



FAIRBANKS CITY COUNCIL
AGENDA NO. 2019-02
REGULAR MEETING JANUARY 28, 2019
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

It is the mission of the City of Fairbanks to provide quality essential services to all City residents to ensure Fairbanks is a vibrant place to live, work, thrive, and visit.

REGULAR MEETING

6:30 p.m.

1. ROLL CALL
2. INVOCATION
3. FLAG SALUTATION
4. CEREMONIAL MATTERS (Proclamations, Introductions, Recognitions, Awards)
5. CITIZENS' COMMENTS, oral communications to the City Council on any item not up for public hearing. Testimony is limited to three minutes, and the comment period will end no later than 7:30 p.m. 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, please silence all cell phones and electronic devices.
6. 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.
7. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

8. SPECIAL ORDERS

- a) The Fairbanks City Council will hear interested citizens concerned with the following Liquor License Applications for Renewal. Public Testimony will be taken and limited to three minutes.

Lic. #	DBA	License Type	Licensee	Premises Address
4880	Friar Tuck's Hoagie House	Restaurant/ Eating Place	Joshua Roach & Stafford Roach	427 Merhar Avenue, Unit 2
145	Boatel Bar	Beverage Dispensary	Abie Neubauber, Inc.	3368 Riverside Drive
3020	American Legion Post #57	Club	American Legion Post #57	1634 Cushman Street

- b) The Fairbanks City Council will hear interested citizens concerned with the following Application for a New Liquor License and Restaurant Designation Permit. Public Testimony will be taken and limited to three minutes.

Type: Beverage Dispensary (Duplicate) , License #5734
 DBA: The Bakery Restaurant
 Applicant: The Bakery Restaurant, Inc.
 44 College Road, Suite A, Fairbanks

- c) The Fairbanks City Council will hear interested citizens concerned with the following Liquor License Application for Transfer of Ownership, Location, and Restaurant Designation Permit. Public Testimony will be taken and limited to three minutes.

Type: Beverage Dispensary, License #4504
 DBA: Venue Fairbanks
 Applicant: Go Alaska Media, LLC
 514 2nd Avenue, Fairbanks
 From: Gold Rush Deli / Upriver, Inc.
 3399 Peger Road, Suite C

- d) The Fairbanks City Council will hear interested citizens concerned with the following application for a New Marijuana Product Manufacturing Facility License. Public Testimony will be taken and limited to three minutes.

Type: Marijuana Product Manufacturing Facility, #16006
 DBA: Arctic Bakery, LLC
 Applicant: Arctic Bakery, LLC
 Address: 1409 Well Street, Fairbanks, Alaska

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

12. NEW BUSINESS

- *a) Resolution No. 4861 – A Resolution Authorizing the City of Fairbanks to Apply for Funds from the State of Alaska DOT&PF for the Alaska Transportation Alternative Grant Program for 5th Avenue Sidewalks. Introduced by Mayor Matherly.
- *b) Resolution No. 4862 – A Resolution Authorizing the City of Fairbanks to Apply for Funds from the State of Alaska DOT&PF for the Alaska Transportation Alternative Grant Program for Downtown Sidewalks. Introduced by Mayor Matherly.
- *c) Resolution No. 4863 – A Resolution Authorizing the City of Fairbanks to Apply for Funds from the Alaska Division of Homeland Security for the FFY2019 State Homeland Security Program. Introduced by Mayor Matherly.
- *d) Resolution No. 4864 – A Resolution Authorizing the City of Fairbanks to Accept Funds from the Firehouse Subs Public Safety Foundation Grant Program. Introduced by Mayor Matherly.
- *e) Ordinance No. 6094 – An Ordinance Approving the FAST Planning Inter-Governmental Operating Agreement. Introduced by Mayor Matherly and Council Member Cleworth.

13. DISCUSSION ITEMS (Information and Reports)

- a) Committee Reports

14. WRITTEN COMMUNICATIONS TO THE CITY COUNCIL

- *a) Memo Acknowledging Payment of FPD Employee Lateral Hire Bonus

- *b) Appointment to the Chena Riverfront Commission
- *c) Letter of Recommendation from the Fairbanks Diversity Council
- *d) Fairbanks Diversity Council Resolution No. 2019-01 Regarding City Ordinance No. 6093
- *e) Hotel/Motel Discretionary Fund Committee Meeting Minutes of December 6, 2018
- *f) Fairbanks Diversity Council Meeting Minutes of December 11, 2018

15. COUNCIL MEMBERS' COMMENTS

16. CITY CLERK'S REPORT

- a) Memo Regarding Format for February Work Sessions on Ordinance No. 6093, as Amended

17. CITY ATTORNEY'S REPORT

18. EXECUTIVE SESSION

- a) FFU Labor Negotiations
- b) AFL-CIO Labor Negotiations
- c) PSEA Labor Negotiations

19. ADJOURNMENT



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715

Fax (907)459-6710

MEMORANDUM

TO: Mayor Jim Matherly and City Council Members

FROM: D. Danyielle Snider, CMC, City Clerk



SUBJECT: Liquor License Renewals

DATE: January 24, 2019

Notice has been received from the State Alcohol & Marijuana Control Office (AMCO) for the following liquor license renewals:

Lic. #	DBA	License Type	Licensee	Premises Address
4880	Friar Tuck's Hoagie House	Restaurant/Eating Place	Joshua Roach & Stafford Roach	427 Merhar Avenue, Unit 2
145	Boatel Bar	Beverage Dispensary	Abie Neubauer, Inc.	3368 Riverside Drive
3020	American Legion Post #57	Club	American Legion Post #57	1634 Cushman Street

Pursuant to FGC Sec. 14-178 the Council must determine whether to protest liquor license renewals after holding a public hearing.

Per the Council's request, the Police Department has included a call report for the locations listed.

Please note that there are no departmental protests to the above-listed applications for renewal.

CITY OF FAIRBANKS PUBLIC SAFETY

Friar Tuck's Hoagie House

22DEC2017-21DEC2018

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	09/17/2018 09:07:14	PD PROQA PROCESSED	427 MERHAR AVE		COMM	09/17/2018 09:09:58
	08/31/2018 20:58:49	WELFARE CHECK - LOG	427 MERHAR AVE	O8	NRP	08/31/2018 21:20:21
18001310	06/13/2018 10:41:56	SI - FOLLOW-UP	427 MERHAR AVE	I41	RPT	06/13/2018 10:59:23
18001872	06/02/2018 14:33:24	OFFICER ADVICE	427 MERHAR AVE	O7	RPT	06/02/2018 15:28:12
	05/22/2018 14:15:32	DUI - PARKED - CHARLIE	427 MERHAR AVE	O26	NRP	05/22/2018 14:54:29
	05/12/2018 18:12:51	ATTEMPTED SUICIDE -	427 MERHAR AVE		COMM	05/12/2018 18:39:54
18001310	04/19/2018 17:10:48	FRAUD/FORGERY	427 MERHAR AVE	O7	RPT	04/19/2018 23:07:12
	04/04/2018 19:25:56	REDDI	427 MERHAR AVE	DESK	NRP	04/04/2018 19:56:54
	03/11/2018 18:09:26	PAST DOMESTIC	427 MERHAR AVE		LOG	03/12/2018 10:17:18
	03/09/2018 14:47:30	CIVIL PROBLEM	427 MERHAR AVE	O15	NRP	03/09/2018 14:50:56
18000441	02/05/2018 14:28:42	FRAUD/FORGERY -	427 MERHAR AVE	O26	RPT	02/05/2018 16:06:42

Total Number of Events Listed: 11

CITY OF FAIRBANKS PUBLIC SAFETY

Boatel Bar *29 #1*
22DEC2017-21DEC2018

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
18004503	12/17/2018 18:58:35	DUI - PARKED - CHARLIE	3368 RIVERSIDE DR	O4	RPT	12/17/2018 22:24:13
	11/04/2018 02:51:38	SI - FLAG DOWN	3368 RIVERSIDE DR	S11	NRP	11/04/2018 02:57:18
	08/19/2018 03:34:51	REDDI	3368 RIVERSIDE DR	O21	NRP	08/19/2018 03:59:53
	08/19/2018 02:09:19	DISTURBANCE -	3368 RIVERSIDE DR	O21	NRP	08/19/2018 02:21:03
	08/17/2018 20:37:31	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	08/17/2018 20:40:50
	08/12/2018 17:52:57	SI - SECURITY CHECK	3368 RIVERSIDE DR	S9	NRP	08/12/2018 18:10:51
	08/10/2018 22:26:22	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	08/10/2018 22:31:00
	08/04/2018 23:18:09	OTHER NOISE - BRAVO	3368 RIVERSIDE DR		CBO	08/05/2018 00:40:13
	08/04/2018 20:23:58	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	08/04/2018 20:37:50
	08/03/2018 23:46:19	LOUD PARTY - CHARLIE	3368 RIVERSIDE DR	L1	NRP	08/04/2018 00:12:02
	07/29/2018 22:07:33	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	07/29/2018 22:11:25
	07/28/2018 20:33:51	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	07/28/2018 20:38:52
	07/27/2018 22:14:32	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	07/27/2018 22:20:18
18002582	07/22/2018 03:03:44	DUI - MOVING - DELTA	3368 RIVERSIDE DR	O16	RPT	07/22/2018 05:52:59
	07/21/2018 22:50:35	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	07/21/2018 22:57:13
	07/20/2018 22:43:14	SI - SECURITY CHECK	3368 RIVERSIDE DR	O9	NRP	07/20/2018 22:45:42
	07/14/2018 23:36:46	NUISANCE - BRAVO	3368 RIVERSIDE DR	S11	NRP	07/15/2018 00:31:20
	07/07/2018 21:39:12	SI - BAR CHECK	3368 RIVERSIDE DR	O40	NRP	07/07/2018 21:43:06
	07/06/2018 23:41:33	OTHER NOISE - BRAVO	3368 RIVERSIDE DR	S11	NRP	07/07/2018 01:11:29
	06/24/2018 01:18:04	NUISANCE - BRAVO	3368 RIVERSIDE DR	O16	NRP	06/24/2018 01:55:54
	06/21/2018 22:31:28	NUISANCE - BRAVO	3368 RIVERSIDE DR	S11	NRP	06/21/2018 22:53:32
	06/20/2018 22:26:09	SUSP CIRCUMSTANCES -	3368 RIVERSIDE DR	O8	NRP	06/20/2018 22:45:52
	06/18/2018 01:13:17	REDDI	3368 RIVERSIDE DR	O39	NRP	06/18/2018 03:37:59
18002004	06/12/2018 01:32:13	10-36	3368 RIVERSIDE DR	O5	RPT	06/12/2018 02:50:36
	06/02/2018 21:54:35	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	06/02/2018 22:04:18
	06/02/2018 01:27:59	SI - BAR CHECK	3368 RIVERSIDE DR	S11	NRP	06/02/2018 01:33:40
	06/01/2018 22:46:17	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	06/01/2018 22:54:22
	05/26/2018 22:05:43	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	05/26/2018 22:13:44

Report Generated: 12/21/2018 09:10:02 | User ID: 1245

Boatel page #2

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	05/25/2018 22:21:23	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	05/25/2018 22:24:36
	05/18/2018 22:36:59	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	05/18/2018 22:39:29
	05/05/2018 22:39:54	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	05/05/2018 22:47:55
	05/04/2018 22:54:09	SI - BAR CHECK	3368 RIVERSIDE DR	O9	NRP	05/04/2018 22:56:39
	04/17/2018 23:52:05	TRESPASS/UNWANTED -	3368 RIVERSIDE DR	O5	NRP	04/18/2018 00:07:04
	03/17/2018 00:22:25	PAST HIT & RUN - ALPHA	3368 RIVERSIDE DR	O25	DEF	03/17/2018 11:18:28
	02/15/2018 13:08:58	10-36	3368 RIVERSIDE DR	O22	WARN	02/15/2018 13:18:10
	02/15/2018 13:07:49	10-36	3368 RIVERSIDE DR		DUP	02/15/2018 13:13:35

Total Number of Events Listed: 36

CITY OF FAIRBANKS PUBLIC SAFETY

American Legion Post #57

22DEC2017-21DEC2018

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	09/04/2018 04:02:16	10-36	1634 S CUSHMAN ST	O41	UTC	09/04/2018 04:17:39
	08/30/2018 14:43:44	PARKING COMPLAINT -	1634 S CUSHMAN ST	O4	NRP	08/30/2018 15:48:08
	08/22/2018 07:33:18	DAMAGE/VANDALISM -	1634 S CUSHMAN ST		CALL	08/22/2018 07:52:30
	08/20/2018 19:18:14	DISTURBANCE - VERBAL	1634 S CUSHMAN ST	O9	NRP	08/20/2018 19:44:53
	07/22/2018 23:57:11	DISTURBANCE - VERBAL	1634 S CUSHMAN ST	O39	NRP	07/23/2018 00:07:28
	06/30/2018 01:47:07	10-36	1634 S CUSHMAN ST	O3	WARN	06/30/2018 01:53:01
	06/15/2018 11:29:31	KEEP THE PEACE -	1634 S CUSHMAN ST	O2	NRP	06/15/2018 12:34:57
	05/29/2018 01:45:22	SUSPICIOUS PERSON -	1634 S CUSHMAN ST	O3	NRP	05/29/2018 02:11:31
	03/29/2018 14:40:17	URGENT WELFARE	1634 S CUSHMAN ST	O25	NRP	03/29/2018 14:51:21
	12/25/2017 02:44:56	SUSP CIRCUMSTANCES -	1634 S CUSHMAN ST	S9	NRP	12/25/2017 02:57:00


Total Number of Events Listed: 10

MEMORANDUM

City of Fairbanks Clerk's Office

D. Danyielle Snider, City Clerk

TO: Mayor Jim Matherly & City Council Members

FROM: D. Danyielle Snider, CMC, City Clerk 

SUBJECT: Application for New (Duplicate) Liquor License and Restaurant Designation Permit

DATE: January 24, 2019

An application has been received from the State of Alaska Alcohol and Marijuana Control Office (AMCO) for the following new Beverage Dispensary liquor license (duplicate of beverage dispensary license #426, The Bakery Restaurant) and Restaurant Designation Permit:

License #: **5734**
License Type: **Beverage Dispensary – Duplicate**
D.B.A.: **The Bakery Restaurant**
Licensee/Applicant: **The Bakery Restaurant, Inc.**
Physical Location: **44 College Road, Suite A, Fairbanks AK**

Pursuant to FCG Sec. 14-178 the Council must determine whether or not to protest the liquor license action after holding a public hearing.

FGC Section 14-168, new locations, requires advertising in the newspaper and mailing notice of the date, time and place of public hearing to all owners of record of land within 500 feet of the place where alcoholic beverages will be sold. The City Clerk has complied with this provision.

The Fairbanks Police Department has included a call-out report for the location at 44 College Road, Suite A, but they have not made a recommendation to protest the issuance of the license.

The Building Department has recommended protest of the license until a Certificate of Occupancy is issued. There are no other departmental objections to the issuance of the license.

LOCATION

CITY OF FAIRBANKS PUBLIC SAFETY

The Bakery Restuarant: 44 College Road

22 Dec 2017-21 Dec 2018

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	11/11/2018 11:00:51	SI - SECURITY CHECK	44 COLLEGE RD	O2	NRP	11/11/2018 11:01:21
	07/15/2018 20:16:22	PAST DOMESTIC	44 COLLEGE RD	S9	NRP	07/15/2018 21:54:25
	07/05/2018 19:38:42	SEND PROTOCOL	44 COLLEGE RD	O29	NRP	07/05/2018 20:10:00
	06/10/2018 23:13:27	SUSPICIOUS PERSON -	44 COLLEGE RD	O39	NRP	06/10/2018 23:51:38
18001865	06/01/2018 19:30:13	PAST VEHICLE THEFT -	44 COLLEGE RD	O4	RPT	06/01/2018 20:25:00
	05/31/2018 00:47:11	HIT & RUN	44 COLLEGE RD	O41	NRP	05/31/2018 01:19:14
	05/26/2018 09:09:36	ABANDONDED VEHICLE -	44 COLLEGE RD	O1	NRP	05/26/2018 09:33:16
18001709	05/20/2018 17:27:05	TRESPASS/UNWANTED -	44 COLLEGE RD	S5	RPT	05/20/2018 18:27:24
	04/07/2018 02:35:14	10-36	44 COLLEGE RD	O36	WARN	04/07/2018 02:50:42
	01/31/2018 18:38:31	10-36	44 COLLEGE RD	O29	WARN	01/31/2018 18:54:01
	01/23/2018 12:11:44	PRIVATE IMPOUND	44 COLLEGE RD		PRI	01/23/2018 12:13:57

Total Number of Events Listed: 11



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715
Fax (907)459-6710

ALCOHOL BEVERAGE CONTROL BOARD LIQUOR LICENSE RESPONSE FORM

TO: Finance Department
 Fire Department
 Police Department
 Building Department

DATE: 12/20/2018

FROM: City Clerk's Office

RE: Liquor License Action – New (Duplicate) Beverage Dispensary License

Date Notice Received At Clerks Office: 12/20/2018 – 60 DAY DUE DATE 02/18/2019

DATE RESPONSE DUE: **01/22/2019** for City Council Meeting of 01/28/2019

License #: 5734
License Type: New Beverage Dispensary – Duplicate
D.B.A.: The Bakery Restaurant
Licensee/Applicant: The Bakery Restaurant, Inc.
Physical Location: 44 College Road, Suite A, Fairbanks, Alaska

Corp/LLC Agent:	Mailing Address	Phone	Date/State of Ltd Partner/Corp	Good standing?
The Bakery Restaurant, Inc. No Yol Yim	117 Chief Evan Drive Fairbanks, AK 99709	907-590-0521	06/14/1991 – AK	Yes

Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.

Member/Officer/Director:	Address	Phone	Title/Shares (%)
No Yol Yim	117 Chief Evan Drive Fairbanks, AK 99709	907-590-0521	100%

ADDITIONAL COMMENTS: Restaurant Designation Permit is also requested.

NO PROTEST:

PROTEST

UNTIL CERTIFICATE
OF OCCUPANCY ISSUED

REASONS:

COMMENTS:

DEPARTMENT SIGNEE:

(Signature)

CLEMENS M. CLOOTEN


(Printed Name)

MEMORANDUM

City of Fairbanks Clerk's Office

D. Danyielle Snider, City Clerk

TO: Mayor Jim Matherly and City Council Members

FROM: D. Danyielle Snider, CMC, City Clerk 

SUBJECT: Application for Liquor License Transfer – Ownership, Location, and Restaurant Designation Permit

DATE: January 24, 2019

An application has been received by the State Alcohol and Marijuana Control Office (AMCO) for transfer of ownership, location, and Restaurant Designation Permit for the following liquor license:

License Type: Beverage Dispensary, License #4504
DBA: Venue Fairbanks
Licensee/Applicant: Go Alaska Media, LLC
Physical Location: 514 2nd Avenue, Fairbanks, AK

Corp/LLC Agent:	Address	Phone	Date/State of Incorporation	Good standing?
Go Alaska Media, LLC Karla Mangum	514 2nd Avenue Fairbanks, AK 99701	907-378-0111	01/06/2015 – AK	Yes

Member/Officer/Director:	Address	Phone	Title/Shares (%)
Karla Mangum	592 Eastview Drive Fairbanks, AK 99712	907-378-0111	Member / 50%
Isaiah Mangum	592 Eastview Drive Fairbanks, AK 99712	907-378-0112	Member / 50%

If transfer application, current license information:

Current D.B.A.: Gold Rush Deli
Current Licensee: Upriver, Inc.
Current Location: 3399 Peger Road, Suite C

Pursuant to FCG Sec. 14-178, the Council must determine whether to protest the liquor license action after holding a public hearing.

