



FAIRBANKS CITY COUNCIL  
AGENDA NO. 2020-24  
**REGULAR MEETING – OCTOBER 12, 2020**  
MEETING WILL BE HELD BY VIA ZOOM WEBINAR AND AT  
FAIRBANKS CITY COUNCIL CHAMBERS  
800 CUSHMAN STREET, FAIRBANKS, ALASKA

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*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 pandemic, special procedures are being implemented for City Council Meetings. The Mayor, Council Members, and the public may participate remotely during this time. Citizens may have written comments read into the record if submitted to the City Clerk in advance, or citizens may provide testimony via Zoom webinar if registered to do so in advance of the meeting (the three-minute time limit applies to all forms of public testimony). To help achieve social distancing, the seating in Council Chambers is spread out and limited. No more than 30 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. Meeting attendees must wear a mask or face covering (masks will be provided to those who do not have one). We thank you for your understanding and cooperation during this 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

8. SPECIAL ORDERS

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

Lic. #	DBA	License Type	Licensee	Address
10869	Grass Station 49	Retail Marijuana Store	The Grass Station, LLC	1326 Cushman Street
13949	Grass Station 49	Retail Marijuana Store	The Grass Station, LLC	3505 Airport Way, Suite A
18187	The Fairbanks Cut, LLC	Retail Marijuana Store	The Fairbanks Cut, LLC	188 Bentley Trust Road, Suite A
10278	GoodSinse, LLC	Retail Marijuana Store	GoodSinse, LLC	2604 Davis Road
10279	GoodSinse, LLC	Standard Marijuana Cultivation Facility	GoodSinse, LLC	2604 Davis Road

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

- a) Ordinance No. 6141 – An Ordinance to Amend Fairbanks General Code Chapter 14, Article X. Towing Vehicles. Introduced by Mayor Matherly. **SECOND READING AND PUBLIC HEARING.**
- b) Ordinance No. 6142 – An Ordinance to Amend Fairbanks General Code Chapter 14, Article V. Alcoholic Beverages to Remove Fees for Inspections. Introduced by Mayor Matherly. **SECOND READING AND PUBLIC HEARING.**

12. NEW BUSINESS

- \*a) Resolution No. 4937 – A Resolution Authorizing the City of Fairbanks to Participate in the FFY2020 Community Development Block Grant (CDBG) Program. Introduced by Mayor Matherly.
- \*b) Resolution No. 4938 – A Resolution Authorizing the City of Fairbanks to Apply for Funds from the Environmental Protection Agency (EPA) for a FY2021 Brownfields Multipurpose Grant. Introduced by Mayor Matherly.
- \*c) Resolution No. 4939 – A Resolution Authorizing the City of Fairbanks to Accept Funds from the Alaska Division of Homeland Security for the FFY2020 State Homeland Security Program. Introduced by Mayor Matherly.
- \*d) Resolution No. 4940 – A Resolution to Accept Funds from the Alaska Highway Safety Office for FFY2021 DUI Traffic Enforcement Grant. 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

- a) Frances Pfleeger v. City of Fairbanks – Settlement Negotiations
- b) PSEA Fairbanks Police Command Unit (FPCU) Labor Negotiation Strategy
- c) IBEW Labor Negotiation Strategy

19. ADJOURNMENT



# MEMORANDUM

City of Fairbanks Clerk’s Office

D. Danyielle Snider, City Clerk

TO: Mayor Jim Matherly and City Council Members

FROM: D. Danyielle Snider, MMC, City Clerk 

SUBJECT: Marijuana License Renewals

DATE: October 7, 2020

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

Lic. #	DBA	License Type	Licensee	Address
10869	Grass Station 49	Retail Marijuana Store	The Grass Station, LLC	1326 Cushman Street
13949	Grass Station 49	Retail Marijuana Store	The Grass Station, LLC	3505 Airport Way, Suite A
18187	The Fairbanks Cut, LLC	Retail Marijuana Store	The Fairbanks Cut, LLC	188 Bentley Trust Road, Suite A
10278	GoodSinse, LLC	Retail Marijuana Store	GoodSinse, LLC	2604 Davis Road
10279	GoodSinse, LLC	Standard Marijuana Cultivation Facility	GoodSinse, LLC	2604 Davis Road

Pursuant to FGC Sec. 14-214 and 3 AAC 306.060, the Council may determine whether to protest marijuana license renewals after holding a public hearing. The 60-day deadline for response to AMCO on the above-listed renewals is October 19, 2020.

Pursuant to FGC Sec. 14-215(b)(12), I have inquired about complaints filed with the Fairbanks North Star Borough (FNSB), the City of Fairbanks, and AMCO in regard to the above-listed marijuana establishments. There was one Notice of Violation reported by AMCO for license #10279 from November 2019, and the documentation is attached. The City of Fairbanks has no complaints on file.

The Fairbanks Police Department has included a call report for the above-listed locations; however, there are no recommended protests by FPD. There are **no departmental objections** to the above-listed marijuana license renewal applications. Please contact me if you need any further information.

