



# Petersburg Borough

12 South Nordic Drive  
Petersburg, AK 99833

## Meeting Agenda Borough Assembly Regular Meeting

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Monday, May 15, 2023

6:00 PM

Assembly Chambers

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You are invited to a Zoom webinar.  
When: May 15, 2023 06:00 PM Alaska  
Topic: May 15, 2023 Borough Assembly Meeting

Please click the link below to join the webinar:

<https://petersburgak-gov.zoom.us/j/81466732639?pwd=YINISWJyTXZhdC9lejNkSkI0cjc2Zz09>

Passcode: 597926

Or Telephone:

(720) 707-2699

(253) 215-8782

Webinar ID: 814 6673 2639

Passcode: 597926

1. **Call To Order/Roll Call**
2. **Voluntary Pledge of Allegiance**
3. **Approval of Minutes**
  - A. **A. May 2, 2023 Assembly Meeting Minutes**
4. **Amendment and Approval of Meeting Agenda**
5. **Public Hearings**
  - A. **Public Hearing for Ordinance #2023-06: An Ordinance Updating Various Sections of Chapter 14.08 of the Municipal Code, Entitled "Sewer Utility"**

Any public testimony regarding Ordinance #2023-06 should be given during this public hearing. A copy of Ordinance #2023-06 may be found under agenda item 14A.
  - B. **Public Hearing for Ordinance #2023-07: An Ordinance Amending Sections 14.20.125, 14.20.250 and 14.20.380 of Chapter 14.20, *Municipal Harbors*, of the Petersburg Municipal Code to Address Live-Aboards and Other Residential Uses of Vessels Moored in Municipal Harbors and to Increase the Penalty for Speeding or Excessive Wake**

Any public testimony regarding Ordinance #2023-07 should be given during this public hearing. A copy of Ordinance #2023-07 may be found under agenda item 14B.

**C. Ordinance #2023-08: An Ordinance of the Petersburg Borough Adopting the Budget for the Fiscal Year July 1, 2023 through June 30, 2024**

Any public testimony regarding Ordinance #2023-08 should be given during this public hearing. A copy of Ordinance #2023-08 may be found under agenda item 14C.

**D. Public Hearing for Ordinance #2023-09: An Ordinance Repealing Chapters 11.48, 11.52, 11.56 and 11.60 of the Former City of Petersburg Code and PMC Chapter 11.96, and Amending PMC Sections 11.12.040, 14.20.360 and 14.20.380**

Any public testimony regarding Ordinance #2023-09 should be given during this public hearing. A copy of Ordinance #2023-09 may be found under agenda item 14D.

**E. Public Hearing for Ordinance #2023-10: An Ordinance Amending Section 16.12.030(A) of Chapter 16.12, *Acquisition and Disposal of Borough Owned Lands*, of the Petersburg Municipal Code to Add Federally Recognized Tribes to the List of Entities that May Purchase Borough Property for Less than Assessed Value if Determined by the Assembly to be in the Best Interest of the Borough**

Any public testimony regarding Ordinance #2023-10 should be given during this public hearing. A copy of Ordinance #2023-10 may be found under agenda item 14E.

**6. Bid Awards**

**7. Persons to be Heard Related to Agenda**

*Persons wishing to share their views on any item on today's agenda may do so at this time.*

**8. Persons to be Heard Unrelated to Agenda**

*Persons with views on subjects not on today's agenda may share those views at this time.*

**9. Boards, Commission and Committee Reports**

**A. Housing Needs Assessment Survey**

Assembly Member and Housing Task Force Chair Kensinger will update the Assembly on the roll out of the Housing Needs Assessment Survey.

**10. Consent Agenda**

**11. Report of Other Officers**

**12. Mayor's Report**

[A.](#) **May 15, 2023 Mayor's Report**

**13. Manager's Report**

[A.](#) **May 15, 2023 Manager's Report**

## 14. Unfinished Business

### **A. Ordinance #2023-06: An Ordinance Updating Various Sections of Chapter 14.08 of the Municipal Code, Entitled "Sewer Utility" - Second Reading**

If adopted in three readings, Ordinance #2023-06 will change the FY 2024 sewer utility rate increase from 3% to 6%. An annual rate review of the utility indicates this increase is needed to keep up with increased costs and expenses to the Borough. The Assembly unanimously approved Ordinance #2023-06 in its first reading.

### **B. Ordinance #2023-07: An Ordinance Amending Sections 14.20.125, 14.20.250 and 14.20.380 of Chapter 14.20, *Municipal Harbors*, of the Petersburg Municipal Code to Address Live-Aboards and Other Residential Uses of Vessels Moored in Municipal Harbors and to Increase the Penalty for Speeding or Excessive Wake - Second Reading**

Adoption of Ordinance #2023-07 in three readings will: (1) update the live-aboard policy to allow no more than 10% of moorage spaces to be utilized by live-aboard vessels; (2) prohibit commercial use of the harbor facilities for rental of vessels for residential purposes; and (3) increase the penalty for speeding or excessive wake in the harbors from \$50 to \$200. Ordinance #2023-07 was unanimously approved in its first reading.

### **C. Ordinance #2023-08: An Ordinance Adopting the Budget for the Fiscal Year July 1, 2023 Through June 30, 2024 - Second Reading**

Ordinance #2023-08 will set the Petersburg Borough budget for FY 2024 if approved in three readings. After a motion to amend the Community Services budget to increase Mountain View Food Services from \$25,000 to \$43,000 using funds budgeted for Assembly compensation for attending regular meetings was withdrawn, and a motion to approve the same increase and figure out where the funds will come from to do so later failed, the Assembly unanimously approved Ordinance #2023-08 in its first reading as submitted.

### **D. Ordinance #2023-09: An Ordinance Repealing Chapters 11.48, 11.52, 11.56 and 11.60 of the Former City of Petersburg Code and PMC Chapter 11.96, and Amending PMC Sections 11.12.040, 14.20.360 and 14.20.380 - Second Reading**

If approved in three readings, Ordinance #2023-09 will repeal old traffic and parking code, update parking restrictions in current Borough code, allow for the harbor to enforce traffic and parking ordinances at Borough harbor facilities, and establish a \$25 penalty for parking in violation in harbor facilities. The Assembly unanimously approved Ordinance #2023-09 in its first reading.

### **E. Ordinance #2023-10: An Ordinance Amending Section 16.12.030(A) of Chapter 16.12, *Acquisition and Disposal of Borough Owned Lands*, of the Petersburg Municipal Code to Add Federally Recognized Tribes to the List of Entities that May Purchase Borough Property for Less than Assessed Value if Determined by the Assembly to be in the Best Interest of the Borough - Second Reading**

Ordinance #2023-10, if approved in three readings, will allow the Assembly to determine if it is in the best interest of the Borough to sell Borough-owned land at less than assessed value to federally recognized tribes, as well as to state and federal agencies and nonprofit entities. Ordinance #2023-10 was unanimously approved in its first reading.

## 15. New Business

### **A. Resolution #2023-08: A Resolution Setting the Millage Rates for Fiscal Year July 1, 2023 Through June 30, 2024**

If approved, Resolution #2023-08 will set the FY 2024 mill rate inside Service Area 1 at 10.84 mills and outside Service Area 1 at 4.2 mills.

### **B. Southeast Alaska Solid Waste Authority Alternate Representative Appointment Change**

The Borough's SEASWA Representative, Public Works Director Cotta, and Alternate Representative, Utility Director Hagerman, request a change in the Alternate Representative position by removing Utility Director Hagerman and appointing Sanitation Supervisor Aaron Marohl. Without objection of the Assembly, Mayor Jensen may appoint Supervisor Marohl to the SEASWA Alternate Representative position.

## 16. Communications

### **A. Correspondence Received Since April 28, 2023**

## 17. Assembly Discussion Items

### **A. Assembly Member Comments**

### **B. Recognitions**

## 18. Adjourn



# Petersburg Borough

12 South Nordic Drive  
Petersburg, AK 99833

## Meeting Minutes Borough Assembly Regular Meeting

Tuesday, May 02, 2023

12:00 PM

Assembly Chambers

### 1. Call To Order/Roll Call

Mayor Jensen called the meeting to order at 12:00 p.m.

