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THE CITY AND BOROUGH OF JUNEAU, ALASKA

JULY 24, 2000

MEETING NO. 2000-14: 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 Dennis Egan.

I. **FLAG SALUTE** was led by Mayor Egan.

II. **ROLL CALL**

Assembly Present: Etheridge, MacKinnon, Perkins, Powell, Egan, Pillifant, Muñoz, and Koelsch
Assembly Absent: None

A quorum was present.

Staff Present: Laurie Sica, Municipal Clerk; Dave Palmer, City Manager; Donna Pierce, Deputy City Manager; John Corso, City Attorney; Joe Graham, Port Director; Robert Valliant, Hospital Administrator; John Stone, Engineering Director; Al Heese, Airport Manager; Caryl McConkie, Tourism Coordinator; Mike Doyle, Fire Chief; Craig Duncan, Finance Director; Kim Kiefer, Parks and Recreation Director; Greg Channey, CDD Planner

III. **SPECIAL ORDER OF BUSINESS**

Ms. Pierce introduced Ms. Louis Swenesson with Triangle Associates, the mediator doing work on the tourism issue with regard to the flight seeing noise issue. She was brought up in partnership with the US Forest Service to look at the feasibility of the process. The funds for the City's continue participation are contained in tonight's ordinance.

Ms. Swenesson said the Forest Service had initially asked her firm to look into a potential negotiated solution to helicopter landings. Because of that work, it became clear that the issue was greater than helicopter landings, it was an issue of noise. The Forest Service agreed it would be useful to deal with the underlying problem which was disagreement among various interests in the region about what the problem was and how it might be resolved. She said there was a fairly large area of common feeling that shows up when you take the time to look underneath the position that the interest groups are taking. She thought it was worth a try to have a collaborative and structured mediation negotiation process that was interest based as opposed to position based, where the parties have equal power at the table. She said it was the kind of problem that could probably only be resolved through a careful, collaborative, honest, and fairly slow approach. She urged the Assembly to not rush to judgement or solution, but really look at what the interests are that need to be met and then craft a range of options that might work. It was her opinion that as long as all the parties affected have an opportunity to be heard, and as long as they structure, during the summertime, a table of participants and a framework of issues and an approach to agree on common information base, and that at the end of the summer the interest groups agree to proceed into direct negotiations, she felt that if they get to that point at the end of phase II where the interim group that structures the process agrees, the odds were quite good of coming to a long term and sustainable solution.

IV. **APPROVAL OF MINUTES**

a. **07/10/00 - Regular Meeting No. 2000-13**

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MOTION - by Koelsch, to approve the minutes of Regular Meeting No. 2000-13, held July 10, 2000, and he asked unanimous consent. There being no objection, it was so ordered.

V. MANAGER'S REQUEST FOR AGENDA CHANGES - None

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Kirby Day, 1302 Tarn Court. He reported that the Sky Princess had some type of mechanical/technical malfunction that left the blue smoke over downtown. He apologized on behalf of the company. Their track record was not to do business in that regard. They do not know what the problem is but they will find out and have it fixed by the time the ship returns on August 5th. He noted that ship has been pulled from the market in Juneau and she will not return to the Alaska market after this year. She will be moved to the Australia market.

Mr. Perkins asked that once they do figure out what the problem was, that they give the Assembly a letter explaining it. Mr. MacKinnon clarified the Sky Princess was the one that had the problem earlier this year. Mr. Day said it had a problem on June 11 and at the end of last summer. They flew in technical people and were told it would not be a problem. There have been technical people on the ship for the last four weeks and they don't know what happened today.

Jim Wilson, presented a hand out to the Assemblymembers which was a copy of a letter he received from the engine manufacturer for some of their helicopters because of a letter they received from Ms. St. Clair from the Sales Tax Division stating they were suppose to be charging sales tax on engines they lease. Mr. Wilson said he does not lease engines and he found out that this was based on an anonymous phone call. He was concerned that he was automatically guilty on any phone call that comes to the Sales Tax Office until he proves himself innocent. The manufacturer now wants him to provide proof that he does not have to pay sales tax and the sales tax office wants him to prove that they are not leasing engines.

Dennis Harris, 352 Distin Avenue. He thanked the city for the repair of Calhoun Avenue. He hoped some of the other areas around town that need repair would be fixed soon. With regard to the blue smoke, he and others sent e-mails to the EPA. In addition, with regards to how the city intends to spend the passenger fee money, this town does not have adequate bus service and it is needed year round, not seasonally.