**CITY OF FAIRBANKS PUBLIC SAFETY**

**THE GRASS STATION 1326 CUSHMAN ST**

09/03/2019- 09/01/2020

<b>Report #</b>	<b>Call Time</b>	<b>Nature</b>	<b>Location</b>	<b>Prime Unit</b>	<b>Disp.</b>	<b>Close Time</b>
20002168	06/22/2020 16:52	PHYSICAL DOM DIST -	1326 CUSHMAN ST	O56	RPT	06/22/2020 17:53:18
	05/31/2020 22:04	TRESPASS/UNWANTE	1326 CUSHMAN ST	O2	NRP	05/31/2020 22:16:18
	04/05/2020 17:36	DISTURBANCE	1326 CUSHMAN ST	O13	NRP	04/05/2020 17:47:16
	02/02/2020 18:08	TRESPASS/UNWANTE	1326 CUSHMAN ST	O13	NRP	02/02/2020 18:35:56

Total Number of Events Listed: 4

**CITY OF FAIRBANKS PUBLIC SAFETY**  
**GRASS STATION 3505 AIRPORT WAY SUITE A**

09/03/2019-09/01/2020

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	03/30/2020 20:24	PHYSICAL DOMESTIC	3505 AIRPORT WAY	S1	NRP	03/30/2020 20:55:49

Total Number of Events Listed: 1

**CITY OF FAIRBANKS PUBLIC SAFETY**

**THE FAIRBANKS CUT LLC 188 BENTLEY TRUST RD SUITE A**

09/03/2019-09/01/2020

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	06/14/2020 18:03	ALARM OTHER -	188-A BENTLEY TRUST	S1	FAB	06/14/2020 18:24:24
	03/29/2020 19:43	ALARM OTHER -	188-A BENTLEY TRUST	S1	FAB	03/29/2020 20:17:07
	02/01/2020 19:53	ALARM BURGLARY -	188-A BENTLEY TRUST	O29	FAB	02/01/2020 20:33:46
	12/13/2019 22:16	ALARM BURGLARY -	188-A BENTLEY TRUST	S3	FAB	12/13/2019 22:45:36

Total Number of Events Listed: 4

**CITY OF FAIRBANKS PUBLIC SAFETY**

**GOODSINSE LLC 2604 DAVIS RD**

09/03/2019-09/01/2020

<b>Report #</b>	<b>Call Time</b>	<b>Nature</b>	<b>Location</b>	<b>Prime Unit</b>	<b>Disp.</b>	<b>Close Time</b>
	07/06/2020 05:25	ALARM BURGLARY -	2604 DAVIS RD	O34	FAB	07/06/2020 06:07:57
	06/11/2020 18:55	ROAD RAGE - DELTA	2604 DAVIS RD	O41	NRP	06/11/2020 21:19:03

Total Number of Events Listed: **2**



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 11/1/19

License #/Type: 10279 Standard Marijuana Cultivation Facilities

Licensee: GOODSINSE, LLC

Address: 2604 Davis Road, Fairbanks, AK 99705

DBA: GOODSINSE, LLC

AMCO Case #: AM19-1668

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

**Note: This is not an accusation or a criminal complaint.**

On 10/29/2019 AMCO Enforcement received four separate complaints from Fairbanks Police Officer Doug Welborn, an anonymous concerned private citizen, the Surgery Center of Fairbanks and Alaska State Trooper Sergeant Aaron Mobley of a strong odor of marijuana being detected on Davis Road between Peger Road and University Avenue in Fairbanks. The concerned citizen reported first detecting the odor of marijuana after her children complained about the smell when she picked them up at the Open Arms Lutheran Child Development Center at 2980 Davis Road on 10/28/2019.

I responded to the area to investigate along with State of Alaska Department of Environmental Conservation (DEC)- Division of Air Quality personnel. I detected a strong odor of marijuana in the 2000 block of Davis Road. I detected a strong odor of marijuana in the parking lot of the Laborers Union Local 942 at 2740 Davis Road and in the parking lot of the Surgery Center of Fairbanks at 2310 Peger Road. After checking the perimeters of all nearby licensed marijuana cultivation facilities I traced the source of the odor back to the GOODSINSE, LLC standard marijuana cultivation facility at 2604 Davis Road.

At the lot where GOODSINSE, LLC is located I detected a strong odor of marijuana emanating from the exhaust vents facing Davis Road, the Surgery Center of Fairbanks and the Laborers Union Local 942. It is approximately 500 ft. line of sight from the Local 942 parking lot and approximately 800 ft. from the Surgery Center of Fairbanks parking lot the GOODSINSE LLC cultivation facility.

Your attention is directed to:

3 AAC 306.430: Restricted Access Area

(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility

(2) does not emit an odor that is detectable by the public from outside the cultivation facility except as specifically allowed by a local government approval.

