

NOTICE OF REGULAR ELECTION Petersburg Borough OCTOBER 3, 2017 MUNICIPAL ELECTION

THERE ARE 7 BALLOT PROPOSALS THAT WILL BE VOTED UPON: (Shown are #1 - #5 & #7)

Proposition #1
Allowing the City of Kupreanof to Own and Operate a Harbor Facility Within the Petersburg Borough

Shall the Petersburg Borough Charter be amended to allow the City of Kupreanof to own and operate a harbor facility within the Petersburg Borough?

Yes No

Proposition #2
Increasing the Single Sale Exemption Cap

Shall the Petersburg Borough Code Chapter 4.28, entitled Sales Tax, be amended to increase the sales tax exemption cap for a single sale of goods or services within the Petersburg Borough from \$1,200 to \$1,500?

Yes No

A "Yes" vote means that a buyer will pay Petersburg Borough sales tax on the first \$1,500 of any single purchase.

A "No" vote means that a buyer will continue to pay Petersburg Borough sales tax on the first \$1,200 of any single purchase.

A single purchase includes all goods purchased from a single retailer at the same time or within a 24-hour period, or all services purchased within a 30-day period for a specific job or task.

Proposition #3
Limiting the Sales Tax Exemption for Sales of Goods for Use Outside the Borough

Shall the Petersburg Borough Code Chapter 4.28, entitled Sales Tax, be amended to limit the exemption for sales of goods to be used outside the borough to those ordered either online or by telephone or mail from outside the borough, to a buyer who resides or has its principal place of business outside the borough, and the goods are delivered to the buyer at a location outside the borough via common carrier or the U.S. Postal Service?

Yes No

A "Yes" vote will limit the exemption only to sales made to nonresident buyers not physically present in the borough at the time of the sale, placing the order from outside the borough either online or by telephone or mail, where the goods purchased will be delivered for use outside of the borough.

A "No" vote means that all sales made within the borough by a nonresident buyer who is physically present in the borough at the time of the sale, where the goods purchased will be delivered for use outside of the borough, will continue to be exempt from Petersburg Borough sales tax.

Proposition #4
Use of up to \$500,000 of the Economic Fund Towards Cost Sharing the Development of a Small Vessel Haul Out and Work Yard at Scow Bay

Shall the Petersburg Borough be authorized to spend up to a total of \$500,000 from the Borough Economic Fund for local cost sharing necessary to develop a small vessel haul out and work yard at the Scow Bay Turnaround? Additional funding needed for the project would be sought from federal and state granting agencies.

Yes No

Published : August 31 and September 14, 2017

Proposition #5
To Provide a Qualified Exemption from Municipal Real Property Taxation for Structures Containing Approved Fire Protection Systems

Shall two percent (2%) of the assessed value of structures containing approved fire protection systems be exempt from municipal real property taxation?

An exemption under this provision would be limited to an amount that does not exceed two percent of the value of the structure based on the assessment (1) for 1981, if the fire protection system was a fixture of the structure on January 1, 1981; or (2) as of January 1 of the year immediately following the installation of the fire protection system, if the fire protection system became a fixture of the structure after January 1, 1981.

Yes No

See **Proposition # 6** on the following page

Proposition #7
Prohibiting the Addition of Fluoride to the Borough Public Water System – Proposed by Initiative Petition #2017-02

The Petersburg Borough currently adds fluoride to its public water supply. This ordinance would prohibit the Borough from continuing to fluoridate the public water supply.

Should this ordinance be enacted into law?

Yes No

The ordinance for Proposition #7 is printed in full below per the requirements of PMC 2.44.090A:
A NON-CODE ORDINANCE OF THE PETERSBURG BOROUGH PROHIBITING THE ADDITION OF FLUORIDE TO THE BOROUGH WATER SYSTEM

Section 1. Classification: This ordinance is of a permanent nature if approved by the electors and shall not be codified in the Petersburg Borough Code.

Section 2. Purpose: The purpose of this ordinance is to stop the current practice of adding fluoride to the municipal water system.

Section 3. Substantive Provisions:

Therefore, the People of the Petersburg Borough Ordain as follows: The Borough is prohibited from adding fluoride, or any chemical containing fluoride for the purpose of fluoridation, to the Borough's public water system.

