



FAIRBANKS CITY COUNCIL
AGENDA NO. 2015-02
REGULAR MEETING JANUARY 19, 2015
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

REGULAR MEETING

7:00 P.M.

1. ROLL CALL
2. INVOCATION
3. FLAG SALUTATION
4. APPROVAL OF AGENDA AND CONSENT AGENDA

(Approval of Consent Agenda passes all routine items indicated by an asterisk (*). Consent Agenda items are not considered separately unless a Council Member so requests. In the event of such a request, the item is returned to the General Agenda).

5. CITIZENS COMMENTS, oral communications to Council on any item not up for Public Hearing. Testimony is limited to five (5) minutes. Any person wishing to speak needs to complete the register located in the hallway. Normal standards of decorum and courtesy should be observed by all speakers. Remarks should be directed to the City Council as a body rather than to any particular Council Member or member of the staff. In consideration of others, kindly silence all cell phone, electronic and messaging devices.
6. APPROVAL OF PREVIOUS MINUTES
7. SPECIAL ORDERS
8. MAYOR'S COMMENTS AND REPORT

9. UNFINISHED BUSINESS

- a) Ordinance No. 5963 – An Ordinance Amending FGC Section 2-396 Regarding the Fact Finding Commission. Introduced by Council Member Staley. SECOND READING AND PUBLIC HEARING.

10. NEW BUSINESS

- *a) Resolution No. 4656 – A Resolution in Support of the Fairbanks Metropolitan Area Transportation System (FMATS) Request for Transportation Funding for Fiscal Year 2016. Introduced by Council Member Walley.

11. DISCUSSION ITEMS (INFORMATION AND REPORT)

- a) Committee Reports

12. COMMUNICATIONS TO COUNCIL

- a) Proposed Corrections to Regular Meeting Minutes of October 6, 2014
- *b) Memo Concerning City Representative to Borough Assembly Meetings
- *c) Notice to Council Concerning an Encroachment Permit to ADOT
- *d) Clay Street Cemetery Commission Meeting Minutes of October 1, 2014
- *e) Board of Plumber Examiner Meeting Minutes of October 7, 2014
- *f) Fairbanks Diversity Council Meeting Minutes of October 23, 2014
- *g) Fairbanks Diversity Council Meeting Minutes of December 9, 2014
- *h) Appointment to the City Finance Committee
- *i) Re-appointment to the Building Code Review & Appeals Commission

13. COUNCIL MEMBERS' COMMENTS

14. CITY CLERK'S REPORT

15. CITY ATTORNEY'S REPORT

16. ADJOURNMENT

ORDINANCE NO. 5963

**AN ORDINANCE AMENDING FGC SECTION 2-396
REGARDING THE FACT FINDING COMMISSION**

WHEREAS, on February 24, 1992, the Fairbanks City Council established a Fact Finding Commission by adopting Ordinance No. 5038; and

WHEREAS, the purpose of the Commission is to assist the City Council in the investigation, collection, assessment and analysis of any issue referred to the Commission where facts are in dispute or are unknown; and

WHEREAS, the Fact Finding Commission has not been called upon to assist the City Council in many years, and FGC Section 2-396 has not been amended since it was adopted in 1992; and

WHEREAS, the Commission is still considered active, so members and terms must be tracked and maintained on a regular basis; and

WHEREAS, it would be beneficial to lengthen members' terms from two years to five years and eliminate the two alternate positions so that appointments will be needed less frequently and the City will save money on advertising; and

WHEREAS, it appears that the Commission may be better served by a cross-section of members from both inside and outside the city limits, and it has proven difficult to fill vacancies when all positions are limited to City residents.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. Fairbanks General Code Section 2-396 is hereby amended as follows [new text in **underlined bold** font; deleted text in ~~strikethrough~~ font]:

Sec. 2-396. – ~~Created~~Composition.

- (a) There ~~is created~~ a fact finding commission **shall** consisting of five members, serving without compensation, ~~to be~~ appointed by the mayor **and** subject to confirmation by the city council. **At least three** The members of the commission shall be residents of the city. The ~~membership of the~~ commission shall consist of two members who are ~~recognized~~ **experienced** in the fields of law or judicial enforcement and three members from the public at large. The ~~initial chairman and vice-chairman~~ shall be ~~appointed~~ **elect** by **and from the fact finding commission members**, the mayor subject to confirmation by the city council. ~~Of the five members appointed, one shall be appointed to a term expiring December 31, 1992; two shall be appointed to a term expiring December 31, 1993; and two shall be appointed to a term expiring December 31, 1994; thereafter,~~

Appointments shall be for ~~two~~**five** years, except when an interim appointment is necessary to complete the term of a member who resigns, dies or is otherwise removed while in office.

~~(b) The mayor shall also appoint, subject to city council confirmation, two alternates who at the election of the chairman shall sit in the place of any absent regular or otherwise assist the commission as directed by the chairman. One alternate shall be a member who is recognized in the field of law or judicial enforcement, and one alternate shall be a member of the public at large. Of the two alternates, one shall be appointed to a term expiring December 31, 1993, and one shall be appointed to a term expiring December 31, 1994; thereafter, appointments shall be for three years.~~

SECTION 2. That the effective date of this Ordinance shall be the ____ day of January 2015.

John Eberhart, City Mayor

AYES:

NAYS:

ABSENT:

ADOPTED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, MMC, City Clerk

Paul J. Ewers, City Attorney

Introduced by: Council Member Perry Walley

Date: January 19, 2015

RESOLUTION NO. 4656

**A RESOLUTION IN SUPPORT OF THE FAIRBANKS METROPOLITAN
AREA TRANSPORTATION SYSTEM (FMATS) REQUEST FOR
TRANSPORTATION FUNDING FOR FISCAL YEAR 2016**

WHEREAS, FMATS is the Metropolitan Planning Organization (MPO) for the Fairbanks Urbanized area and therefore receives federal highway funds for transportation planning and projects that improve the infrastructure for city residents; and

WHEREAS, FMATS' federal transportation funds decreased by 30% in Federal Fiscal Year 2013; and

WHEREAS, FMATS' has not received state funds in the past two years and this has impaired the MPO's ability to meet pressing transportation needs in the metropolitan area; and

WHEREAS, FMATS will be unable to continue to improve the safety of its roads, prepare for economic opportunities, and preserve the existing road system without state support; and

WHEREAS, FMATS has many projects in the cue that are short-funded due to the decrease in federal transportation funding to MPOs;

NOW THEREFORE BE IT RESOLVED, that the Fairbanks City Council supports FMATS in their request for \$15 million from the State of Alaska for the development of projects in the approved Transportation Improvement Program (TIP).

BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the Honorable Governor Bill Walker and the Interior Delegation.

