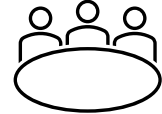




**FAIRBANKS CITY COUNCIL
REGULAR WORK SESSION AGENDA
TUESDAY, JUNE 20, 2023 AT 7 A.M.**



MEETING WILL BE HELD VIA [ZOOM WEBINAR](#)
AND AT FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

1. Roll Call
2. Ordinance No. 6249 – An Ordinance Amending Fairbanks General Code Section 2-260(c)(2) by Increasing the Exposure Limit on BBB-Rated Securities in the City Permanent Fund Investment Policy.
3. Ordinance No. 6250 – An Ordinance Amending Fairbanks General Code Chapter 74, Article V, Room Rental Tax, to Change the Allocation to the Fairbanks Economic Development Corporation (FEDC).
4. Ordinance No. 6251 – An Ordinance Amending Fairbanks General Code Chapter 50 Personnel Section 50-209 Training Reimbursement, Section 50-281 Personal Leave, and Section 50-285 Health Insurance Coverage.
5. Ordinance No. 6253 – An Ordinance Establishing a Permanent Life Insurance Plan for Commissioned Officers Within the Fairbanks Police Department to Enhance Recruitment and Hiring.
6. Ordinance No. 6254 – An Ordinance Amending Fairbanks General Code Chapter 26, Article III, Emergency Medical Services, Adding Regulation Governing Private Ambulance Services.
7. Credit Card Fees (discussion only)
8. Garbage Fees (discussion only)
9. Finance Committee Report
10. Mayor and Council Member Comments
11. Next Regular Work Session – Thursday, July 6, 2023
12. Adjournment

ORDINANCE NO. 6249

AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE SECTION 2-260(c)(2) BY INCREASING THE EXPOSURE LIMIT ON BBB-RATED SECURITIES IN THE CITY PERMANENT FUND INVESTMENT POLICY

WHEREAS, the City Council established the investment policy of the City Permanent Fund by terms codified in Fairbanks General Code Sections 2-260 and 2-261; and

WHEREAS, the City's Permanent Fund Investment Manager, Alaska Permanent Capital Management (APCM), recommends that Section 2-260(c)(2) be amended to increase the exposure limit on BBB-rated securities from 15% to 20% to achieve the Permanent Fund goals of preserving principal and maintaining purchasing power; and

WHEREAS, the Permanent Fund Review Board supports and recommends this increase to allow additional investments in BBB-rated securities when market conditions are conducive.

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

SECTION 1. Fairbanks General Code Section 2-260(c)(2) is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

Sec. 2-260. Permanent fund investment policy, procedure, and governance.

* * * * *

(c) *Limitations.* The following investment practices are prohibited and shall constitute limitations to fund investments:

* * * * *

(2) Investments in United States dollar denominated obligations of corporations shall be limited to a percentage level as provided for by the city council from time to time. Investment grade to be defined by at least one nationally recognized rating service. The investment in the lowest level of investment grade securities is to be limited to no more than ~~15~~**20** percent of the marketable debt securities;

SECTION 2. That the effective date of this ordinance will be the 1st day of July 2023.

David Pruhs, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Thomas A Chard II, City Attorney

ORDINANCE NO. 6250

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
CHAPTER 74, ARTICLE V, ROOM RENTAL TAX, TO CHANGE
THE ALLOCATION TO THE FAIRBANKS ECONOMIC
DEVELOPMENT CORPORATION (FEDC)**

WHEREAS, generally, the full participation of all council members in every decision before the council is ideal, however, there are times when a conflict of interest precludes a council member's involvement; and

WHEREAS, in accordance with the city's Code of Ethics at FGC Sec. 1-20 and other governing law, a council member declared a conflict of interest regarding a change to the allocation made to the Fairbanks Economic Development Corporation (FEDC) under proposed Ordinance No. 6223, and the Council's presiding officer ruled that the council member did have a conflict of interest, and that ruling was not challenged; and

WHEREAS, Ordinance No. 6223, as Amended, adopted by the Council on May 22, 2023, changed all room rental tax allocations in FGC Chapter 74 except, to avoid the council member's conflict of interest, the allocation to the Fairbanks Economic Development Corporation (FEDC); and

WHEREAS, it is now the council's intent to change the allocation to FEDC.

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

Section 1. FGC Sec. 74-117(b)(3) is amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 74-117. Room rental tax purpose and limitation.

* * * * *

(b) Subject to annual appropriation, revenues collected under this article will be allocated as follows:

(3) ~~\$600,000.00~~**\$550,000.00** will be distributed annually as follows:

Fairbanks Economic Development Corporation

~~\$150,000.00~~**\$100,000.00**

Golden Heart Plaza and Barnette Landing Maintenance \$50,000.00

Discretionary Grants \$400,000.00

Section 2. That the effective date of this Ordinance is five days after adoption.

Section 3. The current distribution will remain in effect until December 31, 2023.

