



FAIRBANKS CITY COUNCIL
AGENDA NO. 2019-10
REGULAR MEETING MAY 20, 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. Respectful 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

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

- a) Ordinance No. 6103, as Amended – An Ordinance Authorizing and Directing Retention for Public Purpose Upon Tax Foreclosure Lots 8 and 9, Block 3, Charles Slater Subdivision. Introduced by Mayor Matherly. POSTPONED from the Regular Meeting of May 13, 2019. SECOND READING AND PUBLIC HEARING.
- b) Ordinance No. 6106 – An Ordinance Amending the 2019 Operating and Capital Budgets for the Second Time. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- c) Ordinance No. 6107 – An Ordinance Amending Fairbanks General Code Chapter 26, Article II, Alarm System. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.

12. NEW BUSINESS

- *a) Resolution No. 4879 – A Resolution Authorizing Matching Funds and Execution of the Maintenance Agreement for the 5th Avenue Reconstruction Project. Introduced by Mayor Matherly.
- *b) Resolution No. 4880 – A Resolution Authorizing the City of Fairbanks to Accept Funds from the Alaska DOT&PF for the Alaska Transportation Alternative Grant Program. Introduced by Mayor Matherly.

13. DISCUSSION ITEMS (Information and Reports)

- a) Committee Reports

14. WRITTEN COMMUNICATIONS TO THE CITY COUNCIL

15. COUNCIL MEMBERS' COMMENTS
16. CITY CLERK'S REPORT
17. CITY ATTORNEY'S REPORT
18. EXECUTIVE SESSION
19. ADJOURNMENT

ORDINANCE NO. 6103, AS AMENDED

AN ORDINANCE AUTHORIZING AND DIRECTING RETENTION FOR PUBLIC PURPOSE UPON TAX FORECLOSURE ~~LOTS 1, 2, 3, AND 4, BLOCK 16, LEASURE 3 SUBDIVISION~~ AND LOTS 8 AND 9, BLOCK 3, CHARLES SLATER SUBDIVISION

WHEREAS, the real property taxes for the years 2016, 2017, and 2018 have not been paid for the parcels designated as ~~Lots 1, 2, 3, and 4, Block 16, Leasure 3 Subdivision~~ and Lots 8 and 9, Block 3, Charles Slater Subdivision; and

WHEREAS, the Fairbanks North Star Borough collects property taxes on behalf of the City and conducts the foreclosure process on behalf of the City; and

WHEREAS, under AS 29.45.460, municipalities have the right to retain properties for a public purpose or sell properties for the tax amounts due; and

WHEREAS, the administration has identified the above-referenced parcels as properties that should be retained for public purpose; and

~~———— **WHEREAS**, the four lots in Leasure 3 Subdivision are owned by Bighorn Enterprises, LLC; they are vacant lots bounded by 33rd Avenue, MacArthur Street, 34th Avenue, and Braddock Street and have been identified by the administration as potential sites for city snow storage and for drainage for 32nd, 33rd and 34th Avenues; and~~

WHEREAS, the two lots in Charles Slater Subdivision are owned by Rose Mary Johnson; they are vacant lots located on Minnie Street between Betty and Fulton Streets and have been identified by the administration as potential sites for the location of utilities as part of the Minnie Street upgrade; and

WHEREAS, to retain tax foreclosed properties for public purpose, the City must enact an ordinance authorizing the retention before the borough assembly's public hearing on tax foreclosures, tentatively scheduled for June 13, 2019.

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

SECTION 1. ~~That the City hereby exercises its right, as provided under AS 29.45.460, to retain for public purpose the following property owned by Bighorn Enterprises, LLC, P.O. Box 58095, Fairbanks, Alaska 99711, located at 33rd Avenue, MacArthur Street, 34th Avenue, and Braddock Street, Fairbanks, Alaska, identified for tax purposes as Parcel Accounts 0138134, 0426954, 0426962, and 0426971, and legally described as:~~

~~Lots 1, 2, 3, and 4, Block 16, Replat of the LEASURE SUBDIVISION, according to the plat filed October 2, 1985, as Plat No. 85-229, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.~~

SECTION 12. That the City hereby exercises its right, as provided under AS 29.45.460, to retain for public purpose the following property owned by Rose Mary Johnson, 4425 Burnhill Drive, Plano, Texas 75024-7324, located on Minnie Street between Betty and Fulton Streets, identified for tax purposes as Parcel Accounts 0060127 and 0060135, and legally described as:

Lots 8 and 9, Block 3 of the CHARLES SLATER HOMESTEAD SUBDIVISION, according to the plat filed September 1, 1950, as Instrument Number 120.116; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

SECTION 23. That the effective date of this Ordinance shall be the ____ day of May 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

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 6103

Abbreviated Title: ORDINANCE TO RETAIN TAX FORECLOSED PROPERTIES

Department(s): ENGINEERING

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:	PURCHASE COST
LOT 8 BLOCK 3 CHARLES SLATER (PAN 0060127)	\$3,254
LOT 9 BLOCK 3 CHARLES SLATER (PAN 0060135)	\$3,254
TOTAL	\$6,507

FUNDING SOURCE:	Total
CAPITAL FUND	\$6,507
	\$0
	\$0
TOTAL	\$6,507

The parcels will be used in conjunction with the Minnie Street Project. The cost shown for each parcel includes property taxes due for the years 2016-2018 and an estimate of the 2019 taxes to be levied based on the 2018 amount.

Reviewed by Finance Department: Initial mb Date 5/13/2019

CITY OF FAIRBANKS
FISCAL NOTE
PROPOSED SUBSTITUTE

I. REQUEST:

Ordinance or Resolution No: 6103

Abbreviated Title: ORDINANCE TO RETAIN TAX FORECLOSED PROPERTIES

Department(s): ENGINEERING

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:	PURCHASE COST
LOT 8 BLOCK 3 CHARLES SLATER (PAN 0060127)	\$4,619
LOT 9 BLOCK 3 CHARLES SLATER (PAN 0060135)	\$4,619
TOTAL	\$9,238

FUNDING SOURCE:	Total
CAPITAL FUND	\$9,238
TOTAL	\$9,238

The parcels will be used in conjunction with the Minnie Street Project. The cost shown for each parcel includes property taxes due for the years 2016-2018 and an estimate of the 2019 taxes to be levied based on the 2018 amount.

Reviewed by Finance Department: Initial mb Date 5/14/2019

Introduced By: Mayor Matherly
Finance Committee Meeting: May 7, 2019
Introduced: May 13, 2019

ORDINANCE NO. 6106

**AN ORDINANCE AMENDING THE 2019 OPERATING
AND CAPITAL BUDGETS FOR THE SECOND TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached fiscal note to amend the 2019 operating and capital budget.

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

SECTION 1. There is hereby appropriated to the 2019 General Fund and Capital Fund budgets the following sources of revenue and expenditures in the amounts indicated to the departments named for the purpose of conducting the business of the City of Fairbanks, Alaska, for the fiscal year commencing on January 1, 2019 and ending December 31, 2019 (see pages 2 and 3):

GENERAL FUND

REVENUE	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Taxes, (all sources)	\$ 21,706,047	\$ -	\$ 21,706,047
Charges for Services	5,386,902	-	5,386,902
Intergovernmental Revenues	1,278,659	-	1,278,659
Licenses & Permits	1,659,883	-	1,659,883
Fines, Forfeitures & Penalties	550,000	-	550,000
Interest & Penalties	215,500	-	215,500
Rental & Lease Income	139,835	-	139,835
Other Revenues	221,000	-	221,000
Other Financing Sources	2,141,580	-	2,141,580
Total revenue appropriation	<u>\$ 33,299,406</u>	<u>\$ -</u>	<u>\$ 33,299,406</u>
EXPENDITURES			
Mayor Department	\$ 648,124	\$ -	\$ 648,124
Office of the City Attorney	208,081	-	208,081
Office of the City Clerk	409,154	-	409,154
Finance Department	901,445	9,600	911,045
Information Technology	2,112,545	-	2,112,545
General Account	4,813,573	-	4,813,573
Police Department	6,715,446	-	6,715,446
Dispatch Center	2,552,684	-	2,552,684
Fire Department	6,779,108	25,000	6,804,108
Public Works Department	8,584,922	-	8,584,922
Engineering Department	781,242	-	781,242
Building Department	705,075	4,800	709,875
Total expenditure appropriation	<u>\$ 35,211,399</u>	<u>\$ 39,400</u>	<u>\$ 35,250,799</u>
Estimated general fund balance	\$ 8,755,918	\$ 3,434,115	\$ 12,190,033
Increase (Decrease) to fund balance	(1,911,993)	2,546,885	634,892
Encumbrance carryforward		(586,285)	(586,285)
Transfer to other funds		(2,000,000)	(2,000,000)
2019 estimated unassigned balance	<u>\$ 6,843,925</u>	<u>\$ 3,394,715</u>	<u>\$ 10,238,640</u>

Minimum unassigned fund balance requirement is 20% of budgeted annual expenditures but not less than \$4,000,000.

