



FAIRBANKS CITY COUNCIL
AGENDA NO. 2020-11
REGULAR MEETING – MAY 11, 2020
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.

NOTE: Due to concerns over the COVID-19 emergency, some special procedures are being implemented for City Council Meetings. Mayor Matherly and Council Members may participate telephonically during this time. Citizens may have written comments read into the record if submitted to the City Clerk in advance, and the three-minute time limit applies. To help achieve social distancing, the seating in Council Chambers is spread out and limited. No more than 20 individuals will be allowed in the Chambers at the same time. Citizens arriving after the maximum number has been reached will be directed to wait in another area until it is their turn to speak to the Council. Those who are asked to wait in another area will be able to listen to the Council Meeting in progress and are asked to practice social distancing. All meeting attendees should wear a face covering, whenever possible, and frequent handwashing is encouraged. Those who provide testimony to the Council are asked to wipe down the microphone and table surface following their testimony. We thank you for your understanding and cooperation during this difficult time.

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
 - *a) Regular Meeting Minutes of March 30, 2020
 - *b) Regular Meeting Minutes of April 13, 2020
8. SPECIAL ORDERS
9. MAYOR'S COMMENTS AND REPORT
 - a) Special Reports
10. COUNCIL MEMBERS' COMMENTS
11. UNFINISHED BUSINESS
 - a) Ordinance No. 6130 – An Ordinance Amending FGC Sec. 2-201 Regarding the Fairbanks Parking Authority. Introduced by Council Member Cleworth. SECOND READING AND PUBLIC HEARING.
12. NEW BUSINESS
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
 - a) IBEW/FMATS Arbitration – Settlement Negotiations
19. ADJOURNMENT



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, MARCH 30, 2020
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 6:30 p.m. on the above date to conduct a Regular Meeting of the Fairbanks City Council at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jim Matherly presiding (telephonically) and with the following Council Members in attendance:

Council Members Present: Shoshana Kun, Seat A (telephonic)
 Valerie Therrien, Seat C (telephonic)
 Aaron Gibson, Seat D (telephonic)
 Jerry Cleworth, Seat E
 David Pruhs, Seat F (telephonic)

Absent: June Rogers, Seat B

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

City Clerk Snider read the Mission Statement of the City of Fairbanks.

INVOCATION

The Invocation was given by City Clerk Snider.

FLAG SALUTATION

Mayor Matherly asked everyone to join him in the Pledge of Allegiance.

CITIZENS' COMMENTS

NOTE: Due to concerns over the COVID-19 emergency, some special procedures have been implemented for City Council Meetings. Mayor Matherly and Council Members may participate in meetings telephonically. Citizens may have written comments read into the record if submitted to the City Clerk in advance; the three-minute time limit applies to written testimony. To ensure compliance with Mandate 9 by Governor Dunleavy, the seating in Council Chambers has been arranged to accomplish social distancing. No more than 10 individuals are allowed in the Chambers at the same time. Citizens arriving after the maximum number has been reached will be directed to wait in another area until it is their turn to speak. Those who are asked to wait in another area will be able to listen to the Council Meeting in progress and are asked to practice social distancing.

Mayor Matherly called for public comment and, hearing none, declared Citizens' Comments closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

Ms. Kun, seconded by **Ms. Therrien**, moved to APPROVE the Agenda and Consent Agenda.

Mayor Matherly called for objection and, hearing none, so ORDERED.

City Clerk Snider read the Consent Agenda into the record.

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of January 13, 2020.

APPROVED on the CONSENT AGENDA.

b) Regular Meeting Minutes of January 27, 2020

APPROVED on the CONSENT AGENDA.

SPECIAL ORDERS

a) The Fairbanks City Council heard interested citizens concerned with the following Liquor License Applications for Renewal:

Lic. #	DBA	License Type	Licensee	Address
435	Garden Island Party Store	Package Store	Market Basket, Inc.	246 Illinois Street
5504	Mayan Palace	Beverage Dispensary – Duplicate	Taco Azteca, Inc.	3403 Airport Way
3118	V.F.W. Post 3629	Club	V.F.W. Post 3629	324 2nd St.
1475	Pizza Hut of Fairbanks	Restaurant/Eating Place	MP2 Alaska. LLC	89 College Rd.
2565	El Dorado Bar & Grill	Beverage Dispensary	Eldorado Bar & Grill, Inc.	530 Third Ave.
3997	BPO Elks Lodge #1551	Club	Fairbanks Lodge #1551 of the BPO of Elks	1003 Pioneer Rd.