PASSED and APPROVED and EFFECTIVE this 19th Day of January 2015.

JOHN EBERHART, MAYOR

AYES:
NAYES:
ABSET:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, MMC, CITY CLERK

Paul J. Ewers, CITY ATTORNEY



City of Fairbanks

Office of the City Clerk

800 Cushman Street


Fairbanks, AK 99701

(907)459-6715

Fax (907)459-6710

MEMORANDUM

TO: Mayor John Eberhart and City Council Members

FROM: Janey Hovenden, MMC, City Clerk 

SUBJECT: 10/06/2014 Regular Meeting Minutes Proposed Correction

DATE: January 7, 2015

I request your concurrence to the attached proposed corrections to the Regular Meeting Minutes of October 06, 2014 concerning the application for a new distillery liquor license. These minutes were approved by Council at the last regular council meeting. Typically, the draft minutes go through an extensive review process but, through the Holiday break, was overlooked.

Initially the motion was made to waive protest until a certificate of occupancy was obtained; however it was corrected to protest until the certificate of occupancy was obtained. I took action with the ABC Board that reflected the protest until the certificate of occupancy was obtained.

Danyielle and I reviewed the audio recording of that meeting and determined that the motion was corrected to protest and the attached proposed corrections reflect what occurred at the meeting.

I respectfully request a Council Member make an amendment on the floor to approve the proposed correction to the October 06, 2014 meeting minutes.

Please call me with any questions you may have.

cc: Paul Ewers, City Attorney

CORRECTION

the individual may only stay short-term. **Mr. Hilling** spoke to the pros and cons of the situations that each candidate represents. He asked Mayor Eberhart if he is aware of why Chief Aragon has a pattern of moving from department to department.

Mayor Eberhart replied that Chief Aragon was asked that question on more than one occasion and indicated that he had consistent responses. He explained that Chief Aragon enjoys challenges and takes pride in addressing the problems within a municipality or community.

Mr. Williams stated that Chief Aragon was labeled as a “change agent” during the background investigation because he goes into communities, makes changes and moves on.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO APPROVE THE APPOINTMENT OF THE CHIEF OF FAIRBANKS POLICE DEPARTMENT AS FOLLOWS:

YEAS: Gatewood, Anderson, Hilling

NAYS: Staley, Matherly

ABSENT: Walley

Mayor Eberhart declared the MOTION CARRIED.

Mayor Eberhart called for a five minute recess.

SPECIAL ORDERS

- a) The Fairbanks City Council, sitting as a Committee of the Whole, heard interested citizens concerned with the following Application for a New Liquor License:

Type: Distillery

DBA: Fairbanks Distillery Company, License #5353

Licensee/Applicant: Patrick Levy

Location: 410 Cushman Street, Fairbanks, AK

Mayor Eberhart called for Public Testimony.

Bill Rogers, 408 Cushman Street, Fairbanks – Mr. Rogers stated that he is the owner of McCafferty’s Coffee House, directly adjacent to the distillery. He thanked the Council for their hard work and service. He stated that when the Borough’s zoning code was proposed to include distilleries in the central business district, he spoke against it. Mr. Rogers stated that he supports the approval of the liquor license due to the decline in activity on that block. He mentioned nearby businesses that have closed their doors or plan to shut down in the near future. He expressed faith in Mr. Levy’s ability to be a responsible business owner.

Hearing no more requests for public comment, **Mayor Eberhart** declared Public Testimony closed.

Mr. Matherly stated that he recently spoke to Mr. Levy. He encouraged the Council to approve the application for a new liquor license with the contingency that Mr. Levy must first obtain a Certificate of Occupancy from the City.

CORRECTION

Mayor Eberhart pointed out that there has not been a motion regarding the liquor license.

Mr. Matherly, seconded by **Mr. Hilling**, moved to ~~WAIVE-PROTEST on~~ the Application for a New Liquor License contingent upon the issuance of a Certificate of Occupancy— and that the protest may be lifted administratively when a Certificate of Occupancy has been issued.

Mayor Eberhart spoke in favor of the liquor license, stating that it will help revitalize downtown Fairbanks.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ~~WAIVE-PROTEST ON~~ THE APPLICATION FOR A NEW LIQUOR LICENSE CONTINGENT UPON THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY AND THAT THE PROTEST MAY BE LIFTED ADMINISTRATIVELY WHEN A CERTIFICATE OF OCCUPANCY HAS BEEN ISSUED AS FOLLOWS:

YEAS: Hilling, Anderson, Staley, Matherly, Gatewood

NAYS: None

ABSENT: Walley

Mayor Eberhart declared the MOTION CARRIED.

- b) The Fairbanks City Council, sitting as a Committee of the Whole, heard interested citizens concerned with the following Liquor License Application for Transfer of Ownership (Stock Transfer):

Type: Package Store, License #0995
To: Oaken Keg #2754 / Safeway, Inc.
3627 Airport Way, Fairbanks

From: Safeway, Inc. #2754 / Safeway, Inc.
Same Location

Mayor Eberhart called for Public Testimony.

Eureka McCrae, 643 Wainwright Road, Fairbanks – Ms. McCrae stated that she is the store manager for the University Safeway located at 3627 Airport Way. She explained that Safeway, Inc. holds the license for the Oaken Keg stores at the University Avenue and College Road locations. Ms. McCrae stated that Safeway, Inc. is currently a publically-traded company, but clarified that there is a pending transaction that would change the ownership of Safeway, Inc. to Albertson's Holdings, LLC, which will affect 1,000 stores nationwide. She stated that the new entity has not indicated that there will be any changes to the look of the Safeway stores or to the current management of the stores. Ms. McCrae explained that the transfer of ownership is somewhat of a formality in order to comply with the regulations of the Alaska Alcohol Beverage Control (ABC) Board. On behalf of Safeway, Inc. Ms. McCrae asked the Council to support the transfer.

Hearing no more requests for public comment, **Mayor Eberhart** declared Public Testimony closed.



CITY OF FAIRBANKS

MEMORANDUM

To: City Council Members
From: John Eberhart, Mayor *JE*
Subject: City Representative to FNSB Assembly Meetings
Date: January 14, 2015

Following our last City Council meeting, I asked for advice (attached) from City Attorney Ewers regarding the process and who selects the City representative to FNSB Assembly meetings. Mr. Ewers' advice (last sentence) states, "...Absent a specific procedure, the standard method for similar positions is appointment by the mayor with the consent of the council."

My preference is that the six of you and I rotate attending the FNSB Assembly meetings so that we become more familiar with the FNSB government and vice versa. Accordingly, I suggest that the Clerk's Office slot each of us, including me, in for an equal period this year. If this is not desirable to you then I do not intend to nominate a single representative from among you. Instead, I will plan to attend and, if I am unable to attend a particular meeting, I will ask the Clerk's Office to try to arrange for one of you to attend in my place.

