

# History of the City and Borough of Juneau Home Rule Charter

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## Source Documents:

CBJ Election Records  
Proposed Home Rule Charter – filed with Clerk January 14, 1970  
Greater Juneau Charter Commission Minutes, Oct 18, 1967 – Jan 16, 1970  
Southeast Alaska Empire - Sept. 2, 1977, Sept. 1, 1978, Oct. 7, 1980, Oct. 6, 1982

In 1967 the Alaska State Legislature enacted AS 29.85 allowing unification of an organized borough and all cities within it to form a single unit of home rule local government.

Based upon this authorization the question as to whether the Greater Juneau Borough and the cities of Juneau and Douglas should unite was approved by the voters on October 3, 1967, and a Charter Commission was elected at the same election.

The Commission commenced functioning and prepared a charter which was submitted to the voters on April 15, 1969. This charter was rejected.

The Commission, with a new chairman and several new members appointed to fill vacancies, again began meeting to revise the charter.

The revised charter was approved by the voters at an election held February 17, 1970. Under the terms of the charter the existing cities and borough were dissolved and the new entity, The City and Borough of Juneau, Alaska, came into existence on June 30, 1970.

## **February 17, 1970 – Special Election – Greater Juneau Borough**

On February 17, 1970, an election was held by the Greater Juneau Borough, to ask the following questions:

### **1970 - Proposition 1: Charter Ratified**

Shall the charter adopted by the Greater Juneau Charter Commission be ratified?

Yes: 2,059  
No: 1,748

### **1970 - Proposition 2: Municipality Named**

Shall the name of the municipality be:

The City and Borough of Juneau, Alaska:	1,667
The City and Borough of Juneau-Douglas, Alaska:	1,596

## **March 31, 1970 – Special Election – City and Borough of Juneau**

On March 31, 1970, an election was held by the City and Borough of Juneau to elect persons to the following offices:

Mayor (to serve until October, 1973)	Joseph A. McLean
Assembly District 1 (4 seats – terms decided by lot)	Hunt Gruening
	Robert W. Loescher
	Greg Machyowsky
	George W. Roberts
Assembly District 2 (1 seat to serve until October, 1972)	Robert C. Savikko
Assembly District 3 (3 seats – terms decided by lot)	Virginia Kline
	Bill Matheny
	Mike Miller

Article XIV of the CBJ Charter provides for the amendment of the Charter, either by proposal by the Assembly, by the voters, or by a Charter Commission.

Charter Section 14.4. Proposal by Charter commission, provides:

“ (a) Every ten years subsequent to 1970 the clerk shall place on the ballot for the next regular election the question: "Shall there be a Charter Commission to review or amend the Charter?" If a majority of the qualified voters voting on the question vote "no," the question shall not be placed on the ballot until the end of the next ten year period. If a majority of the qualified voters voting on the question vote "yes," nine qualified voters to serve as the Charter Commission shall be chosen at the next regular election or at a special election....”

For a Charter amendment to become effective, it must be approved by a majority of qualified voters voting on the question.

The following is a summary of amendments proposed to the charter since its initial adoption, as written on the ballots (keeping formatting), and the election results for each proposed amendment:

## **October 1, 1974 – Regular Election**

### **1974 - Proposition 2 – Charter Amendment: Adopted.**

An amendment adding the word “knowingly: to Section 9.13(b) of the Charter.

Be it enacted by the City and Borough of Juneau, Alaska, Section 9.13(b) of the Charter of the City and Borough of Juneau, Alaska, is hereby amended to read:  
(b) Every obligation incurred and every authorization of payment in violation of this Charter shall be void. Every payment made in violation of the provisions of this Charter shall be illegal. All officers or employees of the municipality who knowingly authorize or make such payment shall be jointly and severally liable to the municipality for the full amount so paid. The manager shall proceed forthwith to collect the indebtedness unless otherwise directed by the Assembly.

For the amendment: 2549

Against the amendment: 1109

**1974 - Proposition 3 – Charter Amendment: Adopted.**

An amendment deleting the words "including the education function: at the end of the present subsection 9.13(e).

Be it enacted by the City and Borough of Juneau, Alaska, Section 9.13(e) of the Charter of the City and Borough of Juneau, Alaska, is hereby amended to read:  
(e) Except as otherwise provided by the assembly by ordinance, the assembly shall provide for centralized accounting of all accounting functions of the municipality.

For the amendment: 2345  
Against the amendment: 1249

**1974 - Proposition 4 – Charter Amendment: Adopted.**

An amendment deleting the words "including the education function" at the end of the present subsection 9.13(f).