#### PRESENT

Mayor Mark Jensen  
Vice Mayor Bob Lynn  
Assembly Member Thomas Fine-Walsh  
Assembly Member David Kensinger  
Assembly Member Donna Marsh  
Assembly Member Jeff Meucci  
Assembly Member Scott Newman

### 2. Voluntary Pledge of Allegiance

The Pledge was recited.

### 3. Approval of Minutes

#### A. April 17, 2023 Assembly Meeting Minutes

The April 17, 2023 meeting minutes were unanimously approved as submitted.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Kensinger.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

### 4. Amendment and Approval of Meeting Agenda

The agenda was amended to add Item 17A - Report on the April 27, 2023 Public Safety Advisory Board meeting. The agenda was unanimously approved as submitted.

### 5. Public Hearings

No testimony was given.

**6. Bid Awards**

There were no bid awards.

**7. Persons to be Heard Related to Agenda**

*Persons wishing to share their views on any item on today's agenda may do so at this time.*

RD & Madonna Parks, Julianne Thompson, Mary Clemens, Ted Sandhofer, Kelly O'Soup, Bill Tremblay, Nicole McMurren, Tom Parker, Marsha Sandhofer, Joe Bertagnoli, Tom Abbott, Michelle Parker, Dorothy McBride, Dan Sullivan, and Laura & Craig Buhler each shared their support for a third party review of the Borough's safety and communication practices.

Cindy Lynn stated she did not believe having another agency do an independent review is needed. She urged common sense and suggested the community come together each July to comfort the families who lost their loved ones on July 4, 2016.

Tom Abbott thanked the Borough for including KFSK's funding request in the FY 2024 budget.

Marge Oines urged honesty.

Sarah Holmgrain encouraged the Assembly to approve the full financial request from the school district in the FY 2024 budget.

**8. Persons to be Heard Unrelated to Agenda**

*Persons with views on subjects not on today's agenda may share those views at this time.*

Cindy Lynn shared her concerns regarding unsecured funding for the new hospital project.

**9. Boards, Commission and Committee Reports**

No reports were given.

**10. Consent Agenda**

There were no consent agenda items.

**11. Report of Other Officers**

**A. Petersburg Medical Center Update**

In the absence of PMC CEO Hofstetter, who had an important appointment he was unable to reschedule, Vice Mayor Lynn reminded everyone that on May 10, 2023, PMC will hold a public open house to present and discuss plans to construct a new hospital facility. The open house will be held in the Holy Cross House from 11:00 am to 7:00 pm.

**B. US Forest Service Update**

Petersburg District Ranger Born updated the Assembly on Forest Service activities and projects.

**12. Mayor's Report**

**A. May 2, 2023 Mayor's Report**

Mayor Jensen read his report into the record.

**13. Manager's Report**

**A. May 2, 2023 Manager's Report**

Manager Giesbrecht read his report into the record, a copy of which is attached and made a permanent part of these minutes.

**14. Unfinished Business**

**A. Ordinance #2023-05: An Ordinance Updating Chapter 17.02 of the Municipal Code, Entitled "Safety Code Adoption" - Third and Final Reading**

If approved, Ordinance #2023-05 will (1) update the local amendment to the International Building Code snow load requirement, and (2) adopt a local amendment to the International Residential Code for new insulation values.

Ordinance #2023-05 was unanimously approved in its third and final reading.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Newman.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**15. New Business**

**A. Ordinance #2023-06: An Ordinance Updating Various Sections of Chapter 14.08 of the Municipal Code, Entitled "Sewer Utility"**

If adopted in three readings, Ordinance #2023-06 will change the FY 2024 sewer utility rate increase from 3% to 6%. An annual rate review of the utility indicates this increase is needed to keep up with increased costs and expenses to the Borough.

By unanimous roll call vote, Ordinance #2023-06 was approved in its first reading.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Kensinger.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**B. Ordinance #2023-07: An Ordinance Amending Sections 14.20.125, 14.20.250 and 14.20.380 of Chapter 14.20, *Municipal Harbors*, of the Petersburg Municipal Code to Address Live-Aboards and Other Residential Uses of Vessels Moored in Municipal Harbors and to Increase the Penalty for Speeding or Excessive Wake**

Adoption of Ordinance #2023-07 in three readings will: (1) update the live-aboard policy to allow no more than 10% of moorage spaces to be utilized by live-aboard vessels; (2) prohibit commercial use of the harbor facilities for rental of vessels for residential purposes; and (3) increase the penalty for speeding or excessive wake in the harbors from \$50 to \$200.

The Assembly unanimously approved Ordinance #2023-07 in its first reading.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Kensinger.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**C. Ordinance #2023-08: An Ordinance of the Petersburg Borough Adopting the Budget for the Fiscal Year July 1, 2023 Through June 30, 2024**

Ordinance #2023-08 will set the Petersburg Borough budget for FY 2024 if approved in three readings.

After one motion to amend the ordinance was withdrawn and another amendment to increase the amount budgeted for Mountain View Food Services from \$25,000 to \$43,000, figuring out where the funds to do so will come from later failed, Ordinance #2023-08 was unanimously approved as submitted in its first reading.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Marsh.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**D. Ordinance #2023-09: An Ordinance Repealing Chapters 11.48, 11.52, 11.56, and 11.60 of the Former City Code and PMC Chapter 11.96, and Amending PMC Sections 11.12.040, 14.20.360 and 14.20.380**

If approved in three readings, Ordinance #2023-09 will repeal old traffic and parking code, update parking restrictions in current Borough code, allow for the harbor to enforce traffic and parking ordinances at Borough harbor facilities, and establish a \$25 penalty for parking in violation in harbor facilities.

Ordinance #2023-09 was unanimously approved in its first reading.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Marsh.



Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**E. Ordinance #2023-10: An Ordinance Amending Section 12.12.030(A) of Chapter 16.12, Acquisition and Disposal of Borough Owned Lands, of the Petersburg Municipal Code to Add Federally Recognized Tribes to the List of Entities that May Purchase Borough Property for Less than Assessed Value if Determined by the Assembly to be in the Best Interest of the Borough**

Ordinance #2023-10, if approved in three readings, will allow the Assembly to determine if it is in the best interest of the Borough to sell Borough-owned land at less than assessed value to federally recognized tribes, as well as to state and federal agencies and nonprofit entities.

The Assembly unanimously approved Ordinance #2023-10 in its first reading.

Motion made by Assembly Member Meucci, Seconded by Vice Mayor Lynn.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**F. In-Kind Services for Disposal of Material**

Petersburg Medical Center's request for in-kind services for disposal of material from off-site construction into the Borough's mud dump, provided PMC is awarded a grant from the Denali Commission for the work, was unanimously approved.

Motion made by Vice Mayor Lynn, Seconded by Assembly Member Meucci.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**G. 2023 Fuel Adjustment Charge for Annual SEAPA Maintenance Shutdown**

By unanimous roll call vote, the Assembly approved implementation of a fuel adjustment charge to all kilowatt hours sold in the billing period of May 27 through June 27, 2023, which includes the annual 10 day SEAPA power line shutdown (during which the diesel generators are used to produce power for Petersburg).

Motion made by Vice Mayor Lynn, Seconded by Assembly Member Meucci.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**H. Community Center Sewer Line Repair Project**

The Assembly unanimously approved sending the Community Center Sewer Line Report Project out to bid.

Motion made by Assembly Member Meucci, Seconded by Vice Mayor Lynn.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**I. Pump Station 4 Update and Final Design Award**

PND Engineers' Pump Station 4 final design contract amendment in the amount of \$245,600 to complete the project design, permitting, survey and platting was unanimously approved.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Marsh.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**J. Borough Hiring Procedures Review**

After much discussion and withdrawn or failed motions to amend the original motion, (to direct Borough administration to hire an independent specialist to review the Borough's current hiring procedures), the Assembly unanimously decided to seek proposals from Alaska Public Entity Insurance, The Safety Specialists, and any other safety related business recommended by the Borough Attorney to see what they can offer the Borough with regard to a review of the Borough's safety practices. The proposals will be brought back to the Assembly at a future meeting.

