

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2163

A Resolution Imposing Port Dues on Vessels Carrying Passengers for Hire and Repealing Resolution 2150.

BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Port Development Fee.

- (a) Imposition. Beginning on the effective date of this resolution until December 31, 2006, every vessel carrying passengers for compensation on port calls in the City and Borough and not otherwise exempted by subsection (b) of this section, shall pay in addition to any other fee or charge, a port development fee of
 - (1) 18¢ per arriving passenger per day for all vessels, and
 - (2) An additional \$2.00 per arriving passenger per day for vessels docking at or lightering to a City and Borough port facility.
- (b) Exemptions. The port development fee shall not apply to:
 - (1) Vessels having accommodations for 12 or fewer passengers;
 - (2) Noncommercial vessels or vessels owned and operated by the state, the United States government, or a foreign government;
 - (3) Vessels operated by federally recognized Indian tribes.
- (c) Administration and disposition of revenues.
 - (1) The port development fee shall be administered by the City Manager.
 - (2) The fee shall be paid by the owner or agent of the vessel to the City and Borough within 45 days from the invoice date, provided that if the vessel carries fewer than 150 passengers, amounts owing may be combined in a single payment made no later than 45 days after the final port call of the vessel during each calendar year.
 - (3) Proceeds of the fee shall be placed in the port development fund.

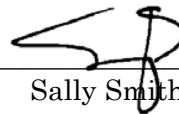
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- (4) The proceeds of the fund shall be used for:
- (A) 75 percent of the costs of design and construction of Phase I of the Steamship Wharf/Marine Park project;
 - (B) 50 percent of the cost of a comprehensive waterfront plan addressing the area from the Douglas Bridge to the Little Rock Dump;
 - (C) Design of Phase II of the Steamship Wharf/Marine Park Project;
 - (D) A feasibility study and preliminary design of a dock extension which, if approved by the Assembly, shall be further funded through a port project agreement.
- (d) Coordination with Industry. It is the intent of the Assembly that the process for making expenditures from the Port Development Fund shall include consultation with and planning participation by representatives of the cruise ship industry. Additional consultation shall be triggered if the low bid for port development projects exceeds 110% of the engineer's estimate at the time of the advertisement for bids.
- (e) Adjustment. It is the intent of the Assembly that vessels subject to subsection (a)(1) and those subject to subsection (a)(2) shall contribute in an equitable fashion to the total passenger-vessel share of the cost of the projects listed in subsection (c)(4), and if an accounting of payments made pursuant to this and any other source of passenger-vessel contributions establishes that equitable proportions have not been maintained, the Assembly may for the final year of the fee, adjust the rate payable under section (a)(1) or (a)(2), or both.
- (f) For purposes of subsection (a), "day" means any 24-hour period.

Section 2. Repeal of Resolution. Resolution 2150 is repealed, provided that funds collected thereunder shall be expended as specified therein.

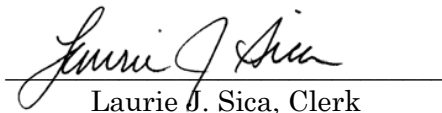
Section 3. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 1st day of July, 2002.



Sally Smith, Mayor

Attest:



Laurie J. Sica, Clerk

Vote: Unanimous