



FAIRBANKS CITY COUNCIL
AGENDA NO. 2013-23
REGULAR MEETING DECEMBER 02, 2013
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

PRELIMINARY MEETING

- I 6:15 P.M. Work Session with Festival Fairbanks – Chena River Walk
-

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
 - *a) Regular Meeting Minutes of October 7, 2013

7. SPECIAL ORDERS

- a) The Fairbanks City Council, Sitting as a Committee of the Whole, will hear interested citizens concerned with the following Liquor License Application for Transfer of Ownership, Location, and Name Change. Public Testimony will be taken and limited to five (5) minutes.

Type: Beverage Dispensary, License #2847
From: The Attic / John J Lounsbury / 2701 Cushman St
To: No DBA / Scruff N Pork's, Inc. / No Premises

- b) The Fairbanks City Council, Sitting as a Committee of the Whole, will hear interested citizens concerned with the following Liquor License Applications for renewal. Public Testimony will be taken and limited to five (5) minutes.

Lic #	Establishment Name	License Type	Premise Location	Owner Name
3118	V.F.W. Post #3629	Club	324 2nd St	V.F.W. Golden Heart Post #3629
3151	Fred Meyer 485	Package Store	3755 Airport Way	Fred Meyer Stores Inc.
4156	Holiday #622	Package Store	2300 S Cushman St	Holiday Alaska Inc.
4170	Lavelle's Bistro	Beverage Dispensary	575 1st Avenue	Café de Paris Catering Co
4772	Ajimi Restaurant	Restaurant/Eating Place	550 Third Avenue	Kwang Yul Lee

- c) VACATION OF PUBLIC RIGHT-OF-WAY (VA 004-11, Riverside Drive) – Request by Laurence Irving on behalf of ANJO; Inc. and Abie Neubauer, to resubmit the expired platting request to vacate a 12,070 sq ft portion of Riverside Drive and to combine that area with Lots 7 – 12, Block 3 and Lot 1 & 2SE, Block 4, Riverside Park, totaling approximately 1.32 acres, resulting in two lots of approximately 12,630 and 45,100 sq ft, within the E1/2 SW1/4 Section 8, T1S R1W, FM, AK (located on Riverside Dr, Geraghty Avenue and Bartlett Avenue).

8. MAYOR'S COMMENTS AND REPORT

9. UNFINISHED BUSINESS

- a) Ordinance No. 5933 – An Ordinance Amending the 2013 Operating and Capital Budgets for the Third Time. Introduced by Mayor Eberhart. SECOND READING AND PUBLIC HEARING.
- b) Ordinance No. 5934 – An Ordinance Amending FGC Sec. 78-929 Insurance or Other Security Required to Allow Disposition without Court Appearance. Introduced by Mayor Eberhart. SECOND READING AND PUBLIC HEARING.

10. NEW BUSINESS

- a) Resolution No. 4597 – A Resolution Stating the City's Capital Priorities for the State 2013-14 Fiscal Year. Introduced by Mayor Eberhart.
- *b) Resolution No. 4598 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for the Replacement of Ambulance 05. Introduced by Mayor Eberhart.
- *c) Resolution No. 4599 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for the Upgrade of Fire and Rescue Equipment. Introduced by Mayor Eberhart.
- *d) Resolution No. 4600 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for Certified Drivers Training. Introduced by Mayor Eberhart.
- *e) Ordinance No. 5935 – An Ordinance Adopting the 2014 Operating and Capital Budgets. Introduced by Mayor Eberhart.

11. DISCUSSION ITEMS (INFORMATION AND REPORT)

- a) Committee Reports

12. COMMUNICATIONS TO COUNCIL

13. COUNCIL MEMBERS' COMMENTS

14. CITY ATTORNEY'S REPORT

15. CITY CLERK'S REPORT

16. ADJOURNMENT



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, OCTOBER 7, 2013
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 7:00 p.m. on the above date, to conduct a Regular Meeting of the Fairbanks City Council at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jerry Cleworth presiding and with the following Council Members in attendance:

Council Members Present: Renee Staley, Seat A
Perry Walley, Seat B
Bernard Gatewood, Seat C
Jim Matherly, Seat D
Lloyd Hilling, Seat E
John Eberhart, Seat F

Absent: None

Also Present: Ernie Misewicz, Assistant Fire Chief
Paul Ewers, City Attorney
Janey Hovenden, City Clerk
Michael J. Schmetzer, City Engineer
Tony C. Shumate, Director Personnel/Purchasing/RM
Laren Zager, Police Chief

INVOCATION

The Invocation was given by City Clerk Janey Hovenden.

FLAG SALUTATION

Mayor Cleworth led the Flag Salutation.

CITIZEN'S COMMENTS

Frank Turney, 329 6th Avenue, Fairbanks – Mr. Turney referenced the packet of information he distributed regarding genetically modified foods. He stated that there seems to be a lot of support for the bill in the House of Representatives and announced that on October 12, fifty-two different countries will be demonstrating against Monsanto and genetically modified organism (GMO) products. He expressed hope that the City Council would pass a Resolution in support of labeling GMO foods. Mr. Turney spoke to the issue of firefighters dealing with incapacitated persons stating that under Title 47 of the State of Alaska Administrative Code, firefighters do not have the authority to take individuals to jail. He asked what happened to the detox van and stated that he does not believe there should be a forced policy that would require firefighters to deal with incapacitated individuals. He spoke also against a forced policy that would require cross-training of police and fire under the public safety officer (PSO) concept. Mr. Turney stated his support of an administrative policy that would allow for polygraph testing on police officers

even though the union contract does not allow it. He stated that he believes that the City Chief of Police should be an elected position. Mr. Turney thanked Mr. Eberhart for being willing to propose a change to the Public Safety Employees Association (PSEA) contract to allow for polygraph testing and for recognizing that jurors do not have to follow instructions from a judge if the direction opposes or is not subject to the law.

Victor Buberger, PO Box 58192, Fairbanks – Mr. Buberger read aloud a Fairbanks Daily News Miner article pertaining to City Chauffeur licensing requirements dated February 24, 2004. He stated that the look back period for criminal history in 2004 was ten years. He commented that just because an individual is convicted of a crime, it may not mean they are guilty. He expressed his distrust in the court system. Mr. Buberger suggested that the City leave the governance of the taxi cab industry up to the courts. He questioned what happened to the Downtown Association's Community Service Patrol (CSP) van that patrolled the downtown area for chronic inebriates.

Floyd Terry, PO Box 73514, Fairbanks – Mr. Terry stated that the City Council Chambers used to be full of people and commented that residents need to get more involved in local government. He explained that he has been sorting through about 32 years of his collection and referenced a set of minutes from the May 23, 1994 City Council Meeting. He stated that the record shows that he and Mr. Norum spoke to ideas about the restructuring of downtown Fairbanks at that meeting. Mr. Terry spoke to the large number of buildings downtown that are used for office space and indicated that there is a need for more businesses. He stated that he has a list of businesses that have shut down over the years. Mr. Terry commented that he attended a game at the Big Dipper ice arena and that it made him wish Fairbanks had a roller skating rink of the same size.

Sean White, 191 Eagle Ridge Road, Fairbanks – Mr. White stated that he has been a City firefighter for 20 years. He spoke to the policy that is currently being looked at that would require City firefighters to handle incapacitated chronic inebriates (incaps). Mr. White stated that dealing with the incaps will add a significant workload to the Fire Department, adding a minimum of a third more calls on average. He indicated that the current staffing levels at the department could not sustain such a workload increase. He stated that an incap call takes two front-line vehicles out of service for their primary function because there are not enough firefighters to man all the vehicles. He explained that the average call for the Fire Department takes 45 minutes to an hour. Mr. White spoke against implementing the policy without adding additional personnel to each shift. He pointed out that firefighters do not have the same legal authority as is granted to police officers in Title 47 of the State's Administrative Code. He stated that he is not willing to risk his medical license and his future to transport an incap. He explained that an individual cannot be transported in the back of an ambulance against their will.

Mr. Hilling asked Mr. White if he referred to a shift as a 12 or a 24-hour period.

Mr. White replied that he meant a 24-hour period.

Mr. Hilling asked if an ambulance is always dispatched to pick up an inebriate.

Mr. White explained that an ambulance is the only vehicle available to the Fire Department besides a fire engine. He related a recent incident when a call came in to pick up an incap and

there was not a vehicle available to respond. Mr. White spoke to current procedures regarding staffing on emergency vehicles.

Mr. Eberhart asked Mr. White to speak to the authority and power that firefighters have to protect themselves when approaching an incap.

Mr. White stated that under state law firefighters cannot even search an individual because it is a violation of civil rights. He stated that they can only ask questions. He stated that if an individual is unconscious a firefighter may legally search and transport them because there is an implied consent. He clarified that any time firefighters respond to an uncooperative individual, they must call the police to help transport. Mr. White stated that firefighters cannot legally protect themselves from an incap that becomes violent.

Mr. Eberhart asked Mr. White to speak to minimum staffing. He asked what the result of an incap call during minimum staffing would be.

Mr. White explained that the current minimum staffing is one driver on the platform, a three-man engine company downtown, a two-man engine company at Station No. 3, one individual on the battalion vehicle and medic unit personnel. Mr. White stated that if there was a fire call at the same time as an incap call, it creates a problem because there has to be a minimum number of personnel for a fire call. He stated that it is likely that the fire call would have to wait for Station No. 3 or mutual aid backup.

Hearing no more requests for public comment, **Mayor Cleworth** declared Public Testimony closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

Mr. Hilling, seconded by **Mr. Gatewood**, moved to APPROVE the Agenda and Consent Agenda.

Mr. Gatewood pointed out that a technical change needs to be made to the Regular Meeting Minutes of July 22, 2013 by changing “Boys and Girls Home” to “Fairbanks Youth Facility.”

Mayor Cleworth stated that the correction would be made.

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

City Clerk Hovenden read the Consent Agenda into the record.

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of July 22, 2013 (as Corrected).

PASSED and APPROVED on the CONSENT AGENDA.

b) Regular Meeting Minutes of August 5, 2013.

PASSED and APPROVED on the CONSENT AGENDA.

MAYOR'S COMMENTS AND REPORT

Mayor Cleworth thanked Deputy Clerk Danyielle Snider for her work in tracking City Boards and Commissions. He congratulated Mr. Gatewood, Mr. Matherly and Mr. Eberhart for their unofficial victory in the Municipal Election. He spoke to the upcoming labor negotiations and budget preparation and stated that the next few months will be a busy time for the City administration. **Mayor Cleworth** spoke to the good news regarding the F-16's at Eielson Air Force Base and stated that there have been discussions about using Eielson as a bed-down for the F-35's. **Mayor Cleworth** stated that when he became Mayor in 2010, he set a goal to get City departments completely off the AS-400 computer system. He stated that he nearly gave up on the objective a couple months ago, but recent help from City staff indicates that the goal may be reached by mid-October. **Mayor Cleworth** stated that IBEW labor negotiations will begin soon and encouraged Council Members to carefully review the union contracts binder that was distributed to them. He commented that Lathrop and North Pole football teams recently played in the Mayor's Bowl and stated that Lathrop lost the game. He expressed appreciation to Mr. Gatewood and others for their participation in youth football. **Mayor Cleworth** reminded the Council of the upcoming Joint Work Session with local municipalities at the Fairbanks North Star Borough at 6 P.M. on Wednesday, October 9. **Mayor Cleworth** spoke to the history of the problem with incaps in the downtown area. He stated that some years ago, the Council looked at the PSO concept and forwarded it to the Public Safety Commission (PSC) for research and review. He indicated that at that time implementing a full-blown PSO system in the City of Fairbanks was not worth the effort. He stated that Chief Zager believes in the PSO concept and has done quite a bit of research himself. **Mayor Cleworth** stated that he also believes in the PSO concept, but indicated that firefighter unions across the nation greatly oppose the PSO concept. He stated that some City procedures are archaic and commented that some systems need to be changed. **Mayor Cleworth** stated that the PSC recommended that response to incaps be shared between the police department and the fire department. He stated that currently, if a call comes in for an unconscious individual, an ambulance is dispatched because the call must be dealt with as a life safety issue. He stated that all other calls for chronic inebriates are currently being sent to the police department for response. **Mayor Cleworth** stated that the fire department averages one call every two hours and that he believes they could field more calls. He clarified that incap calls within the downtown core area are first sent to the Community Service Patrol (CSP) for response and pointed out that CSP employees are not sworn police officers or paramedics. He expressed confusion in regard to City firefighters' resistance to the concept through their testimonials that only a sworn officer may respond to an incap call. **Mayor Cleworth** stated that the City is looking at a policy change that would make the fire department responsible for responding to incaps only if the CSP was not available and only if the department was not busy with a fire call. He stated that if an incap is uncooperative or belligerent or if there is criminal activity involved, the call may be turned over to the police department. He stated that the discussion is ongoing and that he envisions a one-person response in a van similar to how the CSP operates. He stated that the union representative for the fire department has adamantly stated that the department only works in teams of two. **Mayor Cleworth** stated that sometimes calls have to be "stacked" at the police department when the volume is high and indicated that it is not a good system, especially when temperatures fall well

below zero. He commented that another solution to the incap problem may be to reduce the funding for fire and police and increase funding to the CSP. **Mayor Cleworth** stated that he is convinced that the City has resources that are not currently being used and informed the Council that the City is looking into the legal issues that may be involved in the implementation of a new policy. He stated that the story in the Fairbanks Daily News Miner was a result of the firefighter's union contacting the media. **Mayor Cleworth** stated that although the City is not planning on implementing a full PSO concept, the public safety departments must be willing to work together to increase public service and efficiency. He expressed pride in the City's remarkably high Insurance Services Office (ISO) rating compared to other departments across the nation.