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

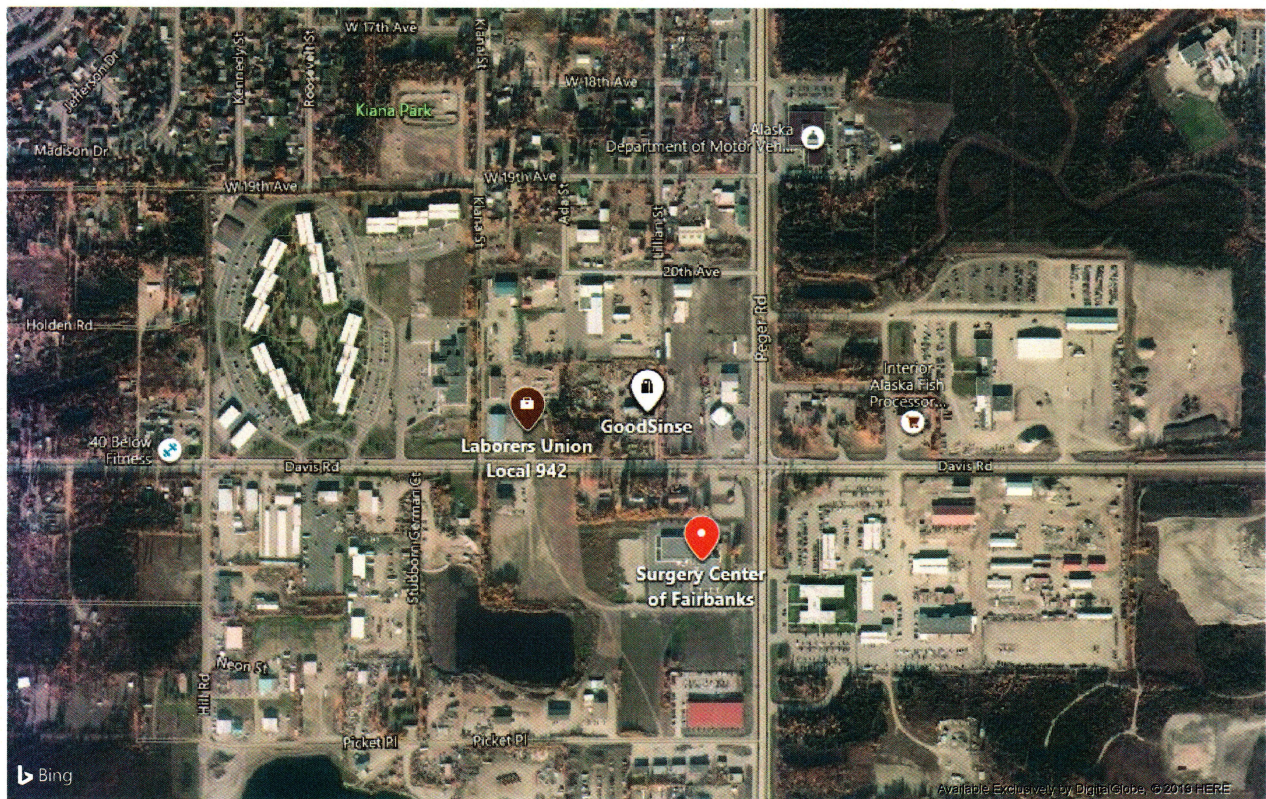
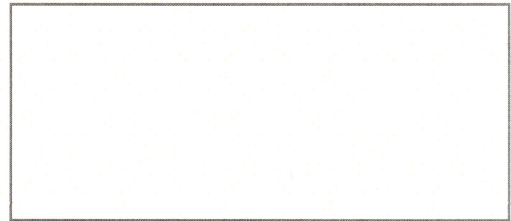
Delivered VIA: Mail

Date:



bing maps

GoodSense



Data from: Foursquare

**From:** [Good Sinne LLC](#)  
**To:** [CED AMCO Enforcement \(CED sponsored\)](#)  
**Subject:** AM19-1668  
**Date:** Thursday, November 7, 2019 11:37:34 AM

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To Whom It May Concern,

We are requesting to appear before the board and be heard regarding the Notice of Violation AM19-1668.

Regards,

GoodSinse, LLC  
2604 Davis Road  
Fairbanks, Alaska 99709  
Phone: 907-347-7689

**ORDINANCE NO. 6141**

**AN ORDINANCE TO AMEND FAIRBANKS GENERAL CODE  
CHAPTER 14, ARTICLE X. TOWING VEHICLES**

**WHEREAS**, the City of Fairbanks desires to protect citizens by regulating basic standards and fees for companies participating in the rotational tow request system, for towing companies providing nonconsensual towing services, and for companies bidding on the City's towing and impound contract.

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

**Section 1.** Fairbanks General Code, Chapter 14, Article X. Towing Vehicles, is hereby repealed and reenacted as follows:

**ARTICLE X. TOWING VEHICLES.**

**DIVISION 1. MASTER OPERATOR'S LICENSE.**

**Sec. 14-431. Master Operator's License.**

(a) Any towing company desiring to bid on the City's towing contract or to be put on the City's rotation tow list, must first obtain a Master Operator's License from the City Clerk's Office. The City Clerk is directed to prepare an application form for the use of applicants consistent with the requirements of this Article.

(b) The nonrefundable biennial fee for a Master Operator's License will be set forth in the City's Schedule of Fees and Charges for Services. This fee will be in addition to the regular city business license fee.

(c) Holders of a Master Operator's License must at all times maintain the same insurance minimum coverage as required by the City under the City's towing and impound services contract.

**DIVISION 2. CITY ROTATION TOW LIST**

**Sec. 14-432. Creation of a City rotation tow list.**

(a) The City has created a rotation tow list comprised of towing companies meeting the eligibility requirements set forth in Sec. 14-433.

(b) The City's rotation tow list will be maintained by the Fairbanks Emergency Communication Center (FECC).

**Sec. 14-433. Rotation tow list eligibility requirements.**

(a) To be placed on the City rotation tow list, a towing company must:

1. Have a Master Operator's License and a City business license.
2. Be available to respond to calls for service 24 hours per day.
3. Maintain insurance minimums required by the City.

(b) A towing company may not, in response to a rotation tow list call for towing services, subcontract those services to another towing company.