FGC Section 14-168 (New Locations) requires advertising in the newspaper and mailing notice of the date, time and place of public hearing to all owners of record of land within 500 feet of the place where alcoholic beverages will be sold. The City Clerk has complied with this provision.

Please note that the new location falls under FGC Section 14.178(b)(6) which addresses new or transferred licenses into the downtown core area. I have attached that code section for your reference. Also attached is supporting documentation for the transfer provided by the applicant.

The Fairbanks Police Department has included a call report for the location, but they are not recommending protest. There are **no departmental objections** to the transfer of this license.

Sec. 14-178. - City council review of license issuance, renewal or transfer.

- (b) The city council may protest the issuance, transfer or renewal of a license if it determines any of the following conditions exist:
 - (6) The business is for locations within the downtown Fairbanks area bounded by Barnette Street, extended from the north bank of the Chena River to Fifth Avenue, down Fifth Avenue to Hall Street, thence down Hall Street across the Wendell Street Bridge, thence along the north bank of the Chena River downstream to Barnette Street, extended to the point of beginning. The only alcoholic beverage license applications for new licenses or transfer of existing licenses to locations within the boundaries specified in this subsection which the city will not protest are those which the applicant can demonstrate will contribute to the revitalization of the downtown area. All such applicants will have a heavy burden in introducing evidence that their license will contribute to such revitalization.

To the City Council:

I am the co-owner and operator of Bad Mother Vintage, at 511 2nd Ave, in Fairbanks Alaska. We've been in operation nearly three years, and I have been working Downtown for almost 10 years now, after having lived on 5th Avenue for over 10 years. I've seen Downtown move through many different stages--before our historic buildings were flattened to make room for parking lots, dumpsters and banks, back when it was a dangerous place to be after dark.

I've seen lots of small businesses working hard to make Downtown a place where Fairbanksans AND tourists alike want to spend time--investing their time, money and expertise has brought this bombed-out area back to life.

I've seen a big increase in tourists in the winter, and many of these tourists are spending at least 1-3 nights in the Downtown core. They are younger, independent tourists that don't want to drink overpriced hotel drinks after 6. Lavelle's Taphouse has been a HUGE boon to Downtown for this reason, and we are so grateful that they are bringing this after-6 crowd to the area, but they are SO successful that they are often packed, and while I personally love the atmosphere there, it's crucial to have several drinking/socializing options Downtown.

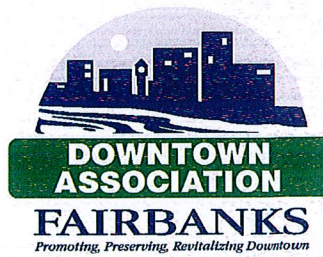
Venue has been another big hitter Downtown--bringing events and shows from literally every corner of the World--they've done everything from yoga classes, to Coffee with Cops to art shows, and provide a very important space Downtown, one that has only grown these last few years. I truly believe that allowing them to serve beer and wine would really take not only their business, but the Downtown core up a few notches. They have made a gorgeous, quiet, intimate space that would be absolutely perfect with a glass of wine or beer.

We need more low-key socializing spots to bring people Downtown- The Crepery having an International Hostel above is BIG NEWS for Downtown, and we are well on our way to creating a lovely little Downtown district, offering many types of eating and drinking options. My business has very limited hours--we close at 6PM because there is almost nothing open on Second Ave after that, beyond the Taphouse. With a few other later-opening shops, we could absolutely expand our hours, and I believe many other shops would as well. The Downtown Association (the all-stars that they are, seriously, BRAVO Dave) has shown that there is a REAL desire for Downtown spaces, especially for locals, with their awesome Thursday Fairs this past year.

Downtown Fairbanks has been blooming these past years, and adding more amenities and events is only going to grow commerce and culture in the area. Looking ahead to if and when the Polaris building is finally brought down, there will be a demand more social spaces, and it'd be great if we could build those areas now, and put Downtown Fairbanks back on the map as a quirky, charming part of Fairbanks.

Thank you for reading,

Trista Crass



January 18, 2019

Isaiah Mangum
Venue
514 2nd Avenue
Fairbanks, AK 99701

Dear Mr. Mangum:

Thank you for contacting the Downtown Association about your plan to bring a full liquor license to Venue.

As you know, downtown Fairbanks was once home to many bars. Reclaiming downtown for a range of uses that better represent the Fairbanks community was the right thing to do in the 1990s and would be the right thing to do today. To protect against that density of bars from overtaking downtown again, Fairbanks city code places a food service requirement on liquor licenses seeking to locate downtown. Seeing as you already serve food and beverages, we expect that a full liquor license will dovetail nicely with your daily business and your special event offerings.

Secton 14-178(b)(6) of Fairbanks code provides that the only applications the city will “not protest are those which the applicant can demonstrate will contribute to the revitalization of the downtown area.” We support this “test” and recognize that Venue has much to point to in this regard.

Venue is a result and driver of downtown’s revitalization. Your rise from concept to reality was swift, growing in a large portion of the Lathrop Building’s ground floor that had been vacant for years since Evergreen Mortgage left. In addition to the many private functions you host, Venue holds events of its own throughout the month, including First Fridays. Venue was a mainstay of the 2018 Downtown Block Party series and you always come out to vend in the street at the Midnight Sun Festival. You clean your sidewalk. We thank you for your membership in the Downtown Association and your donations to the Community Service Patrol. A full liquor license will allow you to grow your business downtown and continue its revitalization.

Thank you again for contacting us. Please keep me informed of progress in this matter.

Sincerely,

David van den Berg
Executive Director

DOWNTOWN ASSOCIATION OF FAIRBANKS

542 4th Avenue ~ Suite 204, Fairbanks, AK 99701 (Tel) 907.452.8671 (Fax) 907.457.8859
www.downtownfairbanks.com



The Honorable Mayor Matherly
and Fairbanks City Council Members
City Hall
800 Cushman Street
Fairbanks, AK 99701

January 22, 2019

Re: Venue Liquor License Application

I am writing this letter in support of Isaiah Mangum's liquor license application for Venue, in downtown Fairbanks.

I understand these types of decisions have a large impact on how we shape our community. As a former city council member, mother of two, and small business owner with an office downtown, which establishment sell and serve liquor is very important to me. As a community we have taken strides to limit the number of "bars" in the core downtown area. However, in this situation this business is not a "bar." Venue is a unique and vibrant coffeeshop and gathering space. I often have meetings there for my small business.

Additionally, Isaiah is a very respectful, responsible, and business-minded individual. Venue has provided the community with a great option as a place to have meetings with clients, colleagues, friends, and family. I taught my daughter to play chess there!

Isaiah has been an excellent owner and manager of Venue and with the addition of a liquor license Venue will become an asset to the downtown area and business community because meetings with clients and friends can now include a glass of wine or a beer.

I fully support this liquor license application.

Thank you for your consideration,

A handwritten signature in blue ink, appearing to read 'Joy Huntington', is written over a thin horizontal line.

Joy Huntington

UQAQTI Consulting LLC
PO Box 74194 • Fairbanks, Alaska 99707 • Phone (907)328-0455

CITY OF FAIRBANKS PUBLIC SAFETY

Venue Fairbanks: 514 2nd Avenue

18 Dec 2017-17 Dec 2018

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	09/16/2018 16:55:37	CSP - FOOT PATROL	514 SECOND AVE	CSP	CSPN	09/16/2018 17:11:29
	09/12/2018 10:13:17	SI - FOLLOW-UP	514 SECOND AVE	O15	NRP	09/12/2018 13:00:29
18003299	09/11/2018 12:27:15	PAST THEFT - BRAVO	514 SECOND AVE	O15	RPT	09/11/2018 12:54:47
	09/03/2018 08:19:41	CSP - FOOT PATROL	514 SECOND AVE	CSP	CSPN	09/03/2018 08:21:58
	08/16/2018 23:24:39	CSP - FOOT PATROL	514 SECOND AVE	CSP	CSP	08/16/2018 23:42:24
	07/19/2018 19:29:41	SI - SECURITY CHECK	514 SECOND AVE	O4	NRP	07/19/2018 19:40:23
	06/29/2018 23:05:49	INCAPACITATED PERSON	514 SECOND AVE	CSP	CSP	06/29/2018 23:42:29
18002689	06/24/2018 12:42:13	STRUCT FIRE-FIRE OUT -	514 SECOND AVE	B1	FIRE	06/24/2018 13:03:47
	06/12/2018 11:24:47	URINATING/DEFECATING	514 SECOND AVE	O22	UTC	06/12/2018 11:43:48
	06/12/2018 11:08:26	INCAPACITATED PERSON	514 SECOND AVE	CSP	CSP	06/12/2018 12:08:20
18002491	06/12/2018 11:05:39	UNCONS W/EFFECT	514 SECOND AVE	M1	NPAT	06/12/2018 11:18:42
	04/23/2018 17:19:46		514 SECOND AVE		DUP	04/23/2018 17:20:20
	04/23/2018 17:13:42	DISTURBANCE - VERBAL	514 SECOND AVE	O41	NRP	04/23/2018 17:27:04
	04/07/2018 20:16:08		514 SECOND AVE		DUP	04/07/2018 20:16:29
	03/28/2018 00:39:46	INCAPACITATED PERSON	514 SECOND AVE	CSP	CSPN	03/28/2018 01:04:50
18000597	02/19/2018 06:50:43	PAST BURGLARY -	514 SECOND AVE	O7	RPT	02/19/2018 07:55:00

Total Number of Events Listed: 16




MEMORANDUM

City of Fairbanks Clerk's Office

D. Danyielle Snider, City Clerk

TO: Mayor Jim Matherly and City Council Members

FROM: D. Danyielle Snider, CMC, City Clerk 

SUBJECT: Application for New Marijuana Product Manufacturing Facility License

DATE: January 24, 2019

Attached you will find a notification from the Alcohol and Marijuana Control Office (AMCO) of an application for a new Marijuana Product Manufacturing Facility License and additional information for the following applicant:

License #: **16006**
License Type: **Marijuana Product Manufacturing Facility**
D.B.A.: **Arctic Bakery, LLC**
Licensee/Applicant: **Arctic Bakery, LLC**
Physical Location: **1409 Well Street, Fairbanks, Alaska**

Pursuant to FGC Sec. 14-214 and 3 AAC 306.060, the Council must determine whether to protest the marijuana license application after holding a public hearing.

A notice of the date, time and place of the public hearing has been mailed to all property owners within 1,000 feet of the proposed marijuana product manufacturing facility, and notice of the public hearing will be advertised in the Fairbanks Daily News Miner on Friday, January 25, 2019.

The Building Department and the Fire Department is recommending protest of the license until a Certificate of Occupancy is issued and fire inspections are complete. There are no other departmental objections to the issuance of this license.



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715
Fax (907)459-6710

ALCOHOL AND MARIJUANA CONTROL OFFICE MARIJUANA LICENSE RESPONSE FORM

- TO: FINANCE DEPARTMENT
 BUILDING DEPARTMENT
 FIRE DEPARTMENT
 POLICE DEPARTMENT

DATE: 12/07/2018

FROM: CITY CLERK'S OFFICE

RE: MARIJUANA LICENSE ACTION – New Marijuana Product Manufacturing Facility

DATE NOTICE RECEIVED AT CLERKS OFFICE: 12/05/2018 (60 DAY DUE DATE 02/01/2019)

DATE RESPONSE DUE: **01/22/2019** for City Council Meeting of 01/28/2019

License #: 16006
 License Type: Marijuana Product Manufacturing Facility
 D.B.A.: Arctic Bakery, LLC
 Licensee/Applicant: Arctic Bakery, LLC
 Physical Location: 1409 Well Street, Fairbanks, Alaska

Corp/LLC Agent:	Mailing Address	Phone	Date and State of Ltd Partner/Corp	Good standing?
Arctic Bakery, LLC Brian Simpson	PO Box 61210 Fairbanks, AK 99706	907-322-9841	11/06/2017 – Alaska	Yes

Member/Officer/Affiliate:	Mailing Address	Phone	Title/Shares (%)
Brian Simpson	PO Box 61210 Fairbanks, AK 99706	907-322-9841	Member/Manager – 25%
Nellie Scott	PO Box 61210 Fairbanks, AK 99706	907-322-9831	Member – 25%
David Lanning	PO Box 470 Ester, AK 99725	907-479-7711	Member – 6.25%
Sandra Lanning	PO Box 470 Ester, AK 99725	907-479-7711	Member – 6.25%
Robert Parr	PO Box 10326 Fairbanks, AK 99710	907-378-7142	Member – 12.5%
Morgan Evans	3550 Airport Way, Ste. 203 Fairbanks, AK 99709	907-452-1441	Member – 12.5%
Shawn Evans	346 Crystal Road Fairbanks, AK 99712	907-378-4791	Member – 12.5%

ADDITIONAL COMMENTS:

NO PROTEST:
COMMENTS

PROTEST REASONS: UNTIL CERTIFICATE OF OCCUPANCY IS ISSUED

DEPARTMENT SIGNEE:  / CLEMENS M. CROOTEN
 (Signature) (Printed Name)



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

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Fax (907)459-6710

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Corp/LLC Agent:	Mailing Address	Phone	Date and State of Ltd Partner/Corp	Good standing?
Arctic Bakery, LLC Brian Simpson	PO Box 61210 Fairbanks, AK 99706	907-322-9841	11/06/2017 – Alaska	Yes

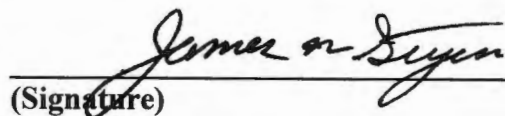
Member/Officer/Affiliate:	Mailing Address	Phone	Title/Shares (%)
Brian Simpson	PO Box 61210 Fairbanks, AK 99706	907-322-9841	Member/Manager – 25%
Nellie Scott	PO Box 61210 Fairbanks, AK 99706	907-322-9831	Member – 25%
David Lanning	PO Box 470 Ester, AK 99725	907-479-7711	Member – 6.25%
Sandra Lanning	PO Box 470 Ester, AK 99725	907-479-7711	Member – 6.25%
Robert Parr	PO Box 10326 Fairbanks, AK 99710	907-378-7142	Member – 12.5%
Morgan Evans	3550 Airport Way, Ste. 203 Fairbanks, AK 99709	907-452-1441	Member – 12.5%
Shawn Evans	346 Crystal Road Fairbanks, AK 99712	907-378-4791	Member – 12.5%

ADDITIONAL COMMENTS:

NO PROTEST:
COMMENTS

PROTEST
REASONS: Pending construction completion/certificate of occupancy and fire inspection.

DEPARTMENT SIGNEE:


(Signature)

James N. Styers
(Printed Name)

NOTE: THIS COMPLETED FORM MUST BE RETURNED TO THE CITY CLERK'S OFFICE
BY THE DATE INDICATED ABOVE. YOU MAY E-MAIL OR FAX (459-6710) THE FORM.

Alcohol & Marijuana Control Office

License Number: 16006

License Status: New

License Type: Marijuana Product Manufacturing Facility

Doing Business As: ARCTIC BAKERY, LLC

Business License Number: 1061979

Designated Licensee: Brian Simpson

Email Address: noainc@mosquitonet.com

Local Government: Fairbanks (City of)

Community Council:

Latitude, Longitude: 64.849340, -147.733720

Physical Address: 1409 Well Street
Fairbanks, AK 99701-2822
UNITED STATES

Licensee #1

Type: Entity

Alaska Entity Number: 10071254

Alaska Entity Name: Arctic Bakery, LLC

Phone Number: 907-322-9841

Email Address: noainc@mosquitonet.com

Mailing Address: P.O. Box 61210
Fairbanks, AK 99706-1210
UNITED STATES

Entity Official #1

Type: Individual

Name: Brian Simpson

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-322-9841

Email Address: noainc@mosquitonet.com

Mailing Address: P.O. Box 61210
Fairbanks, AK 99706-1210
UNITED STATES

Entity Official #2

Type: Individual

Name: Nellie Scott

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-322-9831

Email Address: nellie.flossie@gmail.com

Mailing Address: P.O. Box 61210
Fairbanks, AK 99706-1210
UNITED STATES

Entity Official #3

Type: Individual

Name: David Lanning

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-479-7711

Email Address: lanningak@acsalaska.net

Mailing Address: P.O. Box 470
Ester, AK 99725-0470
UNITED STATES

Entity Official #4

Type: Individual

Name: Sandra Lanning

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-479-7711

Email Address: lanningak@acsalaska.net

Mailing Address: P.O. Box 470
Ester, AK 99725-0470
UNITED STATES

Entity Official #5

Type: Individual

Name: Robert Parr

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-378-7142

Email Address: hnddrm.bobp@gmail.com

Mailing Address: P.O. Box 10326
Fairbanks, AK 99710-0326
UNITED STATES

Entity Official #6

Type: Individual
Name: Morgan Evans
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-452-1441
Email Address: morganevans40@gmail.com
Mailing Address: 3550 Airport Way
Suite 203
Fairbanks, AK 99709-4772
UNITED STATES

Entity Official #7

Type: Individual
Name: Shawn Evans
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-378-4791
Email Address: fbx.evans@gmail.com
Mailing Address: 346 Crystal Road
Fairbanks, AK 99712-1251
UNITED STATES

Affiliate #1

Type: Individual
Name: Brian Simpson
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-322-9841
Email Address: noainc@mosquitonet.com
Mailing Address: P.O. Box 61210
Fairbanks, AK 99706-1210
UNITED STATES

Affiliate #2

Type: Individual
Name: Nellie Scott
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-322-9831
Email Address: nellie.flossie@gmail.com
Mailing Address: P.O. Box 61210
Fairbanks, AK 99706-1210
UNITED STATES

Affiliate #3

Type: Individual
Name: Sandra Lanning
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-479-7711
Email Address: lanningak@acsalaska.net
Mailing Address: P.O. Box 470
Ester, AK 99725-0470
UNITED STATES

Affiliate #4

Type: Individual
Name: David Lanning
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-479-7711
Email Address: lanningak@acsalaska.net
Mailing Address: P.O. Box 470
Ester, AK 99725-0470
UNITED STATES

Affiliate #5

Type: Individual
Name: Robert Parr
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-378-7142
Email Address: hnddrm.bobp@gmail.com
Mailing Address: P.O. Box 10326
Fairbanks, AK 99710-0326
UNITED STATES

Affiliate #6

Type: Individual
Name: Morgan Evans
SSN: [REDACTED]
Date of Birth: [REDACTED]
Phone Number: 907-452-1441
Email Address: morganevans40@gmail.com
Mailing Address: 3550 Airport Way
Suite# 203
Fairbanks, AK 99709-4772
UNITED STATES

Affiliate #7

Type: Individual

Name: Shawn Evans

SSN: [REDACTED]

Date of Birth: [REDACTED]

Phone Number: 907-378-4791

Email Address: fbx.evans@gmail.com

Mailing Address: 346 Crystal Road
Fairbanks, AK 99712-1251
UNITED STATES



M E M O R A N D U M

TO: City of Fairbanks Council
FROM: D. Christine Nelson, AICP *DCN*
Community Planning Director
DATE: December 12, 2018
SUBJECT: Arctic Bakery, LLC – Product Manufacturing Facility License #16006

Zoning

A “marijuana product manufacturing facility, unlimited” is a listed permitted use in the Heavy Industrial (HI) zoning district pursuant to FNSBC 18.76.020.A.10. Zoning permit # 17952 was approved to use a 2,155 square foot existing building for this use.

