

EXHIBIT H-6.

CBJ has attached materials and minutes from the 1-22-2018 Assembly Meeting

THE CITY AND BOROUGH OF JUNEAU, ALASKA

Meeting Minutes - January 22, 2018

MEETING NO. 2018-03: 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 Ken Koelsch.

I. FLAG SALUTE

II. ROLL CALL

Assembly Present: Mary Becker, Rob Edwardson, Maria Gladziszewski, Norton Gregory, Loren Jones, Jesse Kiehl, Ken Koelsch, Jerry Nankervis, and Beth Weldon.

Assembly Absent: None.

Staff Present: Rorie Watt, City Manager; Mila Cosgrove, Deputy City Manager; Amy Mead, Municipal Attorney; Laurie Sica, Municipal Clerk;

III. SPECIAL ORDER OF BUSINESS

None.

IV. APPROVAL OF MINUTES

A. January 8, 2018 Regular Meeting 2018-1

Hearing no objection, the minutes of the January 8, 2018 Regular Assembly Meeting 2018-01 were approved as corrected.

V. MANAGER'S REQUEST FOR AGENDA CHANGES

Mr. Watt requested that the two appropriating ordinance for public hearing be taken up before the resolution on annexation. Hearing no objection, it was so ordered.

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Mandy Cole, Executive Director of AWARE, spoke about Project Homeless Connect on Wednesday, January 24, from 9 a.m. - 3 p.m. at the Juneau Arts and Culture Center. This even is the annual "one-stop shop" for homelessness services, with many providers, services, and offerings from those who are homeless in the community.

VII. CONSENT AGENDA

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

None.

B. Assembly Requests for Consent Agenda Changes

None.

C. Assembly Action

MOTION, by Nankervis, to adopt the consent agenda. Hearing no objections, the consent agenda was adopted.

1. Ordinances for Introduction

- a. Ordinance 2018-02 An Ordinance Authorizing the Manager to Convey Property Located on Egan Drive between West 10th Street and Main Street to the Alaska Department of Transportation and Public Facilities.

The Alaska Department of Transportation & Public Facilities applied for a direct negotiated sale of 507 square feet (a fraction of Lot 3, USS 3566) across Egan Drive from Centennial Hall in order to facilitate the State's reconstruction of Egan Drive between Tenth Street and Main Street.

Along with the negotiated sale, ADOT&PF requested the CBJ grant the State eight permanent easements and ten temporary easements along Egan Drive for the same purpose.

The Assembly passed a motion authorizing the manager to negotiate the sale at its July 31, 2017, meeting. The Harbor Board heard the issue at its August 7, 2017, meeting and adopted the Lands Division's recommendation for approval. The City/State Project proposal in its entirety (encompassing both the sale and the easements) was brought to the Planning Commission at its August 8, 2017, meeting. The Commission voted to recommend to the Assembly approval of the project with two conditions to the disposals of land (both the negotiated sale and the easements.)

After the Commission considered the project and while negotiating the direct sale, it was determined that in lieu of the eight permanent easements, it was in the best interest of both parties for the CBJ to instead sell the property that had been contemplated for the permanent easements. (ADOT&PF's federal grant requires it to have exclusive control over the property. If that condition were granted the State as part of an easement, the CBJ would carry liability exposure for property over which it would have no control.)

This ordinance would authorize the sale of all property previously identified for disposal by permanent easement, as well as the fraction of Lot 3, USS 3566 originally sought by ADOT&PF, for the appraised, fair market value.

The City Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- b. Ordinance 2018-05 An Ordinance Authorizing the Manager to Execute Approach Road Approval to Construct Permit Agreement (#27037) with the Alaska Department of Transportation and Public Facilities.

In order to complete construction of a road leading from the Pederson Hill Subdivision to Glacier Highway as required by Title 49, the CBJ must obtain approval (an approach road permit) from the Department of Transportation and Public Facilities (ADOT&PF).

State regulations (17 AAC 10.020(c)) require ADOT&PF to include an indemnity provision from the permittee to the State in all approach road permits.

Normally the CBJ is prohibited by Charter section 9.13(a)(which is substantially similar to Article IX, section 13 of the Alaska Constitution) from contractually agreeing to indemnify another party. (Charter sec. 9.13 prohibits the CBJ from incurring an obligation absent an appropriation for that purpose. An indemnity provision is an agreement to compensate the other party for any harm or loss arising out of the agreement, such as paying any judgment or damages, and oftentimes defending the other party in any legal action.) The Charter carves out a limited exception, however, allowing the Assembly, by ordinance, to require the payment of funds from appropriations of a later year (or for more than one year) for any federal or state grant, contract, lease, program, etc., without which the municipality would not be able to participate.

This ordinance would allow the City Manager to execute the approach road permit, which includes an indemnity provision, in accordance with Charter section 9.13(c), as required by 17 AAC 10.020(c).

The City Manager recommends this ordinance be introduced and referred to the Committee of the Whole.

- c. Ordinance 2017-06(AB) An Ordinance Appropriating to the Manager the Sum of \$74,918 as Funding for the 2015 State Homeland Security Program/SHSP; Grant Funding Provided by the State of Alaska Department of Military and Veterans Affairs.

These funds are being provided to reimburse the CBJ for additional expenses incurred in direct support of the goals and activities of the State Homeland Security Program. The grant performance period is from September 1, 2015 to March 31, 2018.

There is no match requirement for this grant.

The City Manager recommends this ordinance be introduced and set for public hearing at the next Assembly meeting.

2. Resolutions

- a. Resolution 2816 A Resolution Certifying that the City and Borough of Juneau Suffered Significant Effects During Calendar Year 2016 from Fisheries Business Activities Occurring within the Northern Southeast Fisheries Management Area.

This resolution would facilitate the CBJ's participation in the State's FY2018 shared fisheries business tax program by certifying to the State that the CBJ suffered significant effects during calendar year 2016 from fisheries business activities within the CBJ's qualifying area. Pursuant to this program, the State distributes to each participating community in the affected management area a share of state fishery revenues.

It is anticipated that the CBJ's share this year will be approximately \$5,610.

The City Manager recommends this resolution be adopted.

- b. Resolution 2818 A Resolution Urging the United States Coast Guard and the Alaska Congressional Delegation to Assign Sentinel-class Fast Response Cutters to Facilities within the City and Borough of Juneau.

This resolution reaffirms the CBJ's support for Coast Guard units to be homeported within the City & Borough of Juneau. The Coast Guard Cutter LIBERTY has been homeported in Juneau since 1988 and is expected to be decommissioned in FY2023. The Coast Guard has not revealed whether a replacement cutter will be homeported in Juneau to assume the search & rescue, law enforcement and protection of natural resources in the northern end of the Alaska Panhandle. Two new 154 foot fast response cutters have recently been homeported in Ketchikan.

Several other Alaskan communities have indicated their desire to have the four remaining new fast response cutters homeported in their respective ports. This resolution would signal to the US Coast Guard and our federal delegation that Juneau continues to be an optimal location to support the operational needs of the future fast response cutters in Alaska.

The City Manager recommends this resolution be adopted.

3. Liquor License

a. Liquor License Renewals 2018/2019

The following is a list of 2018/2019 liquor license renewal applications that have been received from the Alcohol Beverage Control Board and are before the Assembly for one of the following actions: to protest, waive its right to protest, or refer this matter to the Assembly Human Resources Committee for additional review and recommendation. Those licenses marked by an asterisk (*) must be acted upon at the January 22 Assembly meeting in order to fall within the 60-day local governing body comment period. Any license without an asterisk may be continued to the next meeting on February 12 and still meet the 60-day deadline for comment.

License #2541 MGO, Inc. d/b/a Juneau Airport Travel Lodge; 9200 Glacier Hwy., Juneau (Beverage Dispensary Tourism License)

***License #3755 Tailwind, Inc. d/b/a Hangar on the Wharf;** #2 Marine Way, Juneau (Beverage Dispensary License)

***License #4788 Tailwind, Inc. d/b/a Pizzeria Roma;** #2 Marine Way, Ste. 106, Juneau (Beverage Dispensary Duplicate License)

***License #4797 Tailwind, Inc. d/b/a Hangar on the Wharf Ballroom;** #2 Marine Way, Ste. 105, Juneau (Beverage Dispensary Duplicate License)

License #648 YC Juneau Hotel d/b/a Westmark Baranof Hotel; 127 N. Franklin Street, Juneau (Beverage Dispensary License)

***License #271 Alaska Cache Liquor, Inc. d/b/a Alaska Cache Liquor;** 156 S. Franklin Street, Juneau (Package Store License)

License #661 Thibodeau's Market Inc. d/b/a Kenny's Liquor Market; 619 Willoughby Ave., Juneau (Package Store License)

License #1129 Thibodeau's Market Inc. d/b/a Liquor Barrel; 5235 Glacier Hwy., Juneau (Package Store License)

License #4422 Thibodeau's Market Inc. d/b/a Thibodeau's Valley Liquor; 9106 Mendenhall Mall Road, Juneau (Package Store License)

License #521 Thibodeau's Market Inc. d/b/a Home Liquor; 465 W. Willoughby Ave., Juneau (Package Store License)

***License #5482 Alaska Sustainable Seafoods, LLC d/b/a Deckhand Dave's;** 356 S. Franklin St., Juneau (Restaurant Eating Place Public Convenience Seasonal License)

***License #3733 Catapult, Inc. d/b/a Flight Deck;** #2 Marine Way, Ste. 128, Juneau (Restaurant Eating Place License)

***License #4192 Jeong Hee Kim d/b/a Seongs Sushi Bar;** 740 W. 9th Street, Juneau (Restaurant Eating Place License)

Staff from the Finance, Fire, Public Works/Utilities, Police, and Community Development departments have reviewed the above list of renewals and recommend the Assembly waive its right to protest these renewals. CBJ Code 20.25.025 sets out the basis by which the Assembly may protest a license renewal.

The City Manager recommends the Assembly waive its right to protest the above-listed liquor license renewals for the 2018/2019 renewal period.

VIIIPUBLIC HEARING

- A. Ordinance 2017-06(Z) An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

This ordinance would appropriate \$290,765 to the Construct Snow Removal Equipment Building (SREB) capital improvement project A50-086. Funding is provided as follows:

Federal Aviation Administration grant: \$290,765

Local matching funds of 6.25% have previously been appropriated.

The Airport Board approved this action at its October 10, 2017, regular meeting.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Edwardson, to adopt Ordinance 2017-06(Z). Hearing no objection, it was so ordered.

- B. Ordinance 2017-06(AA) An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue.

This ordinance would appropriate \$131,938 to the Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-alignment Design capital improvement project A50-090. Funding is provided as follows:

Sales Tax Revenue: \$ 131,938

This funding represents the customary 6.25% to match for the Federal Aviation Administration grant.

The Public Works and Facilities Committee approved this action at its November 20, 2017, meeting.

The City Manager recommends this ordinance be adopted.

Public Comment:

None.

Assembly Action:

MOTION, by Gregory, to adopt Ordinance 2017-06(AA). Hearing no objection, it was so ordered.

- C. Resolution 2817 A Resolution Authorizing the Filing of an Annexation Petition with the Local Boundary Commission.

This resolution would authorize the Manager to amend (or refile, if warranted) the CBJ's pending annexation petition before the Local Boundary Commission to narrow the current petition to unincorporated property between the CBJ's southern boundary and Petersburg's northern boundary, and to expand the petition to include the following areas, identified on the map attached as an exhibit to the resolution:

- Lands abutting and in Seymour Canal beginning with the Pack Creek watershed and including all lands to the north that drain into Seymour Canal;
- The Glass Peninsula;
- All of the lands on Admiralty Island to the north of Hawk Inlet, including Horse and Colt Islands;
- An area south of the Greens Creek Mine and the existing Borough boundary that encompasses all lands that drain into Wheeler Creek and lands to the west of the Wheeler Creek basin that drain directly into Chatham Strait (identified on the map included in your packet).

This resolution directs that the petition be filed under the legislative review process.

The City Manager recommends this resolution be adopted.

Mr. Watt spoke about the efforts to reach out to Angoon elected officials and citizens. The Assembly has received comments from the Angoon City Council in the fall and last week.

Ms. Mead said for a legislative review petition, CBJ is required to prepare a draft, which goes through a public hearing process before it is submitted to the Local Boundary Commission (LBC). The LBC conducts a technical review and if approved, there is public notice and service of the petition on any parties in the area. Individuals have a

time for comment, LBC issues a preliminary decision, the public then has a comment period on the preliminary decision, then there is a public hearing held by the LBC. The LBC then holds a decisional meeting after the public meeting. There is a written decision issued, there is a reconsideration timeline and if the LBC approves the petition, the LBC submits it to the legislature for approval.

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Public Comment:

Janet Clarke Kennedy, spoke in opposition to the proposed annexation. She lives in Juneau and has a place in Funter Bay. She spoke about the 2006 annexation study commission and the process at that time, and said that a final recommendation of that discussion was to not include Funter Bay in any annexation and to consult Angoon before proposing any annexation of Admiralty Island. There are many reasons to oppose this resolution, including a lack of geographical commonality, a unique history separate from Juneau, the wilderness nature of the area, and the subsistence lifestyle. She distributed her comments to the Assembly which stated that Juneau was the hub for many Southeast communities, so that was not an adequate reason for annexation. Her comments also said model borough boundaries are not rigid or unchangeable.

Phillip Gray was opposed to including areas B, C, and D into the annexation petition. There will be no benefits for the taxes they will pay, and said he was concerned that people with Forest Service cabins may not have heard about this potential annexation. Providing services to the potential annexed areas will be too costly. Leave remote property areas B, C, and D alone until future mineral discoveries are made or needs are determined.

Charley Musielak said that properties in these remote areas can qualify for certain rural home development loan programs that would not be available to property owners if they were in an "urban" designated area. Annexation would identify the remote areas as "urban." She and her family live in Juneau and they are planning to transition to the area to be annexed and their goal is to live off the land with a subsistence lifestyle. If they had known they would need to pay taxes, they might have purchased property elsewhere. They have trouble now to balance their costs and this is unfair to Funter Bay and Angoon.

Melissa Kookesh, Chair of the Board of Directors of Kootznoowoo Incorporated. Kootznoowoo was established through the Alaska Native Claims Settlement Act in 1971 and it is the Alaska native village corporation for the indigenous people of Angoon. She spoke on behalf of the shareholders to oppose the CBJ resolution for further annexation of Admiralty Island. They are in solidarity with the City of Angoon, the Angoon Community Association and the Sealaska Corporation. Sealaska management requests the record remain open so they may be able to provide testimony on this issue. The cities of Hoonah, Angoon, Kake, Gustavus, Elfin Cove, Pelican and residents of Funter Bay and respective ANCSA corporations, and federally recognized tribal governments

in those communities are in discussion to form a borough. A borough formed by these communities is potentially more appropriate for the areas under consideration. Angoon is limited in borough formation as there are no state lands in the national monument. Funter Bay has a stronger connection to Admiralty Island and the residents of Juneau have no interest in Admiralty Island except for further taxation of resources and land. She asked Juneau to be good neighbors and read the last whereas of the Kootznoowoo Inc. resolution, " that Kootznoowoo, Inc. in cooperation with the City of Angoon, Angoon Community Association and residents of Funter Bay by this resolution formally oppose the annexation of any portion of Admiralty Island, and, as the only permanent, year-round recognized establishment on Admiralty Island, the residents of Angoon reserve the rights to claim borough status to Admiralty Island on behalf of the residents of Angoon and Admiralty Island."

Pat Harmon, said he lives in North Douglas and has a cabin between Hawk Inlet and Funter Bay, and is currently paying CBJ taxes on his Juneau home and did not believe CBJ could provide any services for any taxation on his remote property. He said he could accept borough status if his property was not taxed, but more regulation in that area did not make sense. He thanked the Assembly for their work on difficult subjects.

Steve Gilbertson asked the Assembly to table the resolution. He is a Juneau resident and a cabin owner at Wheeler Creek since mid-70's. He worked as CBJ Lands Manager during the annexation of Greens Creek. There are many remote places where there are minimal or no government services and he did not believe that all land needed to be within a borough. There is no reasonable need for government services in that area. The mill rate would not be commensurate with any services that could be provided. Greens Creek was specifically done to include the mine. I've heard concerns that Greens Creek Mine could expand and CBJ would lose revenue but this expansion would go into federal property. If they do this, only annex that specific area and leave the rest alone.

David Sevdý said he lives in Juneau and is 20% owner of property in the area of proposed annexation. He opposes annexation and supported the comments of previous speakers.

Skiff Lobaugh, Juneau resident and property owner on Mansfield Peninsula, said that although Funter Bay residents use CBJ as a shopping hub, it is no different than many other Southeast communities which are not proposed to be annexed. He objected to annexation of all the Mansfield Peninsula and said there is no rational reason to include it in CBJ boundaries.