Thank you.

Attachment: Email, City Attorney advice

John Eberhart

From: Paul J. Ewers
Sent: Tuesday, January 06, 2015 5:11 PM
To: John Eberhart
Cc: Jim Williams; John Eberhart
Subject: RE: City rep to FNSB Assembly

Once upon a time, the City apparently had seats on the assembly. Charter Section 13.11 is an interesting read. However, it was superseded by the passage of AS 29.20.060 which stated that members of a borough assembly may not be elected or appointed by and from the council of a city in the borough.

The Borough code provides for the appointment of "delegates" to the assembly from home rule cities and from the school board [see, FNSB Code Sections 2.08.050, 060, and 070]. Such delegates may sit with the assembly at all meetings and may participate in all deliberations but may not vote. Such delegates are also eligible for appointment by the presiding officer to assembly committees. A delegate may be either an elected official or an appointed official of the city they represent.

The Borough code simple states that a city may select a delegate to the assembly. There is no specific language in our code as to the process for appointing a delegate to the assembly. In my experience, this has been an ad hoc process. Absent, a specific procedure, the standard method for similar positions is – appointment by the mayor with the consent of the council.

Paul

From: John Eberhart
Sent: Tuesday, January 06, 2015 8:31 AM
To: Paul J. Ewers
Cc: Jim Williams; John Eberhart (john.eberhart@ci.fairbanks.ak.us)
Subject: City rep to FNSB Assembly

Paul,
Can you please advise (with citations to the pertinent Ordinances or Charter, etc.) what the process is and who decides who the City rep to the FNSB Assembly will be? Thanks.


John Eberhart



800 Cushman Street
Fairbanks, AK 99701

Telephone (907) 459-6770
Fax (907) 452-5913

MEMORANDUM

To: Mayor John Eberhart and Council Members
From: Patrick Smith, Property Management / Engineering 
Subject: Notice to Council, Permit Issued
Date: January 13, 2015

Background

The Engineering Department issues Encroachment Permits for placement of utilities in the public right of way. Permits are issued for water, sewer, steam, electrical, telephone and other utility related purposes, above or below the right of way.

We are currently issuing a permit to ADOT for installation of a traffic signal electrical load center, to be used in conjunction with a traffic signal upgrade planned for the Airport Way and Barnette Street intersection this summer. The load center will be situated at the south terminus of West Barnette Street, just inside the access control fencing. The proposed facility consists of a typical gray electrical panel mounted on a post, with an electrical meter.

This notice is given pursuant to FGC Sec. 70-501, subsection (4). No Council action is required.

Attachment: Encroachment Permit E-15-01.



CITY OF FAIRBANKS

ENCROACHMENT PERMIT: Structure

Permit No. E-15-01

This permit made and given this _____ day of January 2015 by the City of Fairbanks, a municipal corporation of the State of Alaska, with address of 800 Cushman Street, Fairbanks, Alaska 99701, as managing authority under A.S. 29.35.010, hereinafter referred to as "the City", and the Alaska Department of Transportation and Public Facilities, with address of 2301 Peger Road, Fairbanks, Alaska 99709 hereinafter referred to as "Permittee" in consideration of the stipulations and conditions hereinafter provided.

WITNESSETH:

The City hereby grants a permit to the Permittee for the maintenance and operation of facilities located within City Right of Way as hereinafter provided.

1. Permitted Structure: Electrical Load Center, including foundation and associated flat work, as shown on the attached exhibit 'A' incorporated herewith.
2. Permitted Area. A parcel of Right of Way as described by course and bearing situated within and coincident with the westerly right of way line of West Barnette Street, such that the south west corner of said parcel lies South 16° 00' 30 West 2.32 feet of the south East Corner of Parcel 'Z', Rickert Homestead, as Plat Number 81-101, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, containing an area of 122 square feet, as shown on attached Exhibit "A".
3. A permit fee is charged as follows, to be paid in full prior to issuance of this permit:
Basic Permit Fee: PERMIT FEE WAIVED.
4. Special Conditions
 - A. Facilities constructed under authority of this permit shall meet National, State and Local code requirements.
 - B. Facilities constructed under authority of this permit shall at all times be maintained in a safe condition, free of hazards.
5. Term and Termination. This Permit is given for a period of twenty (20) years from date of execution, below. After the initial term hereof, the City may, at its sole discretion and without cause and without notice, terminate this permit and any rights granted hereunder. In such event, Permittee shall immediately vacate and surrender the premises, leaving same in condition equal to that which existed prior to grant of this permit.

6. Tenancy Not Created. No real property interest is conveyed by this instrument.

7. Joint Use. To the extent practicable, the City will seek to avoid joint use of Facility corridors or sites issued under this permit. However, when such is unavoidable, the City will seek to avoid incompatible uses by notifying the Permittee in advance of the proposed joint use and soliciting input as to possible objections to the proposed joint use.

8. Permitted Activities. This permit is issued to allow and provide for general maintenance and operation of the permitted Facilities only. Any work that cannot be reasonably construed as general maintenance of the Facilities is not permitted under this permit but must be applied for and permitted separately.

9. Restoration and Standards. To the extent operation or maintenance activity by the Permittee under this permit materially disrupts the surface or subsurface condition of the permitted right of way, the Permittee shall be responsible to expeditiously restore, remove debris, repair and reconstruct the affected property to a condition that is equal to or better than the condition of the property prior to the activity, or as approved by the City Engineer. All such work to restore, repair and reconstruct the property shall comply with applicable construction standards of the City.

10. Insurance Required.

For purposes of this Encroachment Permit, the State of Alaska program of Self-Insurance is accepted in lieu of commercially obtained insurance.

11. Temporary Construction Permits. Upon demonstration of need, the City may, at the request of the Permittee, issue a temporary construction permit(s) for a larger access corridor or parcel when such is needed to accomplish work on the Facility or as may be necessary to meet OSHA standards for safety.

12. Access. Permittee is hereby granted immediate access to permitted area as may reasonably be necessary for construction, operation and maintenance of the Facility.

13. Testing and Inspection of the Work: As required by the City of Fairbanks Building Official. The Permittee shall be responsible for the costs thereof.

14. Utility Locates. Prior to implementing any construction and/or maintenance activity under this permit, the Permittee shall obtain locates and coordinate facility construction and maintenance with owners of any other existing public utilities also occupying space within the right of way corridor.

15. Management Authority. The City of Fairbanks is vested with management of the permitted Right of Way pursuant to Alaska Statutes 29.35.010.