David Pruhs, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Thomas A. Chard II, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 6250

Abbreviated Title: ORDINANCE AMENDING ROOM RENTAL TAX ALLOCATIONS FOR FEDC

Department(s): GENERAL

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:

EXPENDITURES:	2024+
Fairbanks Economic Development Corporation	\$150,000
Golden Heart Plaza and Barnette Landing Maintenance Contract	\$50,000
Discretionary Grants	\$400,000
Explore Fairbanks	\$2,270,000
TOTAL	\$2,870,000

FUNDING SOURCE:	2024+
General Fund (Room Rental Taxes)	\$4,200,000
TOTAL	\$4,200,000

Based on room rental tax receipts of \$4,200,000, the city would retain \$1,330,000. This is an increase of \$385,000 from the 22.5% allocation.

Reviewed by Finance Department:

Initial mb

Date 6/5/2023

ORDINANCE NO. 6251

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
CHAPTER 50 PERSONNEL, SECTION 50-209 TRAINING
REIMBURSEMENT, SECTION 50-281 PERSONAL LEAVE,
AND SECTION 50-285 HEALTH INSURANCE COVERAGE**

WHEREAS, Fairbanks General Code Chapter 50 Personnel has sections that have not been updated in over twenty years.

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

Section 1. FGC Sec. 50-209, Sec. 50-281, and Sec. 50-285 is amended as follows [new text in **bold/underline** font; deleted text in ~~strike through~~ font]:

Sec. 50-209. - Training reimbursement.

- (a) A department head or the mayor may authorize an employee to attend training seminars or classes relevant to the employee's duties and responsibilities. All reasonable costs for such training shall be reimbursed by the employer. The term "training" shall mean any educational program, theoretical or otherwise, where the primary purpose is to enhance the employee's skill or proficiency in the performance of the employee's duties.
- (b) Costs incurred by the employee for the maintenance of job proficiency shall be reimbursed provided that the training has been approved by the department head or the mayor.
- (c) In those cases where the elected or appointed official or employee is away on authorized business for less than a 24-hour day not involving overnight lodging, such elected or appointed official or employee shall be reimbursed at the authorized per diem rate. In those cases where the elected or appointed official or employee is away on authorized business involving overnight lodging, such elected or appointed official or employee shall be reimbursed for overnight lodging. An employee's per diem allowance in excess of seven calendar days shall be reimbursed at half the rate of the foregoing rate commencing with the first calendar day thereafter, and shall constitute full reimbursement for all costs incurred, in which case the mayor may authorize higher reimbursement, proven by receipts. No employee shall receive per diem when either the city or another agency, government or private, pays for all meals

and lodging for the employee. The per diem rate shall be \$40.00 per day the same as the State of Alaska rates as stated in the Alaska Administrative Manual (AAM).

* * * * *

Sec. 50-281. - Personal leave.

- (a) ~~Personal leave shall accumulate at the rate of 120 working hours per calendar year for the first twenty-four months of continuous employment, 160 working hours per calendar year for the next twenty-four months of continuous employment, and 240 working hours per calendar year for all months of continuous employment thereafter. Personal leave hours shall be credited pro rata per pay period.~~ Personal leave shall accrue as follows:

<u>Continuous Employment Period:</u>	<u>Hours:</u>
<u>Up to 3 Years</u>	<u>160 hours per calendar year</u>
<u>3 – 5 Years</u>	<u>200 hours per calendar year</u>
<u>Over 5 Years</u>	<u>240 hours per calendar year</u>

Employment for less than a full pay period shall be prorated for the purpose of computing personal leave.

- (b) ~~[Reserved.]~~ Personal leave in excess of 600 hours will be cashed out on the final check of the calendar year. Employees covered by this chapter may cash out personal leave in accordance with the following schedule:

Total Personal Leave Hours

<u>0—160 hours</u>	<u>Cannot cash out</u>
<u>Over 160 hours</u>	<u>100% cash out value</u>

- (c) Personal leave may be scheduled by the employee subject to the approval of the employee's department head. Personal leave shall not be unreasonably withheld.
- (d) Scheduled personal leave may be taken in conjunction with approved travel on city business so long as any additional expenses to the city are reimbursed by the employee. When personal leave is used for illness or bereavement, the employee shall notify the supervisor as soon as possible.

- (e) Upon termination of any employee covered by this chapter, accrued personal leave up to a maximum of 500 hours or the cap as established in subsection (f) of this section shall be paid at the **employee's current** rate and manner provided in this chapter.
- (f) ~~Employees, who as of effective date of this section have in excess of 500 hours in personal leave will not be subject to the 500 hour limit on cash out of personal leave hours at the time of termination, but instead their hours will be capped at the number of hours they have at the effective date of this section; except that if a member exceeds his cap due to the denial of the employee's leave requests or due to work requirements, those hours beyond the employee's cap will be cashed out at 90 percent of full value. Hours in excess of the cap not cashed out on the anniversary date shall be carried into the following year and have no cash value.~~
- (g) ~~Subject to the cap provision set forth in this subsection and subsection (f), any employee covered by this chapter may cash out his personal leave in accordance with the following schedule. Cash-out requests under this subsection are not a matter of right but must be submitted to the mayor for approval. Competing requests submitted to the mayor shall be subject to seniority status. The cashed out hours will be paid on a separate check due at the same time as the employee's next regular paycheck. Cash-outs are not considered compensable hours for pension benefit payments.~~
- (h) ~~Employees hired prior to the effective date of this ordinance shall have their leave accrual rate "frozen" as of the effective date of this ordinance, and their leave cap, if greater than 500, will likewise be established as of the effective date.~~

Total Personal Leave Hours

0—200 hours	Cannot cash out
200—500 hours	100% cash out value
Over cap or 500 hours	No cash value

* * * * *

Sec. 50-285. - Health insurance coverage.

