



City and Borough of Wrangell  
2025-07-21 Special Borough Assembly Meeting  
AGENDA



NIXLE Registration

Monday, July 21, 2025  
5:30 PM

Location: Borough Assembly Chambers

1. CALL TO ORDER
2. PERSONS TO BE HEARD
3. AMENDMENTS TO THE AGENDA
4. CONFLICT OF INTEREST
5. PUBLIC HEARING | ITEM(S) OF BUSINESS
  - a. **ORDINANCE No. 1081** OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, ADDING A NEW CHAPTER 11.39, MICROMOBILITY DEVICES, TO TITLE 11, VEHICLES AND TRAFFIC, OF THE WRANGELL MUNICIPAL CODE
  - b. **ORDINANCE No. 1082** OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING THE MINOR OFFENSE FINE SCHEDULE IN CHAPTER 1.20, GENERAL PENALTY, IN THE WRANGELL MUNICIPAL CODE
6. ADJOURNMENT

## CITY & BOROUGH OF WRANGELL, ALASKA ASSEMBLY AGENDA STATEMENT

<u>AGENDA ITEM TITLE:</u>	<u>DATE:</u>	July 21, 2025
	<u>Agenda Section</u>	<b>5</b>

**ORDINANCE No. 1081** OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, ADDING A NEW CHAPTER 11.39, MICROMOBILITY DEVICES, TO TITLE 11, VEHICLES AND TRAFFIC, OF THE WRANGELL MUNICIPAL CODE

### SUBMITTED BY:

Gene Meek, Police Chief  
Mason Villarma, Borough Manager

### FISCAL NOTE:

**Expenditure Required:** \$XXX Total

FY 24: \$	FY 25: \$	FY26: \$
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### **Amount Budgeted:**

FY25 \$XXX

### **Account Number(s):**

XXXXXX XXX XXXX

### **Account Name(s):**

Enter Text Here

### **Unencumbered Balance(s) (prior to expenditure):**

\$XXX

### Reviews/Approvals/Recommendations

☐

Name(s)

Name(s)

☒

Attorney

☐

Insurance

ATTACHMENTS: 1. ORD 1081.

MAYOR PROCEDURE: Declare the Public Hearing open. The Mayor shall ask if there is any administrative report on the Public Hearing Item. Persons who signed up to talk on this item shall be called to the podium.

Once all persons have been heard, declare the Public Hearing closed and entertain a motion.

**RECOMMENDATION MOTION:**  
**Move to Approve Ordinance 1081.**

## **SUMMARY STATEMENT:**

**At the July 8, 2025 Special Assembly meeting, the Assembly approved the reintroduction of Ord 1081 with the amendment to the age requirement being reduced from 12 to 10.**

**There were no other changes to the Ordinance at the Special meeting.**

The Assembly held a Work Session on June 24, 2025 where they heard public testimony and was provided with a version of the Ordinance that changed the proposed age limit from 14 to 12 and provided for an educational process that would be provided by the Wrangell Police Department.

### **Purpose & Scope**

This chapter establishes regulations for the operation, equipment, parking, and enforcement of micromobility devices (e-bikes and e-scooters) within the City and Borough of Wrangell (CBW).

### **Licensing & Age Requirement**

- Operators must be at least 12 years old and have a valid driver's license, learner's permit, or a CBW-issued micromobility device permit.
- This Ordinance provides for an educational safety course, provided by the Wrangell Police Department.

### **Safety Requirements**

- Helmets are mandatory for anyone under 18.
- Devices must be equipped with lights, reflectors, brakes, a bell, a kickstand, and an owner label with contact info.

**Speed Limit Requirements** will be the posted speed limits.

### **Traffic & Parking**

- Operators must follow traffic laws as motor vehicle drivers do, where applicable.
- Devices must be parked without obstructing pedestrians, traffic, or property.

### **Usage Limits**

- Only one rider is allowed per e-scooter.
- Devices deemed unsafe or in violation of the law may be impounded as a public nuisance.

### **Parental & Owner Responsibility**

- Parents/guardians can be held liable for allowing minors to violate this chapter.
- Device owners must not allow operation by anyone likely to violate the law.

### **Impoundment & Penalties**

- Violations may lead to fines up to \$500, and immediate impoundment of the device.
- Devices not claimed within 30 days may be deemed abandoned.
- Impound fees start at \$150 plus \$10/day for storage.
- Owners may contest impoundment in a hearing before the Borough Manager.

