

CBJ DOCKS AND HARBORS BOARD
REGULAR MEETING AGENDA
For Thursday, February 26th, 2015

I. Call to Order (5:30 p.m. in CBJ Room 224).

II. Roll (John Bush, Tom Donek, Bob Janes, David Logan, Mike Peterson, Budd Simpson, Scott Spickler, David Summers, and Greg Busch).

III. Approval of Agenda

MOTION: TO APPROVE THE AGENDA AS PRESENTED.

IV. Approval of January 29th, 2015 Regular Board Meeting Minutes

V. Public Participation on Non-Agenda Items (not to exceed five minutes per person, or twenty minutes total time).

VI. Consent Agenda

A. Public Requests for consent Agenda Changes

B. Board Members Requests for Consent Agenda Changes

C. Items for Action

1. Appropriation Ordinance and Funds Transfer for Douglas Harbor
Presentation by the Port Engineer

RECOMMENDATION: That the Assembly approve an ordinance appropriating \$67,145.08 of interest revenue to CIP account H51-084 and transferring \$46,391.84 from H51-084 to H51-085 for the Old Douglas Harbor Rebuild project.

2. Waterfront Vendor Booth Regulation Changes
Presentation by the Port Director

RECOMMENDATION: That the Assembly approve proposed regulation changes to 05 CBJAC 10 – Waterfront Sales Permits.

3. Passenger-for-Hire Regulation Changes
Presentation by the Port Director

RECOMMENDATION: That the Assembly approve proposed regulation changes to 05 CBJAC 20.080 – Passenger-for-hire fee.

MOTION: TO APPROVE THE CONSENT AGENDA AS PRESENTED.

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REGULAR MEETING AGENDA (CONTINUED)
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VII. New Business

1. 16B Cruise Ship Berth Expansion Funding Cash Flow Needs
Presentation by Bob Bartholomew

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO BE DETERMINED AT THE MEETING.

2. Biennial Budget
Presentation by the Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO APPROVE THE FY2015 AND FY2016 BIENNIAL DOCKS & HARBORS BUDGET AS PRESENTED AND FORWARD TO THE ASSEMBLY FINANCE COMMITTEE FOR ADOPTION.

VIII. Items for Information/Discussion

1. Strategic Retreat Planning
Presentation by the Port Director
2. ABLF Boatyard – Next Steps
Presentation by the Port Director
3. Thane Ore House – Update
Presentation by the Port Director
4. Electric Boat Charging Station
Presentation by the Port Director
5. Juneau Fisheries Terminal
Presentation by the Port Director
6. 16B Cruise Berths Fabrication Update
Presentation by the Port Engineer

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7. Statter Harbor Oil Slick
Presentation by the Harbormaster

IX. Committee and Member Reports

1. Harbor Fee Review Committee Meeting- February 18th, 2015
2. Operations/Planning Committee Meeting- February 18th, 2015
3. Finance Committee Meeting- February 19th, 2015
4. Docks Fee Review Committee Meeting- February 19th, 2015
5. Member Reports

X. Port Engineer's Report

XI. Harbormaster's Report

XII. Port Director's Report

XIII. Assembly Liaison Report

XIV. Board Administrative Matters

- a. Harbor Fee Review Meeting – Wednesday, March 4th, 2015
- b. Strategic Planning Retreat – Saturday, March 7th, 2015
- c. Operations/Planning Committee Meeting – Wednesday, March 18th, 2015
- d. Finance Committee Meeting – Thursday, March 19th, 2015
- e. Docks Fee Review Meeting – Thursday, March 19th, 2015
- f. Board Meeting – Thursday, March 26th, 2015

XV. Adjournment

CBJ Docks and Harbors Board
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I. Call to Order.

Mr. Logan called the Regular Board Meeting to order at 5:28p.m. in the CBJ Assembly Chambers.

II. Roll Call.

The following members were present: John Bush, Tom Donek, Mike Peterson, Budd Simpson, Scott Spickler, David Summers, and David Logan.

Absent: Greg Busch, and Bob Janes.

Also present were the following: Carl Uchytel – Port Director, and Gary Gillette – Port Engineer

III. Approval of Agenda.

MOTION By MR. PETERSON: TO APPROVE THE AGENDA AS PRESENTED (noting the strike out under unfinished business) AND ASK UNANIMOUS CONSENT.

Motion was approved with no objection.

IV. Approval of Previous Meeting Minutes.

Hearing no objection, the December 11th, 2014 Regular Board Meeting Minutes were approved as presented.

V. Public Participation on Non-Agenda Items – None

VI. Consent Agenda - None

VII. Unfinished Business - None

VIII. New Business

1. Docks Fee Review – Waterfront Vendor Booth Regulation Change.

Mr. Uchytel said the Docks Fee Review Committee was tasked with determining how staff will manage and charge the Vendor Booth Permits. After more than five meetings, the Committee recommended to strengthen the language in the regulation to encourage closer participation to the rules by perspective bidders and to raise the minimum outcry auction bid amount to \$30,000 from \$5,000. There was also a plural added to “sign” making it “signs” in 05 CBJAC 10.040 Tour Sales permits (c)(5). These recommended changes are pending Board approval. With the Boards approval, the changes will be advertised in the Juneau Empire and after 21 days this will come back to the Board with any changes and then go to the Assembly on March 16th. One week

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after Assembly approval this regulation change would be in effect and the outcry auction will be held on March 24th.

Mr. Logan said the recommended changes were also approved by the Finance Committee.

Mr. Uchytel said there was good participation and support from the vendor booth permit holders during this fee review. The Docks Fee Review Committee looked at several possibilities, but the best way to move forward was believed to be adding stronger language throughout the regulation and changing the minimum bid amount.

Board Questions –

Mr. Summers said he heard from members of the public that with a six times increase to the minimum bid it may be difficult to reconcile providing what they consider reasonable opportunity to enter the market.

Public Comment – None

Board Discussion/Action

MOTION By MR. DONEK: TO APPROVE THE PROPOSED REGULATION CHANGES TO 05 CBJAC 10- WATERFRONT SALES PERMIT AND FORWARD THIS ON TO THE ASSEMBLY FOR ACTION AND ASK UNANIMOUS CONSENT.

Mr. Bush provided a friendly amendment – Recommend the Assembly approve the proposed changes.

Mr. Donek accepted the friendly amendment.

Motion passed with no objection

2. Harbor Fee Review – Passenger for Hire Fees

Mr. Uchytel said the Passenger For Hire fees are charged to Charter Operators to use our harbor system. Since 2006, the rate has been \$300 per company and \$1.10 per passenger for Inspected vessels. Six-pack operators, or uninspected vessels, rate has been \$50 per company and \$15 per seat for the entire season. The regulation changes in the packet are in red and were approved by the Harbor Fee Review and the Finance Committee. The changes included;

- Adding additional boat launch areas under 05 CBJAC 20.080 (a) & (c)
- Fee changes under 05 CBJAC 20.80 (d) Inspected vessel fees and (e) Uninspected vessel fees are as follows;

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(d)(1) Calendar year 2015 permit: \$300 per vessel plus \$1.25 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2016 permit: \$400 per vessel plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2017 permit: \$500 per vessel plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

(d)(2) Each calendar year after 2017, a fee equal to the previous year's fee adjusted by the Anchorage Consumer Price Index (CPI) as reported by the Alaska Department of Labor for the calendar year preceding the start of the moorage year, rounded to the nearest \$1.00 for the permit and nearest \$0.10 per passenger, unless the docks and harbors board takes action to keep the fee the same as the previous year.

(e) (~~six-pack~~ OUPV - operator of uninspected passenger vessels)

(e)(1) Calendar year 2015 permit: \$50 per vessel plus \$1.00 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2016 permit: \$100 per vessel plus \$1.25 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2017 permit: \$150 per vessel plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

(e)(2) Each calendar year after 2017, a fee equal to the previous year's fee adjusted by the Anchorage Consumer Price Index (CPI) as reported by the Alaska Department of Labor for the calendar year preceding the start of the moorage year, rounded to the nearest \$1.00 for the permit and nearest \$0.10 per passenger, unless the docks and harbors board takes action to keep the fee the same as the previous year.

The thought for both Un-inspected vessels and Inspected vessels is that by 2017 they both will be paying the same per passenger fee, and rates after 2017 will be adjusted by the Anchorage Consumer Price Index (CPI).

Board Questions-

Mr. Spickler said the Finance Committee recommended to move the proposed changes on to the full Board for approval.

Mr. Simpson said the Harbor Fee Review Committee recommended to move the proposed changes in the format seen tonight on to the full Board for approval also.

Mr. Bush asked if all the higher dollar permits are for all vessels with more than six passenger capabilities?

Mr. Uchytel said that is correct.

Public Comment-

Doug Unruh, Operations Maintenance Supervisor at Statter Harbor.

He asked if a six-pack vessel operator would be required to show ownership of a vessel. He said as the rates go up annually, there could be a problem with vessel operators reporting and paying.

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Mr. Logan asked if this would just need to be a policy for staff to follow?

Mr. Simpson said this is a per vessel fee, and if wording needed to be changed so that intent is followed, he would be in support of that. He is not concerned about the actual owner purchasing the permit as long as someone purchases it and every vessel has a sticker. The Committee heard a lot of discussion on this topic and decided this is a fair way to move forward with smaller increases over three years.

Mr. Peterson supported Mr. Simpson to have this fee change move forward and at the end of the season if something needs to be changed to address it then.

Mr. Logan said the wording seems clear to him, but if staff needs clarification from the Harbormaster or Port Director as to the intent of the wording that is something that could be supplied.

Mr. Unruh suggested change the wording to “per vessel”.

Mr. Donek suggested to use “per vessel” after the company fee. Example \$300 “per vessel”, and \$1.10 per passenger for Inspected and Uninspected vessels.

Mr. Simpson said inserting “per vessel” would accurately reflect the Harbor Fee Review Committees intent and would not object.

Mr. Uchytel pointed out that is how it was worded in the past for the Uninspected vessels, but not for the Inspected vessels.

Mr. Logan asked Mr. Unruh if the “per vessel” was added if that would make it clear for staff?

Mr. Unruh said yes as long as it has “per vessel”.

Board Discussion/Action -

MOTION By MR. SIMPSON: TO APPROVE THE ATTACHED REGULATION CHANGES TO 05 CBJAC 20.080 – PASSENGER FOR HIRE AS AMENDED AND THE ADDED CHANGE TO SUBSECTION (D) TO ADD “PER VESSEL” AFTER \$300, \$400, AND \$500 AND THE SAME ADJUSTMENT IN SUBSECTION (E) BY ADDING THE WORDING “PER VESSEL” AFTER \$50, \$100, AND \$150 AND FORWARD THIS TO THE ASSEMBLY FOR APPROVAL AND ASK FOR UNANIMOUS CONSENT.

Mr. Logan said he objected for the purpose of discussion. He asked if under Subsection D(2) “vessel permit” needed to be added and again under (E)(2)?

Mr. Simpson said he would agree with that insertion.

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Mr. Logan said her removed his objection.

Motion passed with no objection

3. Construction Administration & Inspection for Statter Harbor Launch Ramp Facility.

Mr. Gillette said in the packet is a letter from PND outlining their services for this project. Their fee is based on a time and materials contract and is their best estimate at this point in time. The estimate includes fees for electrical engineering for inspection, landscape architect, and also fabrication work. The fee proposal is \$790,150 which is around 7% of the entire project and is typical for this type of project. The amount could go up or down based on how the project moves forward to completion. This is scheduled to go to the Assembly on February 2nd for approval.

Board Questions - None

Public Comment-

Dennis Watson, Juneau AK

He read the second paragraph and last sentence of the PND proposal, “we do not include in budget for double shift coverage”. He asked if the contractor gets behind, who pays for the double shift coverage? The contractor would go to working seven days a week and extended periods into the evening as allowed and all of a sudden 64 hours a week doesn’t cover it anymore. Does the contractor pay for the extra coverage in PND’s contract or does Docks & Harbors pick up the extra cost?

Mr. Gillette said if the contractor has to go to double shifts, Docks & Harbors would pay for the additional inspections.

Mr. Watson asked if the contractor gets behind, does Docks & Harbors have to pay for that through PND?

Mr. Gillette said Docks & Harbors would have to pay PND if they were on sight additional time. We would not be paying the contractor if they run behind and have to pay overtime to their employees. In a case like this, Staff would keep close watch, but it is hard to estimate at this point.

Mr. Watson said it does not make sense to him that Docks & Harbors has to pay if the contractor gets behind because of their own fault.

Board Discussion/Action

Mr. Simpson said this was reviewed at the OPS/Planning Committee and it was recommended to the full Board for Action.

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MOTION By MR. SPICKLER: TO AWARD CONSTRUCTION ADMINISTRATION & INSPECTION, TIME & MATERIAL, CONTRACT TO PND ENGINEERS FOR STATTER HARBOR LAUNCH RAMP FACILITY NOT TO EXCEED \$790,150 AND RECOMMEND THE ASSEMBLY APPROVE AND ASK UNANIMOUS CONSENT.

