



OFFICE OF THE MUNICIPAL CLERK/ ELECTION OFFICIAL

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October 11, 2011

CANVASS OF REGULAR MUNICIPAL ELECTION Held October 4, 2011, Juneau, Alaska

In accordance with CBJ 29.07.290, the undersigned Election Official of the City and Borough of Juneau canvassed the results of the Regular Municipal Election held in Juneau, Alaska on October 4, 2011. The following are the official results of that election:

Assemblymember District 1 (1 seat)

Jesse Kiehl	4270
Brad Fluetsch	2002
Write-in	93

Assemblymember Areawide (1 seat)

Carlton Smith	2777
Loren Jones	2704
Geny Del Rosario	947
Write-In	69

Assemblymember District 2 (1 seat)

Randy Wanamaker	4289
Write-in	570

School Board (2 seats)

Sally Saddler	5092
Write-in	1545*

* The Election Official determined that a hand tally of write-in ballots in the School Board race was not required per CBJ Code 29.07.150 (d). **Sean O'Brien** was the only person to file the required letter of intent of write-in candidacy for the School Board, received sufficient votes, and was therefore elected to the office of School Board member.

Proposition 1: Municipal Officials Financial Disclosure

Shall municipal officers and candidates for elective office of the City and Borough of Juneau be exempt from the requirements of the State of Alaska Public Official Financial Disclosure law (AS 39.50) and be subject to, instead, the Public Official Financial Disclosure law adopted by the City and Borough of Juneau Assembly in Ordinance 2011-13(c)?

Yes	1902
No	5240

Proposition 2: Authorization To Renew A Temporary 3% Areawide Sales Tax Effective July 1, 2012, For A Period Of Five Years

Shall the City and Borough of Juneau, Alaska, levy and collect a temporary 3% areawide sales tax on the sale price of retail sales, services, and commercial rentals within the City and Borough, effective July 1, 2012, for a period of five years only, in addition to the 1% permanent areawide sales tax and the 1% temporary areawide sales tax.

Yes	5272
No	2117

Proposition 3: General Obligation Bonds -Ground Source Heating System At Auke Bay Elementary School - \$1,400,000

For the purpose of funding a ground source heating system at Auke Bay Elementary School, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,400,000?

Yes	5446
No	1963

Proposition 4: General Obligation Bonds - Replacing The Turf Surfacing At The Adair Kennedy Multi-Use Field - \$1,190,000

For the purpose of replacing the turf surfacing at the Adair Kennedy multi-use field, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,190,000?

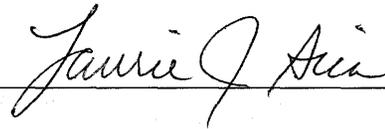
Yes	4478
No	2899

Proposition 5: An Initiative Petition To Amend The City And Borough Code To Add A Tax Of \$.15 Per Bag On All Plastic Shopping Bags Provided By Certain Retailers At The Point Of Sale

Shall the CBJ code be amended to levy a tax of \$.15 per bag, collected from certain retailers, for each plastic shopping bag provided to a shopper? The ordinance proposed by the petitioner's committee would define a plastic shopping bag as those bags made of lightweight synthetic material commonly provided free of charge to shoppers by retailers, and defines a retailer as a business offering to the general public groceries, hardware, liquor, or sundry items with annual average gross sales over the last five years of \$15,000,000, or more.

Yes	2349
No	5084

I hereby certify that the foregoing results are the true and final results of the October 4, 2011 Regular Municipal Election, held in Juneau, Alaska.



Laurie J. Sica
Municipal Clerk and Election Official
City and Borough of Juneau

Election Statistics:

Total registered voters in the City and Borough of Juneau was 24,334. 7,501 ballots, including absentee and accepted questioned ballots, were cast in the election. Voter turnout was 30.8%. Ballots were cast in the following manner:

Absentee Ballots:

Early Mendenhall Mall	559
Early City Hall	332
In Person Mend Mall	22
In Person City Hall	14
By Mail	60
By Fax	21
By Personal Representative	<u>52</u>
Total counted:	1060

Questioned Ballots:

338 voters cast questioned ballots at the precincts on election day. Of those ballots, 343 were cast by qualified voters, accepted and counted. The status of all questioned voters was verified with the State of Alaska Division of Elections, by the Absentee and Questioned Review Board and CBJ Election Official.

Precinct Ballots Cast:

Precinct Number	Precinct Name	Precinct Location	Ballots Cast
03 300	Douglas	Douglas Library	451
03 310	Juneau No. 1	Juneau Arts and Culture Center	184
03 320	Juneau No. 2	Holy Trinity Episcopal Church	335
03 330	Juneau No. 3	Juneau Senior Center	432
03 340	Juneau No. 4	Cedar Park	369
03 350	Juneau Airport	Nugget Mall	293
03 360	Lemon Creek	AEL&P	272
03 370	North Douglas	Juneau Fire Station	473
03 380	Salmon Creek	Tlingit & Haida Community Council Building	250
03 390	Switzer Creek	Gruening Park Recreation Center	104
04 410	Mendenhall Valley No. 1	Mendenhall Mall	415
04 420	Mendenhall Valley No. 2	Aldersgate Methodist Church	502
04 430	Mendenhall Valley No. 3	Glacier Valley Baptist Church	533
04 440	Mendenhall Valley No. 4	Shepherd of the Valley Lutheran Church	601
04 450	Auke Bay - Fritz Cove	Auke Bay Fire Station	466
04 460	Lynn Canal	Auke Bay Ferry Terminal	418

**October 4, 2011
City and Borough of Juneau
Regular Municipal Election
Official Results**

16 Precincts					3-300	3-310	3-320	3-330	3-340	3-350	3-360	3-370	3-380	3-390	4-410	4-420	4-430	4-440	4-450	4-460		
16	Precincts Reporting	Total	Dist 2	Dist 1	Douglas	Jnu 1	Jnu 2	Jnu3	Jnu 4	Jnu Airport	Lennon Creek	N Douglas	Salmon Creek	Switzer Creek	MV 1	MV2	MV 3	MV 4	Auke - Fritz	Lynn Canal	Questioned	Absentee
16 Precincts					3-300	3-310	3-320	3-330	3-340	3-350	3-360	3-370	3-380	3-390	4-410	4-420	4-430	4-440	4-450	4-460	QUES	ABS
General Stats	Voter Turnout	30.8%	22.6%	27.6%	26.7%	20.5%	33.2%	30.5%	25.2%	22.2%	22.5%	33.9%	25.6%	11.7%	19.7%	22.2%	26.2%	23.3%	24.4%	35.3%	n/a	n/a
	Reg. Voters	24334	12259	12075	1687	899	1010	1416	1463	1319	1207	1394	975	889	2109	2265	2033	2576	1907	1185	n/a	n/a
	Ballots Cast	7501	2770	3328	451	184	335	432	369	293	272	473	250	104	415	502	533	601	466	418	343	1060
District 1 Assembly	Brad Fluetsch	2002	801	831	124	30	28	68	122	77	90	139	60	37	116	130	184	197	134	96	85	285
	Jesse Kiehl	4270	1478	2060	270	135	278	318	209	159	136	277	160	52	226	266	269	298	237	248	178	554
	Write-In	93	35	32	8	0	2	3	2	6	6	3	4	1	1	7	4	11	3	6	10	16
District 2 Assembly	Randy Wanama	4289	1683	1834	240	96	113	198	233	184	186	247	132	71	266	337	332	403	273	206	191	581
	Write-In	570	180	269	42	18	42	47	20	16	18	36	22	8	22	23	26	43	31	35	27	94
Area Wide Assembly	Loren Jones	2704	913	1318	185	75	182	216	134	112	75	193	99	26	120	153	163	185	145	168	104	369
	Geny Del Rosari	947	291	471	62	37	44	56	37	33	59	55	28	25	63	56	71	59	39	38	55	130
	Carlton Smith	2777	1148	1137	138	49	68	115	169	104	109	166	96	42	177	205	217	266	209	155	106	386
	Write-In	69	27	26	8	0	4	1	2	4	4	0	3	0	3	6	5	8	3	2	7	9
School Board	Sally Saddler	5092	1875	2317	293	122	231	295	275	192	199	332	183	80	298	340	354	386	321	291	207	693
	Write-In	1545	598	684	88	43	79	104	73	47	49	95	64	16	90	112	101	110	131	80	55	208
Prop 1 (Disclosure)	Yes	1902	689	823	112	43	80	94	103	75	75	115	76	34	92	126	141	134	118	94	101	289
	No	5240	1936	2356	327	133	228	313	254	207	188	338	165	65	303	351	371	432	314	303	214	734
Prop 2 (3% Sales)	Yes	5272	1913	2377	335	128	278	327	275	189	163	367	185	57	258	340	342	412	342	292	239	743
	No	2117	822	902	114	51	51	99	91	100	103	99	62	41	153	156	185	184	115	120	94	299
Prop 3 (School)	Yes	5446	1964	2472	327	149	293	346	284	190	169	363	193	74	277	340	352	409	351	319	254	756
	No	1963	776	813	118	32	36	80	80	100	100	107	56	27	133	156	174	189	110	91	85	289
Prop 4 (Turf Field)	Yes	4478	1605	2043	287	103	241	286	236	153	134	295	165	62	246	289	284	339	284	244	207	623
	No	2899	1125	1225	159	77	83	137	126	137	131	175	85	38	162	203	238	257	177	165	128	421
Prop 5 (Plastic Bags)	Yes	2349	675	1176	149	90	200	205	127	51	52	206	95	17	79	83	88	114	150	145	138	360
	No	5084	2075	2123	298	91	133	226	239	237	217	262	155	84	336	416	442	484	312	266	204	682



NOTICE OF REGULAR MUNICIPAL ELECTION - OCTOBER 4, 2011

Notice is hereby given that the Regular Municipal Election will be held in the City & Borough of Juneau, Alaska on **Tuesday, October 4, 2011**. Polling places are shown below. Registered voters of the State of Alaska who reside within the City and Borough of Juneau are eligible to vote in this election. Voters should be prepared to display identification at the polling place when voting.

The purpose of the election is:

1. To elect from candidates residing in Election District No. 1, one Assemblymember for a term of three years;
2. To elect from candidates residing in Election District No. 2, one Assemblymember for a term of three years;
3. To elect from candidates residing in the entire City and Borough of Juneau, one Areawide Assemblymember for a term of three years;
4. To elect from candidates residing in the entire City and Borough of Juneau, two members of the Board of Education (School Board) for terms of three years each; and
5. To vote on the following areawide propositions:

PROPOSITION NO. 1

MUNICIPAL OFFICIALS FINANCIAL DISCLOSURE

Shall municipal officers and candidates for elective office of the City and Borough of Juneau be exempt from the requirements of the State of Alaska Public Official Financial Disclosure law (AS 39.50) and be subject to, instead, the Public Official Financial Disclosure law adopted by the City and Borough of Juneau Assembly in Ordinance 2011-13(c)?

YES
NO

PROPOSITION NO. 2

**AUTHORIZATION TO RENEW A TEMPORARY 3% AREAWIDE SALES TAX
EFFECTIVE JULY 1, 2012, FOR A PERIOD OF FIVE YEARS ONLY,
INTENDED TO BE USED FOR CERTAIN PURPOSES AS SET FORTH BELOW.**

Juneau currently has a permanent 1% sales tax, a temporary 1% sales tax, and a temporary 3% sales tax. The temporary 3% sales tax is automatically repealed on July 1, 2012. The total of all CBJ sales taxes is currently 5%.

This ballot proposition would continue the current 3% temporary sales tax for an additional five years, until June 30, 2017. Accordingly, if this proposition is approved, the total sales tax rate would remain at 5%. This proposition would also continue the Assembly's intended allocation of the temporary 3% sales tax revenues as follows:

- 1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
- 1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
- 1% allocated annually by the Assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.

