



FAIRBANKS CITY COUNCIL
AGENDA NO. 2021-17
REGULAR MEETING – AUGUST 9, 2021
MEETING WILL BE HELD VIA [ZOOM WEBINAR](#) AND AT
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 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 are asked to wear a mask or face covering unless they have been fully vaccinated (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 Liquor License Application for Renewal. Public Testimony will be taken and limited to three minutes.

Lic. #	DBA	License Type	Licensee	Address
576	Crowbar	Beverage Dispensary	Randall Kelsch	2712 Jessie Street

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

- a) Ordinance No. 6174 – An Ordinance Amending the 2021 Operating and Capital Budgets for the Third Time. Introduced by Mayor Matherly. **SECOND READING AND PUBLIC HEARING.**
- b) Ordinance No. 6175 – An Ordinance Authorizing Conveyance of a Temporary Easement to the State of Alaska for the Fairbanks Cushman Street Bridge Project. Introduced by Mayor Matherly. **SECOND READING AND PUBLIC HEARING.**
- c) Ordinance No. 6176 – An Ordinance to Amend Fairbanks General Code Sec. 2-233(a) to Allow the Mayor to Designate an Alternate Chairperson of the Fairbanks Diversity Council. Introduced by Council Members Therrien, Rogers, and Kun. **SECOND READING AND PUBLIC HEARING.**
- d) Ordinance No. 6177 – An Ordinance Amending Fairbanks General Code Sec. 14-178(a)11 Regarding Council Review of License Issuance, Renewal, or Transfer. Introduced by Council Member Gibson. **SECOND READING AND PUBLIC HEARING.**
- e) Ordinance No. 6178 – An Ordinance to Amend FGC Chapter 78, Article XXII Motor Vehicle Impoundment and Forfeiture, to Remove Driving While License Suspended and No Insurance Convictions. Introduced by Council Member Gibson. **SECOND READING AND PUBLIC HEARING.**

12. NEW BUSINESS
 - *a) Resolution No. 4979 – A Resolution Expressing Solidarity with the Citizens of Cuba Protesting for Freedom. Introduced by Council Member Gibson.
13. DISCUSSION ITEMS (Information and Reports)
 - a) Committee Reports
14. WRITTEN COMMUNICATIONS TO THE CITY COUNCIL
 - *a) Appointments to the Fairbanks Diversity Council
 - *b) Chena Riverfront Commission Meeting Minutes of May 26, 2021
15. COUNCIL MEMBERS' COMMENTS
16. CITY CLERK'S REPORT
17. CITY ATTORNEY'S REPORT
18. EXECUTIVE SESSION
 - a) Fairbanks Firefighters Union Labor Negotiation Strategy
19. ADJOURNMENT



800 Cushman Street
Fairbanks, AK 99701

Telephone (907)459-6702
Fax (907)459-6710

MEMORANDUM

TO: Mayor Matherly and City Council Members

FROM: D. Danyielle Snider, City Clerk 

SUBJECT: Liquor License Renewal

DATE: August 4, 2021

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

Lic. #	DBA	License Type	Licensee	Address
576	Crowbar	Beverage Dispensary	Randall Kelsch	2712 Jessie Street

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

There are no department-recommended protests for the above-listed liquor license renewal.

CITY OF FAIRBANKS PUBLIC SAFETY

CROWBAR 2712 JESSIE ST

JULY 2020 - JULY 2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	08/16/2020 02:03:22	AOA - NON URGENT -	2712 JESSE ST	O26	NRP	08/16/2020 02:33:49
	10/26/2020 22:58:25	THREATENING SUICIDE -	2712 JESSE ST	L2	NRP	10/26/2020 23:19:21
	11/01/2020 01:52:43	SI - FIELD CONTACT	2712 JESSE ST	O19	NRP	11/01/2020 01:58:08
	11/27/2020 17:55:04	TRESPASS/UNWANTED -	2712 JESSE ST	O41	NRP	11/27/2020 18:09:31
	12/25/2020 02:02:10	PHYSICAL DOMESTIC	2712 JESSE ST	O19	NRP	12/25/2020 02:17:58
	02/10/2021 22:10:56	TRESPASS/UNWANTED -	2712 JESSE ST	O58	NRP	02/10/2021 22:24:16
21000935	03/14/2021 04:16:18	VIOLATING CONDITIONS	2712 JESSE ST	S34	RPT	03/14/2021 04:21:29
	05/01/2021 18:33:20	DISTURBANCE PHYSICAL	2712 JESSE ST	S11	NRP	05/01/2021 19:07:49
21001730	05/16/2021 23:45:58	PAST THEFT - BRAVO	2712 JESSE ST	O2	RPT	05/17/2021 07:46:19
	05/25/2021 21:05:26	DUI - MOVING - DELTA	2712 JESSE ST	O13	NRP	05/25/2021 21:47:57

Total Number of Events Listed: **10**

ORDINANCE NO. 6174

**AN ORDINANCE AMENDING THE 2021 OPERATING
AND CAPITAL BUDGETS FOR THE THIRD TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached fiscal note to amend the 2021 operating and capital budget.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows [amendments shown in **bold** font; deleted text in ~~font~~]:

SECTION 1. There is hereby appropriated to the 2021 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, 2021 and ending December 31, 2021 (see pages 2 and 3):

GENERAL FUND

<u>REVENUE</u>	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Taxes (all sources)	\$ 21,266,773	\$ 197,805	\$ 21,464,578
Charges for Services	5,566,800	(175,000)	5,391,800
Intergovernmental Revenues	1,646,150	396,000	2,042,150
Licenses and Permits	1,759,950	378,000	2,137,950
Fines and Forfeitures	486,500	(50,000)	436,500
Interest and Penalties	185,500	(55,000)	130,500
Rental and Lease Income	145,762	(9,000)	136,762
Other Revenues	221,000	(1,000)	220,000
Other Financing Sources	2,989,364	-	2,989,364
Total revenue appropriation	<u>\$ 34,267,799</u>	<u>\$ 681,805</u>	<u>\$ 34,949,604</u>
 <u>EXPENDITURES</u>			
Mayor Department	\$ 695,554	\$ -	\$ 695,554
Legal Department	204,993	15,500	220,493
Office of the City Clerk	427,465	6,000	433,465
Finance Department	1,009,811	-	1,009,811
Information Technology	2,323,802	-	2,323,802
General Account	3,865,387	299,123	4,164,510
Police Department	7,410,915	-	7,410,915
Communications Center	2,572,479	-	2,572,479
Fire Department	7,453,687	20,000	7,473,687
Public Works Department	8,809,140	250,000	9,059,140
Engineering Department	826,268	100,000	926,268
Building Department	675,889	4,500	680,389
Total expenditure appropriation	<u>\$ 36,275,390</u>	<u>\$ 695,123</u>	<u>\$ 36,970,513</u>
Estimated general fund balance	\$ 13,297,941	\$ -	\$ 13,297,941
Prior year encumbrances	(518,563)	-	(518,563)
Transfers to other funds	(1,900,000)	-	(1,900,000)
Increase (Decrease) to fund balance	410,972	(13,318)	397,654
2021 estimated unassigned balance	<u>\$ 11,290,350</u>	<u>\$ (13,318)</u>	<u>\$ 11,277,032</u>
Minimum unassigned fund balance requirement is 20% of budgeted annual			<u>\$ 7,394,103</u>

CAPITAL FUND

<u>REVENUE</u>	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Transfer from Permanent Fund	\$ 648,139	\$ -	\$ 648,139
Transfer from General Fund	1,500,000	-	1,500,000
Property Repair & Replacement	145,000	-	145,000
Public Works	250,000	-	250,000
Garbage Equipment Reserve	255,750	-	255,750
IT	70,000	-	70,000
Police	180,000	-	180,000
Communications Center	140,000	-	140,000
Fire	290,000	-	290,000
Building	10,000	-	10,000
Total revenue appropriation	<u>\$ 3,488,889</u>	<u>\$ -</u>	<u>\$ 3,488,889</u>
 <u>EXPENDITURES</u>			
Property Repair & Replacement	\$ 2,156,055	\$ 100,000	\$ 2,256,055
Public Works Department	1,146,837	-	1,146,837
IT Department	240,305	-	240,305
Police Department	463,078	-	463,078
Fire Department	761,878	-	761,878
Road Maintenance	567,776	-	567,776
Total expenditure appropriation	<u>\$ 5,335,929</u>	<u>\$ 100,000</u>	<u>\$ 5,435,929</u>
Estimated capital fund balance	\$ 13,895,485	\$ -	\$ 13,895,485
Prior year encumbrances	(1,547,570)	-	(1,547,570)
Increase (Decrease) to fund balance	(299,470)	(100,000)	(399,470)
2021 estimated assigned fund balance	<u>\$ 12,048,445</u>	<u>\$ (100,000)</u>	<u>\$ 11,948,445</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, 2021 and ending December 31, 2021.

SECTION 3. The effective date of this ordinance shall be the 9th day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

FISCAL NOTE
ORDINANCE NO. 6174
AMENDING THE 2021 OPERATING AND CAPITAL BUDGETS
FOR THE THIRD TIME

GENERAL FUND
\$681,805 Increase in Revenue
\$695,123 Increase in Expenditures

Revenue

1. Taxes
 - \$197,805 increase to real property taxes
2. Charges for Services
 - (\$200,000) decrease to ambulance services
 - \$25,000 increase to engineering stormwater services
3. Intergovernmental Revenues
 - \$396,000 increase to State of Alaska PERS on behalf payments
4. License and Permits
 - \$100,000 increase to fire code inspections
 - \$2,000 increase to engineering plat zoning services
 - \$10,000 increase to right of way permits
 - \$264,000 increase to commercial building permits
 - \$2,000 increase to sign permits
5. Fines and Forfeitures
 - (\$50,000) decrease to moving traffic violations
6. Interest and Penalties
 - (\$75,000) decrease to interest income
 - \$20,000 increase to sales tax interest and penalties
7. Rental and Lease Income
 - (\$9,000) decrease for Sprint lease
8. Other Revenues
 - (\$1,000) decrease to special assessment principal

9. Other Financing Sources

Expenditures

1. Mayor Department
2. Legal Department
 - \$500 increase to office supplies
 - \$15,000 increase to court costs for legal costs
3. City Clerk's Office
 - \$6,000 increase to salaries and benefits to retain the deputy city clerk
4. Finance Department
 - \$84,000 increase to salaries and benefits to hire two temporary full-time accounting specialists in preparation of staff retirements
 - (\$84,000) decrease to other outside contracts
5. Information Technology
6. General Account
 - \$396,000 increase to State of Alaska PERS on behalf payments
 - (\$96,877) decrease for encumbrance carryover
7. Police Department
8. Communications Center
9. Fire Department
 - \$20,000 increase to salaries and benefits to hire an assistant fire chief
10. Public Works Department
 - \$250,000 increase to salaries and benefits for temporary workers in preparation for snow removal
11. Engineering Department
 - \$100,000 increase to salaries and benefits for managing general city projects
12. Building Department
 - \$4,500 increase to salaries and benefits to hire a plans examiner

CAPITAL FUND
\$0 Increase in Revenue
\$100,000 Increase in Expenditures

Revenue

1. Other Financing Sources

Expenditures

1. Property Repair & Replacement
2. Public Works
 - \$100,000 increase to replace the mechanic bay overhead crane
3. Garbage Equipment Reserve
4. IT Department
5. Police Department
6. Communications Center
7. Fire Department
8. Road Maintenance

Introduced By: Mayor Jim Matherly
Finance Committee Review: July 20, 2021
Introduced: July 26, 2021

**ORDINANCE NO. 6174, AS AMENDED
PROPOSED SUBSTITUTE**

**AN ORDINANCE AMENDING THE 2021 OPERATING
AND CAPITAL BUDGETS FOR THE THIRD TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached fiscal note to amend the 2021 operating and capital budget.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows [amendments shown in **bold** font; deleted text in ~~font~~]:

