).

*Public Comment:* None.

*Assembly Action:*

*MOTION, by Sanford, to adopt Ordinance 2010-11(Q).* Hearing no objection, it was so ordered.
D. Ordinance 2010-11(R)
An Ordinance Appropriating To The Manager The Sum Of $45,000 As Partial Funding For A Consultant To Assist In The Development Of A Safe Routes To Schools Plan; Grant Funding Provided By The State Of Alaska Department Of Transportation And Public Facilities.


Public Comment: None.

Assembly Action:

MOTION, by Becker, to adopt Ordinance 2010-11(R). Hearing no objection, it was so ordered.

E. Ordinance 2010-11(S)
An Ordinance Appropriating To The Manager The Sum Of $2,203,834 As Additional Funding For The Juneau International Airport Runway Safety Area Phase I Capital Improvement Project, Grant Funding Provided By The Federal Aviation Administration.


Public Comment: None.

Assembly Action:

MOTION, by Anderson, to adopt Ordinance 2010-11(S). Hearing no objection, it was so ordered.

F. Ordinance 2010-11(T)
An Ordinance Transferring To The Manager The Sum Of $300,000 As Funding For A Loan To East End Associates, Inc. For The Refrigerated Seawater System At Taku Fisheries, Funding Provided By Marine Passenger Fees.


Public Comment: None.

Assembly Action:

MOTION, by Doll, to adopt Ordinance 2010-11(T). Hearing no objection, it was so ordered.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. Liquor Licenses
1. New Liquor License: #5006 for a Restaurant-Eating Place Public Convenience License and Application For Restaurant Designation Permit.
   Universe Cyber Lounge LLC d/b/a Latinos Restaurant
   Located at 109 S. Franklin Street, Juneau, AK 99801

   **MOTION,** by Danner, to accept the Human Resource Committee’s recommendation to waive the Assembly’s right to protest the issuance of new liquor license #5006 for a Restaurant-Eating Place Public Convenience License and restaurant designation permit for Latinos Restaurant, and she asked for unanimous consent. Hearing no objection, it was so ordered.

2. Application For Restaurant Designation Permit
   Zephyr LLC d/b/a Zephyr
   Located at 200 Seward Street, Juneau, AK 99801

   **MOTION,** by Danner, to accept the Human Resource Committee’s recommendation to waive the Assembly’s right to protest issuance of a Restaurant Designation Permit for Zephyr, and she asked for unanimous consent. Hearing no objection, it was so ordered.

B. Docks and Harbors
   **Contract Award - $235,505 to PND Engineers**

   **MOTION,** by Danner, to approve the award of a design contract for PND Engineers in the amount of $235,505 for design and construction documents for Reconfiguration of the Cruise Ship Terminal Staging Area project.

   Mr. Sanford asked if this is for work north of the tram building? Mr. Swope said yes, it was between the Tram and the People’s Wharf. Mr. Sanford asked if there will be a little building there and if there would be restrooms in the building. Mr. Swope said there would be a building with restrooms, but he did not know if they would be available for public use. Ms. Danner said there would be one restroom there for staff use.

   Mr. Sanford asked if on-street parking would be eliminated there too. Mr. Swope did not know. Mr. Sanford said he could proceed with this contract but wanted more information on those two items specifically at the next Public Works meeting. Mr. Doll said that would be possible.

   Hearing no objection, the contract award was approved.

X. STAFF REPORTS

   Mr. Swope said although Ms. Cosgrove was very excited about the PRISM project, many staff people are still working their way through and may not share so much of that excitement, but are getting there with the project.

XI. ASSEMBLY REPORTS

   A. Committee Reports

      **Committee of the Whole:** Chair Sanford said the next meeting will be held Monday, November 1 at 6 p.m. in the Chambers and on the agenda will be discussion of Ordinance 2010-33, the
amendments to the Senior Hardship Exemption ordinance, and also the Noise Ordinance, if the Planning Commission is able to work its way through the document on Tuesday, October 26. The COW will meet on November 22 to get everyone up to date on Solid Waste issues and on December 13 to review current plans for the former Public Works facility site near the Douglas Bridge.

Public Works and Facilities Committee: Chair Doll said the next meeting is Monday, November 1, at Noon in the Chambers.

Finance Committee: Chair Stone said the committee met and reviewed Ordinance 2010-33 that was introduced and referred to the COW, and also discussed Port Development Fees and moved that issue forward.

Lands and Resources Committee: Chair Anderson said the next meeting is Monday, November 1, at 5 p.m. in the Assembly Chambers.