Ms. Therrien, seconded by **Mr. Gibson**, moved to WAIVE PROTEST on the Liquor License Applications for Renewal.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE LIQUOR LICENSE APPLICATIONS FOR RENEWAL AS FOLLOWS:

YEAS: Kun, Gibson, Therrien, Pruhs, Cleworth

NAYS: None

ABSENT: Rogers

Mayor Matherly declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

Mayor Matherly reported on the danger of the Coronavirus and asked for everyone to thank healthcare workers for the job they are doing. He thanked everyone for their service and shared that Fairbanks has support from Senators and Congressmen. He asked Chief of Staff Mike Meeks to provide the Council with a report.

Mr. Meeks stated the City is still providing services and is working with the healthcare community to maintain clear messaging. He stated City Hall has limited access and spoke to the changes within the building. He stated the Fire Training Center is available to five City employees for remote work, and a courier service has been implemented to help with the daily operations of City staff working remotely. He reported that City staff has been using "Zoom" to conduct meetings, and it has been successful.

Mayor Matherly shared that the Fairbanks Memorial Hospital has been holding a daily press conference that he attends. He stated that FMH employees are wearing masks all the time. He stated the hospital is in the process of securing the use of the Carlson Center, and he stated he would provide more information at a later time.

COUNCIL MEMBERS' COMMENTS

Ms. Kun asked whether the City garbage service would continue to operate as usual. **Mayor Matherly** reported that garbage service is currently operating as usual.

Ms. Therrien expressed concern for homeless individuals who may need to take a shower and use restroom facilities. She stated she understands that the JP Jones Community Center may open up to help the homeless. **Mayor Matherly** reported that they would open on Wednesday, April 1 during the day. He stated that the shelter has also been available to those in need.

Mr. Gibson stated he had no comments.

Mr. Cleworth stated he had no comments.

Mr. Pruhs stated he had no comments.

Mr. Meeks stated that Public Works has separated garbage service staff to help prevent the spread of sickness. He stated that there is now only one worker per packer truck with a City vehicle following behind. He stated that he would have Housing and Homeless Coordinator Mike Sanders start including the Council in regular updates.

NEW BUSINESS

- a) Resolution No. 4907 – A Resolution Extending the Mayor's Declaration of a Disaster Emergency within the City of Fairbanks for the COVID-19 Pandemic and Requesting State and Federal Assistance. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Ordinance No. 6127 – An Ordinance Authorizing Conveyance of a Temporary Construction Easement on City-Owned Parcel TCE-11 as Requested by the Alaska Department of Transportation & Public Facilities for the Wendell Avenue Bridge Project. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- c) Ordinance No 6128 – An Emergency Ordinance Temporarily Allowing the Mayor to Authorize the Use of City Equipment and Personnel Outside the City Limits to Help Ensure the Health, Safety, and Welfare of the Community During the Public Health Emergency. Introduced by Mayor Matherly. PUBLIC HEARING WILL BE HELD IF THE ORDINANCE REACHES THE FLOOR.

NOTE: Per Fairbanks Charter Sec. 3.6. – Ordinances: Exception to Procedures, an ordinance may be introduced, amended, and adopted at one Council meeting upon finding that an emergency exists. The nature of the emergency must be stated in a motion to suspend the rules, and in order to proceed to address the emergency ordinance, the motion to suspend the rules must be adopted by a unanimous, affirmative vote of all councilmembers in attendance. A subsequent motion to adopt the emergency ordinance must pass by four affirmative votes.

Ms. Kun, seconded by **Ms. Therrien**, moved to SUSPEND THE NORMAL RULES to allow introduction and adoption of Ordinance No. 6128 at this Regular Meeting, based on the emergency created by the COVID-19 virus and based on the need to adopt emergency measures to ensure that community resources are brought to bear in this emergency as quickly as possible.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO SUSPEND THE NORMAL RULES AS FOLLOWS:

YEAS: Cleworth, Pruhs, Kun, Gibson, Therrien
NAYS: None
ABSENT: Rogers
Mayor Matherly declared the MOTION CARRIED.

Mr. Gibson, seconded by **Mr. Cleworth**, moved to ADOPT Ordinance No. 6128.

Mayor Matherly called for publiccomment and, hearing none, declared Public Testimony closed.

Ms. Therrien asked what resources the City would be providing to the Borough. **Mr. Meeks** stated that no resources have been requested yet, but the ordinance would allow the City to act quickly if the need arises. He stated that if resources are used outside the City's jurisdiction, it would be reported to the City Council.

Mr. Cleworth asked whether Public Works may provide resources outside the City limits under existing City Code. City Attorney Ewers stated that according to Fairbanks General Code (FGC) 2-656, Council approval is required for use of City resources outside the City limits. Mr. Ewers stated that “resources” may include staff and equipment on an emergency basis.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 6128 AS FOLLOWS:

YEAS: Gibson, Cleworth, Kun, Therrien, Pruhs
NONE: None
ABSENT: Rogers
Mayor Matherly declared the MOTION CARRIED.