SECTION 1. There is hereby appropriated to the 2021 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, 2021 and ending December 31, 2021 (see pages 2 and 3) [amendments shown in **bold** font; deleted text or amounts in ~~font~~]:

GENERAL FUND

<u>REVENUE</u>	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Taxes (all sources)	\$ 21,266,773	\$ 197,805	\$ 21,464,578
Charges for Services	5,566,800	(175,000)	5,391,800
Intergovernmental Revenues	1,646,150	396,000	2,042,150
Licenses and Permits	1,759,950	378,000	2,137,950
Fines and Forfeitures	486,500	(50,000)	436,500
Interest and Penalties	185,500	(55,000)	130,500
Rental and Lease Income	145,762	(9,000)	136,762
Other Revenues	221,000	(1,000)	220,000
Other Financing Sources	2,989,364	-	2,989,364
Total revenue appropriation	<u>\$ 34,267,799</u>	<u>\$ 681,805</u>	<u>\$ 34,949,604</u>
 <u>EXPENDITURES</u>			
Mayor Department	\$ 695,554	\$ -	\$ 695,554
Legal Department	204,993	15,500	220,493
Office of the City Clerk	427,465	6,000	433,465
Finance Department	1,009,811	-	1,009,811
Information Technology	2,323,802	-	2,323,802
General Account	3,865,387	299,123	4,164,510
Police Department	7,410,915	-	7,410,915
Communications Center	2,572,479	-	2,572,479
Fire Department	7,453,687	-	7,453,687
Public Works Department	8,809,140	250,000	9,059,140
Engineering Department	826,268	100,000	926,268
Building Department	675,889	4,500	680,389
Total expenditure appropriation	<u>\$ 36,275,390</u>	<u>\$ 675,123</u>	<u>\$ 36,950,513</u>
Estimated general fund balance	\$ 13,297,941	\$ -	\$ 13,297,941
Prior year encumbrances	(518,563)	-	(518,563)
Transfers to other funds	(1,900,000)	-	(1,900,000)
Increase (Decrease) to fund balance	410,972	6,682	417,654
2021 estimated unassigned balance	<u>\$ 11,290,350</u>	<u>\$ 6,682</u>	<u>\$ 11,297,032</u>
Minimum unassigned fund balance requirement is 20% of budgeted annual			<u>\$ 7,390,103</u>

CAPITAL FUND

<u>REVENUE</u>	COUNCIL APPROPRIATION	INCREASE (DECREASE)	AMENDED APPROPRIATION
Transfer from Permanent Fund	\$ 648,139	\$ -	\$ 648,139
Transfer from General Fund	1,500,000	-	1,500,000
Property Repair & Replacement	145,000	-	145,000
Public Works	250,000	-	250,000
Garbage Equipment Reserve	255,750	-	255,750
IT	70,000	-	70,000
Police	180,000	-	180,000
Communications Center	140,000	-	140,000
Fire	290,000	-	290,000
Building	10,000	-	10,000
Total revenue appropriation	<u>\$ 3,488,889</u>	<u>\$ -</u>	<u>\$ 3,488,889</u>
 <u>EXPENDITURES</u>			
Property Repair & Replacement	\$ 2,156,055	\$ 100,000	\$ 2,256,055
Public Works Department	1,146,837	-	1,146,837
IT Department	240,305	-	240,305
Police Department	463,078	-	463,078
Fire Department	761,878	-	761,878
Road Maintenance	567,776	-	567,776
Total expenditure appropriation	<u>\$ 5,335,929</u>	<u>\$ 100,000</u>	<u>\$ 5,435,929</u>
Estimated capital fund balance	\$ 13,895,485	\$ -	\$ 13,895,485
Prior year encumbrances	(1,547,570)	-	(1,547,570)
Increase (Decrease) to fund balance	(299,470)	(100,000)	(399,470)
2021 estimated assigned fund balance	<u>\$ 12,048,445</u>	<u>\$ (100,000)</u>	<u>\$ 11,948,445</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, 2021 and ending December 31, 2021.

SECTION 3. The effective date of this ordinance shall be the 9th day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

FISCAL NOTE
ORDINANCE NO. 6174, AS AMENDED
AMENDING THE 2021 OPERATING AND CAPITAL BUDGETS
FOR THE THIRD TIME

GENERAL FUND
\$681,805 Increase in Revenue
\$675,123 Increase in Expenditures

Revenue

1. Taxes
 - \$197,805 increase to real property taxes
2. Charges for Services
 - (\$200,000) decrease to ambulance services
 - \$25,000 increase to engineering stormwater services
3. Intergovernmental Revenues
 - \$396,000 increase to State of Alaska PERS on behalf payments
4. License and Permits
 - \$100,000 increase to fire code inspections
 - \$2,000 increase to engineering plat zoning services
 - \$10,000 increase to right of way permits
 - \$264,000 increase to commercial building permits
 - \$2,000 increase to sign permits
5. Fines and Forfeitures
 - (\$50,000) decrease to moving traffic violations
6. Interest and Penalties
 - (\$75,000) decrease to interest income
 - \$20,000 increase to sales tax interest and penalties
7. Rental and Lease Income
 - (\$9,000) decrease for Sprint lease
8. Other Revenues
 - (\$1,000) decrease to special assessment principal

9. Other Financing Sources

Expenditures

1. Mayor Department
2. Legal Department
 - \$500 increase to office supplies
 - \$15,000 increase to court costs for legal costs
3. City Clerk's Office
 - \$6,000 increase to salaries and benefits to retain the deputy city clerk
4. Finance Department
 - \$84,000 increase to salaries and benefits to hire two temporary full-time accounting specialists in preparation of staff retirements
 - (\$84,000) decrease to other outside contracts
5. Information Technology
6. General Account
 - \$396,000 increase to State of Alaska PERS on behalf payments
 - (\$96,877) decrease for encumbrance carryover
7. Police Department
8. Communications Center
9. Fire Department
 - ~~\$20,000 increase to salaries and benefits to hire an assistant fire chief~~
10. Public Works Department
 - \$250,000 increase to salaries and benefits for temporary workers in preparation for snow removal
11. Engineering Department
 - \$100,000 increase to salaries and benefits for managing general city projects
12. Building Department
 - \$4,500 increase to salaries and benefits to hire a plans examiner

CAPITAL FUND
\$0 Increase in Revenue
\$100,000 Increase in Expenditures

Revenue

1. Other Financing Sources

Expenditures

1. Property Repair & Replacement
2. Public Works
 - \$100,000 increase to replace the mechanic bay overhead crane
3. Garbage Equipment Reserve
4. IT Department
5. Police Department
6. Communications Center
7. Fire Department
8. Road Maintenance

ORDINANCE NO. 6175

**AN ORDINANCE AUTHORIZING CONVEYANCE OF A TEMPORARY
EASEMENT TO THE STATE OF ALASKA FOR THE FAIRBANKS
CUSHMAN STREET BRIDGE PROJECT**

WHEREAS, the Alaska Department of Transportation & Public Facilities (ADOT&PF) has funding for the Fairbanks Cushman Street Bridge Project, State Project Number Z622070000; and

WHEREAS, the Project will provide for improvements and upgrades to the Cushman Street Bridge; and

WHEREAS, the Project will require the State of Alaska to acquire a temporary construction easement on a parcel of City property described as Parcel No. TCP 90, containing approximately 538 square feet, as more fully described and shown in Attachment, page 5; and

WHEREAS, it is the sense of the Council that conveyance of this temporary easement to ADOT&PF is in the best interest of the public and of mutual benefit to the State and the City.

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

SECTION 1. That the Mayor is hereby authorized to execute the easement document (Attachment A), and the City Clerk is authorized and directed to attest and affix the City Seal to the easement document.

SECTION 2. That the conveyance of the easement is subject to the 30-day permissive referendum period as required under FGC Sec. 70-42 and in accordance with the Fairbanks City Charter.

SECTION 3. That the effective date of this ordinance will be the ____ day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:


ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

Attachment A to Ordinance No. 6175

 <p>STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES</p> <p>TEMPORARY CONSTRUCTION PERMIT (Standard/Partial Property)</p>	PROJECT NAME: FAIRBANKS CUSHMAN BRIDGE
	STATE PROJECT #: Z622070000
	FEDERAL-AID PROJECT #: 0663012
	PARCEL #: TCP-90

The GRANTOR, City of Fairbanks, whose mailing address is 800 Cushman Street, for and in consideration of MUTUAL BENEFITS and other valuable consideration, in hand paid, grants unto the GRANTEE, STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION & PUBLIC FACILITIES, whose mailing address is 2301 Peger Road, Fairbanks, Alaska 99709, its agents or contractors, during the period of construction of Alaska Project No. Z622070000, permission to enter upon all that portion of the following-described tract of land:

Situated within Section 10, Township 1 South, Range 1 West, Fairbanks Meridian, Fairbanks Recording District, Fourth Judicial District, State of Alaska, and being more particularly described as follows:

That parcel of land, for use as a Temporary Construction Permit, as required for the Fairbanks Cushman Street Bridge, State of Alaska DOT&PF Project No. Z622070000, as depicted on the attached plat as Parcel No. TCP 90; said parcel being a portion of that property delineated in the conveyance document recorded October 25, 1991, filed for record in Book 730 Page 713, Fairbanks Recording District.

Excepting therefrom all portions of existing buildings and appurtenances thereof, if any; all existing public and private utilities and appurtenances thereof, inclusive of surface and subsurface utilities; signs, bollards, parking structures, if any, and all corporeal hereditaments of said property not appurtenant to existing sidewalks, existing disabled ramps, existing driveways, and those improvements specific to said State of Alaska DOT&PF Project No. Z622070000.

Said described parcel contains 538 square feet, more or less.

which lies within the boundaries of the parcel of land designated as Parcel No. TCP-90 of Alaska Project No. Z622070000, delineated as to said parcel of land on the plat attached hereto and made a part hereof as pages 4 & 5 of this instrument and containing 538 square feet, more or less, for the purpose of making the following alterations and changes:

To provide a construction workspace for path modifications

Other provisions:

The Grantee shall remove the hedgerow, the area will be grubbed, and replaced with 4" of topsoil and seed.

The Grantee shall protect an existing sign structure in place within the permit area.

The Grantee shall leave said premises in a clean and presentable condition when said construction has been completed.

DATED this _____ day of _____ 2_____.