Motion passed with no objection

IX. Items for Information/Discussion

1. Strategic Retreat Planning

Mr. Uchytel said staff sent out a doodle scheduling for a date for the Strategic Retreat and March 7th is the date most of the Board members could participate. Mr. Uchytel said Mr. Jardell agreed to come and speak at the retreat.

Mr. Logan said at the retreat he intends to go through the Harbor system and the Port and look at;

- what we have,
- determine problem areas,
- what is breaking down and needs to be replaced,
- what should be done differently,
- Figure out expense for potential projects
- Ways to generate revenue for potential projects.

2. Douglas Harbor Update

Mr. Gillette said the Army Corps of Engineers civil section is planning to fund the dredging portion of the Douglas Harbor project, and will know early next week if they received funding for the dredging. Staff is working with PND to provide plans and specifics to demolish old Douglas Harbor. They should have a draft to us by February 20th, and out for the public to see the following week. Once the Harbor is cleared out, the Corps of Engineers will have their own contract with a contractor to do the dredge work. When the dredging begins, staff will finalize the design and drawings for the floats and the final configuration with cost estimates and will be prepared to put this out to bid when the dredging is complete. Mr. Gillette said he communicated with Mike Lukshin at ADOT who gave Docks & Harbors the deadline of March 2nd to use the grant money and he is okay with the phasing concept. There should be no issues with losing the funding for this project.

Mr. Logan asked for a timeline for this project.

Mr. Gillette said a lot of this depends on when the Corps needs to use the funding for this project. They sent out letters of interest to see what companies are interested in this project and are preparing documents for moving forward as if it has been funded. They plan to have a contract in

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place by October 1st so work could begin on that date. The demolition work would need to be done before October 1st, but it shouldn't take long.

Mr. Uchytil suggested to have discussion on whether the Douglas Harbor would be a replacement in kind, or are there other ideas?

Mr. Donek suggested having this discussion at the Strategic Planning Retreat.

Mr. Logan suggested having an overview of all the harbors at the retreat.

Mr. Uchytil said other decisions that need to be made for Douglas Harbor that were never finished is the parking lot and the landscaping.

Mr. Logan recommended to bring the Harbors financial information and the cost estimates for the projects to help the Board decide with dollar values to the retreat also.

3. Thane Ore House lease Update

Mr. Uchytil said this area has been appraised by Horan & Company. Staff will hire a surveyor to have the property corners marked to ensure which is the lease area and which is the ADOT right of way. The Thane Ore House lease will go back to the OPS/Planning Committee to work on a Request for Proposals (RFP) process to determine what business plan would be the best fit for this area. He said he is working with CBJ Law Department on ideas to choose the best business for this area also.

4. Statter Harbor –Horton Lot Mitigation

Mr. Uchytil said with Miller Construction mobilized and using the Horton lot for the Statter Harbor Launch project, this will not be available for vehicle and trailer parking. He said he sent letters to private property owners along the corridor and also communicated with UAS, Juneau School District and First Student. First Student is willing to work with Docks & Harbors to make available during non-school an area within their bus lot which would provide for 15 to 20 spaces for truck & trailer mitigation. Mr. Uchytil asked CBJ Law to provide counsel on the ability to manage that lot with ticket writing and other parking issues. There will be a meeting next week with the Juneau School district for more parking during non-school days. Mr. Uchytil said UAS is not interested in trailer parking, but may allow car parking. He will have more discussion with them. He said Jennifer Shinn from his office will work on a parking tri-fold to provide parking information for the Auke Bay area.

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Mr. Logan asked if there was any changes for the Statter Harbor parking lot itself?

Mr. Uchytel said at the next planning commission meeting on February 10th there will be a conditional use modification for the Auke Bay Loading Facility to be used for a Boat Yard. Depending if this is approved and the Auke Bay Boat Yard lease holder would want to move sooner rather than later, that could free up more space for mitigation.

Mr. Logan asked if there was going to be any change within the Statter Harbor parking lot to ensure more turnover in that area?

Mr. Uchytel said the \$75 monthly parking fee will be suspended this summer and patrons will be charged the full \$5.00 per day fee. Staff is hoping this will encourage turnover. This information will also be added to the tri-fold.

5. Cruise Ship Berth – 1% for Art Process

Mr. Gillette said there were eight artists with 21 different proposals. The 1% for art panel met and narrowed the selection to four artists and four proposals. One of the artists selected was from California and the selection panel directed Mr. Gillette to invite him to come to Juneau to see the Community and visit with people to submit his final proposal. The selection panel also wanted one of the local artists to provide a different proposal. They liked her work, but was not fond of the proposal she submitted. The next meeting for the final selection should be the first part of April.

6. Board Communication & Scheduling

Mr. Uchytel said he would like suggestions on a better way to communicate with the Board & Committee members to know if the members will be attending the meetings for quorum purposes.

Mr. Logan asked if any of the Board members was not receiving e-mails or that e-mail was a poor way to communicate?

No Board Members Responded.

Mr. Logan said it is important for all the members to reply to the e-mails, but do not hit reply all.

Mr. Peterson suggested maybe to send a text.

Mr. Simpson said he likes the notice a week before. He also finds it helpful to get a reminder the day of or the day before the meeting.

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Mr. Logan said we usually get the e-mail the week before, and then the update is the day before. He asked if this was okay with staff?

Mr. Uchytel said that will work with an e-mail on Friday and then send out an updated packet on the day before the meeting and the Committee and Board members can respond to that e-mail if they will be able to attend the meeting.

Mr. Logan recommended to respond to the first e-mail if a member can attend the meeting and the second one will be informational only.

X. Committee and Board Member Reports

1. Docks Fee Review Committee Meeting – January 6th, 2015 & January 27th, 2015.

Mr. Logan said the Committee discussed the Waterfront Vendor Booth Permit regulation changes that were approved here tonight, and are starting discussion on the loading zone parking fees. Staff was instructed to get the information out to the people that will be affected by changes to the loading zone parking fees so they will be able to attend the next meeting.

2. Harbor Fee Review Committee Meeting – January 14th, 2015 & January 28th, 2015

Mr. Simpson said the Committee has spent most of the time on the Passenger for hire fees for the Inspected and Uninspected Vessels and are now working on fees at the Auke Bay Loading Facility. He said the Committee is interested in looking at the costs at these various facilities and try to rationalize the fees versus the expenses (ie, Manpower, equipment, etc.). The Committee heard from one of the big users of the Auke Bay Loading Facility and he said he paid a certain dollar amount for using the facility, but that amount was not on the revenue sheet provided from staff. The Committee asked staff to look into this more and come back to the Committee with updated information. The Committee is also trying to simplify all the little fees by consolidating them and putting them into a larger fee.

3. Operations/Planning Committee Meeting – January 21st, 2015

Mr. Simpson said everything the Committee discussed was discussed here tonight.

4. Finance Committee Meeting – January 27th, 2015

Mr. Spickler said many of the things the Committee discussed were discussed here tonight. The Committee did hear a report from the finance director Bob Bartholomew who gave an overview of Docks & Harbors finances, and in large

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everything seems to be on track. Mr. Spickler said Mr. Bartholomew asked the Committee to decide on an issue and wanted Mr. Uchytel to explain.

Mr. Uchytel said the Port Development fee is the \$3.00 fee that Docks & Harbors collects and Mr. Bartholomew is asking if the Board wants to still use that fee on the 16B project. He also wanted to know if the Board wants to continue to use the \$5.00 State collected fee which is approximately \$5 Million on the 16B project. Mr. Uchytel said he recommends to have both of these fees go toward the 16B project to help pay down the bond debt. He said Mr. Bartholomew will need to know from the Board if these type of commitments are supported.

Mr. Logan said Mr. Bartholomew was also pointing out that Docks only revenue stream will be solely dedicated to 16B, and this is something for the Board to look at.

Mr. Peterson asked to have this item on the Finance Meeting in February for more discussion and also bring it to the Strategic Planning Retreat.

5. Member Reports –

Mr. Peterson said at the last Lands Committee Meeting the Montessori School wants to develop a park in their upper parking lot and move the parking lot below the building. With doing this, two of the four RV spots would be taken away from Docks & Harbors management. This project was moved forward with the understanding that the Lands Department and Mr. Gillette would work on a good location for the remaining two RV spaces.

XI. Port Engineers Report –

Mr. Gillette said his report is in the packet. The Cathodic Protection bid for the piles that hold up Marine Park and the piles under the deck over area came in over twice the Engineers estimate and the budget. He said he is going to meet with the Engineer to figure out where the high cost is and talk to some of the contractors to see if there was a misunderstanding when they were bidding. This is a project that needs to be done, but it is not crucial at this time. Staff will take the time to look this over and may have to request more funding if this is indeed the cost. The Amalga Fish Cleaning Station \$50,000 was approved by the Assembly so staff will be working on a plan for that project.

Mr. Logan asked if the Statter Harbor Launch Ramp project was on schedule?

Mr. Gillette said at this time they are on schedule, but they have requested a 31 day extension due to a delay in getting the contract signed. They are working cutting trees and bringing in gravel. They are also buying sand from the airport for this project.

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Mr. Logan asked when is the completion date?

Mr. Gillette said end of July 2016.

Mr. Logan asked if Aurora Harbor project is on schedule?

Mr. Gillette said the contractor should have all the floats done by the end of February or the first part of March. A lot of the floats are in town already. Trucano Construction has the approach dock piles in, and Northern Construction has all the decking except the last section completed. At this time they appear to be on schedule.

Mr. Logan asked for a 16B update?

Mr. Gillette said things are moving forward. Jesse Engineering in Tacoma are working on the steel pieces. Concrete Tech is almost complete with their shop drawings and they will start in March on the big pontoons which will be completed by the end of the summer. Mr. Gillette said they may bring both the pontoons up at the same time. PND is working on getting the shop drawings approved and out. It is going very smooth at this stage.

XII. Harbormaster's Report –Dave Borg was absent. Doug Unruh, the acting Harbormaster said he has been working on the gangway at Statter Harbor. The material used on the surface was peeling up, and staff is working on another source.

XIII. Port Director's Report –
Mr. Uchtyl reported

- Tomorrow from 7:30 to 9:00 is doughnuts and coffee at the Yacht Club. This is to provide another opportunity for the public to come and talk everything Docks & Harbors. The doughnuts will be provided by the Alaska Municipal League.
- Several of Docks & Harbors action items will be at the Assembly meeting on Monday for action.
- On February 4th at 5:00 pm is the public meeting for the Aurora Harbor project with Ben Haight and Bill Shattenburg talking about the new pedestals and what that means to boat owners. With the new pedestals there is a ground fault interrupter that some vessels may require additional work or isolation transformer to use our facilities. This is an opportunity to explain what the changes are going to be.
- On February 5th he said he will be presenting on Docks & Harbors projects at the Territorial Sportsman's Association.
- Last month the Board approved two resolutions that were drafted. One was in support of the Harbor Municipal Grant Funding Program and was

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adopted by the Assembly. The other resolution was asking Harbor Employees to be placed in the same Alaska Statute as First Responders and Medics. The CBJ Human Resources Committee did not want to approve this with the argument, “why is this only for Docks & Harbors and not the Park Ranger, Parks & Rec, and Treadwell”. The Assembly members did not want to move this forward.

XIV. Assembly Liaison Report - None

XV. Board Administrative Matters

a. Operations/Planning Committee Meeting – Next meeting is Wednesday February 18th, 2015.

b. Harbor Fee Review Meeting – Next meeting is Wednesday, February 18th, 2015.

c. Finance Committee Meeting – Next meeting is Thursday February 19th, 2015.

d. Docks Fee Review Meeting – Next meeting is Thursday February 19th, 2015

e. Strategic Planning Retreat –Saturday March 7th, 2015.

f. Board Meeting Thursday February 26th, 2015

g. Dissolution of the Tram Sub-Committee

XVI. Adjournment - The regular Board Meeting adjourned at 7:01 p.m.



Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

MEMORANDUM

To: Docks and Harbors – Ops/Planning Committee
From: Gary Gillette, Port Engineer
Date: February 12, 2015
Re: Appropriation Ordinance and Transfer

This memo explains a request to appropriate funds to CIP account H51-084 and the distribution of the funds in order to close out this account as the project is complete. The Douglas Harbor Phase III project (H51-084) provided a new section of mooring floats (north section), electrical, and water system, and CBJ's portion of funding for construction of an Army Corps of Engineers (ACOE) breakwater project. CBJ funding was provided by general obligations bonds (\$3.5M) and an ADOT grant (\$.8M). The project is complete and there is a cost overrun of \$10,649.74 due to unbudgeted bond service charges. There is, however, \$67,145.08 of accrued bond interest that may be appropriated to the account.

The ACOE recently completed the project close out which indicates that the CBJ owes ACOE an amount of \$10,103.50 for its match requirement for the feasibility study completed in 2003. An explanation of the funding and matching requirements is included in the letter from ACOE dated February 5, 2015.

Once the interest is appropriated, the account balanced for the cost overrun, and the ACOE paid the CBJ match amount there will be \$46,391.84 remaining in the account. Docks and Harbors requests that the remaining funds be transferred to the Harbors Deferred Maintenance account (H51-085) for use in the upcoming Old Douglas Harbor Rebuild project.