16. Maintenance. Permittee shall at all times maintain the Facility in a safe condition, free from hazards or dangerous conditions.

17. Maintenance and Operation Costs. The entire cost of operating and maintaining or other activities associated with the operation of the permitted Facility, and other expenses incident thereto, are the sole responsibility of the Permittee, without limitation.

18. Penalties and Cancellation. In the event the terms of this permit are not fully adhered to, the City reserves the right to correct whatever violation has occurred and to bill the Permittee for actual costs plus a penalty of Five Hundred Dollars (\$500.00) per day for the duration of the period of the violation. Depending upon the nature of the violation, the City reserves the right to terminate and cancel this permit, in whole or in part, upon 90 days advance notice to the Permittee.

19. Laws To Be Obeyed. The Permittee shall keep fully informed of all Federal and State laws, all local laws, ordinances and regulations and all orders and decrees of bodies or tribunals having any jurisdiction or authority, which in any manner affect those engaged or employed by the Permittee, or which may affect the conduct of the work by the Permittee. The Permittee shall at all times observe and comply with all such laws, ordinances, regulations orders and decrees. The Permittee shall protect and indemnify the City form against any claim or liability arising from or based upon the violation of any such law, ordinance or regulation.

20. Assignment. This permit may not be assigned or otherwise conveyed except upon approval by the City in its sole discretion.

IN WITNESS WHEREOF, this agreement signed and issued to the Permittee on the date first written above.

PERMITTOR

PERMITTEE

CITY OF FAIRBANKS

ALASKA DEPARTMENT OF
TRANSPORTATION AND PUBLIC
FACILITIES


MICHAEL J. SCHMETZER, P.E.
Title: City Engineer

KEVIN L. SMITH
Title: Right of Way Chief, Northern Region

APPROVED AS TO FORM



PAUL EWERS, City Attorney

State of Alaska)
)ss
Fourth Judicial District)

ACKNOWLEDGMENT

THIS IS TO CERTIFY that on this 12 day of January, 2015, before me, the undersigned, a NOTARY PUBLIC in and for the State of Alaska, personally appeared MICHAEL J. SCHMETZER, P.E., the Engineer of the City of Fairbanks and that he acknowledged before me that he executed the same on behalf of said municipal corporation. IN WITNESS WHEREOF, my hand and official seal.



NOTARY PUBLIC: Amber B. Courtney
Commission Expires: 9/11/2015

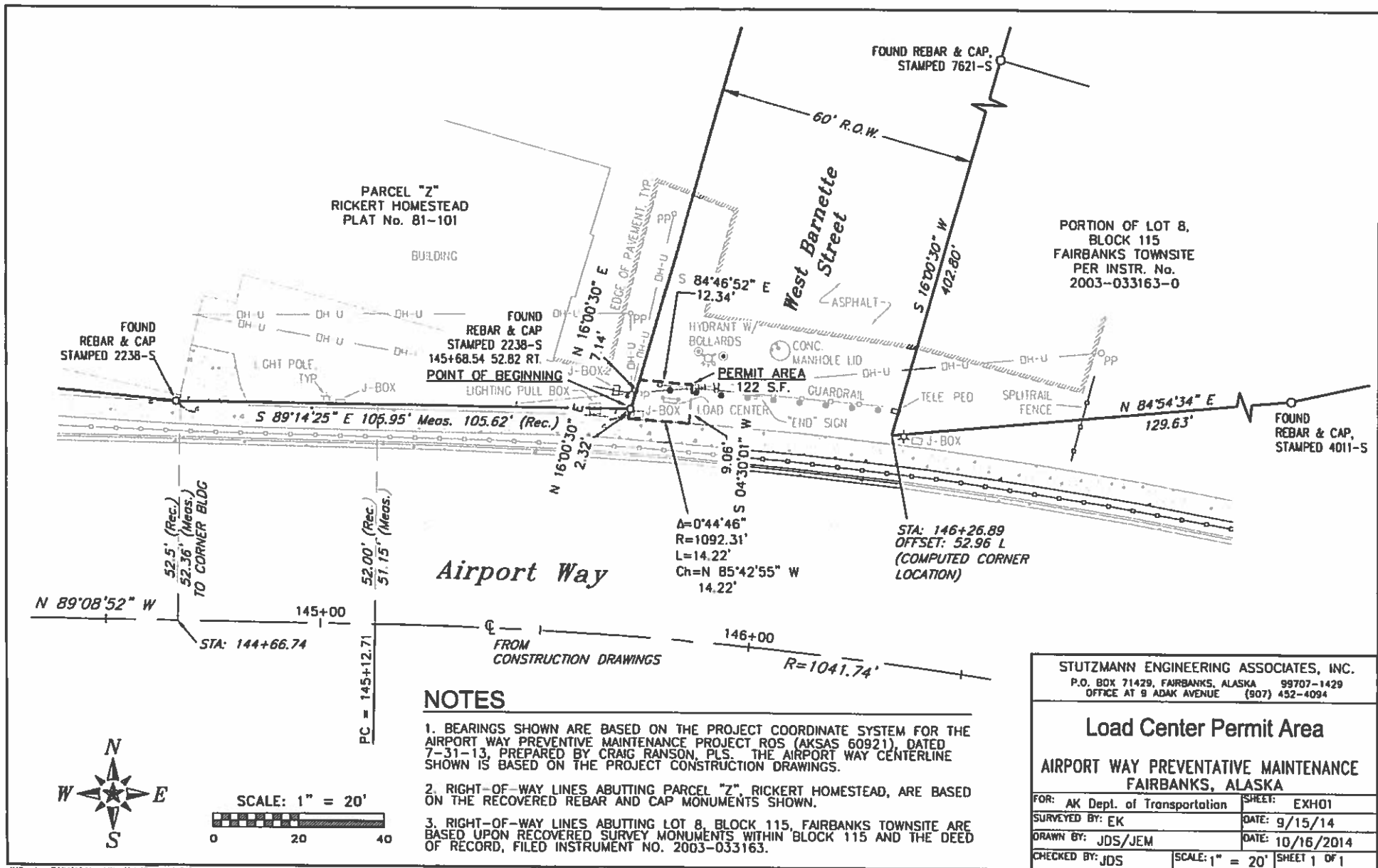


State of Alaska)
)ss
Fourth Judicial District)

ACKNOWLEDGMENT

THIS IS TO CERTIFY that on this _____ day of _____, 2015, before me, the undersigned, a NOTARY PUBLIC in and for the State of Alaska, personally appeared KEVIN L. SMITH of the State of Alaska Department of Transportation, and that he acknowledged before me that he executed the same on behalf of said municipal corporation. IN WITNESS WHEREOF, my hand and official seal.