Grantor
City of Fairbanks

By:
Title:

CERTIFICATE OF ACCEPTANCE

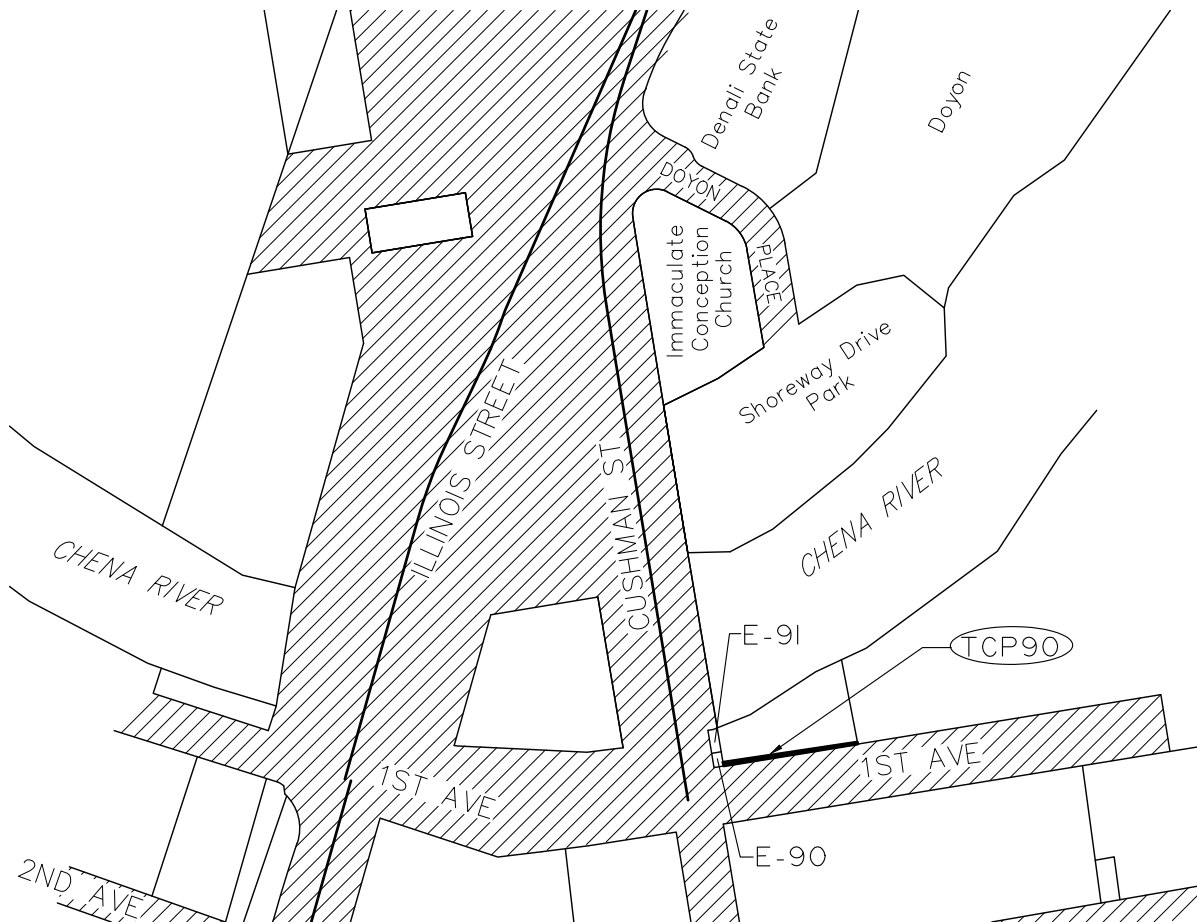
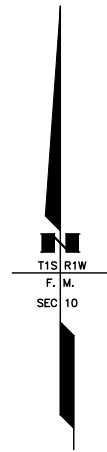
The State of Alaska, Department of Transportation and Public Facilities, hereby accepts this permit on this ____ day of _____, 2____.

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

By: _____
For the Commissioner

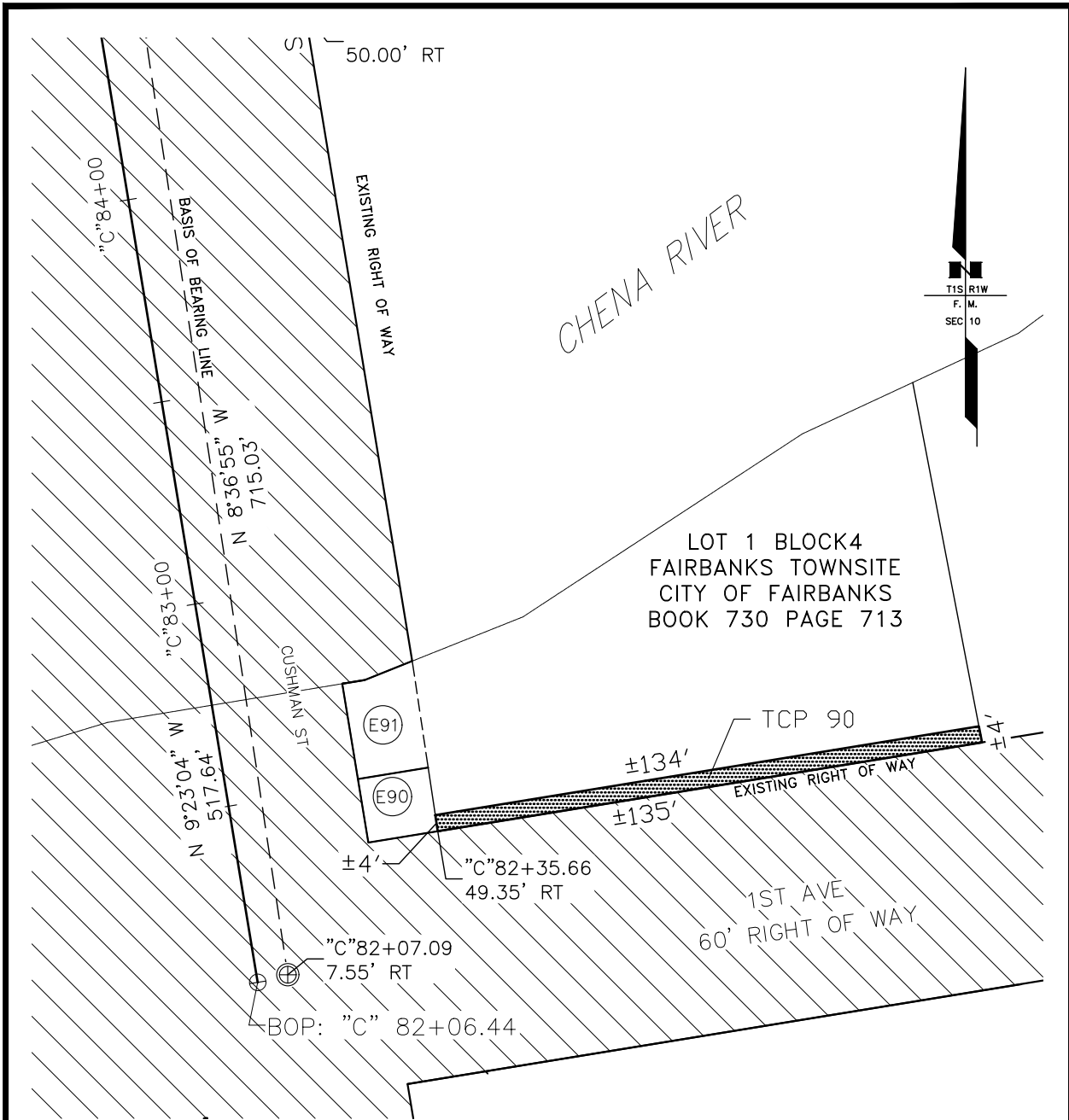
STATE OF ALASKA
 DEPARTMENT OF TRANSPORTATION
 &
 PUBLIC FACILITIES

TEMPORARY CONSTRUCTION PERMIT
 REQUIRED FOR
 FAIRBANKS CUSHMAN STREET BRIDGE
 0663012/Z622070000

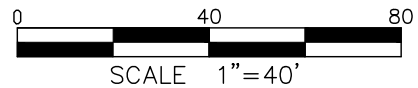


STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES		TEMPORARY CONSTRUCTION PERMIT REQUIRED FOR FAIRBANKS CUSHMAN STREET BRIDGE	
SCHEDULE B	DRAWING	PROJECT NO. 0663012/Z62207000	
INITIAL	DATE	AREA 538 S.F.	PARCEL NO. TCP 90
		SCALE 1" = 200'	DATE 06/22/2021

H:\RO\WB\Eng\Hwys\62207-Cushman St. Bridge replacement\2019 TCE & TCP\62207 CUSHMAN ST BRIDGE ROW TCE & TCP.dwg, Jun 22, 2021 - 6:45am



NOTE: THIS SURVEY DOES NOT PURPORT TO DEPICT SURVEY LOCATIONS AND IS NOT A LEGAL SURVEY. LINES AND DIMENSIONS ARE APPROXIMATE TO ILLUSTRATE PERMIT AREA.



OWNER--CITY OF FAIRBANKS

STATE OF ALASKA
DEPARTMENT OF TRANSPORTATION
AND PUBLIC FACILITIES

TEMPORARY CONSTRUCTION PERMIT
REQUIRED FOR
FAIRBANKS CUSHMAN STREET BRIDGE

SCHEDULE B		DRAWING	PROJECT NO. 0663012/Z622070000	
			AREA 538 S.F. PARCEL NO. TCP 90	
INITIAL	DATE	2 OF 2	SCALE 1" = 20' DATE 06/22/21	

ORDINANCE NO. 6176

**AN ORDINANCE TO AMEND FGC SEC. 2-233(a) TO ALLOW THE
MAYOR TO DESIGNATE AN ALTERNATE CHAIRPERSON OF THE
FAIRBANKS DIVERSITY COUNCIL**

WHEREAS, to aid in the conduct of the business of the Fairbanks Diversity Council, the following amendment to FGC Sec. 2-233(a) is proposed.

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

Section 1. That Fairbanks General Code Section 2-233(a) is amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 2-233. Chairperson; committees; quorum; meetings.

(a) The city mayor shall serve as **the non-voting chairperson of the FDC. The mayor may appoint a chairperson from the membership of the FDC. If the Mayor appoints a chairperson, the person chosen will remain a voting member of the FDC and will serve a one-year term as chairperson. The FDC will choose a vice chairperson from among its members. The person so chosen will serve a one-year term as vice chairperson. When the term of the chairperson expires, the vice chairperson will become the chairperson, and the FDC will choose a new vice chairperson from among its members. If the mayor chooses to serve as the chairperson, the vice chairperson will not progress to the chairperson position. The mayor will remain a non-voting member of the FDC even if not serving as chairperson.** ~~A first vice chairperson and a second vice chairperson shall initially be appointed by the city mayor from the membership, subject to the approval of the FDC. Following initial appointments, vice chairpersons will serve one year in each position progressively: second vice chairperson, first vice chairperson, then past vice chairperson. A new second vice chairperson will be appointed by the city mayor every July, with approval of the membership. Upon approval of the appointment, the progression of vice chairpersons will take place. If a vice chairperson vacates their position before the progression is complete, the city mayor will appoint a replacement, subject to the approval of the membership.~~

Section 2. That the effective date of this Ordinance shall be the ___ day of August 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

ORDINANCE NO. 6177

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
SEC. 14-178(a)(11) REGARDING COUNCIL REVIEW OF
LIQUOR LICENSE ISSUANCE, RENEWAL, OR TRANSFER**

WHEREAS, subsection 14-178(a)(11) currently requires the City Council to protest an application for a new tourism alcohol license if the application is based on construction of a new tourist facility with less than 30 rooms; and

WHEREAS, that subsection also requires protest if the application is for an improvement to an existing tourist facility of at least 30 rooms unless the improvements will result in at least a 50 percent increase in the assessed or appraised valuation; and

WHEREAS, these restrictions unnecessarily limit the prospects for smaller, boutique hotels within the city.

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

SECTION 1. That FGC Section 14-178(a)(11) is hereby amended as follows [next text in **bold/underline** font; deleted text in ~~strike through~~ font]:

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

(a) Upon receipt of notification from the alcoholic beverage control board that it has before it an application for the issuance, renew or transfer of an alcoholic beverage license, the city council shall determine whether to pretest the action and shall consider the following factors it believes are pertinent:

(11) If an application is for a tourism license under AS 04.11.400(d), then:

a. ~~The city will protest any application based on construction of a new tourist facility unless the construction will include at least 30 rooms.~~

b. ~~The city council will protest any application for a new tourism beverage dispensary license based on an improvement to an existing tourist facility of at least 30 rooms unless the improvements will result in at least a 50 percent increase in the assessed or~~

~~appraised valuation compared to the value of the original tourist facility.~~

- e. ~~The city council, in addition to the requirements of subsection (a)(11)a. and b. of this section as applicable,~~ will require the applicant to show ~~by convincing evidence~~ that the issuance of an additional beverage dispensary license to a tourist facility will, in fact, encourage tourism in the city. The applicant must prove that tourism will constitute a majority of the business of the beverage dispensary license.

