



FAIRBANKS CITY COUNCIL
AGENDA NO. 2022-14
REGULAR MEETING – JULY 11, 2022
MEETING WILL BE HELD VIA [ZOOM WEBINAR](#) AND AT
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

WORK SESSION

5:15 p.m. – Room Rental Tax Rate and Distribution

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: The Mayor, Council Members, and the public may participate remotely at City Council meetings. 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); however, in-person testimony will be given preference. Masking is not required in City Council Chambers, but masks are available to attendees.

6. APPROVAL OF AGENDA AND CONSENT AGENDA

Approval of Consent Agenda passes all routine items indicated by an asterisk (*). Consent Agenda items are not considered separately unless a Council Member so requests. In the event of such a request, the item is returned to the General Agenda.

7. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

- *a) Regular Meeting Minutes of May 23, 2022

8. SPECIAL ORDERS

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

Lic. #	DBA	License Type	Licensee	Address
5436	Hoarfrost Distilling	Distillery	Hoarfrost Distilling, LLC	3501 Lathrop Street, Unit F
2565	El Dorado Bar and Grill	Beverage Dispensary	El Dorado Bar and Grill, Inc.	530 Third Avenue

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

- a) Ordinance No. 6211 – An Ordinance Amending the Collective Bargaining Agreement Between the City of Fairbanks and the Fairbanks Firefighters Union IAFF Local 1324 (FFU) to Change the Daily Staffing Rules, Administrative Officer Schedule, and Promotions and Probationary Periods. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- b) Ordinance No. 6212 – An Ordinance Amending FGC Section 22-9 by Adding Provisions for Candidate Biographical Information and Non-Partisan Position Statement. Introduced by Council Member Cleworth. SECOND READING AND PUBLIC HEARING.

12. NEW BUSINESS

- *a) Resolution No. 5021 – A Resolution Expressing Opposition to the Ore Trucking Proposal for the Manh Choh Mine Project. Introduced by Council Member Therrien.

13. DISCUSSION ITEMS (Information and Reports)
 - a) Committee Reports

14. WRITTEN COMMUNICATIONS TO THE CITY COUNCIL
 - *a) Memorandum Regarding Notice of Offices and Manner of Declaring Candidacy
 - *b) Reappointment to the Fairbanks Diversity Council

15. COUNCIL MEMBERS' COMMENTS

16. CITY CLERK'S REPORT

17. CITY ATTORNEY'S REPORT

18. EXECUTIVE SESSION
 - a) AFL-CIO Labor Negotiation Strategy

19. ADJOURNMENT



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, MAY 23, 2022
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 6:30 p.m. on the above date, following a 5:00 p.m. Work Session for a Polaris Building update and discussion, to conduct a Regular Meeting of the Fairbanks City Council via Zoom webinar and at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jim Matherly presiding and with the following Council Members in attendance:

Council Members Present: Jerry Cleworth, Seat A
June Rogers, Seat B
Valerie Therrien, Seat C
Aaron Gibson, Seat D
Lonny Marney, Seat E
Jim Clark, Seat F

Absent: None

Also Present: Margarita Bell, Chief Financial Officer
Rochelle Rodak, Deputy City Clerk
Paul Ewers, City Attorney
Michael Sanders, Chief of Staff
Kristi Merideth, FECC Manager
Angela Foster-Snow, HR Director (remotely)
Ron Dupee, Police Chief
Rick Sweet, Deputy Police Chief
Scott Raygor, Fire Chief
Clem Clooten, Building Official

INVOCATION

The Invocation was given by Deputy City Clerk Rochelle Rodak.

FLAG SALUTATION

At the request of Mayor Matherly, **Ms. Therrien** lead the Flag Salutation.

CEREMONIAL MATTERS

Mayor Matherly shared that the flags would be flying at half-staff through Wednesday in honor of the passing of former Alaska State Senator Arliss Sturgulewski and Legislator Glenn Hackney, who was also a very involved member of the Fairbanks community.

CITIZENS' COMMENTS

Chris Miller, Fairbanks – C. Miller spoke to the many nuisance properties throughout Fairbanks and asked what the City was doing to address complaints and enforce compliance.

Benjamin Petrochko, Fairbanks – B. Petrochko expressed his gratitude for Fairbanks Police Department (FPD) Officer Cody Taylor who had provided him with exceptional service and support during a mental health crisis. He added that with Ofc. Taylor’s assistance, he was able to seek help and has made a full recovery.

Ms. Rogers thanked B. Petrochko for sharing his testimony, adding that she was very glad he was able to recover.

David van den Berg, Fairbanks Downtown Association – D. van den Berg expressed concern for the lack of security at the Golden Heart Plaza (GHP), adding that tourism would be picking up soon.

Hearing no more requests for comment, **Mayor Matherly** declared Citizens’ Comments closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

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

Mr. Cleworth pulled Item 12(d), Ordinance No. 6205, from the Consent Agenda.

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

Deputy Clerk Rodak read the Consent Agenda, as amended, into the record.

SPECIAL ORDERS

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

Lic. #	DBA	License Type	Licensee	Address
4816	Mayan Palace	Beverage Dispensary	Taco Azteca, Inc.	3401 Airport Way
5504	Mayan Palace	Beverage Dispensary – Duplicate	Taco Azteca, Inc.	3403 Airport Way
3170	The Odom Corporation	Wholesale – General	The Odom Corporation	3101 Peger Road, Bay 1

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

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

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

YEAS: Marney, Clark, Cleworth, Therrien, Rogers, Gibson

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

- b) The Fairbanks City Council will determine the costs and method of recovery of costs for the abatement at 530 Front Street (Lot 7, Block 8, Graehl Townsite), Fairbanks, Alaska.

Ms. Therrien, seconded by **Mr. Marney**, moved to CONFIRM the abatement cost as presented (\$109,482).

Mayor Matherly called upon the property owner to come forward.

Stephen Townsend, Fairbanks – S. Townsend expressed his anger that the City had torn down his home and was charging him for the cost to do so.

After inappropriate comments were made to the Council by S. Townsend, the Council allowed Jason Weiner, legal representative for S. Townsend, to speak on his behalf.

Jason Weiner, Fairbanks – J. Weiner alleged that Mr. Townsend did not receive proper notification or information to properly respond and felt that the City did not follow appropriate procedures.

Ms. Therrien asked if S. Townsend had requested a copy of the full report. J. Wiener indicated that he had not contacted anyone at the City for additional information.

Mr. Gibson asked about the valuation of the property. Deputy Clerk Rodak stated that the Fairbanks North Star Borough (FNSB) Assessor had valued the unimproved property at \$25,000.

Mayor Matherly gave a brief history on the abatement process as it pertained to the property.

Ms. Therrien asked for a staff report explaining the costs of the abatement.

Building Official Clem Clooten provided a brief explanation of the report and the process, adding that the City had received written permission from S. Townsend to correspond with his former representative, Dennis Kelley, prior to the abatement of the property.

Ms. Rogers asked if D. Kelley was still representing S. Townsend. C. Clooten stated he is unsure.

Mr. Gibson shared his concern that the property would be difficult to sell if the lien outweighed the value of the property so significantly. City Attorney Paul Ewers stated that sale of the property would be unlikely with a lien in that amount.

Mr. Marney asked about the relationship between D. Kelley and S. Townsend. **Mayor Matherly** stated that in addition to the written communication naming him as S. Townsend's representative, D. Kelley had been a resident at the property prior to its destruction.

Ms. Therrien stated she felt that J. Weiner could have done more to contact the City and request additional information if he was unclear about procedure. She added that the demolition was in October of 2021, and any protest could have been brought forward during that time or since then.

Mr. Cleworth pointed out that the abatement process is very lengthy and requires that the Building Official follow procedure. He added that an abatement cannot be done without due diligence on the City's part to contact and communicate with the property owner or their representative.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO CONFIRM THE ABATEMENT COST AS PRESENTED (\$109,482) AS FOLLOWS:

YEAS: Gibson, Therrien, Clark, Marney, Rogers, Cleworth

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

Ms. Therrien, seconded by **Mr. Marney**, moved to ASSIGN a lien in the amount of \$109,482 against the property located at 530 Front Street (Lot 7, Block 8, Graehl Townsite), Fairbanks.

