

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

April 25, 2022 7:00 PM

Assembly Chambers/Zoom Webinar/YouTube Livestream

Meeting No. 2022-10 <https://juneau.zoom.us/j/91515424903> or 1-253-215-8782 Webinar
ID: 915 1542 4903

Submitted By:

Robert Barr, Deputy City Manager

I. FLAG SALUTE

II. LAND ACKNOWLEDGMENT

III. ROLL CALL

IV. SPECIAL ORDER OF BUSINESS

- A. **Special Recognition: Janet Sanbei, Administrative Officer**
- B. **Special Recognition: Jennifer Mannix, Risk Management Officer**
- C. **Proclamation: Child Care Provider Appreciation Day May 6, 2022**
- D. **Proclamation: Commemorating Earth Day, Litter-Free Juneau, and Drive Electric Earth Day April 30, 2022**
- E. **Proclamation: Public Service Recognition Week May 1-7, 2022**
- F. **Instruction for Public Participation**

The Assembly follows COVID protocols in accordance with CDC guidelines, CBJ ordinances & resolutions, and COVID mitigation strategies at the time of a meeting. Assemblymembers meet in-person, to the extent possible. ***The public is recommended – but not required – to mask at meetings.*** The public may participate in person or via Zoom webinar. Testimony time will be limited by the Mayor based on the number of participants. ***Members of the public that want to provide oral testimony via remote participation must notify the Municipal Clerk prior to 4pm the day of the meeting by calling 907-586-5278.*** For in-person participation at the meeting, a sign-up sheet will be made available at the back of the Chambers and advance sign-up is not required. Members of the public are encouraged to send their comments in advance of the meeting to BoroughAssembly@juneau.org.

V. APPROVAL OF MINUTES

- A. **January 10, 2022 Regular Assembly Meeting #2022-02 DRAFT Minutes (Corrected)**
- B. **February 7, 2022 Regular Assembly Meeting #2022-03 DRAFT Minutes**
- C. **February 28, 2022 Regular Assembly Meeting #2022-05 DRAFT Minutes**
- D. **March 14, 2022 Regular Assembly Meeting #2022-07 DRAFT Minutes (Corrected)**
- E. **April 4, 2022 Regular Assembly Meeting #2022-08 DRAFT Minutes**

VI. MANAGER'S REQUEST FOR AGENDA CHANGES

VII. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

VIII. CONSENT AGENDA

- A. Public Requests for Consent Agenda Changes, Other Than Ordinances for Introduction
- B. Assembly Requests for Consent Agenda Changes
- C. Assembly Action

1. Ordinances for Introduction

- a. **Ordinance 2021-08(b)(am)(AO) An Ordinance Transferring \$70,000 from Police's Fiscal Year 2022 Operating Budget to the Drug Enforcement Unit Building Expansion Capital Improvement Project.**

The Juneau Police Department was awarded funds from the Federal High Intensity Drug Trafficking Areas (HIDTA) Program in their FY22 operating budget. Per the grant award, a portion of this funding is allocated for the design phase of the Drug Enforcement Unit building expansion project. This ordinance would transfer \$70,000 from JPD's FY22 operating budget to the capital budget for this purpose. Depending on design costs, funding may also be available through the HIDTA Program for the construction phase of the project.

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

- b. **Ordinance 2021-08(b)(am)(AP) An Ordinance Appropriating up to \$800,000 to the Manager for the Eaglecrest Gondola Capital Improvement Project; Funding Provided by General Funds.**

The Purchasing Officer is processing bids to transport the gondola from Austria to Juneau, which was initially estimated to be \$400,000. However, the potential lowest bid is nearly \$850,000 and the other bid is nearly \$1,120,000. With CBJ having contracted to pay \$1.34 million (1.23M Euro) for the gondola itself plus the engineering inspection costs, loading/export fees, employee travel costs, and attorney fees, there is insufficient budget authority in the existing appropriation to sign a contract for the transportation. Given the gondola transportation bids, a \$500,000 supplemental appropriation is currently necessary to fund transportation at the lower bid.