Jason Murdoch resides in Juneau and also Funter Bay. They built a family cabin to hand down through generations and annexation would turn this asset into a potential liability if the family was not able to pay the taxes on the property. He said if they had to sell, the property could be sold potentially to tourists and people in Funter Bay do not want to see commercialization. They keep the area clean and are responsible property

owners.

Lillian Woodbury read a letter from Albert Howard, President of the Angoon Community Association, the local IRA established in 1932 and ratified in 1935. The letter expressed concerns that the Alaska Constitution wording states that in order for a city to annex lands, the land should be contiguous and not cross over waterways. Juneau should not be allowed to further annex lands in Admiralty National Monument. In 1978 the Admiralty Island National Monument was established and within that authority, Congress declared that the continuation of the opportunity for subsistence uses by rural residents of Alaska, including both Natives and non-Natives, on the public lands and by Alaska Natives on Native lands is essential to Native physical, economic, traditional, and cultural existence and to non-Native physical, economic, traditional and social existence. The letter stated that if the land was put into borough status, it would disallow natives and non-natives their right to subsist, as CBJ is not recognized as a rural community and therefore does not have subsistence rights.

Delbert Carnes said he and his wife Constance live in Juneau and have had a cabin in Funter Bay for 30 years. They provide own power, water, and sewer there and pay taxes in Juneau, pay to launch a boat in Auke Bay, fly through Ward Air, and all materials taken there have been charged CBJ sales tax. Emergency services are provided by state troopers or the Coast Guard. They totally oppose annexation of area D and agree with Angoon that no part of Admiralty Island should be annexed. He supported the annexation of area A.

Reed Stoops resides in Juneau and has owned a cabin in Funter Bay for 27 years and he supported the previous speakers' testimony. He asked the Assembly to table the resolution for the Funter Bay portion of the annexation.

Pauline Jim, City Council member of the City of Angoon, opposed the annexation. She spoke about Angoon and said that many residents have left as there is no economic base and has limited transportation. Angoon is getting an airport constructed. The population is 95% native and lives a subsistence lifestyle. There is very little income that comes in and we are unable to provide employment to the people of Angoon. We cannot match anything that Juneau has. You have taken a little portion of our land already - and if you do this, you will be back for more. We fought the Greens Creek annexation and lost. We have our traditional ways of living, we live off the land. She said the Greens Creek mine has done damage to wildlife. She submitted City of Angoon Resolution 1801 for the Assembly's consideration.

Maxine Fred Thompson from Angoon said her parents lobbied in DC to protect their land. Their culture is unique and there would not have been an ANCSA if there hadn't been for the Tlingit people of Southeast. We are lon- time warriors. We are territorial. We lost land in the territorial days. We lost land in statehood. Through this history it was not uncommon for people to be told that they no longer owned their cabins and to

pick up and leave their homes. She spoke about some of the old history. Her father was made the repository of ancient stories. The receipt of property was to mark a rock. When someone wants to lay claim to property it is very insulting. She spoke about clans and about respect. Angoon survived a bombing. There are no commonalities with our community and Juneau and the standards of annexation are not met. We are unique indigenous people surrounded completely by federal land.

Brian Blomquist resides in Juneau and has Funter Bay family property. He opposed petitioning the LBC. Once the petition is put in, there is a long costly process. The cart is before the horse. When the Assembly discussed this matter in January, there was no reference the 2007 Annexation Report that had significant amount of information, including the finding to not include Funter Bay in any annexation. Nothing has changed in Funter Bay since that time, and the Assembly has not done its work on how to back up its proposal. The Assembly should spend some time to educate themselves and the work done in 2007 is sufficient. Many people travelled from Angoon at their own time and expense and it is not worth fighting with our neighbors to squeeze blood from a turnip.

Thom Buzzard resides in Juneau and said he does not have any property in the areas to be annexed but he opposed annexation. The city government is too large and taxes its citizens too much. The greed to grab more land and to go after future tax revenues for future mining is too much. He spoke for the constitution to limit the government. We all need to practice limited government. We are wealthy upon our means and should reduce the size of government. If it is not on the road system, there is no argument for taxation.

Joel Bennett, Juneau resident and property owner in Funter Bay, supported the previous testimony about a concern for lack of services to be received for any taxes paid if Funter Bay were annexed. He spoke about the nature of Funter Bay. We have not seen a financial blue print of the costs the city might have to bear in annexing areas B, C and D. Please table and ask the city staff to return a cost analysis for a future annexation.

Kurt Fredriksson, Juneau resident and property owner in the proposed area of annexation, said that he purchased the property to be outside of government control. He spoke against annexation of the area D and Funter Bay.

Dan Kirkwood, General Manager of Pack Creek Bear Tours, which offers seasonal daily tours of the Pack Creek area, said he stands in solidarity with people of Angoon and opposes the annexation.

John Demuth said his wife's family started mining in the Funter Bay area and there is a lot of history there. It is difficult enough to maintain his property financially in Juneau and now the property in Funter Bay has fallen to them to maintain. It would be a hardship to pay taxes and he did not understand the action to annex property before all the costs area known.

Sharon Love, a member of the Board of Directors of Kootznoowoo Corporation, said a majority of shareholders stand in opposition to this resolution and asked that the resolution be tabled.

Assembly Action:

Ms. Weldon asked if it is possible to annex non-contiguous land. Ms. Mead said it was not a barrier to annexation.

Ms. Weldon asked about the affect on subsistence rights. Ms. Mead said annexation should not have an affect on subsistence unless an urban center there and change the characteristic of the area. If there are federal and state lands, there are two entities that can dictate if subsistence can happen in those areas and what their standards are, she was not sure. Annexation in and of itself does not change subsistence rights.

Ms. Gladziszewski said Juneau is a non-subsistence area and if the annexed property were inside the borough it would be a non-subsistence area and not a federally qualified user, but you would have to live in Funter Bay and be a resident to be a federally qualified subsistence user. Ms. Mead said that if nothing else changed in the development, subsistence would not change.

Mr. Edwardson said he was very concerned about lack of clarity on the subsistence issue. Ms. Mead said if subsistence were an issue that came up during the petition process and CBJ was advised by the state or federal government that that would be a change that would result from annexation, there is nothing that stops the Assembly from seeking to amend the petition and carve that out and not move forward.

Ms. Weldon said that anyone can get a subsistence petition for Taku River. Ms. Mead said that the federal government makes a distinction between urban and rural, the state is not supposed to do that, they need to treat people equally, but they do take into consideration historic uses. Annexation does not change the historical use of an area.

Ms. Gladziszewski spoke about federally qualified users.

Mr. Kiehl asked if anything before us would have any affect on the change of ownership of land - would there be an impact on who owns what? Ms. Mead said no, and nothing would become owned by CBJ due to annexation. There is a process to allow CBJ to seek state owned land.

Mr. Nankervis asked if the proposed annexation would affect anything in regards to ANILCA or the National Monument or the administration of those? Ms. Mead said no.

Mr. Edwardson asked for the cost of the lawsuit to Juneau that arose due to the Petersburg annexation. Ms. Mead said the reason for the lawsuit was based on the

process conducted by the LBC, not the merits of the case. The cost was attorney time and the process took a few years.

Ms. Weldon asked how much is the cost to petition for annexation. Ms. Mead said it depends on whether the petition is prepared in-house or contracted out. The cost could be staff time, the public service, public hearings notices, etc.

Ms. Gladziszewski asked if borough boundaries can cross over water. Ms. Mead said there is a presumption that lands should be contiguous, but a finding needs to be made to cross water and it was allowed in the annexation of Greens Creek.

Mr. Watt clarified that the borough does not enforce building codes in remote cabin properties. A permit to build a remote cabin is free. The borough does planning and zoning in remote areas and there are limits to commercial development. There is commercial activity on Horse and Colt island developed without public process because there is no zoning. If areas are annexed, the comprehensive plan would be updated and appropriate zoning districts would be applied. Shelter Island is Residential D-1.

Ms. Weldon asked how would property tax be assessed. Mr. Watt said the assessor is required to assess property at fair market value based on the information they are able to obtain.

Mr. Edwardson said there are places on admiralty with conservation easements - will annexation recognize all rights such as these? Ms. Mead said she believed so. Mr. Edwardson asked how that property would be assessed. Ms. Mead said all property is assessed at fair market value and it depended upon what the property was used for, if an exemption would apply. Conservation easement land is covered by property tax statute at full and true value, in CBJ the assessment is a reduction of 90% of the assessed value.

Mr. Nankervis asked how property assessments are conducted in remote areas. Mr. Watt said it is similar to any property in the borough - the assessor compiles information about individual parcels and looks at similarly situated properties and through their normal method, determine the value, the owner is notified, there is an appeal period. They do not normally visit remote areas but use GIS mapping, surveys and other available information.

Mr. Nankervis asked what government services come with annexation. Ms. Mead said the municipalities are required to provide school, land use and zoning and taxation.

Mr. Nankervis said that it has been said that the mill rate would be 75% of the current rate. What would the mill rate be on the remote properties? Can the Assembly modify the mill rate for remote areas in the borough? Mr. Watt said the Assembly sets the mill rate every year and last year the rate was 2.3 mills for a roaded service area, which

would not apply to remote areas, the fire service area of 3.6 mills, which would not apply to remote areas, and the areawide mill rate of 6.7 mills would apply. Also, the debt service mill rate of 1.3 mills would apply, so the mill rate in remote areas in 2017 was 8 mills.

Ms. Gladziszewski said in 1998 the operational mill rate was 3.95 mills and the roaded service area mill rate was 5.7 mills, so it is possible to modify the mill rate. Mr. Watt said as long as there is a rational basis, the Assembly has the discretion to set the rates.

Mr. Edwardson said he was still struggling with finding the public interest in annexing these areas. Mr. Watt said that every tax payer does not get a one to one benefit in the apportionment of services. The benefit to the remote properties is that Juneau maintains many core services that are available to all of those residents - a hospital, an airport, a harbor and those properties rely on those services. You have heard that they pay taxes in town and other various fees. The argument is that if someone pays a harbor boat ramp fee that goes to the operations of the harbor. The improvement to Statter Harbor is not paid by fees. Maintaining services in the urban area is a benefit that those residents rely on - those core services.

Ms. Becker asked if a lodge were to go in, would they be required to charge the tax on the sales. Mr. Watt said if the property was in the borough, yes.

Mr. Edwardson asked if CBJ had a better historical claim than the other areas that are considering borough formation. Ms. Mead said most of the property sought to be annexed is part of the model borough boundary done by the LBC after years of public testimony - the purpose was to identify the most appropriate borough boundaries. The historical connection is one of the things that is looked at in the petition process. The LBC at the time found a historical connection. She was not sure of the facts used to identify the model borough boundaries.

Mr. Edwardson said he saw an inevitable fight over any annexation and asked how tough is the fight going to be?

Ms. Gladziszewski said the model borough boundaries were established and then the municipalities go out and petition. Some of Petersburg's claim was inside the Juneau model borough and was given to Petersburg because they made a claim to it. This process is designed to do areas one at a time. Ms. Mead explained Petersburg's claim, which was not considered concurrently with Juneau's petition. CBJ was not "competing" head to head, but only was allowed to provide comments as to whether Petersburg had met the standards for borough incorporation.

Mr. Kiehl said the LBC, in that case, made it important to go first, not to "be right."

Ms. Gladziszewski asked if another borough can petition for some of CBJ's already

incorporated property. Ms. Mead said yes, as long as the LBC can make the proper findings according to standards.

Ms. Weldon asked if the purpose of this proposal was to go first, so other boroughs would not claim the areas.

Ms. Mead said there is a CBJ annexation petition pending with the LBC, which is waiting for a decision from CBJ on how to proceed with the pending petition.

MOTION, by Weldon, to adopt Resolution 2817.

Mr. Edwardson objected. He said that this will not make a more efficient process to go after areas A, B, C, and D. We should move forward with area A. We don't know the costs. We don't know the revenue it will generate for Juneau. We are asking for a lot of problems for potentially little money. Now that the ice is broken, we could discuss the matter with other communities about who has a stronger claim to these areas. If they have a stronger claim, we could go through litigation and lose money.

Mr. Gregory said he could not support annexation of Admiralty Island and Funtier Bay based upon the testimony. The people who have submitted comments have made a strong case. He was willing to reconsider his position in the future but only when we are able to convince those speaking tonight that annexation is the right thing to do.

Mr. Kiehl seymore canal glass peninsula - not really a case made for annexation - I would like to amend this resolution to remove the references to Glass Peninsula and Seymour canal drainage.

MOTION, by Kiehl, to remove area B, consisting of the Seymour Canal drainage and Glass Peninsula.

Mr. Kiehl said that he did not hear a case being made for inclusion of that area.

Mr. Jones objected.

Roll call:

Aye: Edwardson, Gregory, Kiehl

Nay: Becker, Gladziszewski, Jones, Nankervis, Weldon, Koelsch

Motion to amend failed, 3 ayes, 6 nays.

Roll call on the main motion:

Aye: Becker, Gladziszewski, Nankervis, Weldon, Koelsch

Nay: Edwardson, Gregory, Jones, Kiehl

Motion passed, 5 ayes, 4 nays.

IX. UNFINISHED BUSINESS

None.

X. NEW BUSINESS

A. Appoint City Manager to the Snettisham Committee

MOTION, by Gladziszewski, to appoint the city manager to serve on the Snettisham Committee. Hearing no objection, it was so ordered.

XI. STAFF REPORTS

A. Staffing Update for New Assembly Goals and Priorities

Ms. Cosgrove said there were four additional projects added to the 2018 list of Assembly goals and priorities and staff was assigned to give an update on those. The update to the Comprehensive Plan was assigned to the Community Development Department. Staff will review a strategy and timeframe for updating the plan. The project to create a business case for a new City Hall was assigned to the Engineering and Public Works Department. Staff will review models and financing to see if this idea pencils out. The issue of first responder recruitment and retention was assigned to the Human Resources and Risk Management Department in collaboration with JPD, CCFR and the Public Safety Task Force. The investigation into whether the \$22 million in state funding potentially identified for transportation issues in the region can be redirected for good purposes was discussed at the Legislative Delegation meeting.

B. Assembly Options Related to Proposed Sale of AEL&P/AVISTA to Hydro One

Mr. Watt referred to a memo he distributed before the meeting. On the question on what stance the Assembly should take on the ongoing RCA process on the proposed purchase of AEL&P / AVISTA by HydroOne, the Assembly received substantial comments from the public, and most request that CBJ seek intervention status in the process. It is important for the Assembly to determine its stand on the project to steer towards the goals to be achieved. In the report from PFM Financial Advisors LLC by Fred Eoff, he gave advise towards that end. Mr. Watt said his memo was not exhaustive but gave an outline of where he felt the Assembly should direct its energy. Recent public comments have been primarily directed at obtaining intervention status, which sounds simple, but it begs the question - "and why?" and "for what." The Assembly needs to identify its goals. I have drafted 7 goals that I see are major concerns of the public. Before we can participate, we need to discuss the goals. This is a complicated issue and you have not had time to digest this memo, not in the packet, and the public would want to weigh in on this. If the assembly wishes to take up the question of involvement in the RCA process, you will need to find time to identify goals and a method to achieve the goals.

Public Comment:

Randy Sutak said he forwarded his comments to the RCA to the Assembly. He urged CBJ to intervene. If you don't have the seat at the table you get the scraps that fall. You are here to serve the public interest and the public has spoken. The city or the state should take steps to ensure Snettisham's future. Snettisham is a \$.5 Billion asset and it can be leveraged if there are any catastrophic needs. If the CBJ does nothing, that increases that opportunity. CBJ can "protect" Snettisham. There are 55 protections afforded the other utilities in Washington, Oregon and Idaho, and they gave us "practical" and "applicable." The person who made those guarantees is part of a political party that has 17% in Canada and come next election, he is gone. His guarantees mean nothing when he is not there to back up his word. RAPA may be involved, but Mr. Sutak said he had asked questions of RAPA that had not been answered.

Duff Mitchell, Managing Director of Juneau Hydropower and Juneau District Heating said they have worked on the hydropower project since 2009. People said we were crazy, but we have done it. We have had a lot of hurdles, but we have every tideland permit, the Army Corps of Engineers 404 permit, a CBJ conditional use permit, and there is nothing more to do regarding regulations. They would like to be in construction, but can not get financing as they don't have an interconnection agreement. The Department of Energy and banks who want to provide us money say that it is great we have a contract with the Kensington Mine, and you have a project, but there is no interconnection agreement, that we have been working on since 2012. FERC has expiration dates on licenses. I will have an expiration date of a license coming up. I could probably get an extension based on our \$.5 million investment in completing the geo-tech last year. HydroOne exports 21 Terrawatts of power to the United States each year. Alaska only generates 6.9 Terrawatts. We want to be treated fairly and have a commitment that he can move his power to Kensington at a fair rate. I will pay for the studies, but I don't want shifting goal posts. I want to put \$140 million worth of construction jobs into the community. This is economic development and transmission here should be treated the same here as in the lower 48. CBJ's intervention would be very helpful.

