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THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes – September 20, 2010

MEETING NO. 2010-24: 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, Bruce Botelho, Jeff Bush (telephonic), Ruth Danner, Bob Doll, Johan Dybdahl, Merrill Sanford, David Stone (telephonic), and Randy Wanamaker.

Assembly Absent: None.

Staff Present: Kim Kiefer, Deputy City Manager; John Hartle, City Attorney; Laurie Sica, Municipal Clerk; Craig Duncan, Finance Director; Rorie Watt, Engineering Director; John Stone, Port Director; Jeannie Johnson, Airport Manager; Page Decker, Assistant Police Chief; Bob Dilley, Community Service Officer; Heather Marlow, Lands and Resources Manager.

II. SPECIAL ORDER OF BUSINESS

A. Census Acknowledgement

Kim Kiefer introduced Hector Maldonado, Coordinator for the Partnership Program of the US Census Bureau Seattle Region. He thanked Juneau for the complete count in the 2010 census. Juneau had a mail participation of 73%, which was 5% higher than in 2000, and higher than the participation rates in Ketchikan, Anchorage and Fairbanks. There were many efforts to get the high participation rate, thanks to the CBJ Complete Count Committee led by Assemblymember Bob Doll and Katherine Eldemar. He gave tokens of appreciation to Mayor Botelho, Ms. Kiefer, Assemblymember Doll, and Katherine Eldemar. Mr. Maldonado said that the Bureau commissioned a totem pole for the 2010 Census, which will eventually reside at Bureau Headquarters in Washington, DC. Sealaska and Coeur Alaska sponsored commemorative paddles designed and painted by Brian Chilton. Tristan and Alexis assisted Ms. Eldemar distribute the paddles to Ella Bennett, Marie Olson, Ed Thomas, Delfin Cesar, Michael Tagaban, Cheryl Eldemar, Karen Taug, Edward Hotch, Nita Coronell, Ricky Tagaban, Nathan McCowan, and the Children of All Nation Dancers for their role in the totem pole ceremony. The leader of the dancers is Vicky Soboleff, and the dancers are Allison Ford, Jason Ford, Jessie Lamson, Addison Mallott, Alex Mallott, Ainsley Mallott, Dugan McNutt, McKenna McNutt, Levi Rinehart, Nashaeya Little, Nevaeya Little, Riccya Love, Mary Love, Madeline McCowan, Henry McCowan, Dwayne Andree, Tyler Williams, Eli Douglas, Emma Douglas, Joanie Skyrzynski, Karre Helgesen, Karen Helgesen, Tyler Frisby, Buddy Redden, Skyler Redden, Larissa Dybdahl, Alex Bierely, John Williams, Nichelle Williams, Niccya Williams, Jarell Williams, Katy Price, Leandrea McKaily, Kendrea McKaily, and Savannah Strang. Ms. Eldemar said the totem pole had a proper send-off to its permanent location in Washington, DC.

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III. APPROVAL OF MINUTES

A. August 23, 2010 – Regular Assembly Meeting 2010-21

Hearing no objection, the minutes of the August 23, 2010 - Regular Assembly Meeting 2010-21 were approved.

B. August 30, 2010 – Special Assembly Meeting 2010-22

Hearing no objection, the minutes of the August 30, 2010 - Special Assembly Meeting 2010-22 were approved.

IV. MANAGER’S REQUEST FOR AGENDA CHANGES – None.

V. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS.

Kathy Seale asked the Assembly and city staff to consider establishing a bus route through Commercial Blvd that could stop at Costco. She thought the service would be well used.

VI. CONSENT AGENDA

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

The public requested that Resolution 2542 be removed from the agenda.

B. Assembly Requests for Consent Agenda Changes

C. Assembly Action

MOTION, by Anderson, to adopt the Consent Agenda, noting the removal of Resolution 2542.

Hearing no objection, the Consent Agenda was adopted as amended.

1. Ordinances for Introduction

a. Ordinance 2010-30

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.

Administrative Report: Attached. The manager recommended Ordinance 2010-30 be introduced and set for public hearing at the next regular meeting.

