



FAIRBANKS CITY COUNCIL
AGENDA NO. 2013-24
REGULAR MEETING DECEMBER 09, 2013
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

REGULAR MEETING

7:00 P.M.

1. ROLL CALL
2. INVOCATION
3. FLAG SALUTATION
4. CITIZENS COMMENTS, oral communications to Council on any item not up for Public Hearing. Testimony is limited to five (5) minutes. Any person wishing to speak needs to complete the register located in the hallway. Normal 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, kindly silence all cell phone, electronic and messaging devices.
5. 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).
6. APPROVAL OF PREVIOUS MINUTES
7. SPECIAL ORDERS
8. READING OF THE BILL OF RIGHTS

9. MAYOR'S COMMENTS AND REPORT

10. UNFINISHED BUSINESS
 - a) Ordinance No. 5935 – An Ordinance Adopting the 2014 Operating and Capital Budgets. Introduced by Mayor Eberhart. SECOND READING AND PUBLIC HEARING.

11. NEW BUSINESS
 - *a) Resolution No. 4601 – A Resolution to Accept the Sole Source Bid of Motorola Solutions, Inc. for Replacement of Dispatch Radio Consoles in the Amount of \$1,214,130. Introduced by Mayor Eberhart.

12. DISCUSSION ITEMS (INFORMATION AND REPORT)
 - a) Committee Reports

13. COMMUNICATIONS TO COUNCIL

14. COUNCIL MEMBERS' COMMENTS

15. CITY ATTORNEY'S REPORT

16. CITY CLERK'S REPORT

17. ADJOURNMENT

THE BILL OF RIGHTS

Amendment 1 - Freedom of Religion, Press, Expression. Ratified 12/15/1791.

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Amendment 2 - Right to Bear Arms. Ratified 12/15/1791.

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.

Amendment 3 - Quartering of Soldiers. Ratified 12/15/1791.

No Soldier shall, in time of peace be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law.

Amendment 4 - Search and Seizure. Ratified 12/15/1791.

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Amendment 5 - Trial and Punishment, Compensation for Takings. Ratified 12/15/1791.

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Amendment 6 - Right to Speedy Trial, Confrontation of Witnesses. Ratified 12/15/1791.

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defence.

Amendment 7 - Trial by Jury in Civil Cases. Ratified 12/15/1791.

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any Court of the United States, than according to the rules of the common law.

Amendment 8 - Cruel and Unusual Punishment. Ratified 12/15/1791.

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment 9 - Construction of Constitution. Ratified 12/15/1791.

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

Amendment 10 - Powers of the States and People. Ratified 12/15/1791.

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

ORDINANCE NO. 5935

**AN ORDINANCE ADOPTING THE 2014
 OPERATING AND CAPITAL BUDGETS**

WHEREAS, pursuant to City Charter Section 5.2, on October 31, 2013, Mayor Eberhart presented a recommended annual operating and capital budget estimate for 2014; and

WHEREAS, the proposed budget has been reviewed by the City Finance Committee with the active participation of City Department Directors.

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

SECTION 1. There is hereby appropriated to the 2014 General Fund budget from the following sources of revenue for the City of Fairbanks in the amount indicated to the departments named for the purpose of conducting the business of said departments of the City of Fairbanks, Alaska, for the fiscal year commencing January 1, 2014 and ending December 31, 2014:

	MAYOR RECOMMENDS	COUNCIL APPROPRIATION
Taxes, (all sources)	\$ 20,093,954	\$ 20,093,954
Charges for Services	4,372,020	4,372,020
Intergovernmental Revenues	4,387,280	4,387,280
Licenses & Permits	1,438,000	1,438,000
Fines, Forfeitures & Penalties	1,022,185	1,022,185
Interest & Penalties	130,500	130,500
Rental & Lease Income	156,371	156,371
Other Revenues	215,000	215,000
Other Financing Sources	3,606,992	3,606,992
Total appropriation	\$ 35,422,302	\$ 35,422,302

SECTION 2. There is hereby appropriated to the 2014 budget expenditures for the City of Fairbanks in the amount indicated:

DEPT	DESCRIPTION	MAYOR RECOMMENDS	COUNCIL APPROPRIATION
10	Mayor and Council	\$ 443,355	\$ 502,467
11	Office of the City Attorney	175,761	175,761
12	Office of the City Clerk	340,780	343,699
13	Finance Department	903,321	903,321
14	Information Technology	1,478,362	1,403,367
15	General Account	5,352,193	5,407,193
16	Risk Management	1,407,428	1,407,428
20	Police Department	7,003,005	7,003,005
21	Dispatch Center	2,046,151	2,046,151
30	Fire Department	6,342,599	6,342,599
50	Public Works Department	7,440,290	7,330,290
51	Engineering Department	489,065	489,065
60	Building Department	654,283	654,283
	Total appropriation	<u>\$ 34,076,593</u>	<u>\$ 34,008,629</u>
	12/31/13 general fund balance	\$ 11,700,726	\$ 11,700,726
	Increase to fund balance	1,345,709	1,413,673
	Committed for snow removal	(250,000)	(250,000)
	Committed self insurance	(530,000)	(530,000)
	12/31/14 Unassigned balance	<u>\$ 12,266,435</u>	<u>\$ 12,334,399</u>

SECTION 3. There is hereby appropriated to the 2014 Capital Fund budget from the following sources of revenue for the City of Fairbanks in the amount indicated:

	<u>MAYOR RECOMMENDS</u>	<u>COUNCIL APPROPRIATION</u>
Transfer from Permanent Fund	\$ 511,442	\$ 511,442
Transfer from General Fund	200,000	200,000
Transfer Ambulance Mileage from General Fund	65,000	65,000
Budgeted Garbage Equipment Replacement	219,545	219,545
Equipment Replacement - Public Works	250,000	250,000
Equipment Replacement - Building Department	10,000	10,000
Equipment Replacement - Police	180,000	180,000
Equipment Replacement - Dispatch	80,000	80,000
Equipment Replacement - Fire	250,000	250,000
Equipment Replacement - IT	110,000	110,000
Property Repair & Replacement	145,000	145,000
	<hr/>	<hr/>
Total appropriation	\$ 2,020,987	\$ 2,020,987

To the departments named for the purpose of conducting the business of said departments of the City of Fairbanks, Alaska, for the fiscal year commencing January 1, 2014 and ending December 31, 2014.

SECTION 4. There is hereby appropriated to the 2014 capital budget, expenditures for the City of Fairbanks in the amount indicated:

<u>DEPARTMENT</u>	<u>DESCRIPTION</u>	<u>MAYOR RECOMMENDS</u>	<u>COUNCIL APPROPRIATION</u>
14	Information Tech. Department	497,500	497,500
20	Police Department	180,000	180,000
21	Dispatch Department	505,488	555,488
30	Fire Department	365,595	365,595
50	Public Works Department	1,566,200	1,566,200
	Total appropriation	\$ 3,114,783	\$ 3,164,783
12/31/13 (estimate) capital fund balance		4,693,199	4,693,199
Decrease to fund balance		<u>(1,093,796)</u>	<u>(1,143,796)</u>
Total Decrease to assigned fund balance		<u>3,599,403</u>	<u>3,549,403</u>

SECTION 5. All appropriations made by this ordinance lapse at the end of the fiscal year to the extent they have not been expended or contractually committed to the departments named for the purpose of conducting the business of said departments of the City of Fairbanks, Alaska, for the fiscal year commencing January 1, 2014 and ending December 31, 2014.

SECTION 6. The effective date of this ordinance shall be the ____ day of December 2013.

JOHN EBERHART, MAYOR

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM

Janey Hovenden, CMC, City Clerk

Paul J. Ewers, City Attorney

FISCAL NOTE

ORDINANCE 5935, AS AMENDED ADOPTING THE 2014 GENERAL AND CAPITAL BUDGETS

ESTIMATED REVENUES and OTHER FINANCING SOURCES (USES)
No change

1. Taxes – No Change
2. Charges for Services – No Change
3. Intergovernmental Revenues – No Change
4. Licenses & Permits – No Change
5. Fines, Forfeitures & Penalties – No Change
6. Interest & Penalties – No Change
7. Rental & Lease Income – No Change
8. Other Revenues – No Change
9. Other Financing Sources & (Uses) – No Change

FISCAL NOTE CONTINUED
ESTIMATED EXPENDITURES

(No Change)

1. Mayor & Council – No Change
2. City Attorney's Office – No Change
3. City Clerk's Office – No Change
4. Finance Department – No Change
5. Information Technology – No Change
6. General Account – No Change
7. Risk Management – No Change
8. Police Department – No Change
9. Dispatch – No Change
10. Fire Department – No Change
11. Public Works – No Change
12. Engineering – No Change
13. Building Department – No Change

Introduced By: Mayor Eberhart
 Finance Committee Review: November 4 - 7, 2013
 Introduced: December 2, 2013
 As Amended Introduced: December 9, 2013

ORDINANCE NO. 5935, AS AMENDED

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Department 15, General Account No 7203, includes an appropriation for a grant of \$75,000 to support the operation of an emergency service patrol, established pursuant to AS 47.37.230, in the City of Fairbanks. This grant cannot be the only source of funding for the emergency service patrol and is conditioned on the receipt by the emergency service patrol organization of funding from another governmental organization. Funding is also subject to terms and condition of service to be negotiated by the Mayor.