(c) A towing company may be removed from the rotation tow list if it is continually non-responsive or if the City receives an unreasonable number of customer complaints for failure to comply with the requirements set forth in this Article.

**Sec. 14-434. Rates; Posting of rates.**

(a) Authorized fees for towing services outlined in this Article are located in the Tow List Schedule of Fees and Charges for Services, which is adopted by reference. Copies of the Tow List Schedule of Fees and Charges for Services will be made available at the City Clerk's office and online at the city's website. The Tow List Schedule of Fees and Charges for Services may be amended by resolution of the City Council.

(b) When providing towing services pursuant to this division, towing companies may only charge fees listed in the Tow List Schedule of Fees and Charges for Services and in an amount no greater than the rates listed therein.

(c) Towing companies on the rotation tow list providing services pursuant to this division must provide a notice with the list of the allowable rates to the vehicle owner or agent upon initial contact.

(d) Towing companies on the rotation tow list providing services pursuant to this division must provide to the vehicle owner or agent invoices with an itemized list of charges for services rendered.

**Sec. 14-435. Operational hours.**

Towing companies on the rotation tow list providing services pursuant to this division must establish hours during which the registered owner or the owner's legally designated agent may reclaim or have access to the vehicle. These hours will be a minimum of eight hours per day, five days per week.

**Sec. 14-436. Response time.**

Towing companies on the rotation tow list providing services pursuant to this division must respond within 30 minutes from the time of the tow request to arrival at the dispatched location. Towing companies will be allowed 45 minutes to respond to the dispatched location if the temperature is minus thirty degrees Fahrenheit or colder as measured at the Fairbanks International Airport.

**Sec. 14-437. Securing vehicles.**

(a) Towing companies on the rotation tow list providing services pursuant to this division must secure each vehicle, regardless of its condition, within an enclosed space secured with a locking mechanism not accessible by the public absent the towing company's authorization.

(b) Towing companies may charge a security fee for this service as set forth in Sec. 14-434.

**Sec. 14-438. Vehicle access.**

(a) During the first 30 days of the vehicle impoundment, during operational hours as set forth in Sec. 14-435 and upon the submission of proper identification, towing companies on the rotation tow list providing services pursuant to this division must allow the registered owner or the owner's legally designated agent two opportunities, at no charge, to access the vehicle for no more than 15 minutes at a time to reclaim any pets or personal property (other than items which are an integral part of or accessories to the vehicle) at the impound yard.

(b) During non-operational hours and holidays, towing companies on the rotation tow list providing services pursuant to this division may allow the registered owner or the owner's legally designated agent the opportunity to access the vehicle for no more than 15 minutes at a time to reclaim any pets or personal property (other than items which are an integral part of or accessories to the vehicle) at the impound yard for a fee as set forth in Sec. 14-434.

**Sec. 14-439. Loss of turn.**

In the event that a towing company is unable to respond to a tow request within the amount of time set forth in Sec. 14-436, the call to that towing company will be cancelled and the company will lose its turn on the rotation list.

## **DIVISION 3. NONCONSENSUAL TOW**

### **Sec. 14-440. Definition.**

A *nonconsensual tow* is any motor vehicle transportation by a tow truck from a private location pursuant to FGC Sec. 78-406 performed without the prior consent or authorization of the owner or operator of the motor vehicle.

### **Sec. 14-441. Regulation of Nonconsensual tows.**

(a) A tow operator may not perform a nonconsensual tow without the written authorization of the owner or manager of the property from which the tow occurs.

(b) A tow operator must notify the FECC within 30 minutes of conducting a nonconsensual tow and provide the FECC with:

1. The make, model, and license plate number of the vehicle;
2. The location and time of the tow;
3. Where the vehicle is being stored; and
4. Contact information for the towing operator.

(c) Fees: For a nonconsensual tow, a towing company may not charge for services or at a rate greater than allowed in the Tow List Schedule of Fees and Charges for Services.

(d) On-scene release of the vehicle: If the vehicle owner, agent, or operator arrives before the tow truck has departed, the tow operator must release the vehicle upon payment of the on-scene release fee, provided the vehicle owner, agent, or operator is able to immediately remedy the private parking condition.

(e) On-scene access to vehicle: The tow operator must allow the vehicle owner, agent, or operator reasonable access to the vehicle to retrieve any pets or personal property (other than items which are an integral part of or accessories to the vehicle). The tow operator may not charge a fee for this access.

## **DIVISION 4. TOWING CONTRACT FOR CITY IMPOUNDS**

### **Sec. 14-442. Towing Contract for City Impounds.**

The City, through its normal procurement process, may contract with a towing company for towing services needed by the City and its various departments. Only towing companies holding a current City of Fairbanks Master Operator's License and current City business license are eligible to be awarded the City's contract for towing services.

**DIVISION 5. MOTOR VEHICLE ACCIDENT CLEAN UP**

**Sec. 14-443. Motor vehicle accident clean up; Penalty.**

(a) All towing company vehicles operating within the City of Fairbanks must carry adequate equipment and supplies to remove glass, fluids, and other debris from the street, highway, or other site of a motor vehicle accident.

(b) Towing companies that provide towing services to vehicles involved in accidents within the City of Fairbanks must ensure that all glass, fluids, and other debris are removed and that the site is cleaned prior to leaving the scene.

