AGENDA/MANAGER'S REPORT
THE CITY AND BOROUGH OF JUNEAU, ALASKA
Monday, December 18, 2000  7:00 – 11:00 PM
Assembly Chambers – Municipal Building
Meeting No. 2000-25

Submitted by: _____________________________
David R. Palmer
City & Borough Manager

I.  FLAG SALUTE

II.  ROLL CALL

III. SPECIAL ORDER OF BUSINESS
    A. 2001 Safe Driving Proclamation

IV.  APPROVAL OF MINUTES
    A. December 4, 2000 – Regular Meeting 2000-23
    B. December 11, 2000 - Committee of the Whole
    C. December 13, 2000 – Special Meeting 2000-24

V.  MANAGER’S REQUEST FOR AGENDA CHANGES

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS. (Not to exceed a total of 20
    minutes nor more than 5 minutes for any individual).

VII. CONSENT AGENDA
    A. Public and Assembly Requests for Consent Agenda Changes, Other Than
       Ordinances for Introduction
    B. Assembly Action

       1. Ordinances for Introduction

       a. Ordinance No. 2000-11(AB)
          An Ordinance Appropriating To The Manager The Sum Of $127,092 As
          Additional Funding For The District-wide School Technology II Project.
          Such Funds Provided By Interest Earned On The 1998 General
          Obligation Bonds.

          This ordinance appropriates $127,092 in interest earned from the unexpended
          1998 General Obligation bonds as additional funding for the second phase of
          the District-wide School Technology capital project. The contract has been
awarded for the major electrical upgrade required by the project. Now that the electrical upgrade cost is known, it is anticipated that the interest earnings will be used to continue hardware, software and network upgrades throughout the school district. This is the total interest earned on the project to date. Additional interest will be earned in FY01.

I recommend this ordinance be introduced and set for public hearing at the next regular meeting.

b. Ordinance No. 2000-11(AC)

An Ordinance Appropriating To The Manager The Sum Of $20,000 As Additional Funding For Hydrology And Control Planning Of The Mendenhall River. Such Funds Provided By The U. S. Fish And Wildlife Service.

This ordinance appropriates a $20,000 grant from the U. S. Fish and Wildlife Service as additional funding for a stream bank stabilization study for the Mendenhall River. The total cost of the project was approximately $35,000. $15,000 in general sales tax funds was used to fully fund the project. The final report is available for use by the public for planning, construction and maintenance of bank stabilization projects along the Mendenhall River.

The bank stabilization report for the Mendenhall River Hydrology project was completed in December 1998. The report is available to the governmental agencies and the public and can be used to create effective stream and riverbank stabilization projects while preserving habitat values. Staff is involved in ongoing hydrological issues in the Mendenhall Valley.

Additional work to be accomplished by the project will be to fund an annual cooperative agreement with the United State Geologic Survey to monitor the flow of the river. These agreements have been ongoing since 1998.

I recommend this ordinance be introduced and set for public hearing at the next regular meeting.

2. Resolutions

a. Resolution No. 2066

A Resolution Urging That Tongass Land Management Planning Be Conducted Via the Tongass Land Management Plan, and Not Through the National Roadless Area Review

Through this resolution, the Assembly joins the Southeast Conference of Mayors, the Southeast Conference, the City of Craig, the Alaska Municipal League, Governor Knowles, and many others in opposing Roadless Area Review for the Tongass.
As this is a policy issue for the Assembly, I have no recommendation. This resolution should be removed from the consent agenda for action.

3. Bid Awards

a. **Contract No. E00-469, The 5th Street Staircase between Willoughby Avenue and Calhoun Avenue (between the State Office Building, and the Fireweed Place) and the 6th Street Staircase from Nelson Street to the Mount Roberts Trailhead will be rebuilt.**

Bids were opened on the subject project on December 6, 2000. The bid protest period expired at 4:30 p.m. on December 7, 2000. Results of the bid opening are as follows:

<table>
<thead>
<tr>
<th>RESPONSIVE</th>
<th>TOTAL BID</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arete Construction Corporation</td>
<td>$119,345.00</td>
</tr>
<tr>
<td>Coogan Construction Company</td>
<td>$125,260.00</td>
</tr>
<tr>
<td>North Pacific Erectors, Inc.</td>
<td>$125,435.03</td>
</tr>
<tr>
<td>Architect/Engineer's Estimate</td>
<td>$109,031.00</td>
</tr>
</tbody>
</table>

Project Manager: Joe Castillo

This project consists of replacement of the stairways, sidewalks, landings, footings and other miscellaneous items and at 5th and 6th Streets.