\$ 7,050,160

CAPITAL FUND

<u>REVENUE</u>	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Transfer from Permanent Fund	\$ 607,082	\$ -	\$ 607,082
Transfer from General Fund	2,400,000	-	2,400,000
Public Works	250,000	-	250,000
Garbage Equipment Reserve	259,632	-	259,632
Building	10,000	-	10,000
Engineering	-	-	-
Police	180,000	-	180,000
Dispatch	215,000	-	215,000
Fire	330,447	-	330,447
IT	251,000	-	251,000
Property Repair & Replacement	145,000	-	145,000
Total revenue appropriation	<u>\$ 4,648,161</u>	<u>\$ -</u>	<u>\$ 4,648,161</u>
 <u>EXPENDITURES</u>			
Public Works Department	\$ 1,542,810	\$ -	\$ 1,542,810
Garbage Equipment Reserve	680,000	-	680,000
Engineering	41,325	-	41,325
Dispatch	75,000	-	75,000
Police Department	326,417	-	326,417
Fire Department	769,329	-	769,329
IT Department	316,995	32,900	349,895
Road Maintenance	1,182,328	-	1,182,328
Property Repair & Replacement	692,990	7,000	699,990
Total expenditure appropriation	<u>\$ 5,627,194</u>	<u>\$ 39,900</u>	<u>\$ 5,667,094</u>
Estimated capital fund balance	\$ 10,178,221	\$ 1,319,978	\$ 11,498,199
Increase (Decrease) to fund balance	(979,033)	(967,642)	(1,946,675)
Encumbrance Carryforward		(1,072,258)	(1,072,258)
Transfer from General fund		2,000,000	2,000,000
2019 estimated fund balance	<u>\$ 9,199,188</u>	<u>\$ 1,280,078</u>	<u>\$ 10,479,266</u>

SECTION 2. All appropriations made by this ordinance lapse at the end of the fiscal year to the extent they have not been expended or contractually committed to the departments named for the purpose of conducting the business of said departments of the City of Fairbanks, Alaska, for the fiscal year commencing on January 1, 2019 and ending December 31, 2019.

SECTION 3. The effective date of this ordinance shall be the 20th day of May 2019.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

FISCAL NOTE
ORDINANCE NO. 6106
AMENDING THE 2019 OPERATING AND CAPITAL BUDGETS
FOR THE SECOND TIME

General Fund
\$0 Increase in Revenue
\$39,400 Increase in Expenditures

Revenue

1. Tax Revenue
2. Charges For Services
3. Intergovernmental Revenues
4. License and Permits
5. Other Revenue
6. Other Financing Sources

Expenditures

1. Mayor & Council
2. City Attorney's Office
3. City Clerk's Office
4. Finance Department
 - \$9,600 increase in salaries and benefits for temporary accounting specialists
5. Information Technology
6. General Account
7. Police Department
 - Reclassify regular wages and benefit savings, a net zero budget change, to increase offer to Police Chief in the amount of \$12,600.
8. Dispatch
9. Fire Department
 - \$25,000 increase in professional services for Ground Emergency Medical Transportation (GEMT) implementation

10. Public Works

11. Engineering

12. Building Department

- \$4,800 increase in salaries and benefits for a temporary administrative assistant

Capital Fund
\$0 Increase in Revenue
\$39,900 Increase in Expenditures

Revenue

1. Other Financing Sources

Expenditures

1. Public Works
2. Garbage Equipment Reserve
3. Engineering Department
4. Police Department
5. Fire Department
6. IT Department
 - \$32,900 increase for City Hall servers battery system
7. Road Maintenance
8. Property Repair & Replacement
 - \$7,000 increase for security cameras project to install new power pole(s) and access to power

ORDINANCE NO. 6107

**AN ORDINANCE AMENDING FAIRBANKS GENERAL
CODE CHAPTER 26, ARTICLE II, ALARM SYSTEM**

WHEREAS, certain sections of the current Chapter 26, Article II of the Fairbanks General Code have become outdated, certain sections require amendment, and reorganization of Chapter 26, Article II is needed; and

WHEREAS, the proposed changes are in line with current procedures of FECC, fire, and police.