Mr. Hilling asked if firefighters could leave an incap call if a higher-priority call for an ambulance came in simultaneously.

Mayor Cleworth replied that if the call was for a fire or a higher-priority life safety issue, the firefighters could leave the incap call to respond to the call. He added that the situation would depend on staffing levels at the time.

UNFINISHED BUSINESS

- a) Ordinance No. 5926 – An Ordinance to Amend Fairbanks General Code Sections 2-651 and 2-655 Regarding Budget Preparation and Funding for Multiyear Contracts. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

Mr. Matherly, seconded by **Mr. Gatewood**, moved to ADOPT Ordinance No. 5926.

Mayor Cleworth called for Public Testimony.

Scott Raygor, 2615 Allen Adale Road, Fairbanks – Mr. Raygor stated that he is the Vice President of the Fairbanks Firefighter's Association. He asked the Council to consider tabling Ordinance No. 5926 until new members of the Council are seated. He indicated that the ordinance binds future Councils and limits their options for funding union contracts. Mr. Raygor stated that unions are often criticized by City administration for trying to bind the City Council to funding in future years. He spoke briefly to the contention that was caused between the Municipality of Anchorage and the unions when Mayor Sullivan introduced a labor ordinance that drastically changed the way negotiations are conducted right before new Assembly Members were seated.

Mr. Gatewood asked if Mr. Raygor's comment in regard to the purchasing of future contracts was in reference to labor contracts.

Mr. Raygor replied that his comment was in reference to any contract that the City enters into.

Mr. Gatewood stated that he has never looked at labor contracts as purchasing contracts.

Mr. Raygor stated that union contracts are still a service that the City pays for.

Mr. Gatewood stated that although he sees where Mr. Raygor is coming from, he does not agree that labor contracts can be looked at in the same way as purchasing contracts.

Mr. Eberhart thanked Mr. Raygor for his testimony. He asked Mr. Raygor to speak to his opinion on whether or not Ordinance No. 5926 would prevent multi-year agreements.

Mr. Raygor stated that he interprets the ordinance to limit agreements to a single year unless there is no funding involved.

Mr. Eberhart asked Mr. Raygor if he has served on the negotiating team in the past.

Mr. Raygor replied that he has been on the negotiating team for the last five contracts.

Frank Turney – Mr. Turney asked if it would be an appropriate time to speak to the hiring of police officers.

Mayor Cleworth stated that it would not be an appropriate time. He suggested that regular public testimony would have been the proper time to address the topic.

Hearing no more requests for public comment, **Mayor Cleworth** declared Public Testimony closed.

Ms. Staley thanked Mr. Raygor for his comments. She asked Mayor Cleworth how funding resources could be identified for multi-year contracts.

Mayor Cleworth expressed confusion by Mr. Raygor's comment that Ordinance No. 5926 would bind future Councils. He stated that when multi-year contracts are signed and funding sources are not identified for future years, it obligates future Councils to come up with funding. He stated that there is already a section of City Code that addresses multi-year contracts, but indicated that it is not comprehensive. He stated that the intent of the ordinance is to ensure funding for the duration of multi-year contracts to mitigate risk and liability to the City.

Mr. Gatewood asked Mayor Cleworth to provide an example of an "identified funding source."

Mayor Cleworth explained that a few years ago the City set aside funding that was earmarked for future labor contracts. He stated that his fear is that funds cannot be identified now to support a full three-year contract. He cautioned that signing a contract and worrying about the funding later is not a prudent way to operate the City. **Mayor Cleworth** used the Public Employees Retirement System (PERS) as an example of poor planning.

Mr. Eberhart expressed his concern with Ordinance No. 5926. He spoke to the proposed changes, stating that the changes may tie the hands of future City administrations.

Mayor Cleworth stated that the changes in FGC Section 2-651 came about as a result of his frustration in his service as a Council Member when a former mayor presented a budget that was based on revenues that did not exist. He clarified that the Council will still have the right to do whatever it wants when it comes to funding contracts.

Mr. Gatewood stated that his interpretation of Ordinance No. 5926 does not preclude the City Council from agreeing to multi-year contracts, but places on them the obligation to be more accountable. He stated that he can see that the ordinance may discourage the Council from agreeing to multi-year labor contracts.

Mayor Cleworth commented that City software systems are also expensive and stated that ongoing maintenance agreements must be funded from year to year. He reminded the Council that fiscal notes are now required to accompany ordinances and resolutions that will affect the City fiscally.

Mr. Matherly commented that Mayor Cleworth and Mr. Eberhart have a much longer history in dealing with labor negotiations than he does. He asked Mayor Cleworth to speak to the pushback that may have occurred when the City moved from one-year contracts to two-year contracts.

Mayor Cleworth clarified that many labor contracts in the past were three-year agreements. He stated that the Evergreen Clause in the 1990's was used with PSEA that allowed the contract to be extended for a period of about ten years. He stated that some labor contracts were limited to one year in the past when funding sources could not be identified for future years.

Mr. Matherly stated that the makeup of the Council changes frequently and expressed his hesitancy in significantly changing the way labor negotiations are done. He stated that he believes that the process has been working well and that he can see both Mr. Eberhart and Mayor Cleworth's points. He stated that he would support Ordinance No. 5926.

Mr. Hilling asked Mayor Cleworth if a Council could fund a contract with a fictitious funding source and, if so, how it could be done under the proposed ordinance. He stated, for example, that a Council may choose to fund multi-year labor contracts with a projected increase in property tax revenues and asked if that would be acceptable under Ordinance No. 5926.

Mayor Cleworth replied that Mr. Hilling may have misunderstood his comments. He indicated that a projected increase to property values would not be a fictitious funding source. He stated that projecting future revenues should come down to whatever the Council feels comfortable with.

Mr. Hilling asked Mr. Eberhart to speak to a possible future instance where a Council may have a funding dilemma caused by Ordinance No. 5926.

Mr. Eberhart stated that a Council may not feel comfortable enough to agree to a multi-year contract if they do not have specific, identifiable revenue sources at the time. He stated that multi-year contracts provide certainty to employees and greatly reduce expenditures in staff time and City resources for labor negotiations. He stated that if union contracts were reduced to one year, the City and unions would be in negotiations constantly. **Mr. Eberhart** suggested that it may be best to postpone Ordinance No. 5926 until new members of the Council are seated.

Mayor Cleworth stated that union contracts do not have to be reduced to one year, but could still be for a term of three years with a wage re-opener every year. He clarified that the City would not have to renegotiate entire contracts every year.

Mr. Hilling expressed his inclination to support Ordinance No. 5926 by stating that he believes it will allow future Councils to have more options when it comes to funding sources for contracts. He stated that at the same time, the ordinance limits the ability of the Council to be frivolous or reckless.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 5926 AS FOLLOWS:

YEAS: Matherly, Hilling, Walley, Staley, Gatewood

NAYS: Eberhart

Mayor Cleworth declared the MOTION CARRIED and Ordinance No. 5926 ADOPTED.

- b) Ordinance No. 5927 – An Ordinance Amending Certain Provisions of Fairbanks General Code Chapters 14, 46, and 78 in Response to the Revision of Minor Offense Rules by the State of Alaska. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

Mr. Matherly, seconded by **Ms. Staley**, moved to ADOPT Ordinance No. 5927.

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

Mayor Cleworth explained that Ordinance No. 5927 was a product of the City's Legal Department.

City Attorney Ewers stated that most of the proposed changes are either already a part of the FGC or are already being enforced by the City of Fairbanks. He indicated that much of the ordinance is housekeeping. He stated that some of the modifications were a result of suggestions made by the State of Alaska in order to be fully compliant with state law. He clarified that the proposed changes to the traffic fine schedule are not new offenses, but were existing violations that were never addressed in the fine schedule. Mr. Ewers stated that some of the minor offenses needed clarification on whether or not a mandatory court appearance was required. He pointed out the paragraph of new language proposed in Section 78-5 stating that the last sentence which prohibits the judicial reduction of fines was added to prevent a judge from reducing a fine to less than the bail schedule amount set by the City. He explained that the language complies with state law but must be specified in Code in order to be enforced.

Mr. Matherly asked Mr. Ewers if there were a lot of instances in the past when judges reduced City fines.

Mr. Ewers stated that there have been numerous complaints about the frequency of judicial reduction from City police officers.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 5927 AS FOLLOWS:

YEAS: Walley, Matherly, Gatewood, Hilling, Eberhart, Staley

NAYS: None

Mayor Cleworth declared the MOTION CARRIED and Ordinance No. 5927 ADOPTED.

- c) Ordinance No. 5928 – An Ordinance to Amend the Fairbanks Landscape Ordinances, Codified as Chapter 10, Article XV, Sections 10-435 through 10-441. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

Mr. Gatewood, seconded by **Ms. Staley**, moved to ADOPT Ordinance No. 5928.

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

Mayor Cleworth gave an overview of Ordinance No. 5928. He stated that City ordinances pertaining to landscaping and beautification have only been in existence since Mayor Steve Thompson was in office. He explained that he was skeptical of the original ordinance but was satisfied with the way former Building Official Steve Shuttleworth drafted the language. He stated that less than one year after the original ordinance was adopted, a revision was adopted that was much more stringent and specific. He explained that Ordinance No. 5928 eliminates redundancies in the Code and removes much of the overly-detailed language regarding landscaping requirements. **Mayor Cleworth** stated that the only major change in the proposed ordinance is the elimination of interior landscaping requirements for parking lots. He explained that the reason for the change is that trees and shrubs get in the way and are often damaged during snow removal and that the landscaped areas become a repository for trash and debris.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 5928 AS FOLLOWS:

YEAS: Staley, Matherly, Gatewood, Hilling, Eberhart, Walley

NAYS: None

Mayor Cleworth declared the MOTION CARRIED and Ordinance No. 5928 ADOPTED.

- d) Ordinance No. 5929 – An Ordinance Approving an Amendment to the Collective Bargaining Agreement Between the City of Fairbanks and the Public Safety Employees Association Local 803 Regarding Emergency Dispatchers. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

Mr. Gatewood, seconded by **Mr. Matherly**, moved to ADOPT Ordinance No. 5929.

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

Mr. Gatewood, seconded by **Ms. Staley**, moved to SUBSTITUTE the Letter of Agreement attached to Ordinance No. 5929.