Motion made by Assembly Member Kensinger, Seconded by Assembly Member Newman.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**K. Support for SB 132: An Act Imposing an Annual Educational Facilities Maintenance Construction Tax on Net Earnings from Self-Employment and Wages; Relating to the Administration and Enforcement of the Educational Facilities Maintenance and Construction Tax; and Providing for an Effective Date**

The Assembly unanimously opposed sending a letter of support for SB 132.

Motion made by Assembly Member Meucci, Seconded by Assembly Member Kensinger.

Voting Nay: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**16. Communications**

**A. Correspondence Received Since April 13, 2023**

**17. Assembly Discussion Items**

**A. April 27, 2023 Public Safety Advisory Board Meeting Report**

Assembly Member Meucci updated the Assembly on subjects discussed during a recent PSAB meeting, which include: Election of new Chair/Vice Chair; a cross walk at Raven’s Roost Trail; Handicap Parking on Dolphin Street; A parabolic mirror on Haugen Drive, and appointment of Dr. Tuccillo as the Board’s liaison to the Local Emergency Planning Committee.

**B. Assembly Member Comments**

Assembly Member Marsh stated her appreciation to Finance Director Tow and the Borough Department Heads for bringing forward a balanced FY 2024 budget.

Assembly Member Kensinger echoed Member Marsh's comments, stating Petersburg is in good financial shape thanks for Finance Director Tow, Manager Giesbrecht and the Borough Department Heads.

**B. Recognitions**

Utility Director Hagerman thanked Mayor Jensen and Manager Giesbrecht for recognizing Water Operations Supervisor Mike Bell and Wastewater Operations Supervisor Justin Haley for awards recently bestowed upon them by the Alaska Water and Wastewater Management Association. Supervisor Bell was given the Alaska Small System Manager of the Year award and Supervisor Haley was given the Alaska Small Wastewater System Person of the Year award. Director Hagerman stated the awards are well deserved.

Chief Kerr shared that the Police Department received their first Text 911 "call" on Sunday, April 30. The system worked well and the Department Dispatcher was able to text back and forth with a party needing emergency assistance.

**18. Adjourn**

The meeting was adjourned at 3:00 p.m.

Motion made by Assembly Member Marsh, Seconded by Assembly Member Kensinger.

Voting Yea: Mayor Jensen, Vice Mayor Lynn, Assembly Member Fine-Walsh, Assembly Member Kensinger, Assembly Member Marsh, Assembly Member Meucci, Assembly Member Newman

**Mayor's Report  
For  
May 15, 2023 Assembly Meeting**

- 1. Mayfest Celebration 2023:** Wishing everyone a safe and enjoyable Mayfest celebration – watch out for the marauding Vikings!



**Borough Manager's Report  
Assembly Meeting 15 May 2023**

- ❖ Smoke Detector installation is completed at Assisted Living.
- ❖ Hoyer lift has arrived and is being put into service at the Manor.
- ❖ Derrick has received the paperwork from the state to get ready for the annual inspection.
- ❖ Starting the process of transitioning payroll processing to Derrick from Michelle. We will work on this in conjunction with implementing a new time clock system.
- ❖ The Friends of the Library will hold a pop-up Specialty Book/DVD Sale & Silent Auction in the library foyer Monday May 15-Wednesday May 17. Proceeds support local public and school libraries. Information at [psglib.org](http://psglib.org).
- ❖ Engineers working on the final design for the Pump Station 4 project came to town on May 11<sup>th</sup> to familiarize themselves with the site and make sure any questions they have are answered.
- ❖ Staff set up the public restroom trailers with assistance from public works.
- ❖ The EMD16 overhaul continues, with testing to begin shortly after all parts are installed and insulation testing is performed. The unit will be available for the SEAPA shutdown.
- ❖ NC Machinery mobilized to town on May 5<sup>th</sup> and began their work on rebuilding the CAT 398. They are progressing well.
- ❖ McG Constructors/Dawson Joint Venture, our contractor for the Blind Slough Hydro project, officially mobilized to the site on May 4<sup>th</sup> and has begun installing site erosion and siltation control measures. Planning is underway to install the penstock bypass on May 30<sup>th</sup> and shut down the hydro on June 12<sup>th</sup>, after the SEAPA shutdown.
- ❖ The line crew has placed the Little Norway banners and Class of 2023 banners on the light poles downtown. Congratulations to our graduating seniors at PHS!
- ❖ Digital fingerprint machine is installed, and training has been completed. Currently working out the last detail with the State of Alaska. Should be available to the public anytime.
- ❖ Chief Kerr completed Leadership for Troubling Times training and Response to Active Shooter and Terrorism training.

- ❖ Spring maintenance is continuing for the road system with grading, pothole repair, street washing and street sweeping as weather permits.
- ❖ The Streets crew will be helping set up the Mayfest tent on Thursday, May 18<sup>th</sup>. Sanitation is coordinating with the Chamber for Mayfest trash pickup.
- ❖ We recently purchased 4,000 yards of shot rock from Reid Brothers to use for maintenance projects, until such time as we can do some more pit development at the Airport Quarry.
- ❖ Landfill and baler are busy with spring deliveries and more trash being generated at the harbors.
- ❖ Stephanie spent some of last week in Juneau to gain information regarding their major pool renovations. We want her to review the RFP's Juneau is using and to make connections with the contractors if possible. We are still looking for someone who can help us with the needed interior painting of the Aquatic Center.
- ❖ The PMEA negotiating team will reconvene this week to work on negotiating a new three-year contract.
- ❖ Jody, Becky, Debbie, and I met with our health insurance broker to discuss possible solutions to the very large increase in costs. We are hoping to have a alternative solution ready to discuss with the Union.
- ❖ The final assembly and installation of specialized components for the new fire truck started last week.
- ❖ Debbie and I met with the Hospital and Mountain View Food Services to discuss the options related to sharing space at Elderly Housing for an Adult Day Services program.
- ❖

**PETERSBURG BOROUGH  
ORDINANCE #2023-06**

**AN ORDINANCE UPDATING VARIOUS SECTIONS OF CHAPTER  
14.08 OF THE MUNICIPAL CODE, ENTITLED “SEWER UTILITY”**

**WHEREAS**, an annual rate review of the Borough Sewer Utility indicates that a greater than anticipated rate increase is needed for FY 2024 to keep up with increased costs and expenses to the Borough.

**THEREFORE, THE PETERSBURG BOROUGH ORDAINS**, Section 14.08.320A of Chapter 14.08 of the Petersburg Municipal Code, entitled Sewer Utility, is hereby amended as follows:

**Section 1. Classification:** This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

**Section 2. Purpose:** The purpose of this ordinance is to update the rates for FY 2024 for sewer utility service set out in Section 14.08.320A.

**Section 3. Substantive Provisions:** Section 14.08.320A of the Petersburg Borough Municipal Code is hereby amended as follows. The language proposed for addition is in red and underlined, and the language proposed for deletion is in blue and struck through.

**14.08.320 Sewer collection rates.**

- A. The sewer utility rate shall apply to the owner of all houses, buildings or other structures designed or used for human occupancy, employment, recreation or other purpose provided that the public sewer is within 150 feet of the property line. The rate for the sewer utility shall be a minimum based on a unit fee predicated on the size of the water service, plus a water commodity charge as follows. In the event municipal water service is not connected, the monthly minimum for five-eighths inch service shall apply unless it is apparent to the borough that a larger amount of water is being used on the premises.