Total: 3% Temporary Sales Tax

Shall the City and Borough of Juneau, Alaska, levy and collect a temporary 3% areawide sales tax on the sale price of retail sales, services, and commercial rentals within the City and Borough, effective July 1, 2012, for a period of five years only, in addition to the 1% permanent areawide sales tax and the 1% temporary areawide sales tax.

Extend 3% Sales Tax for Five Years, YES

Extend 3% Sales Tax for Five Years, NO

NOTICE OF BOND ELECTION

City and Borough of Juneau Outstanding and Other Debt Information

The following information is provided as required by CBJ Charter Section 10.5, Notice of Bond Election:

- CBJ's total general obligation outstanding debt, as of September 1, 2011, is \$143,536,000. Of this amount it is anticipated that \$89,029,180 will be reimbursed by the State under the State's School Construction Bond Debt Reimbursement Program.
- There is \$792,000 in voter approved general obligation bonds (\$480,000 for the DZ Covered Playground and \$313,000 for the Dimond Park Aquatic Center) that have not been issued. The CBJ has no plans to issue these remaining bond authorizations.
- For the current fiscal year, FY12, CBJ is budgeting to pay a total of \$20,134,100 for bond debt service (both principle and interest). \$12,594,600 of this amount is anticipated to be reimbursed by the State under the State's School Construction Bond Debt Reimbursement Program. This leaves a balance of \$7,539,500 to be paid from local tax sources. Of this amount, \$1,552,900 will be paid with general sales tax revenues and \$5,273,800 will be paid from general property tax levies and the use of some fund balances.
- The current total taxable assessed valuation within the municipality is \$4,115,787,600 (\$4.12 billion).

PROPOSITION NO. 3

**GENERAL OBLIGATION BONDS
GROUND SOURCE HEATING SYSTEM AT AUKE BAY ELEMENTARY SCHOOL
\$1,400,000**

The proposition would authorize the issuance of \$1,400,000 in general obligation bond debt for paying the cost of a ground source heating system at Auke Bay Elementary School. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$50,500. This amount of debt service would require an annual property tax levy of approximately \$1.21 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

The maximum interest rate to be paid on this bond will vary depending upon the market conditions at the time of issuance. CBJ anticipates that the interest on the Auke Bay Elementary School ground source heating system tax exempt bonds will not exceed 5.0%.

For the purpose of funding a ground source heating system at Auke Bay Elementary School, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,400,000?

Auke Bay Elementary School Bonds, YES
Auke Bay Elementary School Bonds, NO

PROPOSITION NO. 4

**GENERAL OBLIGATION BONDS
REPLACING THE TURF SURFACING AT THE ADAIR KENNEDY MULTI-USE FIELD
\$1,190,000**

The proposition would authorize the issuance of \$1,190,000 in general obligation bond debt for paying the cost of replacing the turf surfacing at the Adair Kennedy multi-use field. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$43,400. This amount of debt service would require an annual property tax levy of approximately \$1.04 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

The maximum interest rate to be paid on this bond will vary depending upon the market conditions at the time of issuance. CBJ anticipates that the interest on the Adair Kennedy multi-use turf field resurfacing tax exempt bonds will not exceed 5.0%.

For the purpose of replacing the turf surfacing at the Adair Kennedy multi-use field, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,190,000?

Adair Kennedy Multi-Use Field Bonds, YES
Adair Kennedy Multi-Use Field Bonds, NO

PROPOSITION NO. 5

AN INITIATIVE PETITION TO AMEND THE CITY AND BOROUGH CODE TO ADD A TAX OF \$.15 PER BAG ON ALL PLASTIC SHOPPING BAGS PROVIDED BY CERTAIN RETAILERS AT THE POINT OF SALE

Shall the CBJ code be amended to levy a tax of \$.15 per bag, collected from certain retailers, for each plastic shopping bag provided to a shopper? The ordinance proposed by the petitioner's committee would define a plastic shopping bag as those bags made of lightweight synthetic material commonly provided free of charge to shoppers by retailers, and defines a retailer as a business offering to the general public groceries, hardware, liquor, or sundry items with annual average gross sales over the last five years of \$15,000,000, or more.

Plastic Bag Tax, YES
Plastic Bag Tax, NO

VOTER QUALIFICATIONS

To be eligible to vote in City and Borough of Juneau elections, you must be:

1. Qualified to vote in state elections;
2. A resident of the municipality for at least 30 days immediately preceding the election;
3. Registered to vote in state elections at a residence address within the municipality at least 30 days before the municipal election at which the person seeks to vote; and
4. Not disqualified under Article V of the State of Alaska Constitution.

ABSENTEE VOTING

A qualified voter may vote an absentee ballot for any reason. An absentee ballot may be cast in person, or requested from the election official in writing, by application with the voter's signature. Absentee Ballots are available beginning September 19, 2011.

By Mail:

Applications for By-Mail Ballots can be obtained in the Municipal Clerk's Office or online at www.juneau.org/clerk/elections. Applications for by-mail ballots must be received in the Municipal Clerk's office no later than Tuesday, September 27, 2011. After September 27, please refer to Absentee Voting BY FAX.

In-Person Absentee Voting:

A qualified voter may vote absentee in-person on or after the 15th day before an election up to and including the Election Day. Beginning September 19, 2011, early voting and absentee-in-person voting will take place at the following locations/dates/times:

City Hall - Assembly Chambers

Monday - Friday:
September 19 - October 3, 2011
8:00a.m. - 4:30p.m.

Mendenhall Mall

Mondays through Fridays:
10:00a.m. - 6:30p.m.
September 19 - October 3, 2011
and
Saturdays and Sundays: Noon - 4:00p.m.
September 24 & 25 and October 1 & 2, 2011

By Fax:

Contact the Municipal Clerk's office for more information.

Absentee ballot application forms and information available at:

Municipal Clerk/Election Official Office, City Hall Room 202
155 S. Seward Street, Juneau, AK. 99801
(907) 586-5278 phone (907) 586-4550 fax
e-mail: city_clerk@ci.juneau.ak.us
<http://www.juneau.org/clerk/elections>

ADA Accommodations Available Upon Request.

**2011 CITY & BOROUGH OF JUNEAU POLLING PLACES
REGULAR MUNICIPAL ELECTION – OCTOBER 4, 2011**

Precinct Number	Precinct Name	<u>Precinct Location</u>	Precinct Address
03 300	Douglas	Douglas Library	1016 Third Street, Douglas
03 310	Juneau No. 1	Juneau Arts and Culture Center	350 Whittier Ave., Juneau
03 320	Juneau No. 2	Holy Trinity Church	325 Gold St., Juneau
03 330	Juneau No. 3	Juneau Senior Center	895 W. 12 th St., Juneau
03 340	Juneau No. 4	Cedar Park	3414 Foster Ave., Juneau
03 350	Juneau Airport	Nugget Mall	8745 Glacier Highway, Juneau
03 360	Lemon Creek	AEL&P	5601 Tonsgard Ct., Juneau
03 370	North Douglas	Juneau Fire Station	820 Glacier Ave., Juneau
03 380	Salmon Creek	Tlingit & Haida Community Council Building	3235 Hospital Drive, Juneau
03 390	Switzer Creek	Gruening Park Recreation Center	1800 Northwood Drive, Juneau
04 410	Mendenhall Valley No. 1	Mendenhall Mall	9105 Mendenhall Mall Rd., Juneau
04 420	Mendenhall Valley No. 2	Aldersgate United Methodist Church	9161 Cinema Drive, Juneau
04 430	Mendenhall Valley No. 3	Glacier Valley Baptist Church	3921 Mendenhall Loop Rd., Juneau
04 440	Mendenhall Valley No. 4	Shepherd of the Valley Lutheran Church	4212 Mendenhall Loop Rd., Juneau
04 450	Auke Bay - Fritz Cove	Auke Bay Fire Station	11900 Glacier Highway, Juneau
04 460	Lynn Canal	Auke Bay Ferry Terminal	13.8 Mile Glacier Highway, Juneau

The polls are open 7:00 a.m. through 8:00 p.m.

If you do not know where your polling place is, you can call the **STATE OF ALASKA POLLING PLACE LOCATOR number 1-888-383-8683**, enter your Social Security Number or your voter number when prompted, and you will be told where your polling place is located.

I certify that this notice meets the requirements of CBJ Code 29.07.010 Election times; notice.

DATE

Laurie Sica, Municipal Clerk / Election Official



SAMPLE BALLOT – page 1 of 2

THE CITY AND BOROUGH OF JUNEAU
REGULAR MUNICIPAL ELECTION, OCTOBER 4, 2011

Completely fill in the oval to the right of the selection you choose:

ASSEMBLY DISTRICT 1 VOTE FOR NOT MORE THAN ONE

Brad Fluetsch

Jesse Kiehl

Write-in:

ASSEMBLY DISTRICT 2 VOTE FOR NOT MORE THAN ONE

Randy Wanamaker

Write-in:

ASSEMBLY AREAWIDE VOTE FOR NOT MORE THAN ONE

Loren Jones

Geny E. Del Rosario

Carlton Smith

Write-in:

SCHOOL BOARD VOTE FOR NOT MORE THAN TWO

Sally Saddler

Write-in:

Write-in:

PROPOSITION NO. 1

MUNICIPAL OFFICIALS FINANCIAL DISCLOSURE

Shall municipal officers and candidates for elective office of the City and Borough of Juneau be exempt from the requirements of the State of Alaska Public Official Financial Disclosure law (AS 39.50) and be subject to, instead, the Public Official Financial Disclosure law adopted by the City and Borough of Juneau Assembly in Ordinance 2011-13(c)?

YES

NO

PROPOSITION NO. 2

AUTHORIZATION TO RENEW A TEMPORARY 3% AREAWIDE SALES TAX EFFECTIVE JULY 1, 2012, FOR A PERIOD OF FIVE YEARS ONLY, INTENDED TO BE USED FOR CERTAIN PURPOSES AS SET FORTH BELOW.

Juneau currently has a permanent 1% sales tax, a temporary 1% sales tax, and a temporary 3% sales tax. The temporary 3% sales tax is automatically repealed on July 1, 2012. The total of all CBJ sales taxes is currently 5%.

This ballot proposition would continue the current 3% temporary sales tax for an additional five years, until June 30, 2017. Accordingly, if this proposition is approved, the total sales tax rate would remain at 5%. This proposition would also continue the Assembly's intended allocation of the temporary 3% sales tax revenues as follows:

- 1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
- 1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
- 1% allocated annually by the assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.

3% Total Temporary Sales Tax

Shall the City and Borough of Juneau, Alaska, levy and collect a temporary 3% areawide sales tax on the sale price of retail sales, services, and commercial rentals within the City and Borough, effective July 1, 2012, for a period of five years only, in addition to the 1% permanent areawide sales tax and the 1% temporary areawide sales tax?

Extend 3% Sales Tax for Five Years, YES

Extend 3% Sales Tax for Five Years, NO

Turn Ballot Over to Continue Voting



SAMPLE BALLOT – page 2 of 2

THE CITY AND BOROUGH OF JUNEAU
REGULAR MUNICIPAL ELECTION, OCTOBER 4, 2011

Completely fill in the oval to the right of the selection you choose:

PROPOSITION NO. 3

GENERAL OBLIGATION BONDS GROUND SOURCE HEATING SYSTEM AT AUKE BAY ELEMENTARY SCHOOL \$1,400,000

The proposition would authorize the issuance of \$1,400,000 in general obligation bond debt for paying the cost of a ground source heating system at Auke Bay Elementary School. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$50,500. This amount of debt service would require an annual property tax levy of approximately \$1.21 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

For the purpose of funding a ground source heating system at Auke Bay Elementary School, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,400,000?