Mayor Cleworth explained that the substituted letter was to provide clarification for both parties. He spoke to the diversity of union employees within all City departments and spoke to the problems with acting pay across unions. He expressed his distaste for acting pay and stated that he created a clear and concise policy on the issue at the beginning of his administration. **Mayor Cleworth** stated that in order to avoid granting acting pay to an employee within a department, other staff outside the department sometimes “acts” in a department head’s absence. He stated that under the policy he created, no IBEW employee may act in a higher capacity until the sixth working day of the higher position’s absence. He stated that in the City’s Dispatch Department it is more complicated since the department head belongs to a different union than the lead dispatchers. He explained that if one of the dispatchers were asked to act as the Dispatch department head, it would be in violation of the collective bargaining agreements (CBA’s). **Mayor Cleworth** stated that Ordinance No. 5929 addresses the acting pay issue in the Dispatch Department and is an amicable compromise for both the City and the union.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO SUBSTITUTE THE LETTER OF AGREEMENT ATTACHED TO ORDINANCE NO. 5929 AS FOLLOWS:

YEAS: Eberhart, Gatewood, Staley, Hilling, Matherly, Walley
NAYS: None
Mayor Cleworth declared the MOTION CARRIED.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 5929, WITH SUBSTITUTED ATTACHMENT, AS FOLLOWS:

YEAS: Hilling, Eberhart, Walley, Staley, Matherly, Gatewood
NAYS: None
Mayor Cleworth declared the MOTION CARRIED and Ordinance No. 5929, with Substituted Attachment, ADOPTED.

NEW BUSINESS

- a) Ordinance No. 5930 – An Ordinance Approving a Collective Bargaining Agreement Between the City of Fairbanks and the AFL-CIO Crafts Bargaining Unit. Introduced by Mayor Cleworth.

ADVANCED on the CONSENT AGENDA.

- a) Ordinance No. 5931 – An Ordinance to Amend Fairbanks General Code Chapter 14 Businesses, Article VII Massage Practitioner Licenses. Introduced by Mayor Cleworth.

ADVANCED on the CONSENT AGENDA.

- a) Ordinance No. 5932 – An Ordinance to Amend Fairbanks General Code Chapter 14 Businesses, Article IV Private Detective Licenses. Introduced by Mayor Cleworth.

ADVANCED on the CONSENT AGENDA.

DISCUSSION ITEMS

Committee Reports

Golden Heart Parking Services (GHPS) Board – **Ms. Staley** thanked Mr. Ewers for helping clarify the delegation of authority from the City of Fairbanks to the GHPS Board, specifically in regard to parking on private property. She stated that FGC Section 78-406 which speaks to the issue was distributed to board members and will be available at GHPS hearings. **Ms. Staley** stated that the Board also had a lengthy discussion about the possibility of placing parking meters in the downtown area. She commented that board members visited the parking lot of the Marriott Hotel to look at the signage due to feedback that the signage is confusing to the public. She stated that the Board will approach the private owner to see if the signage can be improved in the parking lot.

COMMUNICATIONS TO COUNCIL

- a) Re-appointment to the Fairbanks North Star Borough Planning Commission

ACCEPTED on the CONSENT AGENDA.

- b) Appointment to the Board of Plumber Examiners

ACCEPTED on the CONSENT AGENDA.

COUNCIL MEMBERS' COMMENTS

Mr. Gatewood offered his condolences to State Representative David Guttenberg for the passing of his wife Marilyn. He stated that he has no interest in negotiating union contracts every year. He commented that he sees Ordinance No. 5926 as a very strong attempt at maintaining fiscal responsibility but stated that he believes it will also force the Council to limit contract agreements to one year when a specific funding source cannot be identified. **Mr. Gatewood** acknowledged Mayor Cleworth's concern with PERS and unfunded liabilities. He commented on the football game played between Lathrop and North Pole at the Mayor's Bowl and announced that Lathrop will be heading to the large schools playoffs in Anchorage. He shared that North Pole has moved down to the medium schools division and will be hosting the playoff game for the Southeast Conference. He commended Monroe High School's football team for winning their conference and announced that they will be hosting a playoff game against Barrow at the Big Dipper.

Mr. Walley agreed with Mr. Gatewood's comments on Ordinance No. 5926 stating that he looks at it as proper and prudent planning. He pointed out that future Councils would have the power to change the ordinance if they so desired. He indicated that he would be willing to renegotiate

labor contracts if necessary in order to be fiscally responsible. **Mr. Walley** stated that the Council should be planning ahead regardless of the economic situation and commended the Council for having done a good job so far. He thanked Public Works and Engineering Director Mike Schmetzer and his department for their hard work on the various City construction projects. He commented that the construction season seems to be wrapping up quickly with the cooperation of the weather.

Ms. Staley stated that she is ecstatic about the decision of the Air Force to keep the F-16's at Eielson and thanked Mayor Cleworth for his strong support. She announced that the University of Alaska Fairbanks will hold its Arctic Innovation Competition on October 18 where they will give out awards of up to \$10,000. **Ms. Staley** stated that she feels honored to have been asked to be a judge at the event. She thanked Mr. Matherly for covering the Borough Assembly meeting in her absence and stated that she will be out of town again for the next Assembly meeting. **Ms. Staley** asked to be excused for the Regular City Council Meeting of November 4, 2013, due to travel to Fayetteville, NC.

Mayor Cleworth called for objection regarding Ms. Staley's request to be excused on November 4, 2013, and, hearing none, so ORDERED.

Mr. Gatewood asked if there were any other Borough Assembly meetings that needed to be covered.

Ms. Staley replied that she would be unable to attend the October 24 Assembly meeting.

Mr. Eberhart congratulated Mr. Gatewood and Mr. Matherly for having been reelected to the City Council. He stated that he is glad that the Regulatory Commission of Alaska (RCA) hearing is over and expressed hope that they would make a decision as quickly as possible in order to keep the natural gas distribution project moving forward. **Mr. Eberhart** stated that he is happy with the Air Force's decision to keep the F-16's and thanked Mayor Cleworth for his work on the local Tiger Team which opposed the relocation. He stated that it has been easy to be pessimistic about the local economy with several causes for concern, but suggested that as community leaders the Council needs to send a positive message to the community to avoid a recession. **Mr. Eberhart** announced that the PSC will meet at 11:30 A.M. on October 15 at the Fairbanks Police Department.

Mr. Hilling commented that the thought of negotiating labor contracts every year is daunting, but stated that he believes adopting Ordinance No. 5926 was the right thing to do. He spoke to the benefits of cross training public safety personnel and to the efficiencies it would create within the City. **Mr. Hilling** asked if the PSC is still considering the PSO concept.

Mayor Cleworth stated that the Fire Department has been very much opposed to the concept. He clarified that the PSC has made some recommendations but have not really weighed in on the full PSO concept. He stated that the idea is not dead, but that there will be a lot of criticism if the concept is ever implemented.

Mr. Hilling spoke to the potential for many of the Fire and Police applicants, stating that they have the ability to learn and perform both jobs. He stated that he would be willing to take

criticism for implementing the PSO concept. He asked Mayor Cleworth what the Fire Department's reasons for opposition are.

Mayor Cleworth replied that firefighters resist the concept because they state that they are not police officer but are trained EMT's and firefighters. He stated that when he hears all the reasons why something cannot happen, he looks for ways it can happen. He clarified that the City is only looking into a hybrid version of the PSO concept.

Mr. Hilling expressed his appreciation for Mr. White's testimony. He echoed Mr. Turney's question to Police Chief Zager as to why a union contract cannot require that a police officer be subject to a polygraph test if he or she is under internal investigation.

Mayor Cleworth replied that Chief Zager has nothing to do with the issue and that it is something the union has not supported.

Mr. Hilling requested that Chief Zager come forward to give his thoughts on the issue.

Chief Zager stated that he is entirely in favor of polygraph, voice analysis and random drug testing. He added that reliance on polygraph tests should be very limited.

Mr. Matherly stated that he is glad the election is over and that he is anxious to know who the next City Mayor will be. He wished both candidates good luck in the final count of question and absentee ballots. He stated that he was disappointed in the low voter turnout but that he is happy to serve another term on the City Council. **Mr. Matherly** stated that his son's football team beat North Pole in their only win of the season. He stated that he was able to announce the games of his other three sons in youth football and announced that they were undefeated the entire season. He requested to meet with the administration regarding an issue that was brought to his attention by Heather Gappert, a local constituent and property owner.

Mayor Cleworth stated that the administration has met with Ms. Gappert twice and that Assistant Chief Misewicz has also met with her. He stated that he can schedule an appointment to meet with Mr. Matherly and invite the Assistant Fire Chief and Building Official.

Mr. Matherly spoke against renegotiating labor contracts every year stating that it would take too much staff and Council time. He indicated that he voted in favor of Ordinance No. 5926 for that reason. **Mr. Matherly** stated that he will be happy to attend the Borough Assembly meeting in Ms. Staley's absence and added that it would be nice if an Assembly member would attend City Council meetings.

Mr. Cleworth spoke to voter turnout in the late 1980's being about 5,000 versus this year's low turnout of roughly 2,800. He stated that there seems to be a declining trend in voter turnout from year to year. **Mayor Cleworth** stated that other municipalities are either approving three-year union contracts with a very low Consumer Price Index (CPI) increase, or are moving away from full, three-year contracts and are having wage reopeners every year.

Mr. Gatewood suggested that a great way to increase voter turnout would be to tie it directly to the receipt of the Alaska Permanent Fund Dividend.

Mr. Matherly, seconded by **Mr. Gatewood**, moved to go into Executive Session for the purpose of discussing Labor Contract Negotiations for AFL/CIO and PSEA.

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

Mayor Cleworth called for a five minute recess.

EXECUTIVE SESSION

a) Labor Contract Negotiations – AFL/CIO and PSEA

The City Council met in Executive Session to discuss labor contract negotiations for AFL/CIO and PSEA. Direction was given to staff and no action was taken.

ADJOURNMENT

Mr. Matherly, seconded by **Ms. Staley**, moved to ADJOURN the meeting.

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

Mayor Cleworth declared the Meeting adjourned at 10:35 P.M.

JOHN EBERHART, MAYOR

ATTEST:

JANEY HOVENDEN, CMC, CITY CLERK


Transcribed by: DS

MEMORANDUM

City of Fairbanks Clerk's Office

Janey Hovenden, CMC,
City Clerk

TO: Mayor John Eberhart
City Council Members

FROM: Janey Hovenden, CMC, City Clerk 

SUBJECT: Transfer of Liquor License Ownership, Location and Name Change

DATE: November 27, 2013

An application has been received from the State Alcohol Beverage Control Board for transfer of ownership, location and name change for the following liquor license:

Type: Beverage Dispensary, License #2847
From: The Attic / John J Lounsbury / 2701 Cushman St
To: No DBA / Scruff N Pork's, Inc. / No Premises

Pursuant to FCG Sec. 14-178 the Council must determine whether or not to protest the liquor license action after holding a public hearing.

Please note there are no Departmental protests for this transfer.

State of Alaska
Alcoholic Beverage Control Board

Date of Notice: November 5, 2013

Application Type: New TRANSFER
 Ownership
 Location
 Name Change

Governing Body:	City of Fairbanks Fairbanks North Star Borough
Community Councils:	n/a
License #:	2847
License Type:	Beverage Dispensary
D.B.A.:	No dba
Licensee/Applicant:	Scruff N Pork's Inc.
Physical Location:	No premises
Mail Address:	PO Box 80912 Fairbanks, AK 99708
Telephone #:	907-452-6294
EIN:	20-2854140

Corp/LLC Agent:	Address	Phone	Date and State of Incorporation	Good standing?
Scruff N Pork's Inc.	PO Box 80912 Fairbanks, AK 99708	907-452-6294	1/2/2002 Alaska	yes

Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.