SECTION 2. That the effective date of this ordinance will be the ____ day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

ORDINANCE NO. 6178

AN ORDINANCE TO AMEND FGC CHAPTER 78, ARTICLE XXII, MOTOR VEHICLE IMPOUNDMENT AND FORFEITURE, TO REMOVE DRIVING WHILE LICENSE SUSPENDED AND NO INSURANCE CONVICTIONS

WHEREAS, Article XXII of Chapter 78 of the Fairbanks General Code, Motor Vehicle Impoundment and Forfeiture, was originally enacted in 1998 pursuant to the authority of AS 28.35.038; and

WHEREAS, Article XXII was amended in 2002 to add Driving While License Suspended and No Insurance to the offenses that would subject a vehicle to impoundment or forfeiture; and

WHEREAS, it is the sense of the Council that impoundment and forfeiture of vehicles under Article XXII should be limited to vehicles used in the commission of the crimes of driving while intoxicated and refusal, as originally enacted.

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

Section 1. That Fairbanks General Code Chapter 78, Article XXII, Motor Vehicle Impoundment and Forfeiture is amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

ARTICLE XXII. - MOTOR VEHICLE IMPOUNDMENT AND FORFEITURE

Sec. 78-961. Definitions.

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

Assessed or appraised value of a motor vehicle shall be based upon the **Kelley Blue Automobile Dealers Association Book (KBB Blue Book)** for the same or similar make and model and accessorized motor vehicle. Should there be no **KBB Blue Book** value, the value shall be \$500.00.

Driver means a person who drives or is in actual physical control of a vehicle.

Motor vehicle means a vehicle which is self-propelled except a vehicle moved by human or animal power.

Previously convicted means having been convicted in this or another jurisdiction **two or more times** within ten years preceding the date of the present offense, of operating a motor vehicle, aircraft or watercraft while intoxicated under AS 28.35.030 or another law or

ordinance with substantially similar elements, or a refusal to submit to a chemical test under AS 28.35.032 or another law or ordinance with substantial similar elements, ~~or driving a motor vehicle while license suspended, canceled, revoked, or limited under AS 28.15.291 or another law or ordinance with substantially similar elements, or driving a motor vehicle without insurance or other security under FGC section 78-929 or another law or ordinance with substantially similar elements.~~

Registered owner refers to the owner of the vehicle at the time of the offense as shown in the vehicle ownership records of the state division of motor vehicles or another agency with similar responsibilities in another state but may include subsequent good-faith purchases.

Regulated lienholder means an entity whose lien on the vehicle is a result of lending activities that are subject to regulation by any federal or state agency, commission or department.

Vehicle means a device in, upon or by which a person or property may be transported or driven upon immediately over a highway, road or other public right-of-way.

Sec. 78-962. Purpose; public nuisance.

A motor vehicle that is operated, driven or in actual physical control of an individual arrested for or charged with a violation of AS 28.35.030, pertaining to driving while intoxicated, ~~or; a violation of AS 28.35.032, pertaining to refusal to submit to chemical tests; or a violation of AS 28.15.291, pertaining to driving while license canceled, suspended, revoked, or limited; or a violation of FGC section 78-929, pertaining to insurance or other security requirements,~~ may be impounded and may be forfeited to the city in accordance with this article. The purpose of this article is to protect the public by removing public nuisances and deterring driving while intoxicated. A vehicle operated in violation of the afore-stated statutes is declared to be a public nuisance for which the registered owners shall be legally responsible subject only to defenses set forth by law.

Sec. 78-963. Presumptions; vehicle seizure.

(a) It shall be presumed that a vehicle operated by or driven by or in the actual physical control of an individual arrested for or charged with a violation of AS 28.35.030 or AS 28.35.032, ~~or AS 28.15.291, or FGC section 78-929~~ has been so operated by the registered owner or has been operated by another person with the knowledge and consent of the registered owner.

(b) A vehicle used in the alleged violation of AS 28.35.030 or AS 28.35.032, ~~or AS 28.15.291, or FGC section 78-929~~ shall be impounded for 30 days if the person driving, operating, or in the actual physical control of the vehicle has not been previously convicted, and shall be forfeited to the city if the person **driving, operating, or in the actual physical control of the vehicle** has been previously convicted.

(c) Impoundment may occur through a seizure of the vehicle incident to an arrest at the discretion of the arresting officer or **by** a court order.

Sec. 78-964. Jurisdiction; hearings; costs.

(a) Civil impoundment or forfeiture cases may be heard and decided by ~~either the district court, an administrative hearing officer, or the parking authority,~~ which throughout this article may be referred to as "the court" or "a court." ~~Hearings before an administrative hearing officer shall take place no less than seven days and no more than 30 days after the registered owner or lienholder requests a hearing.~~ At the request of the city or a claimant, a civil proceeding under this section **may** ~~shall~~ be postponed until the conclusion of any pending criminal charges arising out of the incident giving rise to the proceeding under AS 28.35.030 **or** AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929.~~

(b) The court shall award the prevailing party in an impoundment or forfeiture case its reasonable attorney's fees and costs **pursuant to Rule 82, Alaska Rules of Civil Procedure.** ~~Costs shall include but are not limited to filing costs, advertising costs, police officer time required for testimony, prosecution costs, and other costs incurred in processing the case.~~

Sec. 78-965. Notice to lienholders and parties of record; service by publication; failure to appear.

(a) A lienholder and any party having an interest in the vehicle as shown by the vehicle ownership records **of** ~~by~~ the division of motor vehicles or any agency in any state where the vehicle is registered shall be served with notice of the civil action by certified mail sent to the address of record as shown in the ownership records. In a forfeiture action, the city may serve a party of record personally or by publication if mail service is unsuccessful.

(b) Service by publication in a forfeiture proceeding shall describe the vehicle, the date and place of impoundment and a contact person and shall be published once per week for two consecutive weeks in a newspaper of general circulation.

(c) Any party who fails to appear within 30 days of service of notice of an impoundment or forfeiture waives the right to object to impoundment or forfeiture. Any party who requests a hearing in a civil action shall be deemed served. For actions filed in district court, district court civil rules ~~shall~~ apply. Requests for release of a vehicle made by a person or entity not charged with a violation of AS 28.35.030 **or** AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~ must be brought in the forum of the civil action.

Sec. 78-966. Avoidance of impoundment or forfeiture by owners and lienholders; defenses.

(a) An owner or lienholder of record may avoid impoundment or forfeiture of that person's interest if **they** ~~the claimant~~ can establish by a preponderance of the evidence that:

- (1) The **owner or lienholder** claimant had an interest in the motor vehicle at the time of the alleged violation or which was acquired in good faith after the violation and not to avoid impoundment or forfeiture;
- (2) A person other than the **owner or lienholder** claimant was in possession of the vehicle and was responsible for the act which resulted in impoundment or forfeiture; and
- (3) Before permitting the operator to gain custody or control of the vehicle, the **owner or lienholder** claimant did not know or have reasonable cause to believe that the vehicle would be operated in violation of AS 28.35.030 **or** AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929.~~

(b) A regulated lienholder may meet the requirements of this section by filing with the court a copy of the vehicle's certificate of title or other security instrument reflecting the lien, with an affidavit stating the amount of the lien, ~~and~~ that the lienholder is a regulated lienholder, and that the lienholder was not in possession of the vehicle at the time of the act which resulted in the seizure of the vehicle.

(c) A regulated lienholder ~~has~~ **shall** have no duty to inquire into the driving record of any loan applicant or any member of the loan applicant's family or household, and failure to do so ~~may~~ **shall** not be used ~~as~~ **ed** as evidence against the regulated lienholder in any forfeiture proceeding or other civil action.

(d) A regulated lienholder's interest in a vehicle ~~is~~ **is** ~~shall~~ not be subject to forfeiture in any case where:

- (1) The individual who allegedly used the vehicle in violation of AS 28.35.030 **or** AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~ is not the person whose dealings with the lienholder gave rise to the lien; or
- (2) The vehicle which the individual was driving, operating or was in actual physical control of at the time of the violation was not the vehicle involved in a prior conviction.

(e) An acquittal in a criminal proceeding under AS 28.35.030 **or** AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~ ~~shall~~ constitutes a defense against impoundment or forfeiture of a vehicle if the civil proceeding is based on the same conduct that forms the basis for the criminal charge.

~~(f) A person convicted under FGC section 78-929(b) for the first time may avoid the 30-day impoundment under this article: (1) by presenting proof of insurance in effect no later than 30 days after the date of the offense; (2) by paying the applicable fine under section 78-929; (3) by paying the applicable charges for towing and storage; and (4) by paying an administrative fee of \$140.00.~~

Sec. 78-967. Presumptions; knowledge of violation.

~~(a) When a person other than the claimant was in possession of the vehicle and was driving with a suspended, revoked or canceled license, or without a valid driver's license, or in violation of a limited license, it shall be presumed that the claimant had reasonable cause to believe that the vehicle would be used in violation of AS 28.35.030, AS 28.35.032, AS 28.15.291 or FGC section 78-929. This subsection shall not apply to regulated lienholders.~~

~~-(b) When the owner claimant and driver are not the same person but and have a familial relationship, such as husband/wife, father/daughter, mother/stepson, etc., it shall be presumed that the owner claimant is responsible and that the vehicle was operated by the driver with the knowledge and consent of the owner claimant.~~

Sec. 78-968. Hearing notification.

Upon notification from the court of the time and place for a hearing in a civil action, the city shall provide to every person, unless such person was notified by the court, who has an ascertainable ownership or security interest in the vehicle written notice that includes:

- (1) A description of the motor vehicle;
- (2) The time and place of the forfeiture or impound hearing;
- (3) The legal authority under which the vehicle may be impounded or forfeited; and
- (4) Notice of the right to intervene to protect the interest in the motor vehicle.

Sec. 78-969. Seizure; evidence; burden of proof.

(a) A seizure of a vehicle under this Article is legally unjustified only if there was:

- (1) No reasonable suspicion for the stop of the vehicle leading to an arrest for driving while intoxicated based on the operation, driving, or actual physical control of the vehicle; or
- (2) No probable cause for the arrest of an individual for driving while intoxicated based on the individual's operation, driving, or actual physical control of the vehicle.

(b) For purposes of proceedings in an administrative forum, the police report, which may include the narrative, accompanying documents, computer printouts from data bases operated by police agencies and/or government agencies regulating motor vehicles showing the ownership of the vehicle, the driver's license status, and the record of criminal convictions of the driver, and/or tape recordings, is admissible evidence so long as it is

signed with either the name, initials, badge number, or other identifying mark of an employee of the city in a statement made under oath.

(c) The burden of proof for an action under this article is preponderance of the evidence.

Sec. 78-970. Resolution agreement between city and owner/lienholder.

(a) The city may enter into an agreement with the registered owner or lienholder of the vehicle to resolve a civil impound or forfeiture action and permit release of the vehicle. Any such agreement shall include:

- (1) Acceptance by the owner or lienholder of responsibility for meeting the requirements of this section;
- (2) Agreement that the owner or lienholder will take reasonable steps to prevent the person arrested for or charged with a violation of AS 28.35.030, **or** AS 28.35.032, ~~or AS 28.15.291 or FGC section 78-929~~ from operating the vehicle until properly licensed; and
- (3) Agreement by the owner or lienholder that failure to fulfill the obligations under the agreement may result in forfeiture of the vehicle at the option of the city unless the lienholder is regulated and is required by law or the terms of the security agreement to relinquish possession of the vehicle upon payment of the lien or cure of any default.

Sec. 78-971. Release of motor vehicle.