The Manager recommends the Assembly introduce this ordinance and set it for public hearing at the next regular or special Assembly meeting.

2. Resolutions

a. **Resolution 2985 A Resolution Supporting an Application for Congressionally Directed Spending for the Capital Civic Center.**

This resolution would express the community's support for an application of Congressionally Directed Spending for the Capital Civic Center. The City and Borough of Juneau owns Centennial Hall and the Juneau Arts and Culture Center, including the real property on which they are located. Both of those facilities are in need of substantial renovation, repair, expansion or replacement. The City and Borough of Juneau is soliciting proposals to complete design plans for the construction of a Capital Civic Center to meet the community's needs and aspirations. The Capital Civic Center project will provide substantial economic benefits to not only the Juneau community but also the entire Southeast Alaska region. Finally, more than \$30 million in public and private funding has been raised or pledged to the project.

The City Manager recommends the Assembly adopt this resolution.

3. Liquor License

a. **Liquor License Renewals & Transfer**

These liquor license actions are before the Assembly to either protest or waive its right to protest the license actions.

Liquor License Renewals

License Type: Club, License #3313

Licensee: Fraternal Order of Eagles Aerie #4200 d/b/a Fraternal Order of Eagles #4200

Location: 2055 Jordan Ave #1, Juneau

License Type: Restaurant/Eating Place, License #4192

Licensee: JH Inc. d/b/a Seongs Sushi Bar

Location: 740 W. 9th St., Juneau

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Liquor License Transfer

License Type: Wholesale Malt Beverage & Wine, License #5495

License Transferor: White Mountain Beverage LLC d/b/a K&L Distributors Alaska

License Transferee: RNDC Alaska Inc. d/b/a RNDC Alaska

Location: 8420 Airport Blvd. Suite 201, Juneau

Staff from the Police, Finance, Fire, Public Works (Utilities) and Community Development departments have reviewed the above licenses and recommended the Assembly waive its right to protest the renewal and transfer applications. Copies of the documents associated with these licenses are available in hardcopy upon request to the Clerk's office.

The City Manager recommends the Assembly waive its right to protest the above-listed liquor license renewals and transfer.

4. Other Items for consent

a. **Marijuana License Renewals**

These marijuana license actions are before the Assembly to either protest or waive its right to protest the license actions.

Marijuana License Renewals

License Type: Retail Marijuana Store License: #13217

Licensee: ForgetMeNot Enterprises, Inc. d/b/a Glacier Valley Shop

Location: 8505 Old Dairy Rd. Suite 1, Juneau

License Type: Standard Marijuana Cultivation Facility License: #13221

Licensee: ForgetMeNot Enterprises, Inc. d/b/a Green Valley Enterprises

Location: 8505 Old Dairy Rd. Suite 2, Juneau

License Type: Marijuana Product Manufacturing Facility License: #13222

Licensee: ForgetMeNot Enterprises, Inc. d/b/a Southeast Essentials

Location: 8505 Old Dairy Rd. Suite 3, Juneau

Staff from Police, Finance, Fire, Public Works (Utilities) and Community Development Departments have reviewed the above licenses and recommended the Assembly waive its right to protest the renewal applications. Copies of the documents associated with these licenses are available upon request to the Clerk's office.

IX. PUBLIC HEARING

A. **Ordinance 2022-04(b) An Ordinance Amending the Parking Requirements of the Land Use Code.**

This ordinance would repeal and replace large portions of the parking regulations in the CBJ. Notably, the existing parking districts would change, and the proposed downtown parking district would no longer have parking requirements. Additionally, this ordinance expands the applicability of parking waivers and fee-in-lieu for most parking requirements.