To summarize:

Amount	Description
\$67,145.08	Interest to be appropriated by ordinance to account H51-084
\$10,649.74	Amount retained in account to cover overrun due to bonding administrative charges
\$10,103.50	Amount paid to ACOE for CBJ's matching requirement for feasibility study
\$46,391.84	Amount requested for transfer to H51-085 for Old Douglas Harbor Rebuild project



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, ALASKA
P.O. BOX 898
ANCHORAGE, ALASKA 99506-0898

February 05, 2015

Civil Project Management Branch

Mr. Carl Uchytel
Port Director
City and Borough of Juneau
155 South Seward Street
Juneau, AK 99801-1397

Dear Mr. Uchytel:

The purpose of this letter is to request funds from the City and Borough of Juneau to close out the cost share requirements for the Navigation Improvements feasibility Study, Douglas, Alaska. Cost Share record #299.

We are requesting the funds in accordance with the Navigation improvements feasibility Study, Douglas, Alaska, Feasibility Cost Sharing Agreement Dated September 15, 1999.

The estimated cost of the feasibility study was \$413,000; however, the actual cost amounted to \$485,837.46. Of this amount \$48,848 was the estimated value of in-kind services to be performed by the sponsor. The study was completed in March 2003. At a 50/50 cost share according to the Feasibility Cost Sharing Agreement the City and Borough of Juneau's portion would be \$242,918.73.

To date the cash funds the City and Borough of Juneau has provided the COE is \$167,024 on 24 January 2000 and \$16,943.23 which was transferred to this account which was a remaining balance after closing out the construction phase of the project. The amount that was received from the City and Borough of Juneau for construction was \$1,100,000 on 3 March of 2008.

The total cash from the City and Borough of Juneau that has been applied to the feasibility study is \$183,967.23 (\$167,024 + \$16,943.23). In addition \$48,848 was credited as in-kind services bringing the total provided by the City and Borough of Juneau to \$232,815.23 making an additional \$10,103.50 required to balance and close out this project.

Please provide a check payable to "FAO, USAED, Alaska" in the amount of \$10,103.50 to pay in full the amount required per the agreement and close out this project. If you have any questions, call me at (907) 753-2668

Sincerely,

David Martinson
Project Manager

Monty M. Tuha

P. O. Box 20377
Juneau, AK 99801
208.249.9628
powerseller@usa.com

February 24, 2015

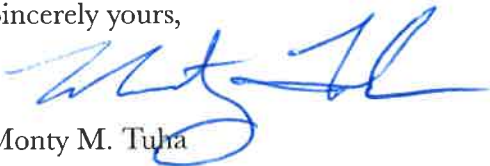
CBJ DOCKS & HARBORS
Juneau, AK

Dear CBJ DOCKS & HARBORS & Assembly,

I'm writing this letter in regards to the bid deposit that is currently \$5000 for the sales booths in Juneau for the 2015 season. As a very small business we humbly ask the Assembly to please consider leaving the bid deposit set at \$5000. This encourages more small companies like ourselves to compete with the bigger companies. Raising it to \$30,000 not only automatically dismisses a few people from the table but it sends the message that you need deep pockets to be able to start up a new company in Juneau. This will be our first year in business, we are a very small family owned company. I've worked the last six years on the docks for various companies. As our first year in business its critical to keep our costs as low as possible in order to compete & survive. If the Assembly must raise the bid deposit, we ask that you only consider raising it 100% in which would be \$10,000.

Thank you very much for hearing our voice.

Sincerely yours,



Monty M. Tuha

Panhandle Excursions

powerseller@usa.com

(208) 249-9628

Chapter 10 - WATERFRONT SALES PERMITS

05 CBJAC 10.010 - Policy.

These regulations are intended to implement the following policies:

- (a) To provide desirable commercial services to cruise ship passengers.
- (b) To provide for orderly administration by the department of appropriate vending in the downtown waterfront area.
- (c) To ensure that vending uses shall remain incidental to the principle uses of the downtown waterfront area. The principle uses are pedestrian, vehicular, and recreational access to the docks and waterfront. The director may order the suspension of vending activities as necessary to avoid conflict with the principle uses.
- (d) To collect revenues in support of management of and improvements to City and Borough harbor and waterfront facilities.
- (e) To assure fair treatment of persons wishing to sell tours in the downtown waterfront area.
- (f) Establish a system of tour sales and tour brokerage permits in order to effectuate the purposes listed above. The administration of such system shall be for the benefit of the general public, and the grant or denial of a permit, or any act or omission by the city with respect to such permit is not intended to regulate the private business relationships or to protect the business interests of one party against the other. It shall be the individual responsibility of the permit holders and their clients to enforce their rights and liabilities through civil actions or such other private relief as may be available.

(g) To provide reasonable opportunity for entrepreneurs to enter the business market.

(01/19/98)

05 CBJAC 10.020 - Prohibitions.

- (a) A person shall not conduct any commercial activity within the downtown waterfront area except as authorized by a permit issued under this chapter by the director. Except as authorized by a permit, a person shall not within the downtown waterfront area:
 - (1) Sell or offer to sell goods or services,
 - (2) Construct, maintain, or use any structure, or
 - (3) Use any loading zone.
- (b) Solicitation, advertisement, sales, use of loading zones or any other commercial activities without a permit issued pursuant to this chapter is a violation of CBJ 85.25.090 (11).
- (c) A person delinquent in the payment of fines, taxes, judgments or other monies owed to the city may not receive a permit.
- (d) No permit may be issued or reissued to any person whose prior permit hereunder was revoked.

(01/19/98)

05 CBJAC 10.030 - Permit duration, reissuance options, transferability, refunds, actively sell requirement, eligibility, number of permits available.

Permits may be issued by the director. Permits are valid only for the dates, times, areas, and activity specified.

- (a) *Duration.*
 - (1) Tour sales, tour broker, and loading permits shall be valid only from May 1 through October 15 of each permit year.
 - (2) No permit may be issued for a period in excess of one calendar year.
- (b) *Reissuance.* Permits may be reissued only as authorized by these regulations. A reissued permit shall be subject to the regulations in effect for the year in which the permit is used. Permittees and option holders assume the risk that changes in regulations could affect their business through reduced

revenues, increased costs, or both; that the number, location and rules for permits may be changed from year to year without liability to the city, compensation to permittees or option holders, and that municipal regulation hereunder shall be immune from liability pursuant to AS 09.65.070 and other applicable law.

(1) Reissuance options.

- (A) A reissuance option entitles the holder to apply for and receive a permit for the tour season designated in the option, provided that the holder meets all the requirements for permit applicants and holders in the year the reissued permit will be operated.
- (B) The fee for any permit issued pursuant to a reissuance option shall be the same as the fee paid for the original permit.
- (C) The holder of a reissuance option shall notify the director of its intention to seek reissuance. Written notice must be received by the director no later than December 1 preceding the year in which the reissued permit will be operated. If the notice is not so received, if application is not made, or if for any other reason the permit is not reissued, the director may consider the permit, including any remaining reissuance periods, as forfeit and either available for issuance to others or withdrawn from any issuance.
- (D) Reserved.
- (E) These regulations apply to any permits and reissuance options authorized by 05 CBJAC 10.010—10.090.

(c) *Transferability.*

- (1) A permit, other than a limited loading permit, may be transferred, together with any reissuance options, provided that such transfer includes the transferor's entire business interest in activities conducted under the permit. The transferor's business interest includes all assets used in the business conducted under the permit.
- (2) No permit may be leased or rented, nor may the permittee allow the permit to be used by any person who is not an employee of the permittee.
- (3) A transferred permit is not valid until it has been approved and reissued by the director.

(d) *Refunds.* No permit fees shall be refunded after the issuance of a permit.

(e) *Reserved.*

(f) *Permit eligibility and requirements.*

- (1) To be eligible to bid on a tour sales or tour broker permit, the permit applicant must:
 - (A) Hold a current Alaska business license, and
 - (B) Maintain a place of business under the name on the Alaska business license within the boundaries of the city and borough.
- (2) Any person holding a permit must maintain a year round place of business and mailing address in the City and Borough of Juneau, Alaska, and must designate a single individual by physical address, mailing address and phone number in Juneau upon whom service of notices and legal proceedings may be made. Service of any notice concerning the permit to that person shall be legal and sufficient notice to any of the holders, owners or any other with an interest in the permit. The director must be notified in writing no less than ten days before there is a change in the name, address or phone number of the designated person for a permit. Failure to timely notify the director shall be considered a violation of the permit conditions.
- (3) No person, individual, business or corporation shall have an ownership interest in more than one tour sales or tour broker permit, meaning the person shall not pay for the operation of another permit holder's sales booth, direct or manage the activities of another permit holder's sales booth, or in any way financially contribute to the purchase of more than one permit. A permit holder who operates tours may have its tours sold by another permit holder, provided the permit holder operating the tour does not direct the activities of the other permit holder's sales booth or obtain any financial benefit from the other permit holder's sales booth other than that provided by the sale of the tour. Violations will result in permit revocation per 05 CBJ 10.080(e).
- (4) Tour sales permit holders and tour broker permit holders must actively sell during the tour season. "Actively sell" means that the permit holder either derives a significant portion of its income from

sales made through a tour sales or broker's permit, or that the permit holder is making substantial use of the permit.

- (g) *Number of permits available.* The director shall publicly announce the number, type and schedule for application for permits.

(01/19/98; Amended 5-2-2000, eff. 5-16-2000; Amended 6-28-2010, eff. 7-16-2010; Amended 2-7-2011, eff. 2-15-2011)

05 CBJAC 10.040 - Tour sales permits.

A tour sales permit authorizes the solicitation and sale of tours and experiences.

- (a) *Application process and permit award.*

- (1) *How to apply.* No later than December 1, of each year, the port director will publicly announce an application period for tour sales permits. The notice will include a description of how to apply for a permit, the number and type of permits available, and the process that will be used to award the permits. Persons must apply on an application form provided by the port director and must include all required information and attachments.
- (2) *Application review.* The port director will review each application to determine if it is complete. The port director will reject incomplete applications. The port director will review complete applications to determine if the applicant meets the permit eligibility requirements set out in 05 CBJAC 10.030(f).
- (3) *How the permits are awarded.* The port director will **manage and** award the permits by public outcry auction. The minimum bid for a permit is ~~\$5,000.00~~ **\$30,000**. Applicants meeting the permit eligibility requirements set out in 05 CBJAC 10.030(f) will be allowed to bid on a permit provided the applicant posts a ~~\$5,000.00~~ **\$30,000** bid bond payable to CBJ. The applicant must agree to forfeit the bid bond in the event the applicant does not honor a winning bid on a permit.

- (b) *Permit requirements.* The port director may issue permits and require permit holders to comply with stipulations as necessary to assure compliance with applicable requirements of this chapter and the Maritime Transportation Security Act of 2002. Permit holders shall also comply with the prohibitions set out in 05 CBJAC 10.020, the tour sales area rules set out in 05 CBJAC 10.040(c), and the general operating requirements set out in 05 CBJAC 10.070

- (c) *Tour sales area rules.*

- (1) A permit holder shall only sell tours in a booth provided by the port director. The port director will provide booths at the Steamship Wharf Plaza, the Visitor's Center Lot, and the Columbia Lot sales areas. The port director reserves the right to relocate or close booths as required for public safety, security, or other good cause. The booths at each sales area will be assigned by lot. In order to assure equitable exposure for each permit holder, the port director will cause the permit holders to shift one booth on each day of operation. A permit holder shall only occupy the booth assigned by the port director.
- (2) A permit holder shall not have more than one representative selling tours at a booth, except when training new employees and then for no longer than is necessary to adequately train the employee. A permit holder shall make its best effort to maintain a presence at its booths during all hours when cruise ship passengers are likely to purchase tours in a sales area. The permit holder shall provide the port director with a list of all individuals that will sell tours at its booths and, if requested, staff identification documentation, booth staffing schedules, and other documentation, as determined by the director necessary to demonstrate the permit holder complies with this requirement.
- (3) The permit holder shall not sell, or permit to be sold, tours on any vouchers or receipts other than their own.
- (4) The permit holder shall provide the port director with a list of all tours sold pursuant to its permit, including the name of the company providing the tour.
- (5) The permit holder may display up to two large signs on a single booth provided the signs do not extend beyond the front profile of the booth. The permit holder may also display a one-foot by one-foot sign **s** for each tour the permit holder sells. These signs may not extend more than six inches beyond the front profile of the booth.
- (6) The permit holder or its representatives shall not engage in hawking or disruptive behavior or interfere with the operations of other sales booths.

05 CBJAC 10.050 - Reserved.

Editor's note—

Regulation adopted January 7, 2008, effective January 15, 2008, repealed 05 CBJAC 10.050, which pertained to tour broker permits.

05 CBJAC 10.060 - Loading permits.

No person shall operate, park, stand, or stop a commercial vehicle, or cause or direct the same, within the designated loading zones in the downtown waterfront area except as authorized by a permit issued hereunder. Vehicular use of designated loading zones for commercial purposes without a permit is a violation of CBJ 85.25.090(11).

(a) *Application process.*

- (1) Application forms for loading permits will be available at the Harbor office between April 1 and October 15.
- (2) Applications must be made on the form provided by the department, and must be complete, including all required attachments. Any incomplete application will not be considered for a permit.