Auke Bay Elementary School Bonds, YES
Auke Bay Elementary School Bonds, NO

PROPOSITION NO. 4

GENERAL OBLIGATION BONDS REPLACING THE TURF SURFACING AT THE ADAIR KENNEDY MULTI-USE FIELD \$1,190,000

The proposition would authorize the issuance of \$1,190,000 in general obligation bond debt for paying the cost of replacing the turf surfacing at the Adair Kennedy multi-use field. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$43,400. This amount of debt service would require an annual property tax levy of approximately \$1.04 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

For the purpose of replacing the turf surfacing at the Adair Kennedy multi-use field, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,190,000?

Adair Kennedy Multi-Use Field Bonds, YES
Adair Kennedy Multi-Use Field Bonds, NO

PROPOSITION NO. 5

AN INITIATIVE PETITION TO AMEND THE CITY AND BOROUGH CODE TO ADD A TAX OF \$.15 PER BAG ON ALL PLASTIC SHOPPING BAGS PROVIDED BY CERTAIN RETAILERS AT THE POINT OF SALE

Shall the CBJ code be amended to levy a tax of \$.15 per bag, collected from certain retailers, for each plastic shopping bag provided to a shopper? The ordinance proposed by the petitioner's committee would define a plastic shopping bag as those bags made of lightweight synthetic material commonly provided free of charge to shoppers by retailers, and defines a retailer as a business offering to the general public groceries, hardware, liquor, or sundry items with annual average gross sales over the last five years of \$15,000,000, or more.

Plastic Bag Tax, YES
Plastic Bag Tax, NO

Turn Ballot Over to Continue Voting

Presented by: Mayor Botelho
Introduced: 04/11/2011
Drafted by: J.W. Hartle

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2011-13(c)

An Ordinance Placing the Question of Exemption From the State of Alaska's Municipal Official Financial Disclosure Law on the Ballot; and Adopting, Contingent Upon the Exemption, a City and Borough Public Official Financial Disclosure Requirement; Amending the Election Code Regarding the Public Official Financial Disclosure Statement and Creating Municipal Official Financial Disclosure Requirements.

WHEREAS, in 2007, the State of Alaska significantly amended its public official financial disclosure law, significantly increasing the burden on City and Borough officials, including Planning Commissioners; and

WHEREAS, the separate requirements of Alaska's State Election Campaign Act (AS 15.13) will continue to apply to candidates for election to City and Borough office; and

WHEREAS, under State law, the City and Borough may adopt its own public official financial disclosure laws modeled after State law prior to the 2007 amendments.

NOW, THEREFORE, BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. Sections 2 and 3 of this ordinance, if approved by the voters pursuant to Sections 4 and 5, are of a general and permanent nature and shall become a part of the City and Borough code. Sections 4 and 5 of this ordinance are non-code sections.

Section 2. Amendment of Subsection. CBJ 29.07.050 Candidates, nomination, write-in, at subsection (c), is amended to read:

29.07.050 Candidates, nomination, write-in.

...

(c) Nominating petitions must be completed and filed with the election official, accompanied by any required City and Borough financial disclosure forms, not earlier than 60 days, nor later than 4:30 p.m. on the 50th day, before the election. The election official shall record on the petition the name and address of the person by whom each nominating petition is filed. All petitions in proper form with sufficient signatures, and all deficient petitions which are not withdrawn by the persons filing them, shall be

preserved by the election official and destroyed with the ballots cast in the election in which the candidate ran.

...

Section 3. New Chapter. CBJ Title 29 Elections, is amended by adding a new chapter 29.08, to read:

Chapter 29.08

MUNICIPAL OFFICIAL FINANCIAL DISCLOSURE REQUIREMENTS

29.08.010 Findings and purpose.

The City and Borough of Juneau declares that

- (1) Public office is a public trust that should be free from the danger of conflict of interest;
- (2) The public has a right to know of the financial and business interests of persons who seek or hold public office;
- (3) A compelling state interest requires that candidates for office and office holders disclose their personal and business financial interests;
- (4) Reasonable disclosure requirements do not violate an individual's right to privacy when the individual seeks or holds public office and a compelling interest in the disclosure exists;
- (5) Reasonable disclosure requirements do not have the effect of chilling the exercise of the right of a qualified person to seek or hold public office; and
- (6) Reasonable disclosure requirements work in conjunction with the City and Borough Conflict of Interest Code, CBJ 01.45, to provide the public with information and rules to enforce ethical conduct by public officials.

29.08.020 Report of financial and business interests.

(a) A municipal officer, as defined in this chapter, shall file a statement showing income sources and business interests, under oath and on penalty of perjury. Candidates shall file the statement at the time of filing a nominating petition, declaration of candidacy, or other required filing for the elective municipal office. Refusal or failure to file within the time prescribed shall require that the candidate's filing fees, if any, and filing for office be refused or that a previously accepted filing fee be returned and the candidate's name removed from the filing records. Appointed municipal officials shall file within 30 days of taking office as a municipal officer. An annual statement shall also be filed by municipal officers no later than March 15 in each year. On or before the 90th day after leaving office, a former public official shall

file a final statement covering any period during the official's service for which the public official has not already filed a statement.

(b) Municipal officers and candidates for elective municipal office shall file with the Clerk. All statements required to be filed under this chapter are public records.

29.08.030 Contents of statements.

(a) Each statement must be an accurate representation of the financial affairs of the municipal officer or candidate and must contain the information specified in (b) of this section, to the extent that it is ascertainable by the municipal officer or candidate for the person, the person's spouse or domestic partner, and the person's dependent child.

(b) Each statement filed by a municipal officer or candidate under this chapter must include the following:

(1) The source of all income over \$1,000 during the preceding calendar year, including taxable and nontaxable capital gains, received by the person, the person's spouse or domestic partner, and the person's dependent child, except that a source of income that is a gift must be included if the value of the gift exceeds \$250;

(2) The identity, by name and address, of each business in which the person, the person's spouse or domestic partner, and the person's dependent child had an interest or was a stockholder, owner, officer, director, partner, proprietor, or employee during the preceding calendar year, except that an interest of less than \$1,000 in the stock of a publicly traded corporation need not be included;

(3) The identity and nature of each interest in real property, including an option to buy, owned at any time during the preceding calendar year by the person, the person's spouse or domestic partner, and the person's dependent child;

(4) The identity of each trust or other fiduciary relation in which the person, the person's spouse or domestic partner, and the person's dependent child held a beneficial interest exceeding \$1,000 during the preceding calendar year, a description and identification of the property contained in each trust or relation, and the nature and extent of the beneficial interest in it;

(5) Any loan or loan guarantee of more than \$1,000 made to the person, the person's spouse or domestic partner, and the person's dependent child, and the identity of the maker of the loan or loan guarantor and the identity of each creditor to whom the person, the person's spouse or domestic partner, and the person's dependent child owed more than \$1,000; this paragraph requires disclosure of a loan, loan guarantee, or indebtedness only if the loan or guarantee was made, or the indebtedness incurred, during the preceding calendar year, or if the amount still owing on the loan, loan guarantee, or indebtedness was more than \$1,000 at any time during the preceding calendar year;

(6) A list of all contracts and offers to contract with the City and Borough (including the School District, hospital, or other CBJ entity) during the preceding

calendar year held, bid, or offered by the person, the person's spouse or domestic partner, and the person's dependent child, a partnership or professional corporation of which the person is a member, or a corporation in which the person, the person's spouse or domestic partner, and the person's dependent child, or a combination of them, hold a controlling interest; and

(7) A list of all mineral, timber, oil, or any other natural resource lease held, or lease offer made, during the preceding calendar year by the person, the person's spouse or domestic partner, and the person's dependent child, a partnership or professional corporation of which the person is a member, or a corporation in which the person, the person's spouse or domestic partner, and the person's dependent child, or a combination of them, holds a controlling interest.

29.08.040 Exemptions.

A person subject to this chapter is not exempt from any of its provisions except to the extent state courts determine that legally privileged professional relationships preclude complete compliance as set forth in APOC regulations as they may be amended from time to time and interpreted by decisions of the APOC.

29.08.050 Blind trusts.

(a) A municipal officer may transfer all or a portion of the officer's assets to a blind trust for the duration of service in public office. The original assets placed in the blind trust shall be listed by the official in the statement required to be filed under this chapter. The instrument creating the blind trust must be included with the statement.

(b) For a trust to qualify under this section:

- (1) Assets transferred to the trust shall be marketable;
- (2) The trustee shall be a bank or other institutional fiduciary;
- (3) The trustee shall have full authority to manage the trust, including the purchase, sale, and exchange of its assets in accordance with fiduciary principles;
- (4) Information regarding the identity and the nature of its assets shall be confidential from the trustor for the duration of the trust; and
- (5) The trustee shall be required to report any known breach of confidentiality or the termination of the trust to the office where the trustor is required to file statements under this chapter.

29.08.055 Administrative complaints.

(a) A person may file a written complaint alleging a violation of this chapter has occurred, or is occurring. The filing of such a complaint shall not preclude any other enforcement action under this chapter.

(b) Complaints filed under (a) of this section must be filed within five years after the date of the alleged violation.

(c) The Clerk, working with the City and Borough Attorney, shall promptly investigate all complaints and take action as appropriate.

29.08.060 Administration and inspection.

(a) The Clerk shall administer the provisions of this chapter. The Clerk shall prepare and keep available for distribution standardized forms on which the reports required by this chapter shall be filed. The Clerk may request that the information required under this chapter be submitted electronically but shall accept any information required under this chapter that is typed in clear and legible black typeface or hand-printed in dark ink on paper in a format approved by the Clerk or on forms provided by the Clerk and that is filed with the Clerk.

(b) The Clerk may adopt regulations under CBJ 01.60 to implement and interpret the provisions of this chapter.

(c) Reports filed under this chapter shall be kept on file for at least six years and are public records.

29.08.070 Penalty for willful violation of disclosure requirements.

(a) A person required to file a report of financial or business interests under this chapter who refuses or knowingly fails to disclose required information within the time required in this chapter, or who provides false or misleading information, knowing it to be false or misleading, is guilty of a violation and upon conviction is punishable by a fine of not less than \$100 nor more than \$1,000, notwithstanding CBJ 01.40.010(b)(3).

(b) Any person failing or refusing to comply with the requirements of this chapter, in addition to the penalties prescribed, shall forfeit nomination to office and may not be seated or installed in office if the person has not complied. A nominated, hired, or appointed municipal officer may not be appointed or reappointed by the assembly if compliance has not been made. In the case of elected officials, the Clerk, or other certifying authority, may not certify a person's nomination for office or the person's election to office if compliance was not made within the time required. The nomination to office or election to office shall be certified to the highest vote getter for that nomination for that office or election to that office who has complied within the times required and who shall be declared nominated or elected. For purposes of this subsection, a person is considered to have complied within the time required if the person complies within 30 days after the due date established by this chapter.

29.08.080. Failure to report by certain municipal officers.

A municipal officer who refuses or fails to file a report of financial interests required under this chapter when due may not hold office, and the person's name may not be submitted to the assembly for appointment or reappointment, until the person complies. The person may not be confirmed, hired, or appointed, and the person forfeits

and may not be paid any salary, per diem, or travel expenses, until the person complies. If, after installation in office or beginning employment in the position, the person refuses or fails to file the required statement when due, the person is guilty of a violation and upon conviction is punishable by a fine of not less than \$100 nor more than \$1,000, notwithstanding 01.40.010(b)(3), and shall be removed from office if compliance is not made within 30 days after the due date of the report.

29.08.090 Enforcement by private citizens.

Any citizen eligible to vote in Alaska may bring a civil action to enforce any of the sections of this chapter.