Ms. Therrien acknowledged that a lien would make collection of the abatement costs difficult but felt it would create an undue hardship to S. Townsend to have the debt personally assigned to him.

CA Ewers stated that the Council could foreclose on the property in the future, adding that it was not likely the City would collect any funds beyond the valuation of the property.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ASSIGN A LIEN IN THE AMOUNT OF \$109,482 AGAINST THE PROPERTY LOCATED AT 530 FRONT STREET (LOT 7, BLOCK 8, GRAEHL TOWNSITE), FAIRBANKS AS FOLLOWS:

YEAS: Clark, Rogers, Marney, Therrien, Cleworth, Gibson

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

Mayor Matherly thanked B. Petrochko for his testimony, adding that it was nice to hear about the great service City police were providing. He shared his grief in the loss of Glenn Hackney who was not only a good friend but also a wonderful leader and community member. **Mayor Matherly** went on to share some updates from the Alaska Municipal League (AML) board meeting, noting that there had been a lot of discussion on where the organization could expand its services over the next five years. He asked Building Official Clem Clooten to come forward for a staff report.

C. Clooten gave a brief description of Building Department responsibilities, staffing, and mission statement. He noted that through April the department had issued over 200 permits valued at \$15M in improvements, which would equate to approximately an additional \$200K in City revenue. He spoke to the City's rating and auditing process and how the rating impacts insurance rates for citizens and commercial buildings. He stated that the City is currently rated 2 out of 10 with a rating of 1 being the best. He spoke about the abatement process and how nuisance properties are addressed; he included a handout of the current properties involved in the City's abatement process. He noted that the Building Department has received cooperation from some of the property owners, which is the goal of his department with every nuisance property.

Ms. Therrien asked if the Building Department could benefit from additional staff members to address the abatement properties; she asked C. Clooten whether he had any recommendations for Code changes that might simplify the process. C. Clooten state that the Code was sufficient. He explained that the Council currently provides abatement funding in each budget year, noting that

the City can typically absorb abatement costs for one property per year. He explained that with more staff to abate properties, the Council would also have to increase abatement funding so that more buildings could be put through the process.

Mr. Gibson asked if he felt the Building Department's revenue predication was accurate. C. Clouten indicated that it was; he noted that each fall he calls on contractors to provide information to help him anticipate the number of projects in the coming year so that the budget can be as accurate as possible.

Mayor Matherly shared that the City is working hard to find a solution to the security issues at the GHP, adding that they had painted over the graffiti and were striving to keep FPD present in the area. He went on to address C. Miller's comments, reiterating what the Building Official had reported: that the City works within its processes, procedures, and with the property owners as best as they can. He added that homeless camps are an ongoing problem, noting that the camps are usually relocated somewhere else in the City after complaints are made.

COUNCIL MEMBERS' COMMENTS

Mr. Gibson stated he had no comments.

Mr. Marney reserved his comments for later in the meeting.

Mr. Clark thanked the members of the community who provided public comment. He thanked the Mayor for his close attention to the GHP, noting how important tourism is to the Fairbanks community. He also thanked the Public Works Department for its quick response and attention to two trees that were nearly fell by beavers across 1st Avenue. **Mr. Clark** concluded by inquiring about the possibility of providing housing for and aiding Ukrainian refugees.

Mr. Cleworth spoke to the issues of graffiti, and the problems it has caused this year. He noted that in the past, the City fined owners of nuisance properties and that perhaps fines could be used again to help address the current issues. He recognized C. Clouten's daughter for her recent accomplishments and C. Clouten for his constant involvement with the community and Lathrop High School athletes.

Ms. Rogers shared some memories about Glenn Hackney and expressed sadness to hear of his passing; she added that he was very community-oriented and was a gifted poet. She went on to speak about former Senator Arliss Sturgulewski and the impact she had on her personally and professionally. **Ms. Rogers** added that she had also attended services for another dear friend who passed and reminded everyone that time with the ones we care about is not guaranteed. She added her thanks to Chief of Staff Mike Sanders for his encouragement of department updates during the Mayor's report. She expressed appreciation for Building Official Clouten and the hard work he does for the City.

Ms. Therrien spoke to the issues at the GHP and asked if the Fairbanks Native Association (FNA) or Doyon might be interested in assisting with security. **Mayor Matherly** stated that he had contacted them recently and was awaiting a reply. **Ms. Therrien** stated that the area is very busy during the lunch hour, and the City should consider hiring or assigning someone to be there during

those times. She thanked C. Clooten for his work and suggested that he might better serve the City if he had additional staff to alleviate some of his paper processing duties.

UNFINISHED BUSINESS

- a) Ordinance No. 6204, as Amended – An Ordinance Establishing an Education Reimbursement Program within Fairbanks Fire Department for Recruitment and Hiring. Introduced by Mayor Matherly and Council Members Marney and Therrien. POSTPONED from the Regular Meeting of May 9, 2022; a public hearing was held at that time.

A motion to adopt was made by Mr. Marney and seconded by Ms. Therrien during the Regular Meeting on May 9, 2022 and remained on the floor.

Mr. Cleworth asked for clarification regarding the stipulations in the current amended version.

Chief Financial Officer (CFO) Margarita Bell stated that the amended language, including “originally adopted budget,” would restrict the Fairbanks Fire Department (FFD) from reimbursing employees during the current year because the FFD would not have any salary savings without a budget amendment.

Mr. Gibson asked if there was an avenue that would allow for the increases to be budgeted in the current year and held until the appropriate disbursement period. CFO Bell stated that it would be possible to encumber the funds using a purchase order, noting that it would overstate the department’s actual expenditures.

Ms. Therrien asked the CFO to clarify her recommendation on the language presented. CFO Bell recommended that for the 2022 year, the language should not include “originally adopted budget,” but added that she did not see the language being an issue in future years. **Ms. Therrien** asked for clarification on the encumbrment of funds. CFO Bell stated that the current language would cause those funds to be encumbered and dispersed in their appropriate years.

Ms. Therrien, seconded by **Mr. Marney**, moved to AMEND the third “Whereas” and Section 8 of Exhibit A to Ordinance No. 6204, as Amended, by striking the language, “based on the originally adopted budget for that year.”

Mr. Cleworth stated that there was a conflict between using salary savings while allowing the budget to be amended, essentially creating a false savings. He added that the program is intended to provide a savings for the City and the department and that the current language did not convey that intent. He went on to suggest that the City could encumber funds coming from the State, such as community assistance funds, and put those funds toward the reimbursements.

Mr. Clark asked whether reimbursements could be dispersed from another account if the salary savings were depleted and if there was a way to write the language to allow for that. CFO Bell stated it could be written in a way that would allow for that.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND THE THIRD “WHEREAS” AND SECTION 8 OF EXHIBIT A TO ORDINANCE NO. 6204, AS AMENDED,

BY STRIKING THE LANGUAGE, “BASED ON THE ORIGINALLY ADOPTED BUDGET FOR THAT YEAR” AS FOLLOWS:

YEAS: Marney, Therrien, Rogers, Gibson

NAYS: Cleworth, Clark

Mayor Matherly declared the MOTION CARRIED.

Mr. Gibson, seconded by **Ms. Therrien**, moved to AMEND Section 2 of Ordinance No. 6204, as Amended, by replacing the word “salary” with “department” and adding “and will be allocated in the year the debt is originated” after “as available.”

Mr. Clark expressed concern that the issue would remain the same regarding true savings and budget amendments.

Mr. Gibson stated that the funds would be encumbered and set aside for the distributions.

CFO Bell clarified that department savings would include salary savings.

Mr. Clark shared his agreement with Mr. Cleworth that the funds should be more clearly allocated from a specific source.

Mr. Cleworth asked that the maker of the motion, with concurrence of the second, change the amendment to state that the funds would come from increases to the community assistance program and would be forward-funded for the entire amount.

Ms. Rogers stated she did not feel that community assistance funds was a reliable funding source.

Mr. Cleworth stated that he did not see an issue with the funding source for the current year, expressing the importance to encumber the funds during the first year so that it would not be an issue going forward.