DISCUSSION ITEMS

a) Committee Reports

Polaris Building Working Group – **Mr. Pruhs** stated there is a meeting scheduled for April 30 for members of the group to present to the Department of Housing and Urban Development (HUD) about the Polaris Building project.

Legislative Information Group – **Ms. Therrien** reported that she and Ms. Rogers recently travelled to Juneau on behalf of the City. She stated she would prepare a written report for the Council soon.

Explore Fairbanks Board of Directors – **Ms. Kun** stated that at the recent virtual meeting members discussed the impacts of COVID-19 on the visitor industry.

WRITTEN COMMUNICATIONS TO COUNCIL

a) Chena Riverfront Commission Meeting Minutes of October 9, 2019

ACCEPTED on the CONSENT AGENDA.

b) Chena Riverfront Commission Meeting Minutes of November 13, 2019

ACCEPTED on the CONSENT AGENDA.

COUNCIL MEMBERS' COMMENTS

Mr. Gibson stated he had no comments.

Mr. Cleworth stated Public Works has done a good job with snow removal. He stated that the last snowfall was very wet, so a lot of the roads became bumpy and rutted due to the hardpack. He asked whether Public Works could run a blade over the hardpack one more time to prevent it turning to slush. He expressed concern over the 2020 budget with anticipated hits to bed tax and alcohol tax revenue. He stated that the cap within the tax cap prohibits the City from making up

the difference. He suggested moving forward with the gasoline tax ordinance, and he asked for a projection of losses. He stated the Council should be prepared for the budget shortfalls. He thanked City staff for all their forward planning and for putting together a successful telephonic meeting.

Mayor Matherly thanked Chief Financial Officer Bell for looking into financial impacts to the City and federal assistance.

Mr. Pruhs stated he had no comments.

Ms. Therrien reported she saw a news report indicating that the City would receive funding to offset its losses in bed tax revenue. She thanked City staff for all their work in regard to the pandemic.

Ms. Kun gave a land acknowledgement. She thanked City staff and stated that Fairbanks is living up to its “Golden Heart” motto. She stated that during this time of social isolation, it is important to take inventory of one’s mental health. She offered the careline for anyone who may need help.

ADJOURNMENT

Mr. Pruhs, seconded by **Mr. Cleworth**, moved to ADJOURN the meeting.

Mayor Matherly called for objection and, hearing none, so ORDERED.

Mayor Matherly declared the meeting adjourned at 7:12 p.m.

JIM MATHERLY, MAYOR

ATTEST:

D. DANYIELLE SNIDER, CMC, CITY CLERK

Transcribed by: EB



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, APRIL 13, 2020
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 6:30 p.m. on the above date to conduct a Regular Meeting of the Fairbanks City Council at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jim Matherly presiding (telephonically) and with the following Council Members in attendance:

Council Members Present: Shoshana Kun, Seat A (telephonic)
June Rogers, Seat B (telephonic)
Valerie Therrien, Seat C (telephonic)
Aaron Gibson, Seat D (telephonic)
Jerry Cleworth, Seat E
David Pruhs, Seat F (telephonic)

Absent: None

Also Present: Margarita Bell, Chief Financial Officer (telephonic)
Paul Ewers, City Attorney
D. Danyielle Snider, City Clerk
Mike Meeks, Chief of Staff
Nancy Reeder, Police Chief (telephonic)
Tod Chambers, Interim Fire Chief (telephonic)

City Clerk Snider read the Mission Statement of the City of Fairbanks.

INVOCATION

The Invocation was given by City Clerk Snider.

FLAG SALUTATION

Mayor Matherly asked everyone to join him in the pledge of allegiance.

CEREMONIAL MATTERS

Mayor Matherly thanked Fire Chief Jim Styers for his service to the City of Fairbanks and spoke to his accomplishments during his career. **Mayor Matherly** reported that the Department will be in good hands with Assistant Chief Tod Chambers and asked if Chief Styers had anything to add. Chief Styers thanked the City and the City Council for its support over the years and for allowing him to serve. He stated that Mr. Chambers will do a great job.

CITIZENS' COMMENTS

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in meetings telephonically. Citizens may have written comments read into the record if submitted to the City Clerk in advance; the three-minute time limit applies to written testimony. To ensure compliance with Mandate 9 by Governor Dunleavy, the seating in Council Chambers has been arranged to accomplish social distancing. No more than 10 individuals are allowed in the Chambers at the same time. Citizens arriving after the maximum number has been reached will be directed to wait in another area until it is their turn to speak. Those who are asked to wait in another area will be able to listen to the Council Meeting in progress and are asked to practice social distancing.