29.08.100 Civil penalty: Late filing of required reports.

A person who fails to file a properly completed and certified report within the time required by this chapter is subject to a civil penalty of \$10 a day for each day the delinquency continues. The penalty may be deducted from any payments due.

29.08.110 Definitions.

(a) In this chapter:

- (1) "Child" includes a biological child, an adoptive child, and a stepchild;
- (2) "Clerk" means the City and Borough of Juneau Clerk's office;
- (3) "Municipal officer" includes the borough manager, borough mayor, borough assemblymember, school board member, members of the borough planning commission; and
- (4) "Source of income" means the entity for which service is performed or that is otherwise the origin of payment; if the person whose income is being reported is employed by another, the employer is the source of income; but if the person is self-employed by means of a sole proprietorship, partnership, professional corporation, or a corporation in which the person, the person's spouse or domestic partner, and the person's dependent child, or a combination of them, hold a controlling interest, the "source" is the client or customer of the proprietorship, partnership, or corporation, but, if the entity that is the origin of payment is not the same as the client or customer for whom the service is performed, both are considered the source.

Section 4. Submission of Question to Voters. (a) The question of shall the municipal officers and candidates for elective office of the City and Borough of Juneau be exempt from the requirements of the State of Alaska Public Official financial Disclosure Law (AS 39.50) and be subject to, instead, the Public Official Financial Disclosure Law adopted by the City and Borough of Juneau Assembly in Ordinance No. 2011-13(c), and set forth in Sections 2 and 3 of this ordinance, will be submitted to the

qualified voters of the City and Borough at the regular municipal election to be held October 4, 2011.

(b) The City and Borough Clerk shall prepare the proposition to be submitted to the qualified voters of the City and Borough as set forth in Section 4 above.

Section 5. Proposition. The proposition to be submitted to the qualified voters of the City and Borough, as required by Section 4 above, shall read substantially as follows:

PROPOSITION NO. _____

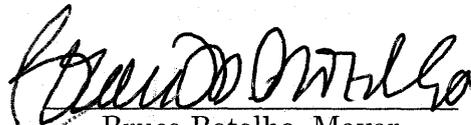
SHALL THE MUNICIPAL OFFICERS AND CANDIDATES FOR ELECTIVE OFFICE OF THE CITY AND BOROUGH OF JUNEAU BE EXEMPT FROM THE REQUIREMENTS OF THE STATE OF ALASKA PUBLIC OFFICIAL FINANCIAL DISCLOSURE LAW (AS 39.50) AND BE SUBJECT TO, INSTEAD, THE PUBLIC OFFICIAL FINANCIAL DISCLOSURE LAW ADOPTED BY THE CITY AND BOROUGH OF JUNEAU ASSEMBLY IN ORDINANCE NO. 2011-13(c)?

YES

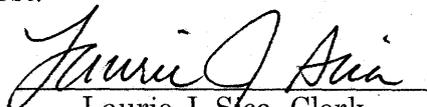
NO

Section 6. Effective Date. Sections 2 and 3 of this ordinance shall be effective upon the completion of both the Justice Department Preclearance and the approval of the proposition set out in Section 5 by a majority of the voters voting on the question at the regular election scheduled for October 4, 2011. Sections 4 and 5 of this ordinance shall be effective 30 days after its adoption.

Adopted this 11th day of July, 2011.


Bruce Botelho, Mayor

Attest:


Laurie J. Sica, Clerk

Presented by: The Manager
Introduced: 07/11/2011
Drafted by: J.W. Hartle

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2011-17

An Ordinance Providing for the Levy and Collection of Temporary 3% Areawide Sales Tax on the Sale Price of Retail Sales, Rentals, and Services Performed Within the City and Borough of Juneau, Such Tax to Be Effective on July 1, 2012, Intended to Be Allocated for Certain Purposes as Set Forth Herein; and Calling for an Election on Whether Such Sales Tax Shall Be So Levied.

WHEREAS, the present 5% areawide sales tax rate in the City and Borough comprises a permanent 1% tax, a temporary 1% tax, and a temporary 3% tax; and

WHEREAS, the 3% temporary component of the sales tax expires on July 1, 2012, unless the voters approve extending the duration of the tax; and

WHEREAS, the 3% temporary sales tax provides a balance to municipal revenue sources between sales tax and property tax; and

WHEREAS, the Assembly has determined that an extension of the 3% temporary sales tax, to become effective on July 1, 2012, for a period of five years only, would provide a stable revenue base for important municipal services and projects; and

WHEREAS, with the extension of the 3% temporary tax, the total sales tax rate in the City and Borough would remain unchanged at 5%.

NOW, THEREFORE, BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. Section 2 of this ordinance, if approved by a majority of qualified voters voting on the question pursuant to Sections 3 and 4, shall be of a general and permanent nature and shall become a part of the City and Borough code, unless and until it expires under its own terms. Sections 3 and 4 are noncode sections.

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Section 2. Amendment of Section. CBJ 69.05.020 - Imposition of rate, is amended to read:

69.05.020 - Imposition of rate.

...

(c) Subsection (a)(2) and this subsection (c) are automatically repealed on July 1, 2017.

...

Section 3. Submission of Question to Voters.

(a) In accordance with Article IX, Section 9.17, of the Home Rule Charter of the City and Borough of Juneau, the question of whether or not the temporary 3% areawide sales tax herein provided shall be levied and collected effective July 1, 2012, for a period of five years only, shall be submitted to the qualified voters of the City and Borough at the regular municipal election to be held on October 4, 2011.

(b) The City and Borough Clerk shall prepare the ballot proposition to be submitted to the qualified voters of the City and Borough for their consideration of the temporary 3% areawide sales tax set forth in this ordinance. The City and Borough Clerk shall further perform all necessary steps in accordance with law to conduct the election and place the proposition before the qualified voters at the regular municipal election.

Section 4. Proposition. The proposition to be submitted to the qualified voters of the City and Borough as required by Section 3 above shall read substantially as follows:

Explanation

Juneau currently has a permanent 1% sales tax, a temporary 1% sales tax, and a temporary 3% sales tax. The temporary 1% sales tax is automatically repealed on September 30, 2013. The temporary 3% sales tax is automatically repealed on July 1, 2012. The total of all CBJ sales taxes is currently 5%.

This ballot proposition would continue the current 3% temporary sales tax rate for an additional five years, until June 30, 2017. Accordingly, if this proposition is approved, the total sales tax rate would remain at 5%. This proposition would also continue the Assembly's intended allocation of the temporary 3% sales tax revenues as follows:

**Current Temporary Sales Tax
(repealed June 30, 2012)**

**New Proposed Temporary
Sales Tax (July 1, 2012 to June
30, 2017)**

1%	police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;	1%	police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
1%	roads, drainage, retaining walls, sidewalks, stairs, and other capital improvements; and	1%	roads, drainage, retaining walls, sidewalks, stairs, and other capital improvements; and
1%	allocated annually by the assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.	1%	allocated annually by the assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.
3%	Temporary sales tax until June 30, 2012	3%	Proposed temporary sales tax starting July 1, 2012, and ending June 30, 2017

PROPOSITION NO. ____

Authorization to Renew a Temporary 3% Areawide Sales Tax Effective July 1, 2012, in Addition to the 2% Areawide Sales Tax for a Period of Five Years Only, Intended to Be Used for Certain Purposes as Set Forth Below.

Shall the City and Borough of Juneau, Alaska, levy and collect a temporary 3% areawide sales tax on the sale price of retail sales, services, and commercial rentals within the City and Borough, effective July 1, 2012, for a period of five years only, in addition to the 1% permanent areawide sales tax and the 1% temporary areawide sales tax.

It is the intent of the Assembly to use the temporary 3% areawide sales tax as follows:

- 1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
- 1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
- 1% allocated annually by the assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.

Total: 3% Temporary Sales Tax

Extend 3% sales tax five years YES []

Extend 3% sales tax five years NO []

Section 5. Effective Dates.

(a) The amendments of subsection (a)(2) and (c) of CBJ 69.05.020 set forth in Section 2 of this ordinance shall become effective on July 1, 2012, if the proposition required by Sections 3 and 4 of this ordinance is approved by a majority of the qualified voters of the City and Borough voting on the proposition at the regular municipal election scheduled for October 4, 2011.

(b) Sections 3 and 4 of this ordinance authorizing the submission of the ballot proposition to the qualified voters of the City and Borough, shall be effective 30 days after adoption of this ordinance.

Adopted this 8th day of August, 2011.



Bruce Botelho, Mayor

Attest:



Laurie J. Sica, Clerk

Presented by: The Manager
Introduced: 08/08/2011
Drafted by: Bond Counsel

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2011-21

An Ordinance Authorizing the Issuance of General Obligation Bonds in the Principal Amount of Not to Exceed \$1,400,000 to Finance the Heating System at Auke Bay Elementary School, and Submitting a Proposition to the Voters at the Election to Be Held Therein on October 4, 2011.

WHEREAS, the existing Auke Bay Elementary School serving the City and Borough of Juneau (the "City and Borough") is in need of renovation, including the replacement of the heating system; and

WHEREAS, voters approved on October 5, 2010, the issuance of \$18,700,000 in general obligation bonds for the renovation of the Auke Bay Elementary School; and

WHEREAS, the City and Borough Assembly and School Board have identified that it is in the best interest of the inhabitants of the City and Borough to upgrade the planned Auke Bay Elementary School heating system to a ground source heat pump design; and

WHEREAS, in order to provide funds to install a ground source heating system at the Auke Bay Elementary School as further described in Section 3 of this ordinance (the "Project"), it is deemed necessary and advisable that the City and Borough issue and sell its unlimited tax levy general obligation bonds in the principal amount of not to exceed \$1,400,000 (the "Bonds"); and

WHEREAS, Senate Bill 73 has been adopted by the Alaska State Legislature, amending AS 14.11.100 and allowing certain public school construction projects to qualify for 70% reimbursement under the State School Construction Bond Debt Reimbursement Program; and

WHEREAS, the Project qualifies for 70% debt service reimbursement by the State and it is deemed necessary and desirable that the City and Borough issue the Bonds;

NOW, THEREFORE, BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. This ordinance is a noncode ordinance.

Section 2. Findings. The Assembly of the City and Borough hereby finds and declares that the improvements to Auke Bay Elementary School identified in Section 3 hereof are necessary and are in the best interest of the inhabitants of the City and Borough.

Section 3. Purposes. The School Board and the Assembly have determined that the Auke Bay Elementary School heating system needs to be upgraded to a ground source heat pump system (the "Project"). The cost of all necessary architectural, engineering, design, and other consulting services, inspection and testing, administrative and relocation expenses, costs of issuance of the Bonds and other costs incurred in connection with the Project that is approved by the electors shall be deemed capital improvement costs of the approved Project. The approved Project may be completed with all necessary furniture, equipment and appurtenances.

If the City and Borough shall determine that it has become impractical to accomplish any portion of the approved Project by reason of changed conditions or needs, incompatible development or costs substantially in excess of those estimated, the City and Borough shall not be required to accomplish such portions and shall apply Bond proceeds as set forth in this section.

Interest earnings on Bond proceeds may be used and applied by City and Borough, at the direction of the City Manager or his or her designee, for the Project or for other School District capital improvements or for the retirement of the Bonds or other School District general obligation bonds.

If the approved Project has been completed in whole or in part, or its completion duly provided for, or its completion found to be impractical, the City and Borough may apply Bond proceeds or any portion thereof as provided in Section 10.10 of the Home Rule Charter.

In the event that the proceeds of sale of the Bonds, plus any other monies of the City and Borough legally available, are insufficient to accomplish the approved Project, the City and Borough shall use the available funds for paying the cost of those portions of the approved Project for which the Bonds were approved deemed by the Assembly most necessary and in the best interest of the City and Borough. No Bond proceeds shall be used for any purpose other than a capital improvement.