Ms. Therrien stated that she would not withdraw her second to the motion.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND SECTION 2 OF ORDINANCE NO. 6204, AS AMENDED, BY REPLACING THE WORD “SALARY” WITH “DEPARTMENT” AND ADDING “AND WILL BE ALLOCATED IN THE YEAR THE DEBT IS ORIGINATED” AFTER “AS AVAILABLE” AS FOLLOWS:

YEAS: Therrien

NAYS: Clark, Gibson, Rogers, Marney, Cleworth

Mayor Matherly declared the MOTION FAILED.

Mr. Cleworth, seconded by **Mr. Clark**, moved to AMEND Section 2 of Ordinance No. 6204, as Amended, by replacing “salary savings, as available” with “Community Assistance Program increases” and adding “and will be forward-funded” at the end of the sentence.

Ms. Therrien stated that she was hesitant to use the term increases.

Mr. Gibson asked how many employees he expected to recruit with this program, and Chief Raygor stated between 4 and 6 this year. **Mr. Gibson** questioned if a dollar amount should be added for future clarification.

Ms. Rogers stated that she would not vote in favor of the amendment with the term increases included.

Mr. Cleworth felt that the language was open ended enough in case there were more recruitments and asked the CFO if it would be possible to increase the encumbrance as necessary. CFO Bell stated that it would be.

Mayor Matherly asked the CFO if the word increases could cause problems in the following years if the assistance remained the same or decreased, and CFO Bell concurred that it would.

Ms. Therrien asked the maker of the motion to strike the word increases, and **Mr. Cleworth** declined.

CFO Bell stated that the only issue with salary savings is for the 2022 year, stating that the future years of the program would see a significant savings through training, travel, and overtime.

Ms. Rogers asked for Mr. Marney's thoughts on the matter. **Mr. Marney** stated that he felt the Council was in agreement that the program would save money, adding that he also recognized the importance of specific language.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND SECTION 2 OF ORDINANCE NO. 6204, AS AMENDED, BY REPLACING "SALARY SAVINGS, AS AVAILABLE" WITH "COMMUNITY ASSISTANCE PROGRAM INCREASES" AND ADDING "AND WILL BE FORWARD-FUNDED" AT THE END OF THE SENTENCE AS FOLLOWS:

YEAS: Cleworth, Clark, Gibson
NAYS: Therrien, Rogers, Marney, Matherly
Mayor Matherly declared the MOTION FAILED.

Ms. Therrien, seconded by **Mr. Marney**, moved to AMEND Section 2 of Ordinance No. 6204, as Amended, by adding the word "forward" before the word "funded" and by striking "salary savings, as available" and replacing with "Community Assistance Program funds."

Mr. Cleworth stated he felt this year could be an issue if community assistance funds were not increased, as the original amount had already been allocated.

Mr. Clark noted that the FFD has budget amendments every year, which is why he agreed with Mr. Cleworth that it is important to keep track of the growth in department spending.

COS Sanders pointed out that many of the budget amendments have been to account for overtime due to turnover, adding that this program would require employees to stay for an extended period to fully benefit from the reimbursement. He added that currently the City pays for training with no

retention requirement and many firefighters are leaving as soon as training is complete. He stated that savings will be evident with the lack of turnover costs and overtime required to cover shifts.

Chief Raygor added that the drastic overtime increases started in 2019. He added that there will be other departmental savings that will make up the third- and fourth-year distributions, such as not having to buy new gear for new firefighters due to employee turnover.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND SECTION 2 OF ORDINANCE NO. 6204, AS AMENDED, BY ADDING THE WORD “FORWARD” BEFORE THE WORD “FUNDED” AND BY STRIKING “SALARY SAVINGS, AS AVAILABLE” AND REPLACING WITH “COMMUNITY ASSISTANCE PROGRAM FUNDS” AS FOLLOWS:

YEAS: Marney, Cleworth, Clark, Gibson, Rogers, Therrien

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

Mr. Gibson moved to AMEND Ordinance No. 6204, as Amended, by adding, “and shall expire on December 31, 2023, unless extended by the resolution of the City Council” to the end of Section 4.

CA Ewers noted the sunset date was addressed in Section 3; **Mr. Gibson** WITHDREW his motion.

Ms. Therrien, seconded by **Mr. Clark**, moved to AMEND Ordinance No. 6204, as Amended, by replacing “salary savings” with “Community Assistance Program funds” throughout the document and Exhibit A.

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

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 6204, AS AMENDED, AS FOLLOWS:

YEAS: Gibson, Cleworth, Marney, Clark, Therrien, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED and Ordinance No. 6204, as Amended, ADOPTED.

NEW BUSINESS

a) Resolution No. 5013 – A Resolution Authorizing the City of Fairbanks to Apply for and Accept Funds from the United States Department of Justice for the FFY2022 Bulletproof Vest Partnership Grant. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

b) Resolution No. 5014 – A Resolution Authorizing the City of Fairbanks to Apply for and Accept Funds from the Alaska Division of Homeland Security for the FFY2022 Emergency Management Performance Grant. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- c) Resolution No. 5015 – A Resolution Authorizing the City of Fairbanks to Accept Funds from the Alaska Mental Health Trust Authority to Fund the Reentry Coalition Coordinator Position. Introduced by Mayor Matherly

PASSED and APPROVED on the CONSENT AGENDA.

- d) Ordinance No. 6205 – An Ordinance Repealing and Reenacting Chapter 70, Article X, Right-of-Way Permitting System and Revising and Renumbering Sections 70-321 and 70-322 Regulating Snow Removal and Planting in Certain Public Places. Introduced by Mayor Matherly

Mr. Cleworth, seconded by **Mr. Gibson**, moved to ADVANCE Ordinance No. 6205.

Mr. Cleworth noted that the attachment to the ordinance included some drafting notes; he asked that it be cleaned up prior to final reading.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADVANCE ORDINANCE NO. 6205 AS FOLLOWS:

YEAS: Marney, Cleworth, Rogers, Therrien, Clark, Gibson

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

- e) Ordinance No. 6206 – An Ordinance Amending FGC Section 22-15(d) Absentee Voting by Personal Representative and Amending Other Sections of Chapter 22 Elections to Authorize Youth Election Workers in City Elections, to Clarify the Definition of Election Official, and to Standardize Election Terminology. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

WRITTEN COMMUNICATIONS TO THE CITY COUNCIL

- a) Clay Street Cemetery Commission Meeting Minutes of January 5, 2022

ACCEPTED on the CONSENT AGENDA.

- b) Clay Street Cemetery Commission Meeting Minutes of February 9, 2022

ACCEPTED on the CONSENT AGENDA.

- c) Clay Street Cemetery Commission Meeting Minutes of March 8, 2022

ACCEPTED on the CONSENT AGENDA.

- d) Reappointment to the Board of Plumber Examiners

APPROVED on the CONSENT AGENDA.

- e) Reappointments to the Fairbanks Diversity Council

APPROVED on the CONSENT AGENDA.

COUNCIL MEMBERS' COMMENTS & COMMITTEE REPORTS

With no objection from the Council, Members' Comments and Committee Reports were combined.

Mr. Gibson spoke fondly of Glenn Hackney and the memories he had of him.

Mr. Marney shared that he had attended church with Glenn Hackney, adding that they had been very good friends. He stated that G. Hackney would be greatly missed.

Mr. Clark shared that he had spoken with the City Lobbyist Yuri Morgan; he provided an update on the budget recently passed by the State Senate.

Ms. Therrien provided a land acknowledgment and provided an AML board meeting update. She noted that there had been some discussion about additional training for newly elected officials and provided an update on some of the bills that had passed. She pointed out that next year, 59 out of 60 legislative seats will have to be elected due to redistricting. **Ms. Therrien** shared that she had also attended a Polaris Building work group meeting recently. She went on to speak to an issue with the current language in the Council travel line item of the budget, and she asked if the Council would approve her travel to Sitka for an AML Board meeting.