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.

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

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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 Ordinance 2010-11(Q) be introduced and set for public hearing at the next regular meeting.

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.

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

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.

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

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.

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

2. Resolutions

A. Resolution 2541

A Resolution De-Appropriating \$500,000 From The Lemon Creek Subdivision Capital Improvement Project To The Lands Fund.

Administrative Report: Attached. The manager recommended Resolution 2541 be adopted.

Removed from the Consent Agenda:

B. Resolution 2542

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A Resolution Setting Forth The Assembly's Approval Of A Design Concept For Replacing The CBJ Cruise Ship Docks In Downtown Juneau.

Administrative Report: Attached. The manager recommended this resolution be adopted.

Public Comment:

Dixie Hood said that Resolution 2542 flew in the face of overwhelming public rejection. She worked with consultants and other residents during the development of the long-range waterfront plan. Surveys were taken of the community and the public was overwhelmingly opposed to additional cruise ship docks. She read from the McDowell Survey regarding the lack of support for development of the Subport area. In 2004, the Assembly adopted the Long Range Waterfront Plan. Since then, many intrusive projects, including the parking garage, a large government building and variances have knocked the plan for a loop. The plan is a law, not a guideline. The only support was for improvements to the existing dock near the library. It is time to call a halt and to respect the public, to use available head tax money for appropriate projects that have been on hold. She distributed a letter dated September 2, 2010 from the Chair of the Parks and Recreation Advisory Committee, requesting forward motion on planning, design and development of Marine Park. She asked the Assembly to respect the desires of the community, the waterfront plan, and she supported reconstruction of the existing cruise ship docks as necessary.

Jack Cadigan retired from the Coast Guard in 1985 and served on ships in the Navy, the Coast Guard and the Merchant Marine. He understands the challenges of maneuvering ships in many ports. Project 16b does not present significant docking challenges. The ships at the Franklin Dock may need tugs if winds exceed 25 knots if plan 16b is in place. Winds of 25- 30 knots in the summer are rare. The advantages of 16b include accommodating larger ships, increased security, and community access to the waterfront seawalk. Project 16b will cost more money, but instead of a band-aid fix of the existing docks, it will provide all the benefits he cited, the money is available and the project is affordable. He encouraged the Assembly to move forward with Project 16b.

Joe Geldhof said he has been involved in a number of cruise related efforts for over a decade and was part of the local head tax initiative and the statewide cruise ship initiative. The community reached consensus on the bus turnaround at the Steamship dock, and tonight he thought the Assembly should unanimously support the Docks and Harbors Board on Project 16b. The resolution's wording says the project will be constructed "...substantially in the manner of project 16b" so this is not the final, final word. Security measures will prevent the public from using the public docks if this project does not move forward. The small issues and fears about the project can be addressed and the community should move forward.

Betty Adams, owner of the Alaska Hotel and Bar, said she walks her dog on the docks and she would like to have as much access to the docks as possible, so for her dog, she supports Project 16b. Almost as important to her is her business, and for that she supports Project 16b. Her tenant will no longer lease her building because the cruise ships will no longer sell on-board advertising to any businesses north of the Red Dog Saloon. Development of these docks will assist downtown business owners. She said that development has to be forward thinking. In Maui, the people continue to vote down every advancement, thinking that "if they don't build

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it, they won't come." Now Maui has major traffic jams. She asked the Assembly to support for Project 16b.

Joshua Adams said that Project of 16b should move forward. Alaska is a state of builders and we should build this project. This is not about bringing in more tourists. It is about saving the seawalk. We will pay less in the long run. If more people understood this project, they would be for this. Merely repairing the existing docks is a stalemate and he urged forward movement on 16b.

Paul Thomas said he is a board member of the Downtown Business Association (DBA) and owner of Alaska Cache Liquor. The DBA supports Project 16b, which will help the DBA achieve its goals. This resolution is consistent with the waterfront development plan and with the waterfront opinion survey performed by the McDowell Group.