Heather Bingaman, 3175 Pioneer Avenue. She presented a handout to the Assemblymembers about the proposed parking at the end of Jackson Street. Her first concern was in regards to the parking lot size. The proposed parking lot is to be for 15 vehicles with trailers, and measures 120' x 120'. Using CBJ code for parking lots, a lot 120' x 120' will house 28 vehicles with trailers plus 14 vehicles without trailers. The actual size of the lot they would need to house 15 vehicles with trailers would be 51' x 78'. Her second concern was in regards to whether the goal of the parking lot would be achieved. The purpose says it is to reduce the conflict that has occurred in the neighborhood. She did not think that conflict would be reduced unless there were signs restricting parking on all streets in Blueberry Hill.

Mr. Powell said in his regular job he reviews these permits and he clarified he was not in conflict listening to this discussion.

VII. CONSENT AGENDA

A. **Public and Assembly Requests for Consent Agenda Changes, Other Than Ordinance for Introduction.**

MOTION - by MacKinnon, to adopt the Consent Agenda, and he asked unanimous consent. There being no objection, it was so ordered.

B. **Assembly Action**

1. Ordinances for Introduction

a. Ordinance No. 2000-11 (E)

AN ORDINANCE APPROPRIATING TO THE MANAGER THE SUM OF \$225,000 FOR A SOLID WASTE CITY RECYCLING PROGRAM. SUCH FUNDS, \$135,000, PROVIDED BY USER FEES, AND, \$90,000, FROM THE HAZARDOUS WASTE MANAGEMENT FUND RETAINED EARNINGS.

Administrative Report: Attached. The Manager recommended that the Assembly adopt this ordinance and authorize the Solid Waste Recycling Program.

b. Ordinance No. 2000-11 (F)

AN ORDINANCE APPROPRIATING TO THE MANAGER THE SUM OF \$357,820 FOR THE FOLLOWING CAPITAL PROJECTS: AIRPORT REVOLVING CAPITAL RESERVE ACCOUNT, REPLACEMENT OF AIRPORT SECURITY VEHICLE AND SNOW REMOVAL EQUIPMENT, AND RELOCATION OF THE AUTOMATED SURFACE OBSERVATION SYSTEM. SUCH FUNDS PROVIDED BY THE PASSENGER FACILITY CHARGES.

Administrative Report: Attached. The Manager recommended that the ordinance be introduced and set for public hearing at the next regular meeting.

c. Ordinance No. 2000-27

AN ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA, AUTHORIZING THE CITY AND BOROUGH TO ISSUE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$7,717,000 TO FINANCE CERTAIN RENOVATIONS, UPGRADES AND IMPROVEMENTS TO SCHOOL FACILITIES, AND PROVIDING FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF THE CITY AND BOROUGH AT THE ELECTION TO BE HELD THEREIN ON OCTOBER 3, 2000, OF THE PROPOSITIONS AS TO WHETHER OR NOT THE CITY AND BOROUGH SHOULD INCUR SUCH INDEBTEDNESS AND ISSUE SUCH BONDS FOR SUCH PURPOSES.

Administrative Report: Attached. The Manager recommended that the ordinance be set for public hearing at the next regular Assembly meeting.

d. Ordinance No. 2000-29

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TEMPORARY ONE PERCENT AREAWIDE SALES TAX ON THE SALE PRICE OF RETAIL SALES, RENTALS, AND SERVICES PERFORMED

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WITHIN THE CITY AND BOROUGH OF JUNEAU; SUCH TAX TO BE EFFECTIVE ON JANUARY 1, 2001, FOR A PERIOD OF 5 YEARS ONLY, THE PROCEEDS OF WHICH ARE TO BE USED FOR THE REPAIR AND REHABILITATION OF SCHOOLS, FOR EXPANSION AND IMPROVEMENT OF BARTLETT REGIONAL HOSPITAL, FOR CONSTRUCTION OF RECREATIONAL FACILITY AT SAVIKKO PARK; AND CALLING FOR AN ELECTION ON WHETHER SUCH SALES TAX SHOULD BE SO LEVIED.

Administrative Report: Attached. The Manager recommended that the ordinance be introduced and set for action at the next regular meeting.

- e. Ordinance No. 2000-30
AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TEMPORARY THREE PERCENT AREAWIDE SALES TAX ON THE SALE PRICE OF RETAIL SALES, RENTALS, AND SERVICES PERFORMED WITHIN THE CITY AND BOROUGH OF JUNEAU, SUCH TAX TO BE EFFECTIVE ON JULY 1, 2002, FOR A PERIOD OF FIVE YEARS ONLY, THE PROCEEDS OF WHICH ARE TO BE ALLOCATED FOR CERTAIN PURPOSES AS SET FORTH HEREIN; AND CALLING FOR AN ELECTION ON WHETHER SUCH SALES TAX SHOULD BE SO LEVIED.

Administrative Report: Attached. The Manager recommended that the ordinance be introduced and set for action at the next regular meeting.