Karla Hart was concerned about the Assembly's vote on the annexation issue in the face of the testimony at this meeting. She said everyone and every business in Juneau is impacted by electric service and she asked the Assembly to make this issue a priority and to make sure that CBJ has a seat at the table for the community.

Jim Powell thanked the Assembly for its service. He said he was on the Assembly when we voted to decline the option of managing the entire Snettisham project and I felt comfortable telling AEL&P to manage it because we all knew Bill Corbus. We have now gone to AVISTA, and now to another company even further away. I know this is a hard decision, but if you can slow this down a bit - if CBJ can be an intervener and be part of the process with RCA, he encouraged that.

Corey Baxter, Operating Engineers Local 302, supports the jobs that would come for the Sweetheart Creek project and I would like to see CBJ intervene - we need local jobs.

Assembly Action:

Ms. Gladziszewski asked if Regulatory Affairs and Public Advocacy (RAPA) is involved and spoke about their expertise - what do they say and can we talk with them? Mr. Watt said he spoke to Jason Hart with RAPA to understand their role and their view of this transfer case. Mr. Hart said that he did not anticipate that based on the current information, he did not anticipate that RAPA would become involved. Based on a shortened process that the commission has established, they don't see this as a complicated issue. RAPA spends most of their time on rate cases and not on transfer cases. Mr. Hart said that if RAPA did become involved, it would not carry Juneau's water, but would be interested in the best interest of all parties, which includes the utilities, and said low rates are not necessarily in the best interest of utilities or the rate payers, as they can lead to underfunding maintenance of the infrastructure. I don't think they could stand in for Juneau and assume a similar vantage point. Mr. Hart said that in October when there was an initial transfer filing, they did not get involved at that time, then there was a technical flaw, a re-issuance, and based on the information they have, they have not changed their stance. They are always open to more information but it sounds like they did not see a reason to get involved.

Mr. Jones agreed that the Assembly needs to set goals and thought the manager's memo laid out a case for non-intervention, which Mr. Jones thought was wrong. He asked Mr. Watt for clarification of his memo. Mr. Watt said there are consequences and they are hard to see them. A power company looking at the bottom line of profit and loss is different from a public entity. He acknowledged that he had put editorial comments on his memo in order to push the Assembly as it was late in the process if Juneau was to take a stance in the RCA process, so this was a point of departure. Mr. Jones supported intervention in order to be able to comment on the development of alternative energy developments and also he was concerned about the "55 conditions" that have been mentioned and he would like more information.

Mr. Kiehl said the Assembly is looking to define the public interest. No one has said to lower rates, but they are concerned about rates going up. Open access, non-discriminatory tariffs are important. I was surprised at the comment that was made by AVISTA that Juneau's power is "islanded" is a good thing. Requiring open access tariffs and allowing someone with a business plan to connect can serve the public interest. Our economic development plan has principles - and broad distribution of economic benefits is a key that plays into this situation. We have a climate action plan and references to the use of electricity and this is part of the public interest. This is a monopoly. Protection of the public interest is important and is a good reason to intervene.

MOTION, by Nankervis, to refer the matter to the Committee of the Whole in order to set policy goals and objections as it relates to the proposed sale of AEL&P/AVISTA to HydroOne.

Ms. Becker asked about the timeframe to make a decision to intervene.

Following discussion, Ms. Mead said the deadline could be early March and that she had spoken with a potential contractor for doing work in this on behalf of CBJ.

Mr. Jones said the point of intervention is to lay out the public case for why we want to intervene, to get standing to negotiate with AEL&P and discuss - take agreement to RCA, or if no agreement -

Mr. Watt said staff will need good information so the Assembly can make good decisions. He has heard that an "integrated resource plan" is important. I would push the proposers of that idea to present a position paper and to provide a copy of it to Ms. Hulbert, so that the pros and cons are available to the Assembly. Without that there can be frustration. The open transmission issue needs to be understood from all parties, based on good information. He will seek the best information he can to provide it to the Assembly.

Hearing no objection, it was so ordered.

XII. ASSEMBLY REPORTS

A. Mayor's Report

Mayor Koelsch spoke at the Martin Luther King Day celebration and commended the other speakers. He said the Legislative Reception was well attended and thanked all that hosted for their efforts. He attended a reception for Canadian Consulate Brandon Lee. He wore a bright orange Whitehorse hat to fulfill a bet with the Mayor of Whitehorse due to Juneau's loss to Whitehorse in tennis. He reported on the Legislative Delegation breakfast. He noted Pam Varni's retirement from the Legislative Affairs Agency and congratulated her. He also congratulated Christy Becker Germain for her statewide award in Region 5 Vice Principal of the Year at DZMS.

B. Committee Reports, Liaison Reports, Assembly Comments and Questions

Committee of the Whole: Chair Nankervis said the next meeting was set for January 29 to discuss RecycleWorks, Essential Public Facilities, the Energy Strategy, and Meander Way. On January 31 there will be a joint meeting with the School Board and Docks & Harbors Board.

Public Safety Task Force: Chair Nankervis said the next meeting is set for January 30 to finalize a list of recommendations.

Airport Board: Liaison Becker said the Board signed a contract with Tailwind for the food and beverage concession at the Airport, heard about inspections and is recruiting an engineer and an architect.

Chamber of Commerce: Liaison Becker said the Chamber has heard presentations from the School District and from DOTPF about the Fred Meyer intersection. The Chamber will hold its retreat on January 26.

Alaska Committee: Liaison Becker said the committee held its annual meeting and discussed its projects, including the Alaska Roundtable, the Southeast Conference mid-session summit and annual meeting, the Chamber Fly-In and helping with the commissioning ceremony for the USCG Cutter Baily Barco. The committee supports the League of Women Voter sponsored student visits to the capitol and Gavel to Gavel coverage. Returning Board members elected for another term include Wayne Jensen, Mary Becker, Dru Fenster, Samantha Dye, and Norton Gregory is newly elected.

Ms. Becker acknowledged the MLK Day celebration and the Legislative Welcome Reception as great events.

Finance Committee: Chair Kiehl said the next meeting is set for February 7.

Mr. Kiehl said he attended the ANB/ANS Glacier Camp 70 installation of officers.

Public Works and Facilities Committee: Chair Jones said the next meeting is set for January 29.

Downtown Business Association: Liaison Jones said the next meeting is set for February 6. Ms. Weldon said she attended the last meeting and the DBA is working on an "umbrella sharing" program between downtown businesses and incentives to get people to "look local first."

School Board: Liaison Jones said the school board held a work session on Jan 9 with UAS and discussed the relationship between the UAS and JSD teacher program. The Chancellor thanked CBJ for the \$1 million contribution. There was a discussion about the decline in a need to teach remedial math to incoming students. He attended the JSD Facilities Committee and they are identifying routine maintenance projects separate from CIP project. He attended the board retreat at which time the equity policy was discussed and it was noted that JSD is the only district in the state with an equity policy. The next meeting is set for February 13.

Juneau Commission on Aging: Mr. Jones said he attended the first meeting of the newly re-formed commission and all but two members were in attendance. They elected officers, set the next meeting for February 20, and he encouraged any other Assemblymember to attend as the commission would like a liaison from the Assembly.

Mr. Jones attended the swearing-in ceremony of three new police officers.

Mr. Jones said he attended a Docks and Harbors Operations Committee and the Assembly needs to pay close attention to the work being done on the lease and land management policy by the Board.

Mr. Jones asked for clarification about Assembly attendance and participation at meetings such as the Alaska Committee. Ms. Mead said that three members could attend but a fourth would constitute a meeting and would need notice for compliance with the Open Meetings Act.

Bartlett Board: Liaison Gladziszewski said the next meeting is January 23.

Affordable Housing Commission: Liaison Gladziszewski said the next meeting is February 6.

Human Resources Committee: Chair Gladziszewski said the full Assembly will sit as the HRC on January 30 to interview candidates for the Hospital Board and the Planning Commission.

Planning Commission: Liaison Weldon said the next meeting is set for January 23.

Aquatics Board: Liaison Weldon said the next meeting is set for January 23.

Ms. Weldon said North Pole visited Juneau and the local hockey team beat them twice, and Whitehorse was here and they played four games in 24 hours.

Ms. Weldon said there would be significant opportunity for public comment in the annexation petition process. She reminded people about the Project Homeless Connect event January 24.

Mining Subcommittee: Chair Gregory said the committee met on January and the next meeting is set for January 25 to hear the history of the existing mining ordinance and to hear from Mr. Jim Clark on why he and his colleagues have proposed an amendment.

Eaglecrest Board: Liaison Gregory said the next meeting is set for February 1.

Parks and Recreation Advisory Committee: Liaison Gregory said the next meeting is set for February 6.

Local Emergency Planning Committee: Liaison Edwardson said the next meeting is set for February 14.

Juneau Commission on Sustainability: Liaison Edwardson said the JCOS held its retreat on January 20.

Docks and Harbors Board: Liaison Edwardson said the next meeting is January 25.

C. Presiding Officer Reports

Presiding Officer Jones said the 7th Day Adventist Church School v CBJ Assessor appeal hearing was set for March 5.

XIIICONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

None.

XIV.EXECUTIVE SESSION

A. Executive Session - Gastineau Apartments

MOTION, by Nankervis, to enter into executive session to discuss a matter, the immediate knowledge of which could have an adverse affect on the finances of the city, specifically, the Gastineau Apartments. Hearing no objection, the Assembly recessed into executive session at 10:20 p.m. Upon returning to regular session at 10:57 p.m., Mr. Nankervis stated that the Assembly received information and provided staff with direction on the Gastineau Apartment litigation.

XV. ADJOURNMENT

There being no further business to come before the Assembly, the meeting adjourned at 10:59 p.m.

Signed: _____
Laurie Sica, Municipal Clerk

Signed: _____
Kendell D. Koelsch, Mayor

**ASSEMBLY AGENDA/MANAGER'S REPORT
THE CITY AND BOROUGH OF JUNEAU, ALASKA**

January 22, 2018 7:00 PM

City Hall, Assembly Chambers
Regular Meeting 2018-3

Submitted By:

Duncan Rorie Watt
City and Borough Manager

I. FLAG SALUTE

II. ROLL CALL

III. SPECIAL ORDER OF BUSINESS

IV. APPROVAL OF MINUTES

A. January 8, 2018 Regular Meeting 2018-1

V. MANAGER'S REQUEST FOR AGENDA CHANGES

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

VII. CONSENT AGENDA

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

B. Assembly Requests for Consent Agenda Changes

C. Assembly Action

1. Ordinances for Introduction

- a. **Ordinance 2017-06(AB) An Ordinance Appropriating to the Manager the Sum of \$74,918 as Funding for the 2015 State Homeland Security Program/SHSP; Grant Funding Provided by the State of Alaska Department of Military and Veterans Affairs.**

These funds are being provided to reimburse the CBJ for additional expenses incurred in direct support of the goals and activities of the State Homeland Security Program. The grant performance period is from

September 1, 2015 to March 31, 2018.

There is no match requirement for this grant.

The City Manager recommends this ordinance be introduced and set for public hearing at the next Assembly meeting.

- b. **Ordinance 2018-02 An Ordinance Authorizing the Manager to Convey Property Located on Egan Drive between West 10th Street and Main Street to the Alaska Department of Transportation and Public Facilities.**

The Alaska Department of Transportation & Public Facilities applied for a direct negotiated sale of 507 square feet (a fraction of Lot 3, USS 3566) across Egan Drive from Centennial Hall in order to facilitate the State's reconstruction of Egan Drive between Tenth Street and Main Street.

Along with the negotiated sale, ADOT&PF requested the CBJ grant the State eight permanent easements and ten temporary easements along Egan Drive for the same purpose.

The Assembly passed a motion authorizing the manager to negotiate the sale at its July 31, 2017, meeting. The Harbor Board heard the issue at its August 7, 2017, meeting and adopted the Lands Division's recommendation for approval. The City/State Project proposal in its entirety (encompassing both the sale and the easements) was brought to the Planning Commission at its August 8, 2017, meeting. The Commission voted to recommend to the Assembly approval of the project with two conditions to the disposals of land (both the negotiated sale and the easements.)

After the Commission considered the project and while negotiating the direct sale, it was determined that in lieu of the eight permanent easements, it was in the best interest of both parties for the CBJ to instead sell the property that had been contemplated for the permanent easements. (ADOT&PF's federal grant requires it to have exclusive control over the property. If that condition were granted the State as part of an easement, the CBJ would carry liability exposure for property over which it would have no control.)

This ordinance would authorize the sale of all property previously identified for disposal by permanent easement, as well as the fraction of Lot 3, USS 3566 originally sought by ADOT&PF, for the appraised, fair market value.

The City Manager recommends this ordinance be introduced and set for public hearing at the next regular Assembly meeting.

- c. **Ordinance 2018-05 An Ordinance Authorizing the Manager to Execute Approach Road Approval to Construct Permit Agreement (#27037) with the Alaska Department of Transportation and Public Facilities.**

In order to complete construction of a road leading from the Pederson Hill Subdivision to Glacier Highway as required by Title 49, the CBJ must obtain approval (an approach road permit) from the Department of Transportation and Public Facilities (ADOT&PF).

State regulations (17 AAC 10.020(c)) require ADOT&PF to include an indemnity provision from the permittee to the State in all approach road permits.

Normally the CBJ is prohibited by Charter section 9.13(a)(which is substantially similar to Article IX, section 13 of the Alaska Constitution) from contractually agreeing to indemnify another party. (Charter sec. 9.13 prohibits the CBJ from incurring an obligation absent an appropriation for that purpose. An indemnity provision is an agreement to compensate the other party for any harm or loss arising out of the agreement, such as paying any judgment or damages, and oftentimes defending the other party in any legal action.) The Charter carves out a limited exception, however, allowing the Assembly, by ordinance, to require the payment of funds from appropriations of a later year (or for more than one year) for any federal or state grant, contract, lease, program, etc., without which the municipality would not be able to participate.

This ordinance would allow the City Manager to execute the approach road permit, which includes an indemnity provision, in accordance with Charter section 9.13(c), as required by 17 AAC 10.020(c).

The City Manager recommends this ordinance be introduced and referred to the Committee of the Whole.

2. Resolutions

- a. **Resolution 2816 A Resolution Certifying that the City and Borough of Juneau Suffered Significant Effects During Calendar Year 2016 from Fisheries Business Activities Occurring within the Northern Southeast Fisheries Management Area.**

This resolution would facilitate the CBJ's participation in the State's FY2018 shared fisheries business tax program by certifying to the State that the CBJ suffered significant effects during calendar year 2016 from fisheries business activities within the CBJ's qualifying area. Pursuant to this program, the State distributes to each participating community in the affected management area a share of state fishery

revenues.

It is anticipated that the CBJ's share this year will be approximately \$5,610.

The City Manager recommends this resolution be adopted.

- b. **Resolution 2818 A Resolution Urging the United States Coast Guard and the Alaska Congressional Delegation to Assign Sentinel-class Fast Response Cutters to Facilities within the City and Borough of Juneau.**

This resolution reaffirms the CBJ's support for Coast Guard units to be homeported within the City & Borough of Juneau. The Coast Guard Cutter LIBERTY has been homeported in Juneau since 1988 and is expected to be decommissioned in FY2023. The Coast Guard has not revealed whether a replacement cutter will be homeported in Juneau to assume the search & rescue, law enforcement and protection of natural resources in the northern end of the Alaska Panhandle. Two new 154 foot fast response cutters have recently been homeported in Ketchikan.

Several other Alaskan communities have indicated their desire to have the four remaining new fast response cutters homeported in their respective ports. This resolution would signal to the US Coast Guard and our federal delegation that Juneau continues to be an optimal location to support the operational needs of the future fast response cutters in Alaska.

The City Manager recommends this resolution be adopted.

3. Liquor License

- a. **Liquor License Renewals 2018/2019**

The following is a list of 2018/2019 liquor license renewal applications that have been received from the Alcohol Beverage Control Board and are before the Assembly for one of the following actions: to protest, waive its right to protest, or refer this matter to the Assembly Human Resources Committee for additional review and recommendation. Those licenses marked by an asterisk (*) must be acted upon at the January 22 Assembly meeting in order to fall within the 60-day local governing body comment period. Any license without an asterisk may be continued to the next meeting on February 12 and still meet the 60-day deadline for comment.