\*\*\*Per Assembly direction in the first reading of ORD 1081, some clarifying language was added to the nuisance and parental responsibility sections of the ordinance.

## CITY AND BOROUGH OF WRANGELL, ALASKA

ORDINANCE NO. 1081

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, ADDING A NEW CHAPTER 11.39, MICROMOBILITY DEVICES, TO TITLE 11, VEHICLES AND TRAFFIC, OF THE WRANGELL MUNICIPAL CODE

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

[The changes to the existing code are shown using tract changes.]

SEC. 1. Action. The purpose of this ordinance is to add a new Chapter 11.36, Micromobility Devices, to Title 11, Vehicles and Traffic, of the Wrangell Municipal Code.

SEC. 2. New Chapter. A new Chapter 11.36, Micromobility Devices, is hereby added to Title 11, Vehicles and Traffic, in the Wrangell Municipal Code as follows:

MICROMOBILITY DEVICES

Sections:

- 11.36.010 Definitions.
- 11.36.020 Operators are required to be licensed.
- 11.36.030 Prohibited areas of operation.
- 11.36.040 Helmet required.
- 11.36.050 Required equipment.
- 11.36.060 Speed limits.
- 11.36.070 Failure to stop at the direction of a peace officer.
- 11.36.080 Traffic laws.
- 11.36.090 Parking.
- 11.36.100 E-scooters
- 11.36.110 Public nuisance and impoundment.
- 11.36.120 Parental responsibility.
- 11.36.130 Owner responsibility.
- 11.36.140 Penalty for violation and impoundment.

**11.36.010 Definitions.**

“CBW” means the City and Borough of Wrangell, Alaska.

“City Dock,” also known as the Cruise Ship Dock, is a t-shaped dock located at the north end of downtown adjacent to the Stikine Inn. The dock face is four hundred five (405) feet with a breast pier head of five hundred sixty-five (565) feet and an additional stern mooring dolphin two hundred twenty-five (225) feet off the northeast end of the dock.

“Electric power-assisted bicycle” or “E-bike” means a device having two (2) tandem wheels or two (2) parallel wheels and one (1) forward wheel, any two of which are not less than twelve (12) inches in diameter, that is designed to be operated by human power with the assistance of an electric motor that has a power output of not more than seven hundred fifty (750) watts that: (i) is incapable of propelling the device at a speed of more than twenty (20) miles per hour; and (ii) disengages or ceases to function when the device's brakes are applied.

“Electric power-assisted scooter” or “E-scooter” means a two (2) wheeled device that has handlebars, a floorboard that is designed to be stood upon when riding, and is powered by an electric motor that has a power output of not more than four hundred (450) watts that: (i) is incapable of propelling the device at a speed of more than fifteen (15) miles per hour; and (ii) disengages or ceases to function when the device's brakes are applied. An E-scooter may also have a driver seat that does not interfere with the ability of the rider to stand and ride and may also be designed to be powered by human propulsion.

“Micromobility device” means an E-bike, E-Scooter, or any part or any combination thereof. Micromobility devices do not include vehicles that must be registered with the Alaska Department of Motor Vehicles, or mobility devices such as wheelchairs used by a person with a disability.

“Inner Harbor” is the narrow, shallow passage on the east side of Chief Shakes Island. The Inner Harbor has reserved moorage stalls ranging from seventeen (17) feet to thirty-two (32) feet. It is one of the first floating docks in Wrangell and primarily serves commercial and pleasure vessels under forty (40) feet.

“Signal” means a hand motion, audible mechanical or electronic noise device, visual light device, or combination of them, used in a manner that a reasonable person would understand to mean that a peace officer intends that the person stop.

“Wrangell Mariner’s Memorial” means the memorial site south of Heritage Harbor, adjacent to the Heritage Harbor boat launch.

### **11.36.020 Operators are required to be licensed.**

A. No person shall operate a micromobility device on any roadway owned or maintained by the CBW unless they:

1. Are at least ten (10) years of age, and possess either:
  - i. A valid driver’s license or learner’s permit, or
  - ii. A CBW-issued micromobility device permit

B. A CBW-issued permit may be issued to individuals without a driver's license or learner's permit who:

1. Successfully complete the CBW's micromobility safety course,
2. Submit a waiver of liability and hold harmless agreement signed by a parent or legal guardian, and
3. Pass a cursory device inspection performed by the Wrangell Police Department.