**Sewer Utility Monthly Service Charge Rate Schedule**

		FY2022	FY2023 3% inc.	FY2024 <del>3% inc.</del> 6% inc.	FY2025 3% inc.	FY2026 3% inc.
Service Description	Size of Water Meter	Service Charge \$/mth	Service Charge \$/mth	Service Charge \$/mth	Service Charge \$/mth	Service Charge \$/mth
Residential	3/4"	40.40	41.61	<del>42.86</del> 44.11	<del>44.15</del> 45.43	<del>45.47</del> 46.79

1" Sewer	1"	90.51	93.23	<u>98.82</u> <del>96.02</del>	<u>101.79</u> <del>98.90</del>	<u>104.84</u> <del>101.87</del>
1½" Sewer	1 1/2"	217.81	224.34	<u>237.80</u> <del>231.07</del>	<u>244.93</u> <del>238.01</del>	<u>252.28</u> <del>245.15</del>
2" Sewer	2"	435.64	448.71	<u>475.63</u> <del>462.17</del>	<u>489.90</u> <del>476.04</del>	<u>504.60</u> <del>490.32</del>
3" Sewer	3"	839.16	864.33	<u>916.19</u> <del>890.26</del>	<u>943.68</u> <del>916.97</del>	<u>971.99</u> <del>944.48</del>
6" Sewer	6"	2191.66	2257.41	<u>2392.85</u> <del>2325.13</del>	<u>2464.64</u> <del>2394.89</del>	<u>2538.58</u> <del>2,006.97</del>
Industrial Sewer		528.61	544.47	<u>577.14</u> <del>560.80</del>	<u>594.45</u> <del>577.63</del>	<u>612.29</u> <del>594.96</del>
Sewer 3/Base Conspt	3/4"	121,19	124.83	<u>132.32</u> <del>128.57</del>	<u>136.29</u> <del>132.43</del>	<u>140.38</u> <del>136.40</del>
DBL Base+Conspt/Res	3/4"	80.80	83.22	<u>88.21</u> <del>85.72</del>	<u>90.86</u> <del>88.29</del>	<u>93.59</u> <del>90.94</del>
Sewer Conspt- Res	3/4"	0.00	0.00	0.00	0.00	0.00
Sewer Base	3/4"	40.40	41.61	<u>44.11</u> <del>42.86</del>	<u>45.43</u> <del>44.15</del>	<u>46.79</u> <del>45.47</del>
Sewer Conspt- Com		0.00	0.00	0.00	0.00	0.00
Sewer-Condos		363.58	374.49	<u>396.96</u> <del>385.72</del>	<u>408.87</u> <del>397.29</del>	<u>421.13</u> <del>409.21</del>
Sewer 3xBase +Conspt		121.19	124.83	<u>132.32</u> <del>128.57</del>	<u>136.29</u> <del>132.43</del>	<u>140.38</u> <del>136.40</del>
Housing Apartments	3/4"	242.39	249.66	<u>264.64</u> <del>257.15</del>	<u>272.58</u> <del>264.87</del>	<u>280.76</u> <del>272.81</del>
Commercial Swr Base		90.51	93.23	<u>98.82</u> <del>96.02</del>	<u>101.79</u> <del>98.90</del>	<u>104.84</u> <del>101.87</del>
Half Chg Senior Cit	3/4"	20.21	20.82	<u>22.07</u> <del>21.44</del>	<u>22.73</u> <del>22.08</del>	<u>23.41</u> <del>22.75</del>



**Sewer Utility Commodity Charge Rate Schedule**

		FY2022	FY2023 3% inc.	FY2024 <del>3% inc.</del> 6% inc.	FY2025 3% inc.	FY2026 3% inc.
Service Description	Size of Water Meter	\$/Kgal	\$/Kgal	\$/Kgal	\$/Kgal	\$/Kgal
All service levels	All	1.02	1.05	<del>1.08</del> 1.11	<del>1.11</del> 1.15	<del>1.15</del> 1.18

The commodity charge is billed from the rate schedule as presented in this chapter, for each unit. A unit shall be each separate residence, house, trailer, apartment, commercial or industrial premises, public restroom or any structure designed or used for dwelling or business purposes.

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

**Section 5. Effective Date:** This Ordinance shall become effective immediately upon final passage.

**PASSED AND APPROVED** by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Mark Jensen, Mayor

ATTEST:

\_\_\_\_\_  
Debra K. Thompson, Borough Clerk

Adopted:  
Noticed:  
Effective:

**PETERSBURG BOROUGH  
ORDINANCE #2023-07**

**AN ORDINANCE AMENDING SECTIONS 14.20.125, 14.20.250 AND 14.20.380 OF CHAPTER 14.20, MUNICIPAL HARBORS, OF THE PETERSBURG MUNICIPAL CODE TO ADDRESS LIVE-ABOARDS AND OTHER RESIDENTIAL USES OF VESSELS MOORED IN MUNICIPAL HARBORS AND TO INCREASE THE PENALTY FOR SPEEDING OR EXCESSIVE WAKE**

**WHEREAS**, the current language of the borough code, in chapter 14.20, *Municipal Harbors*, does not provide any guidance on the number or type of vessels which can be utilized as live-aboards in borough harbors; and

**WHEREAS**, the borough code also does not directly address other residential uses of vessels moored in borough harbors, such as for vacation rentals or long-term residential rentals; and

**WHEREAS**, residential vessel use, by its nature, produces less movement of vessels into and out of the harbors, resulting in a reduction of available hot berthing space in the harbors; and

**WHEREAS**, the harbors of the borough are the economic driver of the community of Petersburg, and further guidance regarding harbor residential usage is necessary to ensure continued operational efficiency; and

**WHEREAS**, Municipal Code Section 14.20.380, *Fees for prohibited acts*, establishes a penalty for speeding or excessive wake of \$50 per occurrence; and

**WHEREAS**, speeding or causing excessive wake in the municipal harbors can cause damage to floats and vessels; and

**WHEREAS**, the Harbor Advisory Board recommends the penalty for speeding or excessive wake be increased to \$200 per occurrence.

**THEREFORE, THE PETERSBURG BOROUGH ORDAINS**, Sections 14.20.125, 14.20.250 and 14.20.380 of the Petersburg Municipal Code are hereby amended as follows. The language proposed for addition is in bolded red and underlined, and the language proposed for deletion is struck through.

**Section 1. Classification:** This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

**Section 2. Purpose:** The purpose of this ordinance is to address live-aboard and other residential uses of vessels occupying moorage space in borough harbors and to increase the penalty for speeding or excessive wake.

**Section 3. Substantive Provisions:**

**14.20.030 – Definitions**

**“Boat house” means a building or structure designed or used primarily for the storage of boats or vessels.**

**“Float house” means any habitable structure or dwelling upon a barge or floats (including without limitation wood logs, foam billets, plastic or steel barrels and or tubes) whether fixed or transient, and used primarily as a residence, as contrasted with a vessel.**

#### **14.20.125 - Live-aboard policy.**

A. A person living aboard a vessel for fifteen days within any 30-day period is considered a live-aboard.

B. Pets may be kept on a live-aboard vessel pursuant to chapter 7.04 of this Code.

C. Vessels being used as live-aboards must meet all sanitary requirements as established by the United States Coast Guard or by the borough.

D. Oil, gas, electric or wood heating units must be installed and utilized in conformance with manufacturers' specifications and approved by the harbormaster as a matter of public safety.

E. Fees for live-aboard use shall be charged as established in this chapter.

**F. During the months of May through October of each year, no more than ten percent (10%) of the moorage spaces within each category of stall length may be utilized at any one time by live-aboard vessels, except at the discretion of the Harbormaster.**

#### **14.20.250 - Prohibited acts.**

The following acts are prohibited:

*[There are no changes to paragraph A]*

B. Tying or mooring pile drivers, scows, barges, boat houses, **float houses**, or other similar vessels, ~~or vessels over one hundred fifty feet in length,~~ to any float;

*[There are no changes to paragraph C through V]*

**W. Commercial use of the harbor facilities for rental of vessels for residential purposes, either on a short-term or long-term rental basis, including without limitation using the vessel as a vacation rental or bed & breakfast. This does not preclude short-term moorage of a marine passenger ship providing overnight lodging as part of a cruise, as defined in PMC 4.80.020.**

**14.20.380 – Fees for prohibited acts**

The following acts shall be unlawful within the jurisdiction of the municipal harbors and penalties shall be assessed as follows:

[No changes to A-C]

D. Speeding or excessive wake, per violation ..... ~~\$50.00~~ **200.00**

[No changes to E-L]

**Section 4. 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 5. Effective Date:** This ordinance shall be effective immediately upon final passage.