Section 5. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and application to any person and circumstance shall not be affected.

Section 6. Effective Date: This ordinance, if approved by the voters, shall become effective immediately upon the certification of the municipal election results.

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THERE ARE 7 BALLOT PROPOSALS THAT WILL BE VOTED UPON: (Shown is #6)

Proposition #6
Permitting the Operation of Off-Highway Vehicles on Certain Streets Within the Borough – Proposed by Initiative Petition #2017-01

This ordinance would amend the Borough Code to specifically permit operation of off-highway vehicles (not including snowmobiles) on Borough-owned and maintained streets subject to specific operating rules and other requirements, and to establish fines for noncompliance. This ordinance would require Borough registration of off-highway vehicles to be operated on Mitkof Island. This ordinance would not permit operation of off-highway vehicles on Mitkof Highway, South Nordic Drive or Haugen Drive.

Should this ordinance be enacted into law?

Yes No

The ordinance for Proposition #6 is printed in full below per the requirements of PMC 2.44.090A:
AN ORDINANCE TO AMEND PETERSBURG MUNICIPAL CODE TO ALLOW FOR THE OPERATION AND USE OF OFF-HIGHWAY VEHICLES ON BOROUGH-OWNED AND MAINTAINED STREETS, HIGHWAYS, OR WAYS OPEN TO THE PUBLIC AND LOCATED WITHIN THE JURISDICTION OF THE PETERSBURG BOROUGH

WHEREAS, current municipal code does not allow for the operation and use of off-highway vehicles on roads within the jurisdiction of the Petersburg Borough.

THEREFORE THE PEOPLE OF PETERSBURG BOROUGH ORDAINS as follows:

Section 1. Classification: This ordinance is of a permanent nature and, if approved by the electors, shall be codified in the Petersburg Borough Code.

Section 2. Purpose: The purpose of this ordinance is to submit to the voters of the Petersburg Borough the question of whether the Petersburg Borough should amend Borough Code to allow for the operation and use of off-highway vehicles (OHV) as long as operators and equipment conform with the provisions set forth in this ordinance. This ordinance only allows for the operation of OHVs on Borough-owned and maintained streets within the jurisdiction of the Petersburg Borough.

Section 3. Substantive Provisions: Amending the Petersburg Borough Code as follows: to amend paragraphs A-E of section 11.12.020 to add references to off-highway vehicles; to add a new paragraph L to section 11.12.020, permitting off highway vehicle usage on borough-owned and maintained roads and imposing conditions on such usage; to add a new section 11.30 requiring registration of off highway vehicles when used on Mitkof Island; and to impose fines for violations of the conditions on such usage, under section 1.16.030. The language proposed for addition to the Code is in **bold and underlined**:

- I. Amended Section: 11.12.020 Miscellaneous operating rules.
 - A. *Drivers must be licensed.* It is unlawful for a person to operate a motor vehicle or **off-highway vehicle (OHV)**, or exercise any degree of physical control of a motor vehicle **or OHV**, upon a street, highway or way open to the public within the borough, without having, in his or her possession, a valid driver's license.
 - B. *Driving while license is canceled, suspended, revoked, or in violation of a limitation.* It is unlawful for a person to drive a motor vehicle **or OHV**, upon a street, highway, or way open to the public within the borough at a time when that person's driver's license has been canceled, suspended or revoked, or in violation of a limitation placed upon that person's license.
 - C. *Permitting unauthorized person to drive.* It is unlawful for a person to authorize or knowingly permit a motor vehicle **or OHV** owned by the person, to be driven upon a street, highway or way open to the public within the borough who is not validly licensed.
 - D. *Reckless driving.* It is unlawful for a person to drive a motor vehicle or **OHV** in the borough in a manner that creates a substantial unjustifiable risk of harm to a person or property. A substantial and unjustifiable risk is a risk of such a nature and degree that the conscious disregard of it or a failure to perceive it constitutes a gross deviation from the standard of conduct that a reasonable person would observe in the situation.
 - E. *Negligent driving.* It is unlawful for a person to drive a motor vehicle or **OHV** in the borough in a manner that creates an unjustifiable risk of harm to a person or to property and who, as a result of the creation of the risk, actually endangers a person or property. An unjustifiable risk is a risk of such a nature and degree that a failure to avoid it constitutes a deviation from the standard of care that a reasonable person would observe in the situation.
- [There are no amendments to paragraphs F – K]
- L. **Off-Highway Vehicles (OHVs). Pursuant to the authority granted in 13 AAC 02.455(a)(3), and in addition to the circumstances set out in paragraphs (a)(1)-(2), (4), (f) and (g), off highway vehicles may be driven on a roadway or shoulder of a borough-owned and maintained highway in accordance with the following restrictions:**
 1. **It is unlawful to operate a vehicle supported in part by skis, including vehicles commonly referred to as snowmobiles, on a street, highway, or way open to the public and located within the Petersburg Borough;**
 2. **No person shall operate an OHV faster than the posted speed limit;**
 3. **OHVs may be driven only on the extreme right-hand side of the roadway and in the same direction as the roadway motor traffic. OHVs are prohibited from impeding traffic and they are required to pull over at the next available turnout to allow traffic to pass if two or more vehicles are immediately behind them;**
 4. **OHVs, except two wheeled vehicles, must be equipped with a fluorescent orange or pink flag measuring at least four inches by ten inches, mounted on the rear of the off-highway vehicle at a height no less than six feet from the ground;**
 5. **No person under the age of 18 shall drive, or be a passenger on, an OHV without a DOT approved helmet. OHVs equipped with a full roll cage are exempt from requiring helmets if they are equipped with other passenger restraints such as seat belts;**
 6. **Passenger restraints in OHVs must be used at all times by the operator and all passengers when the vehicle is in motion;**
 7. **OHVs are not permitted to pass other moving vehicles on the roadway traveling in the same direction;**
 8. **All wheels of the OHV must remain in contact with the ground at all times;**
 9. **All OHV operators, except those with a motorcycle license, shall carry a certificate of completion of a Borough approved ATV safety course. The online course from the ATV Safety Institute (atvsafety.org) meets the requirements of this provision. Other off-highway vehicle safety courses may be approved by resolution of the Borough Assembly;**
 10. **All OHV drivers shall carry proof of liability insurance, covering use and operation of the OHV, with limits equal to or greater than the minimum requirements for operating a normal passenger vehicle in the State of Alaska;**
 11. **Persons operating OHVs must comply with all other motor vehicle laws of the State of Alaska, and any other applicable Petersburg municipal codes;**
 12. **OHV use is prohibited on Private, State, and Federal land without permission from the owner or responsible authority. OHV use is prohibited on Mitkof Highway, South Nordic Drive, and Haugen Drive.**

- II. **New Section: 11.30 OFF HIGHWAY VEHICLE REGISTRATION**
11.30.010 -Registration requirements.
 - A. **Registration is required for all off-highway vehicles to be operated on Mitkof Island. Registration is not required for OHV use in other parts of the borough.**
 - B. **A registration sticker shall be affixed to a prominent location on the exterior of the OHV.**
 - C. **One registration sticker is required for each OHV operated on Mitkof Island.**
 - D. **Petersburg Borough shall administer OHV registrations. The Petersburg Borough shall verify proof of insurance and compliance with State of Alaska registration laws at the time of registration.**
 - E. **The Petersburg Borough shall charge \$100 for each two year OHV registration sticker.**

Section Number: Vehicles	Description of Violation/Traffic Infraction	Fine Amount
1.16.030 Fine schedule		
The following fines are added:		
11.12.020 L3	Operation of OHV on roadway; impeding traffic with an OHV	\$40.00
11.12.020 L4	Operating an OHV without a flag	\$25.00
11.12.020 L5	Minor operating or riding as a passenger on OHV without required helmet	\$25.00
11.12.020 L6	Failure to use passenger restraints	\$25.00
11.12.020 L7	Passing another vehicle with an OHV	\$40.00
11.12.020 L9	Failure to carry proof of completion of an ATV safety course	\$10.00
11.12.020 L10	Driving an OHV without proof of insurance	\$500.00
11.30.010	Operating an unregistered OHV	\$35.00

Section 4. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of the ordinance and application to any person and circumstances shall not be affected.