Be it enacted by the City and Borough of Juneau, Alaska, Section 9.13(f) of the Charter of the City and Borough of Juneau, Alaska, is hereby amended to read:

(f) Except as otherwise provided by the assembly by ordinance, the assembly shall provide for centralized purchasing of supplies, materials, and equipment for the municipality and its departments, offices, and agencies.

For the amendment: 2300  
Against the amendment: 1317

**1974 - Proposition 5 – Charter Amendment: Adopted.**

An amendment which will require the Assembly to prescribe certain terms of bonds by ordinance and other terms by resolution.

Be it enacted by the City and Borough of Juneau, Alaska, Section 10.2 of the Charter of the City and Borough of Juneau, Alaska is hereby amended to read:

Section 10.2 Terms of Obligations. (a) The assembly shall by ordinance prescribe the purposes, form terms conditions, contents, denominations, maturities, manner of execution, covenants, security, options of redemption, and such other matters relating to the issuance and sale of obligations as are deemed necessary and advisable by the assembly. (b) The assembly shall by resolution prescribe the date, rate or rates of interest, and place or places of payment as related to the issuance and sale of obligations.

For the amendment: 2295  
Against the amendment: 1229

**October 14, 1975 – Regular Election**

**1975 - Proposition 2 – Charter Amendment: Adopted.**

An amendment adding the words "provided, the assembly may change pre-unification dedications by ordinance." To Section 16.4 of the Charter.

Be it enacted by the City and Borough of Juneau, Alaska, Section 16.4 of the Charter of the City and Borough of Juneau, Alaska is hereby amended to read:

16.4 Pre-unification Sales and Use Tax. All revenues from sales and use tax, as long as such tax is continued, shall be allocated for use in the former cities of Juneau and Douglas and in service areas, as provided by the respective ordinances in effect prior to unification; provided, the assembly may change pre-unification dedications by ordinance.

For the amendment: 1746  
Against the amendment: 1138

### **October 4, 1977 – Regular Election**

#### **1977 - Proposition 1 – Charter Amendment: Failed.**

##### Explanation

Presently the charter establishes three election districts: No. 1, the service area of Juneau including West Juneau; No. 2, the remainder of Douglas Island; and No. 3, the remaining area of the municipality. Assemblymen must reside in the district from which they are elected although they run at large and are voted on by all voters in the municipality without respect to residence. Section 6.8 of the charter requires that in 1977 the voters be asked whether they wish to continue the present districts or prefer to abolish election districts and provide instead for at large elections to designated seats. A no vote would continue the present method of choosing assemblymen; a yes vote would abolish the three election districts and provide for at large elections of the mayor and all other assemblymen.

Be it enacted by the city and borough of Juneau, Alaska, sections 6.8 and 3.4(a) and (b) of the charter of the city and borough of Juneau, Alaska are hereby repealed; section 3.4(a) is reenacted as follows and sections a3.3(a) and 6.7 are amended to read as follows:

3.3(a) Only a qualified voter of the municipality who has been a resident of the municipality for at least one year immediately preceding his election or appointment to office shall be qualified for the office of mayor or assemblyman.

3.4(a) The Mayor and other assemblymen shall be elected at large to designated seats by the qualified voters of the municipality.

6.7 Election District. There shall be one at-large election district comprised of the entire municipality.

For the amendment: 1,290  
Against the amendment: 2,907

#### **1977 - Proposition 2 – Charter Amendment: Adopted.**

##### Explanation

An amendment deleting the words "and during his term" from the second sentence of section 3.3(a) of the charter. Presently, the charter requires that an assemblyman remain a resident of the district from which elected or appointed for the full term of his

office. The amendment would allow an assemblyman to move from his district without forfeiting his seat on the assembly, inasmuch as assemblymen are elected on an at large basis.

Be it enacted by the city and borough of Juneau, Alaska, section 3.3(a) of the charter of the city and borough of Juneau is hereby amended to read as follows:

(a) Only a qualified voter of the municipality who has been a resident of the municipality for at least one year immediately preceding his election or appointment of office, shall be qualified for the office of mayor or assemblyman. In addition, an assemblyman shall be a resident of the district from which elected or appointed at the time of his election or appointment.

For the amendment: 2,230  
Against the amendment: 1,921

### **1977 - Proposition 3 – Charter Amendment: Adopted.**

#### Explanation

Presently, the charter does not specifically provide for a vacancy to occur on the assembly when an assemblyman becomes medically incapacitated nor does the charter specifically authorize the assembly to make temporary appointments to fill vacancies which will occur because of medical incapacity. The proposed amendment would provide such authority.