This ordinance was developed through eleven Title 49 Committee meetings, one Planning Commission Committee of the Whole, and two Planning Commission regular meetings. On January 25, 2022, the Planning Commission recommended the Assembly adopt this ordinance. The Assembly Lands, Housing, and Economic Development Committee discussed this ordinance on February 14, 2022. The Systemic Racism Review Committee discussed this ordinance on February 8, 2022, and recommended forwarding to the full Assembly for public hearing. The Assembly Committee of the Whole amended this ordinance on April 11, 2022.

The Manager recommends the Assembly adopt this ordinance.

B. **Ordinance 2022-23 An Ordinance Temporarily Closing Auke Lake for the 2022 IRONMAN Alaska Triathlon and Providing a Penalty.**

Juneau is set to host the first IRONMAN Alaska triathlon on August 7, 2022, with 1,500 race participants. The race's swimming course consists of a 2.4-mile loop around Auke Lake, which is normally open to motorized vessels each day during the summer, and other public uses. This ordinance would temporarily close Auke Lake to motorized vessels and other public uses August 6-7, 2022 to minimize user conflicts related to the race.

The Parks & Recreation Advisory Committee recommended the Assembly adopt this ordinance at

its meeting on April 5, 2022. The Systemic Racism Review Committee reviewed this ordinance on April 5, 2022 and had no concerns. The Lands, Housing, and Economic Development Committee reviewed this ordinance on April 11, 2022, and moved it for consideration by the full Assembly.

The Manager recommends the Assembly adopt this ordinance.

C. Ordinance 2021-08(b)(am)(AI) An Ordinance Appropriating \$1,000,000 to the Manager as Local Match for the Lemon Creek Multimodal Path Capital Improvement Project; Funding Provided by General Funds.

This ordinance would appropriate \$1,000,000 of general funds as local match for the Lemon Creek Multimodal Path capital improvement project. This project is ranked highest on CBJ's FY23 Legislative Priority List, and it could be a good candidate for grant funding with this as local match if needed.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

D. Ordinance 2021-08(b)(am)(AF) An Ordinance Appropriating \$5,000,000 to the Manager for the Affordable Housing Fund; Funding Provided by General Funds.

This ordinance would appropriate \$5,000,000 of general funds to the Affordable Housing Fund. Assuring adequate and affordable housing for all Juneau residents is highest ranking on the Assembly's goals for 2022. Appropriating these funds will ensure continued robust and sustainable use of the Affordable Housing Fund.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

E. Ordinance 2021-08(b)(am)(AE) An Ordinance Appropriating \$3,000,000 to the Manager for the Augustus Brown Pool Capital Improvement Project; Funding Provided by General Funds.

Delaying renovation of Augustus Brown Pool has substantially increased costs due to inflation, supply chain issues, and limited competition in the pool specialty trade. This ordinance would provide \$3,000,000 of general funds for necessary project work. The intent is to complete renovations contemplated in the 2017 sales tax renewal.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

F. Ordinance 2021-08(b)(am)(AG) An Ordinance Appropriating \$1,500,000 to the Manager for the Information Technology Infrastructure Upgrades Capital Improvement Project; Funding Provided by General Funds.

This ordinance would appropriate \$1,500,000 of general funds for information technology needs at CBJ, including cyber security and system modernization upgrades that do not fit in the traditional operating budget framework.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

G. Ordinance 2021-08(b)(am)(AH) An Ordinance Appropriating \$500,000 to the Manager for the Juneau Police Department Radio System Replacement Capital Improvement Project; Funding Provided by General Funds.

The Juneau Police Department owns and maintains a system of radios that is at the end of its useful life. A consultant report estimated new radio system costs in excess of \$12 million. This ordinance would appropriate \$500,000 for the first stages of design and planning for the radio project.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

H. Ordinance 2021-08(b)(am)(AJ) An Ordinance Appropriating \$6,300,000 to the Manager for the New City Hall Capital Improvement Project; Funding Provided by General Funds.