(b) *Permit requirements and conditions of operations.*

- (1) The port director is authorized to designate loading zones in the downtown waterfront area and establish rules to assure safety, security, and efficiency of operation.
- (2) The port director may issue loading zone permits and require permit holders to comply with stipulations as necessary to assure safety, security, and efficiency of operation. Permit holders shall also comply with the loading zone rules set out in 05 CBJAC 10.060(c) and the general operating requirements set out in 05 CBJAC 10.070
- (3) An applicant for a loading zone permit must show that use of the permit will be limited to transportation of passengers and/or crew to or from cruise ships. If the applicant will be transporting passengers, the showing must consist of at least one of the following:
 - A. A tour sales permit in the applicant's name;
 - B. A contract for the sale of tours onboard a cruise ship;
 - C. A contract with a cruise ship for the transportation of passengers;
 - D. A contract for the sale of tours with a tour sales permit holder. An applicant may enter into a contract with one tour sales permit holder only; or
 - E. If the applicant sells tours without the aid of the cruise lines, a cruise ship, or a tour sales permit holder, the applicant must show that it will only transport persons who have purchased tours directly from the applicant, and the applicant shall, upon request, provide the port director with a daily manifest showing the names of passengers to be transported.

(c) *Loading zone rules.*

- (1) No signs are allowed in the loading zone.
- (2) Loading zone permits shall be prominently displayed in the lower right corner of the front windshield of the vehicle, or as specified by the director.
- (3) No person shall sell or solicit the sale of any goods or services in any loading zone.
- (4) Goods and passengers shall be staged at loading zones so as to minimize vehicular standing time. No vehicle shall be present in a loading zone except as reasonably necessary for loading or unloading goods or passengers.
- (5) The driver of a vehicle must remain in the driver's seat unless assisting in the loading or unloading of passengers or luggage in the immediate vicinity of the vehicle. No driver may leave a vehicle unattended in a loading zone for any period of time.
- (6) "A" loading zones.

- (A) Vehicles containing 18 or more passenger seats may be operated only in loading zones marked "A."
- (B) Permittees using "A" loading zones shall submit a schedule of all cruise ships they will be meeting. For each meeting, permittees must use the "A" loading zone closest to the terminal or lightering dock designated on the schedule. Permittees may not depart from the schedule unless approval is obtained from the director at least 24 hours in advance. Approval shall be contingent upon the impact of changes upon other permittees, users of the park, and traffic conditions.
- (7) "B" loading zones. Vehicles containing fewer than 18 passenger seats may be operated only in loading zones marked "B."
- (8) A vehicle without the appropriate permit may use a loading zone as necessary for a health or safety emergency. Such use shall be the minimum necessary to resolve the emergency.
- (d) *Limited loading permits.* A person may apply for a limited loading permit for designated vehicles to provide services in a designated loading zone to a cruise ship or cruise ship passengers for occasional or off-peak-hour use. Application must be made to the director no less than one business day in advance of use.
 - (1) *Nonpassenger vehicles.* If the vehicle will be left standing in a loading zone for any amount of time, or if the driver will not remain with the vehicle for any period of time, the applicant must schedule that time with the director so as not to interfere with the efficient use of the loading zone by other permittees. The permittee must conduct all business efficiently so as to minimize any standing in the loading zone.
 - (2) *Passenger vehicles.* All requirements of subsection (c) of this section apply to vehicles providing passenger services to a cruise ship pursuant to a limited loading permit.
- (e) *Fees.*
 - (1) The fee for a loading permit shall be established at least annually by the docks and harbors board.
 - (2) The fee for a limited loading permit shall be \$15.00 per vehicle for each permit day or \$250.00 per year, whichever is less.

(01/19/98; Amended 1-7-2008, eff. 1-15-2008)

05 CBJAC 10.070 - General operating requirements.

- (a) Permittees are responsible for complying with all state, federal, and local laws applicable to their activities.
- (b) Permittees shall police the area immediately around their vending area and shall properly dispose of all litter accumulating there during the course of their activities.
- (c) Permittees shall reimburse the City and Borough of Juneau for any damage to municipal property caused by the permittee's activities, including the cost of litter abatement.
- (d) No permittee may store equipment or supplies in the downtown waterfront area except as approved by the director in advance.
- (e) Permittees shall prominently display the permit issued pursuant to these regulations, as well as all other required permits and licenses, at all times during their activities hereunder.
- (f) Permittees may not engage in hawking or make an unreasonably loud noise. Written information may be distributed to interested parties only when requested.
- (g) Permittees, as a condition of receiving a permit, shall execute an instrument under the terms of which the permittee shall agree to indemnify, defend, and hold harmless the City and Borough of Juneau from any and all claims for injury or damage to persons or property suffered in connection with the permittee's activities unless such injury or damage is caused by the gross negligence of the City and Borough of Juneau.
- (h) Prior to issuance of a permit, the prospective permittee must provide the department with a broker's certificate of insurance showing that the permittee has obtained at least \$500,000.00 or, in case of courtesy vehicles, \$300,000.00, of public liability insurance. The certificate must establish that the City and Borough is named as an additional insured on such policy, and that the insurer thereof shall notify the City and Borough if the policy is modified, canceled, or terminated. Vehicles operated under and in conformity with CBJ Chapter 20.40 are exempt from the requirements of this subsection.

- (i) Permit holders are responsible for compliance with permit conditions. Any entity or person listed on a permit issued to a partnership, joint venture or other form of association or joint ownership, shall be deemed to be jointly and severally liable for any violations of these regulations by any person operating under the permit.

(01/19/98)

05 CBJAC 10.080 - Enforcement and penalties.

- (a) The port director may summarily suspend a permit issued under 05 CBJAC 10 without a hearing for a period not to exceed ten days if any activity conducted under the permit presents an immediate danger to the public health, welfare, or safety.
- (b) The port director may suspend a permit, revoke a permit, deny a permit, deny the reissuance of a permit, or deny the ability to bid on a permit under 05 CBJAC 10 after an informal hearing before the port director and upon written findings that the permittee or applicant has violated these regulations, engaged in fraud or gross negligence, or misrepresented the nature and substance of a tour product.
- (c) The port director shall conduct the hearing called for in 05 CBJAC 10.080(b) as follows:
 - (1) The permittee or applicant shall be provided with at least ten days notice of the hearing. The notice shall include a brief statement of the facts giving reason for the proposed suspension, revocation, or denial.
 - (2) The permittee or applicant shall have an opportunity to be heard at the hearing and shall have the right to call or cross-examine witnesses.
 - (3) Relevant evidence may be admitted if it is the sort of evidence on which responsible persons are accustomed to rely in the conduct of serious affairs, regardless of the existence of a common law or statutory rule that makes improper the admission of the evidence over objection in a civil action. Hearsay evidence may be used to supplement or explain direct evidence, but is not sufficient by itself to support a finding unless it would be admissible over objection in a civil action.
 - (4) The hearing shall be recorded by audio tape.
- (d) The port director shall issue a written decision. The permittee or applicant may appeal the port director's decision to the docks and harbors board by filing a notice of appeal, setting forth the reasons for the appeal, with the port director within ten days of the director's decision.
- (e) A permittee whose permit is revoked loses all rights and privileges under that permit, shall deliver copies of the permit to the port director, and may not apply for a new waterfront sales permit for a period of one year after the revocation. In addition, for a period of one year after revocation, no application for a waterfront sales permit shall be approved for an applicant who was an owner, operator, partner, director, manager, officer, assignor, or transferor, of any operation or business which required a waterfront sales permit, regardless of its form of legal entity, if the waterfront sales permit for that operation or business was revoked.
- (f) Failure to follow any permit condition is a violation of CBJ 85.25.090, and may carry a fine of up to \$250.00 for each instance of a violation.

(01/19/98; Amended 4-24-2006, eff. 5-2-2006; Amended 2-7-2011, eff. 2-15-2011)

05 CBJAC 10.090 - Definitions.

As used in this chapter:

"Courtesy vehicle" means a vehicle owned or operated by a business and used to transport passengers without additional charge, where such transportation is provided in conjunction with and in furtherance of a related primary business purpose or enterprise of that person.

"Department" means the City and Borough of Juneau Docks and Harbors Department.

"Director" means the port director or the port director's designee.

"Downtown waterfront area" and "facility" means that property owned by the City and Borough of Juneau located adjacent to the city cruise ship wharves, which is under the regulation of the Docks and Harbors Department and/or the Parks and Recreation Department. This includes all public spaces, loading zones, parking areas, and any wharves or trestles or portions thereof designated for enforcement hereunder by resolution of the harbor board.

"Employee" means a person who provides services at the direction and under the control of another. An employee is an integrated part of the employer's business, is hired, supervised and paid by the employer for hours set by the employer, and the employer furnishes tools and materials for the employee's use. For purposes

of this chapter, drivers operating vehicles pursuant to CBJ Chapter 20.40 shall be considered the employees of the holder of that certificate.

"Hawking" means the loud or continuous audible solicitation of business by a permittee to the general public.

"Permittee" [and] "permit holder" [and] "holder" mean the business entity or its authorized representatives conducting activities in the downtown waterfront area according to a permit issued under these regulations.

"Person" means a natural person, partnership, corporation, association, or other legal entity.

"Tour season" means May 1 through October 15 of one calendar year.

"Tours and experiences" means tours, transportation, transfers, entertainment, meals and services sold to customers and includes all services provided whether or not incidental to, advertised with, or specifically offered in the sale. All transportation provided to a customer by a permittee, or arranged by a permittee is considered a part of the tour or experience.

"Vehicle" means a device in, upon or by which a person or property may be transported or drawn including devices moved by human, animal, mechanical or other power source.

(01/19/98; Amended 5-2-2000, eff. 5-16-2000)

05 CBJAC 20.080 - Passenger-for-hire fee.

(a) *Definition.* The fee assessed to a person conducting passenger-for-hire activities at Douglas Boat Harbor, [North Douglas Boat Launch](#), [Amalga Harbor Boat Launch](#), [Echo Cove Boat Launch](#), [Tee Harbor Launch Ramp](#), Harris Harbor, Harris Harbor Launch Ramp, Aurora Boat Harbor, Statter Boat Harbor, or Statter Boat Harbor Launch Ramp.

(b) *Relationship to other fees.* This fee applies in addition to other fees set out in 05 CBJAC 020, except as follows:

(1) A person paying moorage fees for reservations moorage at Statter Harbor as set out in 05 CBJAC [25.040](#) shall not be required to pay this fee;

(2) A person paying freight use fees as set out in 05 CBJAC [20.070](#) shall not be required to pay this fee if the passengers are loaded at a launch ramp;

(3) A person conducting passenger-for-hire activities at the Douglas Boat Harbor Launch Ramps, North Douglas Launch Ramp, Amalga Harbor Launch Ramp, Tee Harbor Launch Ramp, and Echo Cove Launch Ramp are assessed fees as set out 05 CBJAC 01 in lieu of this fee; and

(4) A person conducting passenger-for-hire activities at the Intermediate Vessel Float or the Marine Park Lightering Float are assessed moorage fees as set out in 05 CBJAC 15 in lieu of this fee.

(c) *Requirements.* The owner of a vessel must apply to and obtain a permit from the Harbormaster in order to conduct passenger-for-hire activities at Douglas Boat Harbor, [North Douglas Boat Launch](#), [Amalga Harbor Boat Launch](#), [Echo Cove Boat Launch](#), [Tee Harbor Launch Ramp](#), Harris Harbor, Harris Harbor Launch Ramp, Aurora Boat Harbor, Statter Boat Harbor, or Statter Boat Harbor Launch Ramp. Applications are available at any of the Docks and Harbor Department Offices. The Harbormaster is authorized to issue permits with reasonable conditions concerning insurance, operations, and the payment of fees.

(d) *Inspected vessel fees.* The Harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is regulated under Subchapter T and S of 40 CFR 33 as follows:

~~(1) Calendar year permit: \$300.00 plus \$1.10 per passenger each calendar day that one or more facilities is used for passenger for hire activity; or~~

(1) Calendar year 2015 permit: \$300 plus \$1.25 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2016 permit: \$400 plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2017 permit: \$500 plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

~~(2) Calendar day permit: \$1.00 per certificated passenger seat; or~~

(2) Each calendar year after 2017, a fee equal to the previous year's fee adjusted by the Anchorage Consumer Price Index (CPI) as reported by the Alaska Department of Labor for the calendar year preceding the start of the moorage year, rounded to the nearest \$1.00 for the permit and nearest \$0.10 per passenger, unless the docks and harbors board takes action to keep the fee the same as the previous year.

(3) No charge for non-profit use when approved by the Harbormaster on a case-by-case basis.

(e) *Uninspected vessel fees.* The Harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is not regulated under Subchapter T and S of 40 CFR 33 (six-pack **OUPV - operator of uninspected passenger** vessels) as follows:

~~(1) Calendar year permit: \$50.00 per vessel plus \$15.00 per passenger seat; or~~

(1) Calendar year 2015 permit: \$50 plus \$1.00 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2016 permit: \$100 plus \$1.25 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity. Calendar year 2017 permit: \$150 plus \$1.50 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

(2) Each calendar year after 2017, a fee equal to the previous year's fee adjusted by the Anchorage Consumer Price Index (CPI) as reported by the Alaska Department of Labor for the calendar year preceding the start of the moorage year, rounded to the nearest \$1.00 for the permit and nearest \$0.10 per passenger, unless the docks and harbors board takes action to keep the fee the same as the previous year.