Buffers

The proposed marijuana establishment is not located within any known borough-required sensitive use buffers listed in FNSBC 18.96.240.A.3. Please see the attached map.

This memo pertains to the review of borough-required sensitive use buffers only; Community Planning did not review for state or city required buffers.



Fairbanks North Star Borough Generic Report

PAN# 544957
Printed on: 12/12/2018

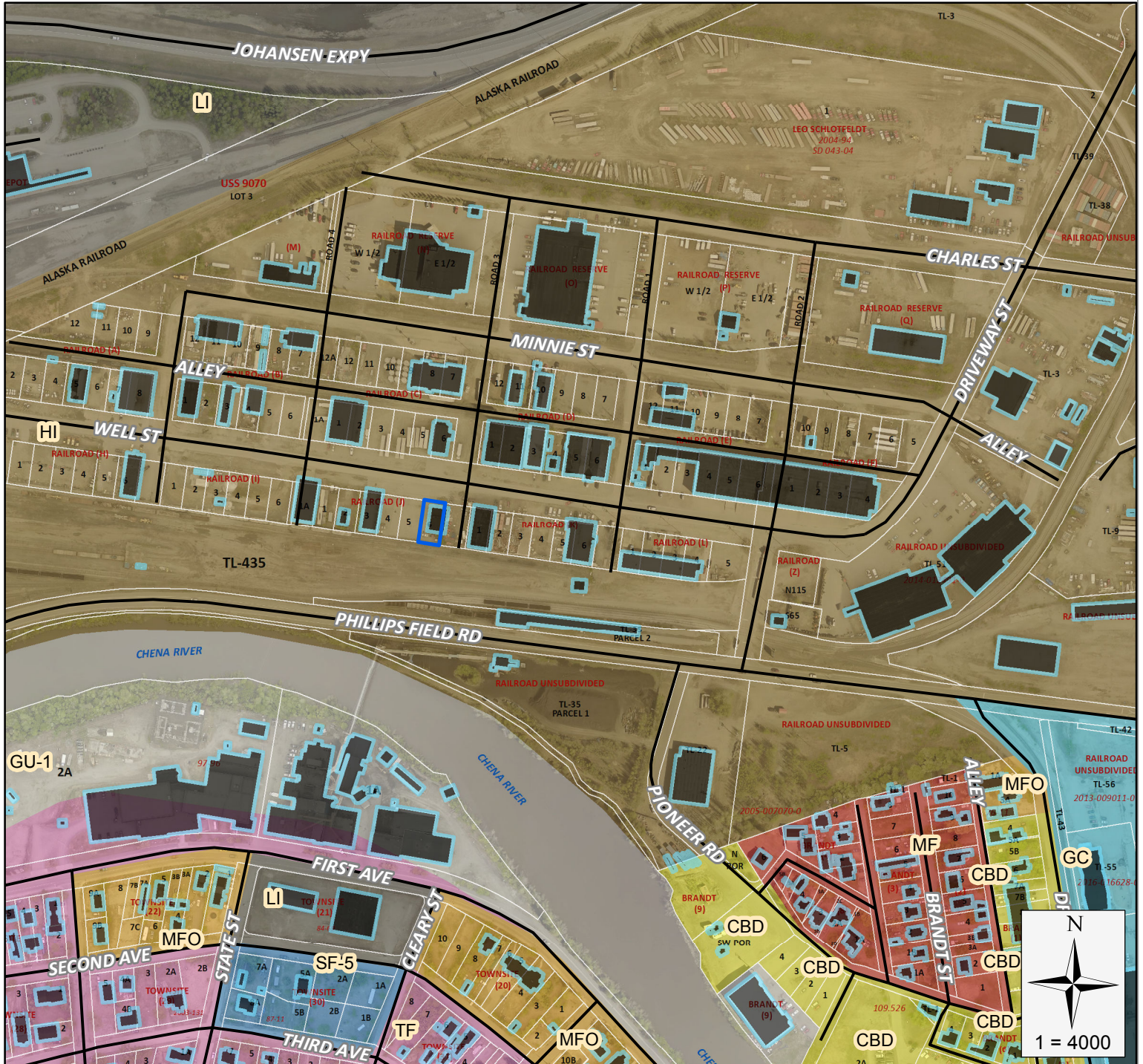
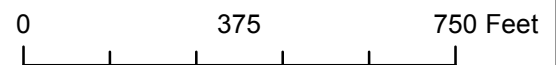
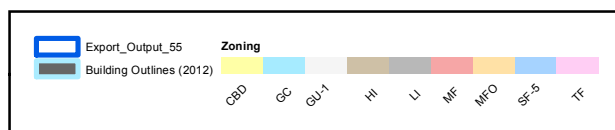


Image courtesy of: Pictometry

Property Information for PAN#: 544957

PROPERTY DESCRIPTION: Railroad, Block: J, Lot: 06
 OWNER: Alaska Railroad Corporation [ownership],
 Craig Taylor Equipment Company [contract]
 SITUS ADDRESS: 1409 Well St
 ZONING: HI (100%)
 COMMUNITY PLANNING PERMITS: Zoning: 17952

Proximity, Zoning, and Sensitive Use Map
Arctic Bakery, LLC
Marijuana License - New - #16006
Product Manufacturing Facility





**Fairbanks North Star Borough
Department of Community Planning**

P.O. Box 71267
Fairbanks, Alaska 99707-1267

Phone: (907) 459-1260
Fax: (907) 459-1255
planning@co.fairbanks.ak.us

Zoning Permit Number: **17952**

General Information

Date: 2/8/2018
Applicant: SIMPSON BRIAN
Business Name: ARCTIC BAKERY LLC

Telephone: (907) 322-9841
Cell Phone: *N/A*
Email: noainc@mosquitonet.com

Mailing Address: PO BOX 61210, FAIRBANKS AK 99706
Property Owner: CRAIG TAYLOR EQUIPMENT COMPANY

Property Description: 0544949 2004 T/R ASSEMBLED NOW KNOWN AS Site Address: 1409 WELL ST
0544957 2004 T/R ASSEMBLED NOW KNOWN AS

Existing Use: Other Structure: Vacant Building
Proposed Use: Commercial Structure: Marijuana product manufacturing facility, unlimited

Dwelling Units: 0	New: N/A	Existing: N/A	Building Type: Principal
Building Height: N/A (feet)			
Stories: 1			
Total Area of Structure: 2,155 SF	New: 0 SF	Existing: 2,155 SF	
Lot Size: 10,000 SF			

Notes: Lot 5 & 6 are a zoning lot for this marijuana product manufacturing, unlimited use.
Conditions: N/A

Zoning Specifications

Existing Zone: HI (100%)	Flood Zone: X PROTECTED BY LEVEE (100%)
Minimum Lot Size: 0	Floodplain Permit Required: No
Front Yard Req: 10	FNSB Driveway Permit Required: No
Side Yard Req: 0	Road Service Area Name: NONE
Rear Yard Req: 0	Parking Spaces Req: 6

The holder of this permit is the property owner or is authorized to act for the property owner and the info provided is true and complete.

The holder of this permit is required to comply with all other applicable laws, including city, borough, state and federal laws.

The holder of this permit shall submit current and accurate documents if the site plans or other application materials are changed subsequent to issuance of this permit.

This permit is appealable and the appeal must be submitted and perfected within 15 days of the date of the decision in accordance with FNSBC 18.104.090.

This permit is issued contingent upon the applicant obtaining the appropriate State of Alaska Commercial Marijuana Facility License.

Reasons: Marijuana product manufacturing facility, unlimited is a permitted use in HI

Permit Approval: Approved

Manning
Zoning Official: Singh, M

2/8/2018
Date

USS 9070
LOT 3

CHARLES ST

(M)

ROAD 4

RAILROAD RESERVE
W 1/2 (N)

E 1/2

ROAD 3

RAILROAD RESERVE
(O)

ROAD 1

RAILROAD
W

MINNIE ST

0 9 12 11 10 9 8 7 12A 12 11 10 9 8 7 12 11 10 9 8 7 12 11 10

RAILROAD (B)

RAILROAD (C)

RAILROAD (D)

8 1 2 3 4 5 6 1A 1 2 3 4 5 6 1 2 3 4 5 6 1 2 3 12 11 10

WELL ST

1 2 3 4 5 6 1A 1 2 3 4 5 6 1 2 3 4 5 6 1 2 3

RAILROAD (I)

RAILROAD (J)

RAILROAD (K)

WELL ST

1 2 3 4 5 6 1A 1 2 3 4 5 6 1 2 3 4 5 6 1 2 3 4

TL-435

PHILLIPS FIELD RD

TL-35
PARCEL 2

CHENA RIVER

RAILROAD UNSUBDIVIDED

TL-35
PARCEL 1

97-96

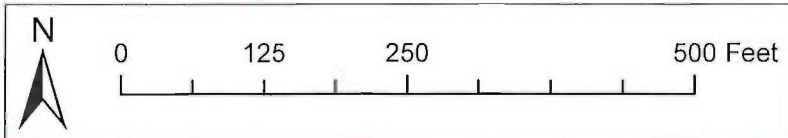
1A

CHENA RIVER

PIONEER RD

TL-

PIONEER RD



ST AVE

Railroad (I)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	I	01	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	1501 Well St.
2	Railroad	I	02	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	1501 Well St.
3	Railroad	I	03	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	Unknown
4	Railroad	I	04	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	Unknown
5	Railroad	I	05	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	Unknown
6	Railroad	I	06	5000	Calportland Company	Calportland Company	Alaska Railroad Corp	Unknown

Railroad (J)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1A	Railroad	J	01A	5000	Karns Raymond I	Karns Raymond I	Alaska Railroad Corp	Unknown
1	Railroad	J	01	5000	Karns Raymond I	Karns Raymond I	Alaska Railroad Corp	1427 Well St.
2	Railroad	J	02	5000	Karns Raymond I	Karns Raymond I	Alaska Railroad Corp	1427 Well St.
3	Railroad	J	03	5000	Vacant Building	Morgan Evans	Alaska Railroad Corp	1409 Well St.
4	Railroad	J	04	5000	Vacant Lot	Morgan Evans	Alaska Railroad Corp	Unknown
5	Railroad	J	05	5000	Proposed Marijuana Manufacturing Facility	Morgan Evans	Alaska Railroad Corp	Unknown

6	Railroad	J	06	5000	Proposed marijuana manufacturing facility	Morgan Evans	Alaska Railroad Corp.	Unknown
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Railroad (K)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	K	01	5000	CEI Contractors	Saw Jacques LLC	Alaska Railroad Corp	1329 Well St.
2	Railroad	K	02	5000	Vacant Lot	Saw Jacques LLC	Alaska Railroad Corp	Unknown
3	Railroad	K	03	5000	Vacant Lot	Saw Jacques LLC	Alaska Railroad Corp	1329 Well St.
4	Railroad	K	04	5000	CEI	Saw Jacques LLC	Alaska Railroad Corp	Unknown
5	Railroad	K	05	5000	CEI	Saw Jacques LLC	Alaska Railroad Corp	Unknown
6	Railroad	K	06	5000	CEI	Saw Jacques LLC	Alaska Railroad Corp	Unknown

Railroad (L)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	L	01	5000	Glass Solutions Inc	Continental Van Lines	Alaska Railroad Corp	Unknown
2	Railroad	L	02	5000	Glass Solutions Inc	Continental Van Lines	Alaska Railroad Corp	1223 Well St

Railroad (B)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	B	01	5000	Vacant Building	Kolar Bear Inc	Alaska Railroad Corp	1518 Well St.
2	Railroad	B	02	5000	Vacant Lot	Kolar Bear Inc	Alaska Railroad Corp	Unknown
3	Railroad	B	03	5000	Vacant Building	McIntosh James E	Alaska State of Railroad	1514 Well St.
4	Railroad	B	04	5000	Vacant Building	McIntosh James E	Alaska State of Railroad	1510 Well St.

5	Railroad	B	05	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
6	Railroad	B	06	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
7	Railroad	B	07	5000	Alaska Asset Management	Michaels Scott W	Alaska Railroad Corp	1475 Minnie St.
8	Railroad	B	08	5000	Alaska Asset Management	Michaels Scott W	Alaska Railroad Corp	Unknown
9	Railroad	B	09	5000	Scott's Shop	Michaels Scott W	Alaska Railroad Corp	Unknown
10	Railroad	B	10	5000	Scott's Shop	Michaels Scott W	Alaska Railroad Corp	Unknown
11	Railroad	B	11	5000	Vacant Lot	Michaels Scott W	Alaska Railroad Corp	1521 Minnie St.
12	Railroad	B	12	5000	Vacant Lot	Michaels Scott W	Alaska Railroad Corp	Unknown

Railroad (C)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1A	Railroad	C	01A	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
1	Railroad	C	01	5000	H&S Warehouse	Karns Raymond I	Alaska Railroad Corp	Unknown
2	Railroad	C	02	5000	H&S Warehouse	Karns Raymond I	Alaska Railroad Corp	Unknown
3	Railroad	C	03	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
4	Railroad	C	04	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	1426 Well St.
5	Railroad	C	05	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
6	Railroad	C	06	5000	Vacant Lot	Karns Raymond I	Alaska Railroad Corp	Unknown
7	Railroad	C	07	5000	H&S Warehouse	Halliburto n Energy Services	Alaska Railroad Corp	1426 Minnie St.

8	Railroad	C	08	5000	Halliburton	Halliburton Energy Services	Alaska Railroad Corp	Unknown
9	Railroad	C	09	5000	Halliburton	Halliburton Energy Services	Alaska Railroad Corp	Unknown
10	Railroad	C	10	5000	Halliburton	Halliburton Energy Services	Alaska Railroad Corp	Unknown
11	Railroad	C	11	5000	Halliburton	Halliburton Energy Services	Alaska Railroad Corp	Unknown
12	Railroad	C	12	5000	Vacant Lot	McIntosh James E	Alaska State of Railroad	1447 Minnie St.
12A	Railroad	C	12A	5000	Vacant Lot	McIntosh James E	Alaska State of Railroad	Unknown

Railroad (D)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	D	01	5000	Vacant Building	Northern Acquisitions LLC	Alaska Railroad Corp	1326 Well St.
2	Railroad	D	02	5000	Vacant Building	Northern Acquisitions LLC	Alaska Railroad Corp	1326 Well st.
3	Railroad	D	03	5000	Arctic Tech Services	Energy Technologies Inc	Alaska Railroad Corp	1318 Well St.
4	Railroad	D	04	5000	Shed	Mollett David L	Alaska Railroad Corp	1304 Well St.
5	Railroad	D	05	5000	Wall Street Art Co.	Mollett David L	Alaska Railroad Corp	Unknown
6	Railroad	D	06	5000	Wall Street Art Co.	Mollett David L	Alaska Railroad Corp	1304 Well St.
7	Railroad	D	07	5000	Vacant Lot	Alaska Railroad Corp		Unknown
8	Railroad	D	08	5000	Vacant Lot	Alaska Railroad Corp		Unknown

9	Railroad	D	09	5000	Vacant Lot	Alaska Railroad Corp		Unknown
10	Railroad	D	10	5000	vacant vacant/storage building	J Lynn Company	Alaska Railroad Corp	1317 Minnie St.
11	Railroad	D	11	5000	vacant FNSB building	FNSB	Alaska Railroad Corp	1325 Minnie St.
12	Railroad	D	12	5000	Vacant Lot	FNSB	Alaska Railroad Corp	Unknown

Railroad (E)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
1	Railroad	E	01	5000	Well and Good Studios	Design Build Inc	Alaska Railroad Corp	Unknown
2	Railroad	E	02	5000	Raven Cross Country	Design Build Inc	Alaska Railroad Corp	1222 Well St.
12	Railroad	E	12	5000	Auto Shop	MBJ Enterprises Corp	Alaska Railroad Corp	1213 Minnie St.

Railroad Reserve (N)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
W 1/2	Railroad	N	W 1/2	43050	FNSB Facility	FNSB	Alaska Railroad Corp	1305 Charles St
E 1/2	Railroad	N	E 1/2	43050	FNSB Facility	FNSB	Alaska Railroad Corp	Unknown

Railroad Reserve (O)

Map #	Sub.	Block	Lot	Size	Business	Owner 1	Owner 2	Street Ad
	Railroad	O		73800	FNSB Facility	FNSB	Alaska Railroad Corp	1300 Minnie St.



Alaska Marijuana Control Board Form MJ-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(8). **All areas designated as the licensed premises of a single license must be contiguous.**

What must be submitted with this form?

Applicants must attach multiple diagrams to this form, including (as applicable):

- **Diagram 1:**
a diagram showing only the licensed premises areas that will be ready to be **operational at the time of your preliminary inspection** and license issuance;
- **Diagram 2:**
if different than Diagram 1, a diagram outlining **all areas for which the licensee has legal right of possession** (a valid lease or deed), and clearly showing those areas' relationship to the current proposed licensed premises (*details of any planned expansion areas do not need to be included; a complete copy of Form MJ-14: Licensed Premises Diagram Change must be submitted and approved before any planned expansion area may be added to the licensed premises*);
- **Diagram 3:**
a **site plan or as-built of the entire lot**, showing all structures on the property and clearly indicating which area(s) will be part of the licensed premises;
- **Diagram 4:**
an **aerial photo of the entire lot and surrounding lots**, showing a view of the entire property and surrounding properties, and clearly indicating which area(s) will be part of the licensed premises (*this can be obtained from sources like Google Earth*); and
- **Diagram 5:**
a diagram of the **entire building in which the licensed premises is located**, clearly distinguishing the licensed premises from unlicensed areas and/or premises of other licenses within the building. If your proposed licensed premises is located within a building or building complex that contains multiple business and/or tenants, please provide the addresses and/or suite numbers of the other businesses and/or tenants (*a separate diagram is not required for an establishment that is designating the entire building as a single licensed premises*).

This form, and all necessary diagrams that meet the requirements on Page 2 of this form, must be completed and submitted to AMCO's main office before any new or transfer license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	Arctic Bakery, LLC	MJ License #:	16006		
License Type:	Marijuana Product Manufacturing Facility				
Doing Business As:	Arctic Bakery, LLC				
Premises Address:	1409 Well Street				
City:	Fairbanks	State:	Alaska	ZIP:	99701



Alaska Marijuana Control Board
Form MJ-02: Premises Diagram

Section 2 – Required Information

For your security, do not include locations of security cameras, motion detectors, panic buttons, and other security devices.