Be it enacted by the city and borough of Juneau, Alaska, section 3.6 of the charter of the city and borough of Juneau, Alaska is hereby amended by changing section 3.6(a) to read as follows and to add a new section 3.6(c0 reading as follows:

(a) The office of an assemblyman shall become vacant upon his death, resignation, removal from office in any manner authorized by law or by this charter, or by forfeiture of his office, or upon a determination in a manner as provided by ordinance that the assemblyman is medically incapacitated.

(c) The assembly shall, by ordinance, provide procedures for the declaration of a temporary vacancy in the office of the assemblyman for medical incapacity and provide for the filing of such a vacancy on a temporary basis.

For the amendment: 3,253  
Against the amendment: 1,921

### **1977 - Proposition 4 – Charter Amendment: Adopted.**

#### Explanation

Presently the charter requires an affirmative vote of five members of the assembly to take action on any question without consideration of the number of members who are absent or who have either been excused from voting on a particular question or are prohibited from voting on a question because of a conflict of interest. When absences combine with required abstentions because of a conflict of interest or a grant of permission to abstain, the assembly may or could be disabled from acting even though an overwhelming majority of those who vote on the question favor it. The proposed amendment would allow the assembly to act upon the affirmative vote of four members whenever two or more assemblymen who are present are either prohibited

from voting because of a conflict of interest or have been excused from voting by the affirmative vote of all remaining members able to vote on the question.

Be it enacted by the city and borough of Juneau, Alaska, section 3.12(f)(1) of the charter of the city and borough of Juneau, Alaska is hereby amended to read as follows:

(f)(1) The prevailing vote of at least five members shall be required for official action by the assembly unless otherwise provided by this Charter except that the prevailing vote of at least four members shall be sufficient when two or more members who are present are prohibited by this Charter from voting or have been excused from voting under (f)(3) of this section.

For the amendment: 2,511  
Against the amendment: 1,590

**1977 – Proposition 5 – Charter Amendment: Adopted.**

Explanation

Presently the charter requires the prevailing vote of a majority of the membership of a board without consideration of the number of members who are absent or who have either been excused from voting on a particular question or are prohibited from voting on a question because of a conflict of interest. When absences combine with required abstentions because of a conflict of interest or a grant of a permission to abstain, boards are sometimes disabled from acting even though an overwhelming majority of those who vote on the question favor it. The proposed amendment would reduce the majority requirement by one vote for every two members who are present but who do not vote because they are either excused from voting by the affirmative vote of all remaining members able to vote on the question or have a conflict of interest.

Be it enacted by the city and borough of Juneau, Alaska, section 3.16(e) of the charter of the city and borough of Juneau, Alaska, is hereby amended to read as follows:

(e) The prevailing vote of a majority of the members of a board shall be required for official action except that the prevailing vote may be reduced by one vote for every two members of the board who are present but who do not vote because they have a conflict of interest or have been excused from voting by a vote of all the remaining members who may vote on the question, except that the prevailing vote required may not be reduced to a nu of the charter of the city and borough of Juneau, Alaska, is hereby amended to read as follows:

(e) The prevailing vote of a majority of the members of a board shall be required for official action except that the prevailing vote may be reduced by one vote for every two members of the board who are present but who do not vote because they have a conflict of interest or have been excused from voting by a vote of all the remaining members who may vote on the question, except that the prevailing vote required may not be reduced to a number less than one-third the membership on the board. A quorum of a board shall consist of a majority of the full membership.

For the amendment: 2,319  
Against the amendment: 1,710

**1977 – Proposition 6 – Charter Amendment: Adopted.**

Currently section 11 of the charter requires that all taxes raised in and for a service area be used to finance services within the area and such revenues may not be used for any purpose outside the service area. The proposed amendment would clarify the authority of the assembly to use the excess of any sales or other non-property tax raised solely within a service area for the purpose of reducing the areawide property tax levy within that service area.

Be it enacted by the city and borough of Juneau, Alaska, section 11.4 of the charter of the city and borough of Juneau, Alaska is hereby amended to read as follows:

11.4 Financing. The assembly may levy taxes, assessments or other charges within a service area to finance the services, and funds thereby raised shall not be used for any purpose outside of the service area, provided however, revenues from non-property taxes and charges which are in excess of those required to finance the services provided by the service area may be used to offset a part of the area-wide property tax levy within the service area.

For the amendment: 2,229  
Against the amendment: 1,838

**1977 – Proposition 7 – Charter Amendment: Adopted.**

Presently, the charter provides that non-emergency ordinances become effective only after 30 days have passed since their adoption. When this period of time is combined with the time between introduction and adoption of an ordinance, there is a minimum of 37 days between introduction of an ordinance and its effective date. As no moneys may be obligated or expended except against duly authorized appropriations, unanticipated funds received by the municipality may not be obligated or expended for a minimum of 37 days. The proposed charter amendment would allow the municipality to obligate or expend moneys as soon as the appropriating ordinance has been adopted by the assembly. The amendment does not change the requirement for 7 days published notice of the introduction of the ordinance prior to adoption.