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

Section 1. That FGC Chapter 26, Article II, Alarm System is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

DIVISION 2. – **ALARM MONITORING PERMIT**

Sec. 26-51. – Private connection ~~permit~~.

(a) *Connection.* A person having a fire or security alarm system may connect the alarm system to the Fairbanks Emergency Communication Center (FECC) **for monitoring**~~upon obtaining a permit for the connection from the FECC Manager.~~

(b) *Application.* Fire and security alarm **monitoring**~~connection permits~~ may be **established**~~obtained~~ by submitting an application to the FECC. The application must include the identity of the owner, location of the alarm, a description of the manufacturer and type of alarm, and the name and telephone number of the person responsible for the alarm.

(c) *Standards.* **To be monitored,**~~A connection permit may be issued if the alarm system **must** for which a permit is sought:~~

- (1) ~~Is~~**Be** compatible with the FECC alarm monitoring system;
- (2) ~~Is/will be~~**Be** properly installed and maintained; and
- (3) ~~Will benefit~~**Benefit** city fire and police procedures.

(d) *Restrictions.* The **connection may be established**~~permit may be issued~~ subject to reasonable requirements, terms, and conditions as the fire chief, police chief, or FECC ~~M~~**m**anager may require.

(e) ~~Currency of~~ **Duty of alarm owner to keep information current.** Any person owning a fire or security alarm shall be under a continuing obligation to keep the information on its application current by notification to the FECC of any change within five business days.

(f) ~~Revocation.~~ A permit may be revoked by the mayor for noncompliance with the permit standards and restrictions. The prior granting of the permit or the expenditure of funds by the permit holder in reliance on the permit shall not create any vested rights in the permit holder or any estoppel against the city. Notice of the revocation shall be made by a police or fire official in person or in a writing mailed to the address listed on the permit. **Intrusion detection systems. All intrusion detection systems (IDS) must use “enhanced call verification” (ECV). ECV is a process by which alarm monitoring companies verify the legitimacy of an IDS activation by making a minimum of two calls prior to making an alarm dispatch request, one to the alarm site and the second to a different telephone number where a responsible party can be reached (preferably a cell phone number).**

Sec. 26-52. – Street address; messages.

(a) The **alarm owner** ~~permittee~~ shall have **their** ~~its~~ street address number, displayed in contrasting colors, clearly visible from the street.

(b) All alarm system messages to the FECC must include the **assigned monitoring** ~~permit~~ number except as exempted by the FECC.

Sec. 26-53. – Connection.

~~The permit holder shall pay the city for the cost of the initial hookup.~~ **Upon approved application to the FECC, the monitoring connection will be established.** The **alarm owner** ~~permit holder~~ shall provide, install, and maintain its own fire or security alarm system up to but not including the alarm console circuits, all without expense to the city.

Sec. 26-53.1. – Installation/maintenance—Fire alarms.

The installation and maintenance of a fire alarm system must be by a qualified person who holds a permit issued by the state fire marshal's office and meets the standards set out in NFPA 72 (National Fire Protection Association).

Sec. 26-53.2. – Installation/maintenance—Security alarms.

The installation and maintenance of a security alarm system must be by a qualified person using recognized installation practices.

Sec. 26-54. – Disconnection of system.

It shall be unlawful for any person, except a person authorized by the fire chief, police chief, or FECC ~~M~~anager to disconnect, temporarily or otherwise, a fire or security alarm system from the FECC.

Sec. 26-55. – Fees.

The alarm owner~~permit holder~~ shall pay a monthly fee to the city for the monitoring connection of the fire or security alarm system to the city alarm monitoring system and a monthly monitoring fee. Fees for this service will be set forth in the city schedule of fees and charges for services.

Sec. 26-56. – Revocation and appeals.

(a) The police chief, fire chief, or FECC manager may remove a connection established pursuant to this article if:

- (1) Service charges are not paid within 60 days of the billing date; or**
- (2) False/nuisance alarms exceed ten within a 12-month period; or**
- (3) The owner has violated any provisions of this article.**

(b) Police response for security alarms may be terminated to any location without a valid connection or at which the connection has been removed.