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

Ms. Rogers shared that she had attended a Crisis Now meeting and commended Brenda McFarlane on her leadership. She added that she had also attended a Fairbanks Diversity Council (FDC) meeting and spoke to the reappointment of Timothy Ledna; she added that he is doing well in his role with the Reentry Coalition. **Ms. Rogers** stated she also attended the Polaris Building work group meeting and would be attending the Opioid Crisis meeting soon. She spoke highly of Nils Andreassen at the AML, stating that she has continually been impressed with the amount of work the AML does. She recognized Dr. Shelissa Thomas on her recent reappointment to the FDC, adding that she does a lot of great work in the community.

Mr. Cleworth spoke to the AML and how they have not always been a great resource; he shared about a time in the past when the City dropped its membership. He went on to share some memories of Glenn Hackney who had been friends of his family for many years; he recalled that G. Hackney would recite "The Gettysburg Address" from memory during Lincoln Day dinner functions. **Mr. Cleworth** asked FECC Manager Kristi Meredith to come forward. He asked K. Meredith whether resigning employees are asked to stay until their position can be filled. K. Meredith stated that she always asks employees to stay, even as a part-time call taker, but often they have jobs lined up and other commitments. She went on to speak about the recent article in the newspaper and about how the department has dropped certain requirements to lower minimum

staffing. She noted that it has been hard on call response time, but it was a necessary measure to prevent employee burnout.

ADJOURNMENT

Mr. Gibson, seconded by **Mr. Clark**, moved to ADJOURN the meeting.

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

Mayor Matherly declared the meeting adjourned at 9:00 p.m.

JIM MATHERLY, MAYOR

ATTEST:

D. DANYIELLE SNIDER, MMC, CITY CLERK

Transcribed by: RR



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 Renewals

DATE: July 6, 2022

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

Lic. #	DBA	License Type	Licensee	Address
5436	Hoarfrost Distilling	Distillery	Hoarfrost Distilling, LLC	3501 Lathrop Street, Unit F
2565	El Dorado Bar and Grill	Beverage Dispensary	El Dorado Bar and Grill, Inc.	530 3rd Avenue

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

The Police Department has included a call report for the above-listed locations, but **there are no department-recommended protests** for these liquor license renewals.

CITY OF FAIRBANKS PUBLIC SAFETY

Hoarfrost Distilling - 3501 Lathrop St

06/07/2021 - 06/06/2022

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	06/04/2022 18:54	ALARM BURGLARY -	3501 LATHROP ST	O20	NRP	06/04/2022 19:16:00
	06/02/2022 20:15	THREAT - BRAVO	3501 LATHROP ST	O6	NRP	06/02/2022 21:49:52
	07/26/2021 16:46	ALARM BURGLARY -	3501 LATHROP ST	O17	FAB	07/26/2021 17:01:03

Total Number of Events Listed: **3**

CITY OF FAIRBANKS PUBLIC SAFETY

El Dorado Bar and Grill - 530 3rd Ave

06/07/2021 - 06/06/2022

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	05/24/2022 15:21	MESSAGE DELIVERY	530 THIRD AVE	O20	NRP	05/24/2022 15:26:06
	05/24/2022 12:06	MESSAGE DELIVERY	530 THIRD AVE	O30	NRP	05/24/2022 12:13:37
	04/12/2022 01:32	911 HANG-UP -	530 THIRD AVE	O2	NRP	04/12/2022 01:39:27
	03/11/2022 15:18	ASSAULT CHARLIE -	530 THIRD AVE	O50	NRP	03/11/2022 16:06:25

Total Number of Events Listed: 4

ORDINANCE NO. 6211

AN ORDINANCE AMENDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF FAIRBANKS AND THE FAIRBANKS FIREFIGHTERS UNION IAFF LOCAL 1324 (FFU) TO CHANGE THE DAILY STAFFING RULES, ADMINISTRATIVE OFFICER SCHEDULE, AND PROMOTIONS AND PROBATIONARY PERIODS

WHEREAS, the City of Fairbanks and FFU ratified a collective bargaining agreement (CBA), effective October 1, 2021 through September 30, 2024; and

WHEREAS, changes to the CBA are subject to member ratification and City Council approval; and

WHEREAS, Section 6.3 of the October 1, 2021 CBA specifies the daily staffing rules, Section 6.11 specifies the administrative officer schedule, and Article 19 specifies promotions and probationary periods; these requirements do not meet the current years of service and experience and creates an inefficient use of personnel; and

WHEREAS, the City of Fairbanks and FFU collectively bargained and agreed to amend the current CBA to change the requirements in Section 6.3, Section 6.11, and Article 19.

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

SECTION 1. The Letter of Agreement amending the current CBA between the City of Fairbanks and FFU, attached as Exhibit A, is approved and ratified.

SECTION 2. The effective date of this Ordinance will be the 1st day of August 2022.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 6211

Abbreviated Title: ORDINANCE AMENDING FFU CBA TO CHANGE DAILY STAFFING

Department(s): FIRE

Does the adoption of this ordinance or resolution authorize:

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

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

If yes, what is the estimate? see below

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

If yes, how many positions? _____

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

II. FINANCIAL DETAIL:

PROJECTS:	TOTAL
OVERTIME COSTS	\$ (450,000)
TOTAL	\$ (450,000)

FUNDING SOURCE:	TOTAL
GENERAL FUND	\$ (450,000)
TOTAL	\$ (450,000)

The proposed changes to the current Fairbanks Firefighter Union Collective Bargaining Agreement include daily staffing rules (Section 6.3), administrative officer schedule (Section 6.11), and promotions and probationary periods (Article 19). These changes will impact the overtime costs for the City of Fairbanks. The City of Fairbanks overtime costs increased by 33% in 2020 and 2021; the proposed changes will reduce the overtime costs in future years to amounts prior to 2020.

Reviewed by Finance Department: Initial mb Date 6/20/2022

Letter of Agreement
IAFF 1324 and City of Fairbanks
April 2022

The Fire Department Administration along with the City of Fairbanks and Fairbanks Firefighters agree to implement changes to the CBA. The intent of this document is to separate acting from promotions, make changes to daily staffing rules and create joint Department/Union policy on acting/promotion requirements. Furthermore, acting restrictions will be stricken from the CBA to have overtime in advance rules.

6.3 Daily Staffing Rules

A. Completion of Daily Roster. The Battalion Chief is responsible for setting the daily roster in accordance with this CBA and any directives from the Fire Chief.

1. Before 8 a.m. of each shift
 - a. At or above minimum staffing:
 - i. Complete roster with available personnel;
 - ~~ii. Utilize voluntary actors to fill vacancies;~~
 - ii. Assign actors to fill vacancies;
 1. Two on-shift actors per 24 hour shift.
 2. If overtime is still needed, use 6.3.A.1.a.iv
 - a. Additional actors may be used to prevent forcing.
 3. CO will count towards the two actors per day.
 - iii. Hire remaining needed classifications in the following order:
 1. Battalion Chief
 2. Captain
 3. Driver
 4. Firefighter - The classification of firefighter for this section shall mean all Members presently in that classification.
 - B. Below minimum staffing:
 - i. Complete roster with available personnel;

Formatted: Font color: Black

ii. Hire remaining needed classifications to reach minimum staffing (reference 6.3.A.1.a.iv and 6.3.C.2);

iii. Once minimum staffing is achieved, continue completing the roster in accordance with section 6.3.A.1.a.

2. Roster changes after the roster is set: scheduled or partial leave slots starting after 0800, or unanticipated leave slots starting after 0800, shall not negate the use of actors already used. Actors shall remain in positions assigned at the start of shift, or during the shift, regardless of additional leave. Classifications required due to any new vacancy shall be hired.

B. Overtime Assignment Procedures – Documentation

1. Daily Records. The Battalion Chief will keep current records of manning overtime assignment dates showing the following:

- a. Contacted Y/N.
- b. Time of contact or attempt.
- c. Refusal or acceptance.

2. Total Hour Records:

- a. Total Manning overtime hours will be tracked electronically.
- b. On January 1 of each year total hours will be reset to 0 hours.
- c. On January 1, Members will be ranked by seniority in classification.
- d. If there is a tie in overtime hours, the opportunity will be given to the senior member. In the event of a technological failure (computers down) overtime will be ~~made-~~ filled by classification seniority.