Be it enacted by the city and borough of Juneau, Alaska, section 5.3(b) of the charter of the city and borough of Juneau, Alaska, is hereby amended to read as follows:

5.3(b) Except as otherwise provided in this Charter, every adopted ordinance shall become effective at the expiration of 30 days after adoption or at any later date specified in the ordinance, provided, however, ordinances establishing budgets, fixing mill levies or appropriating funds shall become effective upon adoption unless a later date is specified in the ordinance.

For the amendment: 2,039  
Against the amendment: 1,893

**October 7, 1980 – Regular Election**

**1980 - Proposition 1 – Charter Amendment: Failed.**

An Amendment Adding A New Section 3.19 to the Charter of the City and Borough of Juneau, Alaska.

Be it enacted by the City and Borough of Juneau, Alaska, a new Section 3.19 reading as follows is adopted as part of the Charter of the City and Borough of Juneau, Alaska:

3.19 Operating Boards and Authorities. The Assembly, by ordinance, may create such boards, authorities, public corporations or other entities for the purpose of constructing, acquiring, owning, financing, maintaining, and operating municipal enterprise facilities and ventures. Notwithstanding the provision of Section 3.16 of this Charter, the entity established shall have all powers granted it by ordinance and shall have such additional powers as are necessary or convenient for the discharge of its duties unless such additional powers are restricted or withheld by ordinance or state or federal law.

For the amendment: 1,267  
Against the amendment: 2,738

**1980 - Proposition 2 – Charter Amendment: Failed.**

An Amendment Repealing Section 6.5(b) of the charter of the City and Borough of Juneau, Alaska.

Be it enacted by the City and Borough of Juneau, Alaska, the Charter of the City and Borough is amended by repealing Section 6.5(b) which presently prohibits any person from sponsoring a political ad to be placed in the mass media after 6:00 p.m. of the day preceding a municipal election.

For the amendment: 1,490  
Against the amendment: 3,052

**1980 - Proposition 2 – Charter Commission: Failed.**

A Proposition Relating to Whether an Election Should be Held to Elect A Charter Commission to Review or Amend the Charter of the City and Borough of Juneau.

Shall there be a Charter Commission to review or amend the Charter?

Yes: 1,167  
No: 3,375

**October 6, 1981 – Regular Election**

**1981 - Proposition 1 – Charter Amendment: Adopted.**

An amendment adding a new section 3.20 to the charter of the City and Borough of Juneau, Alaska.

Be it enacted by the City and Borough of Juneau, Alaska, a new Section 3.20 reading as follows is adopted as a part of the Charter of the City and Borough of Juneau, Alaska:

3.20 Ski Area Board. The Assembly shall appoint members of a board of directors for the municipally-operated ski area. Notwithstanding the provisions of Section 3.16 of this Charter, the board shall derive its authority and power from the assembly by ordinance.



For the amendment: 3,910  
Against the amendment: 1,785

**1981 - Proposition 2 – Charter Amendment: Failed.**

An amendment to section 3.17(a) of the charter of the City and Borough of Juneau, Alaska.

Be it enacted by the City and Borough of Juneau, Alaska, Section 3.17(a) of the Charter of the City and Borough of Juneau, Alaska, is amended to read as follows:

(a) The assembly may prescribe such penalties or combination of penalties as it determines are appropriate; except, imprisonment may not exceed 30 days and a fine may not exceed \$1,500.

For the amendment: 2,190  
Against the amendment: 3,402

**June 7, 1983 – Special Election**

**1983 - Proposition A – Charter Amendment: Failed.**

Shall the Charter of the City and Borough of Juneau, Alaska be amended as set forth in the Ordinance Serial No. 83-14 to eliminate the requirement that candidates for municipal office reside in a designated district?

For the amendment: 2,238  
Against the amendment: 3,378

**October 4, 1983 – Regular Election**

**1983 - Proposition 1 – Charter Amendment: Adopted.**

Explanation of Proposition

Presently, Charter Section 10.6 permits the assembly to sell all municipal bonds except general obligation bonds by a negotiated sale. If adopted, this amendment to the Charter would permit the assembly to sell its general obligation bonds in the same manner. Adoption of this amendment does not affect the requirement that general obligation bonds first be approved by the voters.

Charter Amendment – Proposition

An amendment of Section 10.6 of the Charter of the City and Borough of Juneau, Alaska.