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JOHN EBERHART, MAYOR

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM

Janey Hovenden, CMC, City Clerk

Paul J. Ewers, City Attorney

FISCAL NOTE

ORDINANCE 5935, AS AMENDED ADOPTING THE 2014 GENERAL AND CAPITAL BUDGETS

ESTIMATED REVENUES and OTHER FINANCING SOURCES (USES)
No change

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2. Charges for Services – No Change
3. Intergovernmental Revenues – No Change
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5. Fines, Forfeitures & Penalties – No Change
6. Interest & Penalties – No Change
7. Rental & Lease Income – No Change
8. Other Revenues – No Change
9. Other Financing Sources & (Uses) – No Change

FISCAL NOTE CONTINUED
ESTIMATED EXPENDITURES

(No Change)

1. Mayor & Council – No Change
2. City Attorney's Office – No Change
3. City Clerk's Office – No Change
4. Finance Department – No Change
5. Information Technology – No Change
6. General Account – No Change
7. Risk Management – No Change
8. Police Department – No Change
9. Dispatch – No Change
10. Fire Department – No Change
11. Public Works – No Change
12. Engineering – No Change
13. Building Department – No Change

RESOLUTION NO. 4601

**A RESOLUTION TO ACCEPT THE SOLE SOURCE BID OF
MOTOROLA SOLUTIONS, INC. FOR REPLACEMENT OF
DISPATCH RADIO CONSOLES IN THE AMOUNT OF \$1,214,130**

WHEREAS, in accordance with FGC Section 54-46 a sole source vendor was identified for the radio console upgrade for the Fairbanks Emergency Communications Center (FECC); and

WHEREAS, the FECC is the only communications center in interior Alaska equipped to communicate on all local emergency service Alaska Land Mobile Radio (ALMR) talk groups and conventional radio frequencies necessary to provide E911 and dispatch services to multiple police, fire and EMS agencies throughout the region; and

WHEREAS, the FECC has been notified that the current radio consoles will be inoperable in 2015 due to incompatibility as a result of a statewide ALMR upgrade; and

WHEREAS, the United States Department of Justice has approved Motorola Solutions, Inc. as a sole source vendor; and

WHEREAS, the City of Fairbanks received a grant from the United States Department of Justice in the amount of \$666,481, has budgeted \$490,488 in Capital Funds, and will receive \$57,161 from the Fairbanks North Star Borough;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor is authorized to execute a contract in a form satisfactory to the grantor and City Attorney with Motorola Solutions, Inc. for the radio console upgrade for the Fairbanks Emergency Communications Center in an amount not to exceed one million, two hundred fourteen thousand, one hundred thirty dollars and no cents (\$1,214,130.00).

PASSED and APPROVED this ____ Day of December 2013.

John Eberhart, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4601

Abbreviated Title: MOTOROLA SOLUTIONS, INC

Does the adoption of this ordinance or resolution authorize:

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

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

If yes, what is the estimate? \$11,373 (negotiated annually)

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:

ESTIMATED EXPENDITURES	2013	2014	2015	Beyond	Total
Personnel Wages (OT)					\$0
Personnel Benefits (OT)					\$0
Supplies					\$0
Contractual		\$1,214,130			\$1,214,130
Equipment					\$0
Administration					\$0
In-Kind Equipment					\$0
TOTAL	\$0	\$1,214,130	\$0	\$0	\$1,214,130

ESTIMATED FUNDING SOURCES	2013	2014	2015	Beyond	Total
Dispatch Capital Fund		\$325,488			\$325,488
Dispatch Capital Fund Match		\$165,000			\$165,000
USDJ Federal Grant		\$666,481			\$666,481
State Grant					\$0
Local FNSB Contract		\$57,161			\$57,161
Cash Match					\$0
In-Kind Equipment Match					\$0
Other					\$0
TOTAL	\$0	\$1,214,130	\$0	\$0	\$1,214,130

Reviewed by Finance Department: Initial mb Date 12/3/2013