(c) Notice of revocation shall be made by the mayor or a police or fire official in person or in writing and shall be mailed to the address listed on the application for connection. The prior granting of the connection or the expenditure of funds by the alarm owner in reliance on the connection shall not create any vested rights of the alarm owner or any estoppel against the city.

(d) A revocation or a response termination made under this section may be appealed to the mayor within 15 days from the time written notice of revocation is received by the alarm owner. The appeal must be in writing and clearly state what action has been taken to correct the situation. Written notice of revocation shall be deemed received when delivered to the alarm owner personally or upon proof of mail delivery.

Secs. 26-~~57~~56 – 26-75. - Reserved.

DIVISION 3. – FALSE/NUISANCE ALARMS

Sec. 26-76. – Definitions.

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

Alarm means any operable assembly of equipment and devices or a single device, except an official municipal fire or police alarm, including without limitation automatic dialing devices which telephone a prerecorded message or transmit a signal or message to the FECC and devices that produce an audible or visible signal which is intended to alert the police or some other person that a criminal act, fire or other emergency exists and requires assistance. Devices commonly

known as single-station smoke alarms intended primarily for private residential use and designed to emit a local signal from the device upon the detection of smoke, fumes or heat shall not be considered alarms for purposes of this article.

False/nuisance alarm means an alarm signal that the police chief, fire chief, or FECC ~~M~~anager determines was caused by a reason other than (1) the condition which the alarm is designed or intended to detect or (2) by a natural phenomenon beyond the control of the owner.

Owner means any person responsible for the proper operation of an alarm.

Sec. 26-77. – Prohibited acts.

It shall be unlawful for any person to:

- (1) Intentionally cause, permit or allow a false/nuisance alarm signal to be emitted from an alarm.
- (2) Own, operate, connect, install, or possess an audible security alarm unless that alarm automatically ceases to emit an audible sound after 15 minutes and does not repeat the audible sound thereafter.
- (3) Own, operate, connect, install, or possess an audible alarm system that emits a sound similar to that of any civil defense warning system.
- (4) Operate or use a robbery alarm system for any purpose other than detecting and reporting robberies or other crimes involving potential serious bodily injury or death.
- (5) Operate or use a burglary system for any other purpose other than detecting and reporting an unauthorized entry upon the premises protected by such system.
- (6) Operate or use an alarm system which has been disapproved by the police chief, fire chief, or FECC ~~M~~anager.
- (7) Install, connect, own, or possess an automatic direct dial alarm or any alarm device in such a fashion as to ring any telephone number at the police department, fire department, or FECC.
- (8) Fail to cooperate with employees of the police and fire departments or the FECC when the ~~permittee's~~ alarm owner's system is the subject of an official investigation.

Sec. 26-78. – Alarm response.

Any alarm owner who has an established monitoring connection to the FECC~~person in possession of a permit issued~~ pursuant to division 2 of this article shall respond to an alarm activation at their~~its~~ premises as soon as possible after being requested to do so by police department or fire department officials at the scene or by the FECC. Officials will not be required to stand by pending arrival of the alarm owner~~permittee~~.

Sec. 26-79. – False/nuisance alarm service charge.

The owner of an alarm is subject to a false/nuisance alarm charge in accordance with the city schedule of fees and charges for services.

Sec. 26-80. – Permit revocation.

~~–(a) The police chief, fire chief or FECC Manager may revoke a permit issued pursuant to division 2 of this article if:~~

- ~~(1) Service charges are not paid within 60 days of the billing date.~~
- ~~(2) False/nuisance alarms exceed ten within a 12-month period.~~
- ~~(3) The owner has violated any provisions of this article.~~

~~–(b) Police response for security alarms may be terminated to any location without a valid permit or at which the permit has been revoked.~~

~~–(c) A permit revocation or a response termination made under this section may be appealed to the mayor within 15 days from the time written notice of revocation is received by the permittee. The appeal must be in writing and clearly state what action has been taken to correct the situation. Written notice of revocation shall be deemed received when delivered to the permittee personally or upon proof of mail delivery.~~

Sec. 26-8081. – Service charge reversal.

The police chief, fire chief, or FECC Manager shall reverse any service charge for a false or nuisance alarm when a determination is made that such charge was erroneously made or upon verifiable evidence submitted by the alarm owner~~permittee~~ within 30 days of the alarm billing~~due~~ that a crime or fire did occur. Reversal of the service charge may also be made at the discretion of the police chief, fire chief, or FECC Manager if the cause of the false or nuisance alarm was outside the control of the alarm owner~~permittee~~. The decision of the police chief, fire chief, or FECC Manager may be appealed to the mayor within 15 days of notice of denial of a service charge reversal request.