Human Resources Committee: Chair Danner reported that the HRC met earlier in the day and made the following recommendations for board appointments, which, without objection, were approved by the Assembly:

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<thead>
<tr>
<th>Americans With Disabilities Act Committee</th>
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<tr>
<td>Pamela S. Mueller-Guy – re-appointment</td>
<td>Public Seat</td>
<td>Term Exp. 8/30/2013</td>
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<tr>
<td>Kathy Seale – reappointment</td>
<td>Public Seat</td>
<td>Term Exp. 8/30/2013</td>
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<td>Damian Joseph Verdugo</td>
<td>Public Seat</td>
<td>Term Exp. 8/30/2012</td>
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<td>Sydney Streideke</td>
<td>Public Seat</td>
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<th>Juneau Economic Development Council</th>
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<tr>
<td>Greg Fisk– re-appointment</td>
<td>Public Seat</td>
<td>Term Exp. 10/31/2013</td>
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<tr>
<td>Jill Ramiel– re-appointment</td>
<td>Public Seat</td>
<td>Term Exp. 10/31/2013</td>
</tr>
<tr>
<td>Corey Baxter – appointment</td>
<td>Labor Seat</td>
<td>Term Exp. 10/31/2013</td>
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B. Liaison Reports

Airport Board: Liaison Sanford said the Airport was issued the first eagle nest removal permit and this will be a closely studied project to see how this affects the birds. The Airport Board is also reviewing designs for the snow removal building and the second phase of the runway safety areas extensions.

Planning Commission: Liaison Doll said the Planning Commission meets Tuesday, October 26 at 7 p.m. in the Chambers. The agenda will include and ordinance repealing and reenacting the “Disturbing the Peace” code.

Chamber of Commerce: Liaison Anderson said that Saturday, October 30, the Juneau Chamber of Commerce would host its annual dinner at Centennial Hall. The event will include a masquerade ball.

School Board: Liaison Becker said the School Board met October 19 and elected Sally Saddler president. The School Board Activity Committee will meet November 2, and most are held at JDHS in Room 206.

Docks and Harbors Board: Liaison Danner said she attended the regular meeting on September 30 and there are many irons in the fire. The Board is working on Statter Harbor rebuild and DeHart’s Marina replacement, which we are hearing comments about now. The Board is working toward negotiating a more permanent easement with the owners of Archipelago property next to the Marine Park Parking Garage. They are discussing board member attendance and some deficiencies there. Waterfront Tour operators approached the Board about permits and it is setting up a meeting of stakeholders in December on potential new rules and will meet with law department for guidance. There has been discussion about Fisherman’s Memorial and several options were given to that committee. The next regular board meeting is Thursday, October 28.

Sustainability Commission: Liaison Crane said the next meeting will be Wednesday, November 3, at 5:15 in the Downtown Public Library.

XII. ASSEMBLY COMMENTS AND QUESTIONS

Ms. Danner welcomed Ms. Becker and Ms. Crane to the Assembly and encouraged them to ask all questions.

Ms. Becker thanked CBJ MIS Director Rob Steedle for the computer assistance he provided to her.

Mr. Anderson welcomed the new members and told them this is not the normal length of the meetings. He referred to the continuing discussion about Statter Harbor and DeHarts asked if a joint meeting with the Docks and Harbors Board has been set. Mayor Botelho said plans for that are still pending.

Mr. Doll said he would be working with the Juneau Commission on Aging and the local AARP to solicit comments regarding Ordinance 2010-33.

Mr. Sanford said he spoke to Mr. Swope about snow removal issues and for now, it will be business as usual. Operators will need to obtain a permit from Docks and Harbors for snow disposal at the far end of the harbor. He asked about “flip-ups” on grader blades and Mr. Swope said that his last discussion with Public Works staff was they are expensive and not proven for use with the wet snow Juneau gets. He will inquire again about this.

Mayor Botelho said the Assembly Retreat will be held on November 6. He thanked Assemblymembers for their edits to the goals and objectives and he asked a committee of three to do initial work and make a recommendation to full body no later than Nov. 5. He is working on packet for the meeting and he encouraged full attendance. Regarding the Assemblymember’s top ten priorities, Deputy Mayor Sanford and Mayor Botelho are putting together a composite of those and are hoping for a robust group discussion.
Mayor Botelho announced the Juneau Human Rights Commission presentation by Eran Thompson of Billings, Montana regarding the “Not In Our Town” program on Wednesday, November 3, 7 p.m. at the Egan Library.

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS – None.

XIV. EXECUTIVE SESSION – None.

XV. ADJOURNMENT – 7:42 p.m.

Signed: ___________________________    Signed: ___________________________
    Laurie Sica, Municipal Clerk               Bruce Botelho, Mayor