**PASSED AND APPROVED** by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
**Mark Jensen, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Debra K. Thompson, Borough Clerk**

Adopted:  
Published:  
Effective:

**PETERSBURG BOROUGH  
ORDINANCE #2023-08**

**AN ORDINANCE OF THE PETERSBURG BOROUGH ADOPTING THE BUDGET FOR THE FISCAL YEAR JULY 1,  
2023 THROUGH JUNE 30, 2024**

**Section 1. Classification:** This ordinance is not of a permanent nature and shall not be codified in the Petersburg Municipal Code.

**Section 2. Purpose:** The purpose of this ordinance is to set forth budgetary requirements for the operation of the various divisions, departments and organizations of the Petersburg Borough for Fiscal Year 2024. Support to the Petersburg School District has been included in the General Fund Expenditures.

**Section 3. Substantive Provisions:** In accordance with Section 11.07 of the Charter of the Petersburg Borough, the budget for the fiscal period beginning July 1, 2023 and ending June 30, 2024 is hereby approved in the amounts and for the purposes as stated below. The supporting line item budget detail, as reviewed by the Assembly, is incorporated as part of this ordinance.

**A. Fiscal Year 2024 Revenue and Expenditure Budget**

<u>FUND</u>	<u>REVENUES</u>	<u>EXPENDITURES BUDGET</u>
<b>GENERAL FUND</b>		
General Fund	\$ 12,272,922	\$ 12,272,922
<b>ENTERPRISE FUNDS</b>		
Electric Fund	\$ 7,359,248	\$ 7,925,170
Water Fund	\$ 1,245,714	\$ 2,533,163
Wastewater Fund	\$ 950,253	\$ 1,411,698
Sanitation Fund	\$ 1,355,253	\$ 1,659,744
Harbor Fund	\$ 2,207,586	\$ 4,205,213
Elderly Housing Fund	\$ 481,496	\$ 566,716
Assisted Living Fund	\$ 2,013,786	\$ 2,114,309
<b>INTERNAL SERVICE FUNDS</b>		
Motor Pool Fund	\$ 1,088,718	\$ 1,621,199
<b>DEBT SERVICE FUND</b>	\$ 835,875	\$ 1,835,875
<b>SPECIAL REVENUE FUNDS</b>		
Miscellaneous Grants	\$ 220,803	\$ 221,103
Economic Development Fund	\$ 100,000	\$ 832,843
Secure Rural Schools Fund	\$ 437,156	\$ 1,100,000
Secure Rural Roads Fund	\$ 63,150	\$ 445,000
Property Development Fund	\$ 38,806	\$ 497,000
Transient Room Tax Fund	\$ 59,495	\$ 51,500
E911 Surcharge Fund	\$ 80,000	\$ 113,500
Marine Passenger Fee	\$ 65,000	\$ 129,250
Borough Organizational Fund	\$ -	\$ 61,128
Coronavirus State and Local Recovery Fund (ARPA)	\$ -	\$ 290,000
DCRA Local Government Lost Revenue Fund (ARPA)	\$ -	\$ 302,000
Local Assistance & Tribal Consistency Fund	\$ 1,006,800	\$ -
<b>CAPITAL PROJECTS FUNDS</b>	\$ 9,080,000	\$ 17,089,014

**Section 4. 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 5. Effective Date:** This ordinance shall become effective July 1, 2023.

**PASSED AND APPROVED by the Petersburg Borough Assembly, Petersburg, Alaska this 5<sup>th</sup> day of June, 2023.**

\_\_\_\_\_  
**Mark Jensen, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Debra K. Thompson, Borough Clerk**

Adopted:  
Published:  
Effective:

**PETERSBURG BOROUGH  
ORDINANCE #2023-09**

**AN ORDINANCE REPEALING CHAPTERS 11.48, 11.52, 11.56 AND 11.60 OF THE  
FORMER CITY OF PETERSBURG CODE AND PMC CHAPTER 11.96, AND AMENDING  
PMC SECTIONS 11.12.040, 14.20.360 AND 14.20.380**

**WHEREAS**, on January 3, 2013 the Election Division for the State of Alaska certified the election results of the December 18, 2012 incorporation election for the Petersburg Borough, and

**WHEREAS**, the certified election confirmed the incorporation of the Petersburg Borough and dissolved the City of Petersburg, and

**WHEREAS**, Petersburg Borough Charter, Section 19.06 requires all ordinances, resolutions, regulations, orders and rules in effect for the former City of Petersburg to continue in full force and effect within the Petersburg Borough, Service Area 1, until expressly reaffirmed, revised or repealed by the assembly, and

**WHEREAS**, Chapters 11.48-11.60 of the ordinances of the former City of Petersburg address vehicle parking matters, including methods of parking (Chapter 11.48), stopping for loading or unloading (Chapter 11.52), miscellaneous stopping, standing and parking restrictions (Chapter 11.56) and parking lot regulations (Chapter 11.60), and

**WHEREAS**, most of these parking matters are already covered under Sections 11.08.010 and .020 of the Petersburg Municipal Code (PMC), which incorporate state law and regulations on parking matters, and thus additional, separate borough ordinances are not required;

**WHEREAS**, the various provisions which would address the borough's authority over matters not addressed in state law have already been moved over and incorporated into PMC Chapter 11.12, with the exception of section 11.56.050, which would be adopted as a new paragraph D under PMC 11.12.040, and

**WHEREAS**, PMC Chapter 11.96, at .070B, contains language calling for escalation of parking fines depending upon when the fine is paid, which is not imposed in the Borough, and, at .070C, language that contains an outdated fine for improper usage of handicapped parking spaces, and

**WHEREAS**, the harbormaster has requested additional language be included in PMC Chapter 14.20, *Municipal Harbors*, regarding parking enforcement at municipal harbors, as harbor staff generally enforces parking infractions at harbor facilities.

**THEREFORE, THE PETERSBURG BOROUGH ORDAINS**, Chapters 11.48, 11.52, 11.56 and 11.60 of the former City of Petersburg Code are hereby repealed in their entirety, a new paragraph D to PMC 11.12.040 is adopted, PMC 11.96 is repealed in its entirety, and PMC 14.20.360 and .380 are amended as set below.

**Section 1. Classification:** This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

**Section 2. Purpose:** The purpose of this ordinance is to update the language of the municipal code.

**Section 3. Substantive Provisions:**

A. Chapter 11.48, Method of Parking, of the former City of Petersburg Code is hereby repealed in its entirety:

~~Chapter 11.48 – METHOD OF PARKING~~

~~11.48.010 – Curb parking.~~

~~Except as otherwise provided in this chapter, every vehicle stopped or parked upon a roadway where there are adjacent curbs shall be so stopped or parked with the right-hand wheels of such vehicle parallel to and within eighteen inches of the right-hand curb. Where a street or roadway has been specifically designated and reserved for one-way traffic, vehicles may be parked with the left-hand wheels adjacent to and within eighteen inches of the left-hand curb of the roadway unless prohibited by appropriate signs or marking.~~

~~11.48.020 – Unattended motor vehicle.~~

~~No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key and effectively setting the brake thereon, and when standing upon any grade, turning the front wheels to the curb or side of the highway; provided, that this section shall not prohibit delivery vehicles legally parked in a freight curb loading zone from leaving their motor vehicles running while expeditiously making their deliveries; and provided further, that this section shall not prohibit other persons leaving their vehicles running while unattended for the purpose of warming or keeping said vehicles warmed up in cold weather; and provided further, that a person, while operating or in control of a motor vehicle, may not park or willfully allow the motor vehicle to stand with its motor running if a minor child under the age of twelve years is unattended in the vehicle.~~