Chip Thoma represents Responsible Cruising in Alaska and supports Project 16b. The funds are available and the current dock is slowly deteriorating due to the activity from the large ships. The ships are getting larger, not smaller, and Project 16b solves many problems, security being one of them.

Reed Stoops spoke on behalf of Franklin Dock Enterprises and said he continues to have the same concerns as noted in his previous testimony to the Assembly, including the navigational challenges that the configurations will create for the Franklin Dock. The study this summer showed that Project 16b reduces the margin of error over the current situation and tugs will be needed in certain situations. Assuming the need for tug assists, there is no plan on how this will be paid for. No one has approached his company on how to address this issue, so it will likely be addressed in the Corps Permit process. The \$40 – 60 million dollar project cost is estimated and a final cost estimate will depend on the detailed engineering phase. We are unsure of the complete funding for the project and there may be a legal issue if port dues and head taxes collected from the private docks are spent on developing public docks. As soon as he has a formal legal memo on this issue, he will provide it to the city. He says there is insufficient demand for building this project at this time. He asked the Assembly to defer action on this ordinance until the final design and cost estimate is done and the hazard to navigation is addressed.

Mayor Botelho asked about the report from the Marine Exchange of Alaska prepared for the Docks and Harbors Board regarding navigability during wind conditions. The Franklin Dock is used almost exclusively by Princess Cruises. The memorandum indicates that independent of the study itself there is a standard policy in Princess not to try docking maneuvers when winds are in excess of 25 knots. Mayor Botelho asked if this was an accurate statement. Mr. Stoops said he was not sure of their policies, they had only used a tug assist rarely, and it also was dependent on tides and if there was a ship at an adjacent dock. In the first navigation study, some cruise ship captains were involved in the study and provided input. There was an addendum to the original report and in that, there was no discussion with the cruise ship captains that used the port this summer. They may have talked with pilots, but he urged the Assembly to consider the view of the captains.

Ms. Danner asked Mr. Stoops about the opinion in the study that staging arrivals and departures for the northernmost ships at the city docks would be a possibility during high winds as far as accommodating ships docking at Franklin first.

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Mr. Stoops said he assumed that was one of the conditions that might be attached. It is one thing for it to be just a suggestion rather than a condition of construction. It has been discussed that the city could provide a fund in order to pay for tug assists when necessary but we want this to be figured out now before it is approved.

Mr. Stone requested that he be recused from this discussion based on a conflict of interest, which he had reviewed with the City Attorney. Mayor Botelho ruled that Mr. Stone does have a conflict of interest and hearing no objection, Mr. Stone was recused.

Assembly Action:

MOTION, by Anderson, to adopt Resolution 2542.

Mr. John Stone came forward to answer questions from the Assembly.

Mr. Anderson asked what the plan is if it is determined that tugs are needed more frequently than is currently thought.

Mr. J. Stone said that Mr. Stoops alluded to establishing a fund to compensate them. Mr. Anderson asked if this is part of the plan. Mr. Stone said it could be but that was up to the Assembly. In general, the experts that have looked at the issued do not believe there will be a problem. To the extent that the Assembly wants to assure Mr. Stoops that he will not suffer any adverse economic consequences as a result of the dock, a way to do that is to arrange for compensation to be made to him in the event that they have to use tugs more than they would in the current operation.

Mr. Anderson said the Assembly has a serious interest in providing shore power and waste water disposal to ships in the design of Project 16b – where does this stand? Mr. Stone said when the Assembly approved feasibility studies in August, the Docks and Harbors Board engaged experts in the community on this topic and asked the cruise industry to assist in determining if this is feasible and necessary. They are hoping to get responses soon on this topic.

Mr. Doll said he supports Project 16b. The discussion of tugs seems out of place. In the merchant navy, the ability to moor a ship without a tug is required. A tug is a luxury that is not often available and the ships have bow thrusters and engines designed to assist with moorage. Having to use a tug is not an unusual peril. One reason to have a pilot is to have someone who can use a tug. Juneau is in the cruise business and we entered it when the piers were built and we are dependent on it. We use the sales tax generated from the industry. It is in CBJ's interest to have the visitors and they are important to our revenue stream. The discussion about the waterfront plan is a complex one. If this project is not approved, we will not have a seawalk, and that is part of the waterfront plan. Extending the docks accomplishes one of the major objectives of the waterfront plan. The money is available and we have what it takes to get the job done. It is in Juneau's interest to do the project.