License #2541 MGO, Inc. d/b/a Juneau Airport Travel Lodge; 9200 Glacier Hwy., Juneau (Beverage Dispensary Tourism License)

***License #3755 Tailwind, Inc. d/b/a Hangar on the Wharf; #2 Marine Way, Juneau (Beverage Dispensary License)**

***License #4788 Tailwind, Inc. d/b/a Pizzeria Roma; #2 Marine Way, Ste. 106, Juneau (Beverage Dispensary Duplicate License)**

***License #4797 Tailwind, Inc. d/b/a Hangar on the Wharf Ballroom;** #2 Marine Way, Ste. 105, Juneau (Beverage Dispensary Duplicate License)

License #648 YC Juneau Hotel d/b/a Westmark Baranof Hotel; 127 N. Franklin Street, Juneau (Beverage Dispensary License)

***License #271 Alaska Cache Liquor, Inc. d/b/a Alaska Cache Liquor;** 156 S. Franklin Street, Juneau (Package Store License)

License #661 Thibodeau's Market Inc. d/b/a Kenny's Liquor Market; 619 Willoughby Ave., Juneau (Package Store License)

License #1129 Thibodeau's Market Inc. d/b/a Liquor Barrel; 5235 Glacier Hwy., Juneau (Package Store License)

License #4422 Thibodeau's Market Inc. d/b/a Thibodeau's Valley Liquor; 9106 Mendenhall Mall Road, Juneau (Package Store License)

License #521 Thibodeau's Market Inc. d/b/a Home Liquor; 465 W. Willoughby Ave., Juneau (Package Store License)

***License #5482 Alaska Sustainable Seafoods, LLC d/b/a Deckhand Dave's;** 356 S. Franklin St., Juneau (Restaurant Eating Place Public Convenience Seasonal License)

***License #3733 Catapult, Inc. d/b/a Flight Deck;** #2 Marine Way, Ste. 128, Juneau (Restaurant Eating Place License)

***License #4192 Jeong Hee Kim d/b/a Seongs Sushi Bar;** 740 W. 9th Street, Juneau (Restaurant Eating Place License)

Staff from the Finance, Fire, Public Works/Utilities, Police, and Community Development departments have reviewed the above list of renewals and recommend the Assembly waive its right to protest these renewals. CBJ Code 20.25.025 sets out the basis by which the Assembly may protest a license renewal.

The City Manager recommends the Assembly waive its right to protest the above-listed liquor license renewals for the 2018/2019 renewal period.

VIIIPUBLIC HEARING

A. Resolution 2817 A Resolution Authorizing the Filing of an Annexation Petition with the Local Boundary Commission.

This resolution would authorize the Manager to amend (or refile, if warranted) the CBJ's pending annexation petition before the Local Boundary Commission to narrow the current petition to unincorporated property between the CBJ's southern boundary and Petersburg's northern boundary, and to expand the petition to include the following areas, identified on the map attached as an exhibit to the resolution:

- Lands abutting and in Seymour Canal beginning with the Pack Creek watershed and including all lands to the north that drain into Seymour Canal;

- The Glass Peninsula;
- All of the lands on Admiralty Island to the north of Hawk Inlet, including Horse and Colt Islands;
- An area south of the Greens Creek Mine and the existing Borough boundary that encompasses all lands that drain into Wheeler Creek and lands to the west of the Wheeler Creek basin that drain directly into Chatham Strait (identified on the map included in your packet).

This resolution directs that the petition be filed under the legislative review process.

The City Manager recommends this resolution be adopted.

B. Ordinance 2017-06(Z) An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

This ordinance would appropriate \$290,765 to the Construct Snow Removal Equipment Building (SREB) capital improvement project A50-086. Funding is provided as follows:

Federal Aviation Administration grant:	\$290,765
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Local matching funds of 6.25% have previously been appropriated.

The Airport Board approved this action at its October 10, 2017, regular meeting.

The City Manager recommends this ordinance be adopted.

C. Ordinance 2017-06(AA) An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue.

This ordinance would appropriate \$131,938 to the Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-alignment Design capital improvement project A50-090. Funding is provided as follows:

Sales Tax Revenue:	\$ 131,938
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This funding represents the customary 6.25% to match for the Federal Aviation Administration grant.

The Public Works and Facilities Committee approved this action at its November 20, 2017, meeting.

The City Manager recommends this ordinance be adopted.

IX. UNFINISHED BUSINESS**X. NEW BUSINESS**

- A. **Appoint City Manager to the Snettisham Committee**

XI. STAFF REPORTS

- A. **Staffing Update for New Assembly Goals and Priorities**
- B. **Assembly Options Related to Proposed Sale of AEL&P/AVISTA to Hydro One**

XII. ASSEMBLY REPORTS

- A. Mayor's Report
- B. Committee Reports, Liaison Reports, Assembly Comments and Questions
- C. Presiding Officer Reports

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS**XIV. EXECUTIVE SESSION**

- A. **Executive Session - Gastineau Apartments**

XV. ADJOURNMENT**XVI. SUPPLEMENTAL MATERIALS**

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: city.clerk@juneau.org

Presented by: The Manager

Introduced:

Drafted by: A. G. Mead

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2817

A Resolution Authorizing the Filing of an Annexation Petition by Legislative Review Before the Local Boundary Commission.

WHEREAS, Article X, sec. 3 of the Alaska Constitution requires the state to be divided into boroughs which encompass an area and population with common interests to the maximum degree possible; and

WHEREAS, Article X, sec. 12 of the Alaska Constitution directs the establishment of a local boundary commission to consider any proposed local government boundary change; and

WHEREAS, the Local Boundary Commission conducted an intensive study, which included public testimony from throughout Alaska, in order to adopt “model borough boundaries” throughout the unorganized borough to be used as a “frame of reference” by the Local Boundary Commission in evaluating future petitions; and

WHEREAS, by Resolution 2587, the Assembly authorized the filing of an annexation petition to annex that portion of land between the CBJ and the then City of Petersburg, an area also sought by Petersburg as part of its borough incorporation petition; and

WHEREAS, in deciding Petersburg’s petition and granting Petersburg much of the land identified in the CBJ’s annexation petition it became necessary for the CBJ to amend its petition; and

WHEREAS, the City and Borough of Juneau Assembly has carefully considered whether amending its annexation petition to include other areas of the unincorporated borough either previously identified as part of Juneau’s model borough boundary, or which, in considering the standards for annexation set by state law, would appropriately and best be served by annexation to the City and Borough of Juneau; and

WHEREAS, at its Committee of the Whole meeting on January 3, 2017, the Assembly directed a resolution be prepared to authorize the amendment of the CBJ’s currently pending annexation petition to include the following areas (identified on the map attached as Exhibit A):

- Lands abutting and in Seymour Canal beginning with the Pack Creek watershed and including all lands to the north that drain into Seymour Canal;

- The Glass Peninsula;
- All of the lands on Admiralty Island to the north of Hawk Inlet, including Horse and Colt Islands;
- An area south of the Greens Creek Mine and the existing City and Borough of Juneau boundary that encompasses all lands that drain into Wheeler Creek and lands to the west of the Wheeler Creek basin that drain directly into Chatham Strait.

WHEREAS, the Assembly further directed that the petition be filed as a petition for annexation by legislative review process; and

WHEREAS, state law (3 AAC 110.425) requires that prior to submitting a petition for legislative review, prospective petitioners prepare a draft of the prospective petition, provide public notice, and conduct a public hearing on the annexation proposal.

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

Section 1. The Assembly directs the Manager to amend the City and Borough of Juneau's petition, currently pending (in stayed status) before the Local Boundary Commission by including those lands identified herein and as shown on Exhibit A, and by filing the petition as a petition for annexation by legislative review.

Section 2. The Assembly directs the Manager to initiate the process in accordance with 3 AAC 110.425 by preparing a draft of the prospective annexation petition and providing for the public notice and hearing as required by law.

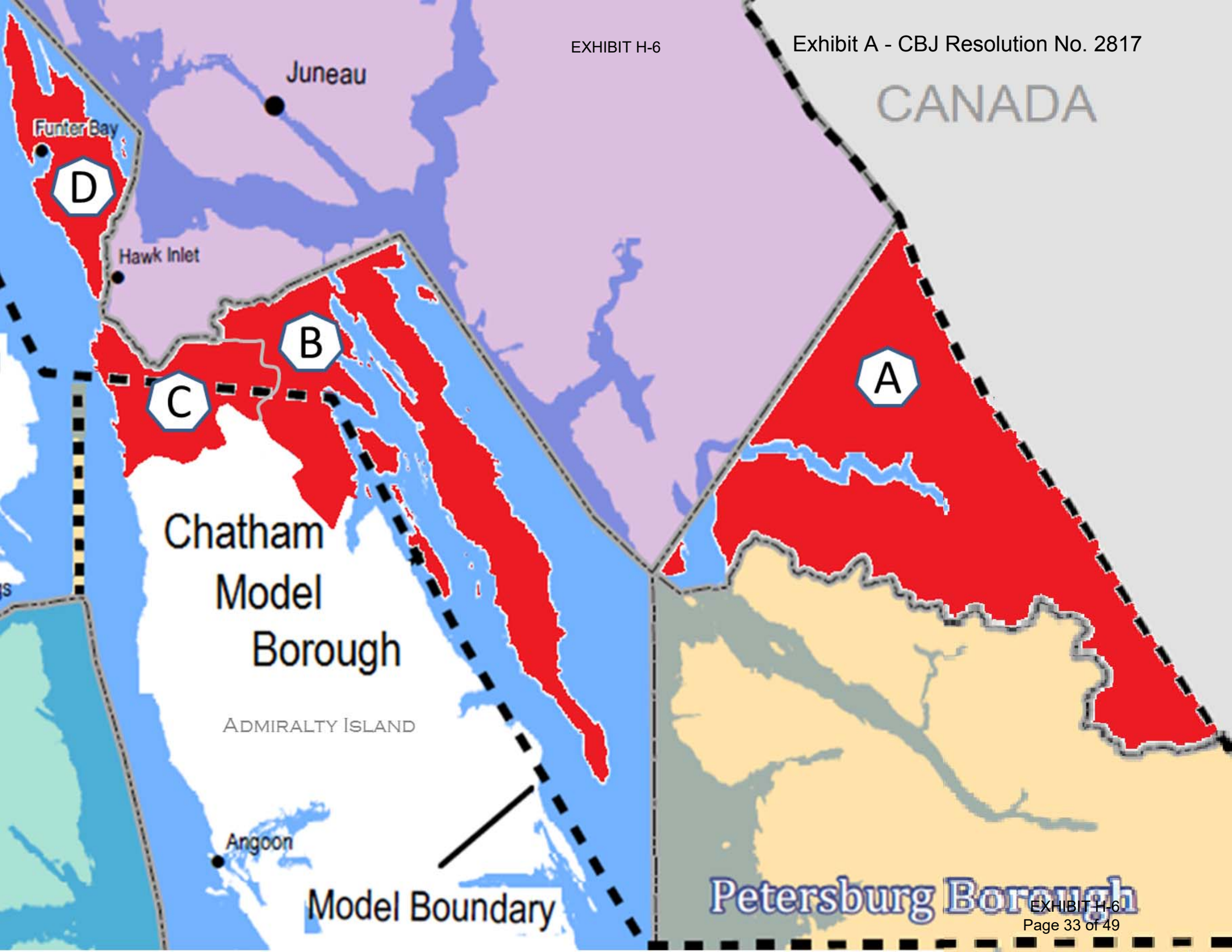
Section 3. Effective Date. This resolution shall be effective immediately after its adoption.

Adopted this _____ day of _____, 2018.

Kendell D. Koelsch, Mayor

Attest:

Laurie J. Sica, Municipal Clerk



Juneau

Funter Bay

Hawk Inlet

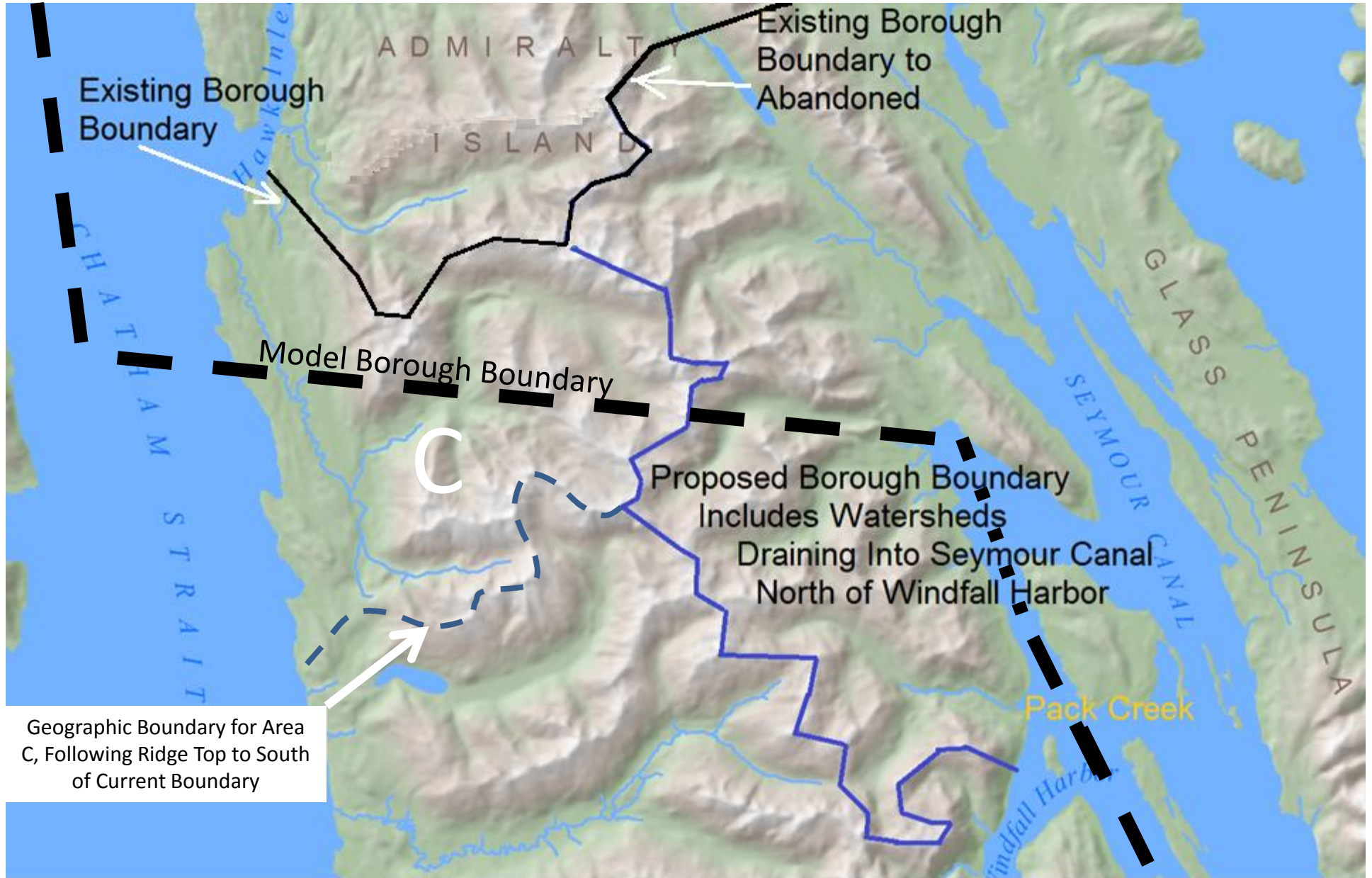
Chatham
Model
Borough

ADMIRALTY ISLAND

Angoon

Model Boundary

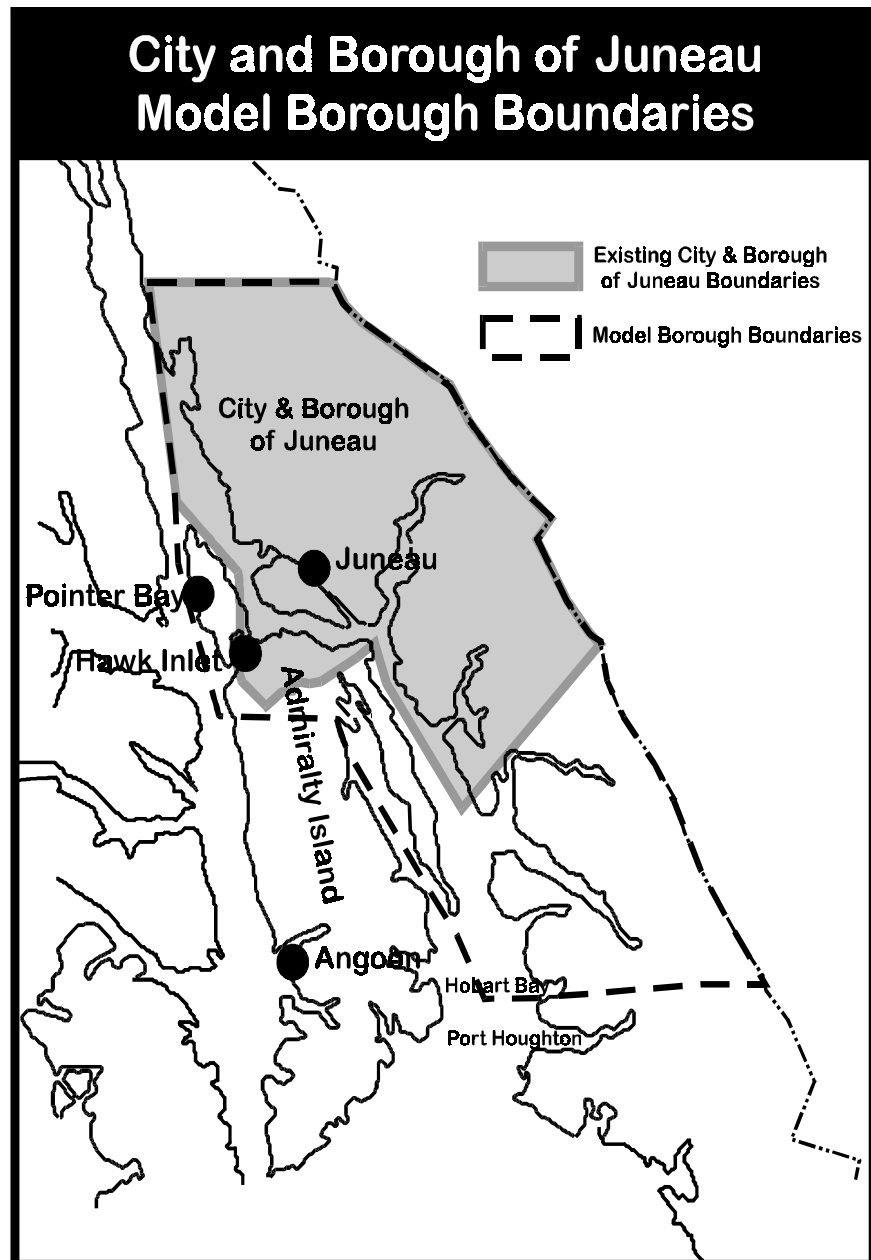
Petersburg Borough



City and Borough of Juneau. The Commission conducted a hearing on the model boundaries for the City and Borough of Juneau in July, 1990, but delayed action on the boundaries pending testimony from residents of adjacent regions. In November of 1990, the Commission held model boundary hearings in Kake, Hoonah, Cube Cove, Angoon, Sitka, Elfin Cove, Port Alexander, Pelican, Tenakee Springs, Haines, Skagway, Yakutat and Gustavus (due to weather conditions, the hearings were conducted by teleconference.)

In November, 1991, the Commission defined the model boundaries for the City and Borough of Juneau to include the Mansfield Peninsula, Glass Peninsula, and Seymour Canal areas of Admiralty Island. The model boundaries extend south along Stephens Passage to Hobart Bay on the mainland. From there, the boundaries run due east to the Alaska/Canada border. The boundary continues northward along the Alaska/Canada border following the existing boundaries of the City and Borough of Juneau.

The model borough boundaries take in about 2,400 square miles of land and water outside of the current boundaries of the City and Borough of Juneau. The area defined by the model borough boundaries had a 1990 population of 26,938 residents, all but 187 of whom lived within the established corporate limits of the City and Borough of Juneau.



[Alaska Administrative Code](#)[Title 3. Commerce, Community, and Economic Development \(Refs & Annos\)](#)[Part 15. Local Boundary Commission](#)[Chapter 110. Municipal Boundary Changes \(Refs & Annos\)](#)[Article 4. Standards for Annexation to Boroughs](#)**3 AAC 110.200**

3 AAC 110.200. Legislative review.

[Currentness](#)

Area that meets the annexation standards specified in [3 AAC 110.160- 3 AAC 110.195](#) may be annexed to a borough by the legislative review process if the commission also determines that any one of the following circumstances exists:

- (1) the area manifests a reasonable need for borough government that can be met most efficiently and effectively by the annexing borough;
- (2) the area is wholly or substantially surrounded by the annexing borough;
- (3) the health, safety, or general welfare of borough residents is or will be endangered by conditions existing or potentially developing in the area, and annexation will enable the borough to regulate or control the detrimental effect of those conditions;
- (4) the extension of borough services or facilities into the area is necessary to enable the borough to provide adequate services to borough residents, and it is impossible or impractical for the borough to extend the facilities or services unless the area is within the boundaries of the borough;
- (5) residents or property owners within the area receive, or may be reasonably expected to receive, directly or indirectly, the benefit of borough government without commensurate tax contributions, whether these benefits are rendered or received inside or outside the area, and no practical or equitable alternative method is available to offset the cost of providing these benefits;
- (6) annexation of the area will enable the borough to plan and control reasonably anticipated growth or development in the area that otherwise may adversely impact the borough;
- (7) repealed 5/19/2002;
- (8) annexation of the area will promote

(A) maximum local self-government, as determined under [3 AAC 110.981](#); and

(B) a minimum number of local government units, as determined under [3 AAC 110.982](#) and in accordance with [art. X, sec. 1, Constitution of the State of Alaska](#);

(9) annexation of the area will enhance the extent to which the annexing borough meets the standards for incorporation of boroughs, as set out in the Constitution of the State of Alaska, AS 29.05, and [3 AAC 110.045- 3 AAC 110.065](#), and is in the best interests of the state;

(10) the commission determines that specific policies set out in the Constitution of the State of Alaska, AS 29.04, AS 29.05, or AS 29.06 are best served through annexation of the area by the legislative review process, and that annexation is in the best interests of the state.

Credits

(Eff. 7/31/92, Register 123; am 5/19/2002, Register 162; am 1/9/2008, Register 185)

AUTHORITY: [Art. X, sec. 1, Ak Const.](#) [Art. X, sec. 3, Ak Const.](#) [Art. X, sec. 12, Ak Const.](#) [AS 29.06.040](#)
[AS 44.33.812](#)

Current with amendments received through the Quarterly Supplement, October 2017, (Register 223).

Alaska Admin. Code tit. 3, § 110.200, 3 AK ADC 110.200

Alaska Administrative Code

Title 3. Commerce, Community, and Economic Development (Refs & Annos)

Part 15. Local Boundary Commission

Chapter 110. Municipal Boundary Changes (Refs & Annos)

Article 13. Procedures for Petitioning and for Other Commission Matters

3 AAC 110.425

3 AAC 110.425. Legislative review annexation petitions.

Currentness

(a) Except as provided in (i) of this section, before a petition for annexation by the legislative review process may be submitted to the department under 3 AAC 110.420, the prospective petitioner shall prepare a complete draft of the prospective annexation petition and a summary of the prospective petition. The prospective petitioner shall also conduct a public hearing on the annexation proposal in accordance with (d) - (e) of this section.

(b) The prospective annexation petition required under (a) of this section must be prepared using forms provided by the department under 3 AAC 110.420. The summary required under (a) of this section must include a map of the area proposed for borough annexation or territory proposed for city annexation, a synopsis of the views of the prospective petitioner regarding the application of applicable standards to the proposed annexation, a summary of the reasonably anticipated effects of annexation, and an abstract of the transition plan required under 3 AAC 110.900.

(c) The prospective annexation petition and the summary must be made available to the public on or before the first publication or posting of the notice of the hearing required under (e) of this section. The prospective petitioner shall make one copy of the prospective petition available for public review at a convenient location within or near the boundaries proposed for annexation for every 500 individuals reasonably estimated to reside within those boundaries. However, the prospective petitioner need not provide more than five copies of the prospective petition for public review regardless of the population within the boundaries proposed for annexation. The prospective petitioner shall make the summary of the annexation proposal available for distribution to the public without charge at a convenient location within or near the boundaries proposed for annexation.

(d) The public hearing required under (a) of this section must address appropriate annexation standards and their application to the annexation proposal, legislative review annexation procedures, the reasonably anticipated effects of the proposed annexation, and the proposed transition plan required under 3 AAC 110.900. The hearing must be held at a convenient location selected by the prospective petitioner within or near the boundaries proposed for annexation. The hearing must allow a period for comment on the proposal from members of the public. If the prospective petitioner is a municipality, the governing body shall conduct the hearing.

(e) In the manner provided for a hearing of the commission under [3 AAC 110.550](#), a prospective petitioner shall give public notice and a public service announcement of the public hearing required under (a) of this section.

(f) The department shall specify the text of the public notice required under (e) of this section, to ensure that the notice contains the following information:

- (1) the title of the notice of the hearing;
- (2) the name of the prospective petitioner;
- (3) a brief description of the nature of the prospective legislative review annexation proposal, including the size and general location of the boundaries under consideration;
- (4) information about where and when the prospective petition is available for public review;
- (5) information about where the public may receive, without charge, a summary of the prospective petition;
- (6) a statement concerning who will conduct the hearing;
- (7) a statement of the scope of the hearing;
- (8) notification that public comments will be accepted during the hearing, and a statement of any time limits to be placed on individuals who offer comments;
- (9) the date, time, and place of the hearing;
- (10) a statement of compliance with [42 U.S.C. 12101- 12213](#) (Americans with Disabilities Act);
- (11) the name and telephone number of a representative of the prospective petitioner to contact for additional information.

(g) The department shall specify the text of the public service announcement required under (e) of this section, to ensure that the announcement contains the following information:

- (1) the title of the public service announcement;

- (2) the period during which the public service announcement is requested to be broadcast;
- (3) the name of the prospective petitioner;
- (4) a description of the prospective legislative review annexation proposal;
- (5) a statement of the size and general location of the boundaries being considered for annexation;
- (6) information about where and when the prospective petition is available for public review;
- (7) information about where the public may receive, without charge, a summary of the prospective petition;
- (8) a statement concerning who will conduct the hearing;
- (9) the date, time, and place of the hearing;
- (10) the name and telephone number of a representative of the prospective petitioner to contact for additional information.

(h) When filing a petition with the department under this section, the prospective petitioner shall submit evidence of compliance with the requirements of (e) of this section, a written summary or transcript of the hearing, a copy of any written materials received during the hearing, and an audio recording of the hearing.

(i) This section does not apply to a petition for annexation that is submitted at the request of the legislature.

Credits

(Eff. 5/19/2002, Register 162; am 1/9/2008, Register 185)

AUTHORITY: [Art. X, sec. 1, Ak Const.](#) [Art. X, sec. 3, Ak Const.](#) [Art. X, sec. 7, Ak Const.](#) [Art. X, sec. 12, Ak Const.](#) [Art. X, sec. 14, Ak Const.](#) [AS 29.06.040](#) [AS 44.33.020](#) [AS 44.33.812](#)

Current with amendments received through the Quarterly Supplement, October 2017, (Register 223).

Alaska Admin. Code tit. 3, § 110.425, 3 AK ADC 110.425

Push is on to raise sexual misconduct awareness at Grammys

Key executives call upon artists, employees to wear a white rose on Sunday

By NEKESA MUMBI MOODY
THE ASSOCIATED PRESS

NEW YORK — The music industry hasn't been rocked with as many public allegations of sexual misconduct as Hollywood, but insiders are still seeking to show solidarity with the Me Too movement on its biggest night.

Key executives have called on artists and employees to wear a white rose on Sunday in support of Time's Up as the Grammys celebrate its 60th anniversary with a ceremony in New York City. The Time's Up organization was

formed by key Hollywood celebrities and executives including Reese Witherspoon, Shonda Rhimes and America Ferrera, and most stars wore black and a Time's Up pin in support of the movement at the Golden Globes earlier this month.

Among those artists who have already confirmed they will wear the rose on Sunday include Dua Lipa and Halsey, who read an emotional poem detailing sexual abuse at the Women's March in New York City on Saturday. More names are expected to be released Thursday.

"We have not had the

tsunami that politics and Hollywood has had, but we are still women," Meg Harkins, senior vice president of marketing at Roc Nation and one of the people behind the Time's Up push at the Recording Academy ceremony, told The Associated Press on Wednesday night.

"I would want to see men and women wearing white roses and I would like men and women to be able to have meaningful Grammy Award speeches when those speeches happen."

After the Globes, Harkins was commiserating with fellow industry executive Karen Rait, head of rhythm promotions at Interscope/Geffen/A&M records, about what could be



Signs posted around Madison Square Garden promote the return of the Grammy Awards to New York, Tuesday in New York. The Grammy Awards will be held on Sunday.

BEBETO MATTHEWS | THE ASSOCIATED PRESS

done at the Grammys.

"We all agreed it was really necessary," Harkins said. "We've all felt the political and cultural change in the last couple of months."

The women gathered others for a meeting Monday, and by Wednesday sent out an initial email urging people to wear a white rose and also noted that

Rhapsody, the only woman nominated for best rap album, would be doing so.

"We choose the white rose because historically it stands for hope, peace, sympathy and resistance," the email said. "Please let us know if we can add your name to our list of supporters. The world is listening."

In a matter of hours, there were hundreds of

people who had confirmed, said Harkins. The push was buoyed by the support of the co-chairs at Atlantic Records, Julie Greenwald and Craig Kallman. Greenwald sent the missive out to staff members, a representative for the label confirmed.

"They have really encouraged not only their artists but also their employees to sign," Harkins said.

THE CITY AND BOROUGH OF JUNEAU
YOUR MUNICIPALITY

MEETING & EVENTS SCHEDULE

January 26-February 5, 2018

This listing includes meetings currently scheduled as of January 22, 2018.
For updates, please refer to:
<http://www.juneau.org/calendar/index.php>

Friday, January 26, 2018

No public meetings scheduled.

Monday, January 29, 2018

Noon: Assembly Public Works and Facilities Committee, Chambers

5pm: Assembly Lands Committee, Chambers

5:30pm: Juneau Human Rights Commission, City Hall Conference Room 224

6pm: Assembly Committee of the Whole Worksession, Chambers

Tuesday, January 30, 2018

5:15pm: Full Assembly sitting as the Human Resources Committee to interview applicants for the Hospital Board and Planning Commission, Immediately followed by a Special Assembly meeting for board appointments, City Hall Conference Room 224

5:30pm: Board of Education (School Board) Budget Process Meeting, TMHS Library

Wednesday, January 31, 2018

1:30pm: Auke Bay Implementation Committee (Planning Commission Subcommittee), CDD Large Conference Room

5pm: Assembly Committee of the Whole Worksession – Joint meetings with the School Board and Docks & Harbors Boards, Chambers

Thursday, February 1, 2018

Noon: School Board Program Evaluation Committee Meeting, District Office Glacier Conference Room

4pm: PRAC Special Committee - Parks & Rec. Master Plan, City Hall Room 237

5:30pm: Assembly Mining Subcommittee, Chambers

5:30pm: Eaglecrest Board, City Hall Conference Room 224

Friday, February 2, 2018

Noon: School Board Facilities Committee Meeting, District Office Glacier Conference Room

Monday, February 5, 2018

Noon: School Board Policy Committee Meeting, District Office Glacier Conference Room

Noon: Assembly Committee of the Whole Worksession Joint meeting with the Planning Commission, Chambers Rescheduled to 2/13 at 6:30pm

5pm: Assembly Committee of the Whole Worksession re: Hydro-One/AVISTA, Chambers

NOTICE OF ADOPTION OF ORDINANCES AND RESOLUTIONS

January 22, 2018

On the 22nd day of January, 2018, the Assembly of the City and Borough of Juneau, Alaska, adopted the legislation listed below. Resolutions and appropriating ordinances are effective immediately; other ordinances become effective 30 days after adoption or at any later date specified in the ordinance. The titles listed in this notice may not reflect amendments made at adoption. Copies of the unsigned ordinances as they were during the Assembly meeting at which it was adopted are online at <http://www.juneau.org/assemblyftp/novus.php>.