Section 4. Details of Bonds. The Bonds shall be sold in such amounts and at such time or times as deemed necessary and advisable by the Assembly and as permitted by law and shall mature over a period of 10 years of date of issue. The Bonds shall be issued in an aggregate principal amount of not to exceed \$1,400,000. The Bonds shall bear interest to be fixed at the time of sale or sales thereof. Both principal of and interest on the Bonds shall be payable from annual tax levies to be made upon all of the taxable property within the City and Borough, without limitation as to rate or amount and in amounts sufficient with other available funds, to pay such principal and interest as the same shall become due.

The full faith, credit, and resources of the City and Borough are hereby irrevocably pledged to the payment of both the principal and interest on such Bonds. The exact form, terms, conditions, contents, security, options of redemption, and such other matters relating to the issuance and sale of said Bonds as are deemed necessary and advisable by the Assembly shall be as hereinafter fixed by ordinance and resolution of the City and Borough.

Section 5. Submission of Question to Voters. The Assembly hereby submits to the qualified electors of the City and Borough the proposition of whether or not the City and Borough should issue the Bonds for the purpose of financing the costs of the approved Project at the regular municipal election to be held on October 4, 2011.

The City and Borough clerk shall prepare the ballot proposition to be submitted to the voters as provided by this ordinance and shall perform all necessary steps in accordance with law to place these propositions before the voters at the regular election.

Section 6. Ballot Proposition The proposition to be submitted to the qualified voters of the City and Borough as required by Section 5 above shall read substantially as follows:

Explanation

The proposition will authorize the issuance of \$1,400,000 in general obligation bond debt for paying the cost of a ground source heating system at Auke Bay Elementary School. The project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$50,500. This amount of debt service would require an annual property tax levy of approximately \$1.21 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

PROPOSITION NO. ____

GENERAL OBLIGATION BONDS

\$1,400,000

For the purpose of funding a ground source heating system at Auke Bay Elementary School, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,400,000?

BONDS, YES

BONDS, NO

After voter approval of the proposition and in anticipation of the issuance of the Bonds, the City and Borough may issue short term obligations, under such date and in such amount, form, terms, maturity, and bearing such rate or rates of interest, all as may hereafter be fixed by ordinance of the City and Borough, consistent with limitations imposed by State law and by the Home Rule Charter and Code of the City and Borough.

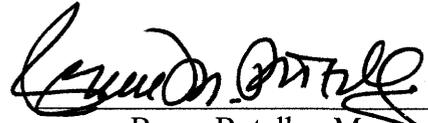
Section 7. Notice of Election. The Assembly shall cause a notice of election to be published once a week for three consecutive weeks in a newspaper for general circulation in the City and Borough. The first notice shall be published not later than September 4, 2011, which is 30 days prior to the regular municipal election. The notice shall contain the information required by Section 10.5 of the Home Rule Charter of the City and Borough.

Section 8. Effective Dates.

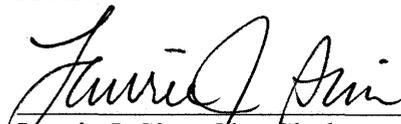
(a) The authority to issue general obligation bonds proposed in Section 6 of this ordinance shall become effective on the day following the date the election results are certified for the regular municipal election held on October 4, 2011, if a majority of the qualified voters voting on the proposition set forth in Section 6 votes for the proposition.

(b) Section 6 of this ordinance authorizing the submission of the ballot proposition to the qualified voters of the City and Borough shall become effective thirty days after adoption of this ordinance.

Adopted this 22nd day of August, 2011.


Bruce Botelho, Mayor

Attest:


Laurie J. Sica, City Clerk

Presented by: The Manager
Introduced: 08/08/2011
Drafted by: Bond Counsel

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2011-20

An Ordinance Authorizing the Issuance of General Obligation Bonds in the Principal Amount of Not to Exceed \$1,190,000 to Finance the Replacement of Turf at the Adair Kennedy Multi-use Field, and Submitting a Proposition to the Voters at the Election to Be Held Therein on October 4, 2011.

WHEREAS, the existing Adair Kennedy multi-use field serving the City and Borough of Juneau (the "City and Borough") is in need of renovations and improvements; and

WHEREAS, the City and Borough Assembly and School Board have identified necessary turf improvements to Adair Kennedy multi-use field; and

WHEREAS, in order to provide funds to perform the necessary improvements to the Adair Kennedy multi-use field as further described in Section 3 of this ordinance (the "Project"), it is deemed necessary and advisable that the City and Borough issue and sell its unlimited tax levy general obligation bonds in the principal amount of not to exceed \$1,190,000 (the "Bonds"); and

WHEREAS, Senate Bill 73 has been adopted by the Alaska State Legislature, amending AS 14.11.100 and allowing certain public school construction projects to qualify for 70% reimbursement under the State School Construction Bond Debt Reimbursement Program; and

WHEREAS, the Project qualifies for 70% debt service reimbursement by the State and it is deemed necessary and desirable that the City and Borough issue the Bonds;

NOW, THEREFORE, BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. This ordinance is a noncode ordinance.

Section 2. Findings. The Assembly of the City and Borough hereby finds and declares that the improvements to the Adair Kennedy multi-use field identified in Section 3 hereof are necessary and are in the best interest of the inhabitants of the City and Borough.

Section 3. Purposes. The School Board and the Assembly have determined that the Adair Kennedy multi-use field is in need of replacement of the turf surfacing (the "Project").

The cost of all necessary architectural, engineering, design, and other consulting services, inspection and testing, administrative and relocation expenses, costs of issuance of the Bonds and other costs incurred in connection with the Project that is approved by the electors shall be deemed capital improvement costs of the approved Project. The approved Project may be completed with all necessary furniture, equipment and appurtenances.

If the City and Borough shall determine that it has become impractical to accomplish any portion of the approved Project by reason of changed conditions or needs, incompatible development or costs substantially in excess of those estimated, the City and Borough shall not be required to accomplish such portions and shall apply Bond proceeds as set forth in this section.

Interest earnings on Bond proceeds may be used and applied by City and Borough, at the direction of the City Manager or his or her designee, for the Project or for other School District capital improvements or for the retirement of the Bonds or other School District general obligation bonds.

If the approved Project has been completed in whole or in part, or its completion duly provided for, or its completion found to be impractical, the City and Borough may apply Bond proceeds or any portion thereof as provided in Section 10.10 of the Home Rule Charter.

In the event that the proceeds of sale of the Bonds, plus any other monies of the City and Borough legally available, are insufficient to accomplish the approved Project, the City and Borough shall use the available funds for paying the cost of those portions of the approved Project for which the Bonds were approved deemed by the Assembly most necessary and in the best interest of the City and Borough. No Bond proceeds shall be used for any purpose other than a capital improvement.

Section 4. Details of Bonds. The Bonds shall be sold in such amounts and at such time or times as deemed necessary and advisable by the Assembly and as permitted by law and shall mature over a period of 10 years of date of issue. The Bonds shall be issued in an aggregate principal amount of not to exceed \$1,190,000. The Bonds shall bear interest to be fixed at the time of sale or sales thereof. Both principal of and interest on the Bonds shall be payable from annual tax levies to be made upon all of the taxable property within the City and Borough, without limitation as to rate or amount and in amounts sufficient with other available funds, to pay such principal and interest as the same shall become due.

The full faith, credit, and resources of the City and Borough are hereby irrevocably pledged to the payment of both the principal and interest on such Bonds. The exact form, terms, conditions, contents, security, options of redemption, and such other matters relating to the issuance and sale of said Bonds as are deemed necessary and advisable by the Assembly shall be as hereinafter fixed by ordinance and resolution of the City and Borough.

Section 5. Submission of Question to Voters. The Assembly hereby submits to the qualified electors of the City and Borough the proposition of whether or not the City and

Borough should issue the Bonds for the purpose of financing the costs of the approved Project at the regular municipal election to be held on October 4, 2011.

The City and Borough clerk shall prepare the ballot proposition to be submitted to the voters as provided by this ordinance and shall perform all necessary steps in accordance with law to place these propositions before the voters at the regular election.

Section 6. Ballot Proposition The proposition to be submitted to the qualified voters of the City and Borough as required by Section 5 above shall read substantially as follows:

Explanation

The proposition will authorize the issuance of \$1,190,000 in general obligation bond debt for paying the cost of replacing the turf surfacing at the Adair Kennedy multi-use field. The project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$43,300. This amount of debt service would require an annual property tax levy of approximately \$1.04 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

PROPOSITION NO. ____

GENERAL OBLIGATION BONDS

\$1,190,000

For the purpose of replacing the turf surfacing at the Adair Kennedy multi-use field, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,190,000?

BONDS, YES

BONDS, NO

After voter approval of the proposition and in anticipation of the issuance of the Bonds, the City and Borough may issue short term obligations, under such date and in such amount, form, terms, maturity, and bearing such rate or rates of interest, all as may hereafter be fixed by ordinance of the City and Borough, consistent with limitations imposed by State law and by the Home Rule Charter and Code of the City and Borough.

Section 7. Notice of Election. The Assembly shall cause a notice of election to be published once a week for three consecutive weeks in a newspaper for general circulation in the

City and Borough. The first notice shall be published not later than September 4, 2011, which is 30 days prior to the regular municipal election. The notice shall contain the information required by Section 10.5 of the Home Rule Charter of the City and Borough.

Section 8. Effective Dates.

(a) The authority to issue general obligation bonds proposed in Section 6 of this ordinance shall become effective on the day following the date the election results are certified for the regular municipal election held on October 4, 2011, if a majority of the qualified voters voting on the proposition set forth in Section 6 votes for the proposition.

(b) Section 6 of this ordinance authorizing the submission of the ballot proposition to the qualified voters of the City and Borough shall become effective thirty days after adoption of this ordinance.

Adopted this 22nd day of August, 2011.


Bruce Botelho, Mayor

Attest:


Laurie J. Sica, City Clerk



OFFICE OF THE MUNICIPAL CLERK

155 S. Seward St., Room 202
Phone: (907)586-5278 Fax: (907)586-4552
e-mail: city_clerk@ci.juneau.ak.us

August 2, 2011
Via e-mail and U.S. Mail

Mary Ann Brant
1081 Arctic Circle
Juneau, AK 99801

RE: An Initiative Petition to Amend the Code of the City and Borough of Juneau by Adding a Tax of \$.15 Per Bag on All Plastic Shopping Bags Provided by Retailers at the Point of Sale.

Dear Ms. Brant,

The Clerk's office has completed its review and concludes that the petition, with supplemental signatures, bears the required number of signatures, 2,271, and is therefore considered sufficient. Attached is a copy of the certification.

In accordance with CBJ Charter Section 7.10, Action on petitions¹, I am hereby submitting the petition to the Assembly.

This matter is scheduled on the Monday, August 8, 2011 Regular Assembly Meeting Agenda. The meeting begins at 7 p.m. in the City Hall Assembly Chambers.

Please contact me if you have any questions.

Sincerely,

Laurie Sica, mmc
Municipal Clerk

cc: Borough Assembly
John Hartle, City Attorney
Rod Swope, City Manager

¹ **Section 7.10. Action on petitions.**

(a) When an initiative or referendum petition has been determined sufficient, the clerk immediately shall submit it to the assembly. If the assembly fails to adopt a proposed initiative measure without any change in substance within forty-five days or fails to repeal the referred measure within thirty days after the date the petition was determined sufficient, it shall

submit the proposed initiative or referred measure to the electorate of the municipality. If the subject matter of the proposed initiative or referred measure relates only to a service area, the measure shall be submitted only to the electorate of the service area.