Mayor Matherly called for comment and, hearing none, declared Citizens' Comments closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

Ms. Kun, seconded by **Ms. Rogers**, moved to APPROVE the Agenda and Consent Agenda.

Mr. Gibson pulled Ordinance No. 6129 from the Consent Agenda.

Mr. Cleworth pulled the Meeting Minutes of February 10, 2020 from the Consent Agenda.

Mayor Matherly called for objection to the APPROVAL of the Agenda, as Amended and, hearing none, so ORDERED.

City Clerk Snider read the Consent Agenda, as Amended, into the record.

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of February 10, 2020

Ms. Therrien, seconded by **Mr. Gibson**, moved to APPROVE the Regular Meeting Minutes of February 10, 2020.

Mr. Cleworth asked City Clerk Snider to review the testimony of Ms. Babcock on page seven of the minutes to see if she actually stated that the Mecca Bar gives money to the Downtown Association.

Clerk Snider asked Council Members if there was any objection to her reviewing the minutes and bringing them back to the next Council Meeting for approval. No members objected.

b) Special Meeting Minutes of February 14, 2020

APPROVED on the CONSENT AGENDA

SPECIAL ORDERS

a) The Fairbanks City Council heard interested citizens concerned with the following Liquor License Applications for Renewal:

Lic #	DBA	License Type	Licensee	Address
4816	Mayan Palace	Beverage Dispensary	Taco Azteca, Inc.	3401 Airport Way
3151	Fred Meyer 485	Package Store	Fred Meyer Stores, Inc.	3755 Airport Way
1059	Raven Landing Center	Beverage Dispensary	Retirement Community of Fairbanks	949 McGown Street
54	American Legion Post 11	Club	The American Legion, Dorman H Baker Post #11	129 1st Avenue
5436	Hoarfrost Distilling	Distillery	Hoarfrost Distilling, LLC	3501 Lathrop St, Unit F
3170	The Odom Corporation	Wholesale – General	The Odom Corporation	3401 Peger Rd, Bay 1
4831	Irashai Japanese Restaurant	Restaurant/ Eating Place	2GIRO, Inc.	419 Merhar Avenue, Suite B
4156	Holiday #622	Package Store	Holiday Alaska, LLC	2300 S. Cushman St
1639	Alaska Salmon Bake	Restaurant/Eating Place – Seasonal	Malemute, Inc.	2300 Airport Way
4720	Gallantino’s Italian Restaurant	Beverage Dispensary	Gallantino’s, Inc.	1446 S. Cushman Street
4174	Big Daddy’s Bar-B-Q & Banquet Hall	Beverage Dispensary	RTG, LLC	107 Wickersham Street
5500	K & L Distributors Alaska	Wholesale – Malt Beverage & Wine	White Mountain Beverage, LLC	945 Elizabeth Street

Mr. Cleworth, seconded by **Mr. Pruhs**, moved to WAIVE PROTEST on the Liquor License Applications for Renewal.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE LIQUOR LICENSE APPLICATIONS FOR RENEWAL AS FOLLOWS:

YEAS: Therrien, Rogers, Pruhs, Gibson, Kun, Cleworth
 NAYS: None

Mayor Matherly declared the MOTION CARRIED.

b) The Fairbanks City Council heard interested citizens concerned with the following Liquor License Application for Transfer of Controlling Interest:

Type/License: Beverage Dispensary/License #145
 DBA: Boatel Bar
 Applicant: Abie Neubauer, Inc.
 3368 Riverside Drive, Fairbanks
 From: Boatel Bar/Abie Neubauer, Inc.
 3368 Riverside Drive, Fairbanks

Ms. Kun, seconded by **Ms. Rogers**, moved to WAIVE PROTEST on the Liquor License Application for Transfer of Controlling Interest.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE LIQUOR LICENSE APPLICATION FOR TRANSFER OF CONTROLLING INTEREST AS FOLLOWS:

YEAS: Pruhs, Therrien, Kun, Cleworth, Gibson, Rogers
NAYS: None

Mayor Matherly declared the MOTION CARRIED.

c) The Fairbanks City Council heard interested citizens concerned with the following application for a New Marijuana Retail Store License:

Type: Marijuana Retail Store, #22809
DBA: Airport Way Best Bud
Applicant: Airport Way Trade Center, LLC
Address: 3598 Airport Way, Fairbanks, Alaska

Mr. Gibson, seconded by **Mr. Cleworth**, moved to WAIVE PROTEST on the New Marijuana Retail Store License.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

Ms. Therrien declared a conflict of interest as the location owner is her client. She requested to abstain from voting on the item.

Mayor Matherly called for objection to Ms. Therrien's request to abstain; no members objected.