RESOLUTIONS

Resolution 2816

A Resolution Certifying that the City and Borough of Juneau Suffered Significant Effects During Calendar Year 2016 from Fisheries Business Activities Occurring within the Northern Southeast Fisheries Management Area. **Adopted.**

Resolution 2817

A Resolution Authorizing the Filing of an Annexation Petition with the Local Boundary Commission. **Adopted.**

Resolution 2818

A Resolution Urging the United States Coast Guard and the Alaska Congressional Delegation to Assign Sentinel-class Fast Response Cutters to Facilities within the City and Borough of Juneau. **Adopted.**

APPROPRIATING ORDINANCES

Ordinance 2017-06(Z)

An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration. **Adopted.**

Ordinance 2017-06(AA)

An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport

Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue. **Adopted.**

NOTICE OF PUBLIC HEARING

Notice is hereby given that the following items are scheduled for a public hearing by the City and Borough of Juneau Alaska Assembly, on the date designated below. This hearing will be held in the Assembly Chambers of the Municipal Building. Copies of the items listed below may be obtained at the City and Borough of Juneau Clerk's Office, Room 202 of the Municipal Building or at the CBJ website at: <http://www.juneau.org/assembly/novus.php>

Monday, February 12, 2018, 7 p.m., Regular Assembly Meeting, Assembly Chambers

Ordinance 2017-06(AB)

An Ordinance Appropriating to the Manager the Sum of \$74,918 as Funding for the 2015 State Homeland Security Program/SHSP; Grant Funding Provided by the State of Alaska Department of Military and Veterans Affairs.

Ordinance 2018-02

An Ordinance Authorizing the Manager to Convey Property Located on Egan Drive between West 10th Street and Main Street to the Alaska Department of Transportation and Public Facilities.

Ordinance 2018-05

An Ordinance Authorizing the Manager to Execute Approach Road Approval to Construct Permit Agreement (#27037) with the Alaska Department of Transportation and Public Facilities.

CBJ Boards/Committees Current or Upcoming Vacancies

The following is a list of vacancies on CBJ boards, commissions, committees and/or councils. Applications may be picked up outside the Clerk's Office and are available on Juneau's website at <https://beta.juneau.org/clerk/boards-committees>. Submit the applications to the Municipal Clerk's Office, Room 202 of the Municipal Building (155 S. Seward Street, Juneau, AK 99801), or by fax at 586-4552, or via email at City.Clerk@juneau.org. For further information, call 586-5278.

Except as otherwise noted below, the seats are considered "Public Seats" open to anyone interested and willing to commit the time to serve, although there may be some membership criteria specified in a particular board's governing legislation. **Applications may be submitted at any time and the clerk's office holds all applications for a one year period; if an application due date is not specified one may be announced in the near future. All vacancies are considered Open Until Filled.** The Assembly Human Resources Committee (HRC) makes appointment recommendations to the Assembly.

Boards/Commissions	Current & Upcoming Vacancies
Americans with Disabilities Act Committee	1 seat for an unexpired term
Animal Hearing Board	1 public seat and 1 alternate seat for various terms
Board of Equalization	7 seats for various terms
Building Code Advisory Committee	1 seat for a full term
Building Code Board of Appeals	1 seat for an unexpired term
Jensen-Olson Arboretum Advisory Board	3 seats for an full terms (Application due date extended to February 26)
Juneau Affordable Housing Commission	3 seats for full terms (Applications due February 5)
Juneau Commission on Sustainability	2 seats for unexpired terms
Juneau Human Rights Commission	1 seat for an unexpired term
Parks and Recreation Advisory Committee	3 seats for full terms (Application due date February 26)
Personnel Board	1 public seat for a full term
Sales Tax Board of Appeals	3 seats for full terms
Sister Cities Committee	3 seats for full terms (Application period extended to February 26, 2018)
Treadwell Arena Advisory Board	1 seat for an unexpired term
Wetlands Review Board	3 seats for full terms (Applications due February 5)
Youth Activities Board	1 seat for the Juneau Sports Association Representative

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: City.Clerk@juneau.org

Published: January 26, 2018

AO-109454

Man's arrest ordered after he speaks Hawaiian in court

Samuel Kaleikoa Kaeo was in court Wed. on charges connected to a 2017 protest against a new telescope on Maui

THE ASSOCIATED PRESS
WAILUKU, Hawaii — A judge has issued an arrest warrant for a University of Hawaii professor even though he was facing the judge in the courtroom at the time — because the professor refused to respond to the judge in English and spoke Hawaiian instead.

Samuel Kaleikoa Kaeo was in court Wednesday facing a trial for charges connected to his participation in a 2017 protest against the construction of a new telescope on top of Haleakala, a volcano on Maui, Hawaii News Now reported .

When Judge Blaine Kobayshi asked Kaeo to confirm his identity, he repeatedly responded in Hawaiian instead of English.

Kobayshi said he couldn't understand Kaeo and issued a warrant for Kaeo's arrest, saying "the court is unable to get a definitive determination for the record that the defendant seated in court is Mr. Samuel Kaeo."

Kaeo, an associate professor of Hawaiian Studies at the University of Hawaii Maui College, said he has appeared before the judge before and complained that "it

was about the fact that I was speaking Hawaiian that he didn't like."

He faces misdemeanor charges of disorderly conduct and obstructing a sidewalk.

A request had been made for an interpreter in the courtroom but prosecutors had objected, saying it was an unnecessary expense that would have caused delays.

The Hawaii State Judiciary said in a statement that there is no legal requirement "to provide Hawaiian language interpreters to court participants who speak English but prefer to speak in Hawaiian" and that judges can grant or deny the requests.

The chief executive of the state's Office of Hawaiian Affairs, Kamanaopono Crabben, called the event an example of "punishing Native Hawaiians for speaking our native language."

He said it was reminiscent of Hawaii's past when Hawaiian "was prohibited in schools, a form of cultural suppression that substantially contributed to the near extinction of the Hawaiian language."

FRESH
OFF THE
PRESS
&
DELIVERED
DAILY
586-3740

EXHIBIT H-6
Page 41 of 49

THE CITY AND BOROUGH OF JUNEAU YOUR MUNICIPALITY

EXHIBIT H-6

MEETING & EVENTS SCHEDULE

January 12-22, 2018

This listing includes meetings currently scheduled as of January 8, 2018. For updates, please refer to:
<http://www.juneau.org/calendar/index.php>

Friday, January 12, 2018

Noon: Board of Education (School Board) Facilities Committee Meeting, District Office Conference Room
4pm: Parks and Recreation Special Committee Meeting re: Parks & Rec. Master Plan, City Hall Conference Room 224

Saturday, January 13, 2018

8:30am-12:30pm: Board of Education (School Board) Retreat, Juneau Douglas High School Room 115
9:30am-12:30pm: Juneau Commission on Sustainability Retreat, Chambers

Monday, January 15, 2018

CBJ Offices Closed for the Martin Luther King Jr. Holiday.

Tuesday, January 16, 2018

Noon: **Assembly Public Safety Task Force, City Hall Conference Room 224**
4pm: Aquatics Board Operations Committee, Mendenhall Library Large Meeting Room
5:30pm: Sustainability Session: Juneau Food Producers and Food Security, Chambers

Wednesday, January 17, 2018

3:15pm: Title 49 Committee Meeting, Marine View Building 4th Floor Conference Room
5pm: Juneau's 33rd Annual Legislative Welcome Reception, Centennial Hall
5pm: Building Code Advisory Committee, Downtown Juneau Fire Hall
6pm: Juneau School District Combined Site Council Budget Meeting, TMHS Auditorium

Thursday, January 18, 2018

Noon: Docks & Harbors OPS/Planning Committee Meeting, City Hall Conference Room 224 (Please note time and location change)
12:15pm: Bartlett Regional Hospital Finance Committee, BRH Admin. Boardroom
2pm: Assembly Committee of the Whole Worksession with AVISTA/Hydro One, Chambers
5:15pm: Wetlands Review Board Meeting, City Hall Conference Room 224 CANCELLED
5:30pm: Assembly Mining Subcommittee Meeting, Chambers
5:30pm: Utility Advisory Board, Mendenhall Treatment Plant

Friday, January 19, 2018

8am: Special Assembly Worksession/Breakfast with Legislative Delegation, Chambers
5:30pm: Eaglecrest Trails Committee, City Hall Conference Room 224

Monday, January 22, 2018

and (Newly reformed) Juneau Commission on Aging – Organizational Meeting, City Hall Conference Room 224
5pm: Sister Cities Committee Meeting, Downtown Library Small Conference Room
6pm: Assembly Human Resources Committee, Chambers
7pm: Regular Assembly Meeting, Chambers

NOTICE OF ADOPTION OF ORDINANCES AND RESOLUTIONS

January 8, 2018

On the 8th day of January, 2018, the Assembly of the City and Borough of Juneau, Alaska, adopted the legislation listed below. Resolutions and appropriating ordinances are effective immediately; other ordinances become effective 30 days after adoption or at any later date specified in the ordinance. The titles listed in this notice may not reflect amendments made at adoption. Copies of the unsigned ordinances as they were during the Assembly meeting at which it was adopted are online at <http://www.juneau.org/assemblyftp/novus.php>.

RESOLUTIONS

Ordinance 2017-06(X)

An Ordinance Appropriating to the Manager the Sum of \$250,000 as Funding for the Manager's Office Operating Budget; Funding Provided by the Sales Tax Fund's Fund Balance. **Adopted.**

Ordinance 2017-06(Y)

An Ordinance Appropriating to the Manager the Sum of \$400,000 to begin Replacement of the Maier Drive Foremain Emergency Repair Capital Improvement Project; Funding Provided by an Insurance Settlement from Lexington Insurance Company. **Adopted.**

Ordinance 2017-29

An Ordinance Amending the Land Use Code Relating to Development in the Vicinity of Eagle Nests and Eagle Habitat. **Adopted.**

Ordinance 2017-34

An Ordinance Amending the Comprehensive Plan by Adopting the

Lemon Creek Area Plan. **Adopted.**

Ordinance 2017-36

An Ordinance Amending the City and Borough Code Relating to Criminal Offenses and Penalties. **Adopted.**

NOTICE OF PUBLIC HEARING

Notice is hereby given that the following items are scheduled for a public hearing by the City and Borough of Juneau Alaska Assembly, on the date designated below. This hearing will be held in the Assembly Chambers of the Municipal Building. Copies of the items listed below may be obtained at the City and Borough of Juneau Clerk's Office, Room 202 of the Municipal Building or at the CBJ website at: <http://www.juneau.org/assembly/novus.php>

Monday, January 22, 2018, 7 p.m., Regular Assembly Meeting, Assembly Chambers

Ordinance 2017-06(Z)

An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

Ordinance 2017-06(AA)

An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue.

Resolution 2817

A Resolution Authorizing the Filing of an Annexation Petition Before the Local Boundary Commission.

COMMUNITY DEVELOPMENT

TUESDAY, JANUARY 23, 2017

REGULAR PLANNING

COMMISSION MEETING

7:00pm Assembly Chambers

The following agenda items are scheduled for consideration:

Applicant: Douglas Island Development LLC
Case No.: AME2017 0013
Location: 3853 Bayview Ave, 12020 Glacier Highway, 11998 Glacier Highway, 11950 Glacier Highway
Proposal: A request to rezone 7.06 acres from D-10 Residential to Light Commercial.

Applicant: Constellation Development LLC
Case No.: USE2017 0027
Location: 4401 Riverside Drive
Proposal: A Conditional Use Permit to amend a previously issued Conditional Use Permit to include three additional units.

Applicant: The Mason Jar
Case No.: USE2017 0028
Location: 2771 Sherwood Lane
Proposal: A Conditional Use Permit for a marijuana retail store.

Applicant: Herb'n Legends
Case No.: USE2017 0029
Location: 2771 Sherwood Lane
Proposal: A Conditional Use Permit for a marijuana cultivation facility.

Applicant: City & Borough of Juneau
Case No.: AME2016 0002
Location: Borough-wide
Proposal: A text amendment to CBJ code 49.20 regarding variances.

Applicant: City & Borough of Juneau
Case No.: AME2017 0017
Location: Borough-wide
Proposal: A text amendment to provide for a setback reduction for exterior energy improvements.

Applicant: State of Alaska
Case No.: CSP2017 0018
Location: 3000 Jackson Road
Proposal: Renewal of a lease for an existing communications tower.

Applicant: City & Borough of Juneau
Case No.: CSP2017 0017
Location: 1721 Anka St, 5436 Commercial Blvd & 5433 Shaune Drive
Proposal: The purchase of one (1) lot and the sale of four (4) CBJ-owned lots.

To view the public notice and mapped location associated with these cases please visit
<https://beta.juneau.org/assembly/assembly-minutes-and-agendas>



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 audiotope containing the Assembly's agenda made available. The Clerk's office telephone number is 586-5278, TDD 586-5351, e-mail: City.Clerk@juneau.org

Published: January 12, 2018

EXHIBIT H-6

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AO-109454

THE CITY AND BOROUGH OF JUNEAU YOUR MUNICIPALITY

EXHIBIT H-6

MEETING & EVENTS SCHEDULE

January 19-29, 2018

This listing includes meetings currently scheduled as of
January 16, 2018.

For updates, please refer to:

<http://www.juneau.org/calendar/index.php>

Friday, January 19, 2018

**8am: Special Assembly Worksession/Breakfast with
Legislative Delegation, Chambers**

**5:30pm: Eaglecrest Trails Committee, City Hall Conference Room-
224 (rescheduled to 2/8/18)**

Friday, 1/19 schedule:

**3pm: Utility Advisory Board Worksession, City Hall Conference
Room 224**

Monday, January 22, 2018

Noon: (Newly reformed) Juneau Commission on Aging –

Organizational Meeting, City Hall Conference Room 224

**5pm: Sister Cities Committee Meeting, Downtown Library Small
Conference Room**

**6pm: Assembly Human Resources Committee, Chambers
Cancelled**

7pm: Regular Assembly Meeting, Chambers

Tuesday, January 23, 2018

**4pm: Aquatics Board Regular Meeting, City Hall Conference
Room 224**

**5:15pm: Bartlett Regional Hospital Board Regular Meeting, BRH
Admin. Boardroom**

7pm: Regular Planning Commission Meeting, Chambers

Wednesday, January 24, 2018

**5:30pm: Juneau Commission on Sustainability, Downtown Library
Large Conference Room**

Thursday, January 25, 2018

5pm: Docks and Harbors Board Regular Meeting, Chambers

Friday, January 26, 2018

No public meetings scheduled.

Monday, January 29, 2018

**Noon: Assembly Public Works and Facilities Committee,
Chambers**

5pm: Assembly Lands Committee, Chambers

**6pm: Assembly Committee of the Whole Worksession,
Chambers**

ASSEMBLY AGENDA/MANAGER'S REPORT THE CITY AND BOROUGH OF JUNEAU, ALASKA

January 22, 2018 7:00 PM

City Hall, Assembly Chambers

Regular Meeting 2018-2

Submitted By: Duncan Rorie Watt, City and Borough Manager

I. FLAG SALUTE

II. ROLL CALL

III. SPECIAL ORDER OF BUSINESS

IV. APPROVAL OF MINUTES

A. January 8, 2018 Regular Meeting 2018-1

V. MANAGER'S REQUEST FOR AGENDA CHANGES

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

VII. CONSENT AGENDA

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

B. Assembly Requests for Consent Agenda Changes

C. Assembly Action

1. Ordinances for Introduction

**a. Ordinance 2017-06(AB) An Ordinance Appropriating to the
Manager the Sum of \$74,918 as Funding for the 2015 State
Homeland Security Program/SHSP; Grant Funding Provided by the
State of Alaska Department of Military and Veterans Affairs.**

**b. Ordinance 2018-02 An Ordinance Authorizing the Manager to
Convey Property Located on Egan Drive between West 10th Street
and Main Street to the Alaska Department of Transportation and
Public Facilities.**

**c. Ordinance 2018-05 An Ordinance Authorizing the Manager to
Execute Approach Road Approval to Construct Permit Agreement
(#27037) with the Alaska Department of Transportation and Public
Facilities.**

2. Resolutions

**a. Resolution 2816 A Resolution Certifying that the City and Borough
of Juneau Suffered Significant Effects During Calendar Year 2016
from Fisheries Business Activities Occurring within the Northern
Southeast Fisheries Management Area.**

**b. Resolution 2818 A Resolution Urging the United States Coast
Guard and the Alaska Congressional Delegation to Assign Sentinel-
class Fast Response Cutters to Facilities within the City and Borough
of Juneau.**

3. Liquor License

a. Liquor License Renewals 2018/2019

**License #2541 MGO, Inc. d/b/a Juneau Airport Travel Lodge; 9200
Glacier Hwy., Juneau (Beverage Dispensary Tourism License)**

**License #3755 Tailwind, Inc. d/b/a Hangar on the Wharf; #2 Marine
Way, Juneau (Beverage Dispensary License)**

**License #4788 Tailwind, Inc. d/b/a Pizzeria Roma; #2 Marine Way,
Ste. 106, Juneau (Beverage Dispensary Duplicate License)**

**License #4797 Tailwind, Inc. d/b/a Hangar on the Wharf Ballroom;
#2 Marine Way, Ste. 105, Juneau (Beverage Dispensary
Duplicate License)**

**License #648 YC Juneau Hotel d/b/a Westmark Baranof Hotel; 127
N. Franklin Street, Juneau (Beverage Dispensary License)**