(b) The election on a proposed initiative or referred measure shall be held at the next regular election, or, if already scheduled, a special election occurring not sooner than 90 days from the last day on which the assembly action may be completed on the proposed initiative or referred measure. If no regular election is scheduled to occur within 75 days after the certification of a petition and the Assembly determines it is in the best interest of the municipality, the Assembly may, by ordinance, order a special election to be held on the matter before the next scheduled election. The notice of election shall contain at least a summary of the proposed initiative or referred measure.

CERTIFICATE

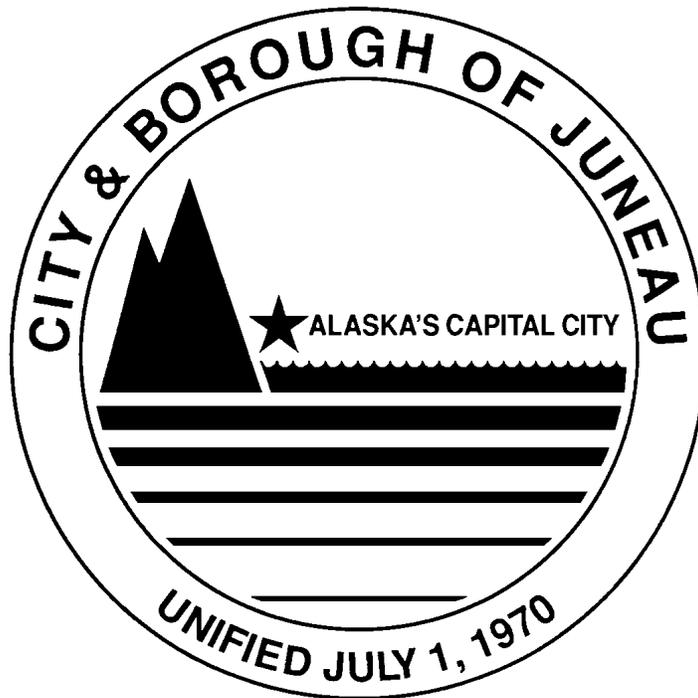
I, Laurie J. Sica, the duly appointed and qualified Municipal Clerk of the City and Borough of Juneau, Alaska, a municipal corporation of the State of Alaska, DO HEREBY CERTIFY the petition submitted by the Petitioners Committee re: An Initiative Petition to Amend the Code of the City and Borough of Juneau by Adding a Tax of \$.15 Per Bag on All Plastic Shopping Bags Provided by Retailers at the Point of Sale, was filed in the proper form and bears 2,271 signatures required for certification.

IN WITNESS WHEREOF, I have hereunto set my hand as of this 2nd day of August, 2011.

CITY AND BOROUGH OF JUNEAU, ALASKA

By _____  _____
Laurie J. Sica
Municipal Clerk

E:\WP\CLERKS\FORMS\CERT.DOC



STATE OF ALASKA
CITY & BOROUGH OF JUNEAU

IN RE: An Initiative Petition to Amend the
Code of the City and Borough of Juneau by
Adding a Tax of \$.15 Per Bag on All Plastic
Shopping Bags Provided by
Retailers at the Point of Sale

AFFIDAVIT OF PETITIONERS COMMITTEE

The following qualified voters and residents of the City and Borough of Juneau, Alaska, state under oath that they constitute the petitioners committee for the above referenced initiative. The coalition has been formed and will be responsible for circulating booklets for voter signatures.

All notices should be mailed to: Mary Ann Brant, 1081 Arctic Circle, Juneau, AK 99801 or organicgarden@hotmail.com, 907-209-4102.

DATED this 26th day of May, 2011

Andrea Doll
Andrea Doll
12175 Glacier Highway, A204
Juneau, AK 99801

State of ALASKA
Judicial District _____ SS

On this 26th day of MAY in the year 2011 before me, the undersigned notary public, personally appeared: ANDREA DOLL
known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Angela Hull
Notary Public (Signature)

ANGELA HULL
(Notary's printed name)

My commission expires 05-14-15

AFFIDAVIT OF PETITIONERS COMMITTEE – page 2

IN RE: An Initiative Petition to Amend the Code of the City and Borough of Juneau by Adding a Tax of \$.15 Per Bag on All Plastic Shopping Bags Provided by Retailers at the Point of Sale

Marsha E Bennett

Marsha Bennett
2335 Meadow Lane
Juneau, AK 99801

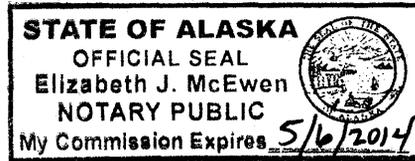
State of Alaska
Judicial District First SS

On this 1st day of June in the year 2011, before me, the undersigned notary public, personally appeared Marsha E. Bennett: known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Elizabeth J. McEwen
Notary Public (Signature)

Elizabeth J. McEwen
(Notary's printed name)



My commission expires 5/6/2014

Greg Brown

Greg Brown
19400 Beardsley Way
Juneau, AK 99801

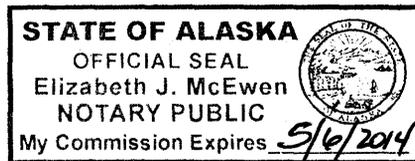
State of Alaska
Judicial District First SS

On this 2nd day of June in the year 2011, before me, the undersigned notary public, personally appeared: Gregory Rowe Brown known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Elizabeth J. McEwen
Notary Public (Signature)

Elizabeth J. McEwen
(Notary's printed name)



My commission expires 5/6/2014

IN RE: An Initiative Petition to Amend the Code of the City and Borough of Juneau by Adding a Tax of \$.15 Per Bag on All Plastic Shopping Bags Provided by Retailers at the Point of Sale

Kimberly L. Metcalfe Helmar

Kimberly L. Metcalfe Helmar
730 Gold Street
Juneau, AK 99801

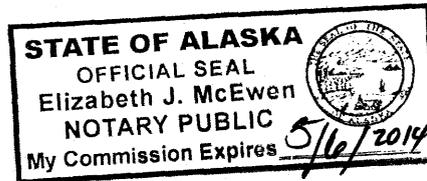
State of Alaska
Judicial District First SS

On this 2nd day of June in the year 2011 before me, the undersigned notary public, personally appeared: Kimberly Metcalfe - Helmar known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof, I have hereunto set my hand and official seal.

Elizabeth J. McEwen
Notary Public (Signature)

Elizabeth J. McEwen
(Notary's printed name)



My commission expires 5/6/2014

Kathryn Hill
Kathryn Hill
570 Seater Street #3
Juneau, AK 99801

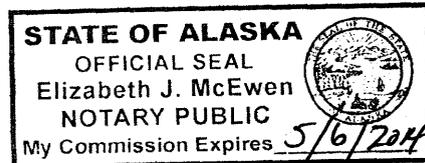
State of Alaska
Judicial District First SS

On this 27th day of May in the year 2011 before me, the undersigned notary public, personally appeared: Kathryn Hill known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof, I have hereunto set my hand and official seal.

Elizabeth J. McEwen
Notary Public (Signature)

Elizabeth J. McEwen
(Notary's printed name)



My commission expires 5/6/2014

Chapter 69.06 – PLASTIC BAG TAX

69.06.005 - Purpose and intent.

69.06.010 - Definitions.

69.06.020 - Imposition of tax.

69.06.030 - Payment of tax.

69.06.040 - Exemptions.

69.06.050 - Procedures and forms.

69.06.060 - Penalties and interest for delinquency.

69.06.070 - Protest of tax.

69.06.080 - Criminal liability.

69.06.090 - Use of proceeds.

69.06.005 - Purpose and intent.

It is the purpose of the tax imposed under this chapter to minimize the use of plastic shopping bags and encourage the use of re-useable shopping bags, thereby reducing the impact of discarded bags on the marine and land environment of Juneau and Southeast Alaska and contributing to the general revenue of the City and Borough.

69.06.010 - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Plastic shopping bag means those bags made of lightweight synthetic material commonly provided free of charge to shoppers by retailers.

Retailer means a business offering to the general public groceries, hardware, liquor, or sundry items with annual average gross sales over the last five years of \$15,000,000, or more.

69.06.020 - Imposition of tax.

A tax of \$.15 per bag, collected from the retailer, shall be imposed for each plastic bag provided to a shopper.

69.06.030 - Payment of tax.

The tax imposed by this ordinance shall be remitted to the City and Borough by retailers in the same manner as general sales tax.

69.06.040 - Exemptions.

(a)

The tax imposed by this chapter shall not apply to the following:

Senior citizens who hold and present a valid CBJ senior citizen sales tax exemption card.

(b)

The burden of proving an exemption shall be on the person claiming the exemption.

69.06.050 - Procedures and forms.

(a)

The manager may by regulation adopted pursuant to chapter 01.60 adopt and amend procedures for the administration of this chapter.

(b)

The manager or the manager's designee shall take all steps necessary and appropriate to administer this chapter which includes the authority to compromise and abate penalties and interest, and to negotiate and enter into payment plans for delinquent fees, penalties and interest.

69.06.060 - Penalties and interest for delinquency.

The tax levied under this chapter must be remitted to the City and Borough within 60 days of the close of the month of sale. Interest at a rate of 10.5 percent per year on the delinquent tax from the date of delinquency until paid shall accrue and be collected in the same manner as delinquent CBJ sales tax.

69.06.070 - Protest of tax.

An owner or agent who protests the payment of the tax charged under this chapter shall remit the tax and shall, within the time set for remittance of the tax, provide the manager with a written statement of protest specifying the amount of tax remitted, and the basis for the protest. The manager's decision shall be final and any appeal thereof shall be to the superior court.

69.06.080 - Criminal liability.

Any person violating any of the provisions of this chapter or failing or refusing to comply with a lawful request or demand of the manager authorized or made under this chapter shall be guilty of a class A misdemeanor.

69.06.090 - Use of proceeds.

Purposes. The taxes collected under this chapter shall be placed in the general fund.

VOTER INFORMATION

October 4, 2011 Municipal Election



Proposition 1: Municipal Official Financial Disclosure

Proposition 2: Extending The Temporary 3% Sales Tax

Proposition 3: Authorizing \$1.4 Million In General Obligation Bonds For A Ground Source Heating System At Auke Bay Elementary School

Proposition 4: Authorizing \$1.19 Million in General Obligation Bonds For The Replacement Of The Turf Surfacing At The Adair Kennedy Multi-use Field

Proposition 5: An Initiative Petition Amending The City and Borough of Juneau Code By Adding A Tax of \$.15 Per Bag On All Plastic Shopping Bags Provided By Certain Retailers



PROPOSITION 1

Municipal Officials Financial Disclosure

STATEMENT IN SUPPORT

By Bob Doll, Former Assembly Member

Proposition ONE has a single goal-to increase the potential field of candidates for elected office. If you agree that opening elected office to a wider range of candidates is a worthwhile objective, then Proposition ONE deserves your vote.

Public official financial reporting as prescribed by the legislature and currently administered by the Alaska Public Offices Commission (APOC) is a good system, one that I have adhered to for six elected years. Most of my income is from public retirement systems so I feel no vulnerability in making that information public. Others are not so fortunate.

The state process has the effect of deterring some potential candidates whose income arises from professional fields like law, medicine, or psychological counseling. That's because the identification of the sources of their income may compromise their professional work. And that's why we find the majority of Assembly members to be active or retired state employees, business persons, or professionals not actively practicing in their fields. Fewer candidates come forward whose income derives from fields in which they deal with individual clients.

In 2007 the Alaska Legislature recognized that many communities in the state might find a better way of obtaining financial information from public officials. It provided a process by which cities and towns in Alaska might originate their own reporting system. More than 100 communities in Alaska have accepted the Legislature's invitation and enacted their own reporting requirements. That is what the CBJ Assembly has done in offering this Proposition to the voters. And in drafting Proposition ONE, the Assembly has kept the bulk of the APOC reporting items.