(c) Any towing company or employee of a towing company who fails to comply with the provisions set forth in subsection (b) is guilty of the offense of "failure to remove debris after a motor vehicle accident" and will be fined \$250.00. Disposition of this offense may be without court appearance, pursuant to AS 29.25.070 and the Alaska Minor Offense Rules, upon payment of the fine amount listed above and payment of the state surcharge required by AS 12.55.039 and AS 29.25.074. The fines established in this section may not be judicially reduced.

**Section 2.** That the effective date of this ordinance shall be the \_\_\_ day of October 2020.

\_\_\_\_\_  
**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, MMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney



**Tow List Schedule of Fees and Charges for Services**

**As of Ordinance No. 6141 – Effective October 17, 2020**

<b>Category</b>	<b>Code Sec.</b>	<b>Topic</b>	<b>Current Fee</b>	<b>Description</b>
<b>Tow List Fees</b>	14-435 and 14-443	Call-out fee: 10,000 lbs. or less	\$135.00	Call-out is a request by the City for towing services
		Call-out fee: 10,001 to 25,000 lbs.	\$150.00	Call-out is a request by the City for towing services
		Call-out fee: Over 25,000 lbs.	\$300.00	Call-out is a request by the City for towing services
		Surcharge: Extreme weather (minus thirty degrees or colder)	\$25.00	
		Surcharge: Time on-scene exceeding one hour billable in .25 hour increments	\$100.00	Per hour billable in quarter hour increments
		Loaded mileage, per mile	\$4.00	
		Security fee	\$100.00	
		Daily storage fee	\$40.00	May only be charged on days vehicles are available for retrieval by owner
		Vehicle access during operational hours	\$0.00	Within the first 30 days of the vehicle arriving at the towing company's storage yard, a fee for first time and second time access shall not be charged
		Vehicle access during non-operational hours/holidays	\$75.00	Access may be granted during non-operational hours or during state or locally observed holidays
		Vehicle pull-outs	\$135.00	Flat fee charged for removing a vehicle from its current fixed position
	14-443	On-Scene release of vehicle	\$90.00	

**Current Code on Towing Vehicles**  
Attachment to Ordinance No. 6141

**ARTICLE X. - TOWING VEHICLES**

**Sec. 14-431. - Master operator's license.**

- (a) Any tow company desiring to bid on the city's towing contract or to be put on the city's rotational tow list, must first obtain a master operator's license from the city clerk's office. The city clerk is directed to prepare an application form for the use of applicants consistent with the requirements of this article. The city's rotational tow list shall be maintained by the City of Fairbanks Dispatch Center.
- (b) The nonrefundable biennial fee for a master operator's license will be set forth in the city's schedule of fees and charges for services. This fee will be in addition to the regular city business license fee.

**Sec. 14-432. - Creation of a city rotation tow list.**

- (a) Towing companies desiring to be on the city rotation tow list for use by police and fire for call-outs must:
  - (1) Have a master operator's license and a city business license.
  - (2) Commit to a maximum response time of no more than 30 minutes from the time of the call-out.
  - (3) Be available 24 hours per day.
  - (4) Maintain insurance as required by the city of its towing company contractor.
- (b) Charges for towing made pursuant to a call-out from the city's rotational call-out list may be made only for the services listed below and in an amount no greater than the rates listed below. These rates may be modified periodically. No other fees may be assessed.
  - 1. Call-out fee: 10,000 lbs. or less .....\$85.00  
Call-out fee: 10,001 to 25,000 lbs. ....100.00  
Call-out fee: Over 25,000 lbs. ....200.00  
Surcharge: Extreme weather (minus thirty degrees or colder) .....25.00  
Surcharge: Time on-scene exceeding one hour billable in .25 hour increments .....100.00 per hour
  - 2. Loaded mileage, per mile .....4.00
  - 3. Security fee .....100.00
  - 4. Daily storage fee (May only be charged on days vehicles are available for retrieval by owner) .....40.00
  - 5. Companies offering impoundment shall establish hours during which the owner may reclaim their vehicle. These hours will be a minimum of eight hours per day, five days per week. Any person who engages in towing for impoundment must allow the owner or person entitled to lawful possession, upon request and after showing proper identification, to immediately reclaim from their impounded vehicle any pets or personal property (other than items which are an integral part of or accessories to the vehicle), either at the impound yard or at the site of impoundment.
- (c) A towing company may be removed from the list if it is continually non-responsive or if the city receives an unreasonable number of customer complaints.

**Sec. 14-433. - Towing contract for city impounds.**

- (a) Any firm desiring to bid on the city's towing and impound contract must have a master operator's license.
- (b) The only fees that can be charged under the city's contract are for call-out and mileage consistent with section 14-432(b), including surcharges.
- (c) The contract award shall be for a two-year term.
- (d) Other terms may be made a requirement of the contract under a request for proposals.

**Sec. 14-434. - Motor vehicle accident clean up; penalty for failure to remove glass, fluids, and other debris.**

- (a) All towing company vehicles operating within the City of Fairbanks must carry adequate equipment and supplies to remove glass, fluids, and other debris from the street, highway, or other site of a motor vehicle accident. Towing companies that provide towing services to vehicles involved in accidents within the City of Fairbanks must ensure that all glass, fluids, and other debris are removed and that the site is cleaned prior to leaving the scene.
- (b) Any towing company or employee of a towing company who fails to comply with the provisions set forth in subsection (a) is guilty of the offense of "failure to remove debris after a motor vehicle accident" and will be fined \$100. Disposition of this offense may be without court appearance pursuant to AS 29.25.070 and the Alaska Minor Offense Rules upon payment of the fine amount listed above and payment of the state surcharge required by AS 12.55.039 and AS 29.25.074. The fines established in this fine schedule may not be judicially reduced.