A person seeking to redeem a vehicle must obtain an order **from the court** authorizing release of the vehicle, unless the release is made under an agreement with the city **or if the underlying criminal case is dismissed or resolved in a manner whereby the defendant is not convicted under AS 28.35.030 or 28.35.032**. A release **will** ~~shall~~ not be granted unless the person can:

- (1) Provide proof of ownership or, if a lienholder, a legal right to repossess the vehicle; and
- (2) Pay or provide proof of payment of any costs imposed, including the impound fees, storage fees, and any court costs imposed. The impound fee ~~is shall be~~ the actual cost of impound plus an administrative charge to offset the city's processing costs. If the city agrees or the court finds that seizure of a vehicle was **not** legally ~~un~~justified, **or if the underlying criminal case is dismissed or resolved in a manner whereby the defendant is not convicted under AS 28.35.030 or 28.35.032**, the vehicle **will** ~~shall~~ be released at no cost. ~~If the person seeking to reclaim the vehicle does so within five days after the court's finding. A vehicle not claimed it within~~ **ten** five days after the court's decision, **the vehicle** is subject to the **daily**

storage fee, as provided in the City's Schedule of Fees and Charges for Services, for every day thereafter until the vehicle is reclaimed
~~provisions of AS 28.10.502, relating to towing and storage liens.~~

Sec. 78-972. Bail release of motor vehicle; vehicle bond; amount of bond; costs; retrieval of personal items.

(a) ~~A person not charged with a violation of AS 28.35.030, AS 28.35.032, AS 28.15.291 or FGC section 78-929 may petition the court for a bail release of a motor vehicle before a civil action is filed.~~

(b) A vehicle return bond ~~will shall~~ be set for each vehicle alleged in the complaint to have been used in an alleged violation of AS 28.35.030 ~~or~~ AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~. The bond ~~must may~~ be posted in cash ~~only~~. The purpose of this bond is to secure the presence of the vehicle and to provide security to be forfeited if the vehicle is sold, transferred, or encumbered after the vehicle has been released pending hearing. If a vehicle is not returned on a return bond, the city may forfeit the bond funds and seize the vehicle to implement the impoundment or forfeiture ordered by the court. The court may not modify the bond requirement or release a posted bond for a vehicle which has been impounded for a period less than the vehicle would have been impounded for if the person was convicted.

(c) ~~If a person charged with a violation of AS 28.35.030 or AS 28.35.032, AS 28.15.291 or FGC section 78-929 has no previous convictions for those statutes, the minimum vehicle return bond is shall be \$500.00. Where the person charged has been previously convicted of either any of the offenses above, the minimum vehicle bond will shall be specified in the City's Schedule of Fees and Charges for Services, which may be amended by city council resolution. A vehicle return bond may be set above the minimum if the vehicle appears to have unusually high value for its age but not to exceed twice the minimum amount.~~

(d) ~~A vehicle under this section may be released pending hearing upon proof of ownership of the vehicle, payment of the vehicle return bond, and payment of towing and storage fees, including the administrative fee as set forth in the City's Schedule of Fees and Charges for Services, to offset the city's processing costs.~~

(e) ~~The court may order all or any part of the vehicle return bond to be forfeited to the city and may also order that the proceeds of any sale, transfer, or encumbrance be forfeited if the vehicle has been sold, transferred, or encumbered while subject to a vehicle return bond, if the vehicle is not returned in accordance with an order entered in the case requiring impoundment or forfeiture.~~

(e) The vehicle owner, or a person with the owner's written permission, may retrieve personal items from the impounded vehicle upon payment of the access fee as set forth in the City's Schedule of Fees and Charges for Services.

Sec. 78-973. Impoundment; seizure incident to arrest; impoundment period; abandoned vehicle disposal; personal property in vehicles.

(a) A motor vehicle that is operated, driven, or in the actual physical control of a person arrested for or charged with a violation of AS 28.35.030 or AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~ may be ordered impounded either upon conviction of the person for the offense or upon the decision of the court in a separate civil proceeding. To obtain an order for the impoundment in a contested proceeding, the city must establish by a preponderance of the evidence that the vehicle was operated, driven, or in the actual physical control of a person who was acting in violation of AS 28.35.030 or AS 28.35.032; ~~AS 28.15.291 or FGC section 78-929.~~

(b) If the motor vehicle is seized incident to an arrest or otherwise prior to a conviction or court-ordered impoundment, the vehicle may not be held more than two days without a court order obtained to continue its detention. For purpose of computing the two-day period, Saturdays, Sundays and city legal holidays are not ~~to be~~ included.

(c) A vehicle which is ordered impounded under this section will ~~shall~~ be held for a period of 30 days. An impoundment order may be made either upon conviction of the person of a violation of AS 28.35.030 or AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~, or upon decision of a court in a separate civil action.

(d) ~~The owner of a v~~Vehicles ordered impounded under this section must pay any fees owed and must retrieve the vehicle within 30 days after the completion of the 30-day impoundment., which are not claimed at the end of the 30-day court ordered period of impoundment may be disposed of pursuant to the provisions of AS 28.10.502. Daily impound fees will cease accruing after the completion of the 30-day impoundment but will start accruing if the vehicle has not been retrieved within 30 days after the completion of the impoundment. Vehicles not retrieved within 90 days of the completion of the 30-day impoundment will be considered abandoned and may be disposed of without further notice to the owner. If the contents of the vehicle have not been recovered before such disposal, the contents may be disposed of with the vehicle. ~~Charges for towing, access to the impounded vehicle and storage fees are as set forth in the city's schedule of fees and charges for services.~~

Sec. 78-974. Forfeiture process.

(a) A motor vehicle that is operated, driven, or in the actual physical control of a person arrested or charged with a violation of AS 28.35.030 or AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929~~ may be forfeited to the city either upon conviction of either any of the offenses listed above or upon decision of a court in a separate civil proceeding. To obtain an order of forfeiture in a contested proceeding, the city must establish by a preponderance of the evidence that the vehicle was operated, driven, or in the physical control of the person acting in violation of either offense and that the individual has been previously convicted.

(b) A motor vehicle may be seized and towed to a secure location by a police officer or a police officer's designee upon an order issued by a court having jurisdiction over the motor vehicle upon a showing of probable cause that the motor vehicle may be forfeited or impounded under this section. Seizure without a court order may be made if:

- (1) The impoundment is incident to an arrest;
- (2) The motor vehicle has been ordered impounded or forfeited and that order has not yet been executed; or
- (3) There is probable cause to believe that the motor vehicle was operated, driven or in the actual physical control of a person in violation of AS 28.35.030 or AS 28.35.032, ~~AS 28.15.291 or FGC section 78-929.~~

~~(c) A court may order impoundment of a motor vehicle subject to forfeiture in a civil action for a minimum of 30 consecutive days.~~

Sec. 78-975. Custody of vehicle; police department; inventory; retrieval of ignition interlock devices.

(a) A motor vehicle seized for the purpose of forfeiture or impoundment will ~~should~~ be held in the custody of the city or a private impound yard authorized by the city to retain custody of the vehicle, subject only to the orders and decrees of the court having jurisdiction over any forfeiture or impoundment proceedings. When a motor vehicle is seized, the city ~~police chief or an authorized designee~~ may:

- (1) Remove the motor vehicle and any contents in the vehicle to a place designated by the court; or
- (2) Take custody of the motor vehicle and any contents of the vehicle and remove it to an appropriate location for disposition; and
- (3) Allow the owner of an ignition interlock device installed in a vehicle held pending forfeiture to retrieve the device upon a showing of proof of ownership and execution of a written agreement to assume liability for damage caused during retrieval. The city will cross check impounded vehicles against a data base provided by ignition interlock owners and notify device owners of vehicle impound. The fee for this service and access shall be as provided in the Ccity's Schedule of Fees and Charges for Services.

(b) Following a forfeiture, the police department shall make an inventory of the contents of any motor vehicle seized. Personal property can be recovered from the vehicle in the same manner as set forth in section 78-9723(e).

(c) A person in a forfeiture action claiming an interest in the property shall file, within 30 days after service or completion of publication, a notice of claim setting out the nature of the interest, the date it was acquired, the consideration paid, and an answer to the city's allegations. If a claim and answer is not filed within the required time, the motor vehicle ~~may~~ **must** be forfeited to the city without further proceedings. For a regulated lienholder, the notice of claim and answer is met by the filing of information required in section 78-966 and by adding to the affidavit a statement of the original amount of the loan giving rise to the lien and the current balance due on that loan.

(d) A claimant may petition the court for sale of a motor vehicle before final disposition of court proceedings. The court shall grant a petition for sale upon a finding that the sale is in the best interest of the city. Proceeds from the sale plus interest to the date of final disposition of the court proceedings become the subject of the forfeiture action.

Sec. 78-976. Disposition of forfeited property; return to claimant.

(a) Property forfeited under this article ~~will~~ **shall** be disposed of by the ~~city police department~~ **city** in accordance with this section. Property forfeited includes both the vehicle and its contents if those contents have not been recovered before the date of disposal. The ~~city police department~~ **city** may:

- (1) Sell the property in a manner that will yield the best price and use the proceeds for payment of all expenses of seizure, custody, court costs, and attorney's fees;
- (2) Take custody of the property and use it in the enforcement of city and state criminal codes **or for other public purpose**; or
- (3) Destroy the property.

(b) When a claimant to a motor vehicle is entitled to its possession, the court shall order that:

- (1) The vehicle be delivered to the claimant immediately subject to costs as described in section 78-971; or
- (2) If the claimant is entitled to some value less than the total value of the motor vehicle, the claimant is entitled to receive either the value of the claimant's interest after the sale of the vehicle or upon request and payment of the difference in value by the claimant, the motor vehicle itself.

(c) When a vehicle is sold and lienholder interest exceeds the sale price, the owner may be held responsible for the difference and the city's cost.

Sec. 78-977. - Multiple ownership on certificate of title.

In a contested forfeiture proceeding concerning a vehicle titled in the names of more than one owner on the certificate of title, the court shall proceed as follows:

- (1) If one owner does not avoid forfeiture, the court may order the forfeiture of the entire interest of all the owners in a vehicle which is titled in the names of more than one owner in the disjunctive, which is signified by the word "or."
- (2) If **one** ~~such~~ owner does not avoid forfeiture, the court shall order the forfeiture of the interest of any owner in a vehicle which is titled in the names of more than one owner in the conjunctive which is signified by the word "and." Owners of a vehicle titled in the names of more than one owner in the conjunctive are presumed to own the vehicle in equal shares. Under this subsection, the court shall order that the vehicle be sold at public auction and further order that the proceeds from the sale of the vehicle be held by the city's department of finance. After deduction of the reasonable costs of the auction, the amount of the proceeds of the auction for the sale of that vehicle which is equal to the interests of the owners whose interests have not been forfeited **will** ~~shall~~ be returned to those owners if those owners apply to the department of finance within 60 days of the auction. If the owners whose interests have not been forfeited do not apply within that period, those funds become the property of the city subject to the rights of any other claimant to those funds.

Section 2. That the effective date of this ordinance is the _____ day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

RESOLUTION NO. 4979

**A RESOLUTION EXPRESSING SOLIDARITY WITH THE CITIZENS OF
CUBA PROTESTING FOR FREEDOM**

WHEREAS, on July 11, 2021, Cubans rose up in protest against a system of socialism, tyranny, and oppression; and

WHEREAS, the Cuban people have lived under a brutal dictatorship since 1959 and have tried for peaceful protest and change against the current regime with little to no change; and

WHEREAS, the communist regime in Cuba has not acted to save lives during the COVID-19 pandemic and has left many of its citizens vulnerable to food and medical insecurity; and

WHEREAS, the communist regime of Cuba has publicly endorsed the use violence against peaceful protestors; and

WHEREAS, Cubans deserve to live in a free representative democracy as part of the modern world.

NOW, THEREFORE, BE IT RESOLVED that the Fairbanks City Council stands in solidarity with the citizens of Cuba and their cries for freedom and calls upon the Alaska Delegation to support Senator Marco Rubio's resolution calling for the President to condemn the violence in Cuba and to lead the world in multilateral sanctions on the Cuban regime of intolerance, violence, and suppression of freedom.

BE IT FURTHER RESOLVED that the City Clerk is directed to deliver a copy of this Resolution to the members of Alaska's Congressional Delegation and to Governor Dunleavy and to President Biden.