Ms. Danner said she supports Project 16b with provisions. She said there will be more passengers from the ability to dock ships with greater capacity and there will be growing pains.

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Her main focus is the need to ensure there are enough public restrooms to accommodate all of Juneau's visitors and this needs to be part of the plan.

Mr. J. Stone said staff has identified all the public restrooms and based on this they have a consultant looking at where additional restrooms may be needed, based on future passenger counts.

Ms. Danner said the business of government is to build infrastructure, but also maintain its infrastructure, so she wants maintenance to be part of the plan.

Mr. Sanford asked about Mr. J. Stone's comment in his memo which discusses that Juneau will have "adequate funding for [Project 16b and] other important community port priorities." Mr. Sanford said the only items that Juneau can spend head tax on is the seawalk and the dock facility. Mr. J. Stone said that in the past, some of the funds have gone to private docks for repairs. The Waterfront Plan has a long list of projects. Mr. Sanford said CBJ will be taking care of the city docks and the seawalk and then there was nothing but smaller projects to work on with the funds. Mr. J. Stone said that he did not want to speak for others in the city, but for the Docks and Harbors Board, he was correct. Other projects included additional seawalk past Merchant's Wharf and toward the bridge.

Mr. Sanford asked what local funds Mr. J. Stone was referring to in his memo statement, "...the Assembly has been directing at least \$2 million per year of local funds toward dock improvements." Mr. Stone said this was marine passenger and port development fees, and not local sales or property tax dollars.

Mr. Sanford is concerned about the navigational issues and said he wanted assurances that there will be more investigation into this concern. Mr. J. Stone said that was the case. Mr. Sanford is also concerned about the Fisherman's Memorial and wants to see a viable monument location and event. Mr. Sanford is concerned about the uplands staging issues that can arise with more passengers, and wants to see a plan on how the busses and vans will move in and out of the area. Otherwise, he supports Project 16b.

Mr. Wanamaker does not support Project 16b, and he wants to support a rebuild of the existing docks. The navigability issue in the harbor is a serious enough question to warrant better investigation. There is a portion of the community that does not support this project. Some in the industry do not support this and also question the need for the project. We can move to Project 16b in the future if the need is clearly demonstrated. There are other projects that can offset the affects of tourism, which can use the existing funds.

Mr. Dybdahl said that he knows that the Docks and Harbors Board has entertained almost every option possible. He still has reservations and concerns, mostly due to the congestion issues and the lack of staging. However, there are a lot of good things with Project 16b, not the least of which is it opens a large stretch of the waterfront. Should it be built, he hopes that the public will have free access to the docks during the time no ships are in. We have had an ad hoc committee and all the time he has had the sense we are getting closer to the edge of the waterfall and it getting too late to turn around. He wonders about timing and asked if there is a need to spend the state appropriated funds now. He sees merit in Project 16b and even though it is not ultimately the best answer, he will reluctantly support the project and hopes there will be more coordination with the industry on this project.

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Mr. Anderson said that the equity of this situation disturbs him if CBJ asks the private docks to pay for a project that in turn may cost more money [tug assists]. He supports Project 16b.

MOTION, by Anderson, to add Section 2, Further Resolved that the Docks and Harbors Board work with the owners of local private docks to generate a recommendation to the Assembly for mitigation of additional navigation costs caused by construction of Concept 16b, so long as CBJ collects areawide passenger fees. Hearing no objection, it was so ordered.

MOTION, by Danner, to amend Section 1, second line from the bottom, where it says CBJ Code, Insert: Working closely with the Alaska Commercial Fishermen's Memorial and the commercial fishing community to make a recommendation to the Assembly regarding relocation, if necessary, of the memorial, along the downtown waterfront, to a mutually acceptable location. Hearing no objection, it was so ordered.