Member/Officer/Director:	DOB	Address	Phone	Title/Shares (%)
Curtis Hatcher	6/4/1960	510 Knights Bridge Road Fairbanks, AK 99709	907-978-9068	President (100%)

Current License #2847
 Current Licensee: John J Lounsbury
 dba The Attic
 Location: 2701 Cushman Street

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board and the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 15 AAC 104.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 15 AAC 104.335(a)(3), AS 04.11.090(e), and 3 AAC 304.660(e) must be approved by the governing body.

SHIRLEY A. COTÉ
Director



Maxine Andrews
Business Registration Examiner
Direct line: 907-263-5922
Email: maxine.andrews@alaska.gov



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715

Fax (907)459-6710

MEMORANDUM

TO: Mayor John Eberhart and City Council Members

FROM: Janey Hovenden, CMC, City Clerk

SUBJECT: Liquor License Renewals

DATE: November 27, 2013

Attached you will find the notification of liquor license renewals from the State ABC Board for the following liquor licenses.

Lic #	Establishment Name	License Type	Premise Location	Owner Name
3118	V.F.W. Post #3629	Club	324 2nd St	V.F.W. Golden Heart Post #3629
3151	Fred Meyer 485	Package Store	3755 Airport Way	Fred Meyer Stores Inc.
4156	Holiday #622	Package Store	2300 S Cushman St	Holiday Alaska Inc.
4170	Lavelle's Bistro	Beverage Dispensary	575 1st Avenue	Café de Paris Catering Co
4772	Ajimi Restaurant	Restaurant/Eating Place	550 Third Avenue	Kwang Yul Lee

Pursuant to FGC Sec. 14-178 the Council must determine whether or not to protest liquor license renewals after holding a public hearing.

Please note that there are no departmental protests. Please contact me if you need any further information.



October 17, 2013

Renewal Application Notice

City of Fairbanks
Attn: Janey Hovenden
VIA EMAIL: jjhovenden@ci.fairbanks.ak.us
cc: pphillips@co.fairbanks.ak.us

DBA	Lic Type	Lic #	Owner	Premise Address
V.F.W. Post #3629	Club	3118	V.F.W. Golden Heart Post #3629	324 2nd St
Fred Meyer 485	Package Store	3151	Fred Meyer Stores Inc.	3755 Airport Way
Holiday #622	Package Store	4156	Holiday Alaska Inc.	2300 S Cushman St
Lavelle's Bistro	Beverage Dispensary	4170	Café de Paris Catering Co	575 1st Avenue
Ajimi Restaurant	Restaurant/Eating Place	4772	Kwang Yul Lee	550 Third Avenue

We have received a renewal application for the above listed licenses within your jurisdiction. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board and the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 13 AAC 104.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 13 AAC 104.335(a)(3), AS 04.11.090(e), and 13 AAC 104.660(e) must be approved by the governing body.

Sincerely,

SHIRLEY A. COTÉ
Director

/s/Christine C. Lambert

Christine C. Lambert
Licensing & Records Supervisor
Christine.lambert@alaska.gov

cc: Peggy Phillips, Fairbanks North Star Borough Clerk's Office



CITY OF FAIRBANKS

MEMORANDUM

To: City Council Members

From: John Eberhart, City Mayor *John Eberhart*

Subject: Request for Concurrence – Vacation of Public Right-of-Way/Riverside

Date: November 26, 2013

The Fairbanks North Star Borough approved a request by ANJO, Inc to vacate 12,070 square feet of Riverside Drive and to combine that area with Lots 7-12, Block 3, and Lot 1 and 2SE, Block 4, Riverside Park Subdivision totaling 1.32 acres.

The Department of Community Planning recommends that the council approve this request. I request your concurrence to this Vacation of Public Right-of-Way.

Attachment: FNSB Vacation of Right-of-Way packet

Thank you.

ABC/jme



Fairbanks North Star Borough

809 Pioneer Road

PO Box 71267

Fairbanks, Alaska 99707-1267

907/459-1000

www.co.fairbanks.ak.us

October 31, 2013

The Honorable John Eberhart, Mayor
City of Fairbanks
800 Cushman Street
Fairbanks, Alaska 99701

RECEIVED

NOV 4 2013

City Mayor's Office

RE: Vacation of a Public Right-of-Way (VA 004-11, Riverside Drive)

Dear Mayor Eberhart:

At its regular meeting of October 30, 2013 the Platting Board of the Fairbanks North Star Borough approved a request by Laurence Irving on behalf of ANJO, Inc. and Abie Neubauer, Inc. to resubmit the expired platting request to vacate a 12,070 sq ft portion of Riverside Dr and to combine that area with Lots 7-12, Block 3 and Lot 1 & 2SE, Block 4, Riverside Park, totaling approximately 1.32 acres, resulting in two lots of approximately 12,630 and 45,100 sq ft, within the E½ SW¼ Section 8, T1S, R1W, FM, AK (located on Riverside Dr, Geraghty Ave and Bartlett Ave).

Alaska Statute 29.40.140 states that no vacation of a city street may be made without the consent of the City Council. The Council shall have thirty (30) days from the date of the Board's decision in which to veto that decision. If no veto is received within the thirty-day period, the consent of the City of Fairbanks shall be deemed to have been given to the vacation.

The Department of Community Planning recommends approval (no veto) as conditioned by the Platting Board.

Sincerely,

Bernardo Hernandez, Director
Department of Community Planning

BH/I

Attachments: Action Letter
 Platting Board Minutes (Pending)
 Staff Report
 DPO and Preliminary Maps



Fairbanks North Star Borough

809 Pioneer Road

PO Box 71267

Fairbanks, Alaska 99707-1267

907/459-1000

www.co.fairbanks.ak.us

October 31, 2013

Larry Irving
Smythe Services, Inc
1205 Smythe
Fairbanks AK 99701

Re: **VA 004-11 / RP 020-11 / DE 001-11 (Riverside Park)**

Dear Larry,

At its regular meeting on October 16, 2013 the Platting Board of the Fairbanks North Star Borough considered your request to resubmit the expired platting request to vacate a 12,070 sq ft portion of Riverside Dr and to combine that area with Lots 7-12, Blk 3 and Lots 1 & 2SE, Blk 4 Riverside Park Subd, resulting in two lots of 12,630 sq ft and 45,100 sq ft acres within the E1/2 SW1/4 Sec 8, T1S R1W, FM AK (located on Riverside Dr, Geraghty Ave and Bartlett Ave).

The Board gave preliminary approval to the request, subject to the following conditions:

- ~~1. DOT Commissioner's Deed of Vacation for the 1,111 sq. ft. portion of Riverside Dr adjacent to Geraghty St must be approved in order to be incorporated into Lot 1A.~~
2. Common driveway easement be provided through the southwest corner of Lot 1A for shared access with Lot 7A onto Geraghty St at the existing driveway ramp.
3. City of Fairbanks review and approve access provisions onto Riverside Dr and Bartlett Ave.
4. DOT review and comment on final plat access provisions onto Geraghty St.
5. GVEA, GCI, FNG, and ACS review and comment on final plat utility easement provisions.
- ~~6. A note be placed on the final plat that no new access will be allowed for Lots 7A and 1A onto Geraghty St.~~

Alaska Statute 29.40.140 states that no vacation of a city street may be made without the consent of the City Council. The Council shall have thirty (30) days from the date of the Board's decision in which to veto that decision. If no veto is received within the thirty-day period, the consent of the City shall be deemed to have been given to the vacation.

Your request is being forwarded to the City Council. Please contact the City Clerk's office (459-6715 or FAX 459-6719) City Clerk (488-2281) for the meeting date.

Upon non-veto by the City Council Borough Assembly, a final plat must be prepared by a registered land surveyor and submitted to this office within 24 months of the City Council Assembly action or the preliminary approval will become void.

The final plat must be prepared by a registered land surveyor and submitted to this office by October 16, 2013, or the preliminary approval will become void.

If you have any question regarding this matter, please contact the Fairbanks North Star Borough Department of Community Planning at 809 Pioneer Road, 459-1260, or FAX 459-1254.

Sincerely,



Martin Gutoski,
Platting Officer

/l

Enclosure to Addressee

c:

ADOT Planning
Pete Eagan, ADOT ROW
Bill Gryder, FNSB Public Works Engineer
Ann Worhatch, FNSB Rural Services Engineer
John Eberhart, Mayor, City of Fairbanks
Kate Kennedy, GVEA
Don Smith, GCI
Fairbanks Natural Gas
Craig VanAmburg, ACS

Prepared 10-7-10 by
Martin Gutoski
Platting Officer
Updated 10-2-13

STAFF REPORT
FNSB PLATTING BOARD

Oct 16, 2013

VA 004-11 / RP 020-11 / DE 001-11

**Applicant/Owner/
Subdivider:**

ANJO, Inc
PO Box 80626
Fairbanks AK 99708

Surveyor:

Larry Irving
Smythe Services, Inc
1205 Smythe
Fairbanks AK 99701

**Specific Request/
Legal Description:**

To resubmit the expired platting request to vacate a 12,070 sq ft portion of Riverside Dr and to combine that area with Lots 7-12, Blk 3 and Lots 1 & 2SE, Blk 4 Riverside Park Subd, resulting in two lots of 12,630 sq ft and 45,100 sq ft acres within the E1/2 SW1/4 Sec 8, T1S R1W, FM AK (located on Riverside Dr, Geraghty Ave and Bartlett Ave).

Location/Access:

Riverside Dr, Geraghty Ave and Bartlett Ave.

Existing Land Use:

Bar and restaurant

Current Zoning:

GC - General Commercial
Min Lot Size: No min except as required by DEC
Min Street Setback: 20 ft
Min Interior Setback: 0 ft

Comprehensive Plan:

Urban Area

Soils:

N/A

Flood Zone:

X-500, A, and Floodway

Road Service Area:

City of Fairbanks (Riverside Drive and Bartlett), DOT (Geraghty Ave)

History: This request was approved by the Platting Board at its regular meeting on October 20, 2010. A final plat application was not submitted within 24 months of that date, and the surveyor submitted a time extension request on August 15, 2013. The parent parcels were created by plat #175,026, recorded 8-6-1957, and by plat #85-115, recorded 7-3-1985.

Specific Request: This application will vacate a portion of a city street (Riverside Dr) by incorporating the area into adjoining lots, dedicate a new 1,028 sq. ft area for a corner of Bartlett Ave at Riverside Dr, and combine six lots into a single one-acre lot.

Variance: none

Soils Report: is not needed since the property is on community sewer and water service.

FNSB In-house Review:

Transportation Planner: is reviewing the application.

Street Addressing: comments that Bartlett Ave has two "T's" at the end.

Public Works Engineering / Rural Services: Defers to City of Fairbanks Engineering Department.

Advanced Planning/Zoning: requires a TBM and BFE for the Flood Zone A portions.

Trails: has no comment.

Land Management: has no comment.

Agency and Utility Review:

ACS: received a copy on 9-22-2010 and returned no comment.

ADOT: is in the process of issuing a Commissioner's Deed of Vacation to relinquish the 1,111 sq. ft. of Riverside Dr acquired for the Airport Way frontage road project.

USA: received a copy on 9-22-2010 and returned no comment.

GCI: has no objection

GVEA: requests review of the final plat

City of Fairbanks: indicates access to Lot 7A shall be from Geraghty Ave only. They have driveway permit authority over Bartlett Ave and Riverside Dr, onto which they do not intend to issue new permits for access. Accordingly, they request the replat should indicate no access from Riverside Dr to Lot 7A.

Vacation Analysis: The portion of Riverside Dr requested for vacation is no longer needed for access since the DOT frontage road project realigned Geraghty and Bartlett avenues as a new outlet onto Washington Dr at Airport Way. DOT acquired an adjoining parcel in 2005 for the new intersection between Bartlett and Geraghty avenues as part of the frontage road project realignment. Now that the project is done, DOT does not need a triangular portion that is shown at the southwest corner of Lot 1A as 1,111 sq. ft to be vacated. A corresponding 1,028 sq. ft area at the northeast corner of Lot 1A is to be dedicated for the intersection of Bartlett Ave with Riverside Dr.