2. Resolutions

- a. Resolution No. 2043
A RESOLUTION REQUESTING FISCAL YEAR 2001 SAFE COMMUNITIES FUNDING FROM THE ALASKA DEPARTMENT OF COMMUNITY AND REGIONAL AFFAIRS.

Administrative Report: Attached. The Manager recommended that this resolution be adopted.

C. Transfer Request:

1. Transfer Request No. T-694
Transfers \$50,000 in Port Funds from the Steamship Wharf/Marine Park Deckover project to the Harbors Comprehensive Waterfront Plan.

Administrative Report: Attached. The Manager recommended approval of this transfer.

D. Bid Awards:

1. Contract No. E99-418 Norway Point Float.

Administrative Report: Attached. The Manager recommended award of this project to Western Marine Construction, Inc. in the amount bid, for a total award of \$132,500.00

2. Contract No. 00-416 Roadway Deicing Chemicals

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Administrative Report: Attached. The Manager recommended award of this project to Van Waters and Rogers in the amount bid, for a total award of \$52,500.00 Section I and \$2,727.00 Section II.

3. Contract No. 00-441 Urea Deicing Chemicals for the Juneau International Airport.

Administrative Report: Attached. The Manager recommended award of this project to Van Waters and Rogers in the amount bid, for a total award of \$62,000.00.

VIII. **ORDINANCES FOR PUBLIC HEARING**

a. **Ordinance No. 2000-11 (A)**

AN ORDINANCE APPROPRIATING TO THE MANAGER THE SUM OF \$378,254 FOR CONSTRUCTION OF PHASE I OF THE RUNWAY SAFETY AREAS AND FOR ENVIRONMENTAL WORK FOR FUTURE RUNWAY SAFETY AREA CONSTRUCTION AFFECTING WETLAND AREAS AT THE JUNEAU INTERNATIONAL AIRPORT. SUCH FUNDS, \$367,623, PROVIDED BY THE FEDERAL AVIATION ADMINISTRATION AND \$10,631 PROVIDED BY THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES.

Administrative Report: Attached. The Manager recommended this ordinance be adopted.

Public Participation: None

Assembly Action:

MOTION - by MacKinnon to adopt Ordinance 2000-11 (A), and he asked unanimous consent. There being no objection, it was so ordered.

b. **Ordinance No. 2000-11 (B)**

AN ORDINANCE AUTHORIZING THE MANAGER TO TRANSFER THE SUM OF \$100,000 FROM HARBOR OPERATIONS TO THE STATTER HARBOR IMPROVEMENTS CAPITAL PROJECT.

Administrative Report: Attached. The Manager recommended this ordinance be adopted.

Public Participation: None

Assembly Action:

MOTION - by Muñoz, to adopt Ordinance 2000-11 (B), and she asked unanimous consent. There being no objection, it was so ordered.

c. **Ordinance No. 2000-11 (C)**

AN ORDINANCE APPROPRIATING TO THE MANAGER THE SUM OF \$39,895 FOR DELINQUENCY PREVENTION. SUCH FUNDS PROVIDED BY THE ALASKA DEPARTMENT OF HEALTH AND SOCIAL SERVICES.

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Administrative Report: Attached. The Manager recommended this ordinance be adopted.

Public Participation: None

Assembly Action:

MOTION - by Perkins, to adopt Ordinance 2000-11 (C), and he asked unanimous consent. There being no objection, it was so ordered.

d. Ordinance No. 2000-11 (D)

AN ORDINANCE APPROPRIATING TO THE MANAGER THE SUM OF \$3,174,400 TO FUND \$2,615,000 OF CAPITAL PROJECTS AND \$559,400 IN OPERATIONAL SUPPORT TO CRUISE SHIP TOURISM. SUCH FUNDS PROVIDED FROM MARINE PASSENGER FEES.

Administrative Report: Attached. The Manager recommended this ordinance be adopted. Mr. Palmer explained how they came up with the allocation between Capital Improvement Projects and the General Fund. He noted that there had been a request that \$250,000 be set aside for land acquisition, and that \$50,000 be set aside for design of a round about in front of the downtown library. He suggested that the Visitor Center be reduced by \$200,000 and the Auke Bay Commercial Loading facility be reduced by \$100,000. That would leave enough money to do the planning and design work for both projects, but as the project matures, they would need a bigger chunk of the money next year. Another option would be to only do half of the streetlight refinishing. There is a lead-time on a lot of the projects. He noted a clerical error on the Mt. Roberts Trail maintenance and said it was not exclusively Mt. Roberts, but all trails.