The following details must be included in all diagrams:

- License number and DBA
- Legend or key
- Color coding
- Dimensions
- Labels
- True north arrow

The following additional details must be included in Diagram 1:

- Surveillance room
- Restricted access areas
- Storage areas
- Entrances, exits, and windows
- Walls, partitions, and counters
- Any other areas that must be labeled for specific license types

The following additional details must be included in Diagram 2:

- Areas of ingress and egress
- Entrances and exits
- Walls and partitions

The following additional details must be included in Diagrams 3 and 4:

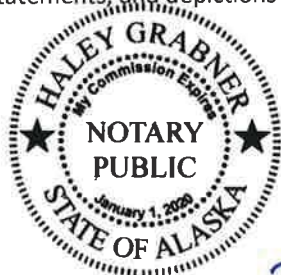
- Areas of ingress and egress
- Cross streets and points of reference

The following additional details must be included in Diagram 5:

- Areas of ingress and egress
- Entrances and exits
- Walls and partitions
- Cross streets and points of reference

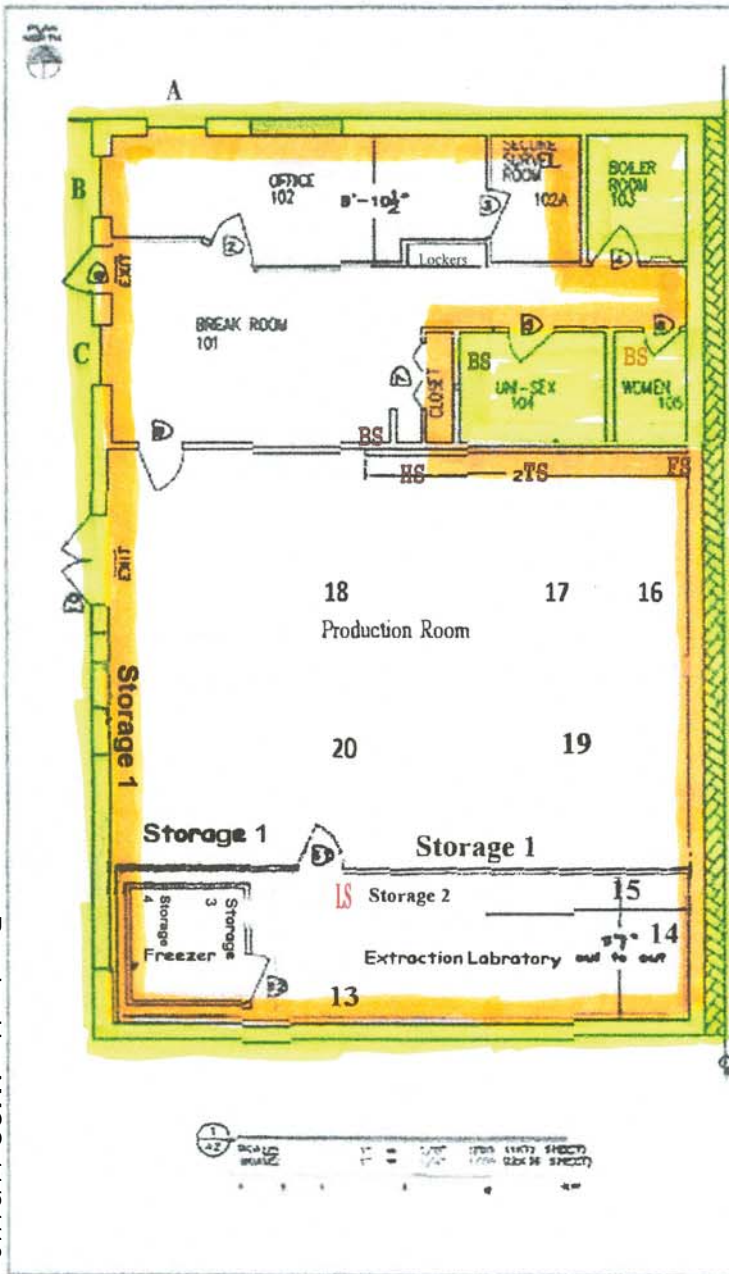
I declare under penalty of unsworn falsification that I have attached all necessary diagrams that meet the above requirements, and that this form, including all accompanying schedules, statements, and depictions is true, correct, and complete.

Brian L. Simpson
 Signature of licensee
Brian L. Simpson
 Printed name of licensee



Haley Grabner
 Notary Public in and for the State of Alaska
 My commission expires: 01/01/2020

Subscribed and sworn to before me this 21 day of October, 2018.



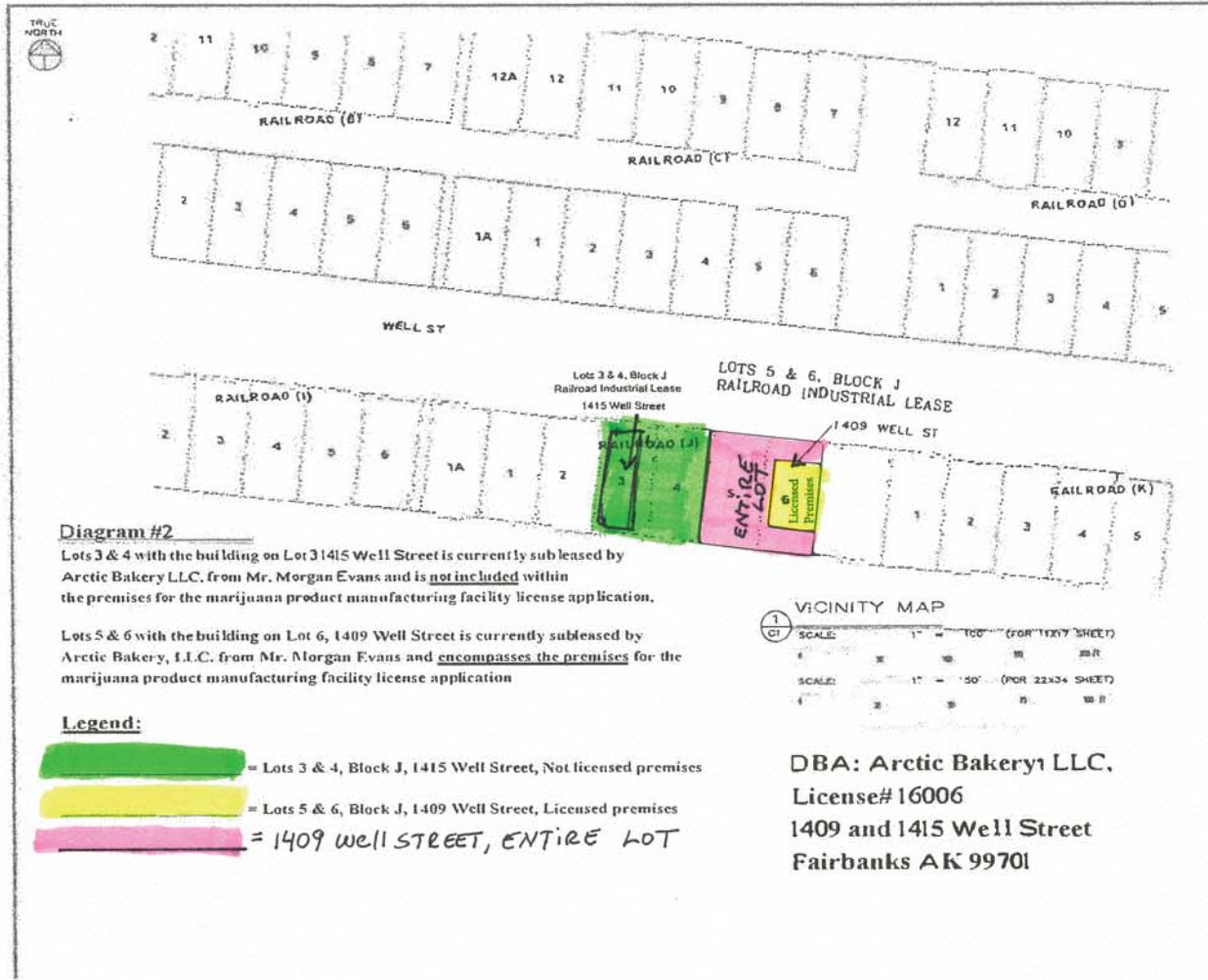
DBA: Arctic Bakery, LLC
1409 Well Street, Fairbanks, AK 99706
License #16006
Diagram #1

Sink Legend

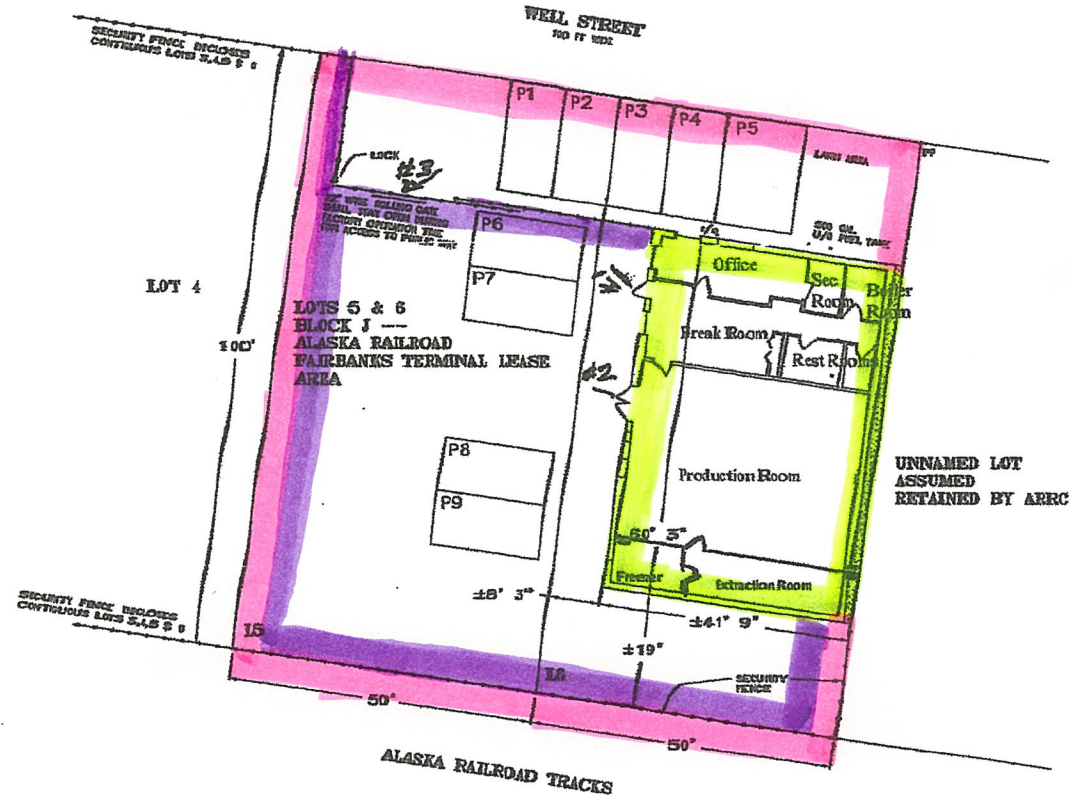
- HS** = Hand Wash Sink
- BS** = Bathroom Sink
- TS** = Triple Wash Sink
- FS** = Food Prep Sink
- LS** = Lab Sink
- BS** = Break Room Sink

LEGEND

- 2) Office Door
- 3) Surveillance Room Door
- 4) Boiler Room Door
- 5) ADA Bathroom Door
- 6) 2nd Bathroom Door
- 7) Uniform Closet Door
- 8) Entrance/Exit Door
- 9) Production Room Door
- 10) Double Entrance/Exit Door
- 11) Extraction Room Door
- 12) Freezer Door
- A) Window
- B) Window
- C) Window
- 13) Chest Freezer
- 14) 20L Ethanol RotoVap Station
- 15) 5L Fractional Distillation Station
- 16) Candy Kettle
- 17) Candy Depositor
- 18) KeyChoc Station
- 19) Flow Wrapper Station
- 20) Band Sealer Station
- MJ Storage 1 = Manufactured Infused Edible Products
- MJ Storage 2 = THC Oil
- MJ Storage 3 = Bulk Marijuana Fiber
- MJ Storage 4 = Marijuana Waste
- 20) = Licensed Premises
- 21) = Restricted Access



Received by AMCO 11/21/18



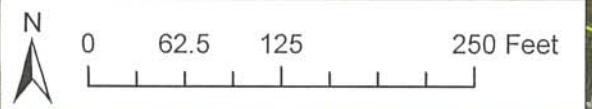
DBA: ARCTIC BAKERY, LLC
 License # 16006
 Diagram# 3 1409 Well Street
 Legend: Exterior Ingress and Egress
 #1 Exterior Door
 #2 Exterior Door
 #3 Fence Gate

- = Licensed Premises
- = FENCED IN AREA
- = ENTIRE LOT

SITE PLAN
 SCALE
 1" = 10'



Received by AMCO 11/21/18



DBA: ARCTIC BAKERY, LLC. License # 16006
 1409 Well Street, Fairbanks, AK 99701
 Lots 5 & 6, Block J, Railroad Subdivision

DIAGRAM # 4

Legend
 ENTIRE LOT =
 = Licensed Premises

Introduced by: Mayor Jim Matherly
Finance Committee Review: January 22, 2019
Introduced: January 28, 2019

RESOLUTION NO. 4861

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO APPLY
FOR FUNDS FROM THE STATE OF ALASKA DOT&PF FOR THE
ALASKA TRANSPORTATION ALTERNATIVE GRANT PROGRAM FOR
5TH AVENUE SIDEWALKS**

WHEREAS, the City of Fairbanks has been notified by the Alaska DOT&PF that the City is eligible to apply for Alaska Transportation Alternatives Grant Program (TAP) funds for projects defined as transportation alternatives; and

WHEREAS, the City of Fairbanks plans to use the funds to complete the sidewalks and other non-motorized portions of the 5th Avenue Improvements project; and

WHEREAS, the City of Fairbanks plans to request \$585,000, and a match of \$52,830 is required.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor or his designee is authorized to execute any and all documents required to request funds on behalf of the City for this grant.

PASSED and APPROVED this 28th Day of January 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4861

Abbreviated Title: ALASKA DOT&PF ALASKA TRANSPORTATION ALTERNATIVE GRANT PROGRAM

Department(s): ENGINEERING DEPARTMENT

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes X No

2) additional support or maintenance costs? Yes No X

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes No X

If yes, how many positions?

If yes, type of positions? (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:	Equipment	Contracts	Personnel	Total
5TH AVE IMPROVEMENTS SIDEWALK PROJECT		\$585,000		\$585,000
				\$0
				\$0
				\$0
				\$0
TOTAL	\$0	\$0	\$0	\$585,000

FUNDING SOURCE:	Equipment	Contracts	Personnel	Total
ALASKA DOT&PF TAP GRANT		\$402,170		\$402,170
CAPITAL FUND (STATE REIMBURSED FUNDS)		\$52,830		\$52,830
				\$0
TOTAL	\$0	\$455,000	\$0	\$455,000

THE STATE REIMBURSED FUNDS ARE MATCH FUNDS FROM UNDER-BUDGET ROAD PROJECTS WHICH WERE RETURNED TO THE CITY.

Reviewed by Finance Department: Initial cp Date 1/21/2019

Introduced by: Mayor Jim Matherly
Finance Committee Review: January 22, 2019
Introduced: January 28, 2019

RESOLUTION NO. 4862

A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO APPLY FOR FUNDS FROM THE STATE OF ALASKA DOT&PF FOR THE ALASKA TRANSPORTATION ALTERNATIVE GRANT PROGRAM FOR DOWNTOWN SIDEWALKS

WHEREAS, the City of Fairbanks has been notified by the Alaska DOT&PF that the City is eligible to apply for Alaska Transportation Alternatives Grant Program (TAP) funds for projects defined as transportation alternatives; and

WHEREAS, the City of Fairbanks plans to use the funds to complete three sidewalks in the Downtown core to be ADA compliant, including 1st Avenue for 403 linear feet (north and south sides between Dunkel and Hall St), 12th Avenue for 569 linear feet (north and south sides between Cushman and Lacy St) and 4th Avenue for 330 linear feet (between Wickersham and Dunkel); and

WHEREAS, the City of Fairbanks plans to request \$325,000, and a match of \$29,350 is required.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor or his designee is authorized to execute any and all documents required to request funds on behalf of the City for this grant.

PASSED and APPROVED this 28th Day of January 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4862

Abbreviated Title: ALASKA DOT&PF ALASKA TRANSPORTATION ALTERNATIVE GRANT PROGRAM

Department(s): ENGINEERING DEPARTMENT

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes X No

2) additional support or maintenance costs? Yes No X

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes No X

If yes, how many positions?

If yes, type of positions? (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:	Equipment	Contracts	Personnel	Total
1st Avenue Sidewalk		\$100,750		\$100,750
12th Avenue Sidewalk		\$143,000		\$143,000
4th Avenue Sidewalk		\$81,250		\$81,250
				\$0
				\$0
TOTAL	\$0	\$325,000	\$0	\$325,000

FUNDING SOURCE:	Equipment	Contracts	Personnel	Total
ALASKA DOT&PF TAP GRANT		\$295,650	\$0	\$295,650
CAPITAL FUND (STATE REIMBURSED FUNDS)		\$29,350		\$29,350
				\$0
TOTAL	\$0	\$325,000	\$0	\$325,000

THE STATE REIMBURSED FUNDS ARE MATCH FUNDS FROM UNDER-BUDGET ROAD PROJECTS WHICH WERE RETURNED TO THE CITY.

Reviewed by Finance Department: Initial cp Date 1/21/2019

Introduced by: Mayor Jim Matherly
Finance Committee Review: January 22, 2019
Introduced: January 28, 2019

RESOLUTION NO. 4863

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO APPLY
FOR FUNDS FROM THE ALASKA DIVISION OF HOMELAND
SECURITY FOR THE FFY2019 STATE HOMELAND SECURITY
PROGRAM**

WHEREAS, the City of Fairbanks has been notified by the Alaska Division of Homeland Security and Emergency Management that the City is eligible to apply for State Homeland Security Program (SHSP) funds to enhance resilience, absorb disruptions, and recover from incidents, both manmade and natural; and

WHEREAS, the City of Fairbanks plans to use the funds to purchase radios to complete replacement of our Alaska Land Mobile Radio (ALMR) subscriber units for the Fairbanks Police Department (\$75,000), advanced protection Network Firewall for the FECC (\$45,280), Instructor Fees and Backfill coverage for a Basic SWAT Course for FPD (\$12,000), instruction and backfill for area wide Rescue Task force training and exercise for FPD (\$8,000), and Collapse Rescue Class and Backfill Coverage for FFD (94,850); and

WHEREAS, the City of Fairbanks plans to request \$235,130, and no match is required.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor or his designee is authorized to execute any and all documents required to request funds on behalf of the City for this grant.