~~(2) Five or fewer uses in a calendar year: \$75.00 per vessel; or~~

(3) No charge for non-profit use when approved by the Harbormaster on a case-by-case basis.

(Amended 4-11-2005, eff. 4-19-2005; Amended 12-5-2005, eff. 12-12-2005; Amended 4-24-2006, eff. 5-2-2006; Amended 7-15-2013, eff. 7-23-2013)

City and Borough of Juneau
Docks & Harbor FINANCE COMMITTEE
January 27, 2015

Issue:

Cost & Funding Source (revenue) Update for Cruise Ship Berth Enhancement (16 B), Uplands and Seawalk Project.

Background:

- In September 2010 Resolution 2542 was adopted setting forth the Assembly's approval of a design concept for replacing the CBJ cruise ship docks in downtown Juneau. It was resolved that Docks and Harbors improve the cruise ship docks by installing two new floating berths seaward of the existing dock in a manner substantially as set out in Concept 16B.
- April 25, 2011 the Committee of the Whole recommended to the Assembly that the following commitments be made to fund the 16B and Seawalk project:
 - Current balance in the Port Development Fee fund (approximately \$4 million).
 - All PDF revenues collected through FY14 and all State Marine Passenger Fees (SMPF) collected through FY16.
 - Starting in FY14 a pledge to use all PDF revenue for 25 years in order to secure a revenue bond for partial funding of the project.
- In June 2012 & November 2013 the Port Engineer provided updated estimated project costs. In March 2014 the cruise dock project was competitively bid and awarded to Manson Construction for \$53.7 million (\$1.7 million below the engineers estimate).
- In August 2012 the Assembly adopted ordinance 2012-28 (subsequently amended by ordinance 2014-01) authorizing the sale of \$29 million in port revenue bonds for these projects. The Port Development fees have been/will be pledged to pay off the bonds. In Feb. 2014 \$6 million in bonds were sold and allocated to the Seawalk project. In April 2015 the remaining \$23 million in revenue bonds will be sold.

Current Status:

Attached are schedules providing updated financial information.

1. Cost estimate schedule summarizing \$94 million by project.
2. Revenue schedule showing \$85.6 million allocated to the projects. The schedule also proposes an alternative funding approach, instead of authorizing additional bonds, to fund the remaining \$8.9 million.

**City and Borough of Juneau
Docks & Harbors Finance Committee**

Tuesday, January 27, 2015

Cruise Ship Berth Enhancement & Seawalk Project Cost Update

	Final Design - Pre Bid Oct 2013	Actual Costs (through FY14)/Budget as of Jan. 2015	Nov 2013 - Jan 2015 Increase (Decrease)
Cruise Ship Dock Expansion & Upland Improvements			
Phase I, II, & III Cruise Terminal Staging Area	12,255,000	12,255,000	-
Phase II & III Berth Cost Update	61,492,000	61,480,000	(12,000)
Taku Dock Modifications	1,250,000	1,250,000	0
CBJ Project Administration	-	-	0
1% For Art	553,000	553,000	0
Subtotal	75,550,000	75,538,000	(12,000)
Seawalk	15,000,000	15,000,000	0
Archipelago Seawalk uplands	2,000,000	2,000,000	0
Subtotal	17,000,000	17,000,000	0
Total Project Costs (previously approved by the Assembly)	92,550,000	92,538,000	(12,000)
Required Bond Fund Reserve	2,900,000	2,100,000	(800,000)
Total Project & Financing Costs	95,450,000	94,638,000	(812,000)

City and Borough of Juneau
Docks & Harbors Finance Committee
Tuesday, January 27, 2015

Cruise Ship Berth Enhancement & Seawalk Project Revenue Update

Revenue Detail	November 2013	January 2015	Variance Increase/ (Decrease)
State Grants & Dock Fund			
State DCCED Grant (partial)	\$3,279,000	\$3,279,000	\$0
State Grant	7,500,000	7,500,000	-
State Grant	477,000	477,000	-
Dock Fund	4,096,000	4,096,000	-
Subtotal	\$15,352,000	15,352,000	\$0
CBJ Port Development Fee (PDF)			
FY 09-2014	18,412,000	17,147,000	(1,265,000)
CBJ Marine Passenger Fee (MPF)			
FY 09-2013	4,413,000	3,913,000	(500,000)
State Marine Passenger Fee (SMPF)			
FY 12-2016	21,273,000	21,441,000	168,000
Sub-total Revenue (previously authorized by Assembly)	59,450,000	57,853,000	(1,597,000)
Revenue Bond (\$29.4 million authorized net of \$1.6 million for bond reserve)	36,000,000	27,800,000	(8,200,000)
Total Project Revenue	95,450,000	\$ 85,653,000	(9,797,000)
Total Project Expenditures	\$ 95,450,000	\$ 94,638,000	(812,000)
Project Balance (Shortfall)	0	(8,985,000)	(8,985,000)
Additional Funding Sources			
PDF FY15 (not needed for debt)		2,300,000	2,300,000
SMPF FY17		4,400,000	4,400,000
Dock Fund Balance		1,600,000	1,600,000
Revenue Balance - Surplus (Shortfall)	\$0	(\$685,000)	(\$685,000)

DOCKSREV
1/26/2015
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Bi

ennial Budget FY16

Account	Description	FY14 Actuals	FY15 Amd Budget	FY15 5mos Actuals	FY15 Proj Actuals	FY16 Approved	FY16 Revised
531010101	Docks non-operational						
4800-0000	Interest income in Lawson	(97,914)	(78,000)		(22,900)	(92,600)	(22,900)
	Investment&Intrst Income Total	(97,914)	(78,000)		(22,900)	(92,600)	(22,900)
	Grand Total	(97,914)	(78,000)		(22,900)	(92,600)	(22,900)
Account	Description	FY14 Actuals	FY15 Amd Budget	FY15 5mos Actuals	FY15 Proj Actuals	FY16 Approved	FY16 Revised
531520101	Dock Operations						
4300-0000	User fees	(68,313)	(70,000)	(93,510)	(106,400)	(70,000)	(100,000)
4300-0034	Cruiseship Dock Fees	(498,655)	(500,000)	(291,969)	(482,100)	(500,000)	(500,000)
4300-0035	Maintenance Port Fees	(488,777)	(460,000)	(291,160)	(476,800)	(460,000)	(460,000)
	Charges for Services Total	(1,055,745)	(1,030,000)	(676,639)	(1,065,300)	(1,030,000)	(1,030,000)
4410-0000	Permit revenues	(368,727)	(500,000)	(133,175)	(412,600)	(500,000)	(500,000)
	Licenses, Permits, Fees Total	(368,727)	(500,000)	(133,175)	(412,600)	(500,000)	(500,000)
4800-0000	Interest income in Lawson	347		1,941			
	Investment&Intrst Income Total	347		1,941			
4890-0000	Loss on disposal of assets	242					
	Gain/Loss-Sales of AssetsTotal	242					
4950-0225	Marine passenger fee	(287,604)	(287,600)	(119,835)	(287,600)	(287,600)	(287,600)
	Trnfrs from Other Funds Total	(287,604)	(287,600)	(119,835)	(287,600)	(287,600)	(287,600)
	Grand Total Operations	(1,710,906)	(1,817,600)	(927,708)	(1,765,500)	(1,817,600)	(1,817,600)
	TOTAL	(1,808,820)	(1,895,600)	(927,708)	(1,788,400)	(1,910,200)	(1,840,500)
	Reimbursable fr Port Dev Fee	(11,004)	(11,000)	(4,585)	(11,000)	(11,000)	(11,000)
	DOCKS TOTAL REV BUDGET	(1,819,824)	(1,906,600)	(932,293)	(1,799,400)	(1,921,200)	(1,851,500)

DOCKSEXP	Bi	ennial Budget	FY16				
1/26/2015							
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		FY14	FY15 Amd	FY15 5mos	FY15 Proj	FY16	FY16
531520101	Dock Operations	Actuals	Budget	Actuals	Actuals	Approved	Revised
Account	Description	-----	-----	-----	-----	-----	-----
	Administration						
5110-0000	Salaries	366,639	424,900	165,809	418,800	441,100	428,700
5111-0000	Overtime	10,148	10,000	3,915	10,000	10,000	10,000
5116-0000	Accrued leave	37,498		13,717			
5120-0000	Benefits	219,844	262,200	105,093	260,000	273,200	260,200
5130-0000	Workers compensation	12,396	9,500	3,960	9,500	9,500	9,500
5140-0000	Engineering workforce	132					
	Total Personnel	646,657	706,600	292,494	698,300	733,800	708,400
	Commodities & Services						
5200-0000	Business travel	3,605	5,000	3,279	5,000	5,000	5,000
5201-0000	Mileage	556	1,000	241	650	1,000	1,000
5202-0000	Travel and training	6,988	6,500	495	6,500	6,500	6,500
5390-0000	Contractual services	44,467	58,000	24,125	58,000	58,000	58,000
5394-0000	Interdepartmental	154,800	171,900	71,625	171,900	171,900	171,900
5350-0000	Landscape charges		45,000	18,750	45,000	45,000	45,000
5397-0000	Bank card fees	43	100	31	250	100	100
5322-0000	Advertising	1,369	5,000	858	5,000	5,000	5,000
5320-0000	Printing	2,467	2,000	746	2,000	2,000	2,000
5370-0000	Spec & Prop	56,394	67,200	28,000	67,200	67,200	67,200
5375-0000	General Liab, Auto & EE Pract Ins	1,104	1,000	415	1,000	1,000	1,000
5340-0000	Repairs	8,628	20,000	2,109	20,000	20,000	20,000
5344-0000	Maintenance - buildings	48,610					
5345-0000	Building Maint Div charges	8,427	7,100	1,128	7,100	7,500	7,500
5330-0000	Rents	55,860	61,500	32,143	61,500	61,500	61,500
5360-0000	Equipment rentals	1,489	1,000	1,255	1,500	1,000	1,000
5362-0000	Fleet replacement reserve	9,000	9,000	3,750	9,000	9,000	9,000
5332-0000	Electricity	9,828	11,000	2,322	10,000	12,000	12,000
5333-0000	Fuel oil & propane		100			100	100
5334-0000	Refuse disposal	8,983	13,000	8,322	13,000	13,000	13,000
5335-0000	Water service	25,357	65,000	28,194	65,000	65,000	65,000
5336-0000	Wastewater service	1,571	2,000	923	2,000	2,000	2,000
5380-0000	Dues and subscriptions	2,730	3,000	1,174	3,000	3,000	3,000
5481-0000	Postage and parcel post	164		49	100		
5480-0000	Office supplies	1,732	2,000	479	2,000	2,000	2,000
5488-0000	Uniforms and safety equipment	351	5,000		5,000	5,000	5,000
5490-0000	Materials and commodities	32,368	35,000	4,545	35,000	35,000	35,000
5492-0000	Gasoline and oil	39		120	120		
5491-0000	Safety programs and equipment	40	500		500	500	500
5496-0000	Minor equipment	55	8,000	3,571	8,000	8,000	8,000
5498-0000	Minor Software	1,365	4,000	152	4,000	4,000	4,000

5204-0000	Recruiting	26					
	Total Commodities & Services	488,416	609,900	238,801	609,320	611,300	611,300
	Capital Outlay						
5510-0000	Vehicles and equipment		10,000	16,300	16,300	10,000	10,000
	Total Capital Outlay		10,000	16,300	16,300	10,000	10,000
	Reimbursable Expenses						
7001-0000	Reimbursable Expense - Internal	(11,004)	(11,000)	(4,585)	(11,000)	(11,000)	(11,000)
	Total Reimbursable Expenses	(11,004)	(11,000)	(4,585)	(11,000)	(11,000)	(11,000)
	Total Exp Operations	1,124,069	1,315,500	543,010	1,312,920	1,344,100	1,344,100
		FY14	FY15 Amd	FY15 5mos	FY15 Proj	FY16	FY16
531520201	CIP Engineers-Dock	Actuals	Budget	Actuals	Actuals	Approved	Revised
Account	Description	-----	-----	-----	-----	-----	-----
	Administration						
5110-0000	Salaries	8,545	265,100	4,494	265,039	274,800	274,800
5116-0000	Accrued leave	26,507		9,374			
5120-0000	Benefits	17,781	124,700	6,541	124,728	129,800	127,700
5141-0000	All other workforce		(329,800)		(329,800)	(344,600)	(342,400)
	Total Personnel	52,833	60,000	20,409	60,000	60,000	60,000
	Commodities & Services						
5201-0000	Mileage	583	2,000	176	600	2,000	2,000
5390-0000	Contractual services		15,000			15,000	15,000
	Total Commodities & Services	583	17,000	176		17,000	17,000
	Total Exp - CIP Eng Dock	53,416	77,000	20,585		77,000	77,000
	TOTAL	1,177,485	1,392,500	563,595		1,421,100	1,421,100
	Reimbursable fr Port Dev Fee	(11,004)	(11,000)	(4,585)	(11,000)	(11,000)	(11,000)
	DOCKS TOTAL EXP BUDGET						