Public Participation: (limited to three minutes)

Jay Hogan, Unit R4, 800 F Street. Representing the NW Cruise Ship Association. The Association did not feel that the final list of projects bore much relationship to improvements that would directly affect the ships and the passengers. They were heartened by instruction given to the City and Assembly in January that it was prudent to be careful in the appropriation process so that a substantial number, if not all of the projects, bore a close relationship to the industry and the use of industry related facilities. Assuming the take is \$3M per year, you have built \$1M into the budget. The odds are it will not come out. This budget would put another half million in the operating budget and he said he realized there was a bulge this year to \$4M because this assumes revenue coming in from the tail end of the last fiscal year. Assuming \$3M per year, half the money is being devoted to CBJ operations. The industry did not get the idea that that was the purpose of that fee. It does not seem to follow the advice of the city attorney, which was closer to the ship, not as a matter of geography, but as to purpose. A note of caution was called for.

Rick Kasnick, 3960 Glacier Highway. He provided copies of a letter by John Mazor, the President of the JCVB explaining why the bureau was requesting the funding for its visitor information program. The primary use would be to create a stronger visitor information program. Their program is meant to accomplish several things like encouraging the use of underutilized resources thereby reducing pressure on over taxed infrastructure. Next, they would enhance the visitor's experience by providing information to visitors and advising them of areas to use and not to use thereby reducing conflict with other users. Finally, creating an opportunity to increase visitor spending

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while in town. There has been some confusion that JCVB would be using this money to bring more people to Juneau. The visitor information program is not to be confused with their visitor marketing program which does strive to bring more people into Juneau, primarily the independent traveler. They would like to restore the original request by JCVB of \$200,000 from the \$97,000 currently on the list.

Kirby Day, 1302 Tarn Court. He suggested that downtown congestion was, and remains to be, the biggest issue on people's minds. He did not feel there was enough in the list to ease those concerns. He stated there was a need for a comprehensive downtown management plan, which would include looking at what tour vehicles do and where they do it. We need to address when garbage is picked up downtown, when deliveries are made, traffic movement, pedestrian movement, traffic and pedestrian staging, a whole conglomeration of things. The TAC never did get the chance to deal with that issue and that was what they would have been dealing with next. Looking at the list, he would question a tourism "Ambassador" as one person at \$5,000 per month. One person will not make a difference and he thought Sitka and Ketchikan had a great model with the crossing guard program. Finally, last year a newspaper article quoted that there was only one time all last summer when Capital Transit could not fit the people on board that wanted to ride the bus. Parks and Rec. also stated that they were not to greatly impacted by the tourism industry. Mr. Day suggested looking at downtown and address that issue instead of some of these other items.

Larry Fanning, 634 6th Street. He was present at the request of Mr. Tom Gimmell, the chair of the Capital City Local Emergency Planning Committee (LEPC) to answer any questions the Assembly might have about that \$10,000 allocation. The industry has been prone to incidence and the current plan was in dire need of being upgraded. The \$10,000 would be to help work on the plan. Personally, he felt that more money needed to go to public safety. The \$10,000 would upgrade the plan, but there are other events that happen that are cruise ship orientated. The annual Coast Guard shipboard disaster exercise should have some money allocated to it. Also, he suggested allocating money toward pre-fire planning of all the ships.

Mr. Koelsch clarified that \$10,000 would not be enough. Mr. Fanning said \$10,000 would get a plan, but he thought there was other things that needed to be inside of that plan such as testing the plan. Exercises need to be done to test that plan to make sure it works and operates correctly. Also, training of staff to be able to work with an incidence command system. Mr. Koelsch noted that people should be put on notice that if this comes back another year, it would need to have more money added to it. Mr. Fanning said there would be reoccurring costs to test the plan annually to make sure the plan is still viable.

Mr. Powell asked what was being considered for the second year of the LEPC. Ms. Pillifant pointed out the list indicated \$10,000, but she did not see it on the ordinance list. Mr. Palmer said the ordinance was just for this budget year. Mr. Powell asked what other funding mechanisms were in place for the LEPC. Mr. Palmer said that right now they were using some state grants for some specific areas and whatever they could get out of the fire department's budget; the fire department provides some staff support. The Fire Marshall attends each of their meetings and the secretarial staff helps them out. The LEPC really does not have a budget of their own. Mr. Powell said it would be good to go over in the COW.

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Kim Metcalf-Helmar, 730 Gold Street. She felt the affects of tourism were felt areawide and she disagreed with the assumption that the money should be spent close to the dock and felt they should spend the money wherever it is needed around CBJ. In regards to the Visitor Center, she was not convinced they need to spend that much money on such a center and she was especially against putting the vendor and customer shelters on the dock. She did not want to see the view plane obstructed by shelters for private business. The JCVB has a huge budget from the bed tax and she did not want to see close to \$100,000 more added to that budget. She would love to see them encourage more spending locally. She also disagrees with the waterfront "Ambassador". That would be unnecessary spending as there is a great core of volunteers who do that job already. In relation to needs, bus service is certainly a need that everyone can agree with. The experts say 15-minute turn arounds are better than 30 or 60 minutes. She would like to see more restrooms areawide and upgrades at Aurora and Harris Harbors. There are tourists who come in on smaller vessels and the facilities could include washers and dryers. She was all for public safety.