The city will provide employees covered by this chapter a group insurance program for medical, dental, life and vision coverage comparable to that provided other city employees ~~provided that the employees will pay plan costs in excess of \$750.00 per employee per month.~~ **Employees covered by this chapter will allocate the health**

care portion of the package rate increase for health insurance unless the cost is fully covered.

Section 2. That the effective date of this Ordinance is the 1st day of July 2023.

David Pruhs, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Thomas A. Chard II, City Attorney

ORDINANCE NO. 6253

**AN ORDINANCE ESTABLISHING A PERMANENT LIFE
INSURANCE PLAN FOR COMMISSIONED OFFICERS WITHIN
THE FAIRBANKS POLICE DEPARTMENT TO ENHANCE
RECRUITMENT AND HIRING**

WHEREAS, the City of Fairbanks must maintain effective recruiting and retention efforts within a competitive workforce and has significant staffing concerns within the Fairbanks Police Department; and

WHEREAS, a permanent life insurance plan can allow the insured to receive living benefits and lifetime income; and

WHEREAS, a permanent life insurance plan can provide immediate death benefits to those insured as well as tax-deferred growth that can provide supplemental retirement benefits in the future; and

WHEREAS, offering a permanent life insurance plan to commissioned officers within the Fairbanks Police Department would enhance recruitment and hiring, therefore, reducing staffing concerns.

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

SECTION 1. The City of Fairbanks will offer a permanent life insurance benefit to thirty-seven full-time commissioned officers within the Fairbanks Police Department.

SECTION 2. The City of Fairbanks will provide an annual payment of \$10,000 to the permanent life insurance plan on behalf of full-time commissioned officers during their employment with the City.

SECTION 3. The City of Fairbanks will require the employee to be vested for thirteen years to receive the benefits of the plan.

SECTION 4. The effective date of this Ordinance is five days after adoption.

David Pruhs, City Mayor

YEAS:
NAYS:
ABSENT
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Thomas A. Chard II, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 6253

Abbreviated Title: ORDINANCE ESTABLISHING A PERMANENT LIFE INSURANCE PLAN

Department(s): POLICE

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:

EXPENDITURES:	2023	2024+	TOTAL
PERMANENT LIFE INSURANCE PLAN	\$ -	\$ -	\$ -
TOTAL	\$ -	\$ -	\$ -

FUNDING SOURCE:	2023	2024+	TOTAL
GENERAL FUND	\$ -	\$ -	\$ -
TOTAL	\$ -	\$ -	\$ -

The City of Fairbanks will provide \$10,000 a year for a permanent life insurance plan for commissioned officers in the Police Department. The city anticipates providing the plan for thirty-seven employees for an annual total of \$370,000. The plan will be funded by reducing seven budgeted positions in the Police Department (annual savings \$990,720).

Reviewed by Finance Department:

Initial mb

Date 5/31/2023

ORDINANCE NO. 6254
AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE CHAPTER
26, ARTICLE III, EMERGENCY MEDICAL SERVICES, ADDING
REGULATION GOVERNING PRIVATE AMBULANCE SERVICES.

WHEREAS, citizens of the City of Fairbanks demand and deserve the best available emergency medical care; and

WHEREAS, Private ambulances operating within the city limits should provide the highest quality service available; and

WHEREAS, the City of Fairbanks recognizes the need to have supervision of private ambulances that are providing care within The City of Fairbanks area of jurisdiction to ensure that the highest quality is being offered and maintained; and

WHEREAS; the City of Fairbanks does not have any regulations on the operation of private ambulances within the city limits.

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

SECTION 1. Fairbanks General Code Chapter 26, Article III is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

ARTICLE III. - EMERGENCY MEDICAL SERVICES

~~Sec. 26-111. - Charges.~~

~~(a) The charges for emergency medical service are as specified in the city schedule of fees and services.~~

~~(b) The amount collected for mileage shall be placed in the capital appropriation fund.~~

Sec. 26-111. – 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:

Ambulance Service means a service which provides ground transportation to persons who require medical monitoring and does not include stationary emergency aid services at a particular location.

Dispatch means the receipt of a request for ambulance service or the arrangement for a licensee to fulfill a request for ambulance service.