Section 5. Effective Date: This ordinance, if approved by the voters, shall become effective on 11/21/2017 subject to the certification of the municipal election results.

Published : August 31 and September 14, 2017

INVITATION TO BID

Notice is hereby given that the Petersburg Borough will receive sealed bids for the PMP&L Retaining Wall Project ~ 2017. The project generally consists of a Base Bid. The Base Bid Work generally consists demolition of existing concrete retaining walls, sidewalk & curb/gutter. Construction of new concrete retaining wall, new sidewalk, curb/gutter, and patching of street pavement.

The estimated construction cost for the base bid is approximately \$50,000. All Work must be completed by May 1, 2018.

Sealed bids will be received by the Petersburg Borough, Post Office Box 329, Petersburg, Alaska 99833, located upstairs in the Municipal Building, 12 South Nordic Drive, Petersburg, Alaska 99833 until 2:00 p.m. prevailing time on October 2, 2017 at which time the bids will be publicly opened and read aloud in the Assembly Chambers.

The Contract Documents may be obtained from the Petersburg Public Works Office, located at 303 South Second Street, Petersburg, Alaska 99833 (907) 772-4430. A non-refundable fee of \$30.00 made payable to the Petersburg Borough is required for each set of contract documents. Additional charges will be required for special handling or delivery of the documents by means other than first class mail. The Contract Documents may also be downloaded free of charge on the Petersburg Borough website (www.ci.petersburg.ak.us) under the Current Bid Advertisements section. Downloading Contract Documents from the Petersburg Borough website requires completing a bid advertisement form to receive changes or addenda. Failure to fill out the form may adversely affect your proposal. It is the Offeror's responsibility to insure that they have received all Addenda affecting this Solicitation.

Petersburg Standard Specifications (CPSS) are available for an additional fee of \$60.00 made payable to the Petersburg Borough or available for free on the Borough's website www.ci.petersburg.ak.us Additional charges will be required for special handling or delivery of the documents by means other than first class mail. All documents may be obtained at the Public Works office.

Prospective bidders are encouraged to attend a Pre-Bid Conference that will be held in Petersburg on Friday, September 22, 2017, beginning at 3:00 PM at the Assembly Chambers. Attendance by teleconference will be available by calling 1-800-315-6338. Callers will need to enter the following access code: # 94339. Technical questions regarding this project may be direct to the Public Works Director, Karl Hagerman, (907) 772-4430. He is located at the Petersburg Public Works Office, located at 303 South Second Street, Petersburg, Alaska.

Each bid shall be accompanied by a bid bond, cashier's check or certified check made payable to the Petersburg Borough in the amount of five percent of the total bid price.

The Petersburg Borough reserves the right to reject any or all bids, to waive any informality in a bid, and to make award to the lowest responsive, responsible bidder as it may best serve the interest of the Borough.

Authorized by: Steve Giesbrecht, Borough Manager
Published: September 14 and September 21, 2017

PETERSBURG BOROUGH
PLANNING AND ZONING COMMISSION
NOTICE OF PUBLIC HEARING

Notice is hereby given that the Petersburg Planning and Zoning Commission, on September 19, 2017 at 4:30 pm, will be holding a meeting and conducting a public hearing in the Assembly Chambers located at 12 South Nordic Drive. The purpose of the public hearing is to receive public comment on the following:

a) Application from Dave Ohmer for a variance from the 20' front yard setback requirement to allow for construction of a duplex approximately 10' from the property line at 701 Gjoa Street (PID#:01-006-757).

Interested persons desiring to present their views on the request, either in writing or verbally, will be given the opportunity to be heard during the above mentioned hearing. Written suggestions or objections to the provisions of said requests may be filed with the Community & Economic Development Department at or before such meeting and will be heard by the Petersburg Planning and Zoning Commission at the time and place specified. Said hearings may be continued from time to time as necessary.