The overall result of the vacation, dedication, and replat will be two new lots out of seven existing lots, with 13,181 sq ft being vacated and 1,028 sq ft of new dedication. The City does not require a cul-de-sac at the end of Riverside Dr because the new intersection at Bartlett Ave and triangular dedication at Lot 1A will suffice for their road standards. However the City's refusal to permit access for Lot 7A onto Riverside Dr may require a shared driveway easement for the existing driveway ramp that is located adjacent to the 1,111 sq ft vacation at the corner of Lot 1A.

Vacation Recommendation: Staff recommends approval for the vacation of a 13,181 sq ft portion of Riverside Dr because it meets the criteria of 17.40.030.E.1. *other provisions have been made which are more beneficial to the public.*

Vacation Findings: Staff recommends adopting the following findings for vacation approval:

- a) The DOT frontage road project which realigned Geraghty Ave for new access onto Airport Way has eliminated the need for this portion of Riverside Dr as a viable road.
- b) DOT has provided a single new point for the controlled access onto Geraghty St.
- c) Combining the six lots into one single lot eliminates the need for this portion of Riverside.
- d) Dedicating a new corner at the intersection of Riverside Dr with Bartlett Ave is more beneficial to the public.

Recommendation: Staff recommends preliminary approval of the replat/vacation with the following conditions:

1. ~~DOT Commissioner's Deed of Vacation for the 1,111 sq. ft. portion of Riverside Dr adjacent to Geraghty St must be approved in order to be incorporated into Lot 1A.~~

2. Common driveway easement be provided through the southwest corner of Lot 1A for shared access with Lot 7A onto Geraghty St at the existing driveway ramp.
3. City of Fairbanks review and approve access provisions onto Riverside Dr and Bartlett Ave.
4. DOT review and comment on final plat access provisions onto Geraghty St.
5. GVEA, GCI, FNG, and ACS review and comment on final plat utility easement provisions.
6. ~~A note be placed on the final plat that no new access will be allowed for Lots 7A and 1A onto Geraghty St.~~

Finding of fact: Staff further recommends adoption of the following finding:

- a) This vacation/replat meets the applicable requirements of Title 17.

Recommended Motion:

I move to approve the replat with the vacation, dedication, the six conditions, and finding of fact as recommended by staff.

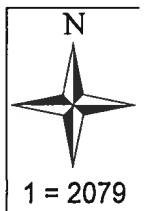
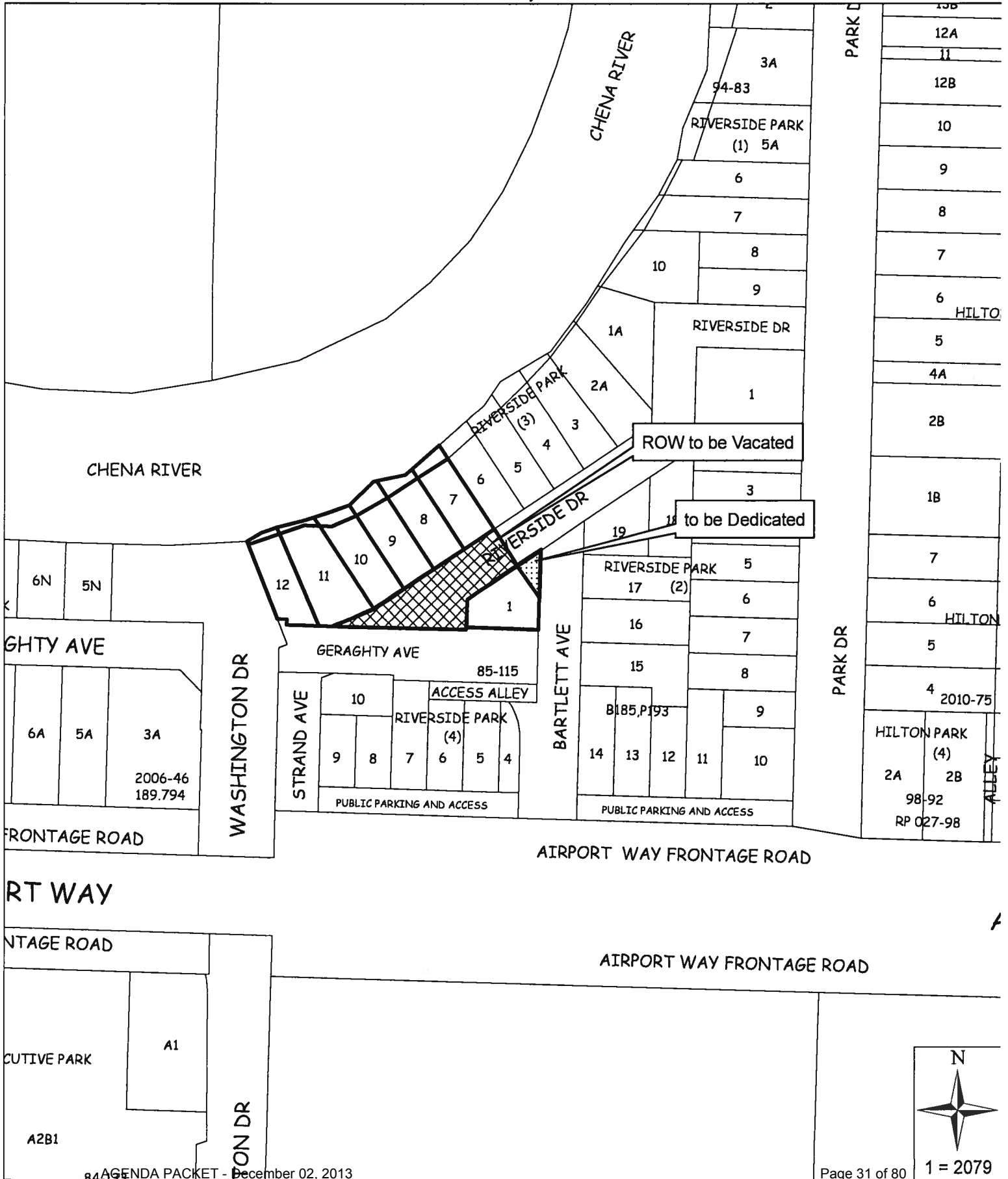
MG/L1

14 DPOs sent	38 Parcels notified	Opposed:	Favor:	Undeliverable:
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Platting Board

RIVERSIDE PARK, RP 020-11 & VA 004-11 & DE 001-11



CERTIFICATE OF PAYMENT OF TAXES

I, THE UNDERSIGNED, BEING DULY APPOINTED AND QUALIFIED TAX COLLECTOR FOR THE FAIRBANKS NORTH STAR BOROUGH, DO HEREBY CERTIFY THAT ACCORDING TO THE RECORDS OF THE NORTH STAR BOROUGH THE FOLLOWING PROPERTY IS CARRIED ON THE TAX RECORDS IN THE NAME OF:

 DESCRIPTION _____

AND THAT ACCORDING TO THE RECORDS IN MY POSSESSION, ALL TAXES LEVIED AGAINST SAID LAND AND IN FAVOR OF THE FAIRBANKS NORTH STAR BOROUGH ARE NOT DELINQUENT.
 DATED AT FAIRBANKS, ALASKA THIS ____ DAY OF _____, 20 ____

TAX COLLECTOR, FAIRBANKS NORTH STAR BOROUGH

NOTES

- 1) SOILS: SALCHAKET-USDA PUB. #25, 1959.
- 2) BASED ON RIVERVIEW PARK SUBDIVISION, PLAT NO. 189.799, FRD AND LOT 2-A BLOCK 4, RIVERSIDE PARK, PLAT NO. 85-115 AND ALASKA PROJECT STP-F-M-0601(001)/65412, GERAGHTY STREET
- 3) THERE WILL BE A 20 FT. WIDE JOINT DRIVEWAY EASEMENT FOR LOTS 7A, BLOCK 3 AND LOT 1A, BLOCK 4, EXTENDING FROM GERAGHTY STREET TO LOT 7A BLOCK 3, ORIGINATING FROM ALASKA PROJECT STP-F-M-0601(001)/65412, GERAGHTY STREET AND CENTERED ON THE EXISTING DRIVEWAY RAMP, AND A 30 FT DRIVEWAY EASEMENT WITHIN LOT 1A BLOCK 4 RADIAL TO THE EAST CORNER OF LOT 1A BLOCK 4 AND 7A BLOCK 3.
- 4) FLOOD ZONE B PER F.I.R.M., COMMUNITY PANEL NO. 025009-0205 F REV DATE 8/24 1982. CITY OF FAIRBANKS TBM-X BOLT N. SIDE GERAGHTY ST. ON WASHINGTON ST. ROW PRODUCED, EL. 432.886, NAVD 29.
- 5) SLOPES: LEVEL

AREA SUMMARY

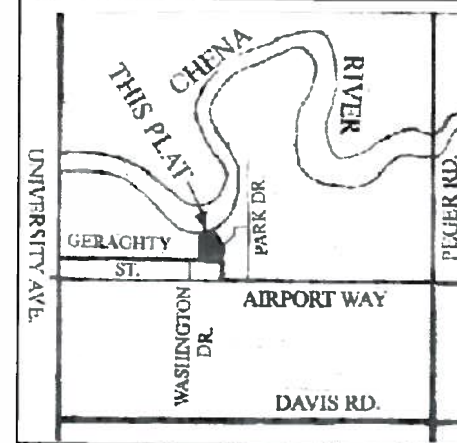
LOT 7A, BLK 3	44252.1 SQ. FT.
LOT 1A, BLK 4	12769.4 SQ. FT.
TOTAL	57021.5 SQ. FT.

STANDARD UTILITY NOTES

- 1) THERE WILL BE A 35' RADIUS EASEMENT AT EACH POLE LOCATION FOR GUYS, ANCHORS AND OTHER SUPPORTING STRUCTURES.
- 2) A 15' WIDE STRIP OF LAND IS GRANTED WITHIN EACH LOT FOR THE INSTALLATION, MAINTAINANCE, REPAIR OR REMOVAL OF YARD POLES
- 3) THE UTILITY COMPANIES SHALL HAVE THE RIGHT TO IDENTIFY AND THEN REMOVE ANY DEAD, WEAK, OVERHANGING OR OTHERWISE DANGEROUS TREES ADJACENT TO OR IN THE VICINITY OF THE EASEMENT.
- 4) AN EASEMENT IS CREATED WITHIN EACH LOT FOR SECONDARY AERIAL CROSSINGS.