PASSED and **APPROVED** this 9th day of August 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:


D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

City of Fairbanks



MEMORANDUM

To: City Council Members
From: Jim Matherly, City Mayor 
Subject: Request for Concurrence – Fairbanks Diversity Council
Date: August 4, 2021

The terms of several members of the Fairbanks Diversity Council expired on June 30, 2021, and one member recently relocated from the area and had to resign. There are currently three City-appointed vacancies on the Council, and, after reviewing a number of applications, I have selected three individuals to serve on the Fairbanks Diversity Council. I hereby request City Council concurrence to the appointment of the following new members:

Seat A	Mr. Timothy Ledna	Term Expires: June 30, 2022
Seat J	Ms. Cheyenna Kuplack	Term Expires: June 30, 2024
Seat K	Ms. Abigail North	Term Expires: June 30, 2024

The applications of each appointee are attached.

Thank you.

dds/




Board Details

The purpose of the Fairbanks Diversity Council (FDC) is to provide a citizens' forum to the City Council and the Borough Assembly, provide advice and recommendations to promote equal opportunity for all members of the public, serve as a diversity advisory board, and recommend adoption of a Diversity Action Plan.

The Fairbanks Diversity Council has adopted the following Mission Statement:

The City of Fairbanks recognizes that our community is a diverse one, with a wide variety of ethnic backgrounds, cultures, beliefs and orientations and recognizes this diversity as an asset and resource for our community. The establishment of a Fairbanks Diversity Council can provide the City Council and Fairbanks North Star Borough Assembly with advice and recommendations to promote equal opportunity for all members of the public.

Overview

 **Size** 14 Seats

 **Term Length** 3 Years

 **Term Limit** N/A

Additional

Board/Commission Characteristics

The FDC will consist of 11 voting members, 10 of which will be appointed by the City Mayor and subject to approval by the City Council. All members must be members of the Fairbanks community. One of the voting members will be appointed by the Fairbanks North Star Borough (FNSB) Mayor, subject to confirmation by the Borough Assembly. All appointments of the public members shall be for three-year terms, without compensation. The City Mayor shall serve as non-voting Chairperson. A First Vice-Chairperson and a Second Vice-Chairperson shall initially be appointed by the City Mayor from the membership, subject to the approval of the FDC. Following initial appointments, Vice-Chairpersons will serve one year in each position progressively: Second Vice-Chairperson, First Vice-Chairperson, then Past Vice-Chairperson. A new Second Vice-Chairperson will be appointed by the City Mayor every July, with approval of the membership. Upon approval of the appointment, the progression of Vice-Chairpersons will take place. If a Vice-Chairperson vacates their position before the progression is complete, the City Mayor will appoint a replacement, subject to the approval of the membership. The FDC may organize committees and adopt administrative rules and procedures to accomplish its purposes.

Meetings

A quorum shall be necessary to conduct a meeting. A quorum shall consist of six public voting members of the FDC. The business of the FDC shall be transacted by a majority vote of voting members present after a quorum is established. All meetings shall be held, and notices and agendas shall be posted, in compliance with the Alaska Open Meetings Act. Meetings are held on the second Tuesday of each month at 5:30 p.m. in the City Council Chambers at City Hall. Minutes of FDC proceedings shall be kept and filed in accordance with applicable laws dealing with public records. In all matters of parliamentary procedure not covered by rules and procedures adopted under Ordinance No. 5939, the current version of Robert's Rules of Order will govern. The FDC shall keep permanent records or minutes of all meetings. The minutes shall promptly be filed in the office of the City Clerk and shall be open to public inspection. The City Clerk shall supply the FDC with administrative support.

<https://www.fairbanksalaska.us/bc-diversity> Approved Resolutions

Enacting Legislation

FGC 2-231 through 2-235

Enacting Legislation Website

<http://bit.ly/2yvHZqp>

Joint Commission Details

The FDC shall include 11 public voting members broadly selected to represent the diverse people of the Fairbanks community. Ten members shall be appointed by the City Mayor subject to the approval of the City Council. One member shall be appointed by the Fairbanks North Star Borough Mayor subject to the approval of the Fairbanks North Star Borough Assembly.

Email the Commission Members

diversitycouncil@fairbanks.us

Profile

Timothy

First Name

Ledna

Last Name

Email Address

Mailing Address

Are you a City of Fairbanks resident? *

Yes

Primary Phone

Alternate Phone

Which Boards would you like to apply for?

Fairbanks Diversity Council: Submitted

Interests and Experiences

Question applies to Fairbanks Diversity Council

Please tell us how your diversity will benefit and contribute to the mission and purpose of the Fairbanks Diversity Council. You may list any group, club, organization, etc. that you are formally affiliated with.

I am a caring and productive helping professional with a 20-year record of successful service to non-profit organizations and educational institutions. While I am most proud of being the adoptive father of two children (10 years ago), I also feel honored to have been an advocate for struggling communities, at-risk college students, the poor, and other under-served populations. As a currently licensed Therapeutic Foster Parent for the State of Alaska, I can represent foster parents and foster youth on the diversity council. I am also a life-long person of faith who can share from a Catholic perspective. And finally, as a recent transplant from the lower-48, I bring an "outsider's" view to my new home.

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

I am interested in service on this board because I was asked to by Bobby Dorton. After review of the group's mission, I feel confident in saying that I too want to "promote equal opportunity for all members of the public." Previously, as a Case Manager for Homeless Families with the Grand Junction Housing Authority, or as a Child Abuse Prevention Specialist with the Las Vegas Rape Crisis Center, I assisted vulnerable populations during difficult times. Most recently at the Fairbanks Native Association, I supported others as a Mental Health Clinician (therapist); I worked with clients building their self-efficacy, facilitating behavior change, improving ability to establish and maintain relationships, enhancing coping skills, and encouraging personal growth and self-awareness to reach full potential. I hold an Associates of Arts Degree in Spanish from Otero Junior College, a Bachelors of Arts Degree in the Humanities from Loyola University Chicago, a Master of Arts Degree in Systematic Theology from the University of Notre Dame, and a Master of Science Degree in Clinical Mental Health Counseling from the University of Nevada Las Vegas. I also have a Teaching English as a Foreign Language Certificate (TEFL/ TESOL) from the University of Arizona. I am a Nationally Certified Counselor (NCC) and Qualified Addictions Professional (QAP). I am trained in Trauma-Focused Cognitive Behavioral Therapy from the Medical University of South Carolina and I am a Certified Gatekeeper for suicide prevention from the QPR Institute (Question, Persuade, Refer). When not at work, I like to volunteer in my community; for example, I served as a tutor for the Children's Literacy Project in La Junta, Colorado a couple years ago and more recently was a volunteer for Fairbanks Youth Advocates as a member of the Board of Directors.

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

I was born in Denver but raised in Chicago. My favorite residence, however, was in Logan, Utah. So far, my year and half in Alaska has been really good, especially the year I spent living in a cabin in the woods. Please see attached resume.

Upload a Resume

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

National Certified Counselor Licensed Foster Parent, Alaska

Timothy Ledna

Gallup StrengthsFinder® Strategic – Intellection – Focus – Context – Futuristic

Fairbanks, Alaska –

Summary

I am a caring and productive helping professional with a 20-year record of successful service to non-profit organizations and educational institutions. I am looking for opportunities to empower others, build client self-efficacy, strengthen communities, and /or research the role of mindfulness in the work place. While I am most proud of being the adoptive father of two children, I also feel honored to have been an advocate for struggling communities, at-risk college students, the poor, and other under-served populations.

Education

Master of Science, Mental Health Counseling	University of Nevada-Las Vegas, 2009
Master of Arts, Theology	University of Notre Dame, 2006
Bachelor of Arts, Humanities	Loyola University Chicago, 2002
Associate of Arts, Spanish	Otero Junior College, 2020
Certificate, Teaching English as a Foreign Languages (TEFL/TESOL)	University of Arizona, 2021

Experience

Mental Health Clinician for the Alaska Native Pandemic Project

Fairbanks Native Association

June 2020 – Present

The Fairbanks Native Association is a 501(c)(3) non-profit organization; incorporated in the State of Alaska in 1967 as the first Civil Rights groups in the interior, its goal was to provide a political voice and sense of belonging to Alaska Natives. Today, Fairbanks Native Association (FNA) is a community organization providing Behavioral Health Services, Education, and Community Services to the Fairbanks North Star Borough and clients from all over the state..

- Provide direct services to consumers including crisis intervention, mental health assessment, and therapy for individuals, groups, children, married couples, and families, at a level established by the unit
- Develop comprehensive mental health and case management plans in an accurate and timely manner
- Assess crisis situations and determines the best intervention utilizing local community agencies and FNA resources
- Provide on-going clinical training to BHS staff, to include facilitation of groups to model appropriate group techniques
- Participate in clinical case staffing in collaboration with clinical team
- When necessary, coordinates case conferences with other service providers
- Carries a case load of eight (8) consumers
- Provide immediate service until stabilized; refers to other treatment or support services
- Participate in professional development and quality assurance activities for individuals as well as the unit to improve the quality of service provided

- Provide case management/file documentation in accordance with established standards, and submit reports (i.e., required for MIS reporting, consumer billing, etc.) and other data in an accurate and timely manner
- Attend staff meetings and in-service trainings, and presents cases for routine/problematic staffing as needed, including participation in interdisciplinary treatment team
- Participates as a member of the treatment team

Behavioral Management Consultant at Private Practice

July 2017 – June 2020

Nationally Certified Counselor by the National Board of Certified Counselors providing behavioral management, assessment, talk therapy, emotional support, consultation, and coaching.

- Provided behavioral assessments for family, individual, adolescent and child clients
- Responded as a crisis interventionist for at-risk youth and families from diverse ethno-cultural and racial backgrounds
- Worked with clients presenting wide range of conditions, including physical and mental abuse, family issues, acculturation, and adjustment
- Provided initial individual psychotherapy services to culturally diverse adolescents and young adults ages 17 - 25 diagnosed with attention disorders, anxiety, depression and bereavement
- Developed and implemented mental, emotional, behavioral short-term and long-term goals in collaboration with the client using various modalities for treatment
- Cultivated and role-model positive, productive relationships with clients, families, and community members to promote effective assimilation and socially acceptable behavior

Associate Director / Hall Director at Graceland University, Residence Life

July 2016 – June 2018

Founded in 1895, and sponsored by The Community of Christ, Graceland University is a small, private, residential college grounded in the liberal arts. The main campus serves approximately 1,000 students on 170 acres of rolling hills in southern Iowa.

- Facilitated the selection, training, and supervision of 17 student staff leaders called House Presidents
- Consulted and advised students daily in a number of areas, including: personal and academic concerns, House (floor) relationships, university procedures, and accessing college resources
- Provided a “ministry of presence” by being accessible and visible on each floor of assigned men’s residence hall and at campus events, showing support for both students and the university
- Acted as chief student conduct officer for assigned men’s residence hall by hearing on average 2 conduct cases per week, determining student’s responsibility for violations, and assigning educational sanctions
- Responded to maintenance problems, security issues, mental health urgencies, medical situations, and other emergencies during business hours and on a 24-hour basis one week per month when “on duty” for all of campus housing
- Participated in weekly Council of House Presidents meetings, weekly Enrollment and Persistence Committee meetings, bi-monthly Program Review Committee meetings, and helped to plan and execute 3 off-campus training retreats per year
- Actively participated in the work of the Upper Midwest Region of the Association of College and University Housing Officers-International, serving on the Membership and Involvement Committee and then the Communications Committee

Assistant Director for Residential Education at Radford University, Housing and Residential Life

March 2014 – April 2016

Student Affairs Officer for Radford University, a comprehensive public institution of nearly 10,000 students located in Southwest Virginia; over 3,000 students live on campus in 15 residence halls.