3. Probationary firefighters shall not be eligible for manning overtime opportunities until they have completed their new hire probationary period. [See 6.3.c.2.ii Mandatory Overtime of Members.](#)

4. The qualified Member with the lowest number of hours on the manning overtime list will be the first offered or contacted. When more than one vacancy is available in a single classification, choice of vacancy will be offered to the qualified Member of the classification with the lowest number of manning overtime hours and so on, until all the vacancies are filled.

5. If the Member is off duty, that Member shall be required to report for duty within one hour of the time contacted. If the Member does not report within the one-hour window, the Member shall forfeit the opportunity and will have those hours added to their yearly total of manning overtime hours.

6. Notification for overtime will be made by the Battalion Chief and not considered accepted unless the contacted Member has personally responded.

7. The Battalion Chief shall let the Member's single designated telephone number ring 4-10 times or until the answering machine picks up before moving on to the next Member on the manning overtime list.

8. Answering systems may be used. When the message has been left, the Battalion Chief shall move on down the contact list attempting to reach other Members. If a Member using an answering system calls in before the overtime position has been filled, that Member shall be given the opportunity to fill the position, otherwise the call to them shall be logged as no contact.

9. If the Battalion Chief is on a phone contact with the next Member on the contact list when the Member contacted by answering system calls in, the Battalion Chief shall complete that call either logging as no contact or offering the opportunity, if contact is made prior to offering the opportunity to the Member contacted by answering system.

10. The Fire Chief and Union will agree in writing per department policy for filling overtime in advance, all CBA rules apply.

4011. Notification for overtime needed at normal shift change will be made during the 30-minute period immediately preceding shift change. If it is known that overtime will be required at some time during the oncoming shift, but after shift change, the Battalion Chief shall attempt to fill assignments for those time periods during the 30-minute period prior to shift change.

4412. When an unanticipated overtime opportunity becomes available after shift change and the Battalion Chief already has scheduled an off-duty Member for an overtime opportunity during the 30-minute morning period, the Battalion Chief shall attempt to contact the scheduled Member first and offer them the choice of the scheduled overtime or the unanticipated overtime.

4213. A Member scheduled for the overtime must confirm the overtime during a one-hour window, prior to the reporting time, by contacting the Battalion Chief. If the Battalion Chief's phone is not being answered, the Member shall contact the Dispatcher, who will relay the request for confirmation to the Battalion Chief.

4314. If the overtime is not required and a Member reports for duty without confirmation contact being made, the City shall not be liable for any claim to overtime by that Member.

4415. If an on-duty Member must be held over until an off-duty Member reports for overtime assignment, the Battalion Chief may ask for volunteers among qualified Members for the assignment. If more than one qualified

employee volunteers, the Member with the most Department seniority will have first choice. The Member held over shall be paid the appropriate overtime rate for the period of holdover time and will not have those hours added to their yearly total of manning overtime hours.

C. Filling of Overtime Vacancies

1. Classification vacancies. When shift staffing requires a vacancy to be filled because of a lack of qualified on-duty Members, the vacancy will be filled in the highest classification needed, as follows:

- a. Offered to Members in order of lowest number of manning overtime hours of the needed classification.
- b. Offered to Members in order of lowest number of manning overtime hours who are qualified and have previously held the classification.
- c. Offered to Members in order of lowest number of manning overtime hours who are qualified to act in the classification.
- d. Mandatory overtime on off-going shift with least amount of forced hours.

2. Mandatory Overtime of Members.

- a. Members can be on mandatory overtime for no more than 24 consecutive hours.
- b. Mandatory overtime will be on an hours-based list. The member on the off-going shift with the least amount of mandatory hours will be forced.

c. Mandatory overtime, both in classification and for paramedics will be counted together in the same bucket.

ed. When no Member of the required classification is available for assignment, then Members qualified and who have previously held the position to fill the vacancy may be assigned in inverse order of Department seniority.

~~d. Mandatory overtime for Paramedics may be assigned in inverse order of qualification seniority based on the date of being qualified to work as a Paramedic as indicated in Section 6.9.C.3.~~

e. At the Members request, the Battalion Chief shall attempt to find relief for the forced member at least twice per 24-hour period.

f. To prevent Members from being forced, Battalion Chiefs will:

- i. Hire the next highest needed classification to obtain minimum staffing and then use on shift actors to fill the needed position.
- ii. Offer overtime position to any available Recruit Firefighter.

Formatted: Indent: Left: 0"

D. Serving Out of Classification

1. Involuntarily Working Down Classification

- a. The City agrees to use Members within their respective classification.
- b. If there are more Members of a classification than there are normal job assignments for that classification, the extra Member(s) may be, on a temporary basis, involuntarily assigned to a lower classification, and the Member shall be paid at the higher classification rate.
- c. When a Member is being involuntarily assigned to work out of classification, the Member, if qualified, shall be offered ~~his~~ their choice of assignments prior to utilizing Acting Time.
- d. Members who have previously held a classification, and remain qualified, are not considered actors and not subject to the restrictions listed in this section. Example: Battalion Chiefs shall not count as actors when utilized as a Captain and Captains who remain driver qualified do not count as actors.
- e. A Captain or Battalion Chief, who formerly held the classification of Driver, will not be assigned the duties of Driver unless they have completed a Department apparatus proficiency certification within the previous Two-year, and must have 12 hours of drivers training each of the previous years (NFPA/ISO)
- f. Members involuntarily working down a classification will not displace a member normally in that classification. Only exception will be for paramedics being assigned to the front-line ambulance.
- g. The City shall maintain a list of each qualification and the Members who are eligible to work in that classification.

2. Acting Time

- ~~a. The City shall maintain a list of Members qualified to be actors. The list shall be based on the promotional list. See Appendix C for LOA~~
- ~~b. Filling of vacancies will be by offering to the qualified Member on that shift, who is available and is the highest ranking on the promotional list for the classification being filled.~~
 - a. The Fire Chief shall maintain a list of members qualified to be actors. The qualifications will be in writing and agreed upon between the Fire Chief and Union.
 - b. Once all training has been completed members will submit their training records with a request to be placed on the acting list to the administration.

Commented [1]: This all is covered by 6.3.B.4

- c. ~~Filling of vacancies will be offered to the qualified member assigned to that shift by department seniority.~~
- d. ~~Acting status can be removed as part of the disciplinary process.~~

3. ~~Acting Time Restrictions~~

- a. ~~On any one engine or aerial device, the Driver's and the Officer's positions will not be filled simultaneously by acting Members.~~
- b. ~~When the Battalion Chief's position is being filled by an acting Member, the Captain's position on the front line engine at headquarters will not be filled concurrently by an acting Member.~~
- c. ~~For normal shift assignments, there will be no acting time on a front line fire engine or truck if only one person is assigned to it.~~
- d. ~~This Agreement is not intended to prohibit variances from the requirements in emergency situations where the policies cannot be expeditiously implemented.~~

3. Assignment to an Acting Position

- a. ~~Members may only be assigned to act if there are no qualified personnel that will voluntarily act out of classification in accordance with Section 6.3.D.1, 2, 3.~~
- b. ~~All restrictions that apply to voluntarily acting out of classification from Section 6.3.D.3 apply to when a member is assigned to act.~~

~~c.~~ c. ~~a.~~ Assigned acting is only permitted at or above minimum staffing levels.

- ~~b.d.~~ If an individual accumulates 720 hours of assigned acting time in one classification in one year, the individual highest on the applicable promotional list shall be promoted.
- ~~e.~~ ~~If a member is to be assigned to work out of classification, it shall be the member that holds the highest position on the applicable promotional list between the qualified members available.~~
- ~~f.c.~~ The ~~City Fire Chief~~ agrees to develop a training program for Captains and Battalion Chiefs.
- ~~g.~~ ~~Employees on a promotional list for a position is qualified to be assigned acting if, the employee volunteers to act for 72 hours or is mentored for 48 hours.~~
- ~~d.~~ Any actor must complete the training program for that position prior to acting (see "b" above).
- ~~e.h.~~ Any qualified Member who ~~voluntarily is assigned~~ accepts an assignment to a position or classification which has a pay rate above that which the Member normally holds shall be paid at the start step of the higher classification for those hours worked when holding the position or classification for one hour or longer.