Richard Barnes, Fairbanks – Mr. Barnes thanked the Council for their time, explained where the store is located, and asked if there were any questions. He spoke of the number of people he employs. He stated he has been approved through the Marijuana Control Board (MCB), and the Building Official has done a final inspection at the location. He stated that the Fire Department has also given approval. He stated he has lived in the Fairbanks community since 1988.

Ms. Rogers thanked Mr. Barnes for the attention he has given to security at the location.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE NEW MARIJUANA RETAIL STORE LICENSE AS FOLLOWS:

YEAS: Rogers, Pruhs, Gibson, Kun, Cleworth
NAYS: None
ABSTAIN: Therrien

Mayor Matherly declared the MOTION CARRIED.

- d) The Fairbanks City Council heard interested citizens concerned with the following application for a New Marijuana Retail Store License:

Type: Marijuana Retail Store, #20827
DBA: Good Titrations
Applicant: FSE, Inc.
Address: 506 Merhar Avenue, Fairbanks, Alaska

Ms. Rogers, seconded by **Ms. Therrien**, moved to PROTEST the New Marijuana Retail Store License until a Certificate of Occupancy is issued.

Shaun Tacke, Fairbanks – Mr. Tacke stated he has proposed a plan change to the licensed premises that would decrease customer access to the full retail section of the business during the COVID-19 pandemic. He stated the plan change has been approved through the Alcohol and Marijuana Control Office (AMCO). He stated he is seeking expedited inspections from the City and a partial Certificate of Occupancy for the smaller area while work continues on the rest of the building.

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

Ms. Therrien stated she would support a motion to approve the smaller retail area.

Mayor Matherly asked the Clerk whether there should be another motion or an amendment to the main motion. Clerk Snider stated she recommends that the Council move forward with the main motion to protest until a Certificate of Occupancy is issued. She stated she would lift the City's protest only after approval by the Building and Fire Departments and only for the areas of the premises that they specify.

Mr. Cleworth stated he sees no problem keeping things the way they are and having the departments issue a Certificate of Occupancy following a physical inspection.

Ms. Rogers thanked Mr. Tacke for his concern for public safety.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO PROTEST THE NEW MARIJUANA RETAIL STORE LICENSE UNTIL A CERTIFICATE OF OCCUPANCY IS ISSUED AS FOLLOWS:

YEAS: Gibson, Cleworth, Rogers, Kun, Therrien, Pruhs
NAYS: None

Mayor Matherly declared the MOTION CARRIED.

- e) The Fairbanks City Council heard interested citizens concerned with the following application for a New Standard Marijuana Cultivation Facility License:

Type: Standard Marijuana Cultivation Facility, #20829
DBA: Good Titrations
Applicant: FSE, Inc.
Address: 506 Merhar Avenue, Fairbanks, Alaska

Mr. Gibson, seconded by **Mr. Cleworth**, moved to PROTEST the New Standard Marijuana Cultivation Facility License until a Certificate of Occupancy is issued.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

Sean Tacke – Mr. Tacke stated he is available if Council Members have any questions.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO PROTEST THE NEW STANDARD MARIJUANA CULTIVATION FACILITY LICENSE UNTIL A CERTIFICATE OF OCCUPANCY IS ISSUED AS FOLLOWS:

YEAS: Rogers, Gibson, Therrien, Pruhs, Cleworth, Kun

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

f) The Fairbanks City Council heard interested citizens concerned with the following application for a New Marijuana Product Manufacturing Facility License:

Type: Marijuana Product Manufacturing Facility, #20832

DBA: Good Titrations

Applicant: FSE, Inc.

Address: 506 Merhar Avenue, Fairbanks, Alaska

Mr. Cleworth, seconded by **Mr. Pruhs**, moved to PROTEST the New Marijuana Product Manufacturing Facility License until a Certificate of Occupancy is issued.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

Mr. Cleworth asked Mr. Tacke whether Brandon Emmett has a manufacturing facility license for a different company. Mr. Tacke stated he does have another business and is part owner of Good Titrations also.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO PROTEST THE NEW MARIJUANA PRODUCT MANUFACTURING FACILITY LICENSE UNTIL A CERTIFICATE OF OCCUPANCY IS ISSUED AS FOLLOWS:

YEAS: Kun, Gibson, Therrien, Pruhs, Cleworth, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

Mayor Matherly stated that he is very proud of City staff for how they are handling the COVID-19 pandemic. He thanked the Council for being willing to attend meetings telephonically. He reported that City Hall would remain closed through April and thanked the community for being flexible with the changes in operating at the City.

a) Special Reports

Chief Financial Officer Bell spoke to the impacts of COVID-19 on the City's budget. She stated information is constantly changing and may change significantly before the next Finance Committee Meeting. She stated she would not advise amending the budget until there is more concrete information about the COVID-19 impacts. Ms. Bell stated she anticipates a decrease in bed tax revenue, but the City is prepared to withstand the crisis. She shared that staff is making every effort to continue to provide all City services to residents. She reported on some of the programs the City is applying to because of the coronavirus. She thanked the Council for giving her the opportunity to provide a report on the City's finances.