Funding Source: FY 1999/2000/2001 Area Wide Street Sales Tax
Total Project Funds: $270,000
CIP No.: 412-67
Fund Number: 412-67-5-01-40-690
Construction Encumbrance: $119,345
Construction Contingency: $17,900
Consultant Design: $18,135
Consultant Contract Administration/Inspection: $14,500

I recommend award of this project to Arete Construction Corporation in the amount bid, for a total award of $119,345.00.

b. **Bid Award #01-139, Term Contract for Compact 4 x 4 Extended Cab Pickup Trucks**

The term contract for Compact 4 x 4 Extended Cab Pickup Trucks, Bid #01-139, was opened on November 17, 2000 with the following results:
Table:

<table>
<thead>
<tr>
<th>Business Name</th>
<th>1 Truck</th>
<th>Total Bid 3 Trucks</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lewis Chevrolet B.P.O. Inc.</td>
<td>$19,077.66</td>
<td>$57,232.98</td>
</tr>
<tr>
<td>Evergreen Motors</td>
<td>19,789.71</td>
<td>59,369.13</td>
</tr>
<tr>
<td>Mendenhall Auto Center</td>
<td>19,991.99</td>
<td>59,975.70</td>
</tr>
<tr>
<td>Sea Tac Ford</td>
<td>20,063.35</td>
<td>60,190.05</td>
</tr>
<tr>
<td>Kenai Chrysler</td>
<td>21,288.00</td>
<td>63,864.00</td>
</tr>
<tr>
<td>The New Wilson Ford</td>
<td>21,660.00</td>
<td>64,980.00</td>
</tr>
</tbody>
</table>

This is a term contract from date of award through June 30, 2001, with the option to renew for two (2) additional one- (1) year periods, allowing for appropriate price adjustments. Acquisition of these vehicles, at this time, is consistent with the FY 2001 fleet management schedule (see attached spreadsheet). The Water Utility will be replacing their three larger 3/4 ton trucks with the smaller compact trucks. This will result in an overall saving to the Water Utility Division in lower maintenance and operation costs. In addition, it was anticipated the replacement of the existing 3/4-ton vehicles would be $25,000 per vehicle. This bid will result in a net decrease from the fleet replacement schedule of under $6,000 less per vehicle. The fleet replacement schedule will be adjusted during the next budget cycle to account for the savings.

The existing three vehicles will be made available to other CBJ departments, or sold at the next surplus sale to the public.

With the concurrence of Dean Nordenson of Water Utilities Division, the Purchasing Division recommends award of this bid to Lewis Chevrolet B.P.O., Inc. as the lowest responsive bidder.

The protest period expired on December 1, 2000.

Encumbered amount: $ 66,000 Vehicles & Equipment

I recommend award of this project to Lewis Chevrolet B.P.O., Inc., for a total award of $52,232.98.

4. Transfer Requests

a. T-700 Airport Projects.

This transfer request moves $1,223 in Airport funds from the Airport Projects Local Match CIP and $2,000 in FY00 Passenger Facility Charges from the Airport Revolving Capital Reserve Account to the Remote Transmitter Receiver (RTR) New Site Development project. These funds, along with funds already in the project budget, will be used for survey work for a road to the new RTR site and to survey the site itself. Once cost estimates are
developed for the road construction and site preparation, a Federal Aviation Administration grant request will be prepared to fully fund the project.

After the transfer is approved, the fund available balances, budgets and status for the projects will be as follows:

<table>
<thead>
<tr>
<th>Transfer Status/Project Number/Project Name</th>
<th>Unobligated Funds Available Prior to Transfer</th>
<th>Unobligated Funds Available After Transfer</th>
<th>Total Project Budget after Transfer</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transferred from:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A345-14/Airport Projects – Local Match</td>
<td>$1,223</td>
<td>$-0-</td>
<td>$-0-</td>
<td>Closing</td>
</tr>
<tr>
<td>A345-33/Airport Revolving Capital Reserve Account</td>
<td>$323,721</td>
<td>$321,721</td>
<td>$321,721</td>
<td>Ongoing</td>
</tr>
<tr>
<td>Transferred to:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A345-37/RTR New Site Development</td>
<td>$6,296</td>
<td>$9,529</td>
<td>$11,556</td>
<td>Ongoing</td>
</tr>
</tbody>
</table>

I recommend approval of this transfer request.