NOTARY PUBLIC:
Commission Expires:



NOTES

1. BEARINGS SHOWN ARE BASED ON THE PROJECT COORDINATE SYSTEM FOR THE AIRPORT WAY PREVENTIVE MAINTENANCE PROJECT ROS (AKSAS 60921), DATED 7-31-13, PREPARED BY CRAIG RANSON, PLS. THE AIRPORT WAY CENTERLINE SHOWN IS BASED ON THE PROJECT CONSTRUCTION DRAWINGS.
2. RIGHT-OF-WAY LINES ABUTTING PARCEL "Z", RICKERT HOMESTEAD, ARE BASED ON THE RECOVERED REBAR AND CAP MONUMENTS SHOWN.
3. RIGHT-OF-WAY LINES ABUTTING LOT 8, BLOCK 115, FAIRBANKS TOWNSITE ARE BASED UPON RECOVERED SURVEY MONUMENTS WITHIN BLOCK 115 AND THE DEED OF RECORD, FILED INSTRUMENT NO. 2003-033163.

STUTZMANN ENGINEERING ASSOCIATES, INC.
 P.O. BOX 71429, FAIRBANKS, ALASKA 99707-1429
 OFFICE AT 9 ADAK AVENUE (907) 452-4094

Load Center Permit Area

AIRPORT WAY PREVENTATIVE MAINTENANCE
FAIRBANKS, ALASKA

FOR: AK Dept. of Transportation	SHEET: EXH01
SURVEYED BY: EK	DATE: 9/15/14
DRAWN BY: JDS/JEM	DATE: 10/16/2014
CHECKED BY: JDS	SCALE: 1" = 20' SHEET 1 OF 1

ENCHROACHMENT PERMIT
EXHIBIT 'A'

X:\Drawings-R1\1010 Airport Way\Main\Barnette AsBuilt.dwg



CLAY STREET CEMETERY COMMISSION
REGULAR MEETING MINUTES, OCTOBER 1, 2014
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA



The **Clay Street Cemetery Commission** convened at 5:00 p.m. on the above date to conduct a Regular Meeting at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Chair Bill Robertson presiding and with the following members in attendance:

Members Present: Dave Erickson, Seat A
Frank Turney, Seat D
Kate Ripley, Seat G

Absent: David Pruhs, Seat B
Anne Castle, Seat C (Excused)
Cyndie Warbelow-Tack, Seat F (Excused)

Also Present: D. Danyielle Snider, Deputy City Clerk

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of September 3, 2014.

Mr. Erickson, seconded by **Mr. Turney**, moved to APPROVE the Regular Meeting Minutes of September 3, 2014.

Chair Robertson called for objection and, hearing none, so ORDERED.

APPROVAL OF AGENDA

Chair Robertson requested that the following new items be added under New Business:

Item (e) – Draft Letter to Public Works Requesting Funding for Clay Street Cemetery
Item (f) – New Rotary Committee

No members objected to the proposed changes to the Agenda.

CITIZEN'S COMMENTS

Chair Robertson called for Public Testimony.

Rex Fisher – Mr. Fisher spoke to the \$10,000 contribution of Fort Knox and Pedro Gold Mines to the Commission for grave markers. He stated that he was not included when the donation was made and stated that he has identified many more Miners that did not receive markers with that funding. He stated that he would like to talk more about it under Open Agenda.

COMMUNICATIONS TO COMMISSION

a) Letter of Thanks to Festival Fairbanks

Members reviewed the draft and there were no objections to sending the letter.

UNFINISHED BUSINESS

a) Commission Rules of Procedure Draft

Chair Robertson stated that since Mr. Pruhs is absent he would like to POSTPONE the item until the next meeting.

No members objected.

b) Pending Placement Application – April Schumacher

Mr. Turney stated that he has not been able to make contact with Ms. Schumacher but that he would continue to try to reach her. He stated that a cross has also been added to one of the sites.

Chair Robertson stated that the items Ms. Schumacher placed were on the wrong gravesites.

NEW BUSINESS

a) Navigation in the Cemetery

Chair Robertson indicated that discussion on how to navigate in the Cemetery will have to wait until the new kiosk is placed next spring. He stated that he met with Phil Sanders at the Cemetery and mapped out the exact location for the kiosk. He shared that Melissa Kellner from the FNSB Historic Preservation Commission was also at the Cemetery to determine the exact location for the new historic sign.

b) Exhumation of Chief Nagita

Mr. Turney spoke to the exhumation of what was thought to be the body of Chief Nagita about four to five years ago before the Commission was formed. He stated that Nagita was mapped to be in plot 331 next to Frank Windquist, underneath the chokecherry tree. He stated that some claim that the body of August Anderson in plot 333 was exhumed instead. **Mr. Turney** stated that the exhumed body is supposedly reburied in a Nenana cemetery.

Mr. Erickson asked if anyone has formally asked about the remains of Chief Nagita.

Chair Robertson stated that the Commission needs to contact someone in Nenana and find out the location of the buried body. He requested that Mr. Turney send him the contact information for the individual in Nenana so that he could make contact.

Mr. Turney stated that the group of individuals that exhumed the body were from the university. He stated that the Ketzler family believes that the wrong body was exhumed.

Mr. Erickson cautioned that if indeed the wrong body was exhumed, there would likely be some legal issues.

Ms. Ripley asked why there is doubt that the wrong body was dug up.

Chair Robertson replied that if the map is accurate, the site that was exhumed was not correct.

Mr. Turney stated that he received a call from Ms. Ketzler, a relative of Chief Nagita, who informed him that the DNA of the body did not match. He stated that he feels that the Commission has an obligation to research the issue and straighten it out.

c) Written Statement for Unapproved Placements

Chair Robertson stated that the Commission come up with a standard, written statement for unapproved placements. He suggested that the City's legal department draft a template letter that could be used by the Commission in cases of items placed without permission.

Deputy Clerk Snider stated that she would speak with the City Attorney to see if a letter would be appropriate.

d) 2014 Hotel/Motel Discretionary Fund Grant Application

Chair Robertson stated that the first markers placed at Clay Street by the Commission were in 2011 with the funding from the gold mines. He stated that the 2012 and 2013 markers were funded with bed tax grant dollars. He commented that he is not certain how money he should request on behalf of the Commission in the 2014 application.

e) Draft Letter to Public Works Requesting Funding for Clay Street Cemetery

Chair Robertson stated that 34 markers were placed over the summer on the bases that the Commission had already acquired. He related his plan to request funding for more bases through the City's Public Works Department and distributed a draft letter to Commissioners. He stated that there are 50 new granite markers stored in the shed at the Cemetery that will need bases. **Chair Robertson** shared that he visited the Cemetery recently with Phil Sanders, the City's Facilities Manager. He announced that the City would be paying for the path through the Cemetery to be completely repaved next summer. He suggested that the Commission make an annual budget request to the City of Fairbanks for \$4,000 to cover the cost of concrete bases including delivery and the materials to place the bases each year.