- Worked strategically and directly with the Associate V.P. for Student Affairs and the Assistant Provost of Academic Programs to facilitate the development of 2 new Living Learning Communities and to enhance 5 existing Living Learning Communities
- Advanced the faculty-led vision of the newly approved Living Learning Communities called RU Makers and ECO, expanding the student experience for 60+ residents
- Supervised the Student Assistant for Residential Education and acted as faculty advisor for 15+ student leaders
- Chaired or co-facilitated the established Living Learning Community Steering Committees, including Honors Housing, the Community of Artists, and Biology Connections
- Acted as part of the Assistant Director / Director level on-call management team, responding to high-level emergency situations as needed during week long duty rotations 2 or 3 times each semester
- Assessed satisfaction, learning outcomes, and institutional retention goals within Living Learning Communities, conducted 5 or more student survey's or focus groups each semester, and tracked results from surveys, focus groups, and institutional data using the WEAVE platform
- Integrated into my work the research and knowledge gained from the Ruffalo Noel Levitz professional consultants, a nationally known enrollment management company
- Controlled annual Living Learning Community programming finances, co-wrote fiscal year budget initiative proposals, and managed university small purchase card use, including reconciling monthly spending with reports
- Served on university and departmental committee assignments, including Chair of the Programming Review Committee, member of the McConnell Library Student Engagement Action League, and member of the Scholar-Citizen Faculty Advisory Council

Residence Director, Living Learning Community at Utah State University, Housing Services

July 2009 - Jan 2014

Professional staff leader for a 500 bed residence hall called the Living Learning Community (LLC). USU is a 400 acre, Land-Grant and Space-Grant institution of 25,000+ students. There are over 2,500 single student beds on campus.

- Recruited, retained, and cared for students' basic residential needs; oversaw 22% increase in my area's retention from 2013 to 2014
- Supervised 11 resident assistants, 3 peer mentors, 1 office manager, 4 receptionists, 7 sustainability student leaders, 2 AmeriCorps
- Designed and implemented the faculty mentor program for the LLC and collaborated heavily with 3 faculty mentors each year
- Managed office supply budget, \$10,000+ activities budget, and provided financial oversight to 15+ student staff 'P-Card' accounts
- Developed and directed Theme Housing for my area including complete supervision of Honors House, Leadership House, Study Intensive Suites, Interfaith House, and EcoHouse; the later three being conceived of by me and implemented during my tenure
- Organized diversity and social justice programming including annual 'Shanty Town' with 50 participants

and 'Social Class Dinner' with 100+ participants, provided advisement for large scale social programming including 'Casino Night' with 500 participants, and large scale educational programming including 200 mile road trip to the Spanish Fork Hindu Temple for the Festival of Colors

- Worked as an initial professional helper for students in crisis including those suffering from depression, anxiety problems, suicide attempts, cutting, or other self-harm issues; worked with other campus departments including Counseling and Psychological Services
- Coordinated the initial Residence Life student staff selection process including over 100+ applications and reference letters each year
- Co-taught the Residence Life Leadership Class each spring semester for five years, instructing on topics such as peer-to-peer helpers

Interim Principal Investigator at T.E.A.M. (Together Everyone Achieves More) Youth Mentoring

June 2009 - May 2014

The Department of Workforce Services, Office of Work & Family Life, provided grant funds to create and expand quality afterschool programs for youth in Middle, Junior High and High School. This Safe Passages Grant was administered by Utah State University to create Y.F.P. & T.E.A.M.

- Began in this community organization as a volunteer mentor, continued later as a formal community partner representing the Living Learning Community at Utah State University, and ended as the principle investigator (grant administrator) for T.E.A.M (Together Everyone Achieves More)
- Recruited college-level volunteers from Utah State University residence halls to act as mentors for middle-school and high-school aged children, developed and assisted with training 50+ mentors each year
- Assessed the needs of 50+ at-risk youth and helped track involvement levels, persistence, and achievement of learning outcomes for these participants
- Designed and assisted in the delivery of the program and the curriculum for 10+ major activities each year including college readiness events for high school youth
- Completed grant administration responsibilities including financial reporting and auditing

Student Intern Counselor at WestCare, Nevada

January 2009 - May 2009 (Spring Semester)

WestCare, a family of nonprofit organizations serving seventeen states, provides a wide spectrum of health and human services in both residential and outpatient environments. Services include substance abuse treatment, runaway shelters, domestic violence prevention, and mental health programs.

- Academic semester mental health services provider and intern counselor for regional mental health facility
- Acted as a facilitator for 1 therapeutic women's group and 1 therapeutic men's group serving over 50 clients in total
- Provided guidance to group participants in drug addiction recovery, led discussion topics, gave presentations to clients about basic living skills
- Collaborated with Certified Drug and Alcohol counselors in conducting assessments, helped identify useful information and resources to new client members, assessed initial disclosures of drug or alcohol abuse, created treatment plans in collaboration with Licensed Counselors
- Reported all relevant client information in record keeping databases as required by company policy or state law

Psycho-Social Rehabilitation Provider at Clark County Nevada Community Agencies

June 2007 - May 2009

Clark County Nevada social service agencies (e.g. Compass Behavioral Health, Eagle Quest) utilized independent contractors to fill part-time, entry-level mental health provider positions.

- Contracted rehabilitative intervention specialist (psycho-social rehabilitation provider) for emotionally distressed or behaviorally challenged youth and families
- Customized treatment goals with clinicians, included concrete skills training such as self-care, monitoring for safety, and anger management
- Demonstrated basic living skills, household management, and communication / social techniques to over 25+ youth clients over a 2 year period, separately taught parenting skills and organization concepts to adults in the home
- Made appropriate referrals into the community and designed other services for one to one support in keeping with the continuum of care model for client success and transition

Abuse Prevention Specialist at Child Assault Prevention / Rape Crisis Center

December 2007 - November 2008

Founded in 1974 as Community Action Against Rape, The Rape Crisis Center now serves all of Clark County Nevada by supporting victims in the immediate aftermath and long-term recovery following sexual abuse and by providing assault prevention and education programs in schools and neighborhoods.

- Classroom facilitator and child abuse prevention specialist for Clark County School District through a grant administered by The Rape Crisis Center, Child Assault Prevention Program
- Gave 36+ presentations that provided basic child assault prevention skills to 1st through 5th grade classrooms
- Collaborated with teachers and school counselors in identifying useful information to provide to at-risk children
- Conducted 50+ one-to-one interviews during presentation 'review time' with individual children who self-identified as needing a trusted adult to talk to
- Assessed initial disclosures of abuse and reported all suspected cases of child abuse to local authorities for additional follow-up

Youth Advocate at Youth Advocate Programs / Clark County Juvenile Probation

April 2007 - August 2007 (Summer Position)

Youth Advocate Programs Inc. (YAP) traces its roots to a 1975 ruling that prohibited young people from being incarcerated with adult inmates at the State Correctional Institution in Camp Hill, PA. Today, YAP is one of the largest non-profit agencies providing exclusively non-residential, community-based programs.

- Summer mentor for young at-risk clients adjudicated to juvenile probation
- Developed intensive, supportive relationships with 4 families and their youth
- Insured clients participated regularly in probationary expectations and attended mandatory court dates.
- Monitored behaviors while rewarding positives
- Conducted psycho-educational sessions with juvenile sex offenders with the goal of reducing rate of client re-offending
- Connected client families and youth to community resources and support activities

Case Manager, Next Step Housing Program at Grand Junction Housing Authority

July 2005 - June 2007

The Grand Junction Housing Authority (GJHA) provides services and programs to financially needy people in the Grand Valley region of Colorado, including over 500 quality apartments operated by the Housing Authority. In addition, the GJHA helps over 1,200 individuals and families pay rent in market-rate apartments throughout the community, works with home owners to avert foreclosure, helps young families develop their own strengths to become self-sufficient, and assists elders and people with disabilities access supportive services to remain as independent and as healthy as possible.

- Began in agency as a Housing Assistant (volunteer), helped manage client cases with the specialists, reviewed barriers to housing for families or disabled, assisted Family Reunification Program
- Continued in organization as Housing Advocate (part-time employment), coordinated housing efforts with clients for new Colorado State funded tenant based rental assistance program, developed effective strategies for communicating policies to clients, negotiated living arrangements for clients with landlords and property managers, acted as liaison for clients to the community and connected clients to resources available
- Finished (full-time employment) working as Next Step Housing Program Case Manager responsible for client family home visits, creating self-sufficiency plans and work goals, and all crisis intervention

Direct Care Staff Member at The Center For The Homeless

August 2003 - August 2004

The Center has served more than 55,000 men, women, children and veterans by linking them with the programs, agencies, and people who can help them break the cycle of homelessness. Campus consists of a residential building, administrative building, children's natural play area, a universal sports court and a Veteran's Center.

- Direct care staff member for a population of 200+ residents
- Mainly responsible for conflict resolution, in-house chore processing, and periodic supervision of (ten) team leaders
- Sometimes coordinated guest-client activities, managed maintenance requests, and /or acted as front desk coordinator
- Became a member of the Resident Advisory Committee, worked to enforce resident drug and alcohol policies, and promoted servant leadership

Certifications

National Certified Counselor

National Board of Certified Counselors, September 2019

Certificate of Completion in Empowerment and Training

Tracy Knofla: High Impact Training, May 2015

Certificate of Completion in LGBTQ Campus Roadmap Training

Paperclip Communications Pte Ltd, October 2013

Certificate of Training in the Principles of Operational Excellence

The Shingo Prize and the Jon M. Huntsman School of Business at Utah State University, August 2012

Certified Crisis Management First Responder

USU / Cache County Utah Community Emergency Response Team, October 2009

Licensed Resource Family (Foster Care) Provider

Utah Department of Children and Family Services, November 2009

Certificate of Completion in College Level Teaching

University of Nevada Las Vegas, September 2008

Certified Health Care Provider: Adult, Child, & Infant CPR

American Red Cross, March 2008

Certificate of Completion in Child Assault Prevention Facilitator Training

Child Assault Prevention Program, February 2008

Certificate of Training in Fire Safety

Grand Junction Colorado Fire Department, April 2007

Certificate of Training in Microsoft Office

Park University, August 2005

Certificate of Completion in Leadership Training

Gabriel Richard Institute, January 2003

Certificate of Achievement in Adult Formation

St. Joseph College, May 2002

Publications and Presentations

"Theme Housing: Considering New Special Interest Communities in a Residence Life Program"

Professional article for "The Angle", a quarterly publication of the Association of Intermountain Housing Officers
March 1, 2013

Authors: Timothy Ledna

"Religion and Spirituality as a Diversity Issue"

Professional Panel Presentation at Utah State University's Symposium for Inclusive Excellence
October 10, 2013, Authors: Timothy Ledna, Bonnie Glass-Coffin, Dennis Kohler

"Programming Free Community Development"

Professional Presentation at the Association of Intermountain Housing Officers Annual Conference
November 10, 2012, Authors: Timothy Ledna, Jamie Lloyd, Tem (TJ) Sedgwick

"Unconditional Creativity in Youth Behavioral Interventions"

Professional presentation to the Northern Region's Foster / Adopt Cluster of the Utah Department of Child and Family Services October 10, 2011, Author: Timothy Ledna

"Letting Go of Control: Community Standards for Residence Halls"

Professional Presentation at the Association of Intermountain Housing Officers Annual Conference
November 13, 2010, Authors: Timothy Ledna, Tem (TJ) Sedgwick

"Building the Future Through Professional, Social, and Cultural Etiquette"

Professional Presentation at the Association of Intermountain Housing Officers Annual Conference

November 5, 2008, Authors: Timothy Ledna, Richard Clark

Volunteer Work

Literacy Tutor for The Children's Literacy Center / Project (La Junta, Colorado)

August 2018 - July 2019 (1 year)

Organization Volunteer for "The Spread" Free Public Meal at Community of Christ (Lamoni, Iowa)

September 2016 - May 2018 (1 year 7 months)

Organization Volunteer at Free Clinic of Pulaski County

January 2016 - January 2016 (1 month)

Organization Volunteer at Friends of Homeless Animals

November 2015 - November 2015 (1 month)

Special Events Volunteer at Cache Humane Society (Cache County Utah)

October 2013 - September 2014 (1 year)

Organization Volunteer at Utah Foster Care Foundation

July 2009 - June 2014 (5 years)

Quality Improvement Committee Member at Utah Department of Child and Family Services

November 2009 - December 2014 (5 years)

Board of Directors at BEST Coalition for the Prevention of Substance Abuse

March 2008 - February 2009 (1 year)

Child Haven Volunteer at Clark County Nevada Department of Family Services

June 2007 - May 2009 (2 years)

Organization Volunteer at Habitat for Humanity International

April 2006 - April 2006 (1 month)

Board Parliamentarian at Highwood Illinois Public Library

September 2002 - August 2003 (1 year)

Special Events Volunteer at Mesa County Colorado Library

June 2005 - May 2007 (2 years)

Soup Kitchen Volunteer at Franciscan Outreach of Chicago

August 1999 - May 2002 (2 years 10 months)

Vice President at Amnesty International, Loyola University Chicago

January 1999 - December 1999 (1 year)

Organization Member at Northwest Indiana Interfaith Citizens Organization

August 1996 - July 1998 (2 years)

Profile

Cheyenna

First Name

Kuplack

Last Name

[Redacted]

Email Address

[Redacted]

Street Address

[Redacted]

Suite or Apt

NORTH POLE

City

AK

State

[Redacted]

Postal Code

Mailing Address

[Redacted]

Are you a City of Fairbanks resident? *

No

[Redacted]

Primary Phone

[Redacted]

Alternate Phone

Which Boards would you like to apply for?