Mr. Doll asked what incremental addition of cruise passenger numbers could be expected from completion of this project. Mr. Stone said there would be no additional ships immediately, but over time as ships got bigger, there could be more passengers. The typical ship now is 1200 passengers and a typical panamax ship is 2200 passengers, so it could be an additional 1000 passengers a day. There is ship lightering to that dock as well, so it is not a simple analysis. Under Concept 16b, lightering will move to the Intermediate Vessel Float, so overall, over the summer, there will be an increase but it will not be as large as people expect.

Roll call:

Aye: Anderson, Bush, Danner, Doll, Dybdahl, Sanford, Botelho

Nay: Wanamaker

Motion passed, 7 ayes, 1 nay.

Mr. D. Stone rejoined the meeting.

VII. PUBLIC HEARING

A. Ordinance 2010-23(b)

An Ordinance Amending The Second-Hand Smoke Control Code Regarding Smoking In Commercial Passenger Vehicles, And Providing For A Penalty.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2010-23(b)

Public Comment:

Shane Williams, owner of Capital Cab, Evergreen Taxi and Taku Taxi, said he tried to get information from JPD on the basis for why this ordinance was put forth, regarding the number of tickets issued or compounding tickets from repeat offenses. JPD says there have found approximately 60 – 70 tickets issued. He has only identified 5 tickets issued to those operators of his cabs and one of those tickets was for a repeat offense. He does not believe that cab owners should be fined more than other business owners. There are 250-350 chauffeurs permits issued on a two-year basis. There are 80 – 105 cabs operating in Juneau. For those numbers, few tickets have been issued. Wendy Hamilton from NCAAD says this is a major

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problem and he found this hard to believe. He can find no evidence that a certain segment of business should be charged higher penalties or fees unless a foundation of abuse can be proven. This ordinance is based on supposition, suggestion and innuendo.

Mr. Doll said the size of the problem is debatable but there are instances in which people enter a smoky cab or find a cab driver smoking in a cab. He asked how Mr. Williams would have people address this issue. Mr. Williams said that \$50 is a half of a cab driver's daily wages and if this is charged, the drivers will get the message, but a half a week's wages, as a penalty is inexcusable.

Mr. Dybdahl asked if it is possible to have 4 or 5 smokers take a cab from the airport to the valley and have it smell like smoke. Mr. Williams said he could not say, but he used to smoke in his cab and he had customers tell him they could not smell it.

Gene Miller, member of the Juneau Clean Air Coalition, thanked the Assembly for a near finish of a long, drawn out process. They are concerned about the health of employees and users of facilities and smokers tend to export the costs of smoking to non-smokers. They do harm to non-smokers with the effects of 2nd and 3rd hand smoke. Contrary to Mr. William's assertion, cabs in which people have been smoking still have high carcinogenic effects and expose those who are sensitive to these pollutants. Ms. Hamilton specifically ordered a smoke free cab and the driver pulled up smoking a cigarette. The concern about the fine can be addressed by cab owners and drivers complying with the spirit and the letter of the ordinance.

Joan Cahill said this is clean up work on an ordinance that many have worked on over the years. When the ordinance was passed, the CPV code should have also been amended to address that the owner of a taxicab should be treated the same as the owner of a business, rather than being charged as a patron of a business. We are asking for consistency in commercial spaces.

Assembly Action:

MOTION, by Anderson, to adopt Ordinance 2010-23(b).

Mr. Anderson explained the nature of version (b), that it clarifies that premises applies to taxicabs and commercial vehicles as well as other commercial establishments.

Mr. Doll asked how JPD would address a complaint about a smoky taxicab.

Officer Bob Dilley said when JPD finds someone smoking in a taxicab; the smoker is issued a citation. His understanding of this ordinance is that the driver of the vehicle will be cited or the owner of the cab or the taxicab company can be cited. Officer Dilley questioned the new law and said his understanding is that the person smoking in the cab should still get a ticket, but now the cab owner or cab company owner can be ticketed. It is an optional citation, so the smoker can contest the ticket in court or pay the fine.

Mr. Doll asked what happens when JPD does not see a person smoking, but there is a complaint that the cab is smoky. Mr. Dilley said a complainant would need to sign a citation.