Chief of Staff Meeks mentioned the letter to Governor Dunleavy prepared by the Administration which requests emergency aid. He stated a draft was sent to the Council, and he asked for input.

COUNCIL MEMBERS' COMMENTS

Mayor Matherly asked the Council whether there was an objection to skipping the first round of comments. No members objected.

UNFINISHED BUSINESS

- a) Ordinance No. 6127 – An Ordinance Authorizing Conveyance of a Temporary Construction Easement on City-Owned Parcel TCE-11 as Requested by the Alaska Department of Transportation & Public Facilities for the Wendell Avenue Bridge Project. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.

Mr. Pruhs, seconded by **Ms. Kun**, moved to ADOPT Ordinance No. 6127.

Mayor Matherly called for public comment and, hearing none, declared Public Testimony closed.

Mr. Meeks stated the ordinance would approve a temporary easement for a small construction project. He stated he would try to answer any questions the Council may have.

Ms. Kun asked if there would be a public restroom at the location. Mr. Meeks stated it is only a temporary easement, and there would not be a public restroom at the location.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 6127 AS FOLLOWS:

YEAS: Pruhs, Therrien, Kun, Cleworth, Gibson, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED and Ordinance No. 6127 ADOPTED.

NEW BUSINESS

- a) Resolution No. 4908 – A Resolution Authorizing the City of Fairbanks to Accept Funding from the Bureau of Justice Assistance for the FFY2020 Coronavirus Emergency Supplemental Funding Program. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Ordinance No. 6129 – An Ordinance Re-establishing an Incentive Bonus Program within the Fairbanks Police Department for Recruitment and Hiring. Introduced by Mayor Matherly and Council Member Therrien.

Ms. Kun, seconded by **Ms. Rogers**, moved to ADVANCE Ordinance No. 6129.

Mr. Meeks stated the ordinance would continue the bonus program at FPD. He stated staff did not realize the program had expired on December 31, 2019, and there are four applicants who would be eligible to receive the bonus. He stated the fiscal note is \$0 as the bonus cost is offset by a reduction in training cost, and the program is a great hiring tool.

Mr. Gibson stated he is concerned with the timeline for the payback provision in the bonus agreement. He stated he would like to change it from a three-year to a five-year commitment. Mr. Meeks stated the City has lost new recruits after spending nearly \$30,000 on their initial training; he stated lateral hires are less likely to leave. He expressed concern that lengthening the commitment timeline may be less of an incentive for lateral police officers to come to the City.

Mayor Matherly stated he would like to see the commitment timeline stay at three years.

Ms. Rogers stated she has heard only good things from staff about the program. She requested to be added as a co-sponsor of the ordinance.

Mr. Gibson stated he would like to see the sunset date changed to December 31, 2020.

Mr. Cleworth asked Police Chief Reeder whether other agencies throughout the state have similar programs. Chief Reeder stated she does not know whether other agencies are offering recruitment bonuses, although larger agencies are offering higher wages than the City. She stated she has spoken with Chiefs from regions in southern Alaska who have expressed interest in a bonus program since it has been so successful for the City. **Mr. Cleworth** asked whether lateral hire applicants choose Fairbanks mainly because of the recruitment bonus. Chief Reeder stated two lateral officers have been hired with the bonus since she became Chief, and both of them were highly interested because of the bonus. She stated that the four current applicants have all mentioned the bonus during the hiring process. **Mr. Cleworth** stated he has always supported the bonus program, but he is not interested in using the bonus to take employees from other departments. He asked whether the City of North Pole has a bonus. Chief Reeder stated she is not aware that North Pole is offering a recruitment bonus. She stated she believes the bonus is a good recruitment tool and is a great incentive for current FPD officers to help recruit. **Mr. Cleworth** stated the ordinance is retroactive back to January 1, and he asked whether applicants were hired

thinking that the program was still in effect. Chief Reeder stated the bonus information was still on the City website, so there are applicants who understood that they would receive the bonus.

Mr. Pruhs spoke in favor of the ordinance and stated he does not want to change the bonus with applicants in the queue who already have an understanding of the terms of the bonus.

Ms. Kun stated she would like to see the commitment timeline changed to five years in the future but not at this time. She stated she would like the sunset date to be at the end of the year.

Ms. Rogers stated she is currently satisfied with the three-year commitment timeline and with the existing sunset date.