LEGEND

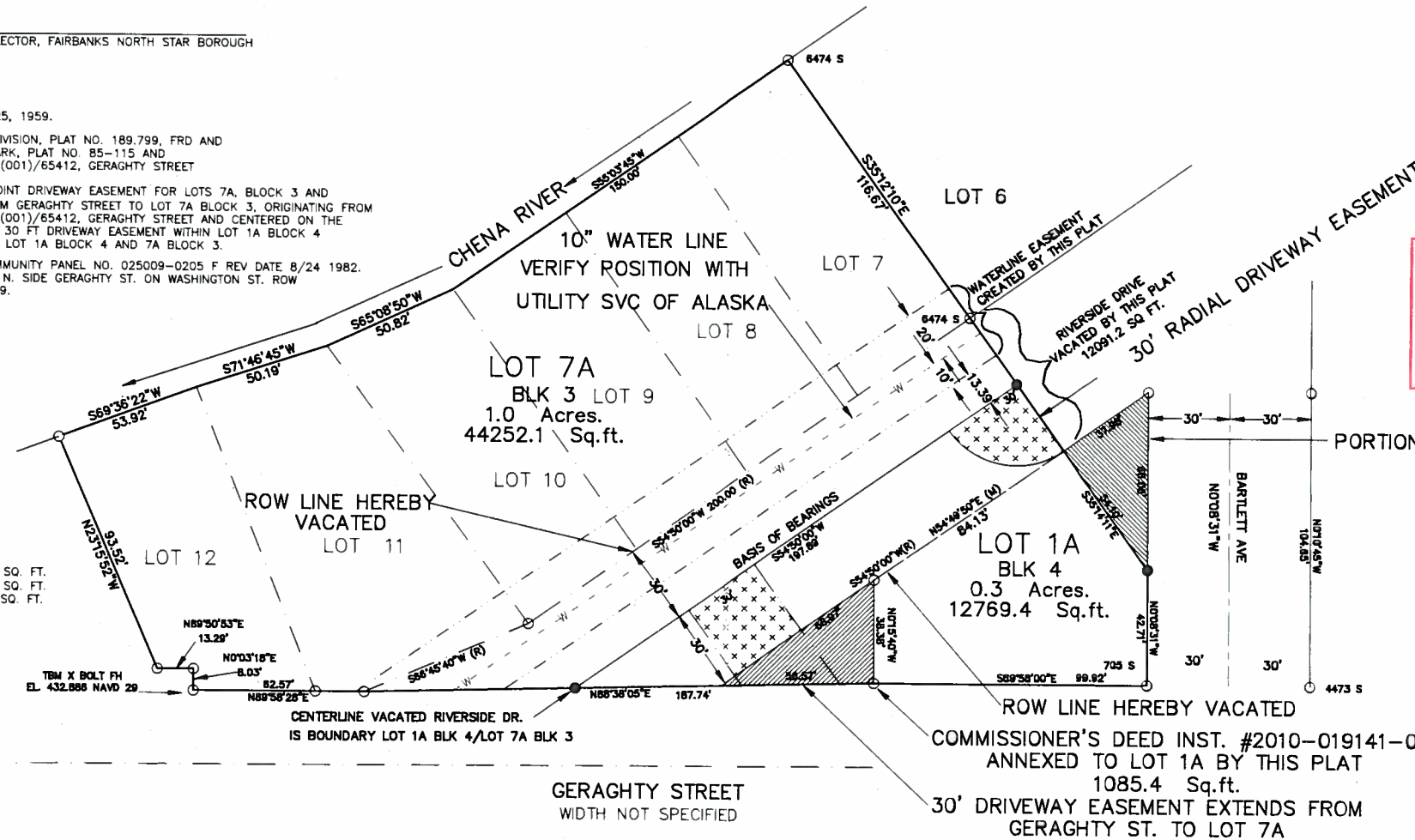
- SET REBAR & CAP, 4111 S THIS SURVEY
- RECOVERED, 5/8" REBAR & CAP, 6484 S EXCEPT AS NOTED
- (R) RECORD DATA
- (M) MEASURED DATA



FNSB BASEMAP SCALE: 1"=1/4 MILE

VICINITY MAP

FNSB PLATTING BOARD
Preliminary Approval
 Date **10-30-13**



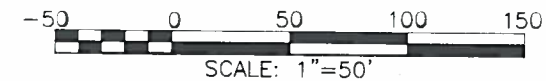
PORTION LOT 1A DEDICATED THIS PLAT
 0.0 Acres.
 1027.3 Sq.ft.

Comm. Planning Dept.

OCT 15 2013
RECEIVED

CERTIFICATE OF APPROVAL BY PLATTING AUTHORITY

I HEREBY CERTIFY THAT THIS SUBDIVISION PLAT HAS BEEN FOUND TO COMPLY WITH THE REGULATIONS OF TITLE 17.80, FINAL PLATS, OF THE FAIRBANKS NORTH STAR BOROUGH CODE OF ORDINANCES, AND THAT SAID PLAT HAS BEEN APPROVED.



CERTIFICATE OF OWNERSHIP, DEDICATION AND COMPLIANCE

I/WE HEREBY CERTIFY THAT I AM/WE ARE OWNERS OF THE HEREIN SPECIFIED PROPERTY SHOWN AND DESCRIBED HEREON AND THAT I/WE HEREBY ADOPT THIS PLAN OF SUBDIVISION WITH MY/OUR FREE CONSENT AND DEDICATE ALL STREETS, ALLEYS, WALKS, PARKS AND OTHER DESIGNATED PUBLIC SPACES TO PUBLIC USE. I/WE FURTHER CERTIFY THAT ALL REQUIRED IMPROVEMENTS COMPLY WITH THE STANDARDS ESTABLISHED IN TITLE 17, SUBDIVISIONS FAIRBANKS NORTH STAR BOROUGH CODE.

DATE: _____, 20 ____

NOTARY'S ACKNOWLEDGEMENT

UNITED STATES OF AMERICA
 STATE OF ALASKA SS
 THIS IS TO CERTIFY THAT ON THIS ____ DAY OF _____, 20 ____, BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF ALASKA, DULY COMMISSIONED AND SWORN, PERSONALLY APPEARED _____
 TO ME KNOWN TO BE THE IDENTICAL INDIVIDUALS MENTIONED AND WHO EXECUTED THE WITHIN PLAT, AND _____ ACKNOWLEDGED TO ME THAT _____ SIGNED THE SAME FREELY AND VOLUNTARILY FOR THE USES AND PURPOSES THEREIN SPECIFIED. WITNESS MY HAND AND NOTARIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST HEREIN WRITTEN.

NOTARY PUBLIC IN AND FOR THE STATE OF ALASKA
 MY COMMISSION EXPIRES _____



CERTIFICATE OF REGISTERED LAND SURVEYOR

I, LAURENCE H. IRVING, A PROFESSIONAL LAND SURVEYOR REGISTERED IN THE STATE OF ALASKA, DO HEREBY CERTIFY THIS PLAT TO BE A TRUE AND CORRECT REPRESENTATION OF LANDS ACTUALLY SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION, ACCORDING TO THE STANDARDS OF TITLE 17, SUBDIVISIONS, FAIRBANKS NORTH STAR BOROUGH CODE, AND THAT THE DISTANCES AND BEARINGS ARE SHOWN CORRECTLY AND THAT ALL MONUMENTS REQUIRED HAVE BEEN SET.

DATE _____, REGISTRATION NUMBER: 4111-S

LAURENCE H. IRVING, REGISTERED LAND SURVEYOR

FAIRBANKS RECORDING DISTRICT	
LAURENCE H. IRVING REGISTERED LAND SURVEYOR 1205 SMYTHE STREET, FAIRBANKS, ALASKA 99701 PHONE:(907) 456-4298	
REPLAT: LOTS 7-12, BLOCK 3 AND LOT 1 BLOCK 4 RIVERSIDE PARK SUBDIVISION AND VACATE PART OF RIVERSIDE DR.	
INSTRUMENT # 174.026, FRD WITHIN GL 15 SECTION 8 T1S, R1W FAIRBANKS MERIDIAN, ALASKA FOR ANJO INC. P.O. BOX 80626, FAIRBANKS, AK, 99708	
FNSB FILE NO. VA 004-11/RP 020-11/DE 001-11	CHECKED, LHI
DRAWN BY LHI	SCALE: 1"= 50'
10/04/2013	

ORDINANCE NO. 5933

**AN ORDINANCE AMENDING THE 2013
 OPERATING AND CAPITAL BUDGETS FOR THE THIRD TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached fiscal note to amend the 2013 operating and capital budgets,

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

SECTION 1. There is hereby appropriated to the 2013 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, 2013, and ending December 31, 2013:

	APPROVED BUDGET	AS AMENDED
Taxes, (all sources)	\$ 19,770,990	\$ 19,786,058
Charges for Services	4,340,375	4,512,552
Intergovernmental Revenues	4,360,518	4,381,023
Licenses & Permits	1,705,849	1,748,472
Fines, Forfeitures & Penalties	1,023,119	996,321
Interest & Penalties	142,500	136,450
Rental & Lease Income	160,319	159,266
Other Revenues	212,500	267,515
Other Financing Sources (OFS)	2,543,402	2,563,191
Total appropriation	\$ 34,259,572	\$ 34,550,848

SECTION 2. There is hereby appropriated to the 2013 General Fund budget, expenditures for the City of Fairbanks in the amount indicated:

DEPARTMENT	APPROVED BUDGET	AS AMENDED
Mayor and Council	\$ 493,257	\$ 493,257
Office of the City Attorney	168,237	168,237
Office of the City Clerk	349,003	349,003
Finance Department	901,039	901,039
Information Technology	1,497,801	1,503,801
General Account	6,331,337	6,331,337
Risk Management	1,400,148	1,400,148
Police Department	6,873,129	6,873,129
Dispatch Center	1,985,861	1,985,861
Fire Department	6,380,262	6,380,262
Public Works Department	7,280,767	7,280,767
Engineering Department	507,092	507,092
Building Department	705,055	705,055
	\$ 34,872,988	\$ 34,878,988
Total Revenues and OFS	\$ 34,259,572	\$ 34,550,848
2012 Assigned for encumbrances	250,589	250,589
Total Revenues, OFS and prior year assignments	34,510,161	34,801,437
Total Appropriation	34,872,988	34,878,988
Increase (Decrease) to General Fund balance	\$ (362,827)	\$ (77,551)
12/31/12 General Fund balance	\$ 12,018,108	\$ 12,028,866
Decrease to fund balance	(362,827)	(77,551)
2012 Assigned for encumbrances	(250,589)	(250,589)
Committed for snow removal	(250,000)	(250,000)
Committed for self insurance reserve	(640,787)	(640,787)
Nonspendable - prepaid assets	(394,735)	(394,735)
12/31/2013 Unassigned balance	\$ 10,119,170	\$ 10,415,204

SECTION 3. There is hereby appropriated to the 2013 Capital 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, 2013, and ending December 31, 2013.

	APPROVED BUDGET	AS AMENDED
Transfer from Permanent Fund	\$ 486,835	\$ 486,835
Transfer from General Fund	639,434	639,434
Transfer Ambulance Mileage from General Fund	65,000	65,000
Budgeted Garbage Equipment Replacement	225,574	225,574
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	75,000	75,000
Equipment Replacement - Fire	250,000	250,000
Equipment Replacement - IT	105,000	105,000
Property Repair & Replacement	145,000	145,000
Miscellaneous Revenue	78,822	78,822
	<hr/>	<hr/>
Total appropriation	\$ 2,510,665	\$ 2,510,665

SECTION 4. There is hereby appropriated to the 2013 Capital Fund budget, expenditures for the City of Fairbanks in the amount indicated:

<u>DEPARTMENT</u>	<u>DESCRIPTION</u>	<u>APPROVED BUDGET</u>	<u>AS AMENDED</u>
14	Information Tech. Department	322,525	322,525
20	Police Department	439,575	439,575
21	Dispatch Department	49,964	49,964
30	Fire Department	643,622	643,622
50	Public Works Department	2,142,231	2,142,231
	Total appropriation	<u>\$ 3,597,917</u>	<u>\$ 3,597,917</u>
Total Revenues and OFS		\$ 2,510,665	\$ 2,510,665
2012 Assigned Fund Balance for encumbrances		<u>715,116</u>	<u>715,116</u>
Total Revenues, OFS and prior year assignments		<u>3,225,781</u>	<u>3,225,781</u>
Total Appropriation		<u>3,597,917</u>	<u>3,597,917</u>
Decrease to capital fund assigned fund balance		<u>\$ (372,136)</u>	<u>\$ (372,136)</u>
12/31/12 capital fund balance		5,780,451	5,780,451
Decrease to fund balance		(372,136)	(372,136)
2012 Assigned for encumbrances		<u>(715,116)</u>	<u>(715,116)</u>
12/31/13 Assigned fund balance		<u>4,693,199</u>	<u>4,693,199</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, 2013, and ending December 31, 2013.