No members objected to the draft correspondence to Public Works requesting annual funding.

f) New Rotary Committee

Chair Robertson stated that in 2010, some members of the Rotary Club were looking for a project to do and that they came up with the idea to build a gate for the Clay Street Cemetery. He shared that the Rotary Club recently formed a new Clay Street committee. **Chair Robertson** shared that both he and Ms. Ripley are members of the new committee and indicated that it will help the Cemetery gain public exposure. He stated that he would like to see a regular column in the News Miner with information about Clay Street and the stories of those buried there. Members spoke briefly to the ease and convenience of using the www.findagrave.com website.

Mr. Turney mentioned that Karen Erickson recently took some kids on a field trip to the Clay Street Cemetery and that Channel 11 covered the story. He stated that Ms. Erickson is nearly finished writing a book about the Cemetery. He commented that he would like to see better signage directing visitors to the Clay Street Cemetery. **Mr. Turney** thanked Phil Sanders for having dirt delivered to the Cemetery to fill the many sinkholes.

The Commission discussed the number of unmarked graves in the Cemetery. **Chair Robertson** commented that bed tax grant dollars may only be used to fund markers in the General sections of the Cemetery. He stated that the other groups are responsible for their own sections.

Ms. Ripley suggested that the Commission try to recruit volunteers from the various groups represented in the Cemetery. She proposed that members of the Commission make presentations to each of the various groups at their regular meetings to try to solicit help or funding for Clay Street.

Mr. Turney spoke to the story of Private John White and mentioned that his gravesite in the Catholic section is in dire need of repair. He commented that he U.S. Army may be willing to help make the repairs.

OPEN AGENDA

Mr. Rex Fisher stated that he paid for a plaque placed in the Cemetery commemorating the Miners. He commented that there was a dedication ceremony for the plaque and that his book about Clay Street also came out about the same time. Mr. Fisher stated that he may be willing to pay for another plaque to be made to commemorate the other Miners. He stated that he has identified many more Miners that died after 1916. He commented that he has created a manuscript of records from 1885 – 1959 of about 1,000 Miners who died of illness or accidents. He stated that he hopes to find a publisher for his new book soon because he has been diagnosed with terminal melanoma. He shared a list of Miners buried in Fairbanks, 24 of which were buried at the Clay Street Cemetery. He expressed hope that the Commission could purchase markers for the 24 individuals. He stated that additional individuals included in the list have records indicating that the bodies were buried at Fairbanks Cemetery, but explained that their names do not appear in Birch Hill or Clay Street burial records. Mr. Fisher shared that he has the last remaining wooden marker from the Old Pioneer Cemetery, belonging to someone by the last name of White. He suggested that new Miners' markers be reproduced to look similar to those original wooden markers and stated that he would be willing to contribute funds to make it happen. He stated that he has formed a trust fund to go towards all the projects that he is interested in and indicated that he would like to get more people from the community involved. Mr. Fisher stated that he will soon be leaving Alaska for the winter to stay at the home in Indiana where 83 years ago he was “bred, born, breastfed, burped and butt-wiped.” He expressed hope that he is around next spring to help with the markers. Mr. Fisher stated that he is willing to help monetarily with the Commission's projects, but that he wants to be included and involved. He stated that he applied to serve on the Clay Street Cemetery Commission when it was formed, but that Mayor Strle did select him for appointment. Mr. Fisher commented on the benefits of placing above-ground markers in the Cemetery. He asked about the new historic sign being placed at the Clay Street Cemetery and suggested that he or Karen Erickson be contacted before it is made so that they can contribute information. Mr. Fisher explained that he has spent many

years researching the history of miners in Alaska and has read every newspaper produced in Alaska prior to its statehood in 1959. He spoke to the hard times in the pipeline days.

Deputy Clerk Snider stated that the new interpretive sign has already been created by the Borough's Historic Preservation Commission as part of their walking tour. She suggested that some of Mr. Fisher's ideas be implemented in the new kiosk that will be built next spring.

Members briefly discussed the location and design of the new kiosk and public access to the Cemetery.

Ms. Ripley stated that she had to leave the meeting early.

Mr. Fisher stated that he has a beautiful color photograph of Irene Sherman, "Queen of Fairbanks," that he would like to see permanently mounted on her gravesite.

Mr. Turney stated that when he gives tours of the Cemetery, Ms. Sherman's gravesite is the first one he shows.

Chair Robertson assured Mr. Fisher that the Commission recognizes financial donors by printing their name on the headstones purchased with their funds.

NEXT MEETING DATE

The next Regular Meeting of the Clay Street Cemetery Commission is scheduled for November 5, 2014.

ADJOURNMENT

Mr. Turney, seconded by Mr. Erickson, moved to ADJOURN the meeting.

Chair Robertson called for objection and, hearing none, so ORDERED.

Chair Robertson declared the meeting adjourned at 6:10 P.M.



Bill Robertson, Chair



D. Danyielle Snider, CMC, Deputy Clerk

Transcribed by: DS

Board of Plumbing Examiners

Minutes

Date: October 7th 2014

Meeting location and Time: Council Chamber, 800 Cushman Street; 12:00pm

10/07/2014

Agenda:

Review recent exam results covering Ordinances 5830, 5837 and 5830 as adopted by the City Council.

Members Present

Mike Desmond, Chairman; Kraig Hogenson; Mike Davis; Sean Randle; Dan Portwine; Clem Clooten as ex officio member/secretary; David Hughes Plumbing/Mechanical Inspector.

The meeting convened at 12:00 with a reading of the minutes of the prior meeting. A call to accept the minutes was made. Minutes were accepted as read. A discussion over the test results and acceptance was made. The next scheduled meeting was agreed upon for January 6, 2015.

The Meeting was adjourned at 1:00pm.

Chairman Mike Desmond

A handwritten signature in cursive script that reads "Mike Desmond".



FAIRBANKS DIVERSITY COUNCIL
REGULAR MEETING AGENDA
OCTOBER 23, 2014 – 6:00 PM
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA



The **Fairbanks Diversity Council** convened at 6:20 p.m., following a 5:30 p.m. Potluck provided by the Latinos Unidos del Norte organization, on the above date to conduct a Regular Meeting at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Chair John Eberhart presiding and with the following members in attendance:

Members Present: Rita Davis, Seat L
Montean Jackson, Seat C
Ana Maria Richards, Seat A
Doris Lenahan, Seat G
Shirley Lee, Seat B
Jo Ann Borges, Seat K
Ernest Shipman, Seat H
Michael Fitch, Seat E
Jeff Walters, Seat M
Douglas Toelle, Seat J

Absent: Gary Grant, Seat F
June Rogers, Seat D
Kathleen Wattum, Seat I

Also Present: Bernard Gatewood, Council Member
Janey Hovenden, City Clerk
Barbara Sunday, HR Director

APPROVAL OF AGENDA

Ms. Lee, seconded by **Mr. Shipman**, moved to APPROVE the agenda as presented.