PASSED and APPROVED this 28th Day of January 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4863

Abbreviated Title: FFY19 HOMELAND SECURITY GRANT PROGRAM APPLICATION

Department(s): FECC, POLICE & FIRE DEPARTMENTS

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes _____ No X

2) additional support or maintenance costs? Yes X No _____

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes _____ No X

If yes, how many positions? _____

If yes, type of positions? _____ (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:	Equipment	Contracts	Personnel	Total
Network Firewall - FECC	\$45,280			\$45,280
ALMR Radios	\$75,000			\$75,000
Collapse Rescue Class and Backfill		\$40,000	\$54,850	\$94,850
Instructor Fees and OT Basic SWAT Course		\$12,000		\$12,000
Instructor & OT area wide Rescue Task Force Training		\$8,000		\$8,000
	\$120,280	\$60,000	\$54,850	\$235,130

FUNDING SOURCE:	Equipment	Contracts	Personnel	Total
Alaska Division of Homeland Security (Federal Funds)	\$120,280	\$60,000	\$54,850	\$235,130
				\$0
				\$0
TOTAL	\$120,280	\$60,000	\$54,850	\$235,130

The City of Fairbanks estimates that maintenance costs for the following will be absorbed through the general fund: Network Firewall (estimated maintenance costs should decrease as equipment is updated) Alaska Land Mobile Radio System Radios (estimated maintenance costs should decrease as outdated equipment is removed),

Reviewed by Finance Department: Initial cp Date 1/21/2019

Introduced by: Mayor Jim Matherly
Finance Committee Review: January 22, 2019
Introduced: January 28, 2019

RESOLUTION NO. 4864

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
ACCEPT FUNDS FROM THE FIREHOUSE SUBS PUBLIC SAFETY
FOUNDATION GRANT PROGRAM**

WHEREAS, the City of Fairbanks received notification from the Firehouse Subs Public Safety Foundation that the City of Fairbanks was awarded funds to purchase lifesaving equipment; and

WHEREAS, the City of Fairbanks will use funds to purchase a backup Zoll Monitor;
and

WHEREAS, the City of Fairbanks was awarded \$33,880, and no match is required;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor or his designee is authorized to execute any and all documents required to accept funds on behalf of the City for this grant.

PASSED and APPROVED this 28th Day of January 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4864

Abbreviated Title: ACCEPT FUNDS FROM FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION

Department(s): FIRE DEPARTMENT

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes _____ No X

2) additional support or maintenance costs? Yes _____ No X

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes _____ No X

If yes, how many positions? _____

If yes, type of positions? _____ (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:	Equipment	Building	Personnel	Total
Zoll Monitor	\$33,880			\$33,880
				\$0
				\$0
				\$0
				\$0
				\$0
TOTAL	\$33,880	\$0	\$0	\$33,880

FUNDING SOURCE:	Equipment	Building	Personnel	Total
Firehouse Subs Public Safety Foundation Grant	\$33,880			\$33,880
				\$0
				\$0
TOTAL	\$33,880	\$0	\$0	\$33,880

Any maintenance or repair costs will be absorbed in the Fire Department General Fund Budget.

Reviewed by Finance Department: Initial CP Date 1/14/2019

ORDINANCE NO. 6094

**AN ORDINANCE APPROVING THE FAST PLANNING INTER-
GOVERNMENTAL OPERATING AGREEMENT**

WHEREAS, on March 15, 2003, the City of Fairbanks, City of North Pole, State of Alaska, and the Fairbanks North Star Borough entered into the Fairbanks Metropolitan Area Transportation System (FMATS) Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning in the Metropolitan Area of the Fairbanks Metropolitan Planning Organization; and

WHEREAS, the FMATS Inter-Governmental Operating Agreement and Memorandum of Understanding was amended on October 16, 2013; and

WHEREAS, the Fixing America's Surface Transportation Act (FAST Act) was passed into law on December 4, 2015; and

WHEREAS, on September 27, 2017, the FMATS policy board passed a motion to reorganize FMATS as an independent organization; and

WHEREAS, on March 21, 2018, the FMATS policy board passed a motion to transition FMATS to a 501(c)3 nonprofit corporation; and

WHEREAS, on April 18, 2018, the FMATS policy board passed a motion to rename FMATS as Fairbanks Area Surface Transportation Planning (FAST Planning), adopted Articles of Incorporation, and revised its Bylaws; and

WHEREAS, on June 20, 2018, the FMATS policy board revised and readopted the Articles of Incorporation and filed them with the State of Alaska Department of Commerce, Community, and Economic Development Division of Corporations, Business & Professional Licensing to become a nonprofit corporation; and

WHEREAS, on January 17, 2019, the FMATS policy board approved the FAST Planning Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning, attached as Attachment A to this ordinance; and

WHEREAS, approval of the Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning by the governing bodies of the City of Fairbanks, the City of North Pole, and the Fairbanks North Star Borough and by the Governor of the State of Alaska is required.

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

Section 1. That the Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning attached as Attachment A is hereby approved.

Section 2. That the effective date of this Ordinance shall be the ____ day of _____ 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

Attachment A to Ordinance No. 6094

**Fairbanks North Star Borough,
City of Fairbanks,
City of North Pole,
and
State of Alaska**

FAIRBANKS AREA SURFACE TRANSPORTATION PLANNING

**INTER-GOVERNMENTAL OPERATING AGREEMENT
and
MEMORANDUM OF UNDERSTANDING
for
TRANSPORTATION AND AIR QUALITY PLANNING**

**In the
Metropolitan Area
of the
Fairbanks Metropolitan Planning Organization**

Fairbanks North Star Borough,
City of Fairbanks,
City of North Pole,
and
State of Alaska

FAIRBANKS AREA SURFACE TRANSPORTATION PLANNING INTER-
GOVERNMENTAL OPERATING AGREEMENT
AND
MEMORANDUM OF UNDERSTANDING
FOR
TRANSPORTATION AND AIR QUALITY PLANNING

In the Metropolitan Area of the Fairbanks Metropolitan Planning Organization

This Fairbanks Area Surface Transportation Planning Intergovernmental Operating Agreement and Memorandum of Understanding is entered into this _____ day of _____, 2019, by and between the State of Alaska, the City of Fairbanks, the City of North Pole, and the Fairbanks North Star Borough.

WITNESSED, THAT:

Whereas, the above referenced Parties entered into the Fairbanks Metropolitan Area Transportation System (FMATS) Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning in the Metropolitan Area of the Fairbanks Metropolitan Planning Organization on March 15, 2003; and

Whereas, the FMATS Inter-Governmental Operating Agreement and Memorandum of Understanding was amended on October 16, 2013; and

Whereas, the Fixing America's Surface Transportation Act (FAST Act) was passed into law on December 4, 2015; and

Whereas, the FMATS policy board passed a motion to reorganize FMATS as an independent organization on September 27, 2017; and

Whereas, the FMATS policy board passed a motion to transition FMATS to a 501(c)3 nonprofit corporation on March 21, 2018; and

Whereas, the FMATS policy board passed a motion to rename FMATS as Fairbanks Area Surface Transportation Planning (FAST Planning), adopted Articles of Incorporation, and revised their Bylaws on April 18, 2018; and

Whereas, the FMATS policy board passed a resolution to initiate operation of FAST Planning as an independent organization on May 16, 2018; and

Whereas, the FMATS policy board revised and readopted the Articles of Incorporation and filed them with the State of Alaska’s Department of Commerce, Community, and Economic Development Division of Corporations, Business, & Professional Licensing to become a nonprofit corporation on June 20, 2018.

Now, therefore, the above referenced Parties agree to the Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning, which supersedes and replaces the 2003 FMATS Inter-Governmental Operating Agreement and Memorandum of Understanding and its subsequent amendment, as follows:

SECTION 1 – PARTIES TO THIS AGREEMENT

The Parties to this Agreement are the State of Alaska (State), Fairbanks North Star Borough (FNSB), City of Fairbanks, and City of North Pole.

SECTION 2 – PURPOSE

This Agreement is entered into in accordance with 23 USC § 134 – 135, 49 USC § 5303 – 5306, and 23 CFR 450.300 to provide the structure and process for the continuing, cooperative and comprehensive consideration, development and implementation of transportation and air quality plans and programs for intermodal transportation in the metropolitan planning area (MPA).

SECTION 3 – LEGAL AUTHORITY

3.1 Federal Transportation Planning Statutes

23 USC § 104(f), 23 USC § 134 and 49 USC § 5303 – 5306 provide funding and require designation of a metropolitan planning organization (MPO) for urbanized areas of at least 50,000 population to carry out a transportation planning process and receive federal funding. Those Statutes require the State and the local governments to coordinate the planning and construction of all urban transportation facilities with a continuing, cooperative, and comprehensive transportation planning process.

3.2 MPO Designation

On April 14, 2003, the Governor of the State of Alaska designated the MPO and identified the FMATS Policy Board as the body providing the direction of transportation planning in the MPA in accordance with Federal law.

3.3 Federal Air Quality Regulations

Air Quality Title 42 USC § 7504 et. seq. requires each area-wide air quality planning agency to prepare an area-wide air quality plan providing for attainment of National Ambient Air Quality Standards (NAAQS). Alaska Statutes Chapter 46.14 requires the Alaska Department of Environmental Conservation (ADEC) to develop a State Implementation Plan (SIP) providing for the attainment of the NAAQS. The FNSB has also adopted an Air Quality Plan, which is the local component of the SIP. The ADEC and FNSB shall coordinate transportation related air quality planning within the MPO.

SECTION 4 – DEFINED TERMS

“ADEC” means the State of Alaska Department of Environmental Conservation.

“ADOT&PF” means the State of Alaska Department of Transportation and Public Facilities.

“AIR QUALITY PLAN” means the Fairbanks component of the SIP for air quality regarding air quality strategies in nonattainment areas.

“ASSEMBLY” means the FNSB Assembly, the legislative governing body of the FNSB.

“CITY OF FAIRBANKS” means the home rule city, a political subdivision of the State of Alaska, and the largest city within the MPA.

“CITY OF NORTH POLE” means a home rule city, a political subdivision of the State of Alaska, located within the MPA.

“CO” means Carbon Monoxide; a colorless, odorless, poisonous gas produced by incomplete combustion of fossil fuels; one of the six criteria pollutants for which the EPA has set NAAQS under the Clean Air Act.

“CONFORMITY” means a Clean Air Act (42 U.S.C. 7506(c)) requirement that ensures that Federal funding and approval are given to transportation plans, programs, and projects that are consistent with the air quality goals established by a SIP. Conformity to the purpose of the SIP means that transportation activities will not cause new air quality violations, worsen existing violations, or delay timely attainment of the NAAQS or any required interim emission reductions or other milestones in any nonattainment or

maintenance area. The transportation conformity regulations (40 CFR part 93, subpart A) sets forth policy, criteria, and procedures for demonstrating and assuring conformity of transportation activities.

“CONSULTATION” means that one or more parties confer with other identified parties in accordance with an established process and, prior to taking action(s), considers the views of the other parties and periodically informs them about action(s) taken. This definition does not apply to the “consultation” performed by the States and the MPOs in comparing the long-range statewide transportation plan and the MTP, respectively, to State and tribal conservation plans or maps or inventories of natural or historic resources.

“COOPERATION” means that the parties involved in carrying out the transportation planning and programming processes work together to achieve a common goal or objective.

“COORDINATION” means the cooperative development of plans, programs, and schedules among agencies and entities with legal standing and adjustment of such plans, programs, and schedules to achieve general consistency, as appropriate.

“DBE” or “Disadvantaged Business Enterprise” means a for-profit small business concern (1) that is at least 51-percent owned by one or more individuals who are both socially and economically disadvantaged or, in the case of a corporation, in which 51 percent of the stock is owned by one or more such individuals; and (2) whose management and daily business operations are controlled by one or more of the socially and economically disadvantaged individuals who own it.

“EPA” means the United States Environmental Protection Agency.

“FAIRBANKS CITY COUNCIL” means the legislative governing body of the City of Fairbanks.

“FAST PLANNING” means the Fairbanks Area Surface Transportation Planning.

“FHWA” means the Federal Highway Administration, an operating agency of the United States Department of Transportation (USDOT).

“FMATS” means the Fairbanks Metropolitan Area Transportation System.

“FNSB” means the Fairbanks North Star Borough, a second-class borough, a political subdivision of the State of Alaska that includes the City of Fairbanks, City of North Pole, and MPA within its boundaries.

“FTA” means the Federal Transit Administration, an operating agency of the USDOT.

“MAINTENANCE AREA” means any geographic region of the United States that the

EPA previously designated as a nonattainment area for one or more pollutants pursuant to the Clean Air Act Amendments of 1990, and subsequently re-designated as an attainment area subject to the requirement to develop a maintenance plan under section 175A of the Clean Air Act, as amended.

“MPA” or “METROPOLITAN PLANNING AREA” means the geographic area in which the MPO carries on metropolitan transportation planning process as described in Section 5.4 of this Agreement.

“MPO” or “METROPOLITAN PLANNING ORGANIZATION” means the policy board created by Section 5.2 of this Agreement to carry out the metropolitan transportation planning process.

“MTP” or “METROPOLITAN TRANSPORTATION PLAN” means the official multimodal transportation plan addressing no less than a 20-year planning horizon that the MPO develops, adopts, and updates through the MTP process.

“NAAQS” or “National Ambient Air Quality Standards” means those standards established pursuant to section 109 of the Clean Air Act (42 USC 7409).

“NONATTAINMENT AREA” means any geographical region of the United States that EPA designated as a nonattainment area under section 107 of the Clean Air Act (42 USC 7409) for any pollutant for which an NAAQS exists.

“NORTH POLE CITY COUNCIL” means the legislative governing body of the City of North Pole.

“PL FUNDS” means the Federal Highway Administration Metropolitan Transportation Planning funds authorized under 23 USC 104 to carry out the requirements of 23 USC 134.

“PM_{2.5}” means Fine Particulate Matter that is less than 2.5 microns in diameter. PM_{2.5} is a product of combustion, primarily caused by burning fuels. Particulate matter is one of the six criteria pollutants for which the EPA has set NAAQS under the Clean Air Act.

“POLICY BOARD” means the board established under Section 5.2 of the Agreement for cooperative decision-making in accordance with this Agreement.

“PUBLIC PARTICIPATION PLAN” means a documented process for providing citizens, affected public agencies, representatives of public transportation employees, freight shippers, providers of freight transportation services, private providers of transportation, representative of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, representatives of the disabled, and other interested parties with reasonable opportunities to be involved in the metropolitan transportation planning process.

“SECTION 5303 FUNDS” means the FTA funds made available under 49 USC 5305(g) to carry out the requirements of 49 USC 5303.

“SIP” or “STATE IMPLEMENTATION PLAN” means, as defined in section 302(q) of the Clean Air Act (42 USC 7602(q)), the portion (or portions) of the implementation plan, or most recent revision thereof, which has been approved under section 110 of the Clean Air Act (42 USC 7410), or promulgated under section 110(c) of the Clean Air Act (42 USC 7410(c)), or promulgated or approved pursuant to regulations promulgated under section 301(d) of the Clean Air Act (42 USC 7601(d)) and which implements the relevant requirements of the Clean Air Act.

“STATE” means the State of Alaska.

“TECHNICAL COMMITTEE” means the FAST Planning committee established in Section 5.3 of this Agreement for the cooperative decision-making in accordance with this Agreement.

“TIP” or the “TRANSPORTATION IMPROVEMENT PROGRAM” means a prioritized listing/program of transportation projects covering a period of four years that is developed and formally adopted by an MPO as part of the MTP process, consistent with the MTP, and required for projects to be eligible for funding under title 23 USC and title 49 USC chapter 53.

“USDOT” means the United States Department of Transportation.

“UPWP” or “UNIFIED PLANNING WORK PROGRAM” means a statement of work identifying the planning priorities and activities to be carried out within a MPA. At a minimum, a UPWP includes a description of the planning work and resulting products, who will perform the work, time frames for completing the work, the cost of the work, and the source(s) of funds.

“URBANIZED AREA” means a geographic area with a population of 50,000 or more, as determined by the Bureau of the Census.

SECTION 5 – ORGANIZATION AND RESPONSIBILITIES

5.1 FAST Planning

FAST Planning is the MPO’s staffed organization, in cooperation with the State and public transportation operators.

5.1.1 In order to receive and expend federal funding for transportation and air quality improvements there must be coordination between the State and

the MPO as required by federal regulation. Therefore, the purpose of FAST Planning is to provide the framework and mechanism for the MPO and the State to jointly develop and implement transportation and air quality plans and programs, which will assure compliance with State and Federal transportation planning and air quality requirements.

5.2 Policy Board

The FAST Planning Policy Board (Policy Board) shall have as members, a designated representative of the ADOT&PF, FNSB Mayor, City of Fairbanks Mayor, City of North Pole Mayor, a designated representative of ADEC, a designated representative of the FNSB Assembly, and a designated representative of the Fairbanks City Council. Each member of the Policy Board shall have one vote. FAST Planning's Executive Director will serve as Secretary to the Policy Board.

5.2.1 Powers and Duties of the Policy Board

The Policy Board shall have overall responsibility for the implementation of this Agreement, coordination of FAST Planning's efforts and responsibilities of FAST Planning's Technical Committee, and the ultimate development and adoption of the UPWP, TIP, and MTP.

5.3 Technical Committee

FAST Planning shall have a technical committee, which consists of representatives, such as engineers, planners, and other specialists from the City of Fairbanks, City of North Pole, FNSB, ADOT&PF, ADEC, Fort Wainwright, University of Alaska Fairbanks, Alaska Railroad Corporation, Fairbanks International Airport, local freight industry, and local Tribal entities. Each member of the FAST Planning Technical Committee (Technical Committee) shall have one vote and all actions of the Technical Committee, including recommendations to the Policy Board, shall be by a majority vote of the total authorized number of members.

5.4 MPA

The MPA specified by 23 USC § 134(e) shall be the geographical area shown on Attachment #1 to the Agreement incorporated herein by reference. Provided such boundaries conform to the requirements of 23 USC § 134(e), the MPO and the Governor may mutually agree to change the boundaries of the MPA.

5.5 MPO Self-certification

Every four years the MPO will self-certify to the FHWA and the FTA that the

planning process is addressing the major issues facing the area and is being conducted in accordance with all applicable requirements of 23 CFR 450.336.

SECTION 6 – KEY PLANS and PROGRAMS

6.1 There are three primary planning or programming activities that the MPO is responsible for developing. This section summarizes these key plans and programs, which include the MTP, TIP, and UPWP.

6.1.1 MTP

The MPO, in cooperation with the State, is responsible for developing or updating an MTP. The MPO shall follow the latest federal planning requirements, as prescribed in 23 CFR 450.322. For so long as the MPA is within an air quality nonattainment area for fine particulate matter (PM_{2.5}), the MPO shall update the MTP every four years as prescribed by 23 USC § 134(i).

6.1.2 TIP

The MPO, in cooperation with the State, is responsible for developing or updating the TIP. The MPO shall follow the latest federal planning requirements, as prescribed in 23 CFR 450.324.

6.1.3 UPWP

(1) The MPO, with full assistance from the State and all other cooperating agencies, is responsible for developing or adjusting the UPWP, as prescribed by 23 CFR 450.308. The MPO shall:

(a) Describe all the transportation and air quality planning activities to be completed in a fiscal year.

(b) Ensure early coordination with FHWA and FTA.