SECTION 6. The effective date of this ordinance shall be the ____ day of _____ 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 5933, AMENDING THE 2013 GENERAL AND CAPITAL BUDGETS FOR
THE 3RD TIME

General Fund

REVENUES and OTHER FINANCING SOURCES (USES)
(\$291,276) Increase

1. Taxes – \$15,068 increase to Property Taxes

2. Charges for Services - \$172,177 Increase
 - Various accounts see attachment

3. Intergovernmental Revenues – \$20,505 Increase
 - \$30,141 Increase for SART examinations
 - \$ 1,901 Decrease for SOA Phone Share
 - \$ 6,552 Decrease for SOA Liquor Share
 - \$ 1,183 Decrease for FNSB PILT

4. Licenses and Permits - \$42,623 Increase
 - Various accounts see attachment

5. Fines, Forfeitures & Penalties - \$26,798 Decrease
 - \$ 120 Increase
 - \$75,000 Decrease to moving violations
 - \$27,549 Increase to Vehicle Forfeitures
 - \$20,408 Increase to City Forfeitures
 - \$ 125 Increase to EMS option

6. Interest and Penalties - \$6,050 Decrease

- \$12,000 Decrease to Alcohol
- \$ 4,850 Increase to Garbage
- \$ 600 Increase to Interest
- \$ 500 Increase to Special Assessments

7. Rental and Lease Income - \$1,053 Decrease

- \$1,813 Decrease to Youth Court
- \$ 840 Decrease to Boxing Club
- \$1,600 Increase to Fire Training Center

8. Other Revenues - \$55,015 Increase for Miscellaneous revenues

9. Other Financing Sources (Uses) – \$19,789 Increase

- \$ 4,215 Increase for sale of assets
- \$ 15,574 Decrease to transfer to Capital Fund for equipment reserve

General Fund
EXPENDITURES

\$6,000 Increase

1. Mayor Department – No Change
2. City Attorney – No Change
3. City Clerk – No Change
4. Finance Department – No Change
5. Information Technology – \$6,000 Increase
 - \$ 6,000 Increase for telephones
6. General Account – No Change
7. Risk Department – 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

FISCAL NOTE CONTINUED

Capital Fund

REVENUES and OTHER FINANCING SOURCES (USES)

No Change

1. REVENUES

2. OTHER FINANCING SOURCES (USES)

3. EXPENDITURES

4. INTERNAL TRANSFERS

ORDINANCE 5933
ATTACHMENT

OBJ	ACCOUNT DESCRIPTION	REVISED BUDGET	ACTUAL REVENUE	VARIANCE	AMEND	AMENDED
3001	REAL PROPERTY TAXES	\$ 14,243,990	\$ 14,259,058	\$ 15,068	\$ 15,068	\$ 14,259,058
3002	HOTEL MOTEL TAXES	2,537,000	2,307,476	(229,524)	-	2,537,000
3003	ALCOHOL BEVERAGES TAXES	2,050,000	1,568,284	(481,716)	-	2,050,000
3004	TOBACCO DISTRIBUTION TAXES	940,000	706,401	(233,599)	-	940,000
		<u>19,770,990</u>	<u>18,841,218</u>	<u>(929,772)</u>	<u>15,068</u>	<u>19,786,058</u>
3101	RESERVE FOR LOSSES	(50,000)	11,618	61,618	-	(50,000)
3125	ATTORNEY FEES COURT COSTS	7,000	4,990	(2,010)	(2,010)	4,990
3126	ELECTION FILING SERVICES	125	100	(25)	(25)	100
3140	COPY CHARGES	19,500	28,992	9,492	9,500	29,000
3180	ADMIN REC GRANTS	20,000	13,256	(6,744)	-	20,000
3102	AMBULANCE	1,100,000	1,036,086	(63,914)	100,000	1,200,000
3103	FIRE PROTECTION SERVICES	11,000	64,548	53,548	53,548	64,548
3104	MOTOR VEH ACCIDENT REVENUE	17,000	6,563	(10,437)	-	17,000
3108	ALARM SYSTEM BILLINGS	110,000	103,187	(6,813)	-	110,000
3110	DISPATCH SERVICES	572,569	522,833	(49,736)	-	572,569
3187	FIRE RECOVERY GRANTS	2,991	8,371	5,380	5,380	8,371
3112	GARBAGE COLLECTION	1,654,213	1,526,577	(127,636)	(127,363)	1,526,850
3113	GARBAGE EQUIPMENT RESERVE	225,574	209,720	(15,854)	(15,854)	209,720
3124	ENG MISC CHARGES & FEES	3,000	3,006	6	6	3,006
3183	ENG RECOVERY GRANTS	600,000	652,778	52,778	140,000	740,000
3184	ENG RECOVERY NON GRANT	17,337	17,337	0	-	17,337
3185	PW RECOVERY GRANTS	25,000	12,421	(12,579)	10,000	35,000
3186	PW RECOVERY NON GRANTS	616	616	0	-	616
3460	STRMWATER PPP PLAN REVIEW	1,200	200	(1,000)	(1,000)	200
3461	STRMWTR SITE REVIEW 1TO5 ACRE	250	240	(10)	(10)	240
3130	BUILDING MISC SERVICES	3,000	3,005	5	5	3,005
		<u>4,340,375</u>	<u>4,226,446</u>	<u>(113,929)</u>	<u>172,177</u>	<u>4,512,552</u>
3305	SOA BOND REIMBURSEMENT	871,703	871,703	-	-	871,703
3306	SOA ON BEHALF PAYMENTS	1,174,941	1,174,941	-	-	1,174,941
3314	SART EXAM REIMBURSEMENT	3,600	33,741	30,141	30,141	33,741
3301	SOA MUNICIPAL ASSISTANCE	1,621,774	1,621,774	-	-	1,621,774
3302	SOA ELECTRIC PHONE	122,000	120,099	(1,901)	(1,901)	120,099
3303	SOA LIQUOR LICENSE	82,000	75,348	(6,652)	(6,552)	75,448
3304	FNSB PILT	9,500	8,317	(1,183)	(1,183)	8,317
3315	FT WW NORTH HAVEN PILT	475,000	475,000	-	-	475,000
3316	REST EASY PILT	0	-	-	-	-
		<u>4,360,518</u>	<u>4,380,923</u>	<u>20,405</u>	<u>20,505</u>	<u>4,381,023</u>
3401	BUSINESS LICENSE	847,610	860,324	12,714	12,714	860,324
3402	SECURITY GUARD LICENSE	400	-	(400)	-	400
3403	TRANSIET VENDOR LICENSE	3,000	6,300	3,300	3,300	6,300
3404	SPECIAL EVENT PERMIT	15,000	16,372	1,372	1,372	16,372
3405	PRIVATE DETECTIVE LICENSE	4,000	3,900	(100)	-	4,000
3407	MESSAGE PRACTITIONER LICENSE	5,000	3,900	(1,100)	-	5,000
3410	TOWING VEHICLE LICENSE	500	250	(250)	-	500
3411	CHAUFFEUR LICENSE	35,000	30,870	(4,130)	-	35,000
3413	COMM VEHICLE FOR HIRE PERMITS	20,000	14,100	(5,900)	(4,000)	16,000
3414	BICYCLE LICENSE	0	16	16	16	16
3432	TEMPORARY CATERERS APPL FEE	2,000	1,775	(225)	-	2,000
3433	COMMERCIAL TRANS VEH COMPANY	0	4,800	4,800	4,800	4,800
3440	MISC PERMITS AND LICENSES	600	1,000	400	400	1,000
3105	FIRE CODE INSPECTIONS	80,000	55,436	(24,564)	(10,000)	70,000
3423	ALARM PERMITS	0	50	50	50	50
3117	ENG PLAT SERVICES 4 OR LESS	400	400	-	-	400
3119	ENG QUICK PLATS	300	300	-	-	300
3425	ENG DRIVEWAY CONST PERMIT	1,250	1,500	250	250	1,500
3426	ENG SDWLK ST OBSTRUCT PERMIT	1,500	600	(900)	-	1,500
3428	RIGHT OF WAY PERMIT	20,000	21,325	1,325	1,325	21,325
3431	ENG STREET EXCAVATION PERMIT	4,000	5,600	1,600	1,600	5,600
3408	MASTER PLUMBER LICENSE/EXAMS	4,000	2,200	(1,800)	-	4,000
3415	COMMERCIAL BUILDING PERMIT	426,123	369,465	(56,658)	(25,000)	401,123
3418	RESIDENTIAL BUILDING PERMIT	81,166	103,168	22,002	22,002	103,168
3420	MECHANICAL PERMIT	37,500	57,946	20,446	20,446	57,946
3421	PLUMBING PERMIT	37,500	28,819	(8,681)	-	37,500
3422	SIGN PERMIT	4,000	4,134	134	134	4,134
3424	ELECTRICAL PERMIT	75,000	88,214	13,214	13,214	88,214
		<u>1,705,849</u>	<u>1,682,764</u>	<u>(23,085)</u>	<u>42,623</u>	<u>1,748,472</u>

ORDINANCE 5933
ATTACHMENT

OBJ	ACCOUNT DESCRIPTION	REVISED BUDGET	ACTUAL REVENUE	VARIANCE	AMEND	AMENDED
3109	TRAFFIC TICKET COLLECTION FEE	37,000	27,013	(9,987)	-	37,000
3602	PARKING VIOLATIONS	85	205	120	120	205
3603	MOVING TRAFFIC VIOLATIONS	400,000	279,246	(120,754)	(75,000)	325,000
3605	VEHICLE FORFEITURES	500,000	527,549	27,549	27,549	527,549
3608	CITY FORFEITURES	50,959	71,367	20,408	20,408	71,367
3609	EMS SEATBELT OPTION	75	200	125	125	200
3606	VEH FORF TOWING STORAGE ACCESS	35,000	22,347	(12,653)	-	35,000
		<u>1,023,119</u>	<u>927,927</u>	<u>(95,192)</u>	<u>(26,798)</u>	<u>996,321</u>
4001	INTEREST DEMAND DEPOSITS	2,500	3,035	535	600	3,100
4002	HOTEL MOTEL INT PENALTY	3,000	2,099	(901)	-	3,000
4003	ALCOHOL INT PENALTY	16,000	792	(15,208)	(12,000)	4,000
4005	PROP TAX INT PENALTY	80,000	53,444	(26,556)	-	80,000
4007	GARBAGE INT PENALTY	40,000	44,842	4,842	4,850	44,850
4008	SPEC ASSESSMENTS INT PENALTY	1,000	1,497	497	500	1,500
		<u>142,500</u>	<u>105,710</u>	<u>(36,790)</u>	<u>(6,050)</u>	<u>136,450</u>
4201	UTILIDOR LEASES	80,000	80,000	-	-	80,000
4203	RENT OLD CITY HALL	1	-	(1)	-	1
4205	RENT SOA ETS	2,400	2,400	-	-	2,400
4207	RENT YOUTH COURT	3,108	1,295	(1,813)	(1,813)	1,295
4208	RENT BOYS GIRLS CLUB	16,260	14,905	(1,355)	-	16,260
4209	RENT BOXING CLUB	840	-	(840)	(840)	-
4214	RENT FCVB	10	10	-	-	10
4216	LEASE CELL TOWER	19,200	17,600	(1,600)	-	19,200
4202	RENT FIRE TRAINING CENTER	38,500	40,074	1,574	1,600	40,100
		<u>160,319</u>	<u>156,284</u>	<u>(4,035)</u>	<u>(1,053)</u>	<u>159,266</u>
3801	SPECIAL ASSESS PRINCIPAL	5,000	2,674	(2,326)	-	5,000
4703	CASH OVER AND SHORT	0	(6)	(6)	-	-
4704	MISCELLANEOUS REVENUES	7,500	62,515	55,015	55,015	62,515
4701	TECHITE SETTLEMENT	200,000	200,000	-	-	200,000
		<u>212,500</u>	<u>265,182</u>	<u>52,682</u>	<u>55,015</u>	<u>267,515</u>
4901	SALE OF ASSETS	68,160	72,375	4,215	4,215	72,375
4928	XFER FROM PF OPERATIONS	3,894,684	3,894,684	-	-	3,894,684
7602	XFER TO PF	(489,434)	(489,434)	-	-	(489,434)
7604	XFER TO CAP FUND	(639,434)	(639,434)	-	-	(639,434)
7610	XFER TO CAP FUND EQ RESERVE	(225,574)	(153,104)	72,470	15,574	(210,000)
7613	XFER TO CAPITAL FND PF CAPITAL	0	-	-	-	-
7614	XFER TO CAP FUND AMB MILAGE	65,000	-	65,000	-	(65,000)
		<u>2,543,402</u>	<u>2,685,087</u>	<u>141,685</u>	<u>19,789</u>	<u>2,563,191</u>
				-		
		<u>\$ 34,259,572</u>	<u>33,271,541</u>	<u>\$ (988,031)</u>	<u>\$ 291,276</u>	<u>\$ 34,550,848</u>