~~11.48.030 – Angle parking signs or markings.~~

~~The traffic authority of the city shall determine upon what streets and parts of streets angle parking shall be permitted, and shall have such streets marked or signed therefore.~~

~~11.48.040 – Obedience to angle parking signs or markings.~~

~~On those streets which have been so signed or marked for angle parking, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.~~



**11.48.050 – Parking in marked spaces.**

~~In an area where parking spaces have been marked off on the surface of the street, a driver parking a vehicle shall park it within a parking space as thus marked off, and not on or over a line delimiting a space.~~

**11.48.060 – Permits for loading or unloading at an angle to the curb.**

~~A. The traffic authority is authorized to issue special permits to permit the backing of a vehicle to the curb for the purpose of loading or unloading merchandise or materials subject to the terms and conditions of such permit. The permits may be issued either to the owner or lessee of real property or to the owner of the vehicle, and shall grant to such person the privilege as therein stated and authorized in this section. The traffic authority may revoke the permits at any time.~~

~~B. It is unlawful for any permittee or other person to violate any of the special terms or conditions of any such permit.~~

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**B.** Chapter 11.52, Stopping for Loading or Unloading, of the former City of Petersburg Code is hereby repealed in its entirety:

Chapter 11.52 - STOPPING FOR LOADING OR UNLOADING

**11.52.010 – Curb loading zone designation.**

~~A. The traffic authority of the city is authorized to determine the location of passenger and freight curb loading zones, and shall have placed and maintained appropriate signs indicating the same and stating the hours during which the provisions of this section are applicable. By the same authority, such loading zones may be discontinued.~~

~~B. When such a loading zone is established on request of any person, the traffic authority shall not have signs placed until the applicant has paid to the city an amount of money estimated by the traffic authority to be adequate to reimburse the city for all costs of establishing and signing the same.~~

**11.52.020 – Passenger curb loading zone.**

~~No person shall stop, stand or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger curb loading zone during hours when the regulations applicable to such curb loading zone are effective, and then only for a period not to exceed three minutes.~~

**11.52.030 – Freight curb loading zone.**

A. ~~No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a freight curb loading zone during hours when the provisions applicable to such zones are in effect.~~

B. ~~The driver of a passenger vehicle may stop temporarily at a place marked as a freight curb loading zone for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any motor vehicle used for the transportation of materials which is waiting to enter or about to enter such zone.~~

**11.52.040 – Public carrier stops and stands.**

~~The traffic authority of the city is authorized and required to establish bus stops, bus stands, taxicab stands and stands for other passenger common-carrier motor vehicles on such public streets in such places and in such number as he shall determine to be of the greatest benefit and convenience to the public; and every such bus stop, bus stand, taxicab stand or other stand shall be designated by appropriate signs, or curb markings.~~

**11.52.050 – Bus stopping, standing or parking.**

A. ~~The operator of a bus shall not stand or park such vehicle upon any street at any place other than a bus stand so designated to be exclusive taxi and bus parking, standing and loading areas and shall be designated as such by the proper posted signs therein.~~

B. ~~The operator of a bus shall not stop such vehicle upon any street at any place for the purpose of loading or unloading passengers or their baggage other than at a bus stop, bus stand or passenger loading zone so designated as provided in this chapter, except in case of an emergency.~~

C. ~~The operator of a bus shall enter a bus stop, bus stand or passenger loading zone on a public street in such a manner that the bus, when stopped to load or unload passengers or baggage, shall be in a position with the right front wheel of such vehicle not further than eighteen inches from the curb and the bus approximately parallel to the curb so as not to unduly impede the movement of other vehicular traffic.~~

**11.52.060 – Taxicab stopping, standing or parking.**

A. ~~The operator of a taxicab shall not stand or park such vehicle upon any street at any place other than in a taxicab stand so designated as provided in this chapter, except if the taxicab is on charter or except that the owners of the taxicab may use said vehicle for personal business while and if the vehicle is otherwise legally parked. All street areas adjacent to any curbing painted white are designated to be exclusive taxi and bus parking, standing and loading areas and shall be designated as such by the properly posted signs therein.~~

~~B. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers.~~

~~**11.52.070 - Restricted use of bus and taxicab stands.**~~

~~No person shall stop, stand or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated and appropriately signed, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter such zone.~~

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**C.** Chapter 11.56, Miscellaneous Stopping, Standing and Parking Restrictions, of the former City of Petersburg Code is hereby repealed in its entirety:

~~Chapter 11.56 - MISCELLANEOUS STOPPING, STANDING AND PARKING RESTRICTIONS~~

~~**11.56.010 - Places where prohibited.**~~

~~A. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law, regulation or ordinance, or the directions of a police officer or traffic-control device, in any of the following places:~~

- ~~— 1. On a sidewalk;~~
- ~~— 2. In front of a public or private driveway;~~
- ~~— 3. Within an intersection;~~
- ~~— 4. Within fifteen feet of a fire hydrant when that hydrant is directly adjacent to the curb; where a fire hydrant is recessed back from the curb, within fifteen feet of that point on the curb which would be crossed by a perpendicular line from the recessed hydrant to the nearest public street;~~
- ~~— 5. On a crosswalk;~~
- ~~— 6. Within fifteen feet of a crosswalk or intersection unless changed by curb markings;~~
- ~~— 7. Within thirty feet upon the approach of any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;~~

~~— 8. Between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the ends of a safety zone, unless the local traffic authority indicates a different length by signs or markings;~~

~~— 9. Within twenty feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five feet of said entrance when properly signposted;~~

~~— 10. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;~~

~~— 11. On the roadway side of any vehicle stopped or parked at the edge or curb of a street, provided that this section shall not prohibit a taxicab from making brief stops;~~

~~— 12. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;~~

~~— 13. At any place where official signs prohibit stopping;~~

~~— 14. All street areas adjacent to curbs painted yellow, unless the area so painted yellow is posted by signs allowing parking, such as a loading zone. This section shall not prohibit a taxicab from stopping to expeditiously load or unload passengers in residential areas;~~

~~— 15. All areas properly marked for handicapped parking unless the vehicle is registered with the state of Alaska as a vehicle of a handicapped person or a city of Petersburg handicapped parking permit is properly displayed in the lower right-hand corner of the windshield;~~

~~— 16. No person shall park any vehicle in or upon a street or area designated by signs as a fire lane.~~

~~B. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.~~

#### **~~11.56.020 – Parking in streets and alleys.~~**

~~No person shall park a vehicle in any street or alley in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic; and no person shall stop, stand or park a vehicle therein in such position as to block the driveway entrance to any abutting property.~~

#### **~~11.56.030 – Parking for certain purposes prohibited.~~**

~~No person shall park a vehicle upon any roadway for the principal purpose of:~~

~~A. Displaying such vehicle for sale;~~

~~B. Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.~~

**~~11.56.040 – Parking limits established.~~**

~~A. The traffic authority of the city is authorized to establish parking time limits, prohibit parking on designated streets and parts of streets, and designate areas for permitted parking, by having appropriate signs or curb markings erected or placed thereon.~~

~~B. When such signs or markings have been erected or so placed it shall then be unlawful for any person to park a vehicle in violation thereof.~~

**~~11.56.050 – Parking more than twenty-four hours.~~**

~~A vehicle may not remain parked or standing within one location or parking space in excess of twenty-four hours upon any bridge, viaduct, causeway, street, highway or other public area within this city, and no such sign giving notice thereof is necessary for this regulation to be effective.~~

**~~11.56.060 – Stopping, standing or parking on main-traveled part of highway.~~**

~~A. No person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the main-traveled part of a highway, except that this section shall not prohibit the making of brief stops for on and off loading of passengers.~~

~~B. This section shall not apply to the driver of any vehicle which is disabled while on the paved or main-traveled portion of a highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle in such position.~~

**~~11.56.070 – Vehicles impeding snow removal operations.~~**

~~No person shall park a vehicle on any street or other public area at any time when snow removal operations are being conducted on or in the vicinity of such street or other public area, without leaving in charge of such vehicle a person authorized, competent and able to remove such a vehicle. Falling snow, the presence of un-removed snow on such street or other public area, or the conduct of snow removal operations will be sufficient to indicate this prohibition.~~