This ordinance would appropriate \$6,300,000 of general funds as initial funding for the New City Hall capital improvement project. Although the Assembly has not made final decisions on replacing or renovating the current city hall, appropriating these funds now will ensure funding is available to move the project forward once final decisions have been made. This project is ranked #4 on CBJ's FY23 Legislative Priority List.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

I. Ordinance 2021-08(b)(am)(AK) An Ordinance Appropriating \$250,000 to the Manager for the North Douglas Crossing Capital Improvement Project; Funding Provided by General Funds.

This ordinance would appropriate \$250,000 of general funds towards the planning stage of the North Douglas Crossing capital improvement project. This project is ranked #2 on CBJ's FY23 Legislative Priority List.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and

forwarded it to the full Assembly for public hearing.
The Manager recommends the Assembly adopt this ordinance.

J. Ordinance 2021-08(b)(am)(AL) An Ordinance Appropriating \$1,300,000 to the Manager as a Grant to United Human Services of SE Alaska to Construct the Southeast Community Services Center; Funding Provided by General Funds.

The Assembly appropriated \$1,100,000 to United Human Services of SE Alaska in October 2020 to support construction of the Southeast Community Services Center. Since that time, the project has experienced significant cost escalation due to inflation, supply chain issues, and other economic factors. This ordinance would appropriate an additional \$1,300,000 to help address these issues and ensure completion of project construction.

The Assembly Finance Committee reviewed this request at the March 12, 2022 meeting. The Public Works and Facilities Committee reviewed this request at the April 11, 2022 meeting. The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

K. Ordinance 2021-08(b)(am)(AN) An Ordinance Appropriating \$300,000 to the Manager to Replace Lost Revenue in the Downtown Parking Fund; Funding Provided by General Funds.

The Downtown Parking Fund has experienced a significant reduction in revenue as a result of decreased permit sales to tourism companies and employees downtown who largely transitioned to working from home during the pandemic. This ordinance would appropriate \$300,000 of general funds to replace lost revenue in the Downtown Parking Fund and prevent the fund from going negative at the end of FY22. Permit fee increases are also being considered and were discussed by the Public Works and Facilities Committee at the April 11, 2022 meeting.

The Systemic Racism Review Committee reviewed this request at the April 5, 2022 meeting and forwarded it to the full Assembly for public hearing.

The Manager recommends the Assembly adopt this ordinance.

L. Ordinance 2022-06 An Ordinance Appropriating Funds from the Treasury for FY23 City and Borough Operations.

This ordinance appropriates \$430,907,100 in expenditure authority for the City and Borough of Juneau's FY23 operating budget, excluding the School District. This ordinance appropriates all transfers between funds that support operations, debt service and capital projects as well as the associated expenditures within the funds themselves.

This ordinance also recognizes \$423,752,800 of forecast revenue and transfers-in and decreases fund balances, across all funds, by \$7,154,300. The forecast revenue and draw from fund balance are sufficient to fund the budgeted expenditures. Budgeted expenditures and revenues will be reviewed in detail with the Finance Committee during the budget process in April and May.

The Charter requires that a public hearing be held on the FY23 operating budget by May 1, 2022, and the ordinance be adopted by June 15, 2022.

The Systemic Racism Review Committee will review this request during April and May.

The City Manager recommends holding the charter required public hearing for this ordinance, followed by referral back to the Assembly Finance Committee for further

M. **review.
Ordinance 2022-07 An Ordinance Appropriating Funds from the Treasury for FY23 School District Operations.**

This ordinance will appropriate \$86,659,000 to the School District for its FY23 operating budget. This is an overall decrease in the budget of \$5,737,600 from the FY22 Amended Budget. The FY23 school budget is supported with a combination of funding sources including CBJ local funding of \$30,608,500 and state and federal funding of \$51,389,400. The local funding consists of \$28,491,200 for general operations and \$2,117,300 for programs and activities not subject to the state funding cap.