**License #271 Alaska Cache Liquor, Inc. d/b/a Alaska Cache Liquor;
156 S. Franklin Street, Juneau (Package Store License)**

**License #661 Thibodeau's Market Inc. d/b/a Kenny's Liquor
Market; 619 Willoughby Ave., Juneau (Package Store License)**

**License #1129 Thibodeau's Market Inc. d/b/a Liquor Barrel; 5235
Glacier Hwy., Juneau (Package Store License)**

**License #4422 Thibodeau's Market Inc. d/b/a Thibodeau's Valley
Liquor; 9106 Mendenhall Mall Road, Juneau (Package Store
License)**

**License #521 Thibodeau's Market Inc. d/b/a Home Liquor; 465 W.
Willoughby Ave., Juneau (Package Store License)**

**License #5482 Alaska Sustainable Seafoods, LLC d/b/a Deckhand
Dave's; 356 S. Franklin St., Juneau (Restaurant Eating Place
Public Convenience Seasonal License)**

**License #3733 Catapult, Inc. d/b/a Flight Deck; #2 Marine Way, Ste.
128, Juneau (Restaurant Eating Place License)**

**License #4192 Jeong Hee Kim d/b/a Seongs Sushi Bar; 740 W. 9th
Street, Juneau (Restaurant Eating Place License)**

VIII. PUBLIC HEARING

**A. Resolution 2817 A Resolution Authorizing the Filing of an
Annexation Petition with the Local Boundary Commission.**

**B. Ordinance 2017-06(Z) An Ordinance Appropriating to the
Manager the Sum of \$290,765 as Funding for the Juneau
International Airport Construct Snow Removal Equipment Building**

**Capital Improvement Project; Funding Provided by the Federal
Aviation Administration.**

**C. Ordinance 2017-06(AA) An Ordinance Appropriating to
the Manager the Sum of \$131,938 as Funding for the Juneau
International Airport Taxiway A Rehabilitation Design and Taxiways
E and D-1 Re-Alignment Design Capital Improvement Project;
Funding Provided by Sales Tax Revenue.**

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

A. Appoint City Manager to the Snettisham Committee

XI. STAFF REPORTS

XII. ASSEMBLY REPORTS

A. Mayor's Report

**B. Committee Reports, Liaison Reports, Assembly Comments and
Questions**

C. Presiding Officer Reports

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON- AGENDA ITEMS

XIV. EXECUTIVE SESSION

A. Executive Session - Gastineau Apartments

XV. ADJOURNMENT



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: City.Clerk@juneau.org

Published: January 19, 2018

EXHIBIT H-6
Page 43 of 49

AO-109454

Russia dismisses Democratic US Senate report as unfounded

The 200-page report details alleged Russian efforts to undermine democracies since 2016

By VLADIMIR ISACHENKOV and ANGELA CHARLTON
THE ASSOCIATED PRESS

MOSCOW — The Kremlin on Thursday dismissed a new report by U.S. Senate Democrats describing Russian interference in the U.S. and throughout Europe as unfounded and President Vladimir Putin accused the United States of “aggressive” overreaction. Some European politicians said they are mindful of Moscow’s meddling.

The 200-page report commissioned by Sen. Ben Cardin of Maryland, the top Democrat on the Senate Foreign Relations Committee, is the first from Congress to detail alleged Russian efforts to undermine democracies since the 2016 U.S. presidential election.

Commenting on the report, Putin’s spokesman, Dmitry Peskov, said that “the accusations of alleged meddling leveled against our country are absolutely unfounded.”

Speaking in a conference call Thursday with reporters, Peskov said that “such paranoid concerns not only hurt bilateral relations, but the U.S. itself”

“When it grows into an obsession, it doesn’t create comfortable conditions for normal social development and life,” he said.

Speaking at a televised meeting with Russian newspaper editors, Putin pointed at what he described as U.S. meddling in other countries’ affairs, adding that “if they poke their nose everywhere they must be able to respond to certain challenges they provoke themselves.”

“But please don’t interpret it like a recognition of our meddling, we haven’t meddled,” he added. “I want to underline again — it’s sheer nonsense. There has been no collusion, no interference on our part.”

“No one likes interference in their internal political issues and affairs; our

American friends especially do not like it,” Putin said. “We see their reaction to unreliable information about our intervention, how sharp it is, I would even say how aggressive it is.”

The Russian leader didn’t specifically mention the Cardin report.

No Republican on the Senate Foreign Relations Committee signed on to Cardin’s inquiry, which directly blamed Putin for a “relentless assault to undermine democracy and the rule of law in Europe and the United States.”

U.S. intelligence agencies have concluded that Russia interfered in the U.S. election to help Donald Trump, a Republican, defeat Democrat Hillary Clinton. The congressional and the FBI investigations into the Russian meddling have haunted Trump, thwarting Russia’s hopes for better ties with the U.S. under his administration.

Putin said that Russia remains willing to improve ties with the U.S., but added that the U.S. political infighting makes it difficult.

“The domestic political situation in the U.S. isn’t calming down,” he said. “They are playing the Russian card in the U.S. politics, and they are threatening the incumbent president with impeachment, using the alleged Russian interference as an argument.”

Russia also has rejected allegations of interfering with European elections.

Asked about claims of Russian interference in Italy’s election later this year, Putin strongly rejected the allegations as a “provocation” from outside powers, arguing that Moscow has “very good relations with various political forces” in the country.

“It doesn’t even occur to us to meddle into any elections, including Italy,” Putin said. “No matter what force comes to power in Italy, there is a national consensus there for the development of relations with Russia. Why would we do

it?”

The report by Senate Democrats didn’t raise eyebrows in European capitals, where purported cases of Russian meddling are already widely known or reported.

German government spokesman Steffen Seibert said Wednesday that “attempts at disinformation in the digital domain,” some of which “originate from Russian sources” have worried Berlin.

“It’s a factor that has changed digital communications in recent years, not just in Germany but in many European countries and certainly also in the United States,” he told reporters in Berlin. “We are certainly looking at this a lot more closely than we were two or three years ago, because the phenomenon has increased. And we are talking about this and co-operating with European partners.”

The French government’s digital affairs chief,



ALEXEI DRUZHININ | SPUTNIK, KREMLIN POOL PHOTO VIA THE ASSOCIATED PRESS

Russian President Vladimir Putin speaks during a meeting with Russian popular newspaper Komsomolskaya Pravda in Moscow, Russia, Thursday.

Mounir Mahjoubi, vaunted a new plan by President Emmanuel Macron to outlaw fake news during election campaigns in response to attempts at political manipulation.

Asked whether the U.S. is doing enough to combat it, Mahjoubi said in an interview with The Associated Press on Wednesday that “the U.S. and Facebook have already joined the worldwide community talking about this subject, and what happened during the American election and the

French election and other European elections.”

“This is a very important debate ... in the U.S., in France and Europe,” he said.

Mahjoubi didn’t mention specific measures against Russia, but Macron earlier has accused Russian state-funded RT television and Sputnik news agency of propagating lies about him during last year’s presidential campaign. Sputnik notably reported rumors that Macron was having a gay affair, which Macron denied.

France was praised in Cardin’s report for concerted government efforts to prevent hacking and other outside intervention in the 2017 French presidential campaign.

Commenting on the report from Denmark, Jens Worning Soerensen, Denmark’s former consul general in St. Petersburg and director of the Policy Group think tank, said that “we all know what is happening, but no one knows right now how it is orchestrated and how coordinated it is.”

THE CITY AND BOROUGH OF JUNEAU YOUR MUNICIPALITY

MEETING & EVENTS SCHEDULE January 12-22, 2018

This listing includes meetings currently scheduled as of January 8, 2018. For updates, please refer to: <http://www.juneau.org/calendar//index.php>

Friday, January 12, 2018

Noon: Board of Education (School Board) Facilities Committee Meeting, District Office Conference Room
4pm: Parks and Recreation Special Committee Meeting re: Parks & Rec. Master Plan, City Hall Conference Room 224

Saturday, January 13, 2018

8:30am-12:30pm: Board of Education (School Board) Retreat, Juneau Douglas High School Room 115
9:30am-12:30pm: Juneau Commission on Sustainability Retreat, Chambers

Monday, January 15, 2018

CBJ Offices Closed for the Martin Luther King Jr. Holiday.

Tuesday, January 16, 2018

Noon: Assembly Public Safety Task Force, City Hall Conference Room 224
4pm: Aquatics Board Operations Committee, Mendenhall Library Large Meeting Room
5:30pm: Sustainability Session: Juneau Food Producers and Food Security, Chambers

Wednesday, January 17, 2018

3:15pm: Title 49 Committee Meeting, Marine View Building 4th Floor Conference Room
5pm: **Juneau’s 33rd Annual Legislative Welcome Reception, Centennial Hall**
5pm: Building Code Advisory Committee, Downtown Juneau Fire Hall
6pm: Juneau School District Combined Site Council Budget Meeting, TMHS Auditorium

Thursday, January 18, 2018

Noon: Docks & Harbors OPS/Planning Committee Meeting, City Hall Conference Room 224 (Please note time and location change)
12:15pm: Bartlett Regional Hospital Finance Committee, BRH Admin. Boardroom
2pm: **Assembly Committee of the Whole Worksession with AVISTA/Hydro One, Chambers**
5:15pm: Wetlands Review Board Meeting, City Hall Conference Room 224 CANCELLED
5:30pm: **Assembly Mining Subcommittee Meeting, Chambers**
5:30pm: Utility Advisory Board, Mendenhall Treatment Plant

Friday, January 19, 2018

8am: **Special Assembly Worksession/Breakfast with Legislative Delegation, Chambers**
5:30pm: Eaglecrest Trails Committee, City Hall Conference Room 224

Monday, January 22, 2018

Noon: (Newly reformed) Juneau Commission on Aging – Organizational Meeting, City Hall Conference Room 224
5pm: Sister Cities Committee Meeting, Downtown Library Small Conference Room
6pm: **Assembly Human Resources Committee, Chambers**
7pm: **Regular Assembly Meeting, Chambers**

NOTICE OF ADOPTION OF ORDINANCES AND RESOLUTIONS

January 8, 2018

On the 8th day of January, 2018, the Assembly of the City and Borough of Juneau, Alaska, adopted the legislation listed below. Resolutions and appropriating ordinances are effective immediately; other ordinances become effective 30 days after adoption or at any later date specified in the ordinance. The titles listed in this notice may not reflect amendments made at adoption. Copies of the unsigned ordinances as they were during the Assembly meeting at which it was adopted are online at <http://www.juneau.org/assemblyyft/novus.php>.

RESOLUTIONS

Ordinance 2017-06(X)

An Ordinance Appropriating to the Manager the Sum of \$250,000 as Funding for the Manager’s Office Operating Budget; Funding Provided by the Sales Tax Fund’s Fund Balance. **Adopted.**

Ordinance 2017-06(Y)

An Ordinance Appropriating to the Manager the Sum of \$400,000 to begin Replacement of the Maier Drive Forcemain Emergency Repair Capital Improvement Project; Funding Provided by an Insurance Settlement from Lexington Insurance Company. **Adopted.**

Ordinance 2017-29

An Ordinance Amending the Land Use Code Relating to Development in the Vicinity of Eagle Nests and Eagle Habitat. **Adopted.**

Ordinance 2017-34

An Ordinance Amending the Comprehensive Plan by Adopting the

Lemon Creek Area Plan. **Adopted.**

Ordinance 2017-36

An Ordinance Amending the City and Borough Code Relating to Criminal Offenses and Penalties. **Adopted.**

NOTICE OF PUBLIC HEARING

Notice is hereby given that the following items are scheduled for a public hearing by the City and Borough of Juneau Alaska Assembly, on the date designated below. This hearing will be held in the Assembly Chambers of the Municipal Building. Copies of the items listed below may be obtained at the City and Borough of Juneau Clerk’s Office, Room 202 of the Municipal Building or at the CBJ website at: <http://www.juneau.org/assembly/novus.php>

Monday, January 22, 2018, 7 p.m., Regular Assembly Meeting, Assembly Chambers

Ordinance 2017-06(Z)

An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

Ordinance 2017-06(AA)

An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue.

Resolution 2817

A Resolution Authorizing the Filing of an Annexation Petition Before the Local Boundary Commission.

COMMUNITY DEVELOPMENT TUESDAY, JANUARY 23, 2017 REGULAR PLANNING COMMISSION MEETING

7:00pm Assembly Chambers

The following agenda items are scheduled for consideration:

Applicant:	Douglas Island Development LLC
Case No.:	AME2017 0013
Location:	3853 Bayview Ave, 12020 Glacier Highway, 11998 Glacier Highway, 11950 Glacier Highway
Proposal:	A request to rezone 7.06 acres from D-10 Residential to Light Commercial.
Applicant:	Constellation Development LLC
Case No.:	USE2017 0027
Location:	4401 Riverside Drive
Proposal:	A Conditional Use Permit to amend a previously issued Conditional Use Permit to include three additional units.
Applicant:	The Mason Jar
Case No.:	USE2017 0028
Location:	2771 Sherwood Lane
Proposal:	A Conditional Use Permit for a marijuana retail store.
Applicant:	Herb’n Legends
Case No.:	USE2017 0029
Location:	2771 Sherwood Lane
Proposal:	A Conditional Use Permit for a marijuana cultivation facility.
Applicant:	City & Borough of Juneau
Case No.:	AME2016 0002
Location:	Borough-wide
Proposal:	A text amendment to CBJ code 49.20 regarding variances.
Applicant:	City & Borough of Juneau
Case No.:	AME2017 0017
Location:	Borough-wide
Proposal:	A text amendment to provide for a setback reduction for exterior energy improvements.
Applicant:	State of Alaska
Case No.:	CSP2017 0018
Location:	3000 Jackson Road
Proposal:	Renewal of a lease for an existing communications tower.
Applicant:	City & Borough of Juneau
Case No.:	CSP2017 0017
Location:	1721 Anka St, 5436 Commercial Blvd & 5433 Shaune Drive
Proposal:	The purchase of one (1) lot and the sale of four (4) CBJ-owned lots.
To view the public notice and mapped location associated with these cases please visit https://beta.juneau.org/assembly/assembly-minutes-and-agendas	

TODAY’S



Extra-Tuff Bingo
Contest Rules:
juneauempire.com/bingo




Federal Subsistence Regional Advisory Council

Help advise the Federal Subsistence Board on the management of fish and wildlife resources on Federal public lands and other subsistence issues in your region.

Application Deadline February 2, 2018

For an application call
(800) 478-1456 or (907) 786-3880
or visit www.doi.gov/subsistence





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: City.Clerk@juneau.org

Published: January 12, 2018



City and Borough of Juneau

Public Notice

Notice of Assembly Consideration of Potential Annexation

On Monday, January 22, 2018, at its regular meeting beginning at 7 pm in the City Hall Assembly Chambers, 155 S. Seward Street, Juneau, the Assembly of the City and Borough of Juneau will consider Resolution 2817 – A Resolution Authorizing the Filing of an Annexation Petition with the Local Boundary Commission.

This resolution would authorize the Manager to amend (or refile, as directed by the state) the CBJ's pending annexation petition before the Local Boundary Commission to narrow the current petition to unincorporated property between the CBJ's southern boundary and Petersburg's northern boundary, and to expand the petition by drawing boundary lines to follow the natural geography of Admiralty Island to include the following areas:

- Lands abutting and in Seymour Canal beginning with the Pack Creek watershed and including all lands to the north that drain into Seymour Canal.
- The Glass Peninsula
- All of the lands on Admiralty Island to the north of Hawk Inlet, including Horse and Colt Islands;
- An area south of the Greens Creek Mine and the existing Borough boundary that encompasses all lands that drain into Wheeler Creek and lands to the west of the Wheeler Creek basin that drain directly into Chatham Strait.

This resolution directs that the petition be filed under the legislative review process.

Additional information will be available in the agenda packet no later than Friday, January 19, 2018 at the following website address:

<https://beta.juneau.org/assembly/assembly-minutes-and-agendas>

Written comments may be submitted by email to: boroughassembly@juneau.org

Or by mail to: Borough Assembly, 155 S. Seward St., Juneau, AK 99801

Senate renews surveillance that nets Americans’ info

‘Capability is essential’ for safety, McConnell says

Erin Kelly
USA TODAY

WASHINGTON – The Senate voted Thursday to renew for six years a surveillance program that collects the content of an unknown number of Americans’ email, text messages, photos and other electronic communication without a warrant.

The Senate voted 65-34 to renew the controversial law, known as Section 702 of the Foreign Intelligence Surveillance Act (FISA). The action came after Senate leaders narrowly won a vote Tuesday night to allow the renewal bill to move forward.