Formatted: Indent: Left: 0"

Formatted: Font color: Black

~~d. — Actors will be paid at the classification rate in which they are acting.~~

5. — Pre-promotion acting

1. — Acting Process

- a. — ~~Members may become eligible to act once they have met all the eligibility requirements.~~
- b. — ~~Members may remain actors separate from the promotional process.~~
- c. — ~~Acting requirements may be changed in December for the next year with agreement between the Union and Department~~
- d. — ~~CBA 6.3.D.4.d (720 rule) will not apply to Actors who are not on the promotional list and there is no one left on the promotional list.~~
- e. — ~~If there are two actors on one shift acting opportunities will first be offered to the senior member in classification.~~
- f. — ~~Once all training has been completed members will submit their training records with a request to be placed on the acting list to the administration.~~

2. — Eligibility Requirements

a. — Driver Engineer

_____ i. — Option 1

- 1. — ~~Have a minimum of Two years in fire suppression with the Department.~~
- 2. — ~~Shall be checked off on all capital apparatus (minus platforms).~~
- 3. — ~~Be State of Alaska Certified Firefighter II.~~
- 4. — ~~Must have 60 hours of documented drivers training (NFPA/ISO).~~
- 5. — ~~Complete National TIM training Certificate.~~

_____ ii. — Option 2

- 1. — ~~Pass the Driver Engineer promotion process~~

b. — Captain

_____ i. — Option 1

1. ~~Have a minimum of Two years as a driver or 10 years total experience in the Department.~~
2. ~~Non driver/ engineers will meet section 2.a above.~~
3. ~~Complete Fire Investigation for Fire Officers (CFInet)~~
4. ~~Complete ICS 300 and 400~~
5. ~~Complete 1 day FFD Captain training offered 1st quarter each year. More if necessary.~~

~~ii. Option 2~~

1. ~~Pass the Captain promotion process~~

~~c. Battalion Chief~~

~~i. Option 1~~

1. ~~Have a minimum of Two years as a Captain with the Department.~~
2. ~~Complete AKFIT Program (CFInet)~~
3. ~~Complete Online portion of Bluecard Certification (Department Sponsored)~~
4. ~~Complete a 6-day NFA command and Control Class.~~
 - a. ~~Command and Control of Incident Operations~~
 - b. ~~Command and Control of Large Scale incidents~~
 - c. ~~Command and control of Target Hazards~~
 - d. ~~Leadership in Supervision~~
5. ~~Complete 1-day FFD Battalion training offered 1st quarter each year. More if necessary.~~

~~ii. Option 2~~

1. ~~Pass the Battalion Chief promotion process~~

6.11 Administrative Officer

~~G. Administrative Officers, when working a 40-hour schedule, shall be eligible for emergency callback at the Fire Chief's discretion. They shall remain on, but not participate in, the overtime rotation or acting lists.~~

C. Administrative Officers, when working a 40 hour schedule, shall be eligible for emergency callback at the Fire Chief's discretion. They shall remain on the overtime and acting lists and are eligible for overtime.

Formatted: Indent: Left: 0"

ARTICLE 19: PROMOTIONS AND PROBATIONARY PERIODS

19.1 Promotional Process

- A. The regular promotional list [hereinafter the "list"] will go into effect January 1 of odd numbered years.
- B. The renewal process and notification of regular promotional test dates will be posted at least three months prior to the date of the written exam, which shall be held during the final quarter of each even numbered year.
- C. Any changes to the resume grading requirements will be posted 12 months prior to the promotional test.
- D. In the event the list is exhausted prior to the expiration date, a new list shall be ~~established and established and valid until the next regular list is established. Such a list~~Such list shall be good until the next regular list is established. If the list is exhausted 9 months or less prior to the next regular promotional test, the Fire Chief may choose to not test until the next regularly scheduled test.
- E. The Department will ~~strive to~~ post the regular list before the expiration of the previous list.
- F. An applicant must turn in the completed written test application to the Fire Chief at least six weeks prior to the scheduled exam date.
- G. An applicant must have signed for a receipt of the qualification list at the time of receiving study material.
- H. Time in classification requirements are based on the date the list goes into effect.

19.2 Eligibility Requirements

A. Driver Engineer:

- 1. Have a minimum of ~~three~~two years of experience in fire suppression with the Department;
- 2. Shall be checked off on listed apparatus at least one week prior to the exam date using current check off standards;
- 3. Pass the Department's written test; and

5. Training requirements will be agreed upon in writing by the Union and Fire Chief per department SOP (Acting and Training Promotion Requirements).

~~4. Be a State of Alaska certified Firefighter II.~~

Commented [2]: SOP for now, might go away.

5. Must have 60 hours of documented drivers training per NFPA/ISO

The Union and the Fire Chief City shall meet and confer about adding language for practical testing and/or certification for future testing cycles. the 2019 testing cycle. This process will take place before 1/1/2018.

B. Captain:

1. Have a minimum of ~~three~~ two years of experience as a driver/engineer in the Department, or have ~~40~~ 6 years of total department experience;

2. Non- driver/engineer applicants must be checked off on all listed apparatus one week prior to the exam date using current check off standards; and

3. Pass the Department's written test.

4. Training requirements will be agreed upon in writing by the Union and Fire Chief per department SOP (Acting and Training Promotion Requirements).

~~The Union and the City shall meet and confer about adding language for practical testing and/or certification for the 2019 testing cycle. This process will take place before 1/1/2018.~~

C. Battalion Chief:

1. Have a minimum of ~~three~~ 1 years of experience as a captain in the Department; and

2. Pass the Department's written test.

3. Training requirements will be agreed upon in writing by the Union and Fire Chief per department SOP (Acting and Training Promotion Requirements).

The Union and the Fire Chief City shall meet and confer about adding language for practical testing and/or certification for future testing cycles. the 2019 testing cycle. This process will take place before 1/1/2018.

~~The Union and the City shall meet and confer about adding language for practical testing and/or certification for the 2019 testing cycle. This process will take place before 1/1/2018.~~

D. Deputy Fire Marshall I:

1. Have a certification as I.C.C. company officer fire code inspector or equivalent.

E. Deputy Fire Marshall II:

1. Be certified as an I.C.C. fire code inspector or equivalent and national or Alaska Certified Fire Investigator; and
2. Have a minimum of three years of experience as a Deputy Fire Marshal I or equivalent.

F. Deputy Fire Marshall III:

1. Have an associate's degree in fire science or higher degree in a related field or the equivalent thereof by work experience, as set forth below in this section;
2. Have a minimum of five years of experience as a Deputy Fire Marshal II or equivalent;
3. Have maintained certification as a national or state certified fire investigator and I.C.C. fire code inspector; and
4. Be certified as an I.C.C. Fire Plan Examiner.

~~G. Paramedic Selection:~~

~~1. Criteria used to select a candidate for initial City sponsored paramedic training shall be:~~

- ~~a. Hold the classification of Fire Fighter, Driver, or Captain;~~
- ~~b. Completed initial hire probationary period in fire suppression by the effective date of the Selection List;~~

~~c. Drivers will be ranked below all the Firefighters who have taken the test. Captains will be ranked below the Drivers;~~

- ~~d. Seniority shall be based on continuous time in service with the Fairbanks Fire Department as defined in Section 19.3A; and~~
- ~~e. Successfully complete all entry requirements of the paramedic training school being used (pass/fail).~~

2. The City shall send two members to paramedic school during the three-year period following the signing of this agreement.

Commented [3]: Considering SOP for Paramedic Selection

19.3 Promotional Testing

A. Promotional Seniority

1. Based on the date the list is to take effect;
2. .25 points per full calendar month with no points given for partial months, for a maximum of 20 years or 60 points;
3. Promotional seniority applies to continuous time spent in the Department;
4. A full month is credited when an individual was hired/promoted on the first, second or third of the month. This applies to suppression Members and 40-hour Members.

B. Written Exam

1. Minimum passing score is 70%.
2. The selection of an up-to-date bibliography (study resources) will be done by mutual agreement of the Fire Chief and a Union representative. The Union will provide the Fire Chief with the name of a Member from each classification to be tested for, who will coordinate with the Fire Chief for bibliography selection. However, the Fire Chief has the right to reasonably reject any such person whose name has been provided by the Union. In the event of a rejection, the Union shall without delay provide the name of a different person.
3. The Fire Chief will make arrangements for all on duty Members to take the exams at no loss of leave time or standbys to the Member.