Dennis Harris, 352 Distin Avenue. He said it was hard to figure out what some of the items referred to were, and he asked what a Gold Creek entrance enhancement was. He was concerned that money would only be spent on things that would exacerbate the problem and not help the problem or reduce the problem. The problem is that we already have too many people in downtown Juneau all summer long and we need to reduce the volume. The only way to do that is to not encourage further growth. That means not dredging deeper at the docks to accommodate larger ships. He was disturbed that some of this money would be spent on visitor services for the docks while the Bureau has been spending all along the money collected from Bed and Breakfasts' that certainly don't profit at all from cruise ship tourism. The stiff bed tax is going to things that many of the clients don't like. Their guests do not like the crowding in downtown and some have asked how we put up with it. Those people are spending a lot more money in Juneau than cruise ship passengers. If the bureau wants to do that, they should make the industry provide their own visitor services and shuffle people off to their things. Volunteers are doing a good thing now and he hated to see money go to that while at the same time, we are leaving passengers behind, especially handicapped passengers, even when buses have wheel chair lifts. It is standing room only on the bus and the driver can't figure out how to get the people standing in the wheel chair space off the bus. The money is being misdirected at the waterfront and that is not where it needs to be spent.

Paige Bridges. She read her proposal into the record. The proposal involved the Juneau Artist's Guild forming a partnership with the Juneau Assembly to purchase, develop and maintain a pocket park on South Franklin near the cruise ship terminal at Carol Way. They requested that a portion of the passenger fees for this year be reserved for this purpose and suggested that the refinishing of the streetlights be deferred for another year. If the land was purchased, the Artist's Guild would inaugurate a fund raising campaign directed at foundations outside of Juneau to develop the garden and they would work with Parks and Rec.

Jack Cadiagan, 3199 Pioneer Avenue. He spoke in support of the efforts of Paige Bridges and the Juneau's Artists Guild. The property is currently a pile of rocks and the engineering study shows the property as incapable of commercial development. This parcel could provide a very pleasant spot for visitors to sit. There are no non-commercial property sites between the cruise ship terminal and Marine Park where visitors can sit and rest. He went on to suggest the hiring of crossing guards to assist cruise ship visitors

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crossing the street opposite the Tram, the Armadillo Restaurant, the Garage and Library and opposite Marine Park. The continuous stream of people sometimes delays traffic movement through the area. Finally, the matter of restaurant facilities ashore. In his judgement, the existing facilities servicing cruise ship passengers are extremely over taxed and construction of additional facilities would enhance the Juneau experience for passengers as well as be an appropriate expenditure of these monies.

Mr. Perkins asked if there were any numbers associated with the value of the property. Mr. Cadiagan guessed between \$100,000 and \$200,000 just by virtue of its location, but he did not know. Mr. Palmer did not have a dollar amount either and said it would depend if it was developable or not.

Assembly Action:

MOTION – by Koelsch, for the purpose of discussion.

AMENDMENT – by Koelsch, adding \$50,000 for the exploration and design of a round about in the downtown area near the parking garage. The \$50,000 would be taken from the Visitor Center/Waterfront Shelter, Auke Bay Commercial loading facility in the first year of development.

Mr. Powell said the PPC met on Friday and the committee supported the two things as proposed by Mr. Koelsch, and the Ambassador. He said that nothing on the sheet noted that discussion. Mr. Palmer said the packets were already out when the meeting was held. He spoke in support of the amendment and said the \$50,000 would only begin to design something that will help the congestion downtown.

Mr. MacKinnon said that it may be determined that a round about would not work.

FRIENDLY AMENDMENT – by MacKinnon identifying the \$50,000 for traffic management at the library/parking garage location.

Ms. Munoz clarified that the funds were to be taken from the Visitor Center/Waterfront Shelter line item.

There being no objection to the amendment as amended, it was so ordered.

AMENDMENT – by Koelsch, to add \$250,000 for land acquisition, preferably for open space in the harbor area, taking \$100,000 from the Visitor Waterfront Shelters and \$150,000 from the Auke Bay commercial loading facility in its first year.

Mr. MacKinnon asked members of the PPC if they had any idea of what land they wanted to acquire. Mr. Koelsch said the idea was based on an earlier direction to start acquiring property to help with overcrowding. The money would be put into a fund at this point.

FRIENDLY AMENDMENT – by MacKinnon, to put the money in the Land Acquisition Fund.