C. No person shall drive or operate a micromobility device in violation of any condition or limitation of the person's driver's license or learner's permit.

### **11.36.030 Prohibited areas of operation.**

No person shall operate a micromobility device on any of the following CBW public properties without the prior written permission of the CBW:

1. School grounds; and
2. Shooting range; and
3. Parks and playgrounds; and
4. Recreation areas; and
5. Walking/hiking trails; and
6. Sidewalks; and
7. Harbor floats, piers, fingers, docks, and ramps; and
8. Cemeteries; and
9. Wrangell Mariner's Memorial.

### **11.36.040 Helmet required.**

It is unlawful for any person under eighteen (18) years of age to operate or drive a micromobility device on any roadway owned or maintained by the CBW, unless that person wears a certified protective helmet that is properly fitted, that is properly fastened, and that meets safety standards set by the Federal Motor Vehicle Safety Standard 218. This requirement also applies to any minor who rides in a restraining seat, trailer, backpack, or similar child restraining device, used by someone driving or operating a micromobility device. A certified protective helmet is a helmet containing a manufacturer certification stating that it meets the standards of the Federal Motor Vehicle Safety Standard 218.

**11.36.050 Required equipment.**

No person shall operate a micromobility device on any roadway owned or maintained by the CBW without the following equipment:

1. At least one light on the front, capable of emitting white light visible from a distance of at least five hundred (500) feet in front of the device under normal atmosphere conditions;
2. A taillight which displays a red light visible five hundred (500) feet to the rear of the device;
3. Brakes capable of causing the device to stop within twenty-five (25) feet at ten (10) miles per hour on dry, level, clean pavement;
4. Reflectors on the front and rear of the device so that the device is visible during inclement weather or darkness;
5. A bell or other audible warning device capable of being heard at a distance of at least one hundred (100) feet away;
6. A kickstand; and
7. A label that identifies the owner of the device and his or her contact information, including but not limited to phone number.

**11.36.060 Speed Limits.**

A. No person shall operate a micromobility device at a speed greater than the posted speed limit for the roadway or trail being used.

**11.36.070 Failure to stop at the direction of a peace officer.**

No person, while operating or driving a micromobility device shall fail to stop as soon as practical and in a reasonably safe manner under the circumstances when requested or signaled to do so by a peace officer.

**11.36.080 Traffic laws.**

The operator of a micromobility device has the same rights and is subject to the same responsibilities applicable to motor vehicle operators under the laws of the state of Alaska and the Wrangell Municipal Code, except where provisions of those laws and ordinances by their very nature can have no application to a micromobility device.

**11.36.090 Parking.**

Micromobility devices shall not be parked in such a manner as to obstruct or impede the movement of pedestrians or motor vehicles or to cause damage to buildings, structures, trees, scrubs, or other living plants.

### **11.36.100 E-scooters.**

No E-scooter shall be used to carry more than one (1) person at a time.

### **11.36.110 Public nuisance and impoundment.**

A. The primary purpose of this section is to protect the public by addressing repeated and ongoing violations of this Chapter, particularly where a micromobility device and/or its operator have demonstrated a pattern of noncompliance that constitutes a public nuisance. This section is intended to deter repeated violations, mitigate the adverse impacts of nuisance behavior, and ensure responsible use of micromobility devices. The enforcement mechanisms provided herein, including impoundment, are not intended to generate revenue for the CBW.

B. A micromobility device operated or modified in a manner that violates the Wrangell Municipal Code or Alaska state law is hereby declared a public nuisance.

C. A micromobility device that is a public nuisance may be impounded immediately by a police officer. Impoundment may be accomplished through a seizure of the micromobility device at the time the citation is issued, or pursuant to a court order. Impoundment at the time of issuance of a citation is at the discretion of the citing police officer.

D. A micromobility device operated by, or driven by, or in the actual physical control of, an individual cited for violation of this Chapter is presumed to have been so operated by the owner(s) thereof or having been operated by another person with the knowledge and consent of the owner(s). A micromobility device that is declared to be a public nuisance for which the owner(s) holds legal responsibility.

E. The owner(s) of a micromobility device may obtain the release of the device upon providing proof of ownership and payment of a \$150 impound fee with an additional \$10 per day storage fee plus any additional costs incurred during the impoundment.