**Secs. 14-435—14-490. - Reserved.**

**ORDINANCE NO. 6142**

**AN ORDINANCE TO AMEND FAIRBANKS GENERAL CODE CHAPTER 14,  
ARTICLE V. ALCOHOLIC BEVERAGES TO REMOVE FEES FOR INSPECTIONS**

**WHEREAS**, the current City code provisions and Schedule of Fees and Charges for Services are inconsistent regarding the fees charged by the Building and Fire Departments for inspections related to alcoholic beverage establishments; and

**WHEREAS**, FGC Secs. 14-167(c) and 14-168(c) are redundant; and

**WHEREAS**, for clarity and consistency, the following changes are proposed.

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

**Section 1.** Fairbanks General Code, Chapter 14, Article V. Alcoholic Beverages, Section 14-167, subsection (c), is amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 14-167. - Procedure for review of licenses.

(c) A fee, as set forth in the city's schedule of fees and charges for services, will be charged for the city's processing of an application for a transfer, renewal or new alcoholic beverage license of any type, including an application for a temporary caterer's permit.

**Section 2.** Fairbanks General Code, Chapter 14, Article V. Alcoholic Beverages, Section 14-168, subsection (c), is hereby repealed.

**Sec. 14-168. - New locations.**

~~(c) A fee, as set forth in the city's schedule of fees & charges for services, will be charged for the city's processing of an application for a transfer, renewal or new alcoholic beverage license of any type, including an application for a temporary caterer's permit.~~

**Section 3.** The City of Fairbanks Schedule of Fees and Charges for Services is hereby amended to delete "inspections for ABC actions" from the charges under Emergency Services.

**Section 4.** That the effective date of this ordinance shall be the \_\_\_ day of October 2020.

\_\_\_\_\_  
**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, MMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

**Page 3 of City Schedule of Fees and Charges for Services**

<b>Emergency Services</b>	26-111	Ambulance Services	\$ 1,000.00	Advanced and Basic Life Support Transport
			\$ (50.00)	Discount for Fairbanks resident
			\$ 150.00	Life assist, after 5 within 12 weeks
		Additional Patient Transport Mileage	\$ 12.00	Per mile; for all miles
		Non-emergency assistance to private care facilities	\$ 75.00	Per hour; one hour minimum. Physical assistance in moving patients or clients.
		Emergency Fire Equipment Response to Motor Vehicle Accident	\$ 400.00	Per vehicle involved in accident that requires emergency response which has received property damage for owner of vehicle that caused accident
	30-1	Fire Inspection, investigation, technical services, inspections for ABC actions	\$ 85.00	Per employee hour, one hour minimum. One free follow up. When deficiencies are not corrected within the time specified by the Fire Inspector, fees are doubled for a second inspection and tripled on a third visit.
	30-1	Routine Safety Checks, response to safety complaints	\$ -	Initial inspection no charge
			\$ 85.00	Per hour, when deficiencies are not corrected within the time specified by the Fire Inspector; fees are charged for a second inspection if substantial compliance not completed; tripled on a third visit.
		Mutual Aid		No fee
		Fire Training Center	\$ 60.00	4-hour block, Fire Training Center tower and grounds
			\$ 30.00	4-hour block, Fire Training Center conference room
			\$ 60.00	4-hour block, Fire Training Center large classroom
	30-1	In-Service Inspection	\$ 50.00	Per employee hour; 0.5 hour minimum (only applied to uncorrected items from "no charge" first inspection)

Attachment to Ordinance No. 6142

**RESOLUTION NO. 4937**

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO PARTICIPATE IN THE FFY2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM**

**WHEREAS**, a public hearing was held by the City of Fairbanks on September 17, 2020, and a record of that meeting is attached; and

**WHEREAS**, community members expressed support to apply for funds to renovate the Senior Center, a building owned by the City of Fairbanks; and

**WHEREAS**, the City of Fairbanks is eligible to apply for a grant in the amount of \$850,000 from the Alaska Department of Commerce, Community, and Economic Development under the CDBG program; and

**WHEREAS**, the North Star Council on Aging is providing a match in the amount of \$285,000.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the Mayor or his designee is hereby authorized to request funds from the CDBG Program and to negotiate and execute any and all documents required for granting and managing funds on behalf of the City of Fairbanks.

The Mayor or his designee is also authorized to execute subsequent amendments to said grant agreement to provide for adjustments to the project within the scope of services or tasks, based upon the needs of the project.

**PASSED and APPROVED this 12th Day of October 2020.**

\_\_\_\_\_  
**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, MMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

# CITY OF FAIRBANKS

CDBG PUBLIC HEARING

SEPTEMBER 17, 2020

CITY COUNCIL CHAMBERS

12:00 p.m.

Carrie Peterson, Grants Administrator for the City of Fairbanks, opened the meeting to wrap up the Aerial Platform Fire Apparatus Project, seek recommendations for projects and to select a project to apply for funding under the Alaska Community Development Block Grant (CDBG) Program.