Mr. Koelsch agreed to the friendly amendment, as long as it was understood that discussion centered on open space.

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Mayor Egan asked Mr. Palmer the balance in the Land Fund. Mr. Palmer was not sure but said it was over \$1M.

There being no objection to the amendment as amended, it was so ordered.

Mr. MacKinnon asked for an explanation on the “reconstruct SAGA road access” item. Ms. Kiefer came forward and said the SAGA road was actually the Smith-Buttes property that the Assembly bought about four years ago. In 1996 there were 466 commercial kayakers that went off the beach out there. They are trying to separate the kayak use from the motorized use at Amalga so they created a kayaking area. This last year, they requested a permit for 1,500. The road that goes out there was a driveway to the SAGA lodge and is not set up for buses of any size. There is no passing ability so they are looking at providing some pull off areas. The area is becoming very popular year round and this would provide more access and off street parking for the winter use as well. Mr. MacKinnon presumed that the commercial activity was generating revenue. Ms. Kiefer said it was and the revenue, at the direction of the Assembly, goes back to Trail Mix to improve trail access.

AMENDMENT – by MacKinnon, to take Mt. Roberts trail maintenance and strike Mt. Roberts and call it trail maintenance. There being no objection, it was so ordered.

Mr. Powell, clarified it would be a one time hit at \$50,000 and the road would be done.

Mr. Powell referred to the discussion about the Ambassador and thought there would be a way to use that money more efficiently. He said there was a model that seemed to work in Sitka and Ketchikan utilizing high school and college students. He suggested even utilizing volunteers more.

AMENDMENT – by Powell to change Tourism Ambassador to Tourism Ambassadors, with the intent of hiring high school or college age kid.

Mayor Egan said that would not require an amendment, just direction to the Manager, as it was not actually in the ordinance. Mr. Palmer said the intent for putting it under Docks was that they intend to increase the staffing levels in the waterfront areas putting the money in with their personnel and then reallocate people. The position would be both a welcoming and enforcement position.

Ms. Pierce said staff met with JPD and Harbor’s on Friday afternoon. They all agreed there was not enough enforcement presence on the waterfront now for pedestrians or vehicles and it would take a coordinated effort from both departments to make that happen. Mr. Graham was proposing to add hours to his seasonal employees to create 4 7-day a week harbor enforcement personnel on the waterfront to cover from the Steamship Dock to the intermediate vessel float. She asked JPD to do some reallocation of their CSOs to provide more presence. Some of the pedestrian issues could be handled with the JPD people and some of the vehicular issues and the loading zones, could be enforced with the harbor personnel. She felt they could make a difference this season because there was personnel in place.

Mr. Koelsch said what he was looking at was someone that would help some one else across the street. Driving through that area is like playing chicken deciding whether or not that person is going to step out into the street or not. That is a real safety issue and he

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did not think it had anything to do with harbor personnel. \$25,000 could hire enough people to do that so he felt that was where the money should be directed.

Mr. Powell said there was not a lot of money that could be used for both docks and enforcement or compliance. He would support trying to maximize that money for high school and college interns to help down at the docks and help direct people to go the right way. Ms. Pierce said one of the concerns from a logistical standpoint is that people don't cross at the cross walks, they cross more at random. They had been talking about the feasibility of some kind of system along Marine Way that would funnel people to the crosswalks where they could be helped to cross the street. If they are crossing at random, that creates both a safety issue for the pedestrian and creates part of the congestion problem because of traffic stopping at random intervals. She felt there was a combination of both enforcement and infrastructure improvements needed in that area and that could not be done with \$25,000.

Mayor Egan agreed with Mr. Koelsch and Mr. Powell and said the word Ambassador was from Sitka because that is what they are called in Sitka. The students have vests on and have been trained by the Police Department as crossing guards. At high traffic times, they have people out there directing traffic.

Mr. Powell wanted staff to use this discussion to make it happen. Mr. Perkins wanted to be sure that staff understood the direction. Mr. Palmer said the intent was to add staff to the waterfront to deal with the issues down there of questions, crossings, commercial vehicles parking illegally and so on. He did not think pedestrian flaggers would be effective unless they were part of an overall plan including control to keep pedestrians where they belong, signs, etc. Mr. Graham has people on staff who would work longer hours if he had money to pay them. Mr. Perkins said Mr. Koelsch's idea was to have somebody helping folks across the street and making sure those people stay on the sidewalks. He asked if harbor staff was working more hours, would that entail helping people cross the street? Mr. MacKinnon was concerned that discussion was about amending the manager's report and not the ordinance.

AMENDMENT – by MacKinnon to change “Docks” at the bottom of page one of the ordinance 2000-11 (D) from “Docks” to “Docks (Ambassadors on the waterfront)”. There being no objection, it was so ordered.