Ms. Therrien stated it is not a good idea to change the commitment timeline to five years because it may cause discord between new lateral hires and those who have already been hired. She stated she may be in favor of extending the sunset date through December 31, 2021. She asked Chief Reeder to report on the number of officers the department will lose within the next three months. Chief Reeder stated she is losing one officer in two days, two more in May due to retirement, one to another agency within 30 days, and two more officers are projected to leave before the end of the year. **Ms. Therrien** stated she would like the ordinance to be advanced.

Mayor Matherly spoke in favor of the bonus program, and he encouraged the Council to advance the ordinance as-is.

Mr. Gibson, seconded by **Ms. Kun**, moved to AMEND Ordinance No. 6129 by changing the sunset date from June 30, 2021 to December 31, 2020.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND ORDINANCE NO. 6129 BY CHANGING THE SUNSET DATE FROM JUNE 30, 2021 TO DECEMBER 31, 2020 AS FOLLOWS:

YEAS: Kun, Gibson, Cleworth
NAYS: Therrien, Pruhs, Rogers, Matherly
Mayor Matherly declared the MOTION FAILED.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADVANCE ORDINANCE NO. 6129 AS FOLLOWS:

YEAS: Therrien, Rogers, Pruhs, Gibson, Kun
NAYS: Cleworth
Mayor Matherly declared the MOTION CARRIED.

DISCUSSION ITEMS (Information and Reports)

a) Committee Reports

Mayor Matherly asked Council Members to include Committee Reports in their Council Member Comments.

COUNCIL MEMBERS' COMMENTS

Mr. Pruhs stated the Polaris Work Group met the prior week, and they will put on a presentation to the Department of Housing and Urban Development (HUD) at the end of the month. He stated the group is brainstorming ways to knock down the Polaris Building and rebuild on the site to allow for senior housing and retail and office space.

Ms. Kun stated she would be meeting with Explore Fairbanks Board of Directors in two days, and the focus has been on lost revenues. She thanked Chief Styers for his service to the City. She provided hotline information for parents who may be struggling during the COVID-19 crisis and offered the Careline for those who may be struggling with isolation. She provided a land acknowledgement. She thanked all those who have been wearing masks in the community and thanked those who continue to perform essential services. She thanked people for staying home during this time to help keep others safe.

Ms. Rogers stated she values the opportunity to be a part of the City Council. She thanked Chief Styers for his service and stated he is a wonderful person and professional. She stated she is confident Asst. Chief Chambers would carry on with the department seamlessly. She thanked Ms. Kun for her comments regarding wearing masks. She stated she was a victim of the coronavirus and was hospitalized. She stated masks are an easy option with great impact. **Ms. Rogers** thanked City staff – particularly in regard to Ms. Bell's financial report – for helping keep the Council informed on where the City is during the crisis.

Mayor Matherly stated it is good to have Ms. Rogers back, and he is grateful she is on the mend.

Ms. Therrien stated the Legislative Information Group met on April 8, and Yuri informed the group about the Governor's vetoes and his plans to use CARES Act funding to take care of the vetoed items. She stated the group asked Mr. Meeks to prepare a letter to the Governor expressing the City's concerns with the loss to community assistance. **Ms. Therrien** stated Chief Styers has done a wonderful job, and he will be missed. She asked what is happening in regard to snow removal in neighborhoods that have not had the hardpack removed.

Mr. Meeks stated it has been a pretty quick melt, and Public Works is working as quickly as possible. He stated there are four boiler trucks out, and the department is 100% operational.

Ms. Therrien expressed hope that community members will continue to wear masks in public and stay home to help protect lives.

Mr. Gibson congratulated Chief Styers and thanked him for his service to the City and stated that he will be missed. He stated he looks forward to working with Asst. Chief Chambers. He thanked everyone in the community who has been sewing masks, and he spoke to how the community has come together.

Mr. Cleworth wished Bill and June Rogers the best in fully recovering from the virus. He stated it has been a joy to work with Chief Styers and wished him the best in retirement. He spoke of the passing of former Deputy City Attorney and great musician, Jim Mullen. **Mr. Cleworth** stated

that a former City Council member also recently passed away. He stated that Council member was first elected to the Council in 1967, and in those years Council members were given an automatic seat on the Borough Assembly. He stated that Council member served as the Borough Assembly Presiding Officer and was his father, Brian Cleworth.

Mayor Matherly spoke to the importance of wearing masks and stated he will continue to encourage people to wear them.

CITY CLERK'S REPORT

Clerk Snider stated she sent her quarterly report to the City Council via email earlier in the evening.

ADJOURNMENT

Mr. Pruhs, seconded by **Ms. Kun**, moved to ADJOURN the meeting.

Mayor Matherly called for objection and, hearing none, so ORDERED.