State statute requires the Assembly to determine the total amount of local educational funding support to be provided and provide notification of the support to the School Board within 30 days of the School District's budget submission. The district's budget was submitted April 1, 2022. To meet this timing provision, it is necessary for the Assembly to determine the amount of funding and provide notice in the month of April. This amount cannot subsequently be reduced, unless the amount exceeds the State funding cap, but it can be increased. If the Assembly does not set the amount and furnish the School Board with notice within 30 days, the amount requested by the School District is automatically approved. By Charter, the Assembly is required to appropriate the School District's budget no later than May 31, 2022.

On April 25, 2022, a meeting is scheduled for the Assembly to state, by motion, the amount of local funding to be provided to the School District.

The Systemic Racism Review Committee will review this request during April and May.

The City Manager recommends holding the charter required public hearing for this ordinance, followed by a motion to set the amount of local funding to be provided to the school district, and then referral of the ordinance back to the Assembly Finance Committee for additional review.

N. **Ordinance 2022-08 An Ordinance Establishing the Rate of Levy for Property Taxes for Calendar Year 2022 Based Upon the Proposed Budget for Fiscal Year 2023.**

This ordinance will establish the mill rates for property taxes for 2022, which funds a significant portion of the City and Borough of Juneau's FY23 operating budget. The Charter requires the Assembly to adopt, by ordinance, the tax levies necessary to fund the budget before June 15.

The mill levies presented in this ordinance support the Manager's FY23 Proposed Budget that will be reviewed by the Assembly Finance Committee (AFC). As part of the budget review process, the AFC reviews, amends and recommends to the Assembly the final mill levies.

For FY23, the operating mill rate would be set to increase by 0.10 mills for a total proposed mill levy of 10.66 as follows.

The Systemic Racism Review Committee will review this request during April and May.

Operating Mill Rate by Service Area	Millage	Change from FY22 Adopted
Roaded Service Area	2.45	-
Fire Service Area	0.31	-
Areawide	6.70	0.10

Operating Total	9.46	0.10
Debt Service	1.20	-
Total	10.66	0.10

The City Manager recommends holding the charter required public hearing for this ordinance, followed by referral back to the Assembly Finance Committee for further review.

O. Resolution 2975 A Resolution Adopting the City and Borough Capital Improvement Program for Fiscal Years 2023 through 2028, and Establishing the Capital Improvement Project Priorities for Fiscal Year 2023.

This resolution would adopt the Capital Improvement Program (CIP) for Fiscal Years 2023 through 2028, as required by Charter Section 9.4, and lists the capital projects that will be initially appropriated by ordinance in FY23.

The Public Works and Facilities Committee reviewed the preliminary CIP at its March 7, 2022 meeting and forwarded the plan to the Assembly. The Planning Commission reviewed the preliminary CIP at its April 12, 2022 meeting. The Systemic Racism Review Committee will review this request during April and May.

The City Manager recommends holding the charter required public hearing for this resolution, followed by referral back to the Assembly Finance Committee for further review.

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. STAFF REPORTS

A. CBJ Grant Strategy

XIII. ASSEMBLY REPORTS

A. Mayor's Report

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

C. Presiding Officer Reports

XIV. CONTINUATION OF PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

XV. EXECUTIVE SESSION

A. Discussion on Collective Bargaining

The City Manager recommends the Assembly recess into executive session to discuss an update to collective bargaining the immediate knowledge of which would adversely affect the finances of the municipality.

XVI. ADJOURNMENT

ADA accommodations available upon request: Please contact the Clerk's office 36 hours prior to any meeting so arrangements can be made for closed captioning or sign language interpreter services depending on the

meeting format. The Clerk's office telephone number is 586-5278, TDD 586-5351, e-mail: city.clerk@juneau.org