Mr. MacKinnon said it was the intent of this body to do something more for pedestrian control on Franklin Street and Marine Way then dealing with ambassadors on the waterfront and then writing tickets. Mr. Koelsch did not know why crossing guard was such a bad word. Ambassador sounds okay as long as you know it is a crossing guard and you can ask crossing guards questions. The intent is to have people in the key places helping people cross. He would fully support just having crossing guards there. Mayor Egan clarified that staff had the direction.

AMENDMENT – by MacKinnon to change the previous amendments from “Docks (Ambassadors on the waterfront)”, to Docks (Crossing Guards). There being no objection, it was so ordered.

There being no objection to the ordinance as amended, it was so ordered.

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8:30 p.m. – 8:45 p.m.

- e. **Ordinance No. 2000-28**
AN ORDINANCE AMENDING THE PENAL CODE TO ALLOW THE DISCHARGE OF FIREARMS WITHIN THE MENDENHALL WETLANDS STATE GAME REFUGE.

Administrative Report: Attached. The Manager recommended this ordinance be adopted.

Public Participation:

Ron Somerville, 4506 Robbie Road. Representing the Territorial Sportsmen, he spoke in support of the ordinance. He asked all people in the audience who had not signed up to testify to stand up if they were in support of the ordinance and a number of people stood up.

Tony Rieger, 5931 Montgomery Street. Spoke in support of the ordinance change. He pointed out that there is a legally constituted body of citizens, who meet on a regular basis and advised the Department of Fish and Game on Mendenhall Refuge policies. He is a member of that group and neither that citizen's advisory group, established under state law, nor the defacto Refuge Manager, had any prior knowledge of this ordinance change prior to today. He felt strongly that if they had an Assemblymember attending their meetings as a liaison, much of the misunderstandings could have been avoided. The scope and potential of the Mendenhall Refuge and its citizen's advisory group should not be taken for granted and he asked that an Assemblymember be appointed to work with this body to work more productively with the city. The viability of this citizen's group is just as important as any other group with an Assembly liaison.

Ken Coate, 3842 Lee Court, #2. He spoke in support of the amendment. The waterfowlers of this town, for the past five years, have worked hand in glove with ADF&G, Juneau Gun Club, and the various shooting organizations so the waterfowlers can tune up their skills and be more responsible than the national average. The waterfowling core of people in this town police themselves exceedingly well, with a lot of pride.

Wayne Nichols, 1804 Mark Allen Street. He spoke in support of the ordinance representing 190 members of the Juneau Gun Club. He spoke to the value of this area for hunting and said most comparable areas are accessible only by boat or plane. This is an area where young people, who are trained to be responsible with firearms, can go and enjoy this healthy, wholesome sport.

Assembly Action:

MOTION – by Powell, to adopt Ordinance 2000-28, and he asked for unanimous consent. There being no objection, it was so ordered.

IX. **UNFINISHED BUSINESS**

1. Resolution No. 2040
A RESOLUTION AUTHORIZING THE MANAGER TO DONATE SURPLUS DIVE RESCUE AND RECOVERY EQUIPMENT TO SOUTHEAST AQUATIC SAFETY, INC.

Administrative Report: Attached. The Manager recommended the Assembly adopt this Resolution.

Assembly Action:

MOTION - by Koelsch, that the Local Emergency Planning Committee hear and examine this issue and make a recommendation back to the Assembly no later than the end of August.

Mayor Egan said the people who had signed up to testify, should testify to the LEPC. Mr. Powell clarified that members of the LEPC were aware of this and Mr. Koelsch, as a member of the LEPC said this was an issue that should have examination before moving from one to another policy. Mr. Powell wanted to be sure the chain of command was identified next time this issue was heard by the Assembly. Mr. MacKinnon wanted to be sure that those who signed up to testify tonight, be notified when this meeting takes place.

Public Participation: None at this time.

There being no objection, it was so directed.

X. **NEW BUSINESS** - None

XI. **STAFF REPORTS ON NON-AGENDA ITEMS** - None

XII. **ASSEMBLY REPORTS ON NON-AGENDA ITEMS**

A. **Committee Reports**

- a) *Committee of the Whole* – Mr. MacKinnon said there was no COW scheduled.
- b) *Finance Committee* – Mr. Perkins had nothing scheduled at this time.
- c) *Human Resources Committee* – Ms. Muñoz said they did not have a meeting scheduled at this time, but they would meet in early August.
- d) *Lands and Resources Committee* – Mr. Powell said the next meeting would be on August 16th. He would be out of town on business the next couple weeks.
- e) *Public Works and Facilities Committee* – Mr. Koelsch said they would meet on Wednesday at noon in the Chambers. The information items would be North Douglas sewer LID, Bartlett Regional Hospital project update, Troy Avenue property and street permits.
- f) *Planning and Policy Committee* – Ms. Pillifant said they met on Friday and worked through a number of issues as they related to the Passenger Fee ordinance. The next meeting was set for August 14th at noon in chambers. Tentative agenda items may include: form and function, the schedule and procedures for future PPC meetings, sustainable tourism plan, parking study recommendations related to downtown congestion during the tourist season, and several other things like voluntary compliance and how it is working. They also want to look at a report on shore power for cruise lines, and capital complex issue. She noted that this Thursday from 7-9 at Centennial Hall, was a flight seeing noise assessment meeting.