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Mayor Botelho asked about a hotel lobby being smoky and if the establishment would be cited. Officer Dilley said probably not. Mayor Botelho asked if there would be any different treatment towards cabs since they are equated as a business premise. Officer Dilley said no.

Mr. Anderson said that signage should be posted in every place or vehicle where smoking is prohibited. Officer Dilley said JPD has not actively been looking for the “no smoking” sign (but they will) or prosecuted for this failure. JPD has put “no smoking” decals in the cabs when they are inspected.

Mr. Sanford asked how a ticket is issued to an owner if they are not in the cab or not smoking. Mr. Hartle referred to page 7, line 5, “the person who owns, shall adopt and enforce a policy prohibiting smoking.” Mr. Hartle said enforcement is based on either lack of a policy or lack of enforcement of a policy.

Mayor Botelho asked if there could be a situation in which a fine can be issued to the owner of the company, the owner of the cab and the driver. Mr. Hartle said it is possible but it seems unlikely.

Mr. Doll asked about the situation of smoking in a hotel and if a person were found smoking in a hotel, would the owner of the hotel be cited? Officer Dilley said that he had only enforced smoking in taxi cabs in his line of work and he thought that the person smoking would be the one cited for smoking where prohibited. Mr. Hartle said that on page 8, line 5, it used to say “premises” but the revised ordinance now says “place or vehicle,” and the person who owns or manages and who fails to adopt or enforce a policy of no smoking pays the higher fine.

Mr. Doll asked if the officer’s decision on the scene of who to cite would be something the manager controls or influences. Mr. Hartle said yes, the Manager is in charge of the Police Department.

Roll call:

Aye: Anderson, Bush, Danner, Doll, Wanamaker, Botelho

Nay: Dybdahl, Sanford, Stone

Motion passed, 6 ayes, 3 nays.

B. Ordinance 2010-29

An Ordinance Amending The Water Code Regarding Metered Water Service.

Administrative Report: Attached. The manager recommended adoption of Ordinance 2010-23(b)

Public Comment: None.

Assembly Action:

MOTION, by Doll, to adopt Ordinance 2010-23(b). Hearing no objection, it was so ordered.

C. Ordinance 2009-08(AR)

An Ordinance Appropriating To The Manager The Sum Of \$1,884,230 To Fund The City And Borough Of Juneau’s Fiscal Year 2010 Public Employee Retirement System Contribution; Funding Provided By The Alaska Department Of Administration.

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Administrative Report: Attached. The manager recommended adoption of Ordinance 2009-08(AR).

Public Comment: None.

Assembly Action:

MOTION, by Danner, to adopt Ordinance 2009-08(AR) Hearing no objection, it was so ordered.

D. Ordinance 2010-11(P)

An Ordinance Appropriating To The Manager The Sum Of \$600,000 As Partial Funding For The Planning, Preliminary Design, And Permitting Of An Extension To The North Douglas Highway; Funding Provided Through A Transfer Of Responsibility Agreement Entered Into With The State Of Alaska Department Of Transportation And Public Facilities.

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

Public Comment: None.

Mr. Wanamaker said that he has a conflict of interest as a member of the Goldbelt Board of Directors, which may be involved with this project. Mayor Botelho determined a conflict existed, and hearing no objection, Mr. Wanamaker stepped away from the meeting.

Assembly Action:

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

Mr. Wanamaker rejoined the meeting.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. Docks and Harbors – Regulations - Amendments to Title 05, Chapter 30 - Docks and Harbors Shorepower Access Fees

Public Comment: None.

Assembly Action:

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

X. STAFF REPORTS

A. City Manager – Voter Brochure

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Ms. Kiefer said that \$5500 was budgeted for the voter information pamphlet, however, increased costs required an additional amount of \$3000 from manager's contingency be appropriated by the Assembly for voter pamphlet production and distribution. The motion was required for compliance with rules regarding campaigns and reporting to the Alaska Public Offices Commission.