Carrie Peterson informed attendees that the FFY17 CDBG Block Grant Project for the Aerial Platform Fire Apparatus was wrapping up and that construction had been completed. The truck is being prepared to ship to Fairbanks and we were closing the project. She then turned the meeting over to Chief Tod Chambers.

Chief Tod Chambers presented an overview of the Aerial Platform Fire Apparatus Project purchased with CDBG funding. Carrie Peterson called for comments regarding the Project: there were no comments. As there were no comments Carrie announced that the meeting would shift from the closeout of the Fire Apparatus Project, to ideas for projects to apply for in the FFY20 grant period.

Carrie Peterson informed attendees that the CDBG is a federal program funded by the Housing and Urban Development (HUD) and that the State of Alaska plans to award \$2 million in CDBG funds for FFY20. She explained that the State of Alaska is accepting applications from municipal government and cities for a single project with a maximum request of \$850,000 and recommended match of 25%. She also explained that the grants are awarded on a competitive basis and must benefit low- and moderate-income persons.

A list of eligible activities was presented and described from the FFY20 CDBG Application Handbook. Carrie Peterson explained that the City of Fairbanks would not seek projects involving special economic development due to the length of time it would take to accomplish the project or non-city owned construction of facilities due to the 20-year public use requirement.

Carrie Peterson informed attendees that funds were used in previous years to construct ADA compliant sidewalks on 23<sup>rd</sup> Avenue, to build a homeless shelter for youth, to construct improvements to revitalize the Bjerremark Subdivision and to purchase an Aerial Platform Fire Apparatus. She informed attendees that two projects were recommended by the North Star Council on Aging and No Limits.

Gwen Jackson of North Star Council on Aging presented the proposed Fairbanks Senior Center project. She emphasized the need for expanded kitchen facilities to meet the meals on wheels needs of the area. The Senior Center Project includes expansion and updates to the current building. She also pointed out that the current facility is inadequate for the number of seniors currently requiring services and that the senior population is the fastest growing group. She also pointed out the diversity of services offered.

Kelvin Lee of No Limits presented the proposal for the Warming Shelter. He pointed out the need for somewhere warm and safe during the day when many shelters are closed. He also mentioned the other services available to the homeless population through No Limits. The Warming Center project proposal included updates to the current facility along with a lease for a new and larger facility.

Carrie Peterson requested additional recommendations.

There was strong support for both projects from attendees. The majority of the support at the meeting and through emails was for the Senior Center Renovation Project.

The hearing was adjourned at 1:05 p.m.



**CITY OF FAIRBANKS**

**FISCAL NOTE**

**I. REQUEST:**

Ordinance or Resolution No: 4937

Abbreviated Title: FFY20 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

Department(s): \_\_\_\_\_

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:**

<b>PROJECTS:</b>	<b>Equipment</b>	<b>Building</b>	<b>Personnel</b>	<b>Total</b>
Senior Center Renovation Project		\$1,135,000		\$1,135,000
				\$0
				\$0
				\$0
				\$0
				\$0
<b>TOTAL</b>	<b>\$0</b>	<b>\$1,135,000</b>	<b>\$0</b>	<b>\$1,135,000</b>

<b>FUNDING SOURCE:</b>	<b>Equipment</b>	<b>Building</b>	<b>Personnel</b>	<b>Total</b>
CDBG		\$850,000		\$850,000
North Star Council on Aging		\$285,000		\$285,000
				\$0
<b>TOTAL</b>	<b>\$0</b>	<b>\$1,135,000</b>	<b>\$0</b>	<b>\$1,135,000</b>

The North Star Council on Aging leases the City of Fairbanks building located on 1424 Moore Street. The lease is effective until December 31, 2030. The North Star Council on Aging will provide the match for this grant and will be responsible for maintenance and operations.

Reviewed by Finance Department: Initial cp Date 10/5/2020

**RESOLUTION NO. 4938**

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO APPLY FOR FUNDS FROM THE ENVIRONMENTAL PROTECTION AGENCY (EPA) FOR A FY2021 BROWNFIELDS MULTIPURPOSE GRANT**

**WHEREAS**, in 2018, the City of Fairbanks acquired the Polaris Building through tax foreclosure; and

**WHEREAS**, the Polaris Building is located in downtown Fairbanks on Lacey Street between First and Second Avenues; it was condemned by the City Building Official in August of 2012; and

**WHEREAS**, the building contains lead and asbestos; and

**WHEREAS**, the City of Fairbanks plans to request \$800,000 from the EPA Brownfields Multipurpose Grant program, and a match is required; and

**WHEREAS**, the City of Fairbanks will provide an in-kind match in the amount of \$40,000; and

**WHEREAS**, the grant will provide funds for assessment and cleanup of the structure.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the Mayor or his designee is authorized to execute all documents required for requesting funds on behalf of the City from the Environmental Protection Agency for a FY2021 Brownfields Multipurpose Grant.