Chair Eberhart called for objection and, hearing none, declared the agenda APPROVED.

CITIZENS COMMENTS (Limited to 3 Minutes)

Hearing no requests for public comment, **Chair Eberhart** declared Public Testimony closed.

APPROVAL OF PREVIOUS MINUTES

Ms. Lee, seconded by **Mr. Shipman**, moved to APPROVE the meeting minutes of September 4, 2014.

Chair Eberhart called for objection and, hearing none, declared the meeting minutes of September 4, 2014 APPROVED.

UNFINISHED BUSINESS

- a) Open Meetings Act Overview

City Attorney Paul Ewers presented an overview of the Open Meetings Act for the members of the Council and a question and answer sessions followed.

NEW BUSINESS


- a) Cultural Awareness and Diversity Training

Mae Marsh, Diversity Director at the University of Alaska Fairbanks, conducted a round table cultural awareness and diversity training with the members of the Council.

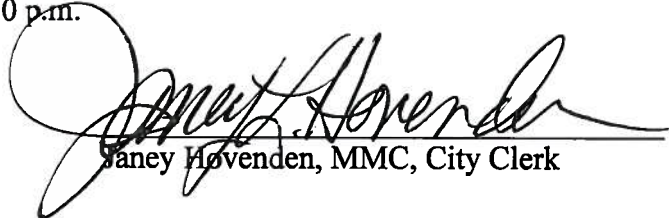
It was agreed by the Council to move to the back of the room to conduct the training outside the recording capabilities, so the remainder of the meeting was not recorded.

ADJOURNMENT

The meeting adjourned at approximately 8:30 p.m.



John Eberhart, Chair



Janey Hovenden, MMC, City Clerk

Transcribed by: JH



FAIRBANKS DIVERSITY COUNCIL
REGULAR MEETING AGENDA
DECEMBER 09, 2014 – 5:30 PM
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA



The **Fairbanks Diversity Council** convened at 5:30 p.m. on the above date to conduct a Regular Meeting at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Chair John Eberhart presiding and with the following members in attendance:

Members Present: Rita Davis, Seat L
Ernest Shipman, Seat H
Ana Maria Richards, Seat A
Shirley Lee, Seat B
June Rogers, Seat D
Jo Ann Borges, Seat K
Jeff Walters, Seat M
Douglas Toelle, Seat J
Kathleen Wattum, Seat I

Absent: Gary Grant, Seat F
Montean Jackson, Seat C
Michael Fitch, Seat E
Doris Lenahan, Seat G

Also Present: Bernard Gatewood, Council Member
Janey Hovenden, City Clerk
Barbara Sunday, HR Director

Chair Eberhart asked the opinion of the council on whether or not to continue recording the meetings and the necessity of summary minutes.

After thorough discussion by the Council, it was decided that recording of the meetings would continue a form of action minutes would work best.

Chair Eberhart updated the Council on the Borough Appointment vacancies. He stated that Mayor Hopkins explained that they have had difficulty in communicating with possible applicants but that he believes he has someone forthcoming with a possible appointment in January and is still following up on the third Borough appointment.

APPROVAL OF AGENDA

Mr. Shipman, seconded by **Ms. Rogers**, moved to APPROVE the agenda as presented.

Chair Eberhart called for objection and, hearing none, declared the agenda APPROVED.

CITIZENS COMMENTS (Limited to 3 Minutes)

Cecilia Jackson, Disaster Program Manager for the American Red Cross in Northern Alaska, gave a brief overview of their volunteer and membership program coming up next year. She encouraged members to volunteer.

Hearing no more requests for public comment, **Chair Eberhart** declared Public Testimony closed.

Chair Eberhart explained that early on it was clear that there were many ideas and many different ways to go which indicated that there was a need for the Council to participate in diversity training and strategic planning. He stated that he hopes, with the help of Chief of Staff Jim Williams, the Council can engage in setting goals, objectives, and priorities. He invited the newly-hired Chief of Police Randall Aragon to come forward.

Chief of Police Randall Aragon gave an overview of his management style and his goals and objectives for the Fairbanks Police Department and his vision for introducing community policing in Fairbanks.

NEW BUSINESS

a) Strategic Planning

Jim Williams, City Chief of Staff, facilitated a strategic planning session with the members of the Council.

MEETING DATES

The Council had discussed setting aside a larger amount of time to dedicate to the meetings in order to make more progress and they discussed groups providing food during those meetings.

Mr. Williams stated that he will try to synthesize the notes and group them according to theme, send them to the members, and encourage them to respond with comments. He stated that he will package it along with the Portland and Vancouver Diversity Plans so the Council can review them.

Mr. Williams stated that he will send out a survey on the possible meeting times, will pick the best time that the most people will be able to attend, and will send out a meeting notice.

The Council also discussed the desire to include a potluck at the next meeting.

Mr. Walters pointed out that this Council is still lacking representation by some groups. He stated that there is something to be said, when speaking of strategic planning, to having a youth voice included, even if they are not voting members.

Mr. Gatewood suggested that if a youth is added to the Council, that two youths be added so that the young person does not feel isolated.

Chair Eberhart reminded the Council that there are still two vacant seats to be appointed by the Borough and they are aware of that under-represented group.

Ms. Borges added that the military is also not represented.

CITIZENS COMMENTS (Continued)

Hearing no more requests for public comment, **Chair Eberhart** declared Public Testimony closed.

FDC MEMBER COMMENTS

Hearing no requests member comments, **Chair Eberhart** closed Member Comments.

ADJOURNMENT

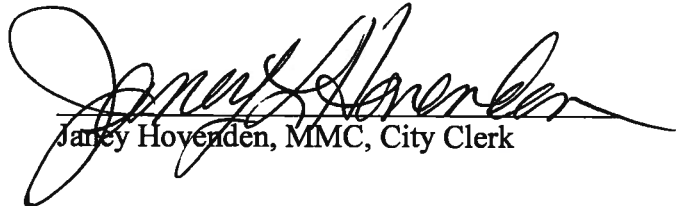
Mr. Walters, seconded by **Mr. Gatewood**, moved to ADJOURN.

Chair Eberhart called for objection and, hearing none, so ORDERED.

Chair Eberhart declared the meeting adjourned at 8:10 P.M.