Emergency means:

1. Patients not previously evaluated by a qualified healthcare professional (QHP), including patients who have been treated for an existing problem but who develop new, acute symptoms which have not been evaluated previously by a QHP.
2. Any patient condition which could reasonably lead to loss of life or limb or could cause the person significant harm if not treated immediately by a QHP.

FFD EMS Patient Transport means Fairbanks Fire Department (FFD) ambulance transports of previously unevaluated patients. Emergency Medical Services (EMS) transports may be of patients considered either emergent or non-emergent. Providers, patients, or other parties that call 911 for response and service are FFD EMS transports.

Fairbanks Area Emergency Medical Services (EMS) means response apparatus, transport ambulances, and EMS personnel assigned or belonging to Fairbanks Fire Department (FFD), University Fire Department (UFD), North Pole Fire Department (NPFDD), Fort Wainwright Fire (FWF), Chena Goldstream Fire and Rescue (CGFR), and Steese Volunteer Fire Department (SVFD), Eielson AFB.

Fire Chief means the chief of the Fairbanks Fire Department or designee.

Licensee means a person or entity in possession of a current and valid ambulance service license issued pursuant to this chapter.

Nonemergency Ambulance Services means providing ground ambulance services for transports that originate inside the City of Fairbanks limits.

Nonemergency Call means a request for an ambulance to transport or assist patients that would not constitute a 9-1-1 emergency call.

PAS Patient Transport means private ambulance service (PAS) transports of patients who meet the eligibility criteria in FGC Sec. 26-121 are deemed stable for the transport, require medical monitoring, and the use of any other method of transportation is not otherwise necessary given the patient's condition.

Patient means a person who requires medical monitoring transport by an ambulance service.

Private Ambulance Service (PAS) means a service which provides ground ambulance transportation to persons who require medical monitoring.

Qualified Healthcare Professional (QHP) means a health care professional who is qualified by education, training, licensure/regulation (when applicable) and facility privileging (when applicable) who performs a professional service within their scope of practice and independently reports that professional service.

Registered Nurse (RN) means a nurse who meets the State of Alaska requirements to obtain and maintain a nursing license in Alaska.

Sec. 26-112. – License required.

(a) It is unlawful for any person or entity to provide nonemergency ambulance service within the city limits unless that person or entity is in possession of a valid private ambulance service license issued in accordance with this chapter.

(b) It is unlawful for any person other than the Fairbanks Fire Department to provide emergency ambulance service within the city unless standing mutual aid agreements are activated by the Fairbanks Emergency Communication Center (FECC).

(c) It is unlawful for a licensee to provide or to allow another person to provide ambulance service under the authority of that licensee's license.

Sec. 26-113. – Types of licenses.

(a) An entity may apply for one of three different licenses under this chapter:

(1) A Type 1 license authorizes private ambulances to transport previously evaluated patients, including critical care patients, urgent hospital to hospital transfers, as well as all Type II and III license authorized transports.

(2) A Type 2 license authorizes private ambulances to transport previously evaluated patients requiring advanced life support, as well as all Type III license authorized transports.

(3) A Type 3 license authorizes private ambulances to transport previously evaluated patients requiring basic life support only as well as patient transports with an accompanying medical escort team.

(b) An entity can change the type of license it holds to another type by following the procedures and paying the required fee(s). No refund will be issued for downgrading licenses.

Sec. 26-114. – Contents of application for license; term of license; nontransferability.

(a) An application for a private ambulance service license shall be made to the fire chief on an approved form and shall be accompanied by the following:

(1) Payment of fee(s) pursuant to city fee schedule.

(2) Proof of insurance for all vehicles to be operated as ambulances pursuant to the license as required by FGC Sec. 26-118.

(3) A complete list of the name, address, email address, and telephone number for every person who shall have a financial or proprietary interest in the license.

(4) Proof that the applicant is at least 18 years of age.

(5) Proof of current State of Alaska and City of Fairbanks business licenses.

(6) Proof that the personnel required to operate the ambulance service are available as of the effective date of the license.

(7) Proof that the applicant has acquired and installed the equipment that FGC Sec. 26-124 requires for each vehicle to be operated as an ambulance as of the effective date of the license.

(8) Identification of the EMS Medical Director required by FGC Sec. 26-126(b).

(9) Identification of the vehicles to be operated as ambulances by vehicle registration number, VIN number, make, model, and year, proof that both the body and mechanics of each of them are in good repair, and proof that the applicant is lawfully entitled to use those vehicles for the purpose of an ambulance service.

(10) Proof that any new or used ambulances purchased after July 27, 2021, or any ambulance remounts completed after that date, are certified as meeting one or more of the following nationally recognized standards for ambulance design:

a. the most recent published version of the U.S. Department of Transportation Federal Specification for Star-of-Life Ambulances (KKK-A-1822),

b. the Commission on Accreditation of Ambulance Services Ground Vehicle Standard v 3.0 (CAAS-GVS), or

c. the National Fire Protection Association Standard for Automotive Ambulances (NFPA 1917).

(11) A complete description of the ambulance markings and color scheme to be used in compliance with FGC Sec. 26-123.