My final Public Official Financial Disclosure has been submitted. The proposition on the October ballot to amend future financial disclosure reporting has no effect on me personally. But I care about Juneau, and in particular I care about the range and quality of candidates who compete for public office. This is a chance to expand the number of citizens who are willing to offer their service to the CBJ. I encourage the voters of Juneau to adopt Proposition ONE.

PROPOSITION 1

Municipal Officials Financial Disclosure

STATEMENT IN OPPOSITION

By **Douglas Mertz**, Local Attorney and Former State Assistant Attorney General

The Borough should not weaken current financial disclosure requirements for public office holders and political candidates.

The public deserves to know whether public office holders and political candidates have financial conflicts of interest or have received questionable payments or gifts from government contractors or others who should be kept at arms length. Currently, the Alaska Public Offices Commission (APOC) requires a full and fair disclosure of improper financial entanglements by public officers and candidates. But the "Opting out of APOC Proposition" proposed by current officeholders on the Assembly would eliminate the tough APOC disclosure requirements and replace them with weaker disclosures that would allow the officeholders to keep silent about the details of improper financial dealings.

The proposed CBJ ordinance would **eliminate the APOC requirement** to reveal the amount of income received from all sources of income over \$1000 and the requirement to reveal how it was obtained – a gift, earned through employment, or something else. The public would no longer know whether a particular source of income was responsible for a \$1000 payment or a \$1 million payment or whether the public official worked for it and if so, how.

The proposal would **eliminate the APOC requirement** for reporting "close economic associations," so a public official would not have to reveal a financial relationship, even a business partnership or a promise of future employment, with a person doing business with the Borough. Assembly members and the City Manager, for example, could have a business association with each other or with an outside business that is large enough to be a real concern to the public, but they would not have to disclose it.

The current APOC regulations are administered by an *independent* commission that is able to investigate and bring charges on its own. But the CBJ proposal substitutes the CBJ clerk as administrator of the requirements and gives the clerk – who works for the same officials who are required to make financial disclosures – no means to independently investigate and bring charges for violations.

The CBJ proposal eliminates the APOC law allowing a criminal prosecution and jail time for a person who willfully violates the requirements. The CBJ proposal leaves only minor civil fines, even for a knowing and willful violation.

Hundreds of candidates and officeholders statewide file APOC disclosure forms willingly, because they know it is vital that the public have confidence that their public servants are not engaging in improper financial dealings. In these times, when more than ever the public needs to know that politicians are serving the public and not themselves, the City and Borough of Juneau should not be weakening important public disclosure requirements. This proposal would curtail full disclosure and impede enforcement of disclosure requirements. It would benefit only political candidates while it damages the public's right to know.

This proposal is against the public's right to know. Please vote against it.

1

PROPOSITION 1 • Municipal Officials Financial Disclosure

2

PROPOSITION 2 • Extend Temporary 3% Sales Tax

PROPOSITION 2

Extend Temporary 3% Sales Tax

How long has a 3% temporary sales tax been in effect?

A 3% sales tax has been supported by Juneau voters each time it has come up for renewal, once every four or five years, since it was first approved in 1983.

What services will citizens receive from the revenue generated by Proposition 2

If approved, revenue from Proposition 2 will be used for the same purposes as the current 3% temporary sales tax. As with the current tax, it is the intent of the Assembly to divide the total 3% tax among the following three categories:

1% for general government operations.

This 1%, combined with the 1% permanent sales tax, is to be used to support such general government operations as police, fire, street maintenance, ambulance services, parks and recreation, libraries, transit, and other general services.

1% for capital improvements to roads and sidewalks.

This 1% is to be used primarily for repairing and constructing streets, sidewalks, retaining walls, drainages, and stairways, as well as other capital projects.

1% for capital improvements, rainy day fund, youth activities, and other public services.

This 1% is to be used for a variety of capital projects, deposits to an emergency budget reserve, grants for youth activities, and other general public services.

How much money does the 3% sales tax generate? When will it expire if approved?

For fiscal year 2011, each 1% sales tax contributed about \$7.9 million to the CBJ budget. If Proposition 2 is approved, the 3% sales tax will be in effect for five more years (until June 30, 2017), and would be expected to generate between \$24 and \$28 million annually for each of those years.

Montana Creek Bus Shelter



2nd Street Douglas



Gold Creek Flume Rehabilitation



PROPOSITION 2

Extend Temporary 3% Sales Tax

Why have a sales tax?

Government services are funded through a variety of taxes and user fees. In Juneau, sales and property tax revenues pay for the majority (about 26% and 45%, respectively) of general city government services. In addition, sales tax revenues account for nearly all of the funds spent on general capital projects such as street and sidewalk paving/repairing.

A sales tax helps spread the cost of municipal services to all users, rather than targeting property owners only. With a sales tax, visitors and temporary residents help pay for services they use while they are in Juneau. State and federal funding for local government services have declined significantly since the original 1983 voter approval of the 3% sales tax. In response to these state and federal revenue declines, the sales tax revenues generated from the 3% levy have contributed greatly in helping to fund consistent service levels and hold down the property tax mill levy.

What would happen if voters fail to approve Proposition 1

The sales tax rate would be reduced to 2% starting July 1, 2012. Sales tax revenues would be expected to decrease by approximately \$24 million annually. Available funding for general city services and capital projects would be reduced by about \$15 million and \$9 million, respectively. To balance the budget, the Assembly would either decrease spending (by cutting public services and capital projects), increase revenues (by increasing property taxes and user fees), or both. As the portion of this 3% sales tax revenue allotted to general city services accounts for about 18% of the funding for those services, cuts to general services would be substantial.

Miller Field Resurfacing

Capital City Fire And Rescue

Public Works snow blower at work.



PROPOSITION 3

Authorizing \$1.4 Million In General Obligation Bonds For Ground Source Heating System At Auke Bay Elementary School

What is the purpose of Proposition 3?

If voters approve Proposition 3, \$1.4 Million in General Obligation Bonds will be issued to fund a ground source heating system for Auke Bay Elementary School. The system would be installed as part of a complete renovation of the school approved by voters in 2010.

Why build a ground source heating system at Auke Bay Elementary School?

Heating options analyzed included: fuel oil, electric, wood pelt, air source heat pump, and ground source heat pump. It was determined that ground source heat is the most cost effective heating system for the school. While ground source is more expensive up-front, the long term operations and maintenance costs are much less expensive than other heating systems.

How does the State of Alaska reimburse cities for school projects, and what will happen if there is no funding?

Through the on-going Department of Education and Early Development debt reimbursement program, the State has agreed to pay 70% of the cost of the heating system, subject to annual appropriation by the Legislature. Lawmakers have fully funded this program for the past twenty years. The City and Borough of Juneau is responsible for the full payment of the debt on the bonds, regardless of whether the Legislature funds the 70% share.

If Proposition 3 is approved, how will it affect property taxes?

If the State fully funds the reimbursement program, the total annual debt service after State reimbursement, assuming an interest rate of 3.5%, would be \$50,500. This amount of debt service would require an annual property tax levy of approximately \$1.21 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

What would happen if voters fail to approve Proposition 3?

An oil fired boiler with a back-up electric boiler would be installed as part of the Auke Bay Renovation project budget.

PROPOSITION 4

Authorizing \$1.19 Million In General Obligation Bonds To Replace The Turf Surfacing At Adair Kennedy Multi-Use Field

4

PROPOSITION 4

Authorizing \$1.19 Million In General Obligation Bonds To Replace The Turf Surfacing At Adair Kennedy Multi-Use Field

What is the purpose of Proposition 4?

If voters approve Proposition 4, \$1.19 Million in General Obligation Bonds will be issued to fund the replacement of the synthetic turf on the multi-use field at Adair Kennedy Park adjacent to Floyd Dryden Middle School.

Why replace the synthetic turf surface at Adair Kennedy Park?

The current turf field at Adair Kennedy Park was installed in 2000 and is worn out. The field has been heavily used by the School District for its Physical Education curriculum as well as for High School football, soccer, and track and field programs. The field provides a safer experience for users and has resulted in fewer sports-related injuries. The fibers in the turf carpet are worn out from years of use, and can no longer hold the recommended amount of rubber in-fill.

How does the State of Alaska reimburse cities for school projects and what will happen if there is no state funding?

Through the on-going Department of Education and Early Development debt reimbursement program, the State has agreed to pay 70% of the cost of the synthetic field replacement, subject to annual appropriation by the Legislature. Lawmakers have fully funded this program for the past twenty years. The City and Borough of Juneau is responsible for the full payment of the debt on the bonds, regardless of whether the Legislature funds the 70% share.

If Proposition 4 is approved, how will it affect property taxes?

If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, would be \$43,300 for each of the next ten years. This amount of debt service would require an annual property tax levy of approximately \$1.04 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

What would happen if voters fail to approve Proposition 4?

Over time the fibers in the turf carpet will wear and will not be able to be fixed. At that time the turf carpet will be removed and the field will revert to a dirt field.



PROPOSITION 5

An Initiative Petition To Amend The Code Of The City And Borough Of Juneau By Adding A Tax Of \$.15 Per Bag On All Plastic Shopping Bags

Provided By Certain Retailers At The Point Of Sales

STATEMENT IN SUPPORT

By Kathy Hill, Turning the Tides

THIS IS ABOUT YOUR CHOICE - to pay the tax or to bring your own bag.

WHO PAYS THIS TAX? - Plastic shopping bag users at the largest stores in Juneau, now Safeway, Walmart, Home Depot and Fred Meyer.

WHEN IS THE TAX CHARGED? - When a shopper takes a throwaway plastic shopping bag, the retailer can charge the fifteen-cent tax.

DO OTHER PLACES TAX PLASTIC BAGS? - Yes, more than half of the world (countries, states, cities) has a tax, fee or ban on plastic shopping bags (1). Walmart and Fred Meyer have already stopped using plastic bags in some Oregon and California stores. In Alaska, at least 30 rural communities have banned plastic bags, including Bethel and Hooper Bay. Galena banned bags in 1998. Seventeen Chiefs from the Gwich'in Nation have signed a resolution to ban styrofoam and plastic bags from their communities.

WHY IS THE TAX PROPOSED? - Each year, Juneau goes through over five million plastic shopping bags that are extremely damaging to the environment and do not break down in the landfill; they float in air and pollute the ocean. **Of all forms of plastic pollution, bags are easiest to control.** Plastic makes up 80% of the volume of litter on roads, parks, and beaches and 90% of floating litter in the ocean (2). In every square mile of ocean there are over 46,000 pieces of plastic (3). Tiny pieces of plastic soak up a million-fold greater concentration of deadly compounds such as PCBs and DDE (a breakdown product of DDT) than the surrounding seawater (4). Marine life then eats these harmful pieces. It is estimated that over 100,000 different birds, seals, turtles, fish and whales die every year from ingesting plastic (5).

HOW DO I CARRY MY SHOPPING? Best is to bring your own reusable bags. You can also try a cardboard box or a backpack. Free cloth bags made of recycled shirts are available at several locations. Reusable bags are sold in many places for less than a dollar. Paper bags are also damaging to the environment. You can still accept a plastic shopping bag, but the retailer may charge for it. Rainbow Foods does not give out bags and Costco never did.

WHAT DO I USE FOR DOG WASTE, KITTY LITTER, CAN LINERS, ETC.? Environmentally friendly alternatives are available, and most are cheap or free. Consider what was done 40 years ago or ask Turning the Tides for information (6). There are no restrictions on plastic bags used for newspapers, produce, etc.