C. Oral Exam and Board

1. An oral board ("Board") shall be composed of five persons as follows:
 - a. Three City representatives of whom one will be a city employee and one will have a fire service background (for the Paramedic board one will have a medical background);
 - b. If the Fire Chief is doing the Chief's Interview, they may not participate in the Oral exam;
 - c. A Member who holds, or has held, the classification being tested for, with the selection of said Member to be by the Union; and
 - d. A representative of the Union.

2. The Board shall formulate up to 10 questions to be asked of each applicant for a particular classification. Applicants for the same classification shall all be asked the same questions.

3. Each question shall be worth a maximum of five points, with five being the highest score. Each member of the Board will assign points to each applicant's answer to each question. The total of the Board's points assigned to each answer shall be tallied and divided by the number of Board members to arrive at an average score for each answer.

4. Minimum passing score is 70%.

D. Resume

1. The Board shall also consider an applicant's resume. Resumes shall be turned into the Fire Chief one week prior to the Oral Boards.

2. The HR office will submit, with the applicant's resume, a list of any disciplinary action that the Member may have received, up to five years prior to the promotional exam.

3. The selection of grading requirements will be done by mutual agreement of the Fire Chief and the Union President.

4. Each member of the Board will assign a score to each applicant's resume. The total of the Board's points assigned shall be tallied and divided by five to arrive at an average score for this part of the exam.

E. Chief's Interview

The Fire Chief shall conduct an interview of the applicants in a manner deemed appropriate. Whatever process the Chief chooses, it must be clearly stated before the written test and must be consistent throughout the process.

19.4 Promotional List

A. The promotional list shall be established by combining the category scores in the following manner:

1. Written exam = 40%
2. Oral exam = 30%
3. Resume (scored by oral board) = 10%
4. Chiefs Interview = 10%
5. Seniority points = 10%
6. Total = 100%

B. The list shall be established by ranking the Member with the highest point total as number one, the Member with the next highest points as number two, and will continue in this manner until all qualified applicants are sequentially listed. The Fire Chief will promote from the top of the list.

19.5 Probation Status

A Member who accepts any promotion to a classification covered by this Agreement or any position with the City that is not within the Union covered by this Agreement will be able to return to their previously vacated classification for any reason during the time the Member is on probation in the promoted position. If a Member returns to his former classification, they will be placed at the bottom of the promotional list from which they vacated.

19.6 New Hire Probationary Requirements

A. Evaluations shall be done by shift officers, as coordinated by the Battalion Chief, at two months and six months.

B. Complete skills check off sheets that are based on NFFPA fire fighter I qualifications and

C. Successfully complete a practical exercise that is based on the skill sheets.

D. After successfully completing above subsections B and C, above, the person shall be counted for "minimum staffing".

E. Standard new hire probation is six months but may be extended by the Fire Chief up to twelve additional months.

19.7 Promotional Probationary Period

A. Standard promotional probation is six months but may be extended by the Fire Chief up to twelve additional months.

B. Evaluations shall be done by shift officers, as coordinated by the Battalion Chiefs, at two months and five months, except that Battalion Chiefs shall be evaluated by the Fire Chief or designee.

C. A Member, who does not successfully complete probation, will be returned to the classification held prior to promotion without loss of classification seniority. Such Member's name shall be removed from the promotional list.

19.8 Voluntary Demotion

A. A Member who takes a voluntary demotion will be placed on the bottom of the promotional list of the vacated classification until the next promotional list is posted. If the voluntary demotion is after the deadline for signing up for the promotional process, the Member will be placed on the bottom of the new list.

B. A Member who declines a promotion will be placed on the bottom of the current promotional list. If the Member is the only person on the list, the list will be considered exhausted.

C. A Member must re-test once the list they have Voluntarily demoted to expires. Members who do not choose to re-test may not work in the position they demoted from under the previously held classification rules.

ORDINANCE NO. 6212

**AN ORDINANCE AMENDING FGC SECTION 22-9 BY ADDING
PROVISIONS FOR CANDIDATE BIOGRAPHICAL INFORMATION
AND NON-PARTISAN POSITION STATEMENT**

WHEREAS, regular City elections are held in conjunction with Borough elections, and the City has sought to keep its election codes and procedures as similar as possible to that of the Borough to ensure consistency for voters; and

WHEREAS, the Fairbanks North Star Borough Assembly is considering Ordinance No. 2022-36, which would allow candidates for Borough Mayor, Borough Assembly, School Board, and the Interior Alaska Natural Gas Utility Board (IGU) to provide biographical and non-partisan information to the Borough Clerk’s Office for incorporation into a pamphlet; and

WHEREAS, the City Clerk’s Office receives inquiries from voters every year asking if there is information available about local candidates; and

WHEREAS, offering candidates an opportunity to share biographical and non-partisan position statements is a cost-effective way to help educate voters.

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

Section 1. That FGC Sec. 22-9, Declaration of candidacy by affidavit, is hereby amended as follows [new text in **bold/underline** font]:

Sec. 22-9. - Declaration of candidacy by affidavit; candidate biographical information and nonpartisan position statement.

* * * * *

- (i) **Qualified candidates for city mayor and city council may provide biographical and non-partisan information in accordance with this section to be compiled by the city clerk into a candidate pamphlet.**
- (j) **On a form prescribed by the city clerk, candidates may submit their biographical information, non-partisan position statement, and recent photograph to the City Clerk’s Office. In order to be included in the candidate pamphlet, submissions must be received no later than 5 p.m., ten business days following the close of the filing period for a regular city election and no later than 5 p.m., five business days following the close of the filing period for a special city election.**
- (k) **The biographical information may not exceed 150 words. The non-partisan position statement may not exceed 250 words. Articles such as “a,” “an,” and “the” will be**

counted as words. Biographical information and non-partisan position statements must be typewritten and may be submitted in person, by mail, or electronically.

- (l) Candidate photographs should be a clear image of only the candidate, taken within one year of submission, and be of a quality suitable for reproduction. Photographs may be submitted in person, by mail, or electronically.**
- (m) The city clerk shall reject any information or photograph that is not in compliance with this section. The city clerk shall reject any portion of a candidate's biographical information or position statement deemed by the city clerk to be obscene, libelous, profane, defamatory, or affiliated with any political party.**
- (n) The city clerk shall compile and make available to the public a candidate pamphlet containing all information submitted in accordance with this section. The pamphlet will be available to the public no later than 30 days prior to a regular election and no later than 15 days prior to a special election and will, at a minimum, be published on the city website. Paper copies will be available at the City Clerk's Office.**
- (o) The city clerk will add a disclaimer to the candidate pamphlet noting that the candidate information and photograph is presented as submitted by the candidate without any changes to grammar, spelling, or punctuation and that the city has not verified the accuracy of the information provided by candidates.**

Section 2. That the effective date of this Ordinance shall be the ____ day of July 2022.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

RESOLUTION NO. 5021

**A RESOLUTION EXPRESSING OPPOSITION TO THE ORE TRUCKING
PROPOSAL FOR THE MANH CHOH MINE PROJECT**

WHEREAS, Kinross Gold/Contango ORE plans to transport ore from the Manh Choh Mine Project near Tetlin, Alaska, to the processing plant at Fort Knox mine near Cleary Summit, a distance of almost 260 miles; and

WHEREAS, under the ore trucking proposal, up to 96 times every day, double-trailer ore hauling trucks, 120 foot long and weighing up to 80 tons, would make the trip from Tetlin to Cleary Summit and then make the return trip; and

WHEREAS, the addition of these double trailers, driven in all Alaskan weather conditions, will cause wear and tear on Alaska highways and will create unsafe conditions; and

WHEREAS, according to Alaska DOT&PF information, truck traffic would increase significantly along the route, for example: by 45% on Peger Road at the Chena River bridge and by 198% on the Steese Highway south of Fox; and

WHEREAS, other considerations require thorough examination, such as the 180+ school bus stops along the proposed route.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City opposes the proposal to truck ore from the Manh Choh mine through the City of Fairbanks and to the processing plant at Fort Knox mine.