(12) Proof of current registration with the State of Alaska as an emergency medical service ground ambulance service.

(13) Attestation of the Private Ambulance Service's EMS Director or Medical Sponsor that PAS personnel have, and will continue to receive, the necessary training and certification (if applicable) to know how to use the current Standing Orders published by the Interior Region Emergency Medical Services Council, Inc. (IREMSC), and will practice within their scope and according to the current IREMSC standing orders.

(14) Initial applicants will be required to submit a copy of their business plan.

(15) Certification by the city's chief financial officer or designee that the entity and person(s) applying for license are not reported as being delinquent on any city taxes or fees and have no outstanding judgments or debts owed to the city or borough.

(b) The fire chief shall issue a license if the applicant complies with all the requirements of subsection (a) of this section, unless good cause exists for denial. A license issued pursuant to this section is nontransferable and shall be valid for one year unless revoked or suspended pursuant to FGC Sec. 26-116.

(c) A licensee is under a continuing obligation to keep the information on their application for licensure current. Failure to do so will be a violation of this chapter. A licensee shall give written

notice to the fire chief of any change to be made on their application within ten days and the fire chief shall amend the application accordingly.

(d) No person may knowingly make a false or misleading statement on an application for a license under this chapter.

Sec. 26-115. – Renewal of license

(a) A license issued pursuant to this chapter is valid for one year from the date of issuance and will expire automatically if an application for renewal is not received by the fire chief prior to the expiration of the license.

(b) All ambulance service licenses will renew March 1 of every year.

(1) Fees may be prorated for the first year.

(2) Applications for renewal are due February 1st of each year. Late submissions may be charged an administrative late fee or denied.

(c) An application to renew an ambulance service license is made to the fire chief in the same manner as an original application and shall be treated in the same manner as an original application.

(d) If a licensee is no longer qualified to hold the license at the time of renewal, the fire chief shall not renew the license and it shall lapse and become ineffective.

(e) Any person or entity that has forfeited a license pursuant to this chapter may not apply for a new license for a period of five years from the date of forfeiture.

(f) A complete schedule of ambulance licensure fees will be available for inspection at the fire chief's office. Any increase in fees will be made available for public inspection in a report to the city council.

Sec. 26-116. – Suspension or revocation of license.

(a) If a licensee is convicted or otherwise found liable by a court of competent jurisdiction for violation of a provision of this chapter or a municipal regulation promulgated pursuant to this chapter, in addition to any criminal or civil penalty imposed, the applicable license shall be automatically suspended or revoked in accordance with the following schedule commencing on the date of the issuance of the court's judgment:

(1) First violation: 60-day suspension of license or permit.

(2) Second violation: 120-day suspension of license or permit.

(3) Third violation: Revocation of license or permit.

(b) Any violation of the terms of a suspension or revocation imposed pursuant to this section is a separate violation of this chapter.

(c) The licensee shall not be permitted to re-apply for a license for two years if they have their license revoked.

Sec. 26-117. – Appeals

(a) If the fire chief determines that an application for an ambulance license does not meet the requirements of this chapter, the fire chief shall deny the application. The fire chief shall issue a written decision to the applicant stating the specific reasons for the denial.

(b) A person aggrieved by the denial or revocation of an ambulance license by the fire chief pursuant to this chapter may appeal to the mayor no later than 15 days after the issuance of that decision. Review by the mayor or designee shall be limited to determining that the decision of the fire chief is supported by substantial evidence.

Sec. 26-118. – Insurance required.

(a) It is unlawful to provide private ambulance services with a vehicle not insured as required by this section.

(b) A complete schedule of private ambulance service insurance requirements will be available for inspection at the fire chief's office.

(c) Before any license is issued for an ambulance service, the applicant shall furnish one or more policies or certificates of insurance issued by an insurance company authorized to do business in the state for the following coverage for each vehicle to be operated as an ambulance:

(1) Worker's compensation and employer's liability insurance required by the laws of the State of Alaska;

(2) Commercial general liability insurance, including coverage for:

- a. Products/completed operations;
- b. Personal and advertising injury;
- c. Each occurrence; and
- d. Medical payments.

(3) Commercial automobile liability insurance, to include owned, non-owned, and hired vehicles;

(4) Excess liability insurance;

(5) Professional liability (medical malpractice) insurance covering all physicians and emergency medical technicians;

(6) Cyber/privacy liability insurance. The cyber coverage shall include, but not be limited to, claims involving invasion of privacy violations (including HIPPA), information theft,

and release of private information. The policy shall provide coverage for breach response costs as well as regulatory fines and penalties as well as credit monitoring expenses;

(7) With the exception of workers compensation and professional liability each policy shall name the city as an "additional insured" and the actual policy endorsement shall accompany each certificate of insurance;

(8) General liability, workers compensation, and automobile policies shall be endorsed to waive all rights of subrogation against the City of Fairbanks by reason of any payment made for claims under the above coverage. This policy endorsement shall accompany each certificate of insurance;

(9) All policies for general liability shall be primary and noncontributing with any insurance that may be carried by the city;

(10) If the licensee maintains broader coverage and/or higher limits than the minimums shown above, the city requires, and shall be entitled to, the broader coverage and/or the higher limits maintained by the licensee. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the city.