Secs. 26-8182 – 26-110. – Reserved.

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

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, City Clerk

Paul J. Ewers, City Attorney

RESOLUTION NO. 4879

**A RESOLUTION AUTHORIZING MATCHING FUNDS AND
EXECUTION OF THE MAINTENANCE AGREEMENT FOR THE
5TH AVENUE RECONSTRUCTION PROJECT**

WHEREAS, the 5th Avenue Reconstruction Project (“Project”) has been approved for funding by the local Metropolitan Planning Organization (“MPO”), also known as Fairbanks Area Surface Transportation Planning (“FAST”); and

WHEREAS, the Project will reconstruct 5th Avenue between Cowles Street and Noble Street, including roadside hardware, drainage improvements, ADA improvements, and utilities; and

WHEREAS, the road is currently maintained by the City and will continue to be maintained by the City after construction; and

WHEREAS, the Project cost is currently estimated at \$2,042,558 with a City required match contribution of \$238,697; and

WHEREAS, the match required for 2019 will come from State reimbursed payments in the Capital Fund.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor is authorized to execute any and all documents required for expending funds and accepting the maintenance agreement on behalf of the City for the 5th Avenue Reconstruction Project.

PASSED and APPROVED this 20th Day of May 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: 4879

Abbreviated Title: 5TH AVENUE RECONSTRUCTION PROGRAM MATCH & MAINTENANCE AGREEMENT

Department(s): ENGINEERING 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:	2019	2021	2022	Total
5TH AVENUE RECONSTRUCTION	\$32,576	\$20,420	\$185,701	\$238,697
				\$0
				\$0
				\$0
				\$0
				\$0
TOTAL	\$32,576	\$20,420	\$185,701	\$238,697

FUNDING SOURCE:	2019	2021	2022	Total
City of Fairbanks Capital Fund	\$0	\$20,420	\$185,701	\$206,121
Capital Fund (State Reimbursed Funds)	\$32,576			\$32,576
				\$0
TOTAL	\$32,576	\$20,420	\$185,701	\$238,697

The City currently maintains this road and will continue to maintain it with no anticipated change to the Public Works budget. The funds for the 2019 match are coming from state reimbursed funds for projects which were under budget. The funds for 2021 and 2022 will be appropriated through a budget amendment.

Reviewed by Finance Department: Initial cp Date 5/14/2019

RESOLUTION NO. 4880

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
ACCEPT FUNDS FROM THE ALASKA DOT&PF FOR THE ALASKA
TRANSPORTATION ALTERNATIVE GRANT PROGRAM**

WHEREAS, the City of Fairbanks received notification from the Alaska Department of Transportation and Public Facilities that the City of Fairbanks was awarded Alaska Transportation Alternative Program funds for construction of the 5th Avenue Sidewalk Reconstruction Project; and

WHEREAS, the City of Fairbanks will use the funds to complete the sidewalks and other pedestrian portions of the 5th Avenue Improvements project; and

WHEREAS, the total cost of construction is estimated to be \$585,000, and a match of \$52,826 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 for accepting funds on behalf of the City for this grant.

PASSED and APPROVED this 20th Day of May 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: 4880

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 _____ 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:	2019	2021	2022	Total
5TH AVE IMPROVEMENTS SIDEWALK PROJECT	\$85,000	\$0	\$500,000	\$585,000
				\$0
				\$0
				\$0
				\$0
TOTAL	\$85,000	\$0	\$0	\$585,000

FUNDING SOURCE:	2019	2021	2022	Total
ALASKA DOT&PF TAP GRANT	\$77,324	\$0	\$454,850	\$532,174
CAPITAL FUND (STATE REIMBURSED FUNDS)	\$7,676	\$0	\$45,150	\$52,826
				\$0
TOTAL	\$85,000	\$0	\$500,000	\$585,000

The City currently maintains this road and will continue to maintain it with no anticipated change to the Public Works budget. The funds for the 2019 match are coming from state reimbursed funds for projects which were under budget. The funds for 2022 will be appropriated through a budget amendment.

Reviewed by Finance Department: Initial cp Date 5/14/2019