(2) No later than July 1 of each year, the ADOT&PF, in consultation with FAST Planning, will provide to the Policy Board in writing the amount of estimated Federal PL and Section 5303 funds, and required match ratios, to be made available to FAST Planning for the next fiscal year of October 1 through September 30. ADOT&PF, FNSB, and MPO staff shall recommend work tasks with budgets for tasks in which it participates. MPO staff shall develop and implement a UPWP public involvement program, within a Public Participation Plan, and prepare a UPWP with the full cooperation

of ADOT&PF, FNSB, and the MPO. Discussions between ADOT&PF, FNSB, and MPO shall take place to determine how the proposed tasks can be accomplished in the most efficient and effective manner. The UPWP shall be reviewed by the Technical Committee, approved by the Policy Board, and forwarded to ADOT&PF for concurrent approval by FHWA and FTA prior to any work being performed.

6.2 Changes/Amendments to Key Plans and Programs

6.2.1 Amendments to the MTP and TIP

The MPO, with its responsibility to maintain existing plans and programs, shall approve amendments, in accordance with its Public Participation Plan. An Amendment is triggered by the addition or deletion of a project or a major change in the project cost, project / project phase initiation dates, or a major change in design concept or design scope. An amendment is a revision that requires public review and comment periods consistent with the FMATS public involvement policy, re-demonstration of fiscal constraint, or a conformity determination (for MTPs and TIPs involving “non-exempt” projects in nonattainment and maintenance areas). Amendments require the concurrence of the MPO, ADOT&PF, FHWA, and FTA before becoming effective.

6.2.2 Administrative Modifications to the MTP and TIP

The MPO, with its responsibility to maintain existing plans and programs, shall approve Administrative Modifications in accordance with the Public Participation Plan. An Administrative Modification is triggered by a minor revision to a metropolitan transportation plan or TIP that includes minor changes to project/project phase costs, minor changes to funding sources of previously-included projects, and minor changes to project/project phase initiation dates. It is a revision that does not require public review and comment, re-demonstration of fiscal constraint, or a conformity determination (in nonattainment and maintenance areas). Administrative Modifications require the concurrence of the MPO and the ADOT&PF before becoming effective. The FHWA and FTA will be notified as soon as possible of these changes.

6.2.3 Amendments/Changes to the UPWP

Changes in work assignments and studies to be performed to meet the air quality and transportation planning requirements may be made by the MPO at such times and to such extent as deemed necessary. Total funds to be made available for the performance of said work and services shall

not exceed the amount specified in the UPWP. Reimbursement will be made by ADOT&PF in accordance with procedures stated herein and shall be expended only on the UPWP approved by the MPO, ADOT&PF, FHWA, and FTA.

(1) Changes in funding levels for tasks, or changes in tasks, shall be requested as soon as possible after the need for such change is recognized.

(a) Amendment to the UPWP
(No additional funding required)

An Amendment to the UPWP is triggered when task budget amounts exceed 10 percent of the original approved program budget, when there are individual changes of \$25,000 or more to task budgets, or when there are significant scope changes. Amendments require the concurrence of the MPO, ADOT&PF, FHWA, and FTA before becoming effective. Amendments to the UPWP require public review.

(b) Administrative Modifications to the UPWP
(No additional funding required or no significant change to scope)

An Administrative Modification is triggered when task budget amounts do not exceed 10 percent of the approved program budget or when individual changes are for \$25,000 or less of a task budget. Administrative Modifications require the concurrence of the MPO and the ADOT&PF before becoming effective. The FHWA and FTA will be notified as soon as possible of these changes.

6.3 Air Quality Plan

The ADEC, with assistance from the FNSB, and in coordination with the MPO, is responsible for developing and updating an Air Quality Plan, which shall:

- (1) Identify area-wide objectives and policies required to attain and maintain the NAAQS for CO and PM_{2.5} for the MPA;
- (2) Inventory technical, physical, and other air quality planning data;
- (3) Analyze alternatives and establish strategies designed to attain and maintain the NAAQS for the MPA;
- (4) Address any other air quality issues required by the EPA or

USDOT within the MPA;

- (5) Provide for the implementation of the adopted air quality strategies as expeditiously as practical; and
- (6) Provide for and show reasonable further progress towards achievement of PM_{2.5} standards within the nonattainment area and continue maintenance of the CO standards until no longer required.

SECTION 7 – CONSULTANT CONTRACTS

- 7.1 FHWA and FTA Approval: For all federally-funded work to be done under a consultant contract, prior FHWA and/or FTA approval is required before a Request for Proposal (RFP) is issued. Early coordination is essential. The contracting agency will be the ADOT&PF which will coordinate review and approvals directly with FHWA and FTA.
- 7.2 ADOT&PF Approval: The contracting agency will be the ADOT&PF for review of the final RFP, scope of services, project budget, and project management plan. ADOT&PF shall also reserve the right to select members for the Selection Committees for all consultant contracts. ADOT&PF may provide opportunity to FAST Planning, as appropriate, to serve on the Selection Committees.
- 7.3 Work Products: ADOT&PF and FAST Planning will have an opportunity to review draft work products prior to review by the Technical Committee and Policy Board.
- 7.4 Inspection of Work: ADOT&PF shall at all times be accorded review and inspection of the work performed by consultants and shall at all reasonable times have access to the premises, to all data, notes, records, correspondence, and instruction memoranda or description which pertain to the work involved.

SECTION 8 – ADDITIONAL AND SEPARATE WORK PROJECTS

From time to time, ADOT&PF or the MPO may desire one of the other parties to perform additional work projects for services separate and apart from those set forth in the UPWP. At such times, the requesting party will notify the other party of the intention, including a request for the specific work and/or services desired. If the other party is willing and able to do the work or perform the services requested, written acceptance by the requesting party of the terms accepted shall constitute authority to proceed with the work and/or services requested. The requesting party shall pay for such work or services within a reasonable time after billing. Such billing shall be made pursuant to the terms agreed upon for each particular work project.

SECTION 9 – PROGRAM REPORTING REQUIREMENTS

9.1 Reporting: UPWP

In accordance with 23 CFR 420.117, the ADOT&PF is responsible for monitoring the UPWP supported activities to assure compliance with applicable Federal requirements and assure performance goals are being achieved. Monitoring must cover each program, function or activity. The reporting procedures shall include, but are not limited to, the following:

9.1.1 Quarterly Reports

All parties receiving federal planning funds pursuant to this Agreement shall prepare a quarterly financial statement and a narrative progress report for all tasks identified in the UPWP for which they are responsible and submit to the ADOT&PF Northern Region office no later than 30 days following the last day of each UPWP fiscal quarter. The quarterly reports shall serve as the basis for quarterly reimbursements.

Within 40 days of the last day of the fiscal quarter, ADOT&PF will compile all reports and shall either, review and approve the reports, or request modifications. Upon approval, the ADOT&PF Northern Region staff will forward the reports to the MPO.

If ADOT&PF requests modifications, the report will be forwarded to the MPO as a draft report. Within 50 days following the last day of each UPWP fiscal year quarter, all requested report modifications shall be submitted to ADOT&PF Northern Region. Upon approval, the ADOT&PF will re-submit the report to the MPO no later than 60 days following the last day of each UPWP fiscal year quarter.

This final UPWP Quarterly Report shall consist of the following:

- (1) A financial statement which shall include task and program summary of the following data:
 - (a) Current quarterly expenditures
 - (b) UPWP fiscal year to date expenditures
 - (c) PL, Sec. 5303, and local funds / in-kind expended to date
 - (d) PL, Sec. 5303, and local funds / in-kind remaining

- (2) A narrative progress report which shall include:
 - (a) A description of work accomplished during the quarter

- (b) Significant events (i.e. travel, training, conferences)
- (c) Milestones reached in sufficient detail to justify the quarterly expenditures

For tasks consisting of a scheduled completion date, the progress report shall include each task's percentage complete, explanatory information on the progress, and any issues relating to the task such as schedule delays.

9.1.2 Annual Report

Upon receipt of the final (fourth quarter) UPWP Quarterly Report, the ADOT&PF will draft the UPWP Annual Report. The ADOT&PF will forward the UPWP Annual Report to the MPO no later than 60 days following the last day of the UPWP fiscal year. The ADOT&PF will submit the UPWP Annual Report to FHWA and FTA to meet the reporting requirements of 23 CFR 420.117, as currently adopted or hereafter amended. DOT&PF may combine the UPWP Annual Report with similar reports from other subrecipients of federal planning funds into a single report.

The Annual Performance and Expenditure Report for the UPWP fiscal year will contain all information required by 23 C.F.R. 420.117.

9.1.3 Significant Events

Events that have significant impact on UPWP work elements must be reported by the Parties to this Agreement to ADOT&PF as soon as they become known. The types of events or conditions that require reporting include: problems, delays, or adverse conditions that will materially affect the ability to attain program objectives. This disclosure must be accompanied by a statement of action taken, or contemplated, and any Federal assistance required resolving the situation.

9.1.4 Other Reports

Copies of formal reports, informal reports, and material emerging out of a task specified in the UPWP shall be governed by Section 10 of this Agreement.

SECTION 10 – PLANNING REPORTS

10.1 Planning Reports

From time to time, ADOT&PF and the MPO may publish reports, documents, etc., upon completion of a portion and/or a phase of a particular planning element in the continuing transportation planning process. In order for the preparation and publishing of such reports to be eligible for participation of Federal funds, the Technical Committee shall review the reports.

10.2 Publication

Publication by any party to the Agreement shall give credit to other parties, FTA, and FHWA. However, if any party, FTA, or FHWA does not wish to subscribe to the findings or conclusions in the reports, the following statement shall be added:

“This report was funded in part through grant(s) from the Federal Highway Administration and/or the Federal Transit Administration, U.S. Department of Transportation. The views and opinions of Fairbanks Area Surface Transportation Planning expressed herein do not necessarily state or reflect those of the U.S. Department of Transportation.”

Furthermore, consultant logos are prohibited from the cover of all reports, documents, etc. that are approved by FTA and FHWA.

10.3 Copies

Copies of draft and final reports, documents, etc., will be provided as required to Federal and State Agencies. Parties to this Agreement will be provided copies as requested.

The FHWA reserves a royalty-free, non-exclusive, and irrevocable right to reproduce, publish, or otherwise use, and authorize others to use, the work for Government purposes.

SECTION 11 – DIVISION OF COST AND PAYMENT

11.1 Reimbursement

The maximum amount of Metropolitan Planning Funds available each year for reimbursement to the Parties shall not exceed the budget approved in the UPWP or as amended. ADOT&PF will make reimbursement in accordance with the following procedures:

- (1) The Parties shall submit to ADOT&PF quarterly narrative progress reports and financial statements, as defined in Section 10 of this Agreement.
- (2) Reimbursement will be made within 30 days after ADOT&PF receives and approves the quarterly narrative progress reports and financial statements, subject to Federal planning funds being made available and received for the allowable cost.
- (3) Within 60 days of ADOT&PF's approval of the last quarter narrative progress report and financial statement for the fiscal year, ADOT&PF will close the UPWP account and request that an audit be performed.
- (4) The audit will be completed, and final payment adjustments made within 120 days of the last quarter or as soon thereafter as reasonably possible.

11.2 ADOT&PF Tasks

The Parties may agree that ADOT&PF can most efficiently and effectively perform a task or a portion of a task to be funded with PL funds in the approved UPWP. In such cases, ADOT&PF shall:

- (1) Provide the MPO with all necessary documentation in order to permit the preparation of the reports required in Section 10 of this Agreement.
- (2) Upon ADOT&PF approval of the quarterly, ADOT&PF shall submit a billing to FHWA for direct payment to ADOT&PF for approved UPWP costs.
- (3) ADOT&PF shall be reimbursed at the rate contained in the applicable UPWP.
- (4) ADOT&PF shall promptly provide the MPO with copies of its billings and statements.

11.3 Overruns

When expenditures are anticipated to overrun in any UPWP work element, the procedures for budget changes as outlined in Section 6.2 must be followed.

11.4 Cost Limitations

Reimbursement of administrative and operational costs will be made without profit or markup. These costs shall be limited to:

- (1) Direct salaries and wages, with payroll taxes and fringe benefits at actual costs, or if prorated to be allocated on an equitable basis;
- (2) Telephone charges and necessary travel limited to program specific charges;
- (3) Overhead or indirect costs as approved annually in the respective UPWP line item budget and verified by audit. Eligibility shall conform to the provisions of 23 CFR 420.113;
- (4) Training as approved specifically in the UPWP or otherwise specifically approved by ADOT&PF, FHWA or FTA.

11.5 Rate of Reimbursement

Reimbursement shall be at the rate specified and contained in the applicable UPWP.

11.6 Financial Accounting Level

The expended funds will be accounted for at the task level (100, 200, 300 etc.).

11.7 Fiscal Year

The UPWP fiscal year will be October 1 to September 30.

SECTION 12 – PROCUREMENT, MANAGEMENT, AND DISPOSITION OF PROPERTY

Procurement and management of property acquired for the program, including disposition of property if the program is discontinued, will be in accordance with 23 C.F.R. 420.121(f) and any other regulatory requirements applicable to the expenditure of federal funds made available for the implementation of this Agreement.

SECTION 13 – AUDIT PROCEDURES

13.1 In addition to the requirements stated in this section, requirements for audit as defined in 23 CFR 420 will be used as guidelines.

13.2 Each participating party will maintain complete records of all manpower, materials and out-of-pocket expenses, and will accomplish all record keeping in accordance with the following procedures:

13.2.1 Each participating party will furnish ADOT&PF copies of all certified payrolls which shall include the hourly rate for each employee working on the project during the reporting period. In addition, a loaded rate factor will be shown in a manner compatible with existing approved local procedures. The load rate factor is subject to adjustment based upon audits occurring during the life of this Agreement.

13.2.2 Time Sheets

Individual time sheets will be maintained reflecting the daily total amount of hours worked and amount of time spent on each task within the program. It is imperative that the hours be traceable to the task.

13.2.3 Materials

Copies of invoices shall support costs of any purchased materials utilized on this project.

13.2.4 Out-of-Pocket Expenses

Copies of receipts shall support all expenses.

13.2.5 Record System

The record system will be such that all costs can be easily traceable from all billings through the ledgers to the source document. Each expenditure must be identified with the task within the current approved UPWP.

13.3 Each consultant contract or professional services agreement, in which any party engages, may require a specific audit for that project or agreement. The award of any such construction related engineering design services contract must be made in conformity with applicable Federal and ADOT&PF contracting procedures including ADOT&PF Procedure 10.02.010, and related Professional Services Agreement Handbook, or based on acceptable alternative contracting procedures approved by ADOT&PF and FHWA. This requirement is in addition to any agency-wide audit conducted pursuant to OMB Circular A-133 (Single Audit Requirements).

13.4 FAST Planning may be audited every year by ADOT&PF Internal Review auditors for compliance and to insure adequate coverage. FAST Planning will additionally hire an independent Certified Public Accountant (CPA) to conduct an annual

audit of all revenues and expenditures, as well as participate in a state and/or federal single audit as requested. All Parties and/or their subcontractors under this Agreement shall maintain all records and accounts relating to their costs and expenditures for the work during any fiscal year for a minimum of three (3) years following receipt of the final payment and shall make them available for audit by representatives of ADOT&PF, FHWA, and FTA at reasonable times. All Parties shall maintain records in a form approved by ADOT&PF. Final payment is defined as the final voucher paid by FHWA to ADOT&PF based on an audit. A request to close out a fiscal year or project account does not constitute final payment.

- 13.5 Any review, which does not meet Federal requirements, will be resolved between ADOT&PF and the other party. The financial records relating to a UPWP year may be closed out once FHWA accepts the audit and final payment adjustments have been made.

SECTION 14 – COMPLIANCE WITH TITLE VI, CIVIL RIGHTS ACT OF 1964

All Parties hereby agree as a condition to receiving any Federal financial assistance from USDOT, to comply with Title VI of the Civil Rights Act of 1964 and all requirements imposed by or pursuant to Title 49 CFR, Part 21, Nondiscrimination in Federally-Assisted Programs of the USDOT, Effectuation of Title VI of the Civil Rights Act of 1964.

SECTION 15 – DBE PROGRAM REQUIREMENTS

15.1 Compliance

The Parties, their agents and employees shall comply with the provisions of 49 CFR 26 and Title VI of the Civil Rights Act of 1964. 49 CFR 26 requires that all parties shall agree to abide by the statements in paragraphs 15.2 and 15.3 and shall include these statements in all Parties' USDOT financial assistance agreements and in all subsequent agreements between any party and any sub-grantees and any contractor.

15.2 Policy

It is the policy of the USDOT that DBEs, as defined in 49 CFR 26.5, shall have an equal opportunity to participate in the performance of contracts financed in whole or part with Federal funds under this Agreement. Consequently, the DBE requirements of 49 CFR 26 apply to this Agreement.

15.3 DBE Obligation

The Parties to this Agreement agree to ensure that DBEs, as defined in 49 CFR 26.5, have an equal opportunity to participate in the performance of contracts and sub-contracts financed in whole or part with Federal funds provided under this Agreement. In this regard the Parties to this Agreement and/or their contractors shall not discriminate on the basis of race, color, national origin, or in the award and performance of USDOT assisted contracts.

SECTION 16 - AMENDMENTS

This Agreement may be amended only in writing and must be done prior to undertaking changes or work resulting therefrom or incurring additional costs or any extension of time. Said amendments are subject to approval by the MPO and the State.

SECTION 17 – LIMITATION OF LIABILITY

No liability shall be attached to any party to this Agreement by reason of entering into this Agreement, except as expressly provided herein.

SECTION 18 – COMPLIANCE WITH LAWS

In addition to the laws, statutes, regulations and requirements stated herein, all Parties to this Agreement shall be knowledgeable of and comply with all Federal, State and local laws and ordinances applicable to the work to be done under this Agreement.

SECTION 19 – TERMINATION OF AGREEMENT

This Agreement will continue in force until or unless the Parties terminate the Agreement in writing.

SECTION 20 – NON-APPROPRIATION CLAUSE

Nothing in this agreement shall obligate any party to expend monies if there are insufficient or other lack of funds lawfully appropriated by their respective legislative bodies for performance under this Agreement.