BE IT ENACTED by the City and Borough of Juneau, Alaska that the Charter of the City and Borough of Juneau, Alaska is amended by repealing and reenacting Section 10.6 to read:

Section 10.6 Manner of Sale. All obligations may be sold in the manner directed or authorized by the Assembly.

For the amendment: 4,256  
Against the amendment: 2,505

### **October 2, 1984 – Regular Election**

#### **1984 – Proposition 3 – Charter Amendment: Adopted.**

On Penalties:

Shall section 3.17(a) of the Charter of the City and Borough of Juneau be amended to read as follows:

3.17(a) The assembly may prescribe such penalties or combination of penalties as it determines are appropriate for the violation of ordinances and the Charter.

For the amendment: 3,272  
Against the amendment: 2,979

#### **1984 – Proposition 4 – Charter Amendment: Adopted.**

On Reapportionment:

Shall the Charter of the City and Borough of Juneau, Alaska be amended as set forth in Ordinance Serial No. 84-49 to clarify the authority of the assembly to create two or more election districts and to permit up to three assembly members to represent the areawide district already created by the Charter.

For the amendment: 3,897  
Against the amendment: 2,278

#### **1984 – Proposition 5 – Charter Amendment: Adopted**

On a Docks and Harbors Board:

An Amendment Adding a New Section 3.21 to the Charter of the City and Borough of Juneau, Alaska.

BE IT ENACTED by the City and Borough of Juneau, Alaska, a new Section 3.21 reading as follows is adopted as part of the Charter of the City and Borough of Juneau, Alaska:

3.21 Docks and Harbors Board. The assembly may establish a board of directors for the municipally-owned or operated docks and harbors and appoint members to the board. Notwithstanding the provisions of Section 3.16 of this Charter, the board shall derive its authority and power from the assembly by ordinance.

For the amendment: 4,488  
Against the amendment: 1,833

### **October 1, 1985 – Regular Election**

#### **1985 – Proposition 5 – Not a Charter Amendment, but a vote to act in opposition to the direction provided in the charter: Approved.**

Change Priority Use Of Unexpended and Unencumbered School Bond Proceeds

Shall the Assembly of the City and Borough of Juneau, Alaska, authorize \$1,687,000 of unexpended and unencumbered proceeds of its General Obligation Bonds, Series 1983A, to be used to acquire property, improve, equip and modify school facilities, such use being in an order of priority different from that contained in Section 10.10 of the Home Rule Charter of the City and Borough?

Change Priority, Yes: 4,799  
Change Priority, No: 2,829

### **October 7, 1986 – Regular Election**

#### **1986 – Proposition 1 – Charter Amendment: Failed.**

An Amendment to Section 6.7 and Section 13.2 of the Charter of the City and Borough of Juneau, Alaska.

Shall the Charter of the City and Borough of Juneau, Alaska, be amended as set forth in Ordinance Serial No. 86-53 to authorize the Assembly to assign the seats on the board of education to election districts, limit to one (1) the number of seats that may be assigned to the areawide district, and provide that each candidate for the board of education be required to be a resident of the district to which the seat they seek is assigned at the time of election or appointment?

For the amendment: 2,923  
Against the amendment: 3,761

### **October 2, 1990 – Regular Election**

#### **1990 – Proposition 1 – Charter Commission: Failed.**

Shall there be a Charter Commission to review or amend the Charter?

Yes: 2,020  
No: 5,250

#### **1990 – Proposition 2 – Charter Amendment: Adopted.**

##### Explanation

The Charter of the City and Borough of Juneau presently refers to members of the Assembly as “assemblymen,” and generally refers to persons by use of the male gender. The proposed Charter amendments will remove all language using the masculine gender and replace it with gender neutral language. For example, “assemblyman” will be changed to “assemblymember.” These amendments will not change the meaning of any provision of the Charter.

##### Charter Amendment

Shall the Charter of the City and Borough of Juneau be amended as set forth in Ordinance Serial No. 90-30 so as to remove all gender specific language and replace it with gender neutral language, without changing the meaning of any provision of the Charter?

For the amendment: 4,233  
Against the amendment: 3,131

### **October 1, 1991 – Regular Election**

#### **1991 – Proposition 3 – Charter Amendment: Failed.**

##### Explanation

This proposed Charter amendment will create a Recreation Endowment Fund. The purpose of the Fund will be to provide a permanent source of revenue for costs associated with the operations and maintenance of the city and borough recreational and sports facilities and programs.

The income earned on the Fund will be used for operation and maintenance of youth and adult recreational and sports facilities and programs.

