

POSSIBLE MOTION

I MOVE TO approve Ordinance 2011-32A
on second and final reading.

CITY AND BOROUGH OF SITKA

ORDINANCE NO. 2011-32 Amended
(Amendments indicated by double strike out or double underline)

BALLOT PROPOSITION OCTOBER 2011

**AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA, ALASKA PROPOSING
TO AMEND THE HOME RULE CHARTER OF THE CITY AND BOROUGH OF
SITKA, SUBJECT TO RERATIFICATION BY THE VOTERS IN TEN YEARS, TO
CREATE A DEDICATED FUND FOR SITKA COMMUNITY HOSPITAL ROOF,
EQUIPMENT AND INFRASTRUCTURE; RAISE THE PROPERTY TAX LIMIT FROM
6 MILLS TO 6.25 MILLS; ~~AND PLACE IN THAT DEDICATED FUND ANY~~
REVENUES GAINED FROM A PROPERTY TAX LEVY BETWEEN 6 MILLS AND
6.25 MILLS; ~~AND SUBMITTING THESE CHARTER AMENDMENTS~~ TO THE
VOTERS FOR RATIFICATION**

1. **CLASSIFICATION.** This ordinance is of a permanent nature and is intended to become a part of the Home Rule Charter of the City and Borough of Sitka.

2. **SEVERABILITY.** If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and application to any person or circumstances shall not be affected.

3. **PURPOSE.** The City and Borough owns and oversees the operation of Sitka Community Hospital. If ratified by the voters, this ordinance would amend the Home Rule Charter of the City and Borough of Sitka to create a dedicated fund for Sitka Community Hospital Roof, Equipment and Infrastructure. If ratified by the voters, this ordinance would amend the Charter to raise the property tax limit from 6 mills to 6.25 mills, create a dedicated Sitka Community Hospital Roof, Equipment and Infrastructure Fund that could only be used for a new roof, equipment or infrastructure, ~~and~~ require the deposit into that Fund of the revenues generated by that portion of any property tax levy between 6 mills and 6.25 mills, and require a public vote 10 years after its passage to reauthorize the increased millage rate and Fund provisions.

4. **ENACTMENT.** NOW, THEREFORE, BE IT ENACTED by the Assembly of the City and Borough of Sitka that:

- A. The Home Rule Charter of the City and Borough of Sitka is hereby amended by amending Section 13.03, Property Tax Limit, to read as follows (new language underlined; deleted language stricken):

13.03 Property Tax Limit.

The property tax levy shall not exceed six and one quarter tenths of one percent (6.25 mills) ~~six tenths (0.006) of one per cent (6 mills)~~ of the assessed valuation of the property to be taxed. The voters may raise this limit by an affirmative vote of the majority of the voters participating in a special or regular election.

This section shall not in any way limit the ability of the municipality to meet its bonded obligations and in no event shall the property tax levy during a year exceed three percent (thirty mills) of the assessed value of the property in the municipality.

- B. The Home Rule Charter of the City and Borough of Sitka is amended by adding a new Title XXI, Sitka Community Hospital Roof, Equipment and Infrastructure Fund, to read as follows:

ARTICLE XXI

SITKA COMMUNITY HOSPITAL Roof, Equipment and Infrastructure Dedicated Fund

Section 21.01 Sitka Community Hospital Roof, Equipment and Infrastructure

A Sitka Community Hospital Roof, Equipment and Infrastructure Dedicated Fund is created. The Sitka Community Hospital Dedicated Fund shall be maintained separate and apart from all other funds and accounts of the City and Borough. The Sitka Community Hospital Dedicated Fund shall only be used to pay for a new roof, equipment and infrastructure.

Section 21.02 [Reserved.]

Section 21.03 Flow of Money into the Sitka Community Hospital Dedicated Fund from the Property Tax Levy.

Notwithstanding any other provision of law, an amount of money equal to the City and Borough's property tax revenues generated by that portion of the property tax levy between six-tenths of one percent (6 mills) and six and one quarter tenths of one percent (6.25 mills) shall be deposited each year into the Sitka Community Hospital Roof, Equipment and Infrastructure Dedicated Fund.

- C. The following proposition question shall be placed on the ballot at the general election on October 4, 2011:

Ballot Proposition No.

Shall the Charter laws of the City and Borough of Sitka be amended,
subject to another public vote in 10 years, to raise the property tax limit
from ~~(6 mills)~~ to ~~(6.25 mills)~~ to help fund a new roof, equipment and
infrastructure for Sitka Community Hospital, and place the revenues
gained into a dedicated fund?

Yes ☐ No ☐

Informational: Another public vote will occur in 10 years to continue the
increased property tax limit and the dedicated fund if this ballot
proposition is approved by the voters. The revenues gained from the
property tax limit increase will be placed in this fund, and can ~~only~~ only
be used to pay for Sitka Community Hospital's new roof, equipment and
infrastructure. For an example, Sitka Community Hospital is currently in
the need of a new roof and a new mammogram machine and this increase
in millage if passed would fund those.

5. **EFFECTIVE DATE.** This ordinance shall become effective on the day after the
date of its passage. The amendments to the Home Rule Charter of the City and Borough of Sitka
set out in Subsection 4.A and B shall ~~only~~ become effective on January 1, 2012 only if a majority
of the voters voting on this ballot proposition ordinance at the regular election on October 4,
2011 approve the ballot proposition, this ordinance, and if a majority of voters approve then
~~those amendments set out in Subsection 4A and B shall become effective on January 1, 2012.~~
The amendments in Subsection 4.A and B are subject to another public vote in ten years for
reratification, if the ballot proposition is approved by the voters in the October 2011 election.

PASSED, APPROVED, AND ADOPTED by the Assembly of the City and Borough of
Sitka, Alaska this ___ day of August, 2011.

Cheryl Westover, Mayor

ATTEST:

Colleen Ingman, MMC
Municipal Clerk