(d) The liability insurance policy must be approved as to substance and form by the risk manager for the city and filed with the fire chief.

(e) Every insurance policy or certificate shall contain a clause obligating the insurer or surety to give the fire chief written notice no less than 30 days before the cancellation, expiration, nonrenewal, lapse or other termination of such insurance. A lapse, cancellation, expiration, nonrenewal or termination of insurance coverage will result in an automatic suspension of any license for so long as the licensee is without insurance as required by this section.

Sec. 26-119. – Number of vehicles operated per license; removal from use.

(a) A licensee may operate multiple vehicles as ambulances so long as each such vehicle is always operated in compliance with all of the requirements of this chapter while it is in service as an ambulance.

(b) Whenever a licensee removes a vehicle from service as an ambulance, they shall notify the fire chief of the reasons for such action within six hours thereafter. In the absence of such notice, a vehicle shall be in service for the purpose of enforcing this chapter. Once removed from service, a licensee shall not use the vehicle as an ambulance until the fire chief has approved such use.

Sec. 26-120. – Availability of service.

(a) A private ambulance service must be available to transport patients at all times of every day without exception.

(b) A private ambulance service shall not discontinue service without prior notice to the fire chief at least 90 days in advance of such action.

Sec. 26-121. – Eligibility for transport; permitted transport.

(a) Private Ambulance Services are eligible to transport patients if the patient is deemed stable before, and during the duration of, the transport, and (b) the patient requires medical monitoring, and either:

(1) The patient has a diagnosed or confirmed pre-existing medical condition that meets medical necessity for requiring medically monitored stretcher transport to a routine scheduled appointment at a doctor's office or clinic, or is moving between extended care facilities, assisted living facilities, private residences, or hospital-affiliated hotels and extended stay motels; or

(2) The patient has been diagnosed with, or is being treated for or suffering from, a mental health disorder that a qualified health professional (QHP) has determined requires, or may require, physical restraints to protect the patient, the public, or PAS personnel. If warranted, physical restraints should be used minimally and for the sole purpose of providing protection. Allowable physical restraints include handcuffs, a lap belt, and/or leg restraints. Use of firearms or any chemical agent is absolutely prohibited for the purpose of restraining a patient. Patients should not be transported with their arms restrained behind their back unless medically necessary.

(b) Notwithstanding guidance provided in this section, the fire chief has the authority to determine which patients can be transported by a private ambulance service.

(c) Private Ambulance Service operators will contact FECC dispatch immediately if changes to the patient's condition, PAS, PAS personnel, or any other changes threaten safe transport.

(d) A private ambulance service may transport patients only as follows:

- (1) between hospitals;
- (2) to a private residence from a hospital;
- (3) between a hospital and an airport or helipad;
- (4) a neonatal patient and equipment along with a neonatal intensive care team between hospitals, from a hospital to an airport or helipad;
- (5) a recurring dialysis patient from their home to their treatments and then back to their home;
- (6) any transport of patients for whom the fire chief requests transportation.

Sec. 26-122. – Ambulance dispatch.

(a) It is unlawful for any person other than the fire chief or their designee to dispatch a vehicle used as an ambulance within the City of Fairbanks.

(1) Once a private ambulance has been dispatched by FECC, it is the private ambulance service's responsibility to coordinate patient movement details directly with the requesting facility, agency, or provider.

(b) It is unlawful for any private ambulance service to respond to an emergency call within the City of Fairbanks, except as outlined in FGC Sec. 26-127.

(c) Any patient transport requests originating with FECC dispatch will be dispatched to Type I, Type II, or Type III licensed ambulances for non-emergency service by use of a rotation system unless the person requesting service designates a particular ambulance service.

Sec. 26-123. – Ambulance markings.

(a) Every private ambulance shall bear the trade name under which it is operated on each side of the vehicle by use of permanent letters no less than four inches high.

(b) Every private ambulance shall bear its FFD permit, as assigned to it by the fire chief, in a conspicuous location that is visible at all times from the outside of the ambulance.

(c) Every private ambulance shall use a distinctive and unique color scheme.

(d) Every private ambulance shall have "emergency call 911" language on back and sides and must display "star of life" symbol.

(e) It is unlawful to transfer ownership of a vehicle which has been used as a private ambulance until all markings, signs and insignia and the color scheme associated with the ambulance service have been removed, unless such vehicle is transferred as part of a transfer of the ambulance service itself.

Sec. 26-124. – Ambulance equipment.

(a) *Generally.* A licensee shall ensure that all private ambulances operated pursuant to state guidelines:

(1) Meet the equipment standards established by state law for a certificated emergency medical service.

(2) Are equipped with a fully operational two-way radio communications system capable of using the emergency medical service radio frequency as designated by the State of Alaska and the fire chief.

a. An ambulance service shall restrict its use of the emergency medical radio frequency unless operating during an emergency event when the PAS ambulances have been directly requested to assist FFD.