The Fund principal will be established with revenue from the sales tax proposed in Proposition No. 1 or, if Proposition No. 1 is not approved, the revenue from the sales tax proposed in Proposition No. 2 if that proposition is approved. If neither Proposition No. 1 nor Proposition No. 2 is approved, the Fund will not be established.

##### Charter Amendment

Shall the Charter of the City and Borough of Juneau be amended as set forth in Ordinance No. 91-39am to create a Recreation Endowment Fund for the purpose of providing a permanent source of revenue for costs associated with the operation and maintenance of youth and adult recreational and sports facilities and programs?

For the amendment: 2,902  
Against the amendment: 5,047

### **October 6, 1992 – Regular Election**

#### **1992 – Proposition 1 – Charter Amendment: Adopted.**

##### Explanation

Section 6.3 of the Charter of the City and Borough of Juneau relating to qualification of voters for municipal elections needs to be amended to bring it into conformity with state law. The Charter currently provides that to be eligible to vote in a municipal election, at the time of the election a person must be qualified to vote in state elections and have been a resident of the municipality for at least thirty days immediately preceding the election. State law that applies to the City and Borough of Juneau provides that to be eligible to vote in municipal elections, a person must also be registered to vote in state elections at a residence address within the municipality at least thirty days before the municipal election, and must not be disqualified under Article V of the Alaska Constitution. Both of these additional requirements are mandated by state law.

##### Charter Amendment

Shall Section 6.3 of the Charter of the City and Borough of Juneau relating to the qualification of voters for municipal elections be amended as set forth in Ordinance 92-24 so as to bring it into conformity with state law?

For the amendment: 6,983  
Against the amendment: 883

**1992 – Proposition 2 – Charter Amendment: Adopted.**

Explanation

Section 6.5(b) of the Charter of the City and Borough of Juneau relating to election procedures currently prohibits any form of mass media advertising on a candidate or a ballot question after 6:00 p.m. on the day before a municipal election. This provision is not presently enforced because it is probable it violates the constitutional right to free speech. This ballot proposition proposes to repeal this charter provision.

Charter Amendment

Shall Section 6.5(b) of the Charter of the City and Borough of Juneau which prohibits any form of mass media advertising on a candidate or a ballot question after 6:00 p.m., on the day before a municipal election be repealed as set forth in Ordinance No. 92-25?

For the amendment: 5,197  
Against the amendment: 2,669

**1992 – Proposition 3 – Charter Amendment: Adopted.**

Explanation

At present the Charter of the City and Borough of Juneau does not limit the number of terms of office that a person may serve as mayor or as a member of the assembly. The term for the office of mayor or assemblymember is three years.

This proposed amendment to Section 3.3 of the Charter would limit to three the number of consecutive terms a person may serve as mayor or as a member of the assembly, and provide that the person is not eligible to again hold the office which he or she held for the two consecutive terms until one full year has intervened. Thus, a person could, for example, serve as an assemblymember for three consecutive terms and then run for and hold the office of mayor. However, the person could not again run for and hold the office of assemblymember until one full year after the end of the person's third consecutive term in that office.

Appointment or election to serve the unexpired portion of a term would not be considered a term for purposes of the limitation proposed in this amendment. Also, the term limitation would apply only to terms that begin on or after the certification of the October 6, 1992, municipal election.

Charter Amendment

Shall Section 3.3 of the Charter of the City and Borough of Juneau be amended as set forth in Ordinance No. 92-29 to provide that no person who has been elected to the office of mayor or assemblymember for three consecutive terms shall again be eligible to hold the office which he or she held for the three consecutive terms until one full year has intervene. Appointment or election to serve the unexpired portion of a term shall not be considered a term for purposes of the limitation provided in the Charter amendment. The limitation on terms of office provided for in the Charter amendment

shall apply only to terms that begin on or after the certification of the October 6, 1992, municipal election.

For the amendment: 5,210  
Against the amendment: 3,034

### **October 5, 1993 – Regular Election**

#### **1993 – Proposition 4 – Charter Amendment: Adopted.**

##### Explanation

Sections 9.2, 9.7, 9.8 and 13.6 of the Charter of the City and Borough of Juneau include provisions which establish a schedule for the municipal budget process each year. The process consists of several elements including the school budget, the capital improvement program, the non-school budget and tax levies. The Charter requires that presentation, public hearings, and final action on these elements must be completed by certain dates during the months of March through June. The ballot proposition proposes to change these dates to different dates during the months of April through June.

##### Charter Amendment

Shall Sections 9.2, 9.7, 9.8 and 13.6 of the Charter of the City and Borough of Juneau relating to dates for which certain events in the municipal budget process be amended as set forth in Ordinance No. 93-22am?