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D. Section 11.12.040 of the Petersburg Municipal Code, is hereby amended by inserting a new paragraph D, to read as follows:

**11.12.040 - Additional parking restrictions.**

[There are no changes to paragraphs A through C]

**D. A vehicle may not remain parked or standing within one location or parking space in excess of twenty-four hours upon any bridge, viaduct, causeway, street, highway or other public area within the borough, and no such sign giving notice thereof is necessary for this regulation to be effective.**

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E. Chapter 11.60 of the former City of Petersburg Code, is hereby repealed in its entirety:

Chapter 11.60 - PARKING LOT REGULATIONS

**~~11.60.010 - Parking in commercial lot.~~**

~~It is unlawful for any person to park or cause to be parked any motor vehicle in a commercial parking lot without the express permission of the owner or persons having control over such lot.~~

**~~11.60.020 - Violation of commercial parking lot provision.~~**

~~Any motor vehicle parking in violation of Section 11.60.010, upon written request of the owner or person in control of a commercial parking lot, may be impounded in accordance with the provisions of this title.~~

**~~11.60.030 - Commercial parking lot defined.~~**

~~"Commercial parking lot," as used in Sections 11.60.010 and 11.60.020, means an area devoted to parking space rented or devoted to the accommodation of the motor vehicles of the customers of the owner or owners of a nearby business and which has been posted by the owner or person in control thereof with a conspicuous and discernible sign designating the same as a commercial parking lot and setting forth the conditions under which motor vehicles may be parked therein. Such sign shall be approved as to size and lettering by the chief of police.~~

**~~11.60.040 - Off-street parking areas established.~~**

~~The city council establishes off-street parking areas.~~

**~~11.60.050 - Off-street parking area use control.~~**

~~The city council is authorized to establish parking time limits, prohibit parking, establish the charge to be made for parking or use thereof, establish the method of collection, establish speed limits, and such other matters as it deems necessary for property control and operation of municipal off-street parking areas by having appropriate signs, curb markings or a combination of the same erected or so placed. It is unlawful for any person to park or operate a vehicle in violation thereof.~~

~~**11.60.060 – Parking in public dock facilities.**~~

~~Every vehicle parked or left in a parking space on the public dock facilities shall be parked or left at the approximate angle indicated. Any person parking or leaving a vehicle in such a parking space in any manner contrary to this section is guilty of a misdemeanor.~~

~~**11.60.070 – Vehicles and objects prohibited on dock facilities.**~~

~~No person shall drive, pull, roll, push or otherwise cause to be located upon the dock facilities any of the following vehicles or objects: skateboards, roller skates, all-terrain vehicles, bicycles, tricycles, skates, wagons or sleds, except when used for moving goods to and from vessels.~~

~~**11.60.080 – Enforcement.**~~

~~The police department shall enforce the provisions of this chapter and violators thereof shall be punished as provided in Section 11.96.070.~~

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F. PMC Chapter 11.96 is hereby repealed in its entirety:

Chapter 11.96 – PENALTIES

~~**11.96.010 – Reserved.**~~

~~**11.96.020 – Reserved.**~~

~~**11.96.030 – Reserved.**~~

~~**11.96.040 – Reserved.**~~

~~**11.96.050 – Reserved.**~~

~~**11.96.060 – Reserved.**~~

~~**11.96.070 – Penalties generally.**~~

~~A. Reserved.~~

~~B. Violations of the provisions of Chapter 11.56 and 11.60 of the Petersburg Municipal Code and Chapter 13 AAC 02.340 of the Alaska Administrative Code shall be subject to escalation according to the following schedule, except as otherwise provided:~~

- ~~— 1. From ten dollars to twenty dollars if not paid within seven days;~~
- ~~— 2. From twenty dollars to fifty dollars if not paid within fifteen days;~~
- ~~— 3. From fifty dollars to one hundred dollars if not paid within thirty days.~~

~~C. Unauthorized persons parking in an area properly marked for use by handicapped persons only shall be subject to a fine of one hundred dollars.~~

~~D. Reserved.~~

~~E. Reserved.~~

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**G.** PMC Sections 14.20.360 and .380 are hereby amended as follows, with the proposed new language in bolded red and underlined:

**14.20.360 - Regulation of vehicles and parking areas.**

A. The harbormaster, **or the harbormaster's designee, is authorized to enforce traffic and parking ordinances at borough harbor facilities. Additionally, the harbormaster** may establish **and enforce additional** reasonable traffic and parking regulations as may be required for the safe and orderly operation and parking of all vehicles within the confines of harbor facilities. This includes the posting of signs and all other regulations that may be required. Vehicles found in violation of these regulations will be subject to **fees and to** towing and placement in a designated impound lot.

*[There are no amendments to paragraphs B and C]*

**14.20.380 - Fees for prohibited acts.**

The following acts shall be unlawful within the jurisdiction of the municipal harbors and penalties shall be assessed as follows:

*[There are no amendments to paragraphs A through L]*

**M. Parking in violation of 14.20.360C or posted signage ..... \$25.00**

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

**Section 5. Effective Date:** This Ordinance shall become effective immediately upon final passage.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mark Jensen, Mayor

ATTEST:

\_\_\_\_\_  
Debra K. Thompson, Clerk

Adopted:  
Noticed:  
Effective:

**PETERSBURG BOROUGH  
ORDINANCE #2023-10**

**AN ORDINANCE AMENDING SECTION 16.12.030(A) OF CHAPTER 16.12, ACQUISITION AND DISPOSAL OF BOROUGH OWNED LANDS, OF THE PETERSBURG MUNICIPAL CODE TO ADD FEDERALLY RECOGNIZED TRIBES TO THE LIST OF ENTITIES THAT MAY PURCHASE BOROUGH PROPERTY FOR LESS THAN ASSESSED VALUE IF DETERMINED BY THE ASSEMBLY TO BE IN THE BEST INTEREST OF THE BOROUGH**

**WHEREAS**, PMC Section 16.12.030(A) provides for the sale of Borough-owned land to a state or federal agency or nonprofit entity for less than assessed value if determined by the Assembly to be in the best interest of the Borough; and

**WHEREAS**, the Petersburg Indian Association requests to be added to this section so they may purchase Borough property at a price lower than assessed value and construct housing units to rent to Petersburg residents; and

**WHEREAS**, there is a recognized shortage of available housing in Petersburg for residents and to address this, in part, the Assembly recently established a Housing Task Force to study the housing shortage and present their findings along with ideas to increase available/affordable housing opportunities.

**THEREFORE, THE PETERSBURG BOROUGH ORDAINS**, Section 16.12.030(A) of the Petersburg Municipal Code is hereby amended as follows. The language proposed for addition is in bolded red and underlined.

**Section 1. Classification:** This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

**Section 2. Purpose:** The purpose of this ordinance is to amend Section 16.12.030(A) to add federally recognized tribes to the list of entities that may purchase Borough property for less than assessed value if determined by the Assembly to be in the best interest of the Borough.

**Section 3. Substantive Provisions:**

**16.12.030 – Disposal to state or federal agency, **federally recognized tribe**, or nonprofit entity, or for purposes of economic development.**

A. The borough may dispose of borough real property for less than the assessed value to a state or federal agency, **federally recognized tribe**, or nonprofit entity, for considerations determined by the borough assembly to be in the best interest of the borough.

**Section 4. 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 5. Effective Date:** This ordinance shall be effective immediately upon final passage.