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Bi

ennial Budget

FY16

Account	Description	FY14 Actuals	FY15 Amd Budget	FY15 5mos Actuals	FY15 Proj Actuals	FY16 Approved	FY16 Revised
530010101	Harbors non-operational						
4700-0000	Cash over/short	(390)		(2)			
	Other Revenues Total	(390)		(2)			
4800-0000	Interest income in Lawson	(125,267)	(72,800)		(30,400)	(86,400)	(30,400)
	Investment&Intrst Income Total	(125,267)	(72,800)		(30,400)	(86,400)	(30,400)
	Grand Total Non-Operations	(125,657)	(72,800)	(2)	(30,400)	(86,400)	(30,400)
530510101	Harbor Operations						
4013-0000	State shared revenues	(304,415)	(350,000)	(395,010)	(395,010)	(350,000)	(350,000)
	State Revenue Total	(304,415)	(350,000)	(395,010)	(395,010)	(350,000)	(350,000)
4300-0000	User fees	(2,892,146)	(2,740,500)	(1,748,740)	(2,850,000)	(2,785,000)	(2,850,000)
	Charges for Services Total	(2,892,146)	(2,740,500)	(1,748,740)	(2,850,000)	(2,785,000)	(2,850,000)
4450-0001	Minor Violations	(9,113)	(10,000)	(13,905)	(15,000)	(10,000)	(10,000)
	Fines and Forfeitures Total	(9,113)	(10,000)	(13,905)	(15,000)	(10,000)	(10,000)
4570-0000	Land lease revenue	(606,780)	(690,000)	(421,771)	(1,177,000)	(690,000)	(800,000)
	Rentals & Leases Rev Total	(606,780)	(690,000)	(421,771)	(1,177,000)	(690,000)	(800,000)
4720-0000	Bad debts	154,082	50,000		75,000	50,000	50,000
	Other Revenues Total	154,082	50,000		75,000	50,000	50,000
4800-0402	AR interest and fines	(16,410)		(7,815)	(10,150)		
	Investment&Intrst Income Total	(16,410)		(7,815)	(10,150)		
4890-0000	Loss on disposal of assets	728					
	Gain/Loss-Sales of AssetsTotal	728					
	Grand Total Operations	(3,674,054)	(3,740,500)	(2,587,241)	(4,372,160)	(3,785,000)	(3,960,000)
	HARBORS TOTAL REVENUE	(3,799,711)	(3,813,300)	(2,587,243)	(4,402,560)	(3,871,400)	(3,990,400)

HRBREXP	Bi	ennial Buds	FY16				
1/26/2015							
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		FY14	FY15 Amd	FY15 5mos	FY15 Proj	FY16	FY16
530010101	Harbors non-operational	Actuals	Budget	Actuals	Actuals	Approved	Revised
Account	Description	-----	-----	-----	-----	-----	-----
	Commodities & Services						
5490-0000	Materials and commodities			1977	1977		
	Total Commodities & Services			1977	1977		
	Total Exp - Non Operational			1977	1977		
		FY14	FY15 Amd	FY15 5mos	FY15 Proj	FY16	FY16
530510101	Harbor Operations	Actuals	Budget	Actuals	Actuals	Approved	Revised
Account	Description	-----	-----	-----	-----	-----	-----
	Administration						
5110-0000	Salaries	793,172	1,010,500	402,287	1,001,500	1,052,400	1,052,400
5111-0000	Overtime	34,236	25,000	12,934	25,000	25,000	25,000
5116-0000	Accrued leave	100,348		53,202			
5120-0000	Benefits	487,303	594,900	250,152	584,000	621,500	600,300
5130-0000	Workers compensation	12,396	9,600	4,000	9,600	9,600	9,600
	Total Personnel	1,427,455	1,640,000	722,575	1,620,100	1,708,500	1,687,300
	Commodities & Services						
5200-0000	Business travel	1,166	3,500	2,157	3,500	3,500	3,500
5201-0000	Mileage	83	1,000	189	400	1,000	1,000
5202-0000	Travel and training	4,539	5,000	1,500	5,000	5,000	5,000
5205-0000	Contractual training	550	1,500	149	550	1,500	1,500
5342-0000	Maintenance contracts	500		500	500		
5347-0000	Maintenance - software		1,000			1,000	1,000
5390-0000	Contractual services	148,250	130,000	159,148	200,000	130,000	200,000
5394-0000	Interdepartmental	154,800	171,800	71,585	171,800	171,800	171,800
5397-0000	Bank card fees	53,383	50,000	28,143	55,000	50,000	50,000
5322-0000	Advertising	4,099	4,000	208	4,000	4,000	4,000
5320-0000	Printing	5,123	3,000	294	3,000	3,000	3,000
5370-0000	Spec & Prop	56,287	67,200	28,000	67,200	67,200	67,200
5375-0000	Gen Liab, Auto & EE Pract Ins	996	1,000	415	1,000	1,000	1,000
5494-0000	Loss contingency	741	2,500		2,500	2,500	2,500
5340-0000	Repairs	141,777	100,000	26,813	100,000	100,000	100,000
5341-0000	Electronic repairs			550	550		
5344-0000	Maintenance - buildings	40					
5345-0000	Building maint charges	10,194	8,000	4,290	8,000	8,000	8,000
5330-0000	Rents	8,943	9,000	9,026	10,000	9,000	10,000
5360-0000	Equipment rentals	3,016	5,500	3,191	5,500	5,500	5,500
5362-0000	Fleet replacement reserve	18,000	18,000	7,500	18,000	18,000	18,000
5310-0000	Telephone	23,962	28,600	8,346	25,000	28,600	28,600
5332-0000	Electricity	104,482	185,000	42,905	105,000	185,000	115,000

5333-0000	Fuel oil & propane	12,831	15,000	3,573	13,000	15,000	15,000
5334-0000	Refuse disposal	144,729	130,000	70,649	150,000	130,000	130,000
5335-0000	Water service	38,033	50,000	15,357	50,000	50,000	50,000
5336-0000	Wastewater service	5,699	6,500	2,375	6,000	6,500	6,500
5380-0000	Dues and subscriptions	2,698	3,500	2,003	3,500	3,500	3,500
5481-0000	Postage and parcel post	6,649	8,000	2,486	7,000	8,000	8,000
5389-0000	Fleet gasoline	22,698	25,000	9,063	25,000	25,000	25,000
5480-0000	Office supplies	13,722	12,000	1,977	6,000	12,000	12,000
5488-0000	Uniforms and safety equipment		3,000	39	3,000	3,000	3,000
5490-0000	Materials and commodities	95,021	80,000	38,064	80,000	80,000	80,000
5492-0000	Gasoline and oil	1,243	2,000	699	1,300	2,000	2,000
5493-0000	Chemicals	1,144	2,000		2,000	2,000	2,000
5491-0000	Safety programs and equipment	132	3,000		3,000	3,000	3,000
5496-0000	Minor equipment	23,082	15,000	1,854	15,000	15,000	15,000
5497-0000	Minor furniture and fixtures	4,750	1,000		1,000	1,000	1,000
5498-0000	Minor Software	1,267	1,500		1,000	1,500	1,500
5204-0000	Recruiting	920					
5999-0000	Contingency	14,548					
		FY14	FY15 Amd	FY15 5mos	FY15 Proj	FY16	FY16
530510101	Harbor Operations	Actuals	Budget	Actuals	Actuals	Approved	Revised
Account	Description	-----	-----	-----	-----	-----	-----
	Total Commodities & Services	1,130,097	1,153,100	543,048	1,153,300	1,153,100	1,154,100
	Capital Outlay						
5510-0000	Vehicles and equipment	6,784	10,000	23,232	23,232	10,000	10,000
	Total Capital Outlay	6,784	10,000	23,232	23,232	10,000	10,000
	Transfers Out						
5950-0326	Harbor rev bond debt service	753,204	748,800	312,000	748,800	747,200	747,200
	Total Transfers Out	753,204	748,800	312,000	748,800	747,200	747,200
	Total Expenditures	3,317,540	3,551,900	1,602,832	3,547,409	3,618,800	3,598,600

FY16 STAFFING SCHEDULE										DOCKS					HARBORS					Capital				
						15,952				Fund					FUND					Projects				
										531-52-0101					530-51-0101							531-52-0201		
PCN	Salary			FTE	Total		Other		Total Salary															
Number	Range	Class Title	Incumbent		Wages	H&W	Benefits		& Benefits	FTE	%	Salary	Benefits	Total	FTE	%	Salary	Benefits	Total	FTE	%	Salary	Benefits	Total
60010	21	ENG/ARCH I	MOESER, HAROLD R	0.25	21,757	0	2,100	2,100	23,857			0	0	0			0	0	0	0.25	1.00	21,757	2,100	23,857
20147	21	ENG/ARCH I	SCHAAL, ERICH E	1.00	89,177	15,952	28,537	44,488	133,665			0	0	0	0.10	0.10	8,918	4,449	13,367	0.90	0.90	80,259	40,039	120,299
20153	22	ENG/ARCH II	GILLETTE, GARY H	1.00	117,452	15,952	37,585	53,536	170,988			0	0	0	0.10	0.10	11,745	5,354	17,099	0.90	0.90	105,707	48,183	153,889
20135	19	ENG/ARCH ASSOC.	VACANT	1.00	67,026	15,952	21,448	37,400	104,426			0	0	0			0	0	0	1.00	1.00	67,026	37,400	104,426
20043	16	ADMIN OFFICER I	SCOVILL, TEENA B	1.00	64,865	15,952	20,757	36,709	101,574	0.50	0.50	32,433	18,354	50,787	0.50	0.50	32,433	18,354	50,787			0	0	0
20051	10	ADMIN ASSISTANT I	SHINN, JENNIFER	1.00	38,888	15,952	12,445	28,396	67,285	0.50	0.50	19,444	14,198	33,642	0.50	0.50	19,444	14,198	33,642			0	0	0
20205	15	HARBOR OFFICER	MAASS, ROBERT	0.50	25,830	7,976	8,266	16,242	42,072	0.50	1.00	25,830	16,242	42,072			0	0	0			0	0	0
20205	15	HARBOR OFFICER	VACANT	0.50	25,830	7,976	8,266	16,242	42,072	0.50	1.00	25,830	16,242	42,072			0	0	0			0	0	0
20202	15	HARBOR OFFICER	SMITH, DAVID	0.50	26,675	7,976	8,536	16,512	43,187						0.50	1.00	26,675	16,512	43,187			0	0	0
20205	15	HARBOR OFFICER	MORGAN, DAVID O	0.50	25,830	7,976	8,267	16,243	42,073	0.50	1.00	25,830	16,243	42,073			0	0	0			0	0	0
20206	10	HARBOR TECHNICIAN	TURNER, DANIEL	0.50	19,886	7,976	6,363	14,339	34,225	0.50	1.00	19,886	14,339	34,225			0	0	0			0	0	0
20206	10	HARBOR TECHNICIAN	DODD, BENJAMIN	0.50	18,618	7,976	5,958	13,934	32,552	0.50	1.00	18,618	13,934	32,552			0	0	0			0	0	0
20206	10	HARBOR TECHNICIAN	BEAVERS, CHRIS M	0.50	20,534	7,976	6,571	14,547	35,081	0.50	1.00	20,534	14,547	35,081			0	0	0			0	0	0
20206	10	HARBOR TECHNICIAN	REECE, CHRISTOPHER G	0.50	19,237	7,976	6,157	14,133	33,370	0.50	1.00	19,237	14,133	33,370			0	0	0			0	0	0
20206	10	HARBOR TECHNICIAN	CRYTS, JEREMIAH	0.50	19,237	7,976	6,156	14,132	33,369	0.50	1.00	19,237	14,132	33,369			0	0	0			0	0	0
20274	17	SR. HARBOR OFFICER	LIERMANN, DOUGLAS	1.00	77,154	15,952	24,689	40,641	117,795	0.50	0.50	38,577	20,320	58,897	0.50	0.50	38,577	20,320	58,897			0	0	0
20317	25	PORT DIRECTOR	UCHYTIL, CARL J.	1.00	124,335	15,952	39,787	55,739	180,073	0.50	0.50	62,167	27,869	90,037	0.50	0.50	62,167	27,869	90,037			0	0	0
60011	15	HARBOR OFFICER	HILBERT, RONALD	0.50	28,483	7,976	9,114	17,090	45,573	0.50	1.00	28,483	17,090	45,573			0	0	0			0	0	0
20015	10	ADMIN ASSISTANT I	BOYD, SARA	1.00	38,739	15,952	12,398	28,349	67,088			0	0	0	1.00	1.00	38,739	28,349	67,088			0	0	0
20415	12	ADMIN ASSISTANT II	MEJIA, JENNIFER A	1.00	47,244	15,952	15,118	31,070	78,314			0	0	0	1.00	1.00	47,244	31,070	78,314			0	0	0
20015	10	ADMIN ASSISTANT I	BODE, CATHERINE	0.50	19,237	7,976	6,156	14,132	33,369			0	0	0	0.50	1.00	19,237	14,132	33,369			0	0	0
20015	10	ADMIN ASSISTANT I	VACANT	0.50	18,116	7,976	5,958	13,934	32,049			0	0	0	0.50	1.00	18,116	13,934	32,049			0	0	0
20016	10	ADMIN ASSISTANT I	BRUCE, ASHLEY	0.42	16,159	6,700	5,171	11,871	28,030	0.21	0.50	8,080	5,935	14,015	0.21	0.50	8,080	5,935	14,015			0		0
20044	14	ADMIN ASSISTANT III	RASTER, MARY M	1.00	58,054	15,952	18,577	34,529	92,583			0	0	0	1.00	1.00	58,054	34,529	92,583			0	0	0
20202	15	HARBOR OFFICER	HOLLOWAY, DENNIS M	1.00	66,338	15,952	21,228	37,180	103,518			0	0	0	1.00	1.00	66,338	37,180	103,518			0	0	0
20206	10	HARBOR TECHNICIAN	VACANT	0.50	18,618	7,976	5,958	13,934	32,552			0	0	0	0.50	1.00	18,618	13,934	32,552			0	0	0
20202	15	HARBOR OFFICER	BODDY, THOMAS J	1.00	63,470	15,952	20,310	36,262	99,731			0	0	0	1.00	1.00	63,470	36,262	99,731			0	0	0
20202	15	HARBOR OFFICER	HODGE, WILLIAM H	0.50	26,675	7,976	8,536	16,512	43,187			0	0	0	0.50	1.00	26,675	16,512	43,187			0	0	0
20202	15	HARBOR OFFICER	FORCHEMER, JOHN D	1.00	60,758	15,952	19,442	35,394	96,152			0	0	0	1.00	1.00	60,758	35,394	96,152			0	0	0
20204	15	HARBOR OFFICER	NELSON, KYLE L	1.00	71,045	15,952	22,734	38,686	109,731			0	0	0	1.00	1.00	71,045	38,686	109,731			0	0	0
20204	15	HARBOR OFFICER	DAVIS, PATRICK M	1.00	55,836	15,952	17,867	33,819	89,654			0	0	0	1.00	1.00	55,836	33,819	89,654			0	0	0
20207	10	HARBOR TECHNICIAN	WINGO, CHRIS	0.50	20,534	7,976	6,571	14,547	35,081			0	0	0	0.50	1.00	20,534	14,547	35,081			0	0	0
20207	10	HARBOR TECHNICIAN	VACANT	0.50	18,618	7,976	5,958	13,934	32,552			0	0	0	0.50	1.00	18,618	13,934	32,552			0	0	0
20207	10	HARBOR TECHNICIAN	VACANT	0.50	18,618	7,976	5,958	13,934	32,552			0	0	0	0.50	1.00	18,618	13,934	32,552			0	0	0
20207	10	HARBOR TECHNICIAN	WEBSTER, JERRI	0.50	19,237	7,976	6,156	14,132	33,369	0.50	1.00	19,237	14,132	33,369								0	0	0
20209	22	HARBORMASTER	BORG, DAVE	1.00	90,560	15,952	28,979	44,931	135,491	0.50	0.50	45,280	22,465	67,745	0.50	0.50	45,280	22,465	67,745			0	0	0
20272	18	OPS MAINT SPV	UNRUH, DOUGLAS A	1.00	78,831	15,952	25,226	41,177	120,008			0	0	0	1.00	1.00	78,831	41,177	120,008			0	0	0
60009	10	LABORER	VACANT	0.38	14,150	0	1,365	1,365	15,515			0	0	0	0.38	1.00	14,150	1,365	15,515			0	0	0
60009	10	LABORER	VACANT	0.38	14,150	0	1,365	1,365	15,515			0	0											



Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

From: Carl Uchytel, Port Director
To: Docks & Harbors Board
Via: Operations-Planning Committee
Finance Committee
Date: February 17th, 2015
Re: THANE ORE HOUSE – NEXT STEPS

Background: Previously, I provided situation reports regarding the status of the plan to lease the property formerly encumbered by the Thane Ore House. In summary, it was presented that the former lessee has no legal basis for future compensation for the leased property. The property was also appraised and determined the building was fully depreciated and the fee simple value of the 1.12 acre property was \$86,000.

Regulations & Ordinance: In consultation with CBJ Law, the process, defined under ordinance and regulations, provides wide discretion, to the Port Director and Board, when selecting a lessee. Under Title 85, the Board and Port Director assumes the role of Assembly and Manager, respectively for management of properties entrusted under our stewardship. Although, the Assembly would adjudicate appeal processes. Some of the applicable guidance includes:

- (1) 53.20.060 - Rights prior to leasing. *The filing of an application for a lease shall give the applicant no right to a lease or to the use of the land applied for. Any use not authorized by lease shall constitute a trespass against the City and Borough.*
- (2) 53.20.120 - Bids; manager's rejection. *Prior to the signing of the formal lease by the City and Borough, the manager may, without cause, reject any and all bids for leases when the best interest of the City and Borough clearly justifies such action.*

Now, with that said, CBJ 53.20.130 states: *An aggrieved bidder may appeal the manager's determination of the apparent high bidder or the preference privilege bidder to the assembly within five days, excluding Saturday and Sunday following such determination. Such appeals must be in writing and contain a short statement of the grounds for the appeal and be verified under oath. The assembly shall within 30 days of receipt of a timely appeal review the asserted grounds for appeal and rule thereon. The assembly's decision shall be final, but without prejudice to any other rights the aggrieved bidder may have. Failure of the assembly to rule within 30 days shall constitute a rejection of both the claim under the appeal and the contested bid.*

In addition to the above provisions noted, we have leasing requirements within the harbor regulations:

05 CBJAC 50.020 - Relationship to CBJ leasing code.

Leases under the administration of the docks and harbors department are governed by CBJ Chapter 53.20, Leases, and CBJ 85.02.060. The regulations in this chapter implement and make specific the requirements of those code sections as they apply to leases under the jurisdiction of the Docks and Harbors Board.

Philosophy: Lacking a prescriptive legal procedure, Docks & Harbors can move forward with somewhat subjective discretion in selecting an appropriate lessee. This could include a bidding and business plan (RFP) evaluation, if so desired. As noted above, there is an appeal process for an aggrieved non-selected applicant but the standard to overturn a selection would be “my proposal is better”. This most likely would be difficult for the Assembly to overrule - assuming a transparent selection process is followed with an independent seated panel.

Recommendation: I recommend Docks & Harbors advertise in a manner similar to inviting professional services through a Request For Proposal (RFP). In the RFP, the applicant would provide a propriety business plan, business history and financial support to operate a business on the facility. The RFP would also request the applicant to provide an annual bid for the opportunity to lease the property. The solicitation would also inform the potential applicants that the lease includes the use or removal of the existing structures and Docks & Harbors will not be razing any buildings. The minimum annual lease rent would be \$8600 (10% of the appraised value). The seated selection panel would evaluate the RFP and bid and choose the applicant meeting the criteria set forth by Docks & Harbors. For example, the criteria could include a preference for marine related business, best opportunity for employment or an evaluation of the “best & highest” use of the property. It would also be clear the high bid will not automatically be the winning bid for the selection of the most appropriate lessee.

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Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

From: Carl Uchytel, Port Director
To: Docks & Harbors Board
Via: Operations-Planning Committee
Finance Committee
Date: February 17th, 2015
Re: STATTER HARBOR - ELECTRIC BOAT CHARGING STATION

Background: At the October 30th regular Board meeting and again at the November 13th, 2014 Operations-Planning Committee meeting, Bob Varness (Tongass Rain Electric Cruise - TREC) has requested consideration from the Docks & Harbors Board to operate a 50 foot, fully electric charter vessel at Statter Harbor under the general management principals imposed within regulations.

05 CBJAC 25.010 - Designated moorage areas. *At any time during the year, the harbormaster, in his discretion, may designate moorage areas within the harbor for specific uses, such as the loading and unloading of passengers, crew, or cargo, fish cleaning, boat repair, commercial, recreational, and other types of moorage.*

05 CBJAC 25.020 - Administration of designated moorage areas. *When designating an area, the harbormaster shall establish written procedures for administering moorage in the designated area. There shall be no moorage fee for use of a loading zone designated under this regulation. No person may moor a vessel in a designated moorage area unless actively engaged in the use specified for the designated area, except in an emergency or in the interests of effective space management, the harbormaster may allow a vessel that is not actively engaged in the use specified for the designated area to temporarily moor in the designated area.*

05 CBJAC 25.030 - Visiting vessel arrival zone. *The harbormaster may establish a zone for visiting vessels to moor upon their arrival from out-of-town and establish written procedures for administering this moorage. The purpose of the zone is to provide temporary moorage for visiting vessels while the harbormaster finds appropriate moorage within the facility. No person shall moor a vessel in this zone without the approval of the harbormaster. The harbormaster shall charge daily moorage fees for use of this zone. The time allotted under the daily fee is transferable to other moorage areas within the facility.*

05 CBJAC 25.040 - Reservations zone. *The harbormaster may accept reservations for daily moorage on both sides of the breakwater and establish written procedures for administering this moorage. No person shall moor in an area marked for reservation without the approval of the*

harbormaster. The harbormaster shall assess daily moorage fees under this section the same manner as the regulations set out in 05 CBJAC 15.030.

05 CBJAC 25.050 - Docks and harbors board approval. *Prior to administering moorage as set out in sections 010 through 040 of this regulation, the harbormaster shall obtain the approval of the docks and harbors board.*

Specifically, Mr. Varness has requested a location within the harbor in which he can have reasonable access to 50 amp and 30 amp electrical power. The Board has given direction to Staff to find an acceptable solution to this unique request.

Issue: On November 19th, 2014 staff met with Mr. Varness and Bill Shattenberg at Statter Harbor to discuss power requirements and appropriate location to best deconflict competing interest in this heavily used facility. At the January 29th Board meeting, Staff recommended designating 60 feet in the Horseshoe area for electric vessel charging only from 7 pm to 8 am on a daily basis (see enclosure). This area has been previously and will in the future, be declared “overnight moorage” thus alleviating criticism that Mr. Varness has de facto reserved moorage. In the event, another fully electric vessel wishes moor overnight – then this will be a first come, first serve moorage. Mr. Varness, Mr Shattenberg and Docks & Harbors Staff identified power pedestal in the selected area which will allow the electric vessel to charge over the evening period.

Assuming the vessel will charge for eight hours, the anticipated electrical charges will be:

208 volts x 50 amps = 10,400 Watt

10.4kWatt x 8 hours x \$0.12/(kWatt-hour) = ~\$10 per 8 hour charge

Times two outlets = ~\$20 per 8 hour charge

120 volts x 30 amps = 3600 Watt

3.6kWatt x 8 hours x \$0.12/(kWatt-hour) = ~\$3.50 per 8 hour charge

Estimated electrical consumption: \$23.50/day or \$705/month

Regarding compensation, there are several options which could be used to levy appropriate fees to Mr. Varness:

Transient 50 ft x \$0.54/ft per day = \$27/day (\$810/month) or,

Monthly 50 ft x \$7.05/ft per month = \$352.50; or

Reserved 50 ft x \$1.50/ft per day = \$75/day (\$2250/month)

Electrical:

Daily: 30 amps => \$7.20/day + 50 amp (twice) => \$48/day = \$55.20/day or \$1656/month; or

Monthly (summer/liveaboard): \$90 (30 amp) + \$180 (50 amp) + \$180 (50 amp) = \$450/month; or

A third option would be to allow Mr. Varness to meter the pedestal through AELP.

Recommendation: I recommend the appropriate monthly fee to be the monthly rate (\$352.50/mo) + the daily electrical rate (\$1656) for an estimated monthly moorage fee of \$2008.50, based on FY2015 rates.

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Encl: Map showing designated electric vessel moorage

PARKING SUMMARY	
TRAILER PARKING	100
VEHICLE PARKING	84
BUS PARKING	4



ENGINEERS, INC



CITY/BOROUGH OF JUNEAU
ALASKA'S CAPITAL CITY

DOCKS & HARBOR DEPARTMENT



DESIGN: BMI
DRAWN: PND
CHECKED: CRS
APPROVED: CRS

SCALE:
SCALE IN FEET
0 60 120 FT



CITY & BOROUGH OF JUNEAU
STATTER HARBOR IMPROVEMENTS

SHEET TITLE:
PROPOSED MASTER PLAN PROJECT FOR
CONDITIONAL USE PERMIT

PJND PROJECT NO.: 082015 DWS FILE:

1
SHEET
OF 1



EXHIBIT NOTE:
THIS EXHIBIT DENOTES APPROXIMATE BOUNDARY POSITIONS ONLY
R & M ENGINEERING, INC. ASSUMES NO RESPONSIBILITY FOR
CONCLUSIONS ARRIVED AT FROM REVIEW OF THIS EXHIBIT.