**PASSED and APPROVED this 12th Day of October 2020.**

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**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

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D. Danyielle Snider, MMC, City Clerk

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Paul J. Ewers, City Attorney

**CITY OF FAIRBANKS**  
**FISCAL NOTE**

**I. REQUEST:**

Ordinance or Resolution No: 4938

Abbreviated Title: APPLY FY2021 EPA BROWNFIELDS MULTIPURPOSE GRANT

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:**

<b>PROJECTS:</b>	<b>Contract</b>	<b>Building</b>	<b>Personnel</b>	<b>Total</b>
Polaris Building Assessment, Abatement & Demolition	\$800,000		\$40,000	\$840,000
				\$0
				\$0
				\$0
				\$0
				\$0
<b>TOTAL</b>	<b>\$800,000</b>	<b>\$0</b>	<b>\$40,000</b>	<b>\$840,000</b>

<b>FUNDING SOURCE:</b>	<b>Contract</b>	<b>Building</b>	<b>Personnel</b>	<b>Total</b>
Environmental Protection Agency (EPA)	\$800,000			\$800,000
General Fund (Budgeted Costs)			\$40,000	\$40,000
				\$0
<b>TOTAL</b>	<b>\$800,000</b>	<b>\$0</b>	<b>\$40,000</b>	<b>\$840,000</b>

The City of Fairbanks will provide an in-kind match of staff time by the Environmental Manager and Grants Administrator. The City is also seeking in-kind donations from Fairbanks North Star Borough for waiving tipping fees for non-hazardous materials.

Reviewed by Finance Department: Initial CP Date 10/5/2020

**RESOLUTION NO. 4939**

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO  
ACCEPT FUNDS FROM THE ALASKA DIVISION OF HOMELAND  
SECURITY FOR THE FFY2020 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 of Fairbanks was awarded State Homeland Security Program (SHSP) funds to enhance resilience, absorb disruptions, and recover from incidents, both man-made and natural; and

**WHEREAS**, the City of Fairbanks was awarded \$89,000 to update the Police Station Back Lot Security (\$60,000), to purchase Battery Powered Positive Pressure Fans for the Fire Department (\$19,000), and for Engineering Training in post-earthquake structural assessment (\$10,000); and

**WHEREAS**, the City of Fairbanks is not required to provide a match.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the Mayor or his designee is authorized to execute all documents required for accepting grant funds on behalf of the City from the Alaska Division of Homeland Security FFY2020 State Homeland Security Program.

**PASSED and APPROVED this 12th Day of October 2020.**

\_\_\_\_\_  
**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, MMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

**CITY OF FAIRBANKS**  
**FISCAL NOTE**

**I. REQUEST:**

Ordinance or Resolution No: 4939

Abbreviated Title: FFY20 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT

Department(s): POLICE, FIRE AND 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 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	Building	Training	Total
Police Station Back Lot Security Update		\$60,000		\$60,000
Battery Powered Positive Pressure Fans	\$19,000			\$19,000
Post-earthquake Structural Assessment Training			\$10,000	\$10,000
				\$0
	<b>\$19,000</b>	<b>\$60,000</b>	<b>\$10,000</b>	<b>\$89,000</b>

FUNDING SOURCE:	Equipment	Building	Training	Total
Alaska Division of Homeland Security (Federal Funds)	\$19,000	\$60,000	\$10,000	\$89,000
				\$0
				\$0
<b>TOTAL</b>	<b>\$19,000</b>	<b>\$60,000</b>	<b>\$10,000</b>	<b>\$89,000</b>

The maintenance costs for any security updates to the police back lot will be included in the General Fund Budget and should decrease as equipment is updated to arctic grade. The maintenance costs for the fans should also decrease with replacement and will be included in the General Fund Budget.

Reviewed by Finance Department: Initial cp Date 10/5/2020

**RESOLUTION NO. 4940**

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO  
ACCEPT FUNDS FROM THE ALASKA HIGHWAY SAFETY  
OFFICE FOR FFY2021 DUI TRAFFIC ENFORCEMENT GRANT**

**WHEREAS**, the City of Fairbanks has been notified by the Alaska Highway Safety Office that the City of Fairbanks was awarded \$110,000 to address specific traffic safety priority areas; and

**WHEREAS**, the City of Fairbanks was awarded funds for local law enforcement, particularly in the apprehension of DUI offenders; and

**WHEREAS**, the City of Fairbanks received positive citizen feedback regarding continued traffic enforcement, and this program is highly regarded by the Alaska Highway Safety Office due to reductions in fatal crashes in the Fairbanks area; and

**WHEREAS**, the City of Fairbanks is required to provide a match in the amount of \$110,000 and plans to provide the required match through in-kind personnel costs;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the Mayor or his designee is authorized to execute documents required to accept funds on behalf of the City for the Alaska Highway Safety Office FFY2021 DUI Traffic Enforcement grant.

**PASSED and APPROVED this 12th day of October 2020.**

\_\_\_\_\_  
**Jim Matherly, City Mayor**

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, MMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

**CITY OF FAIRBANKS  
FISCAL NOTE**

**I. REQUEST:**

Ordinance or Resolution No: 4940

Abbreviated Title: ALASKA HIGHWAY SAFETY OFFICE FFY2021 DUI TRAFFIC UNIT

Department(s): POLICE 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
Personnel Wages & Benefits (Traffic Unit Officer - Grant)			\$110,000	\$110,000
Personnel Wages & Benefits (Traffic Unit Supervisor)			\$110,000	\$110,000
				\$0
				\$0
				\$0
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$220,000</b>	<b>\$220,000</b>

FUNDING SOURCE:	Equipment	Building	Personnel	Total
Alaska Highway Safety Office Grant (Federal Funds)			\$110,000	\$110,000
Police Department General Funds			\$110,000	\$110,000
				\$0
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$220,000</b>	<b>\$220,000</b>

The City will use in-kind personnel costs to meet the match requirements for this grant.

Reviewed by Finance Department:

Initial CP

Date 10/7/2020