MOTION, by Stone, to appropriate an additional \$3000 from the manager's contingency account to the voter pamphlet production and distribution. Hearing no objection, it was so ordered.

XI. ASSEMBLY REPORTS

A. Committee Reports

Committee of the Whole: Mr. Wanamaker said the next meeting date of October 11 was tentative at this time.

Human Resources Committee: Chair Doll 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:

Historic Resources Advisory Committee

Myra Gilliam- appointment	Public Seat	Term Exp. 6/30/2011
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Juneau Commission on Sustainability

Scott M. Jackson - appointment	Public Seat	Term Exp. 6/30/2011
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Social Services Advisory

Carol Browning – reappointment	Public Seat	Term Exp. 9/30/2013
Marilyn R. Doyle – appointment	Public Seat	Term Exp. 9/30/2013

Mr. Doll said there are open seats the Juneau Commission on Sustainability and the Social Services Advisory Board. The HRC recommends anyone interested in serving on boards to submit an application to the Clerk's Office.

Public Works and Facilities Committee: Chair Sanford said the next meeting is Monday, Sept. 27, at Noon in the Chambers.

Lands and Resources Committee: Chair Anderson said the Juneau Affordable Housing Commission presented a request for a capital project and would like to see it promoted by the city to the state legislature and he asked how to go about that. Mayor Botelho suggested referring the discussion to the Public Works and Facilities Committee.

Mr. Anderson said that of the 11 lots available in the Lena Land Sale, 4 were sold, then two buyers withdrew, so there are 9 lots left. Staff does not recommend going back out for another sale at this time as the market appears saturated for lots at this price range.

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DOWL HKM is doing a study on Peterson Hill land regarding drainage and potential development of the land. The University of Alaska owns 50% of the land so development will require their collaboration and cooperation

Finance Committee: Chair Stone said the next meeting is Wed., Sept. 23, at 5:30 p.m.

B. Liaison Reports

Eaglecrest Board: Liaison Anderson said he attended the dedication of beginners lift at Eaglecrest. Many private sector donators sponsored posts and chairs and the project came in under cost. It was a very successful project.

Airport Board: Liaison Sanford said the board met two weeks ago and is moving forward on all the projects. Most areas in the new terminal are open and the project is expected to be finished in late November or in December. Bridges for the runway safety area will be installed in October, and new machines are working to dredge the float pond, so that project is moving faster.

Planning Commission: Liaison Doll said the next meeting is Tues., Sept. 28 at 7 p.m.

Sustainability Commission: Liaison Doll said the next meeting is Wed., Oct 6, at 5:15 p.m.

XII. ASSEMBLY COMMENTS AND QUESTIONS

Ms. Danner said that member of fire department told her there are frequent problems at the former Wal-Mart crossing and was told by DOT the crossing has been eliminated, but people are still use the crossing. She would like to see this listed on the STIP.

Mr. Anderson referred to the request for a bus stop at Costco and staff will report back on this at the next PWFC committee meeting.

Mr. Anderson said the League of Women Voters will hold a public forum on CBJ Ballot Proposition 2 in the Chambers on Thurs., Sept 23, at 7 p.m. and a Candidate Forum at the same location on Wednesday, Sept. 29.

Mr. Anderson thanked Sealaska for the work to fill and landscape “the pit” at the corner of Front and Seward.

Mr. Dybdahl said the new seawalk section near Taku Smokeries is very impressive, even though not entirely finished.

Mr. Stone said the Gastineau Channel Historical Society will host a program Saturday, Sept 25, from 1 – 3 pm, featuring former and present Juneau Mayors who will discuss accomplishments during their terms of office.

Mr. Doll said October is National Energy Month and there will be an Energy Fair at the Nugget Mall on October 9, from 11 a.m. to 3 p.m., featuring energy savings ideas.

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Mr. Wanamaker reminded citizens that October 5 is the city election and absentee ballots are available now. He encouraged people to vote.

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

XIV. EXECUTIVE SESSION – None.

XV. ADJOURNMENT – 9:05 p.m.

Signed: _____
Laurie Sica, Municipal Clerk

Signed: _____
Bruce Botelho, Mayor