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B. Liaison Reports - None

C. Presiding Officer Reports - None

XIII. ASSEMBLY COMMENTS AND QUESTIONS

Mr. Etheridge directed staff to draft language for the next meeting to put an advisory vote on the ballot for this fall on the Juneau access road hard link out of Juneau connecting us to the rest of Alaska. Mr. Corso would prepare a resolution. Mr. MacKinnon clarified that a resolution would suffice for an advisory vote. Mr. Corso said they were unofficial and nothing binding would be created by it so it was a convenient vehicle for getting it on the ballot. Mr. Koelsch asked that it be a simple yes, no question. Mr. Powell said this body was on record for supporting better access at Cascade Point, which would save face with Haines and Skagway and still improve access. He would look to see that option considered in some way on the ballot. Mr. Corso said he would build a modular resolution that things could be added to.

Mr. Koelsch thanked staff for work done on Calhoun Avenue. He noted that when he ran for office three years ago, people wanted to have a way of saying yes or no to the road issue. If we keep it as simple as possible, do you want a road out of town, yes no, we are okay and the discussion can begin.

Mr. Perkins referred to the sales tax issue brought forward by Jim Wilson. He said it appeared that several sales tax related issues had been popping up recently and it appears the same tax person is either doing a real good job finding thin lines, or she is being given direction that has created a spike in interest and concern from business that have been calling him and others. This is another in a series of new taxes that may not be new but have been over looked since the community has incorporated. Mr. Palmer said leases have been taxable and this sort of letter to a vendor indicating this may be a taxable sale is pretty common. The letter is not accusatory and is designed to alert the vendor that if they are leasing, sales tax is due. Mr. Perkins said it was the after-fact incidences that occur and the fact that after doing business for years and year he may suddenly have a large back tax due. Mr. Palmer said if Mr. Wilson is not leasing those engines, it is a non-issue. He would check into it and report back.

Ms. Muñoz asked staff to help clear up the misunderstand with Mr. Wilson as he has indicated that he is not leasing those engines. She then requested a thank you letter be sent to the Mt. Roberts stewards for their work on the interpretive sign project. She said they have received several letters and references to the accusation that some of the signatures on the initiative were collected on city and state government time from people that were on the job. She asked for a response from the City Attorney on how that issue is being dealt with.

Ms. Pillifant wanted to know the deadline to add a ballot question such as “Do you support fast ferries”. Ms. Sica said August 24th was the last day and Ms. Pillifant clarified that the Assembly had to support that resolution. Ms. Pillifant said this was not a simple question and she was offended by the comments that folks think that all that has to be put on the ballot would be do you want a road out of Juneau. We tried to speak to the issue of improving access to Juneau earlier this year. She wanted to see a draft of a resolution as well that speaks in support of fast ferries.

Mr. Powell said he received a fax from the AML office for the legislative committee. They usually meet once a year to set the policy agenda and put the statement together. That would be held in Fairbanks, August 24-25. He would attend that meeting. He then said he received an e-mail from Ruth Deal, a member of the Eaglecrest Board, who led the effort for lowering the cost of the season passes which resulted in a net increase in participation at Eaglecrest. She has received

Exhibit BV

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another job offer and will be moving but she leaves us with a much-improved program at Eaglecrest and with some suggestions. One of the suggestions links into the tourism plan and other ways of growing the economy in Juneau and that is looking at year round use of Eaglecrest. He is a liaison with that body and he would let them know that the Assembly supports that concept. He also wanted to thank her publicly for her hard work and time spent.

Mr. MacKinnon had nothing to report.

Mayor Egan would pass on the concerns about parking to Ms. Kiefer. He said that Alaskans United Against the Tax Cap would meet in the Chamber tomorrow at 4:30. All are welcome and they need more volunteers. The issue was presented to the Mayors when they met in Sitka and other communities are getting involved.

XIV. **CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS** - None

XV. **ADJOURNMENT** - There being no further business to come before the Assembly, and no objection, the meeting adjourned at 9:15 p.m.

Signed: _____
Laurie Sica, Clerk

Signed: _____
Mayor Egan