**PASSED AND APPROVED** by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
**Mark Jensen, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Debra K. Thompson, Borough Clerk**

Adopted:  
Published:  
Effective:

**Petersburg Borough, Petersburg, Alaska  
RESOLUTION #2023-06**

**A RESOLUTION OF THE PETERSBURG BOROUGH SETTING THE MILLAGE RATES FOR  
THE FISCAL YEAR JULY 1, 2023 THROUGH JUNE 30, 2024**

**WHEREAS**, the Assessor has completed the final assessment records and the total taxable assessed value of all real property within the Petersburg Borough as of January 1, 2023 is \$388,416,032. Of this amount the taxable assessed valuation of Service Area 1 totals \$326,886,048 and

**WHEREAS**, Petersburg Municipal Code 4.24.300 B. states that the assembly shall, before June 15th, establish the mill rate of the tax levy, by designating the number of mills upon each dollar of value of assessed taxable real property that shall be levied; and

**WHEREAS**, Petersburg Charter, section 12.03 states that the tax on real property shall not exceed 10 mills, except tax on real property necessary to retire debt approved by the voters is excluded from this limit; and

**THEREFORE, BE IT RESOLVED** that the Assembly of the Petersburg Borough by this resolution hereby adopts and levies the following millage rate upon each dollar of assessed taxable real property for the fiscal year July 1, 2023 through June 30, 2024:

<b>AREA WIDE - EDUCATION.....</b>	<b>4.2 mills</b>
<b>SERVICE AREA 1 (IN ADDITION TO AREA WIDE)</b>	
SERVICE AREA 1 GENERAL PURPOSES.....	5.0 mills
<b>GO BOND DEBT RETIREMENT</b>	
AQUATIC CENTER.....	.50 mills
VOCATIONAL EDUCATION BUILDING.....	.10 mills
SCHOOL DEFFERED MAINTENANCE.....	.23 mills
LIBRARY BOND.....	.31 mills
ASSISTED LIVING DEBT.....	.50 mills
<b>SERVICE AREA 1 TOTAL... 10.84 mills</b>	

**BE IT FURTHER RESOLVED**, all 2023 property taxes shall become past due by October 16, 2023 after 4:30 p.m. per Petersburg Municipal Code 4.24.320 A.; and if not paid by the due date are delinquent.

**PASSED, APPROVED, AND ADOPTED** by the Assembly of the Petersburg Borough on the 15th day of May, 2023.

\_\_\_\_\_  
**Mark Jensen, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Debra K. Thompson, Borough Clerk**

**Debra Thompson**

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**From:** James Brainard <jdb3\_98@yahoo.com>  
**Sent:** Saturday, April 29, 2023 4:31 PM  
**To:** Assembly  
**Subject:** Please Investigate

Please investigate the Borough's involvement and handling of the crash which resulted in the deaths of Borough employees Molly Parks and Marie Giesbrecht. It's the right thing to do.

James and Michelle Brainard

Sent from my iPad

**Debra Thompson**

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**From:** Sharon - Brad Hunter <akhunters85@hotmail.com>  
**Sent:** Sunday, April 30, 2023 2:31 PM  
**To:** Assembly  
**Subject:** support for item 15-J

Dear Assembly members,

I strongly support the review of Petersburg Borough hiring practices by an independent specialist and urge your passage of item 15-J.

The events of July 4, 2016 speak to the necessity of a full and frank review of both past and present procedures because if the practices outlined in 2016 were not significantly different from current ones there is no reason to feel that a similar tragedy could be prevented now. It is an extremely difficult task to perform a complete and transparent review from inside the entity being reviewed and an independent specialist is a necessary component.

Thanks you for your attention to this matter.

Sincerely

Sharon Hunter

Sent from [Mail](#) for Windows



## Debra Thompson

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**From:** Nicole and Alec McMurren <alecandnicmc@yahoo.com>  
**Sent:** Monday, May 1, 2023 11:26 AM  
**To:** Assembly  
**Subject:** Learning from Unintended Consequences  
**Attachments:** FLA-LR\_Guide\_2020.pdf

Greetings. I'm writing in regard to tomorrow's assembly meeting where on the agenda resides item 15-J - Borough Hiring Procedures Review: Assembly Members Newman and Meucci request Assembly approval to direct Borough Administration to hire an independent specialist to review the Borough's current hiring procedures. A few thoughts, and I do apologize they are coming so close to the meeting.

Though commenting as a community member, I work for the USDA Forest Service where I have been exposed to an approach to safety that is based on non-punitive learning. One tool that is often employed is what is called a Facilitated Learning Analysis (FLA). This process allows an external viewing of an incident that had unintended consequences, to create a learning environment and understanding of what contributed to a particular incident in order to take corrective actions towards prevention. I believe that a process similar to this could be quite helpful to the Borough and our community as we learn and heal from the events of July 4, 2016. I have attached the (lengthy - sorry!) guide that is utilized when such a review is undertaken by a land management agency such as the Forest Service. If at all possible please take even a high level look at this document to get a base understanding of what the process can offer.

While the document enclosed reflects the process used by large government entities, I have reached out to a Dr. Fox of Texas State University who conducts FLAs (and provided this enclosure), to glean information on what resources or processes might be available to, or best suited for, small municipalities. As she is taking time from sabbatical I am only able to connect with her tomorrow morning and hope to bring information on that learning to the assembly meeting tomorrow.

Other possible places to go to for assistance might include the State Office of Occupational Health and Safety, the Alaska Municipal League, or nationwide groups that are geared to assisting small communities.

As the Assembly weighs this topic, I would also encourage you to broaden the scope beyond current hiring practices. Safety practices and communication protocols (internal and external) are also of key concern in this incident and should be examined in order to provide us a robust review of the incident. Further, restricting the review to current HR practices may cloud the connections between communication choices and safety policies.

At the close of tomorrow's meeting, there may not be a crystal clear idea of what a review might look like in terms of scope, timeframes, or costs. That being said, it is my hope that the Assembly is willing to explore this concept further to craft a review that will hold meaningful outcomes for our community.

In closing, I encourage the Borough to employ an outside resource, not beholden to the Borough, to guide us through a robust review of applicable safety, human resource, and communication policies and practices at play at the time of the incident to assist us in learning all we can so that we can prevent any such event in the future, and have clear plans, roles and responsibilities in place to respond effectively and humanely should we experience such an event again.

I thank each of you for your service. I recognize this is not the type of work you may have expected to encounter when you raised your hands to serve on the Borough Assembly and appreciate your attention to this matter. I am happy to discuss further and be of service in any way as this process moves forward.

Sincerely,

Nicole McMurren  
P.O. Box 254  
Petersburg, AK 99833  
(907)518-4223

Note: For the 93 page FLA-LR Guide attached to this email, please contact Clerk Thompson at [dthompson@petersburgak.gov](mailto:dthompson@petersburgak.gov) or 907-772-5405

Thank you.



April 25, 2023

Dear City Council:

It has been a concern for me for recently about homes that are being purchased locally for short term rentals/Air B n B's etc. As we all know, there is a shortage of homes for sale. When "homes" get purchased for short term rentals, it makes it very hard for young people to purchase a home, live here and be a permanent part of our community.

My concerns seemed to be confirmed when I heard discussion on KFSK this morning regarding this exact issue and how it is impacting other communities. (I think Sitka, Ketchikan, and Juneau were mentioned).

I wonder....

Do we need to set up some kind of regulations before it's too late for our town?

Regardless of my personal opinion, I do think that this is something that should be brought up for discussion on the council level.

Thank you.



Maura J. O'Brien-Phillips

PO Box 1315

Petersburg, AK 99833

907-518-4551

**Debra Thompson**

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**From:** Sarah Fine <sarahfine90@gmail.com>  
**Sent:** Saturday, May 6, 2023 8:53 AM  
**To:** Assembly  
**Subject:** Mountain View Manor Food Service ARPA Funding

Please fully fund the Mountain View Manor food service with ARPA funds.

The Mountain View Manor food service is critical infrastructure for our community, particularly during this time of inflation and recession when food is more and more unaffordable. Emergency funds are still available this budget cycle. It may not be a permanent solution, but it will give them at least one more year of operating costs covered during this time of great growth for their service.

It is honorable to care for our seniors. Please fully fund this service using ARPA funds to reflect the emergency nature of this funding.

Sincerely yours,  
Sarah Fine-Walsh

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Sarah L. Fine  
907-650-7589  
[sarahfine90@gmail.com](mailto:sarahfine90@gmail.com)