PASSED and **APPROVED** this 11th day of July 2022.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk


Paul Ewers, City Attorney



MEMORANDUM

City Clerk's Office

D. Danyielle Snider, City Clerk

TO: Mayor Matherly and City Council Members
FROM: D. Danyielle Snider, MMC, City Clerk 
SUBJECT: Published Notice of Offices and Manner of Declaring Candidacy
DATE: July 6, 2022

Fairbanks General Code Sec. 22-9(a) requires that a notice of offices and information about the manner of declaring candidacy be advertised in the newspaper at least 95 days prior to a regular election, which would have been July 1, 2022.

This year, I overlooked submitting the notice of offices to the Fairbanks Daily News Miner on time. However, the notice of offices, including information on declaring candidacy, has been posted to the City website and in two places at City Hall for months.

The notice has been submitted to the Fairbanks Daily News Miner and will be published on Sunday, July 10, 2022. The candidate filing period will open Friday, July 15, 2022.

I apologize for this oversight. If there are concerns, this memorandum should be pulled from the consent agenda.

City of Fairbanks



MEMORANDUM

To: City Council Members
From: Jim Matherly, City Mayor
Subj: Request for Concurrence – Fairbanks Diversity Council
Date: June 28, 2022

The term of Seat G on the Fairbanks Diversity Council (FDC) currently filled by Mr. Andrew Aquino will expire on June 30, 2022.

Mr. Aquino has reapplied for continued service on the FDC. I hereby request your concurrence to following **reappointment**:

Seat G Mr. Andrew Aquino Term to Expire: June 30, 2025

Mr. Aquino's application and resume are attached.

Thank you.

dds/



City of Fairbanks, Alaska

Fairbanks Diversity Council


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** 13 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 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 will remain a voting member and will serve a one-year term as chairperson. The FDC will choose a vice chairperson from among its members. The person 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. 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/2yvvhZqp>

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

Andrew

First Name

Aquino

Last Name

[Redacted]

Email Address

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.

I am a born and raised Alaskan; I am a first generation Asian-American; I am a first generation college graduate; I identify as a gay man. Because of these qualities, I believe my firsthand knowledge and experiences with diversity/adversity can enrich the Fairbanks Diversity Council and offer different vantage points. Recently, through advising my current Executive Director, United Way of the Tanana Valley has adopted an updated EEO statement to include sexual orientation and gender identity. Although this action may seem self-serving for my current employment, I did this in hopes to open doors for future generations. Through my ever growing network with the Fairbanks nonprofit sector, local media, business leaders, and the University of Alaska Fairbanks, I hope to catalyze similar actions. Organization/Volunteer Involvement - HIV/AIDS Coalition Unit, University of Cape Town (Now, HIV/AIDS Inclusivity & Change Unit) - Spirit of Youth - Alaska Teen Media Institute - Anchorage Youth Vote

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?

Through my work at the United Way of the Tanana Valley, I advocate for diverse populations and those experiencing adversity. I feel that it is my duty to unify the voice of marginalized groups to inspire awareness, sensitivity, and positive impact for diversity, equity, and inclusion. By representing these voices, I hope to shed light on the needs of people, not just the needs of the community as a whole. As a Fairbanks Diversity Council member, I would strive to identify and breakdown barriers to social and physical accessibility. Sharing barriers I've experienced, and those of others, would offer room for dialogue about systemic and current restrictions/strengths — I would share what I've lived and what I've learned. Further, rather than focusing only on singular weaknesses, I would offer holistic solutions. I recognize that the FDC cannot work toward equality alone. It is the role of the community to reinforce values and missions of the council. With pleasure, I would inform the community of strides toward advancement through my personal and professional networks. I am passionate about social justice issues. I enjoy forming community resilience when having tough conversations. Serving as a member of the Fairbanks Diversity Council would grant me the platform to share community needs and resources in regards to current work toward equality and equity.

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

Please see attached resume or visit andrewjaquino.com.

Upload a Resume

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

In my undergraduate program at The Evergreen State College, I studied First Amendment Law for a semester. I use these tenets in my personal and professional lives.

Andrew Aquino

Profile

I am a fund and community Development Director who commits to demanding projects, meets aggressive deadlines, and provides excellent and proven performance. Through diverse work experience, I have acquired interpersonal skills in various forms of communication and marketing. I produce work through independent practice and collaboration. I apply innovation and curiosity to rid of antiquated processes. I research current trends to always improve existing projects.

Experience

Development Director, United Way of the Tanana Valley; Fairbanks, AK – 2018–Present

I develop, implement, and strategically manage guided multi-year plans to increase giving resources. Vital to my position, I grow and manage an effective workplace campaign program including new business development and community relations. Thus far, for the current campaign year, I've increased workplace giving by seven percent and added three Tocqueville Donors (\$10k-\$48k gifts) to my portfolio. While ensuring principles and practices of client relationship management are in place, I assume responsibilities for year-round cultivation and development of giving potential at corporate, employee and individual levels, cultivating community support for the campaign and events by maintaining, developing and managing appropriate volunteer structures.

I am accountable for creating, developing and executing fund and community development plans to increase critical financial and volunteer resources for the United Way of the Tanana Valley. Key responsibility areas include: corporate and workplace campaigns; individual and loyal contributors; and special resource development events.

Account Executive, Fairbanks Daily News-Miner; Fairbanks, AK – 2017-2018

I consulted with local businesses and institutions to promote success and spread awareness of resources, through print and digital media advertising. This involved conducting a needs analysis with clients to identify the disparity between their current position and goals of the organization. After gathering business objectives, I designed campaign proposals for suggestion. Once a proposal is agreed upon, I worked closely with the art department to build print and digital graphics for scheduling in the various platforms. Depending on the goals of my clients, short-term and long-term relationships are held. Through all my projects, I've respected individual budgets, and *only* displayed cost-effective options. Although most of my interactions with the public were in-person, in my short time with the paper I formed strong rapport with my clients, which enabled advertising decisions to be made via telephone and email. Major Projects:

- University of Alaska Fairbanks - Developed 2017/2018 Fiscal Year contracts and campaigns with the Museum of the North and KUAC TV/FM. Maintained advertising schedule for the Summer Sessions and Public Relations Departments.

- Fairbanks Chamber of Commerce - Created and implemented advertising for the Golden Days Festival.
- Fairbanks Summer Arts Festival - Advised on advertising schedule for the festival.
- Tanana Valley State Fair - Provided a comprehensive contract for 2017 advertising. Worked closely with the fair to publish over 20,000 copies of the 2017 magazine; from design to distribution.
- Yukon Quest International - Developed sponsorship agreement, and managed 2018 advertising campaign

Digital Sales Assistant, KTUU Channel 2 ; Anchorage, AK– 2014-2016

In addition to providing administrative support to the sales department, I designed web ads and collaborated in campaign creation for KTUU web. Of the long standing campaigns, I managed quality control and reporting. Once digital projects for the day were completed, I assisted in trafficking television advertising. Accomplishing this task required effective communication with advertisers to meet their needs with the KTUU advertising schedule. Weekly, I contacted local businesses to orchestrate visits from the Channel 2 Morning Edition team. This project allowed me to engage with the community and spread awareness of KTUU’s services as a media outlet. At KTUU, I was afforded the opportunity to wear many hats. I successfully designed advertisements, aided in campaign development, learned the importance of accurate data entry, and shared my skills in a training environment.

Server/Bartender, Minato Sushi Bar; Baltimore, MD – 2012-2014

As bartender, I learned how to follow exact procedure to ensure little to no variation in products. Because of high traffic in the large restaurant, I learned how to multitask under pressure and maintain composure. My strongest take away from this position is my ability to engage with diverse populations.

Education University of Alaska Southeast; Juneau, AK – Masters in Public Administration - Current

The Evergreen State College; Olympia, WA – B.A. in Liberal Arts - 2012

Skills Project Management - Business Analysis - Client Relations - Budget Management - Campaign Development Forecasting - Design with Adobe Products - Social Media Marketing - Database Management

References Available Upon Request