John Eberhart, Chair



Janey Hoyenden, MMC, City Clerk

Transcribed by: JH

City of Fairbanks



MEMORANDUM

To: City Council Members
From: John Eberhart, City Mayor *JME*
Subject: Request for Concurrence – City Finance Committee
Date: January 14, 2015

The term of Mr. Jeff Johnson on the Finance Committee expired on December 31, 2014. Ms. Celeste Sisto has submitted an application to serve on this Committee. The vacancy has been advertised for four months.

Fairbanks General Code Section 2-118.1(b) addresses the public member position as follows:

The Finance Committee shall consist of the city mayor, all current members of the city council and one non-voting public member with experience in finance, accounting or management appointed by the city mayor for a three year term subject to confirmation by the city council.

I hereby request your concurrence to the **appointment** of Ms. Celeste Sisto to the Finance Committee:

Non-voting Member: Celeste Sisto Term to expire: December 31, 2017

Ms. Sisto's application is attached.

Thank you.


DDS/






City of Fairbanks, Alaska


FINANCE COMMITTEE




BOARD DETAILS

 **OVERVIEW**

-  **SIZE** 10 Seats
-  **TERM LENGTH** 3 Years
-  **TERM LIMIT** N/A

The Finance Committee shall consider all matters relating to the fiscal operation of the City and shall make recommendations regarding fiscal matters to the full City Council on matters such as budget requests, ordinances amending the budget estimate, applications for grants, and annual audits.

 **CONTACT**

-  Office of the City Clerk
-  (907) 459-6771
-  cityclerk@ci.fairbanks.ak.us

	ENACTING LEGISLATION	FGC 2-118.1
DETAILS	ENACTING LEGISLATION WEBSITE	http://bit.ly/1sG9Rfd
	EMAIL THE COMMISSION MEMBERS	financecommittee@ci.fairbanks.ak.us
	BOARD/COMMISSION CHARACTERISTICS	The Finance Committee shall consist of the City Mayor, all current members of the City Council and one non-voting public member with experience in finance, accounting or management appointed by the City Mayor for a three-year term subject to confirmation by the City Council. Council members whose term of office is concluded shall be replaced. The City Chief Financial Officer and Chief of Staff shall be ex-officio members of the Committee.
	MEETINGS	The Finance Committee shall meet at regular times in compliance with section 2-118.
	JOINT COMMISSION DETAILS	N/A

Application Form

Status: on agenda

Profile

Please note that profile information may be available to the public.

Celeste

First Name

Sisto

Last Name

[Redacted]

Email Address

[Redacted]

Street Address

[Redacted]

Suite or Apt

Fairbanks

City

AK

State

99701

Postal Code

Mailing Address

[Redacted]

City Resident

Choose your residency status.

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

Wells Fargo Bank

Employer

Business Relationship Manager

Job Title

Which Boards would you like to apply for?

Finance Committee

Interests & Experiences

Please tell us about yourself and why you want to serve.

Why are you interested in serving on a board or commission? What life experience can you contribute to the benefit of the board or commission?

I've lived in Fairbanks for over seven years, and I am interested in contributing to this community that has become my home. I currently am employed as a Business Banking Relationship Manager at Wells Fargo, and have an extensive background in banking, accounting, securities, and have also spent time working in the tourism industry in Alaska. I feel that my skill set and knowledge of the Fairbanks community would make me an asset as a member of the finance committee

Brief Personal Biography (or attach resume):

WORK EXPERIENCE Business Relationship Manager/Private Banker Wells Fargo Bank - Fairbanks, AK - June 2010 to Present Responsibilities Serve as the primary point of contact to the highest net worth clients, in Fairbanks, AK. Maintain and grow long term client relationships. Provide banking services including consumer lending, small business lending, and deposit account relationships. Work closely with internal bank partners to assist clients with needs such as business banking, merchant services, mortgage lending, and wealth management. Developed network of local centers of influence in the Fairbanks, AK market area. Skills Used Loan origination Financial planning Long term client relationship management Wealth Management Maintaining Series 7, 66, and 31 licenses with FINRA, and AK state Life and Health Licenses Financial Advisor Morgan Stanley - Fairbanks, AK - September 2008 to May 2010 Responsibilities Assisted clients in all aspects of financial planning needs. Provided financial advice on an individual basis for clients based upon personalized needs assessment. Knowledgeable and current on a myriad of investment solutions for potential client recommendations. Skills Used Market analysis Portfolio management New business development Obtained Series 7, 66, and 31 licenses through Finra, and AK state Life and Health licenses. Assistant Transportation Manager Princess Tours - Fairbanks, AK - May 2005 to September 2008 Responsibilities Managed day to day operations of transportation for tourism company. Responsible for between seasonal 30-60 employees. Account Executive Entrepreneur Growth Capital - New York, NY - June 2004 to May 2005 Responsibilities Assisted clients in both factoring and asset based lending portfolios. Utilized credit analysis skills to perform account reviews, and advise on credit decisions. Worked with clients with annual gross business revenues between \$1MM and \$10MM. Skills Used Obtained extensive knowledge of factoring and asset based lending. Commercial Credit Analysis Business Development Cultivating Centers of Influence Commercial Lender Ocean First Bank - Toms River, NJ - October 2001 to July 2004 Responsibilities Managed portfolio of commercial banking clients, including underwriting, account servicing, and new business development. Responsible for underwriting and conducting due diligence for credit requests from \$1MM-\$10MM, for businesses with annual gross revenues between \$2MM and \$15MM. Extensive knowledge of commercial credit products and services offered by internal bank partners. Skills Used Completed formal credit analyst training program Cash flow analysis Commercial credit underwriting Financial statement analysis Portfolio management New business development EDUCATION BA in History Rutgers University - New Brunswick, NJ 1996 to 2001 SKILLS Client Relationship Management, Commercial Lending, Wealth Management, Financial Planning, Investments, Securities, Credit Analysis, Consumer Lending

[Upload a Resume](#)

Professional Licenses/Training:

FINRA Series 7, 66, and 31 State of Alaska insurance licenses Completion of formal commercial banking credit training program BA in History Rutgers University, 2001

Why are you interested in serving on a board or commission? What life experience can you contribute to the benefit of the board or commission?

*emailed intent for re-applying to City Clerk

Brief Personal Biography (or attach resume):

Joined PDC in 1996, is a key project structural engineer; develops designs using steel, concrete, wood, and masonry.

Upload a Resume

Professional Licenses/Training:

Bill Hrinko, PE, Structural Engineer, Graduated from the University of Cincinnati in 1990 with a Bachelor of Science Degree in Civil Engineering; received Masters of Science Degree from the University of Cincinnati in 1992.