F. A micromobility device that is declared to be a public nuisance shall be held in the custody of the public safety department. Any micromobility device not claimed within thirty (30) days of impoundment shall be considered abandoned and may be disposed of in accordance with WMC Section 11.72.

G. A person contesting the impoundment of a micromobility device may be heard and decided by the Borough Manager or his or her designee. Hearings before the Borough Manager or his or her designee shall take place no less than three (3) days, and no more than thirty (30) days, after a request is made. At the hearing, a person who claims an ownership interest in a micromobility device may avoid impoundment if he or she establishes by a preponderance of the evidence that:

1. The claimant had an interest in the micromobility device at the time of the alleged citation or court order;
2. A person other than the claimant was in possession of the micromobility device and was responsible for or caused the act(s) which resulted in impoundment; and
- (3) That the micromobility device was used without his or her permission.

#### **11.36.120 Parental responsibility.**

A parent or guardian of a minor violates this Chapter if he or she knowingly permits, or through failure to exercise reasonable supervision or control, allows his or her child or ward to operate a micromobility device in violation of this Chapter. A pattern of disregard, lack of supervision, or failure to correct known violations may constitute insufficient control. Indifference to the activities or whereabouts of a minor or ward shall be prima facie evidence of insufficient control. Violations of this section are subject to citation and may contribute to a determination that the device constitutes a public nuisance under Section 11.36.110.

#### **11.36.130 Owner responsibility.**

No person who owns or controls a micromobility device shall permit a person to drive or operate the device if he or she knows or should reasonably know that it is likely to be driven or operated in violation of this Chapter.

#### **11.36.140 Penalty for violation and impoundment.**

Any person violating any provision of this Chapter is guilty of an infraction and shall be punished by the fine established in the WMC 1.20.050 fine schedule if the offense is listed in that fine schedule or by a fine of up to \$500.00 if the offense is not listed in the WMC 1.20.050 fine schedule.

SEC. 3. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 4. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: \_\_\_\_\_ May 13, 2025

POSTPONED IN SECOND READING: \_\_\_\_\_ May 27, 2025

REINTRODUCED IN THIRD READING: \_\_\_\_\_ July 8, 2025

PASSED IN FOURTH READING: \_\_\_\_\_, 2025

\_\_\_\_\_  
Patricia Gilbert, Borough Mayor

ATTEST:

\_\_\_\_\_  
Kim Lane, MMC, Borough Clerk

## CITY & BOROUGH OF WRANGELL, ALASKA ASSEMBLY AGENDA STATEMENT

<u>AGENDA ITEM TITLE:</u>	<u>DATE:</u>	July 21, 2025
	<u>Agenda Section</u>	<b>5</b>

**ORDINANCE No. 1082** OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA, AMENDING THE MINOR OF-FENSE FINE SCHEDULE IN CHAPTER 1.20, GENERAL PENALTY, IN THE WRANGELL MUNICIPAL CODE

**SUBMITTED BY:**

Gene Meek, Police Chief  
Mason Villarma, Borough Manager

**FISCAL NOTE:**

**Expenditure Required:** \$XXX Total

FY 24: \$	FY 25: \$	FY26: \$
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**Amount Budgeted:**

	FY25 \$XXX
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**Account Number(s):**

	XXXXXX XXX XXXX
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**Account Name(s):**

	Enter Text Here
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**Unencumbered Balance(s) (prior to expenditure):**

	\$XXX
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**Reviews/Approvals/Recommendations**

☐

Name(s)

Name(s)

☒

Attorney

☐

Insurance

**ATTACHMENTS:** 1. ORD 1082.

MAYOR PROCEDURE: Declare the Public Hearing open. The Mayor shall ask if there is any administrative report on the Public Hearing Item. Persons who signed up to talk on this item shall be called to the podium.

Once all persons have been heard, declare the Public Hearing closed and entertain a motion.

**At the Assembly meeting on May 27<sup>th</sup>, the Assembly postponed this item until Ord 1081 (Micromobility) was ready for reintroduction.**

**RECOMMENDATION MOTION:**

**Move to Approve Ordinance 1082.**

**SUMMARY STATEMENT:**

*The following information remains unchanged from the May 13<sup>th</sup> Assembly meeting.*

The purpose of this Ordinance is to incorporate micromobility violations into the Wrangell Municipal Code's fine schedule, an amendment to Section 1.20.050 is necessary. This section currently outlines fines for various infractions. By adding specific entries for micromobility-related offenses, enforcement becomes clearer and more consistent.