SIGNATURES

Mayor – Fairbanks North Star Borough

Date

Mayor – City of Fairbanks

Date

Mayor – City of North Pole

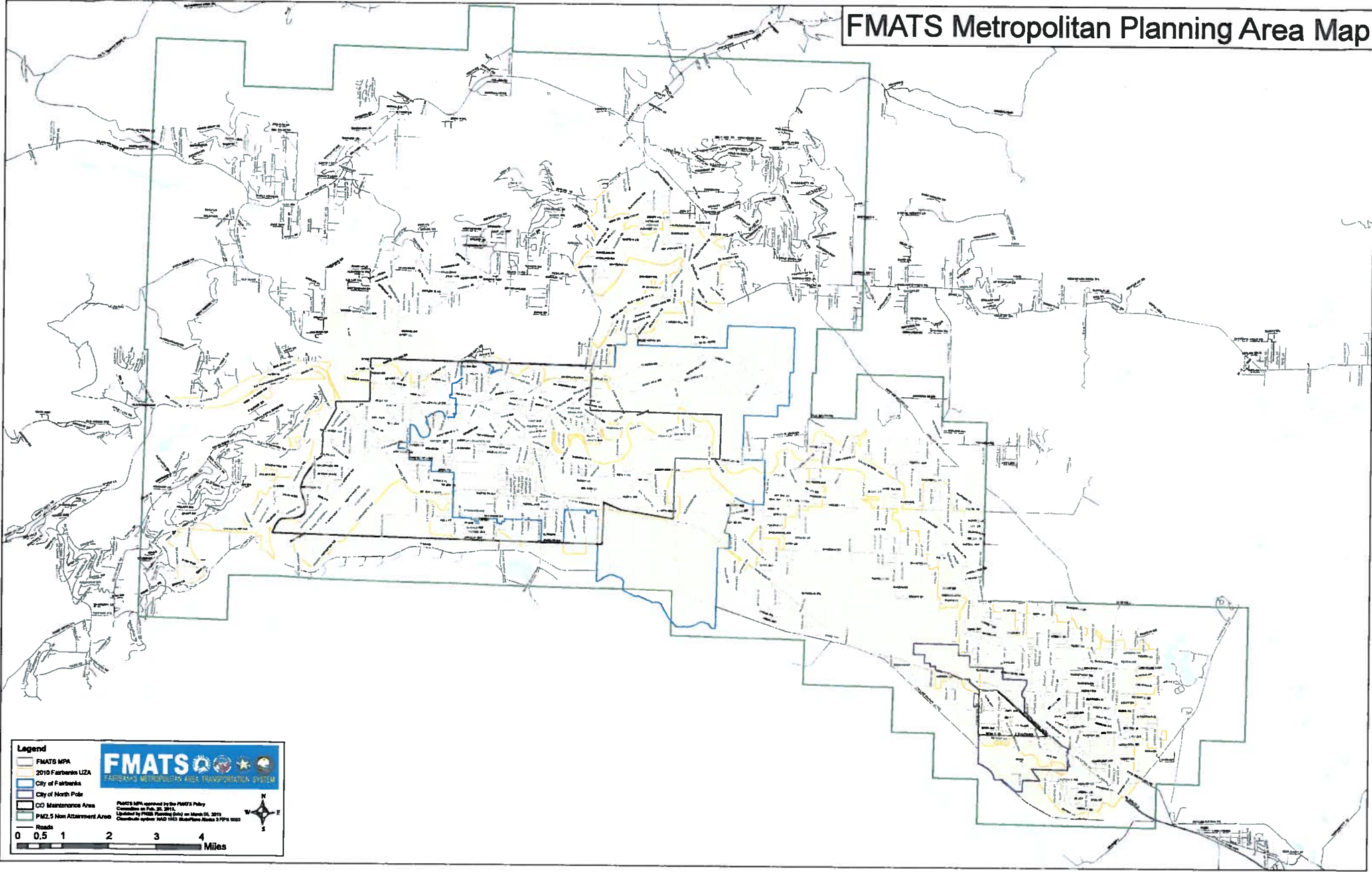
Date

Governor – State of Alaska

Date

Attachment #1
FAST Planning Metropolitan Planning Area Map

FMATS Metropolitan Planning Area Map



Legend

- FMATS MPA
- 2010 Fairbanks LZA
- City of Fairbanks
- City of North Pole
- CD Maintenance Area
- PM2.5 Non Attainment Area
- Roads

FMATS
FAIRBANKS METROPOLITAN AREA TRANSPORTATION SYSTEM

FMATS MPA approved by the FMATS Policy Committee on Feb. 28, 2017.
Identified by PM2.5 Planning Study on March 05, 2019.
Coordinates system: NAD 1983 StatePlane Alaska 3 FPM 1025

0 0.5 1 2 3 4 Miles



City of Fairbanks

City Mayor's Office-Human Resources

800 Cushman Street
Fairbanks, AK 99701

Phone (907) 459-6780
Fax (907) 459-6731

Memorandum

To: Fairbanks City Council

From: Angela Foster-Snow, Human Resources Director

Through: Jim Matherly, Mayor
Eric Jewkes, Fairbanks Police Chief
Carmen Randle, CFO

Subject: Chris Zenyuch, Police Officer/ Lateral Incentive

Date: January 11, 2019

RE: Acknowledgement of Payment

Dear Council,

Congratulations to Officer Chris Zenyuch for his completion of the Fairbanks Police Department Hiring and FTO Process. Officer Zenyuch is awarded the \$20,000.00 one-time "Sign- on Bonus" for a lateral hire within the Fairbanks Police Department as per Ordinance No. 6050. Officer Zenyuch completed his Field Training Requirement on November 24, 2018.

This Ordinance No. 6050; SECTION 1 allowed for a \$20,000.00 bonus for "an applicant who is a certified police officer in the State of Alaska or is able to meet Alaska Police Standards Council (APSC) certification standards without attending a basic officer academy will be paid a \$20,000 "sign-on bonus" in their first paycheck, subject to the payback provisions specified in the attached "Sign- on Bonus Agreement".

Thank you to Officer Zenyuch for his dedication and commitment to the Fairbanks Police Department. We look forward to many years of exceptional service.

City of Fairbanks



MEMORANDUM

To: City Council Members
From: Jim Matherly, City Mayor
Subject: Request for Concurrence — Chena Riverfront Commission
Date: January 24, 2019

Mr. Ben Jaffa, a City-appointed member of the Joint City/Borough Chena Riverfront Commission, recently resigned his position on the Commission. Mr. Gregory Barker has applied to serve on the Commission and meets the requirements for service. I hereby request your concurrence to the following appointment:

Mr. Gregory Barker Term to Expire: December 31, 2021

Thank you.

dds/

Profile

Gregory

First Name

Barker

Last Name

Email Address

Street Address

Suite or Apt

Fairbanks

City

AK

State

Postal Code

Mailing Address

Are you a City of Fairbanks resident? *

Yes

Mobile:

Primary Phone

Home:

Alternate Phone

HC Contractors, Inc.

Employer

EHS Manager

Job Title

Which Boards would you like to apply for?

Joint FNSB - Chena Riverfront Commission: Submitted

Interests and Experiences

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

I think being in the construction field, and being a Storm Water Manager, I can add a different perspective to questions.

Please provide a brief personal biography in the space below, or attach a resume.

I am a 50 year old man, who has been involved in Environmental and Safety for a construction company in the interior for the last 5 years. I am their Storm Water Manager, and have quite a bit of experience with near river work, as well as river bank work, and restoration

Upload a Resume

List any professional licenses or training you believe are relevant to the seat you are applying for.

AK-CESCL card holder



January 8, 2019

Mayor Jim Matherly and
Fairbanks City Council Members
800 Cushman Street
Fairbanks, AK 99701

RE: Communications between the City Council and the Fairbanks Diversity Council

Dear Mayor Matherly and Fairbanks City Council members,


The Fairbanks Diversity Council has noted with concern the multi-year contract approved by the Fairbanks City Council to create a television program depicting the daily professional and personal activities of the officers of the Fairbanks Police Department.

Our body is responsible for providing a citizens' forum, serving as a diversity advisory board to the City Council, and addressing the community's concerns in the areas of employment, public accommodations, police policies, transportation, housing, public awareness and sensitivity, and other such subjects as they affect diverse populations within our community.

We believe it may reasonably be anticipated that this television show, if produced, might strongly influence opinions about Fairbanks and its residents as broadly as at the national level, influencing perceptions of Fairbanks' residents and of Fairbanks as a place to live, work, and visit. This may impact vulnerable populations within the community, and it may impact sectors such as the tourism industry in unanticipated ways.

Our understanding is that the contract was negotiated in good faith as a recruitment tool for the Police Department, and that the City Council was not aware of the negotiations until a late date. Our position is that a policy or protocol should be put in place to ensure early and adequate consultation with the City Council and the Diversity Council on projects undertaken by the City or Departments of the City that may reasonably be anticipated to impact the reputation and well-being of the City and its diverse residents.

On Behalf of the Fairbanks Diversity Council,


Montean Jackson, FDC Vice Chair



RESOLUTION NO. 2019-01, AS AMENDED

A RESOLUTION BY THE FAIRBANKS DIVERSITY COUNCIL URGING THE FAIRBANKS CITY COUNCIL TO PASS CITY ORDINANCE 6093 PERTAINING TO PROTECTION AGAINST DISCRIMINATION ON THE BASIS OF RACE, COLOR, AGE, RELIGION, SEX, FAMILIAL STATUS, DISABILITY, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, AND NATIONAL ORIGIN.

WHEREAS, in 2015 the Fairbanks Diversity Council made a recommendation to the City Council to adopt a resolution in support of state-wide legislation to include sexual orientation, gender identity, and gender expression as protected classes on a state level, stating that “the Fairbanks Diversity Council feels that the proposed change to house bill 42 further protecting Alaskans from being discriminated against specifically because of ‘sexual orientation, gender identity, or expression’ is appropriate and is in harmony with the purpose and mission of the Fairbanks Diversity Council.” **The City Council adopted this resolution on the recommendation of the Fairbanks Diversity Council; and**

WHEREAS, it is our understanding that no City Ordinance can abridge any state or federal constitutional protections for freedom of religion and that existing federal law strongly protects the rights of religious institutions in this regard. Related case law shows that religious schools are also protected as instruments of the church.

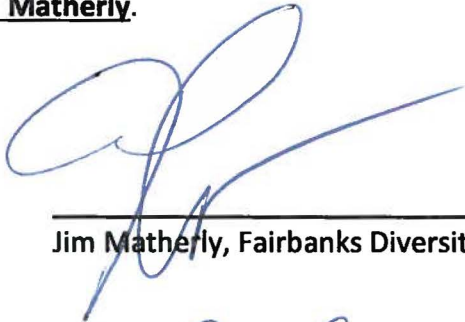
NOW, THEREFORE, BE IT RESOLVED that the Fairbanks Diversity Council strongly supports passage of City Ordinance 6093 in a form that offers protections in our community for the following classes; race, color, age, religion, sex, familial status, disability, sexual orientation, gender identity, gender expression, and national origin. The Fairbanks Diversity Council recommends **removing** the wording following section 1-22 (b) 4 of the Ordinance, which states “additionally, nothing in this chapter shall abridge the rights of a religious institution that has beliefs in conflict with provisions of this chapter”. ~~Although it is the recommendation of the Diversity Council to remove the section with no amendment, we would be open to the following wording, asserting Constitutional law: “Nothing in this chapter shall abridge any state or federal constitutional protections for freedom of religion.”~~

BE IT FURTHER RESOLVED that the Fairbanks Diversity Council recommends that the definition of “employer” in Ordinance No. 6093, as Amended, be amended by changing the number of employees from 15 to 4.


On a final note, some statements and actions at the December 10th City Council meeting gave us pause. All our neighbors should feel welcome and safe at Fairbanks City Council meetings.

In the future, we trust that the City Council will employ strategies to encourage community members to express themselves through respectful dialogue, appropriate content, and civil behavior at public meetings.

PASSED and APPROVED this 8th day of January 2019 by the Fairbanks Diversity Council in the presence of non-voting, ex-officio members, City Council Member June Rogers and Mayor Jim Matherly.

Signed: 

Jim Matherly, Fairbanks Diversity Council Chair

Attest: 

D. Danyielle Snider, CMC, City Clerk



HOTEL/MOTEL DISCRETIONARY FUND COMMITTEE
 MINUTES – DECEMBER 6, 2018, 12:00 PM
 FAIRBANKS CITY COUNCIL CHAMBERS
 800 CUSHMAN STREET, FAIRBANKS, ALASKA



The Hotel-Motel Discretionary Fund Committee convened at 12:00 p.m. on the above date to conduct a Distribution Meeting at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Council Member June Rogers (Seat F) presiding and with the following members in attendance:

Members Present: Kathryn Fitzgerald, Seat A
 Ron Woolf, Seat B
 John Nobles, Seat C
 John Kohler, Jr., Seat D
 Jim Soileau, Seat E

Absent: None

Also Present: D. Danyielle Snider, City Clerk
 Diana Hebel, Deputy City Clerk I
 Carrie Peterson, Grants Administrator
 Margarita Bell, City Controller

APPROVAL OF MEETING MINUTES

a) Regular Meeting Minutes of December 4, 2018

Ms. Fitzgerald, seconded by **Mr. Kohler**, moved to APPROVE the Regular Meeting Minutes of December 4, 2018.

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

NEW BUSINESS

a) Announcement of Discretionary Fund Awards for 2019 Distribution

Each member read their individual allocations into the record; Ms. Bell verified that the numbers match the allocations members sent to her. She distributed the allocation sheets, and the distribution of funds was as follows:

Name of Organization	Award Amount
Fairbanks Youth Litter Patrol, Inc.	\$10000
Alaska International Senior Games, Inc.	\$10250
Alaska Dog Musers Association	\$12917

Fairbanks Racing Lions Club, Inc.	\$3950
The World Eskimo-Indian Olympics, Inc.	\$15167
Fairbanks Community Band	\$5750
Tanana-Yukon Historical Society	\$8450
Fairbanks Youth Soccer Association	\$9092
Fairbanks Curling Club	\$5900
I.C.E. Alaska	\$25500
Pioneer Memorial Park, Inc.	\$10567
Tanana Valley State Fair Association	\$11450
Festival Fairbanks, Inc.	\$24083
Clay Street Cemetery Commission	\$7267
University of Alaska Museum of the North	\$3500
Fairbanks Community Museum	\$12550
Literacy Council of Alaska	\$3933
Christmas in Ice	\$6017
Alaska Songbird Institute	\$3833
Alaska Goldpanner Baseball, Inc.	\$10408
Fairbanks Arts Association	\$69416
TOTAL	\$270,000.00

Chair Rogers announced the Committee's recommended allocations to each organization. She informed everyone that the awards are scheduled to be approved by the City Council on January 7, 2019 at the Regular City Council Meeting.

NEXT MEETING (WRAP-UP)

Chair Rogers explained the purpose of the wrap-up meeting. Members considered various dates in January for the wrap-up meeting. The Committee decided to schedule the wrap-up meeting for Wednesday, January 9, 2019 at 5:30 p.m. **Chair Rogers** invited everyone to attend.

Chair Rogers opened Public Testimony.

Karen Lane – Ms. Lane gave positive comments on the new logo.

Julie Jones – Ms. Jones thanked Margarita Bell for her work in helping improve the application. She stated that the Committee is doing a great job.

John Lohrke – Mr. Lohrke thanked the Committee and commented on how easy the application is to complete.

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

Ms. Fitzgerald stated that the logo is a little fuzzy, and she would like to work on it. She spoke to the improvements to the application within the last few years. She discussed how painful it is to have to eliminate applicants from consideration but stated that the process has to be fair.

Mr. Woolf thanked the organizations; he stated that he saw many familiar faces in the audience. He stated that it is an honor to serve, and he commended Ms. Rogers for doing a great job chairing the Committee.

Ms. Rogers stated things can always improve. She stated that she would ask the Clerk to create name/place cards for each member for the next meeting.

Ms. Fitzgerald spoke to the small-town familiarity between members and applicants.

Mr. Kohler stated that Fairbanks is unique in that non-profits drive so many activities and programs. He stated that everyone has a skin in the game.

Ms. Rogers stated that she does a lot of state-wide advocacy, and she is often asked how Fairbanks came to grant discretionary funds to organizations in the community. She stated that things get done in Fairbanks through collaboration.

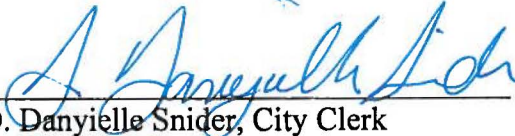
Ms. Fitzgerald stated that the grant was first started with two applicants in 1981, and she was one of the applicants. She explained that at that time the City Council was the body to consider applications. She stated that things have grown and changed into the process that exists today, and she explained more about the history of the process. She indicated that she would like to see the grant amount of \$270,000 increased.

ADJOURNMENT

Mr. Soileau, seconded by **Ms. Fitzgerald**, moved to ADJOURN the meeting.

Chair Rogers called for objection and, hearing none, declared the meeting ADJOURNED at 12:28 p.m.


June Rogers, Chair


D. Danyielle Snider, City Clerk

Transcribed by: DS



FAIRBANKS DIVERSITY COUNCIL
REGULAR MEETING MINUTES
DECEMBER 11, 2018 – 5:30 P.M.
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA



The **Fairbanks Diversity Council (FDC)** 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 Vice Chair Jackson (Seat C) presiding and with the following members in attendance:

Members Present:

Juanita Webb, Seat D	Rita Davis, Seat L
David Rucker, Seat G	Jeff Walters, Seat M
Rosalind Kan, Seat H (in 5:41, out 7:00)	Kelvin Lee, Seat O (telephonic)
Stephen Greenlaw, Seat I	Angela Foster-Snow, HR Director
Douglas Toelle, Seat J	June Rogers, Councilmember
Sara Harriger, Seat K (left at 7:44)	

Members Absent:

Zee Nace, Seat A (excused)	Svetlana Nuss, Seat F
Lisa Slayton, Seat B	Vacant, Seat N
Vacant, Seat E	Jim Matherly, Mayor/Chair

Also Present: D. Danyielle Snider, City Clerk Mike Meeks, Chief of Staff

CALL TO ORDER & READING OF THE FDC MISSION STATEMENT

Vice Chair Jackson asked Ms. Harriger to read the FDC mission statement.

PLEDGE OF ALLEGIANCE

Vice Chair Jackson led the group in the Pledge of Allegiance.

APPROVAL OF AGENDA

Ms. Webb, seconded by **Ms. Davis**, moved to APPROVE the agenda.

Vice Chair Jackson called for objection to APPROVING the Agenda and, hearing none, so ORDERED.

CITIZENS' COMMENTS (Limited to 3 Minutes)

Frank Turney, 329 6th Avenue, Fairbanks – Mr. Turney stated that he appreciated the roundtable discussion the FDC had a while back. In regard to City of Fairbanks Ordinance No. 6093, Mr. Turney stated that he is a strong believer in religious liberties, and that is what the Bill of Rights is all about. He stated that people need to be educated on the importance of the Bill of Rights. Mr. Turney stated that the ordinance is a lawyer's dream for litigation and lawsuits. He stated, however, that he supports the ordinance as it was amended.

Heather Koponen – Ms. Koponen stated that she is a member of the Alaska Peace Center (APC), and she read the organization's mission statement which is about peace, justice, and sustainability.

She stated that the organization's mission includes diversity as a justice issue. Ms. Koponen stated that the APC puts on various activities including samplings, potlucks, movies, the Peace Feast, a booth at Tanana Valley State Fair, and other activities. She stated that the APC website is www.alaskapeace.org, and the organization was incorporated in 2005.

In response to questions from FDC members about the APC's involvement in jury issues, Ms. Koponen stated that the APC showcased the Fairbanks Youth Court at a monthly potluck last winter. She stated that the APC is not involved in the jury system but that the group could entertain the issue at their January meeting. Mr. Turney was asked to send Ms. Koponen more information.

Ms. Harriger asked Ms. Koponen to speak about what she sees as the APC's most pressing diversity issues in the Fairbanks community. Ms. Koponen stated that the APC is currently looking at the Doctrine of Discovery. She stated that with the APC's weekly news brief, they report on various issues that come to their attention. She stated that they have been focused on Native Alaskan issues, but all issues are connected.

Ms. Rogers asked what sustainability means in the APC context. Ms. Koponen stated that it is open to interpretation and has not been defined in the APC bylaws or mission statement. She stated that they address it in the context of environmental sustainability through local resources.

Mr. Greenlaw asked whether the APC puts on non-violence workshops. Ms. Koponen stated that there will be a workshop in January, but she does not have the dates yet. She stated that the "Alternatives to Violence" project is an international project, and it is usually a Friday through Sunday workshop for schools, prisons, or anyone who is interested.