The House approved the legislation last week, and President Trump is likely to sign the bill before the law expires at midnight Friday.

Federal intelligence agencies, which urged Congress to renew the law, credited the program with thwarting terrorist attacks against the United States by giving them the power to spy on the electronic communication of foreigners located outside the USA.

“The men and women we trust to protect this country say this capability is essential to their missions,” Senate Majority Leader Mitch McConnell, R-Ky., said Thursday in a speech on the Senate floor. “They tell us that it has saved American lives. That is why we cannot let this capability lapse.”

Critics said they support the law’s anti-terrorism goals but want to amend it to protect Americans’ constitutional rights against unreasonable searches and seizures. Specifically, they want federal agents to get warrants before searching through a database of Americans’ emails and texts that are collected as part of the foreign surveillance.

“Our intelligence agencies do need a FISA program to protect us,” said Sen.

Mike Lee, R-Utah. “But our security as a people also requires real protections from invasive governmental spying.”

The Section 702 program was originally approved by Congress in 2008 to increase the government’s ability to track and thwart foreign terrorists in the wake of the 9/11 attacks.

It was designed to spy on foreign citizens living outside the USA and bars the targeting of American citizens or anyone residing in the USA. Critics said the program also sweeps up the electronic data of innocent Americans who may communicate with foreign friends or relatives, even when those foreigners aren’t suspected of terrorist activity. Intelligence officials have refused to tell Congress how many unknowing Americans have had their personal communication collected under the program.

Civil liberties groups of all political stripes fear that the FBI and other federal agents could use the information collected on Americans to search for evidence of domestic crimes — such as failing to pay taxes or minor drug offenses — without having to obtain a warrant as they normally would in such cases. “The government will use this bill to continue warrantless intrusions into Americans’ private emails, text messages and other communications,” said Neema Singh Guliani, policy counsel with the American Civil Liberties Union. “No president should have this power.”

Supporters of the law said federal courts upheld its constitutionality and critics’ concerns are unwarranted. They credit the law with stopping terrorist plots to bomb the New York City subway system and the New York Stock Exchange.

“Let me be clear: this has been tested in the courts, and the courts have ruled that this program is lawful and constitutional,” said Sen. Richard Burr, R-N.C., chairman of the Senate Intelligence Committee.



The bill is based on a proposal by Rep. Jackie Speier, D-Calif., who has fought to change the reporting process in sexual misconduct cases. ALEX WONG/GETTY IMAGES

House unveils bill to combat sexual harassment in Congress

Heidi M. Przybyla
USA TODAY

WASHINGTON – A new bipartisan House bill would require members of Congress, not taxpayers, to pay for settling sexual harassment claims against them, the latest legislative response to the #MeToo movement that’s sparked a national debate over workplace standards of conduct.

The legislation overhauls one of the most controversial rules that critics say has enabled harassers on Capitol Hill. It is expected to have broad bipartisan support.

The bill was introduced by House Administration Committee chairman Gregg Harper, R-Miss. Much of its content came from a proposal by Rep. Jackie Speier, D-Calif., who has repeatedly filed legislation aimed at changing the reporting process for accusers who work on Capitol Hill.

The legislation seeks to make it easier for accusers to report, resolve and obtain settlements by overhauling the Congressional Accountability Act. Critics have cited an onerous process that requires months of mandatory counseling and mediation.

The House also recently approved a measure to require lawmakers and their staff to receive sexual harassment training.

Under the new bill, the Office of Compliance, which enforces workplace standards, would have to find a reasonable cause for a claim before a hearing could be held. Staff members involved could be given the choice to work remotely or take paid leave without risking retribution. They also would be given immediate access to a legal advocate to help steer them through the process.

The bill also would require members to personally pay any settlements rather than using their office budget.

Charges of harassment have forced the retirements of several lawmakers. Sen. Al Franken, D-Minn., resigned after accusations from women who said he groped or harassed them. Rep. John Conyers, D-Mich., who was the longest-serving current member of the last Congress, also stepped down, along with Rep. Trent Franks, R-Ariz., who resigned amid reports he discussed with female staffers the possibility they could be surrogates for his and his wife’s baby.

It also was disclosed that Rep. Blake Farenthold, 56, who was seeking a fifth term representing the Coastal Bend area of Texas, settled a sexual harassment suit filed by a former aide with \$84,000 in taxpayers’ money. Farenthold, who later announced his plans to retire, has said the settlement was a strategic decision to put the matter to rest even though he says the accusation is untrue.

Apple banks on tax break to build 2nd campus, hire 20,000

Apple plans to take advantage of Trump’s one-time break on cash held overseas to bring back most of its offshore cash

By MICHAEL LIEDTKE
THE ASSOCIATED PRESS

SAN FRANCISCO — Apple is planning to build a new corporate campus and hire 20,000 U.S. workers in an expansion driven in part by a tax cut that will enable the iPhone maker to bring an estimated \$245 billion back to its home country.

The pledge announced Wednesday comes less than a month after Congress approved a sweeping overhaul of the U.S. tax code championed by President Donald Trump that will increase corporate profits.

Besides dramatically lowering the standard corporate tax rate, the reforms offer a one-time break on cash held overseas.

Apple plans to take advantage of that provision to bring back most of its roughly \$252 billion in offshore cash, generating a tax bill of about \$38 billion. That anticipated tax bill implies Apple intends to bring back about \$245 billion of its overseas cash, based on the temporary tax rate of 15.5 percent on foreign profits.

Apple has earmarked about \$75 billion of the money currently overseas to finance \$350 billion in spending during the next five years. The spree will include the new campus, new data centers and other investments.

But most of the \$350 billion reflects money that Apple planned to spend with its suppliers and manufacturers in the U.S. anyway, even if corporate taxes had remained at the old 35 percent rate.

Analysts have also predicted that most of those overseas profits will flow into stock buybacks and dividend payments. That’s what happened the last time a one-time break on offshore profits was offered more than a decade ago.

The new law lowers the corporate tax rate to 21 percent on U.S. profits while providing a sharper discount on overseas cash this year.

Apple CEO Tim Cook is now delivering on a long-time promised to bring back most of the company’s overseas cash if the taxes on the money were slashed.

Other U.S. companies, including American Airlines, AT&T and Comcast, have handed out \$1,000 bonuses to all their workers to share the wealth they will gain from the lower rate on their domestic earnings.

Excluding banks and other financial services companies, Moody’s Investors Service estimates corporate America has an estimated \$1.6 trillion in overseas cash. Most of that is in the technology industry, with Apple at the top of the heap.

Trump and lawmakers are hoping companies use the money to raise wages, expand payrolls, open more offices and invest in new equipment.

After plowing nearly \$46 billion into dividends and stock repurchases in its last fiscal year, Apple is likely to funnel a big chunk of overseas money to its shareholders. But Wednesday’s announcement was clearly designed to be a sign of its allegiance to the U.S., Apple’s most lucrative market.

THE CITY AND BOROUGH OF JUNEAU
YOUR MUNICIPALITY

MEETING & EVENTS SCHEDULE

January 19-29, 2018

This listing includes meetings currently scheduled as of January 16, 2018.

For updates, please refer to:
<http://www.juneau.org/calendar/index.php>

Friday, January 19, 2018

8am: Special Assembly Worksession/Breakfast with Legislative Delegation, Chambers

5:30pm: Eaglecrest Trails Committee, City Hall Conference Room-224 (rescheduled to 2/8/18)

Friday, 1/19 schedule:

3pm: Utility Advisory Board Worksession, City Hall Conference Room 224

Monday, January 22, 2018

Noon: (Newly reformed) Juneau Commission on Aging – Organizational Meeting, City Hall Conference Room 224

5pm: Sister Cities Committee Meeting, Downtown Library Small Conference Room

6pm: Assembly Human Resources Committee, Chambers

Cancelled

7pm: Regular Assembly Meeting, Chambers

Tuesday, January 23, 2018

4pm: Aquatics Board Regular Meeting, City Hall Conference Room 224

5:15pm: Bartlett Regional Hospital Board Regular Meeting, BRH Admin. Boardroom

7pm: Regular Planning Commission Meeting, Chambers

Wednesday, January 24, 2018

5:30pm: Juneau Commission on Sustainability, Downtown Library Large Conference Room

Thursday, January 25, 2018

5pm: Docks and Harbors Board Regular Meeting, Chambers

Friday, January 26, 2018

No public meetings scheduled.

Monday, January 29, 2018

Noon: Assembly Public Works and Facilities Committee, Chambers

5pm: Assembly Lands Committee, Chambers

6pm: Assembly Committee of the Whole Worksession, Chambers

ASSEMBLY AGENDA/MANAGER’S REPORT
THE CITY AND BOROUGH OF JUNEAU, ALASKA

January 22, 2018 7:00 PM

City Hall, Assembly Chambers

Regular Meeting 2018-2

Submitted By: Duncan Rorie Watt, City and Borough Manager

I. FLAG SALUTE

II. ROLL CALL

III. SPECIAL ORDER OF BUSINESS

IV. APPROVAL OF MINUTES

A. January 8, 2018 Regular Meeting 2018-1

V. MANAGER’S REQUEST FOR AGENDA CHANGES

VI. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

VII. CONSENT AGENDA

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

B. Assembly Requests for Consent Agenda Changes

C. Assembly Action

1. Ordinances for Introduction

a. Ordinance 2017-06(AB) An Ordinance Appropriating to the Manager the Sum of \$74,918 as Funding for the 2015 State Homeland Security Program/SHSP; Grant Funding Provided by the State of Alaska Department of Military and Veterans Affairs.

b. Ordinance 2018-02 An Ordinance Authorizing the Manager to Convey Property Located on Egan Drive between West 10th Street and Main Street to the Alaska Department of Transportation and Public Facilities.

c. Ordinance 2018-05 An Ordinance Authorizing the Manager to Execute Approach Road Approval to Construct Permit Agreement (#27037) with the Alaska Department of Transportation and Public Facilities.

2. Resolutions

a. Resolution 2816 A Resolution Certifying that the City and Borough of Juneau Suffered Significant Effects During Calendar Year 2016 from Fisheries Business Activities Occurring within the Northern Southeast Fisheries Management Area.

b. Resolution 2818 A Resolution Urging the United States Coast Guard and the Alaska Congressional Delegation to Assign Sentinel-class Fast Response Cutters to Facilities within the City and Borough of Juneau.

3. Liquor License

a. Liquor License Renewals 2018/2019

License #2541 MGO, Inc. d/b/a Juneau Airport Travel Lodge; 9200 Glacier Hwy., Juneau (Beverage Dispensary Tourism License)

License #3755 Tailwind, Inc. d/b/a Hangar on the Wharf; #2 Marine Way, Juneau (Beverage Dispensary License)

License #4788 Tailwind, Inc. d/b/a Pizzeria Roma; #2 Marine Way, Ste. 106, Juneau (Beverage Dispensary Duplicate License)

License #4797 Tailwind, Inc. d/b/a Hangar on the Wharf Ballroom; #2 Marine Way, Ste. 105, Juneau (Beverage Dispensary Duplicate License)

License #648 YC Juneau Hotel d/b/a Westmark Baranof Hotel; 127 N. Franklin Street, Juneau (Beverage Dispensary License)

License #271 Alaska Cache Liquor, Inc. d/b/a Alaska Cache Liquor; 156 S. Franklin Street, Juneau (Package Store License)

License #661 Thibodeau’s Market Inc. d/b/a Kenny’s Liquor Market; 619 Willoughby Ave., Juneau (Package Store License)

License #1129 Thibodeau’s Market Inc. d/b/a Liquor Barrel; 5235 Glacier Hwy., Juneau (Package Store License)

License #4422 Thibodeau’s Market Inc. d/b/a Thibodeau’s Valley Liquor; 9106 Mendenhall Mall Road, Juneau (Package Store License)

License #521 Thibodeau’s Market Inc. d/b/a Home Liquor; 465 W. Willoughby Ave., Juneau (Package Store License)

License #5482 Alaska Sustainable Seafoods, LLC d/b/a Deckhand Dave’s; 356 S. Franklin St., Juneau (Restaurant Eating Place Public Convenience Seasonal License)

License #3733 Catapult, Inc. d/b/a Flight Deck; #2 Marine Way, Ste. 128, Juneau (Beverage Dispensary License)

License #4192 Jeong Hee Kim d/b/a Seongs Sushi Bar; 740 W. 9th Street, Juneau (Restaurant Eating Place License)

VIII. PUBLIC HEARING

A. Resolution 2817 A Resolution Authorizing the Filing of an Annexation Petition with the Local Boundary Commission.

B. Ordinance 2017-06(Z) An Ordinance Appropriating to the Manager the Sum of \$290,765 as Funding for the Juneau International Airport Construct Snow Removal Equipment Building Capital Improvement Project; Funding Provided by the Federal Aviation Administration.

C. Ordinance 2017-06(AA) An Ordinance Appropriating to the Manager the Sum of \$131,938 as Funding for the Juneau International Airport Taxiway A Rehabilitation Design and Taxiways E and D-1 Re-Alignment Design Capital Improvement Project; Funding Provided by Sales Tax Revenue.

IX. UNFINISHED BUSINESS

X. NEW BUSINESS

A. Appoint City Manager to the Snettisham Committee

XI. STAFF REPORTS

XII. ASSEMBLY REPORTS

A. Mayor’s Report

B. Committee Reports, Liaison Reports, Assembly Comments and Questions

C. Presiding Officer Reports

XIII. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

XIV. EXECUTIVE SESSION

A. Executive Session - Gastineau Apartments

XV. ADJOURNMENT

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: City.Clerk@juneau.org

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CITY AND BOROUGH OF JUNEAU

ESTABLISHED 1899

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EXHIBIT H-6

AO-109454

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Presented by: The Manager
Introduced: 01/22/2018
Drafted by: A. G. Mead

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2817

**A Resolution Authorizing the Filing of an Annexation Petition by
Legislative Review before the Local Boundary Commission.**

WHEREAS, Article X, sec. 3 of the Alaska Constitution requires the State to be divided into boroughs which encompass an area and population with common interests to the maximum degree possible; and

WHEREAS, Article X, sec. 12 of the Alaska Constitution directs the establishment of a local boundary commission to consider any proposed local government boundary change; and

WHEREAS, the Local Boundary Commission conducted an intensive study, which included public testimony from throughout Alaska, in order to adopt "model borough boundaries" throughout the unorganized borough to be used as a "frame of reference" by the Local Boundary Commission in evaluating future petitions; and

WHEREAS, by Resolution 2587, the Assembly authorized the filing of an annexation petition to annex that portion of land between the CBJ and the then City of Petersburg, an area also sought by Petersburg as part of its borough incorporation petition; and

WHEREAS, in deciding Petersburg's petition and granting Petersburg much of the land identified in the CBJ's annexation petition it became necessary for the CBJ to amend its petition; and

WHEREAS, the City and Borough of Juneau Assembly has carefully considered whether amending its annexation petition to include other areas of the unincorporated borough either previously identified as part of Juneau's model borough boundary, or which, in considering the standards for annexation set by state law, would appropriately and best be served by annexation to the City and Borough of Juneau; and

WHEREAS, at its Committee of the Whole meeting on January 3, 2018, the Assembly directed a resolution be prepared to authorize the amendment of the CBJ's currently pending annexation petition to include the following areas (identified on the map attached as Exhibit A):

- Lands abutting and in Seymour Canal beginning with the Pack Creek watershed and including all lands to the north that drain into Seymour Canal;

- The Glass Peninsula;
- All of the lands on Admiralty Island to the north of Hawk Inlet, including Horse and Colt Islands;
- An area south of the Greens Creek Mine and the existing City and Borough of Juneau boundary that encompasses all lands that drain into Wheeler Creek and lands to the west of the Wheeler Creek basin that drain directly into Chatham Strait.

WHEREAS, the Assembly further directed that the petition be filed as a petition for annexation by legislative review process; and

WHEREAS, state law (3 AAC 110.425) requires that prior to submitting a petition for legislative review, prospective petitioners prepare a draft of the prospective petition, provide public notice, and conduct a public hearing on the annexation proposal.

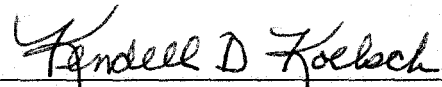
NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. The Assembly directs the Manager to amend the City and Borough of Juneau's petition, currently pending (in stayed status) before the Local Boundary Commission by including those lands identified herein and as shown on Exhibit A, and by filing the petition as a petition for annexation by legislative review.

Section 2. The Assembly directs the Manager to initiate the process in accordance with 3 AAC 110.425 by preparing a draft of the prospective annexation petition and providing for the public notice and hearing as required by law.

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

Adopted this 22nd day of January, 2018.


Kendell D. Koelsch, Mayor

Attest:


Laurie J. Sica, Municipal Clerk