CITY AND BOROUGH OF WRANGELL, ALASKA  
ORDINANCE NO. 1082

AN ORDINANCE OF THE ASSEMBLY OF THE CITY AND  
BOROUGH OF WRANGELL, ALASKA, AMENDING THE  
MINOR OFFENSE FINE SCHEDULE IN CHAPTER 1.20,  
GENERAL PENALTY, IN THE WRANGELL MUNICIPAL CODE

BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF  
WRANGELL, ALASKA:

[The changes to the existing code are shown as follows: the words that are underlined are to be added and the words that are **[bolded and in brackets are to be deleted]**.]

SEC. 1.        Action. The purpose of this ordinance is to amend the Minor Offense Fine Schedule in Section 1.20.050 of Chapter 1.20, General Penalty, of the Wrangell Municipal Code to add to the fine schedule the code sections relating to violations of Chapter 14.09 – Use of Port and Harbor Dumpsters.

SEC. 2.        Amendment. Section 1.20.050 of the Wrangell Municipal Code is amended to read:

**1.20.050 Minor Offense Fine Schedule.**

In accordance with AS 29.25.070(a), citations for the following offenses may be disposed of as provided in AS 12.25.195-.230, without a court appearance, upon payment of the fine amounts listed below plus the state surcharge required by AS 12.55.039 and AS 29.25.074. Fines must be paid to the police department. If an offense is not listed on a fine schedule, the defendant must appear in court to answer the charges. The Alaska Court System's Rules of Minor Offense Procedure apply to all offenses listed below. Citations charging these offenses must meet the requirements of Minor Offense Rule 3. If a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the fine amount for that offense listed below.

The fine amounts listed below are doubled for motor vehicle or traffic offenses committed in a highway work zone or traffic safety corridor, as those terms are defined in AS 28.90.990 and 13 AAC 40.010(b).

An offense listed in this schedule may not be disposed of without court appearance if the offense is in connection with a motor vehicle accident that results in the death of a person.

Section	Offense	Penalty/Fine
...		
<u>11.36.040</u>	<u>Helmets required</u>	<u>\$75.00 fine for each offense</u>
<u>11.36.050</u>	<u>Required equipment</u>	<u>\$75.00 fine for each offense</u>
<u>11.36.060</u>	<u>Speed limits</u>	<u>\$75.00 fine for each offense</u>
<u>11.36.070</u>	<u>Failure to stop at the direction of a peace officer</u>	<u>\$250.00 fine for each offense</u>
<u>11.36.080</u>	<u>Traffic laws</u>	<u>\$150.00 fine for each offense</u>
<u>11.36.090</u>	<u>Parking</u>	<u>\$50.00 fine for each offense</u>
<u>11.36.100</u>	<u>E-scooters</u>	<u>\$100.00 fine for each offense</u>
<u>11.36.120</u>	<u>Parental responsibility</u>	<u>\$75.00 fine for each offense</u>
<u>11.36.130</u>	<u>Owner responsibility</u>	<u>\$100.00 fine for each offense</u>
<u>11.36.140</u>	<u>Penalty for violation and impoundment</u>	<u>\$150.00 + \$10.00 per day storage fee</u>
<u>11.65.050</u>	<u>Prohibited Conduct</u>	<u>\$250.00 fine for each offense</u>
<u>11.65.090</u>	<u>Removal or Impoundment of Devices</u>	<u>\$150.00 + \$10.00 per day storage fee</u>
<u>11.70.060</u>	<u>Penalty for violation and impoundment</u>	<u>\$150.00 + \$10.00 per day storage fee</u>
...		

SEC. 3. Classification. This ordinance is of a permanent nature and shall be codified in the Wrangell Municipal Code.

SEC. 4. Effective Date. This ordinance shall be effective upon adoption.

PASSED IN FIRST READING: \_\_\_\_\_ May 13 \_\_\_\_\_, 2025

POSTPONED IN SECOND READING: \_\_\_\_\_ May 27, 2025.

PASSED IN ITS THIRD READING: \_\_\_\_\_, 2025

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Patricia Gilbert, Borough Mayor

ATTEST: \_\_\_\_\_  
Kim Lane, MMC, Borough Clerk