Ms. Kan commented on the many activities the APC is involved in, and she asked how the APC reaches people to volunteer. Ms. Koponen stated that people are welcome to attend APC board meetings and join the APC listserv. She stated that board member elections happen in April. She stated that the APC publicizes through its website, the radio, and in newspapers and flyers. She introduced the other board members present.

Mia Genaux – Ms. Genaux stated that she is with the local Quakers and is a member of the APC. She invited an FDC rep to attend the Peace Feast in June, and she listed other organizations who have attended and presented at the event. In terms of sustainability, she stated that the APC pays attention to local food production. She stated that nearly 100 years ago, the community was producing almost 100% of what it needed. She shared that the workshop on alternatives to violence would take place January 11-13, 2019.

Vice Chair Jackson asked about partnering with local co-ops and the University of Alaska Fairbanks (UAF) to meet sustainability goals. Ms. Genaux stated that the APC supports local food production and is not a producer. She stated the APC supplies information to support food production. She stated that the APC has had affiliates who were involved with UAF.

Mr. Rucker asked about the Peace Feast. Ms. Genaux stated that the event typically occurs the first Saturday in June. She referenced the handout given to FDC members in regard to the event.

Hayden Nevill – Mr. Nevill thanked the FDC for their work and expressed disappointment that the Mayor was not present. He stated that he is with the Gender Pioneers and commented that Council

Member Ottersten did a great job with Ordinance No. 6093. He asked the FDC to take a look at the religious language that was added to make sure it ensures LGBTQ protection, and he stated that religion is already covered by federal law. He commented that Christianity has been used to argue both sides of slavery, rights to vote, and other issues. He indicated that he would like to see the religious exemption language removed from the ordinance, and he listed referenced several statements made at the City Council meeting that were untrue.

Mr. Walters asked Mr. Nevill to elaborate on the reason for adding the religious exemption language if it is redundant with federal law. Mr. Nevill stated that he is a veterinarian by trade, and Ms. Ottersten has a much better understanding of the law. He stated he has learned that when religious exemptions are added to law, it leads to “squishy” law and increases the chance of lawsuits. He stated the original ordinance was fine and that the law was made weaker by adding the religious exemption language. He indicated that there may be better language to use. He stated that some people in Fairbanks are unable to get medication, employment, and housing, and he would like to see Fairbanks pass the best law it can to protect the people in the community.

Ms. Rogers stated that she believes the Council postponed the ordinance in order to make it better. She stated that there are work sessions scheduled for January 8-10 to work on the ordinance and to have more discussion. Mr. Nevill stated that it would have been much less damaging to the LGBTQ community if they had known in advance that it may be postponed. He spoke to the damaging testimony that was given at the ordinance’s public hearing and stated that there are many who are hurting because the ordinance did not pass.

Mr. Rucker stated that under most state and federal law, the protection for the LGBTQ community is not actually in the law, but in the interpretation of the law. He stated that he is happy to see that cities and states are addressing the issue. Mr. Nevill stated that he would like the FDC to take a look at the ordinance and give its recommendation. He stated that exclusions are based on fear and that folks have created a lie that transgender people are predators.

Ms. Harriger pointed out that the community often relies on religious organizations to help provide social services. She stated that the ordinance not only addresses the LGBTQ community, it addresses race, color, and more. She wondered whether religious exemptions apply to other areas. **Mr. Toelle** stated that it does, as churches are not required to be accessible. **Mr. Rucker** stated that Title 1 of the ADA is lacking in those respects. He cautioned everyone to keep in mind that exemptions are put in place by the court system, and if the courts change their stance it is good to have something in place at the local and state levels.

Mr. Walters stated that Anchorage, Sitka, and Juneau have similar ordinances, and he asked how long they have been in effect and whether any litigation has resulted from the ordinances. Mr. Nevill stated that they are not a litigious group of people. He commented that the ordinance would be a tool to let others know that our City does not tolerate discrimination. He stated that Sitka’s ordinance was adopted last year, and the Juneau and Anchorage ordinances were adopted within the last two years.

Ms. Rogers stated that she would appreciate if Mr. Nevill could attend the next Housing and Homeless Coalition meeting to offer his point of view.

Mr. Toelle stated that disability laws were passed 28 years ago, and he still has a fulltime job to enforce those laws.

Mr. Rucker indicated that the ordinance is a big leap in the right direction and that things can be fixed along the way. He thanked everyone who came forward to give testimony to the Council and stated that it takes courage to speak about difficult issues.

Mr. Walters stated that the City Council will take up the ordinance again on February 25, 2019.

Sine Anahita – Ms. Anahita stated that she testified at the City Council meeting and that she would like to see a more visible police presence of police at those types of meetings.

Mike Meeks, City of Fairbanks Chief of Staff – Mr. Meeks stated that Chief Jewkes attended the City Council meeting, and there were a few people he was keeping his eye on. He stated he feels that the City was ready in case something happened, and the Chief did speak with some people about remaining calm. He stated that the City Council gave City staff homework in regard to the ordinance, and the FDC can help. He stated that the Council has requested to hear from people in the housing industry, the human resources field, and the field of law.

Hearing no more requests for comment, **Vice Chair Jackson** declared Citizens' Comments closed.

CALENDAR OF EVENTS

There were no items discussed under Calendar of Events.

APPROVAL OF PREVIOUS MINUTES

- a) Regular Meeting Minutes of September 11, 2018
- b) Regular Meeting Minutes of October 16, 2018

Mr. Toelle, seconded by **Mr. Walters**, moved to APPROVE both sets of Meeting Minutes.

Vice Chair Jackson called for objection to APPROVING both sets of Meeting Minutes and, hearing none, so ORDERED.

HUMAN RESOURCES REPORT

Ms. Foster-Snow stated that there are many openings at the Fairbanks Police Department (FPD). She shared that the Dispatch Manager position was recently filled internally by Mayor Matherly. She stated that there is an Accounts Payable position open in the Finance Department, and it is currently being advertised through the union. She stated that she needs a volunteer from the FDC to serve on the hiring panel December 19 for a Senior Driver position at the Fairbanks Fire Department (FFD). 8:30 – 1 p.m. **Mr. Walters** stated that he has served on hiring panels, and he encouraged everyone to participate.

Vice Chair Jackson stated that she requested information previously in regard to sexual assault cases closed at FPD, and she would like to see a breakdown by ethnicity, gender, etc. She asked

about FPD follow-up in those cases and stated that she would also like to know what will happen with the Community Services Patrol and the FPD in the coming year. She commented on the number of sirens she hears in her neighborhood. **Ms. Foster-Snow** stated that Mr. Meeks is now managing the Emergency Services Patrol (ESP).

Mr. Meeks stated that the Council recently held a work session to discuss the future of the ESP contract. He stated that the City is on track to receive 6,000 calls in 2019. He stated he has plenty of charts and data he could provide, and he stated that calls and transports continue to increase. He spoke to the funding sources for the ESP and shared that the City has asked the State legislature for funding in its resolution regarding 2019 capital and legislative priorities.

Ms. Foster-Snow stated that she would see if FPD and the Fairbanks Emergency Communications Center (FECC) could help in regard to Vice Chair Jackson's request for sexual assault statistics. **Ms. Davis** requested that cold case data be added to that request.

DIVERSITY TOPIC OF THE MONTH

Vice Chair Jackson referenced the ideas FDC members provided at an FDC work session earlier in the year. She stated that she would like the FDC to make a list of diversity topics of the month for the year so that everyone gets a chance to be heard. She indicated that it should be a group decision, not just one person. **Ms. Foster-Snow** stated that the sheets from that work session are hanging in her office and that maybe a list could be compiled before the next meeting so the group could vote on topics.

Members briefly discussed diversity topics of the month and how best to fit them in with the goals of the FDC. **Ms. Rogers** stated that the FDC needs to keep in mind its working relationship with the Borough. She indicated that there is a need for a formal approach on reporting to the Borough.

NEW BUSINESS

- a) Diversity Council Input on City Council Action Items
 - i) Resolution No. 4846

Vice Chair Jackson stated that the FDC is an advisory group to the City Council. She stated that Resolution No. 4846 was brought before City Council and was passed without input or solicitation for input of the FDC.. She expressed concern me that the FDC did not have an opportunity to provide its input on an issue that would have such an impact to the Fairbanks community. She expressed concern with the timeline, oversight, and length of the contract and with whether the City Council had enough information.

Ms. Harriger stated that her understanding is that the City Council did not have much time to consider the resolution and that Chief Jewkes will have five days to review content before it is put into production. She stated she understands that he only has oversight over that which pertains to City employees, not others involved. She stated that she would like to see the City release a statement about the intent of the show. She commented that it is too late to change the contract, but there could be more transparency; she added that she would like to know what has been filmed so far and what the production schedule is.

Mr. Meeks agreed that the process was hurried. He stated that attorneys from the City and Engel Entertainment were going back and forth with language, and it came down to now or not at all. He stated that the City's intent in entering the contract was to increase recruitment. He stated that no filming has been done yet, and there is no schedule set.

Ms. Harriger stated that it may help to release more information about the intent of the show to the public. She asked whether the Council's advice was sought in advance of introducing the resolution. Mr. Meeks replied that the meeting agenda had been sent to the City Council four days in advance of the meeting.

Vice Chair Jackson stated that the contract might not seem like a big deal to a big dog, but it is a huge deal for the disadvantaged in the community.

Mr. Walters stated that the FDC has not been submitting much to the City Council. He stated that he would be willing to work on the issue before the next meeting. He suggested that a letter be drafted for FDC review stating the concerns of the body with some possible recommendations.

Ms. Harriger, seconded by **Mr. Walters**, moved to recommend that the City Council assign a member of the FDC to accompany Chief Jewkes in the review of the video material for Engel Entertainment.

With the concurrence of the Second, **Ms. Harriger** amended the above motion to add that the FDC convene a subcommittee to draft a recommendation to the City Council to consider ways to formalize consultation with the FDC prior to engaging in a contracts similar to the contract under discussion.

Ms. Harriger, with the concurrence of the Second, moved to WITHDRAW the motion.

Vice Chair Jackson stated that she would like to see more than one person to review with Chief Jewkes or create a review panel. **Ms. Webb** suggested that the FDC look at ways to prevent something like this from happening again. **Ms. Harriger** stated that the review process is for the purpose of protecting City employees, not necessarily members of the public, and that an FDC presence on the review panel may only be symbolic.

Ms. Rogers stated that she is the only Council Member who voted against the resolution, and she indicated that bully tactics were used by the company.

Mr. Greenlaw asked about the company's background and credibility. **Ms. Harriger** stated she heard from a reliable source that the company is credible, but they have no history in Fairbanks.

Mr. Toelle stated that he spoke with the man in charge of the Alaska State Troopers film contract which had the same purpose of recruitment. He stated that it did not end up being a good recruitment tool, and there was no value in it. **Ms. Webb** stated that in her experience these types of shows can create a financial burden for a community.

Vice Chair Jackson spoke to having two documents prepared for review at the next meeting: one to address the FDC's concerns with the contract and a possible review panel and another document

to address the communication between the City Council and the FDC. **Ms. Foster-Snow** suggested that the Education/Outreach Committee take up the task at its next meeting. No members objected to the suggestion, and the Education/Outreach Committee was tasked with drafting documents to bring back to the FDC for review at the January meeting.

ii) Ordinance No. 6093

Kathy Ottersten – Ms. Ottersten stated that the City Council will hold three consecutive mornings in January in regard to the ordinance, and those meetings are open to the public. She stated that the Council will determine whether more public input is needed after those work sessions. She stated that she did not leave the City Council meeting feeling discouraged, but she felt as though she had a lot more information. Ms. Ottersten stated that it is important to find ways to include state and federal law references into the ordinance, and she stated that she made a mistake by not understanding the mistrust people have for the courts.

Mr. Nevill stated that the two things Mayor Matherly asked for was that the City Council have more time to review the ordinance and that the FDC have an opportunity to look at the ordinance.

Ms. Ottersten stated she believes the ordinance will go through an evolution and commented that it is a community engagement. She spoke to the large number of emails she received in regard to the ordinance and stated that she read each of them carefully. She stated that the Council Meeting the previous night reflected exactly what the Fairbanks community is.

Mr. Rucker pointed out that the ordinance has nothing built in for City enforcement, so the only remedy for discrimination at the local level is the court. Ms. Ottersten stated that she considered City resources, and the ordinance is more of a statement of community values versus law. She expressed her belief that nearly all the problems that arise could be resolved outside the court.

Mr. Walters expressed hope that other groups and organizations such as Access Alaska and the NAACP could weigh in on the ordinance before the February 25 City Council meeting. **Mr. Greenlaw** asked whether the FDC could write a letter to Mayor Matherly in regard to Ordinance No. 6093. **Vice Chair Jackson** stated that she hoped the Accessibility Committee could draft a letter to the City Council in support of the ordinance. It was decided that the Accessibility Committee would draft a letter of recommendation to the City Council in regard to Ordinance No. 6093 for the FDC to review at their January meeting.

Ms. Rogers pointed out that although the Mayor is not present, he is the FDC Chair. She stated that the FDC needs to remember that in its written communications to the City Council.

Clerk Snider stated that the FDC had lost quorum as Mr. Lee was no longer on the telephone.

FDC MEMBERS' COMMENTS

Mr. Greenlaw stated that although he did not attend the City Council meeting, he listened in and was deeply disturbed by the homophobic, transphobic, bigoted comments. He expressed hope that those comments were a minority and that it was not the Fairbanks he had come to love. **Mr. Greenlaw** stated that he does not believe the Mayor gave the same fair consideration of time for the TV show resolution as he did for the equal rights ordinance.

Ms. Davis stated that there was good discussion at the meeting. She spoke to doing better in 2019 and wished everyone a Merry Christmas.

Ms. Webb questioned why Mayor Matherly is absent. She expressed interest in getting the Policies and Procedures Committee started again. She asked Mr. Toelle to send out a reminder prior to the Accessibility Committee Meeting, and she wished everyone happy holidays. She shared that she would be out of town from January 7 through March 1.

Ms. Foster-Snow wished everyone happy holidays.

Mr. Toelle commented that he would be out of town in January and is cancelling the January Accessibility Committee meeting. He agreed with Mr. Greenlaw in that he does not understand the discrepancy in how the Mayor sought or did not seek the input of the FDC. He stated that he was encouraged by Ms. Ottersten, and he wished everyone happy holidays. He stated that he would not be able to attend the January meeting.

Mr. Rucker stated that in regard to the equality ordinance, people fixate on the LGBTQ portion of it; he commented that he looks at it like the next logical step in civil rights. He stated that he sees the minds and hearts of people being changed, but it is a slow and steady process. He stated that he has seen dramatic changes in the workplace over the past 20 years and that the ordinance is the next step. He stated that the ordinance is extremely inclusive.

Ms. Rogers stated that she enjoys listening to Mr. Rucker, and she is glad he is a member of the FDC. She spoke about the love she felt in the room at the City Council meeting the previous night, and she stated that people are responsible for each other. She spoke to the simple gesture of saying hello to someone on the street and commented that it is outrageous to walk by another human being and not acknowledge them with a hello. **Ms. Rogers** spoke about the fear that many have mentioned throughout the meeting, and she stated that she does not understand it. She shared a personal experience and spoke to the importance of embracing others and to the value of discussion. She stated that she views the work ahead as necessary to embrace those people who represent themselves in a way that is difficult to embrace.

Mr. Walters mentioned the wonderful International Friendship Day event; he stated that he and a few other FDC members attended the event. He stated that he would be interested to know whether there was negative feedback following the school board meeting where they addressed the LGBTQ issue. He spoke about future FDC agenda items and stated that he would like the City Attorney to make an Open Meetings Act (OMA) presentation to the FDC in February or March. **Mr. Walters** spoke to the FDC mission statement and to the Diversity Action Plan (DAP). He shared that the local Parents, Families, and Friends of Lesbians and Gays (PFLAG) organization met in November and it was a good meeting. He thanked Ms. Ottersten for bringing the equal rights ordinance forward and for taking the heat at the City Council meeting. He wished everyone happy holidays.

Mr. Meeks stated that the Mayor is the father of young children, and he is not present because he needed to be "Dad."

Vice Chair Jackson stated that the evening's conversation was stimulating and is what the FDC is all about. She commented that when one group or individual is hurting, everyone is hurting.

She spoke to the richness of the Fairbanks community and stated that she could not think of a better place to live. She spoke to the importance of uplifting others and planting seeds of change. She reminded everyone of the dates of the upcoming committee meetings, and she wished everyone a Merry Christmas.

MEETING DATES

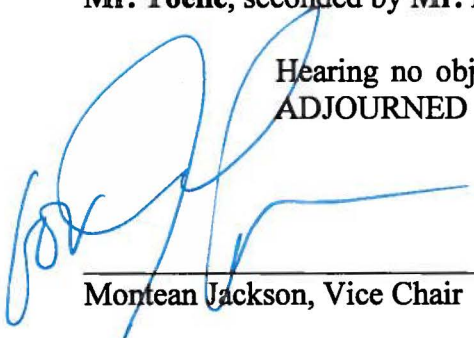
The next Regular Meeting of the FDC is scheduled for Tuesday January 8, 2019.

Ms. Rogers thanked Vice Chair Jackson for the lengthy meeting and stated that the agenda is far more important than time restraints.

ADJOURNMENT

Mr. Toelle, seconded by **Mr. Rucker**, moved to ADJOURN the meeting.

Hearing no objection, **Vice Chair Jackson** declared the meeting
ADJOURNED at 8:18 p.m.



Montean Jackson, Vice Chair





D. Danyielle Snider, CMC, City Clerk

Transcribed by: DS



MEMORANDUM

TO: Mayor Jim Matherly
City Council Members

FROM: Paul Ewers, City Attorney 
D. Danyielle Snider, CMC, City Clerk 

SUBJECT: February Work Sessions on Ordinance No. 6093, as Amended

DATE: January 24, 2019

The Council needs to make a final decision on the dates and agenda for the proposed work sessions on Ordinance No. 6093, tentatively set for the week of February 4. There have been numerous inquiries as to the format of these work sessions, and it is important that the sessions are properly noticed.

At the last work session on Ordinance No. 6093 on Thursday, January 10, the Council discussed scheduling additional work sessions during the first week of February. The suggested dates were Monday, Wednesday, and Thursday, February 4, 6, and 7. There was brief discussion on the format of those meetings, but no final decision was made.

A suggestion was made at the January 10 work session to schedule two work sessions for council discussion, with the third session reserved for public comment. It should be noted that holding public comment during a morning work session limits the time to just one hour.

An alternative to scheduling public comments at a 7:00 a.m. work session is scheduling public comments during the regular council meeting on February 25. There are no work sessions scheduled for that meeting, so the Council could use the 5:30 to 6:30 time slot for public comments. It could also allow additional time for comments, for those who did not get a chance to speak during the 5:30 to 6:30 time slot, when the ordinance comes up on the regular agenda at that February 25 meeting.

There was also some discussion at the last work session on the ordinance about introducing a proposed substitute version of the ordinance for the public to review prior to the February 25 meeting. If this is the Council's intent, it may be advisable to hold off on a public hearing until the changes are in writing and the public has been given the opportunity to review the proposed changes.