Mayor Matherly declared the meeting adjourned at 8:01 p.m.

JIM MATHERLY, MAYOR

ATTEST:

D. DANYIELLE SNIDER, CMC, CITY CLERK

Transcribed by: EB

ORDINANCE NO. 6130

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE SEC. 2-201
REGARDING THE FAIRBANKS PARKING AUTHORITY**

WHEREAS, the City Council created the Parking Authority in 1988 and stipulated that the new entity be "a self-supporting enterprise"; and

WHEREAS, succeeding ordinances in 2003 and 2007 changed the Parking Authority's structure; and

WHEREAS, it is necessary to update City Code and the accompanying Parking Management Agreement.

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

SECTION 1. That Fairbanks General Code Section 2-201. Delegation of parking enforcement to the Fairbanks Parking Authority, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 2-201. - Delegation of parking enforcement to the Fairbanks Parking Authority d/b/a Golden Heart Parking Service.

Authority for parking enforcement of the city parking ordinances (for non-moving violations only) is delegated to the Fairbanks Parking Authority, **which was created by the City in 1988 and restructured as an independent non-profit corporation in 2003 and is now doing business as Golden Heart Parking Service** ~~in the area of the city defined by agreement.~~ **The area of parking enforcement will be defined by the Parking Management Agreement between the City and the Fairbanks Parking Authority.** The council, by ordinance, may amend or revoke this delegation at any time. Subject to confirmation by the city council, an employee of **the** city public works or engineering **department,** with expertise in parking issues or traffic engineering, will be appointed to a seat on the parking authority board of directors. **The FPA is self-supporting and will not receive city funding for on-street parking enforcement.**

SECTION 2. That the effective date of the ordinance shall be the ____ day of May 2020.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk

Paul J. Ewers, City Attorney

PARKING MANAGEMENT AGREEMENT

The City of Fairbanks and the Fairbanks Parking Authority, d/b/a Golden Heart Parking Service, enter into the following agreement for the management of parking in certain designated area within the City of Fairbanks.

Recitals

WHEREAS, an adequate supply of parking (both on-street and in the Downtown Transportation Center) is an important ingredient to a viable and accessible downtown; and

WHEREAS, the Fairbanks Parking Authority (FPA) was established by Ordinance No. 4781, as Amended (1988), which was based on the recommendations of an ad hoc committee on downtown parking. Under that ordinance, the FPA was an instrumentality of the City but existed independently and separately from the City; and

WHEREAS, in 2003, the city restructured the FPA based upon advice of the city auditors. Under Ordinance No. 5547, as substituted, amended, the FPA became an independent non-profit corporation. The ordinance also granted the mayor the authority to enter into an agreement with the restructured FPA regarding its duties; and

WHEREAS, the City and FPA entered into a Parking Management Agreement in 2003, which the parties agree needs revision.

Agreement Terms

1. The FPA will enforce the City's parking ordinances in the area of the City described as:

The north side of 8th Avenue from Barnette Street to Noble Street, then north on Noble to the Chena River, including Griffin Park, then west along the south bank of the Chena River to Wickersham, then south on

Wickersham to 5th Avenue, then east on 5th Avenue to Barnette Street, then south on Barnette Street to 8th Avenue.

If conditions warrant, the FPA may reduce the area of enforcement within that area described above.

2. Within the areas designated in paragraph 1, the FPA, subject to technical review by the City Engineer, is authorized to make provisions for on street parking, including but not limited to handicapped parking, loading zones, two-hour free parking, taxicab and police vehicle parking, and no-parking areas.

3. The City agrees to provide street signage and marking as requested by the FPA, subject to appropriation.

4. The City will consult with FPA regarding parking before starting road construction projects within the designated areas listed above and keep the FPA informed as to regular road or other maintenance activities in these designated areas.

5. Subject to confirmation by the city council, an employee of the city public works or engineering department, with expertise in parking issues or traffic engineering, will be appointed to a seat on the parking authority board of directors.

6. The FPA agrees to provide a hearing board to consider appeals of persons aggrieved by FPA actions.

7. The City agrees to advise, represent, and defend the FPA (including board members, employees, and officers) in any challenge to the authority of the FPA to perform its delegated duties under this agreement, provided that this section does not include or encompass any claims of property damage or personal injury.

8. The city council may terminate this agreement at any time. The FPA may terminate this agreement upon 60 days' written notice to the City.

Parking Management Agreement

Dated this _____ day of _____ 2020, at Fairbanks, Alaska.

CITY OF FAIRBANKS

By: _____
Jim Matherly, Mayor

Dated this _____ day of _____ 2020, at Fairbanks, Alaska.

FAIRBANKS PARKING AUTHORITY

By: _____