(b) *Cell phones.* A licensee shall ensure that all personnel assigned to work on an ambulance are in possession of a cell phone or other electronic device approved by the fire chief.

(c) *Use of emergency signals.* It is unlawful for a licensee to operate any lights, sirens or audible signal on an ambulance which is commonly understood to be an emergency signal or for a

licensee to permit another person to do so, unless the particular ambulance service transport for which such signal is used originated in an area outside of the city or is otherwise approved by the fire chief.

Sec. 26-125. – Vehicle inspection.

- (a) At least once per year all licensed PAS ambulances must undergo a mechanical inspection. Licensed PAS ambulances must be made available for inspection upon demand of the fire chief.
- (b) The owner of an ambulance vehicle shall immediately notify FECC dispatch of any damage or injuries in addition to Alaska State Motorized Vehicle reporting requirements.
- (c) The fire chief may prohibit the operation of a vehicle as an ambulance if determined that it does not comply with the requirements of this chapter or is otherwise unsafe. No person may operate such a vehicle until the fire chief approves such use in writing.

Sec. 26-126. – Ambulance personnel.

(a) *Ambulance staff.* Each private ambulance shall be staffed in accordance with 7 AAC 26.230(b)(2).

(1) At the time of the PAS licensee's application for licensure or within 45 days of an individual's employment as an ambulance vehicle operator, the PAS licensee shall provide proof to the fire chief or his designee, that an ambulance vehicle operator has successfully completed a recognized emergency vehicle driver's safety program approved by the city's fire chief.

(b) *EMS medical director.* Each ambulance service shall have an EMS medical director whose duties shall include the following:

(1) Review all run reports on a monthly basis and send a quarterly letter to the fire chief certifying monthly review;

(2) Provide a set of standing orders for ambulance personnel that are approved by Interior Region Emergency Medical Services Council, Inc. (IREMSC);

(3) Develop an educational program approved by the protocols board to teach and use the standing orders, and develop an educational curriculum for all personnel to review run reports, discuss specific medical topics, and review basic medical skills. An educational review should occur at least quarterly;

(4) Verify current certification or licensing of ambulance personnel is in compliance with the laws of the State of Alaska;

(5) Ensure that all medical equipment required by this chapter is in good working order;

- (6) Be reasonably available to give medical advice to the licensee and name a temporary physician to serve as a physician sponsor during any absence for more than three consecutive days;
- (7) Maintain a current license as a physician in Alaska, including maintaining continuing medical education requirements required by the State of Alaska in order to remain licensed to practice medicine and in good standing in the state;
- (8) Carry professional liability insurance, which includes coverage for the duties of a physician sponsor/medical director as defined in this chapter;
- (9) Provide a quarterly report, educational review, and medical operations review of the licensee's ambulance service to the fire chief.

Sec. 26-127. – Emergency and disaster operations.

(a) In the event of a declared disaster or other local emergency, the ability of the FFD to provide necessary pre-hospital emergency ambulance care and transportation may be disrupted or be inadequate. It is necessary, therefore, that private ambulances permitted in the city be available to assist with medical needs when there is a declared disaster or other local emergency. In these events, the fire chief will determine the amount of assistance needed, determine accessible acceptable ambulance staffing and configuration, and may authorize the dispatch of any ambulance as permitted by law. Each private ambulance service shall make available any in-service vehicles immediately and will recall personnel to make all permitted units staffed and available within four hours at the request of the fire chief. The fire chief shall coordinate all medical assistance requests through the FECC Dispatch, when applicable.

Sec. 26-128. – Training Requirements.

- (a) Private ambulance services licensed under this chapter shall provide and document training on the statutory requirements of this chapter as follows:
- (1) Initial training for new employees within 30 days from the effective date of hire; and
 - (2) Annual training for all employees.

Sec. 26-129. – Records; Inspection.

- (a) Every licensee shall maintain current and accurate vehicle and medical reports for each patient transported in accordance with A.S. 18.08.015 and an electronic patient information system.
- (b) The records maintained pursuant to subsection (a) of this section, as well as any other records related to the operation of any ambulance, must be retained by the licensee, and must be made available for inspection upon request of the fire chief.

(c) Quarterly reports are due to the fire chief to show how many transports were done for that quarter. These reports will show the following information:

- (1) Date of transport;
- (2) Transport run #;
- (3) Location where patient was picked up;
- (4) Destination of patient;
- (5) Loaded miles for transport;
- (6) Show if transport was advanced life support or basic life support.

(d) The licensee shall provide all records requested by the fire chief and submit to on-site inspections within 14 calendar days to ensure compliance with this chapter.

Sec. 26-130. – Penalty for violation of chapter.

(a) In addition to any other penalty specifically provided in this chapter, the violation of any provision of this chapter or a municipal regulation promulgated under this chapter shall be a misdemeanor, and any person convicted of such a violation shall be subject to a fine.