Fairbanks Diversity Council: Submitted

Interests and Experiences

Question applies to Fairbanks Diversity Council

Please tell us how your diversity will benefit and contribute to the mission and purpose of the Fairbanks Diversity Council. You may list any group, club, organization, etc. that you are formally affiliated with.

Being an Alaska Native, I believe that improving diversity efforts can strengthen our community. My experiences and knowledge from the Native community can be useful in improving these efforts. Affiliations: Get Out The Native Vote, Public Relations Society of America (PRSA) Diversity Committee, Fairbanks Youth Soccer Association

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

I'm interested in serving on the Diversity Council because I think that diversity and inclusion are important and can always be improved upon. My experience being an Alaska Native, young woman, and a business professional can bring a different perspective to the group.

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

I was born and raised in the Fairbanks/North Pole area. My family is from Fort Yukon and Livingood, AK. I work at Doyon, Limited as their Public Relations Specialist. Before that, I worked at Tanana Chiefs Conference in their Communications Department and Administration Department.

Upload a Resume 

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

None.

CHEYENNA **KUPLACK**

Public Relations Specialist

<https://www.linkedin.com/in/cheyennakuplack/>



EDUCATION

University of Alaska Fairbanks
Bachelor of Arts
Political Science and Government
2018-Present

SKILLS

Media Relations
Community Outreach
Corporate Communications
Project Management
Website Management
Crisis Communications
Event Planning
Customer Service
Microsoft Word
Adobe PhotoShop
Adobe InDesign
Adobe Premiere Pro
Adobe Illustrator

AWARDS

Dedication to Mission
Tanana Chiefs Conference
2017

VOLUNTEER EXPERIENCE

Fairbanks Youth Soccer Association
Board of Directors
Board Member
2021-Present

Public Relations Society of America
Diversity Committee Member
2020 - Present

Fairbanks Youth Soccer Association
Head Coach
2019-2020

PROFILE

Experienced Public Relations Specialist with a demonstrated history of working in the oil & energy industry and non-profit organizations.

EXPERIENCE

Public Relations Specialist
Doyon, Limited | 2020 - Present

- Media relations
- Internal communications
- Community/Shareholder outreach
- Website management
- Crisis communication Team Leader
- Event planning

Communications Coordinator
Tanana Chiefs Conference | 2017 - 2020

- Internal communications
- Community outreach
- Website management
- Event planning
- Social media management
- Videography/photography

Administrative Assistant
Tanana Chiefs Conference | 2015 - 2017

- Board of Director point of contact
- Organize/schedule travel
- Executive Secretary duties when needed
- Multi-line phone system

Property Management Assistant
Coldwell Banker | 2014 - 2015

- Assist with home showings, applications, home owners, maintenance scheduling

Front Desk Representative
Jennings Group | Eugene, OR | 2013-2014

- Field potential tenant calls to realtors
- Receive rent payments

Receptionist/Chiropractic Assistant
Spauling Chiropractic | 2012 - 2013

- Patient in-take and medical history
- Processed payments
- Maintenance of medical charts and multi-line phone system

Waitress
Brewsters | 2010 - 2020

- Greet and serve guests

Profile

Abigail

First Name

North

Last Name

Email Address

Mailing Address

Are you a City of Fairbanks resident? *

No

Primary Phone

Alternate Phone

Which Boards would you like to apply for?

Fairbanks Diversity Council: Submitted

Interests and Experiences

Question applies to Fairbanks Diversity Council

Please tell us how your diversity will benefit and contribute to the mission and purpose of the Fairbanks Diversity Council. You may list any group, club, organization, etc. that you are formally affiliated with.

I am a lesbian of transgender experience, a wife, a dog mom, a chicken mom, an educator, a human rights activist, and so much more. I am a member of the Fairbanks Coalition Builders group, a new group that seeks to do trainings that support diversity, equity, and inclusion in our community by using the power of personal stories to make connections and foster commonality. I work directly with the Human Rights Campaign, Gender Pack, Trans* Leadership Alaska, the Core Collective of the Transgender Educators Network, and indirectly with many other groups locally, statewide, and nationally. I am committed to diversity, equity and inclusion in my personal life, my work life, and in our community.

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

I would like to take this further step towards fostering diversity in our community.

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

- grew up in an extremely religious (Pentecostal) family in semi-rural northeast Georgia - dropped out of high school, received my GED in 1995 - worked many odd jobs from restaurant work to landscaping - received an AA in College Transfer from Southwestern Community College in Sylva, NC in 2000. - moved to Fairbanks in 2001 to attend UAF - BS Geology, minor in Biological Sciences, UAF 2005 - (unfinished) MS Geology 2005-2008 - post-baccalaureate teacher certification, UAF, 200-2010 - teacher, Meade River School, Atkasuk, AK, North Slope Borough School District 2011-2013 - teacher, Fort Washakie High School, Fort Washakie, WY 2013-2015 - teacher, SMART, Ben Eielson Jr/Sr HS, Innovations Academy, Fairbanks North Star Borough School District, 2016-present - volunteering with various local, state, and national organizations

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

lots of training in diversity, equity, and inclusion from present and past jobs as well as from volunteer work.

CHENA RIVERFRONT COMMISSION

MINUTES

May 26, 2021 at 12:00 PM

A regular meeting of the Chena Riverfront Commission was held via Zoom from the Mona Lisa Drexler Assembly in the Borough Administration Center, 907 Terminal Street, Fairbanks, Alaska. The meeting was called to order at 12:02 p.m. by Buki Wright, Chair.

A. ROLL CALL

MEMBERS PRESENT: Wade Binkley, Diana Campbell, Annette Freiburger, Bob Henszey, Julie Jones, Lee Wood and Buki Wright

MEMBERS ABSENT: Greg Barker (excused) and Brenda Naaktgeboren (excused)

OTHERS PRESENT: Andrew Ackerman, City of Fairbanks; John Netardus, DOT; David Hayden, Bell Development; Bert Bell, Bell Development; Renee Rember, Chena Veterinary Clinic; Christi Everetts, TVWA; Ashley Carrick, TVWA; Naomi Rambo, TVWA; Tracy Vanairsdale, Bettisworth North; Kellen Spillman, FNSB Community Planning; Nancy Durham, FNSB Floodplain Manager and Laura Melotte, FNSB Recording Clerk.

B. MESSAGES

1. Chairman's Comments

Chair Wright welcomed everyone to the meeting.

2. Communications to the Chena Riverfront Commission

Mr. Spillman addressed the commission and spoke to the fact that currently borough meetings are being held in a "hybrid" format.

Mr. Spillman announced that Kristina Heredia, one of the Planners in Community Planning, resigned her position and has moved out of state.

3. Citizen's Comments

None

4. Disclosure and Statement of Conflict

Commissioner Binkley commented that he has worked with David Hayden in the past but feels that he does not have a conflict at this time and can be unbiased.

Chair Wright stated that he served on another Board in the past with Mr. Hayden and he too feels that he can be unbiased.

C. APPROVAL OF AGENDA AND CONSENT AGENDA

Approval of Consent Agenda passes all routine items indicated by asterisk (*) on agenda. Consent Agenda items are not considered separately unless any Historic Commission member or citizen so requests. In the event of such request, the item is returned to the general agenda.

D. *MINUTES

*Minutes of March 30, 2021

MOTION: Moved by **Commissioner Henszey**, seconded by **Commissioner Freiburger** to re-order the agenda moving item F1 to the top of the agenda.

VOTE: All were in favor. There were no objections.

MOTION: Moved by **Commissioner Freiburger**, seconded by **Commissioner Binkley** to approve the minutes of March 30, 2021.

VOTE: All were in favor. There were no objections.

E. UNFINISHED BUSINESS

1. Current DOT Projects

John Netardus addressed the commission and gave them an update on the various DOT projects that are in progress.

2. CRFC Project List

The commission reviewed its project list. There were no significant changes to any of the items on the project list.

Christy Everett, TVWA addressed the commission and gave an update as to what TVWA is doing along the river this summer.

Naomi Rambo, TVWA, addressed the commission and introduced herself as the new Field Technician with Adopt-A-Stream.

Christy Everett introduced Ashley Carrick as the new ___ at TVWA.

Ashley Carrick addressed the commission and updated them on the storm drain painting project that will be held on Lacy Street this year. She invited all to attend.

3. Chena Riverwalk Resolution No. 2021-10 (Kellen Spillman)

Mr. Spillman addressed the commission and gave an update with regards to this agenda item. He stated that the Department of Community Planning is still awaiting a response from the railroad.

F. NEW BUSINESS

1. **Conditional Use 2021-013**: A request by David Hayden, on behalf of Bell Development Inc, for conditional use approval to expand the animal clinic on Lot 2, Herman Subdivision in the Multiple-Family Residential/Professional Office (MFO) zoning district, located at 1830 2nd Avenue in Fairbanks. (Nancy Durham)

Bert Bell, Bell Development, addressed the commission and gave a thorough explanation for the need for the Conditional Use permit.

Ms. Durham presented her staff report for this proposed Conditional Use permit and provided a draft motion for the commission to utilize should it so desire.

Commissioner Freiburger commended Mr. Bell and Ms. Rember for their considerations with regards to the Chena Riverfront Plan.

MOTION: Moved by **Commissioner Freiburger**, seconded by **Commissioner Jones** to recommend to FNSB Community Planning staff that CU2021-013 is consistent with the Chena Riverfront Plan, including Goal 1 Policy 3, Objective B; Goal 1, Policy 5, Objective B; Goal 4, Policy 3, Objective A; and Goal 4, Policy3, Objective B. .

Discussion ensued with regards to the vegetation along the river for riparian purposes. **Ms. Rember** commented that they have never cleared the vegetation along the riverbank.

Mr. Hayden addressed the commission and made himself available for further questions.

VOTE: All were in favor. There were no objections.

G. EXCUSED FUTURE ABSENCES

None noted.

H. COMMISSIONERS COMMENTS / COMMUNICATIONS

Commissioner Campbell thanked all who have been involved in the various projects along the river.

Commissioner Henszey echoed Ms. Campbells comments.

Commissioner Freiburger also thanked all who have been involved in the various projects along the river.

Commissioner Binkley did not have any additional comments to make.

I. AGENDA SETTING

J. ADJOURNMENT

Moved to adjourn by **Mr. Henszey**, seconded by **Ms. Freiburger**.

There being no further business, the meeting was adjourned at 1:50 p.m.