APPROXIMATE SCALE
0' 30' 60' 120' 240'
PHOTOGRAPHY BY R & M ENGINEERING, INC. 2001

EXHIBIT 1
A PHOTOGRAPHIC OVERLAY
DIAGRAM
APPROXIMATE LEASED PREMISES
WITHIN
LOT NO.2, BLOCK 51
A.T.S. NO.3
WITHIN
CITY & BOROUGH OF JUNEAU, ALASKA

CLIENT:
C.B.I. - HARBORS DEPT.
125 E. EDWARD ST.
JUNEAU, ALASKA 99801
DATE: MAR. 2006

SURVEYOR:
R. & M. ENGINEERING, INC.
1000 W. CENTER HIGHWAY
JUNEAU, ALASKA 99801
DATE: MAR. 2006

D:\2006\03\17\1024000\125E\125E.dwg PLOT: March 30, 2006 at: 8:45am Administrator



Cruise Berths Fabrication Update



Breasting Dolphin #13



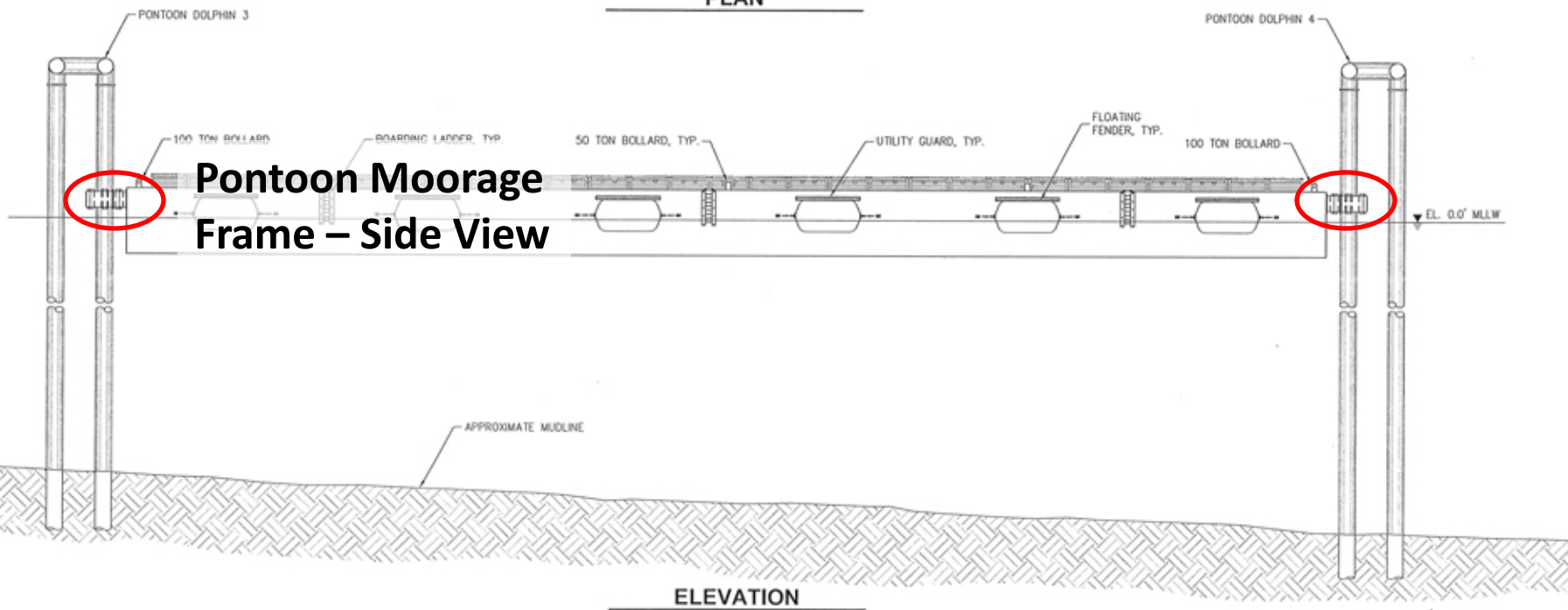
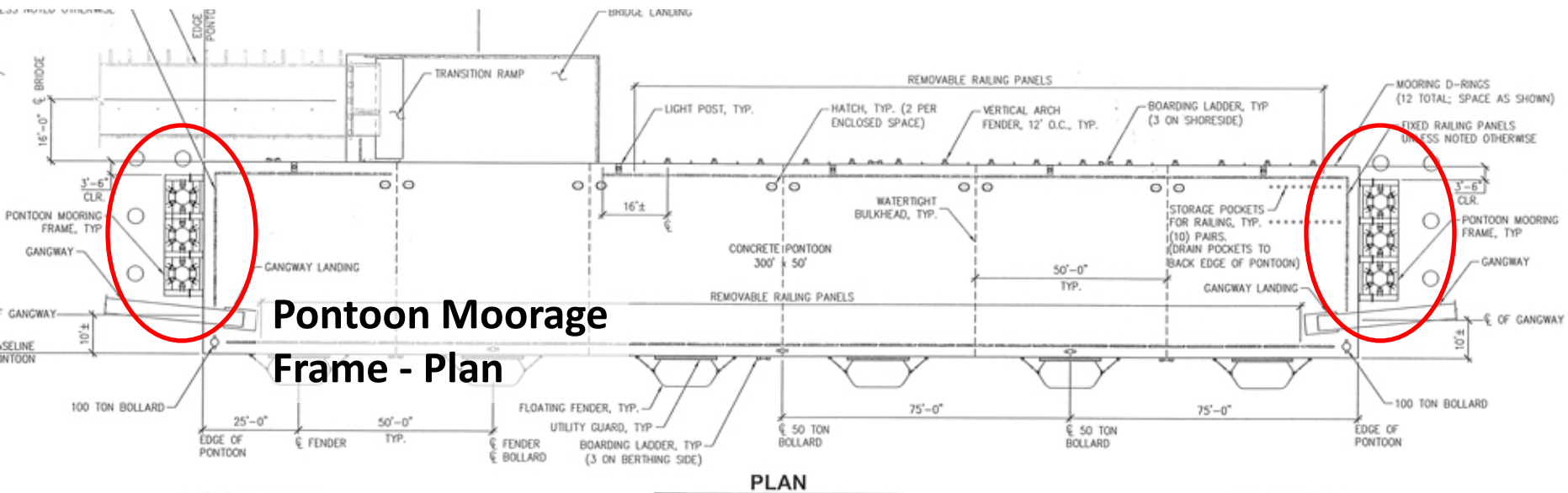
Breasting Dolphin #13

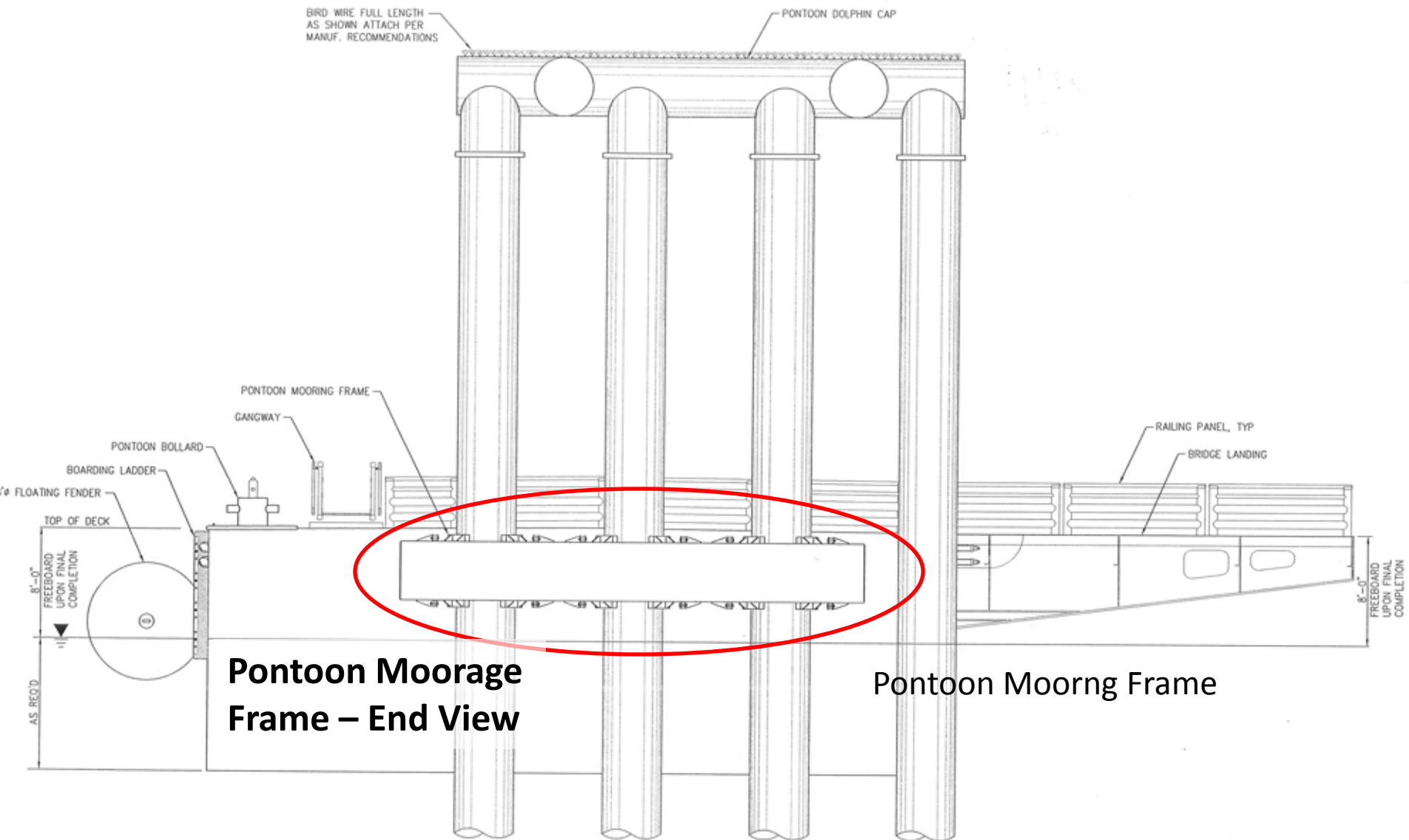


Pipe Bollard on Breasting Dolphin #13



Fender Unit Steel Plate





SOUTH ELEVATION

NOTE: SOUTH BERTH PONTON SHOWN,
NORTH BERTH PONTON SIMILAR.







PORT ENGINEER'S PROJECT STATUS REPORT

Gary Gillette, Port Engineer

Project	Status	Schedule	Contractor	Notes
Auke Bay Loading Facility - Phase I				
Conditional Use Permit for Boat Repair	Approved		Staff	
ADEC Multiple Sector General Permit	Planning			
Auke Bay Loading Facility - Phase II				
Reporting	On-Going	Quarterly	Staff	Next report due Apr 30 (Jan Feb Mar)
Old Douglas Harbor Reconstruction				
Monitoring Plan	Approved		COE	Awaiting official letter of approval
CDD Eagle Tree Variance	In Progress	March 10, 2015		Board of Adjustment
NFWS Eagle Tree Permit				Preparing Application
Prepare Bid Documents for Demolition	In Progress		PND	Advertise demolition bid in late February
Demolition Bid Opening		March 19, 2015	TBD	
Demolition Period		8/17/15 - 10/9/15		
ACOE Dredging Period		10/12/15 - 4/11/16		
Review of 2007 95% Drawings	Hold		Staff	
Final Engineering and Design	Hold		PND	
Float Installation Bid	Hold			
Float Installation	Hold	4/12/16 - 8/12/16		
Statter Harbor Launch Ramp				
Conveyance - DNR Property at Glacier Hwy	In Progress		R&M	Awaiting survey approval by DNR
DNR Tidelands Survey	In Progress			Awaiting survey contract
Construction	In Progress	July 31, 2016	Miller	
Port of Juneau Cruise Berths				
1% for Art	In Progress	April 20, 2015	Staff	Awaiting recommendation by Art Panel
Prefabrication and Procurement	In Progress		Manson	
Submittal Review and Fabrication Inspection	In Progress		PND	
Construction	Hold	Sept 20, 2015	Manson	
Vibration Monitoring Services	In Progress		AS&E	Plan anticipated Feb 2015
Cathodic Protection Replacement				
Final Engineering and Design	Bidding		Tinnea	Bid cancelled - bids over budget
Aurora Harbor Re-Build				
Construction	In Progress		NCS	
Completion		Spring 2015		
Douglas Breakwater	In Progress		ACOE	Awaiting Appropriation Ordinance for funding

PORT ENGINEER'S PROJECT STATUS REPORT

Gary Gillette, Port Engineer

Bridge Area - SeaWalk Planning	Hold			Coordination with Engineering
Alaska Marine Services Center	Hold			Coordinate with Eng, P&R
Statter Boat Haul-Out/Kayak Ramp	Hold			Awaiting full funding
Weather Monitoring System	In Progress		MXAK	Stakeholder Meeting in Feb 2015
Periodic Maintenance Plan	In Progress		Staff	Working with MIS to develop program entry
Archipelago Property Improvements	Planning		Staff	Awaiting Board Direction
DHS Security Grant	In Progress		Staff	
Auke Bay Breakwater Safety Improvements	Design		PND	Awaiting design
Statter Ramp Deck Improvement	In Progress		NPE	Investigating faulty materials issue
Taku Dock	Design		PND	Pile Sleeves
IVF Repairs	Design		Sherman	Bull rail modifications
Wayside Float Dredging	Design		Staff	Awaiting funding
Amalga Harbor Fish Cleaning Station	Planning		Staff	