(b) In addition to any other remedy or penalty provided by this section, a person who violates a provision of this chapter or a municipal regulation promulgated under this chapter shall be subject to a civil penalty for each offense, injunctive relief to restrain the person from continuing the violation or threat of violation, revocation of private ambulance service license, or both such civil penalty and injunctive relief. Upon application by the city for injunctive relief and a finding that a person is violating or threatening to violate a provision of this chapter or a municipal regulation promulgated under this chapter, the superior court shall grant injunctive relief to restrain the violation.

(c) Each day during which a violation described in this section occurs shall constitute a separate offense.

(d) A complete schedule of ambulance service penalty fees shall be available for inspection at the fire chief's office. These penalty fees are noted on the city's fee schedule. Any increase in fees will be made available for public inspection in a report to the city council.

Sec. 26-131. – Fees.

(a) *License.* Each Type I, II, and III ambulance service must pay an appropriate fee to the city base off the city's fee schedule.

(b) *Patient transport.* Each ambulance service must pay a fee for each patient transport. This fee will be assessed for each patient transported within the city of Fairbanks and payable on a quarterly basis. The fee is based on the city's fee schedule.

(c) *Schedule of fees.* A complete schedule of ambulance service fees shall be available for inspection at the fire chief's office.

(d) *Annual review and public notice.* Fees shall be reviewed annually and modified as necessary by the fire chief. Any increase in fees will be made available for public inspection in a report to the city council.

Sec. 26-132. – Ambulance transport fees.

An ambulance service may set its own fees for services rendered to be paid by the patient or their insurance provider (if applicable). All fees must be posted, available on request, and made available for public inspection.

SECTION 2. The effective date of this Ordinance is five days after adoption.

David Pruhs, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Thomas A. Chard II, City Attorney

FISCAL NOTE

2023/2024 Refuse Collection Fee Adjustment

Code does not allow inclusion of postage and mailing supplies & services.

Category	Current-Deferred Rate Per Quarter	Anchorage Annual CPI for 2022	CPI Adjusted Rate	Tipping Fees Increase, (see detail below)	Total	Increased Rate Per QTR (rounded)
Refuse Collection	\$ 93.00	108.10%	\$ 100.53	\$ 1.92	\$ 102.45	\$ 102.00

Tipping Fee Increase Detail						
7/1/2022-6/30/2023 & 7/1/2023-6/30/2024 Total Tons	Units	AVG Tons/Unit	\$ Increase Per Ton	\$ Per Year	\$ Per QTR	Increased Rate Per QTR (rounded)
2500	5,073	49.28%	4.00	\$ 1.97	\$ 0.49	\$ 0.49
2900	5,073	57.17%	10.00	\$ 5.72	\$ 1.43	\$ 1.43

7/1/22=\$127 per ton (actual); 7/1/23=\$137 per ton (actual)



City of Fairbanks Finance Committee Meeting Report June 15, 2023

Committee Members Present: Margarita Bell
Joshua Church (online)
Alesia Kruckenberg
Council Member Ringstad
Michael Sanders
Council Member Sprinkle

Committee Member Absent: None

Other Present: Katie McConnachie
Fire Chief Scott Raygor
Assistant Fire Chief Andrew Coccaro

Committee members reviewed the Balance Sheet and YTD Budget Report as of May 31, 2023 with revenues totaling \$13.4 million and expenditures totaling \$16.3 million.

Committee members reviewed the Cash Flow Report as of May 31, 2023 with a balance of \$26.03 million.

Committee members reviewed a General Fund Long-Range Financial Projection report. Mr. Ringstad requested that this item be added to the next agenda for further review.

Committee members reviewed Ordinance 6246 to add a Battalion Chief position. Fire Chief Raygor and Assistant Fire Chief Coccaro addressed questions of committee members. Committee members recommended adding the position if fire inspection fees are increased to cover the actual cost of this service and that there is a goal of reducing overtime with the position.

Committee members reviewed comparative data using the wholesale price for tobacco excise tax. Committee members are returning this item to the Council for consideration based on the additional data.

Committee members were updated on the status of the capital fund analysis project.

**TOBACCO EXCISE TAX
MUNICIPALITIES IN ALASKA**

Location	Cigarettes	Other Tobacco Products	Other Noncombustible Products	Notes	Pack	Tobacco	E-Vaps
City of Fairbanks	8.0%	8.0%	8.0%	Wholesale Price	\$0.99	\$0.16	\$0.88
Fairbanks North Star Borough	8.0%	8.0%	N/A	Wholesale Price	\$0.99	\$0.16	\$0.00
Matanuska Borough	.110 per cigarette	55.0%	55.0%	Per Cigarette & Wholesale Price	\$2.20	\$1.10	\$6.05
Juneau City & Borough	\$3 per pack	45.0%	45.0%	Per Pack & Wholesale Price	\$3.00	\$0.90	\$4.95
Anchorage Municipality	.1261 per cigarette	55.0%	55.0%	Per Cigarette (adjusted annually) & Wholesale Price	\$2.52	\$1.10	\$6.05