WHAT ABOUT RECYCLING? Recycling rates for plastic bags are extremely low. According to a 2007 Boustead Associates study, only 5.2% of plastic bags are recycled. Also, the economics of plastic bag recycling are poor. In 2007 the Christian Science Monitor reported that recycling one ton of plastic bags costs \$4000 which can then be sold on the commodities market for \$32. There is a glut of plastic bags not getting recycled, leaving recovery facilities with bales of used plastic bags and no one to sell them to.

IF YOU LOVE THE OCEAN, please vote yes.

- | | |
|--------------------------------|----------------------------|
| 1. Chicobags.com | 4. www.reuseit.com |
| 2. Butte Environmental Council | 5. www.reuseit.com |
| 3. Algalita Foundation | 6. www.turningthetides.org |

PROPOSITION 5

An Initiative Petition To Amend The Code Of The City And Borough Of Juneau By Adding A Tax Of \$.15 Per Bag On All Plastic Shopping Bags

Provided By Certain Retailers At The Point Of Sales

STATEMENT IN OPPOSITION

By Wade Bryson,

Small business owner, Juneau Chamber of Commerce board member, and Radio Personality

Juneau voters should reject the proposed bag tax initiative on the October 4 municipal ballot. This proposal will have a negative effect on our community and local economy. Here's why:

- The proposed tax is discriminatory. It targets the four largest retail businesses in Juneau. This creates an unfair advantage to similar businesses that due to their size won't be subject to the bag tax. If the city sets a precedent of creating taxes that directly affect buying decisions in our community, the long term economic fallout will cause more problems than the bag tax could ever solve.
- The tax is regressive. Like all regressive taxes, this bag tax imposes a greater burden on the poor than on the rich, burdening our most economically challenged citizens. In a household struggling to make ends meet, even a small tax is an unnecessary hardship.
- The tax will discourage future business investments. Just when Juneau needs to project a business friendly climate to shore up our lagging sales tax revenues, we send the message that small business and large corporations in Juneau – and indirectly our own residents – are being targeted for added taxation.
- The tax adds another layer of bureaucracy and accounting. It is already logistically more challenging to operate a business in our isolated community. The tax will increase operational costs which go beyond the fifteen cent tax. Higher costs and lower profits mean fewer jobs for our local economy.

Now, let's examine some of the environmental and health aspects of the proposal:

- Reusable bags are not as environmentally friendly as they are being hyped. Reusable bags don't last forever and must be washed regularly to insure sanitary standards.
- While some of the reusable bags available for purchase locally are made in the USA, many of the reusable bags that will be use are made in China, Cambodia, and other places that have lower environmental standards than we expect.
- Almost all reusable bags contain lead and many brands contain higher than accepted levels. How much safer for the environment is a lead laden bag shipped from China than the 50 plastic bags it would replace?
- Plastic bags are sterile which is why they are used for food handling. Reusable bags would require regular washing to prevent food borne illnesses.
- All retail stores affected by this tax offer plastic bag recycling at their locations as well as our city recycling center. There are other environmentally friendly solutions to plastic bags that are more economically beneficial and will produce a better result.

The bag tax targets four large businesses in town, but what is the logical and legal basis for this discrimination? Is this really an anti-corporation message? How does Juneau benefit from such a message? Vote No on Prop 5.

5

PROPOSITION 5

An Initiative Petition To Amend The Code Of The City And Borough Of Juneau By Adding A Tax Of \$.15 Per Bag On All Plastic Shopping Bags Provided By Certain Retailers At The Point Of Sales



SAMPLE BALLOT – page 1 of 2

THE CITY AND BOROUGH OF JUNEAU
REGULAR MUNICIPAL ELECTION, OCTOBER 4, 2011

Completely fill in the oval to the right of the selection you choose: ()

ASSEMBLY DISTRICT 1
VOTE FOR NOT MORE THAN ONE

Brad Fluetsch ()
Jesse Kiehl ()
Write-in: ()

ASSEMBLY DISTRICT 2
VOTE FOR NOT MORE THAN ONE

Randy Wanamaker ()
Write-in: ()

ASSEMBLY AREAWIDE
VOTE FOR NOT MORE THAN ONE

Loren Jones ()
Geny E. Del Rosario ()
Carlton Smith ()
Write-in: ()

SCHOOL BOARD
VOTE FOR NOT MORE THAN TWO

Sally Saddler ()
Write-in: ()
Write-in: ()

PROPOSITION NO. 1

MUNICIPAL OFFICIAL FINANCIAL DISCLOSURE

Shall municipal officers and candidates for elective office of the City and Borough of Juneau be exempt from the requirements of the State of Alaska Public Official Financial Disclosure law (AS 39.50) and be subject to, instead, the Public Official Financial Disclosure law adopted by the City and Borough of Juneau Assembly in Ordinance 2011-13(c)?

YES ()
NO ()

PROPOSITION NO. 2

AUTHORIZATION TO RENEW A TEMPORARY 3% AREAWIDE SALES TAX EFFECTIVE JULY 1, 2012, FOR A PERIOD OF FIVE YEARS ONLY, INTENDED TO BE USED FOR CERTAIN PURPOSES AS SET FORTH BELOW.

Juneau currently has a permanent 1% sales tax, a temporary 1% sales tax, and a temporary 3% sales tax. The temporary 3% sales tax is automatically repealed on July 1, 2012. The total of all CBJ sales taxes is currently 5%.

This ballot proposition would continue the current 3% temporary sales tax rate for an additional five years, until June 30, 2017. Accordingly, if this proposition is approved, the total sales tax rate would remain at 5%. This proposition would also continue the Assembly's intended allocation of the temporary 3% sales tax revenues as follows:

- 1% police, fire, street maintenance, snow removal, EMT/ambulance service, parks and recreation, libraries, and other general purposes;
- 1% roads, drainage, retaining walls, sidewalks, stairs, and other capital improvement projects; and
- 1% allocated annually by the assembly among capital improvements to include water and sewer system extensions, an emergency budget reserve, youth activities, and other general public services.

3% Total Temporary Sales Tax

Shall the City and Borough of Juneau, Alaska, levy and collect a temporary 3% areawide sales tax on the sale price of retail sales, services, and commercial rentals within the City and Borough, effective July 1, 2012, for a period of five years only, in addition to the 1% permanent areawide sales tax and the 1% temporary areawide sales tax?

Extend 3% Sales Tax for Five Years, YES ()
Extend 3% Sales Tax for Five Years, NO ()



SAMPLE BALLOT – page 2 of 2

THE CITY AND BOROUGH OF JUNEAU
REGULAR MUNICIPAL ELECTION, OCTOBER 4, 2011
Completely fill in the oval to the right of the selection you choose: ()

PROPOSITION NO. 3

GENERAL OBLIGATION BONDS GROUND SOURCE HEATING SYSTEM AT AUKE BAY ELEMENTARY SCHOOL \$1,400,000

The proposition would authorize the issuance of \$1,400,000 in general obligation bond debt for paying the cost of a ground source heating system at Auke Bay Elementary School. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$50,500. This amount of debt service would require an annual property tax levy of approximately \$1.21 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

For the purpose of funding a ground source heating system at Auke Bay Elementary School, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,400,000?

Auke Bay Elementary School Bonds, YES ()
Auke Bay Elementary School Bonds, NO ()

PROPOSITION NO. 4

GENERAL OBLIGATION BONDS REPLACING THE TURF SURFACING AT THE ADAIR KENNEDY MULTI-USE FIELD \$1,190,000

The proposition will authorize the issuance of \$1,190,000 in general obligation bond debt for paying the cost of replacing the turf surfacing at the Adair Kennedy multi-use field. This project qualifies for 70% State reimbursement under the State's School Construction Bond Debt Reimbursement Program. The funding for the State's reimbursement program is subject to annual appropriation. If the State fully funds the reimbursement program, the total annual debt service costs after State reimbursement, assuming an interest rate of 3.5%, will be \$43,400. This amount of debt service would require an annual property tax levy of approximately \$1.04 per \$100,000 of assessed value. This example of a property tax levy is provided for illustrative purposes only.

For the purpose of replacing the turf surfacing at the Adair Kennedy multi-use field, shall the City and Borough of Juneau, Alaska, issue and sell its general obligation bonds, maturing within 10 years of their date of issue, in the aggregate principal amount of not to exceed \$1,190,000?

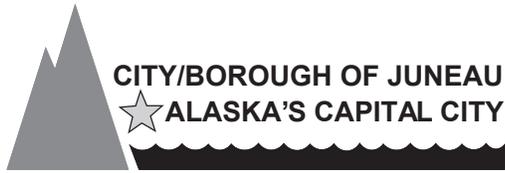
Adair Kennedy Multi-Use Field Bonds, YES ()
Adair Kennedy Multi-Use Field Bonds, NO ()

PROPOSITION NO. 5

AN INITIATIVE PETITION TO AMEND THE CITY AND BOROUGH CODE TO ADD A TAX OF \$.15 PER BAG ON ALL PLASTIC SHOPPING BAGS PROVIDED BY CERTAIN RETAILERS AT THE POINT OF SALE

Shall the CBJ code be amended to levy a tax of \$.15 per bag, collected from certain retailers, for each plastic shopping bag provided to a shopper? The ordinance proposed by the petitioner's committee would define a plastic shopping bag as those bags made of lightweight synthetic material commonly provided free of charge to shoppers by retailers, and defines a retailer as a business offering to the general public groceries, hardware, liquor, or sundry items with annual average gross sales over the last five years of \$15,000,000, or more.

Plastic Bag Tax, YES ()
Plastic Bag Tax, NO ()



PRSR T STD
 SCR WSS
 US POSTAGE PAID
 JUNE AU, AK
 PERMIT NO. 61



**Postal Customer
 Juneau, Alaska**

Precinct Number	Precinct Name	Precinct Location	Precinct Address
03 300	Douglas	Douglas Library	1016 Third Street, Douglas
03 310	Juneau No. 1	Juneau Arts and Culture Center (aka Downtown Armory)	350 Whittier Ave., Juneau
03 320	Juneau No. 2	Holy Trinity Church	325 Gold St., Juneau
03 330	Juneau No. 3	Juneau Senior Center	895 W. 12 th St., Juneau
03 340	Juneau No. 4	Cedar Park	3414 Foster Ave., Juneau
03 350	Juneau Airport	Nugget Mall	8745 Glacier Highway, Juneau
03 360	Lemon Creek	AEL&P	5601 Tonsgard Ct., Juneau
03 370	North Douglas	Juneau Fire Station	820 Glacier Ave., Juneau
03 380	Salmon Creek	Tlingit & Haida Community Council Building	3235 Hospital Drive, Juneau
03 390	Switzer Creek	Gruening Park Recreation Center	1800 Northwood Drive, Juneau
04 410	Mendenhall Valley No. 1	Mendenhall Mall	9105 Mendenhall Mall Rd., Juneau
04 420	Mendenhall Valley No. 2	Aldersgate United Methodist Church	9161 Cinema Drive, Juneau
04 430	Mendenhall Valley No. 3	Glacier Valley Baptist Church	3921 Mendenhall Loop Rd., Juneau
04 440	Mendenhall Valley No. 4	Shepherd of the Valley Lutheran Church	4212 Mendenhall Loop Rd., Juneau
04 450	Auke Bay - Fritz Cove	Auke Bay Fire Station	11900 Glacier Highway, Juneau
04 460	Lynn Canal	Auke Bay Ferry Terminal	13.8 Mile Glacier Highway, Juneau

The polls are open 7:00 a.m. through 8:00 p.m.

If you don't know where your polling place is, you can call the **STATE OF ALASKA POLLING PLACE LOCATOR** number **1-888-383-8683**, enter your Social Security Number or your voter number when prompted, and you will be told where your polling place is located. If you have questions regarding the October 4, 2011 Regular Municipal Election, please contact the Municipal Clerk's Office at 586-5278.