For the amendment: 7,346  
Against the amendment: 2,792

### **October 3, 1995 – Regular Election**

#### **1995 – Proposition 3 – Charter Amendment: Adopted.**

##### Explanation

In accordance with existing Alaska Statutes, the assembly of the City and Borough of Juneau, may levy taxes on real and personal property up to a maximum of 30 mills. This proposition would limit the assembly's ability to levy taxes on real and personal property to not more than 12 mills plus the millage required to pay for voter approved debt service. The proposition further provides that the assembly may levy real and personal property taxes in excess of 12 mills only with the approval of the voters in a general or special municipal election.

##### Charter Amendment

Shall the Charter of the City and Borough of Juneau be amended to limit the authority of the assembly to levy real and personal property taxes to not more than 12 mills plus the millage which will generate the revenue required to fund voter approved general obligation bond debt service, said limitation to be exceeded only if approved by the voters in a general or special election?

For the amendment: 5,148  
Against the amendment: 4,655

## **October 1, 1996 – Regular Election**

### **1996 – Proposition 3 – Charter Amendment: Adopted.**

An Amendment Adding a New Section 3.22 of the Charter of the City and Borough of Juneau, Alaska.

BE IT ENACTED by the City and Borough of Juneau, Alaska, a new Section 3.22 reading as follows is adopted as part of the Charter of the City and Borough of Juneau, Alaska:

**3.22 Airport Board.** The assembly may establish a board of directors for the municipal airport and appoint members to the board. Notwithstanding the provisions of Section 3.16 of this Charter, the board shall derive its authority and power from the assembly by ordinance.

For the amendment:           6,249  
Against the amendment:    3,678

## **October 7, 1997 – Regular Election**

### **1997 – Proposition 1 – Charter Amendment: Adopted.**

#### Explanation

The Charter provides that a body may take action only on a vote of the majority of its members. For 9-member bodies such as the Assembly and the Planning Commission, this means that adoption of any motions requires at least 5 votes, whether 9 members are present or 5 members are present.

The proposed amendment would authorize the Assembly to change the voting requirement for administrative proceedings which affect the rights and liabilities of individual persons. For example, if the proposed amendment is adopted, the Assembly could authorize the Planning Commission to issue or revoke permits and variances upon the vote of a majority of the commissioners voting on the permit or variance. If the proposed amendment is adopted, the Assembly could authorize itself to grant appeals of permits and variances upon the vote of a majority of the members voting on the appeal. In these cases, if 5 members were present, it would take 3 votes to adopt a motion.

The proposed amendment would not affect the quorum requirement: a majority of the total membership would still be required for any municipal body to hold a meeting. The proposed amendment would not affect the voting requirement for matters other than administrative proceedings affecting individuals. For example, at least 5 votes would still be required for the Assembly to amend the municipal code, or appropriate money. The proposed amendment would not change the voting requirement for Assembly action to appoint or remove municipal officials.

#### Charter Amendment

Shall Section 15.6 of the Charter of the City and Borough of Juneau relating to procedures for administrative proceedings by the Assembly and municipal boards be amended as set forth in Ordinance No. 97-28 so as to provide for action upon a vote of a majority of the members voting on the question?

For the amendment: 3,594  
Against the amendment: 3,294

### **October 6, 1998 – Regular Election**

#### **1998 – Proposition 4 – Charter Amendment: Adopted.**

##### Explanation

The Charter requires that all public improvements and, whenever practicable, other supplies and services be purchased through competitive bidding. The Charter provides two exceptions to this requirement: professional services and services provided by the city's own employees may be purchased through negotiation rather than competitive bidding.

The proposed amendment would establish three new exceptions to the requirement for competitive bidding.

The first new exception would allow the municipality to negotiate with the State of Alaska and the federal government for the services of their employees. This exception would apply to work performed by state and federal workers on joint projects, maintenance agreements, and other cooperative arrangements between governments.

The second new exception would allow the municipality to negotiate with high schools and accredited colleges and universities for the services of their faculty and students. This exception would apply to work performed by interns, vocational classes, and other academic programs.

The third new exception would allow the municipality to negotiate with nonprofit corporations for the services of their members and employees. This exception would apply to work performed by clubs, service organizations, community groups, and other noncommercial organizations registered with the State of Alaska as nonprofit corporations. This exception is limited by a requirement that the amount paid for the services does not exceed an average per hour of double the minimum wage established by state law.

The proposed amendment would not affect the way the city purchases supplies: purchases of supplies would remain subject to the requirement for a competitive bid whenever practicable.

##### Charter Amendment

Shall Section 9.14 of the Charter of the City and Borough of Juneau, relating to purchasing procedures, be amended as set forth in Ordinance No. 98-28 so as to allow negotiated service agreements with the state and federal governments, schools, and nonprofit corporations?