Publish: September 14, 2017

WRANGELL-PETERSBURG RESOURCE ADVISORY COMMITTEE
MEETING NOTICE AND CALL FOR PROJECT PROPOSALS

The Wrangell-Petersburg-Kake Resource Advisory Committee (RAC) will be meeting on Saturday, September 23, 2017. The purpose of the meeting is to review the progress of previously funded projects, review new project proposals, and make recommendations for funding of projects through Title II of the Secure Rural Schools and Community Self Determination Act (PL 110-343).

The meeting will take place via video teleconference at the Wrangell and Petersburg Ranger District Offices. The RAC will meet from 8:00am to 5:00pm, or until business is concluded. The meeting is open to the public. A toll free teleconference number will be available for individuals who wish to attend by telephone. Committee discussion is limited to Forest Service staff and Committee members. However, a one-hour public comment period will be open during the meeting beginning at 10:00 am. Individuals wishing to make an oral statement should request in writing by Monday, September 18th to be scheduled on the agenda.

Title II funds may be used for projects that benefit the National Forest and have broad-based support with objectives that may include, but are not limited to:

- Road, trail, and infrastructure maintenance or obliteration
• Soil productivity improvement
• Improvements in forest ecosystem health
• Watershed restoration and maintenance
• Restoration, maintenance and improvement of wildlife and fish habitat
• Control of noxious and exotic weeds
• Reestablishment of native species



New project proposal forms are available at the Petersburg and Wrangell Ranger District offices. To be considered at the September 23rd committee meeting, proposals should be submitted in writing no later than Monday, September 18th. Proposals will continue to be accepted after that date, but sufficient funding may not be available to consider all proposals received. For assistance with the form, or for other information pertaining to the meeting, please contact Linda Slaght, RAC Coordinator, at 772-3871 or by e-mail at lslaght@fs.fed.us. For other information, contact either of the Designated Federal Officials; David Zimmerman, Petersburg District Ranger, 772-3871 or Robert Dalrymple, Wrangell District Ranger, 874-2323.

The USDA Forest Service is an equal opportunity provider, employer and lender.
Published: September 7 and 14, 2017

SAMPLE BALLOT PETERSBURG BOROUGH - MUNICIPAL ELECTION OCTOBER 3, 2017. Includes sections for Mayor, Assembly, School Board, Hospital Board, Planning Commission, Harbors and Ports Advisory Board, Library Advisory Board, and Public Safety Advisory Board.

SAMPLE BALLOT PETERSBURG BOROUGH - BALLOT PROPOSITIONS SAMPLE BALLOT. Includes Propositions #1 through #7 regarding harbor facilities, sales tax exemptions, and public safety measures.

NOTICE OF REGULAR ELECTION
Petersburg Borough
OCTOBER 3, 2017 MUNICIPAL ELECTION

NOTICE IS GIVEN that on Tuesday, October 3, 2017, there will be a Regular Election for the Petersburg Borough, Alaska, for the purpose of electing:

- One Mayor
Two Assembly members
Two School Board members
Five Hospital Board members
Four Planning Commission members
Three Harbor and Ports Advisory Board members
Three Library Advisory Board members
Three Public Safety Advisory Board members

The polls for the election will be open 8:00 a.m. to 8:00 p.m. on October 3, 2017.

The polling place for the election is the Community Center Activity Room.

Voter Qualifications To vote in this election, you must: 1) Be a United States citizen qualified to vote in the State of Alaska elections and registered to vote in the State of Alaska; 2) at least eighteen (18) years of age; 3) a resident of the Petersburg Borough for at least thirty (30) days preceding the election; and 4) not disqualified under Article V of the State of Alaska Constitution as recited in Section 2.08.030.

Absentee Voting Any qualified elector who is absent or expects to be absent from the Borough, or who will be unable to go to the polling place for reasons of physical disability on the day of the Election, may vote by absentee ballot. Absentee ballots will be available in the Borough Clerk's office of the Municipal Building, 12 S. Nordic Drive, beginning Wednesday, September 13, 2017. Voters wishing to receive an absentee ballot by mail must make request for an absentee ballot to the Clerk's office no later than 5:00 p.m., Thursday, September 28, 2017. Voters may vote by absentee ballot at the Clerk's Office through twelve noon (12:00 p.m.), Monday October 2, 2017.

Debra K. Thompson
Borough Clerk
Published : August 31 and September 14, 2017