VIII. ORDINANCES FOR PUBLIC HEARING

a. Ordinance 2000-49

An Ordinance Amending the Clerk of Courts Code to Allow Motor Vehicle Equipment Offenses to be Discharged by Correction of the Equipment or Payment of Bail.

The current bail schedule for misdemeanors provide that drivers who get cited for defective equipment may have the ticket cancelled if they prove to JPD that they have fixed the problem. If they don’t fix it, the schedule requires a court appearance. This mandatory court appearance (MCA) is a burden for the court system, which has asked us to convert it to a $20 fine, payable by mail. This is the rule for equipment violations cited under state statute.

This ordinance responds to the court system request by allowing equipment citations to be discharged by correcting the equipment or by paying $20 bail. Payment of the bail does not really solve the problem. Anyone who continues to drive a defective car can be cited as many times as necessary until they fix it.

I recommend this ordinance be adopted.

b. Ordinance 2000-50

An Ordinance Repealing CBJ 42.20.130, “Disrupting Meetings and Processions”.
This ordinance repeals a section of the criminal code which has never been used. We rarely encounter attempts to “disrupt a meeting or parade” that rise to criminal levels, and when we do, we avoid using the current ordinance, which contains some legally dubious language. This language is a holdover from the 1970 Uniform Penal Code adopted by CBJ at unification, and it raises significant constitutional issues about vagueness and overbreadth. The code revisor has flagged it for repeal and the Chief of Police and City Attorney agree. Other code sections are available to address interference with peaceable use of streets and sidewalks.

**I recommend this ordinance be adopted.**

c. Ordinance 2000-51

*An Ordinance Disestablishing the Health and Social Services Department.*

This ordinance amends the code to remove references to the Health and Social Services Department (HSS). Last spring, the CBJ, in cooperation with the State of Alaska, Department of Health and Social Services, began transition of both mental health and chemical dependency programs to other local providers. On July 1, 2000, Bartlett Regional Hospital assumed the administration of the HSS chemical dependency program, including Juneau Recovery Hospital. Juneau Alliance for Mental Health, Inc. (JAMHI) assumed administration of the HSS mental health program, with a subcontract to Juneau Youth Services for services to children and youth. This ordinance amends the code to reflect these changes and also transfers the assets of the Juneau Recovery Hospital to Bartlett Regional Hospital.

Two HSS programs continue to be administered by the Manager. The Social Service Block Grants has one employee, now part of the Controllers division. The Teen Health Center is under the Manager's Office.

**I recommend this ordinance be adopted.**

d. Ordinance 2000-11 (AA)

*An Ordinance Appropriating to the Manager the Sum of $140,000 as Partial Funding for Mendenhall Treatment Plant Improvements. Such Funds Provided by an Amendment to a Loan From the Alaska Department of Environmental Conservation.*

This ordinance appropriates a $140,000 amendment to an existing $1,000,000 loan from the Alaska Department of Environmental Conservation.

The original loan was for improvements to the Mendenhall Wastewater Treatment Facility, which included the upgrade of the control system, replacement of the sequencing batch reactor decanter system and associated work. Most of the work has been completed, but recently it was determined
that an additional blower was needed to provide air to the sequencing batch reactors and sludge management system. This loan amendment will be used to install the additional blower.

The contract interest rate on the loan will be 3.46% to be paid back over a period of 20 years beginning one year after completion of the project. It is estimated that the project will be complete by June, 2001.

I recommend this ordinance be adopted.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

XI. STAFF REPORTS ON NON-AGENDA ITEMS

A. Report on Collective Bargaining
   (Note: the Assembly may enter into Executive Session for this item)

XII. ASSEMBLY REPORTS ON NON-AGENDA ITEMS

A. Committee Reports
B. Liaison Reports
C. Presiding Officer Reports

XIII. ASSEMBLY COMMENTS AND QUESTIONS

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

XV. ADJOURNMENT

Note: Agenda packets are available for review at the Juneau Municipal Libraries.

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: Laurie_Sica@ci.juneau.ak.us.