For the amendment: 6,566  
Against the amendment: 3,286

### **October 5, 1999 – Regular Election**

#### **1999 – Proposition 3 – Charter Amendment: Failed.**



An Amendment Adding a New Section 3.23 to the Charter of the City and Borough of Juneau, Alaska.

BE IT ENACTED by the City and Borough of Juneau, Alaska, a new Section 3.23 reading as follows is adopted as a part of the Charter of the City and Borough of Juneau, Alaska:

**3.23 Municipal Clerk.** The assembly shall appoint the municipal clerk.

For the amendment: 3,576  
Against the amendment: 4,460

### **October 3, 2000 – Regular Election**

#### **2000 – Proposition 4 – Charter Commission: Failed.**

Shall there be a Charter Commission to review or amend the Charter?

Yes: 3,171  
No: 7,465

### **October 4, 2005 – Regular Election**

#### **2005 – Proposition 2 – Charter Amendment: Adopted.**

Charter Amendment Regarding Competitive Bidding Procedures

Shall Section 9.14 of the Charter of the City and Borough of Juneau, Alaska, be amended by adding a new subsection, as set forth in Ordinance 2005-19(b)?

BE IT ENACTED by the City and Borough of Juneau, Alaska, a new subsection 9.14(b)(6) reading as follows is adopted as a part of the Charter of the City and Borough of Juneau, Alaska:

“Public improvements which, upon a written finding by the manager that it would be in the best interests of the City and Borough based on cost, timing, and other relevant criteria, may be procured by supplemental agreements amending existing capital improvement contracts. The maximum dollar amount, the criteria utilized, and the methodology shall be set by ordinance.”

For the amendment: 4,382  
Against the amendment: 3,955

#### **2005 – Proposition 3 – Charter Amendment: Adopted.**

Charter Amendment Regarding Special Elections

Shall Section 7.10(b) of the Charter of the City and Borough of Juneau, Alaska, be amended, as set forth in Ordinance 2005-18(am)?

BE IT ENACTED by the City and Borough of Juneau, Alaska, subsection 7.10(b) reading as follows is adopted as a part of the Charter of the City and Borough of Juneau, Alaska:

"7.10(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."

For the amendment: 4,909  
Against the amendment: 3,358

### **October 3, 2006 – Regular Election**

#### **2006 – Proposition 2 – Charter Amendment: Adopted.**

##### ***Explanation***

The Assembly may propose Charter amendments by ordinance. For a Charter amendment to become effective, it must be approved by a majority of qualified voters voting on the question. On July 31, 2006, the Assembly of the City and Borough of Juneau adopted Ordinance 2006-27, which proposed an amendment repealing Section 10.13 of the charter.

Charter Section 10.13 currently reads as follows:

Section 10.13. Interest and profits from investments.

All interest earned on and profits derived from the investment of the proceeds of the sale of any obligations shall be used solely for the purpose for which such obligations were issued.

Ordinance 2006-27 provided that presently, under the CBJ Charter, interest earnings on bonds must be expended "solely for the purposes for which such obligations were issued." CBJ funds a variety of capital projects, and limiting the use of bond interest earnings to a single project restricts flexibility in the use of interest earnings. Flexibility to allocate bond interest earnings to other capital projects can be advantageous and add efficiencies in completing projects which have funding constraints. Under this proposed amendment, the use of interest earnings can be directed by ordinance to other capital projects.

If approved by the voters, Section 10.13 would be repealed, as follows:

Section 10.13 [Reserved]

##### ***Ballot Proposition No. 2***

Shall Section 10.13 of the Charter of the City and Borough of Juneau, Alaska, regarding the use of interest earnings on the proceeds of the sale of obligations, be repealed, as set forth in Ordinance 2006-27?

For the amendment: 4,138  
Against the amendment: 3,275

**October 5, 2010 – Regular Election**

**2010 - Proposition 3 – Charter Commission: Failed.**

***Explanation***

The City and Borough of Juneau Charter Provides that every ten years subsequent to 1970 the clerk shall place on the ballot for the next regular election the question: "Shall there be a Charter Commission to review or amend the Charter?" If a majority of the qualified voters voting on the question vote "no," the question shall not be placed on the ballot until the end of the next ten year period. If a majority of the qualified voters voting on the question vote "yes," nine qualified voters to serve as the Charter Commission shall be chosen at the next regular election or at a special election.

***Ballot Proposition No. 3***

Shall there be a Charter Commission to review or amend the Charter?

Charter Commission, Yes	2,747
Charter Commission, No	5,820