ORDINANCE NO. 5933, AS AMENDED

**AN ORDINANCE AMENDING THE 2013
 OPERATING AND CAPITAL BUDGETS FOR THE THIRD TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached fiscal note to amend the 2013 operating and capital budgets,

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

SECTION 1. There is hereby appropriated to the 2013 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, 2013, and ending December 31, 2013:

	APPROVED BUDGET	AS AMENDED
Taxes, (all sources)	\$ 19,770,990	\$ 19,786,058
Charges for Services	4,340,375	4,512,552
Intergovernmental Revenues	4,360,518	4,381,023
Licenses & Permits	1,705,849	1,748,472
Fines, Forfeitures & Penalties	1,023,119	996,321
Interest & Penalties	142,500	136,450
Rental & Lease Income	160,319	159,266
Other Revenues	212,500	267,515
Other Financing Sources (OFS)	2,543,402	2,563,191
Total appropriation	\$ 34,259,572	\$ 34,550,848

SECTION 2. There is hereby appropriated to the 2013 General Fund budget, expenditures for the City of Fairbanks in the amount indicated:

DEPARTMENT	APPROVED BUDGET	AS AMENDED
Mayor and Council	\$ 493,257	\$ 493,257
Office of the City Attorney	168,237	168,237
Office of the City Clerk	349,003	319,503
Finance Department	901,039	901,039
Information Technology	1,497,801	1,503,801
General Account	6,331,337	6,331,337
Risk Management	1,400,148	1,400,148
Police Department	6,873,129	6,873,129
Dispatch Center	1,985,861	1,985,861
Fire Department	6,380,262	6,380,262
Public Works Department	7,280,767	7,310,267
Engineering Department	507,092	507,092
Building Department	705,055	705,055
	\$ 34,872,988	\$ 34,878,988
Total Revenues and OFS	\$ 34,259,572	\$ 34,550,848
2012 Assigned for encumbrances	250,589	250,589
Total Revenues, OFS and prior year assignments	34,510,161	34,801,437
Total Appropriation	34,872,988	34,878,988
Increase (Decrease) to General Fund balance	\$ (362,827)	\$ (77,551)
12/31/12 General Fund balance	\$ 12,018,108	\$ 12,028,866
Decrease to fund balance	(362,827)	(77,551)
2012 Assigned for encumbrances	(250,589)	(250,589)
Committed for snow removal	(250,000)	(250,000)
Committed for self insurance reserve	(640,787)	(640,787)
Nonspendable - prepaid assets	(394,735)	(394,735)
12/31/2013 Unassigned balance	\$ 10,119,170	\$ 10,415,204

Ordinance No. 5933, AS AMENDED
Page 2

SECTION 3. There is hereby appropriated to the 2013 Capital 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, 2013, and ending December 31, 2013.

	APPROVED BUDGET	AS AMENDED
Transfer from Permanent Fund	\$ 486,835	\$ 486,835
Transfer from General Fund	639,434	639,434
Transfer Ambulance Mileage from General Fund	65,000	65,000
Budgeted Garbage Equipment Replacement	225,574	225,574
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	75,000	75,000
Equipment Replacement - Fire	250,000	250,000
Equipment Replacement - IT	105,000	105,000
Property Repair & Replacement	145,000	145,000
Miscellaneous Revenue	78,822	78,822
	<hr/>	<hr/>
Total appropriation	\$ 2,510,665	\$ 2,510,665

SECTION 4. There is hereby appropriated to the 2013 Capital Fund budget, expenditures for the City of Fairbanks in the amount indicated:

<u>DEPARTMENT</u>	<u>DESCRIPTION</u>	<u>APPROVED BUDGET</u>	<u>AS AMENDED</u>
14	Information Tech. Department	322,525	322,525
20	Police Department	439,575	439,575
21	Dispatch Department	49,964	49,964
30	Fire Department	643,622	643,622
50	Public Works Department	2,142,231	2,142,231
	Total appropriation	<u>\$ 3,597,917</u>	<u>\$ 3,597,917</u>
Total Revenues and OFS		\$ 2,510,665	\$ 2,510,665
2012 Assigned Fund Balance for encumbrances		<u>715,116</u>	<u>715,116</u>
Total Revenues, OFS and prior year assignments		<u>3,225,781</u>	<u>3,225,781</u>
Total Appropriation		<u>3,597,917</u>	<u>3,597,917</u>
Decrease to capital fund assigned fund balance		<u>\$ (372,136)</u>	<u>\$ (372,136)</u>
12/31/12 capital fund balance		5,780,451	5,780,451
Decrease to fund balance		(372,136)	(372,136)
2012 Assigned for encumbrances		<u>(715,116)</u>	<u>(715,116)</u>
12/31/13 Assigned fund balance		<u>4,693,199</u>	<u>4,693,199</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, 2013, and ending December 31, 2013.

SECTION 6. The effective date of this ordinance shall be the ____ day of _____ 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 5933, AS AMENDED, AMENDING THE 2013 GENERAL AND CAPITAL BUDGETS FOR THE 3RD TIME

General Fund

REVENUES and OTHER FINANCING SOURCES (USES)
(\$291,276) Increase

1. Taxes – \$15,068 increase to Property Taxes
2. Charges for Services - \$172,177 Increase
 - Various accounts see attachment
3. Intergovernmental Revenues – \$20,505 Increase
 - \$30,141 Increase for SART examinations
 - \$ 1,901 Decrease for SOA Phone Share
 - \$ 6,552 Decrease for SOA Liquor Share
 - \$ 1,183 Decrease for FNSB PILT
4. Licenses and Permits - \$42,623 Increase
 - Various accounts see attachment
5. Fines, Forfeitures & Penalties - \$26,798 Decrease
 - \$ 120 Increase
 - \$75,000 Decrease to moving violations
 - \$27,549 Increase to Vehicle Forfeitures
 - \$20,408 Increase to City Forfeitures
 - \$ 125 Increase to EMS option

6. Interest and Penalties - \$6,050 Decrease

- \$12,000 Decrease to Alcohol
- \$ 4,850 Increase to Garbage
- \$ 600 Increase to Interest
- \$ 500 Increase to Special Assessments

7. Rental and Lease Income - \$1,053 Decrease

- \$1,813 Decrease to Youth Court
- \$ 840 Decrease to Boxing Club
- \$1,600 Increase to Fire Training Center

8. Other Revenues - \$55,015 Increase for Miscellaneous revenues

9. Other Financing Sources (Uses) – \$19,789 Increase

- \$ 4,215 Increase for sale of assets
- \$ 15,574 Decrease to transfer to Capital Fund for equipment reserve

General Fund
EXPENDITURES

\$6,000 Increase

1. Mayor Department – No Change
2. City Attorney – No Change
3. City Clerk – **\$29,500 Decrease**
 - **\$ 29,500 Decrease to Election Expenses**
4. Finance Department – No Change
5. Information Technology – \$6,000 Increase
 - \$ 6,000 Increase for telephones
6. General Account – No Change
7. Risk Department – No Change
8. Police Department – No Change
9. Dispatch – No Change
10. Fire Department – No Change
11. Public Works – **\$29,500 Increase**
 - **\$89,500 Increase to Temporary Wages**
 - **\$40,000 Decrease to Outside Contracts**
 - **\$20,000 Decrease to Garbage Collection**

12. Engineering –No Change

13. Building Department – No Change

FISCAL NOTE CONTINUED

Capital Fund

REVENUES and OTHER FINANCING SOURCES (USES)

No Change

1. REVENUES

2. OTHER FINANCING SOURCES (USES)

3. EXPENDITURES

4. INTERNAL TRANSFERS

ORDINANCE 5933, AS AMENDED
ATTACHMENT

OBJ	ACCOUNT DESCRIPTION	REVISED BUDGET	ACTUAL REVENUE	VARIANCE	AMEND	AMENDED
3001	REAL PROPERTY TAXES	\$ 14,243,990	\$ 14,259,058	\$ 15,068	\$ 15,068	\$ 14,259,058
3002	HOTEL MOTEL TAXES	2,537,000	2,307,476	(229,524)	-	2,537,000
3003	ALCOHOL BEVERAGES TAXES	2,050,000	1,568,284	(481,716)	-	2,050,000
3004	TOBACCO DISTRIBUTION TAXES	940,000	706,401	(233,599)	-	940,000
		<u>19,770,990</u>	<u>18,841,218</u>	<u>(929,772)</u>	<u>15,068</u>	<u>19,786,058</u>
3101	RESERVE FOR LOSSES	(50,000)	11,618	61,618	-	(50,000)
3125	ATTORNEY FEES COURT COSTS	7,000	4,990	(2,010)	(2,010)	4,990
3126	ELECTION FILING SERVICES	125	100	(25)	(25)	100
3140	COPY CHARGES	19,500	28,992	9,492	9,500	29,000
3180	ADMIN REC GRANTS	20,000	13,256	(6,744)	-	20,000
3102	AMBULANCE	1,100,000	1,036,086	(63,914)	100,000	1,200,000
3103	FIRE PROTECTION SERVICES	11,000	64,548	53,548	53,548	64,548
3104	MOTOR VEH ACCIDENT REVENUE	17,000	6,563	(10,437)	-	17,000
3108	ALARM SYSTEM BILLINGS	110,000	103,187	(6,813)	-	110,000
3110	DISPATCH SERVICES	572,569	522,833	(49,736)	-	572,569
3187	FIRE RECOVERY GRANTS	2,991	8,371	5,380	5,380	8,371
3112	GARBAGE COLLECTION	1,654,213	1,526,577	(127,636)	(127,363)	1,526,850
3113	GARBAGE EQUIPMENT RESERVE	225,574	209,720	(15,854)	(15,854)	209,720
3124	ENG MISC CHARGES & FEES	3,000	3,006	6	6	3,006
3183	ENG RECOVERY GRANTS	600,000	652,778	52,778	140,000	740,000
3184	ENG RECOVERY NON GRANT	17,337	17,337	0	-	17,337
3185	PW RECOVERY GRANTS	25,000	12,421	(12,579)	10,000	35,000
3186	PW RECOVERY NON GRANTS	616	616	0	-	616
3460	STRMWATER PPP PLAN REVIEW	1,200	200	(1,000)	(1,000)	200
3461	STRMWTR SITE REVIEW 1TO5 ACRE	250	240	(10)	(10)	240
3130	BUILDING MISC SERVICES	3,000	3,005	5	5	3,005
		<u>4,340,375</u>	<u>4,226,446</u>	<u>(113,929)</u>	<u>172,177</u>	<u>4,512,552</u>
3305	SOA BOND REIMBURSEMENT	871,703	871,703	-	-	871,703
3306	SOA ON BEHALF PAYMENTS	1,174,941	1,174,941	-	-	1,174,941
3314	SART EXAM REIMBURSEMENT	3,600	33,741	30,141	30,141	33,741
3301	SOA MUNICIPAL ASSISTANCE	1,621,774	1,621,774	-	-	1,621,774
3302	SOA ELECTRIC PHONE	122,000	120,099	(1,901)	(1,901)	120,099
3303	SOA LIQUOR LICENSE	82,000	75,348	(6,652)	(6,552)	75,448
3304	FNSB PILT	9,500	8,317	(1,183)	(1,183)	8,317
3315	FT WW NORTH HAVEN PILT	475,000	475,000	-	-	475,000
3316	REST EASY PILT	0	-	-	-	-
		<u>4,360,518</u>	<u>4,380,923</u>	<u>20,405</u>	<u>20,505</u>	<u>4,381,023</u>
3401	BUSINESS LICENSE	847,610	860,324	12,714	12,714	860,324
3402	SECURITY GUARD LICENSE	400	-	(400)	-	400
3403	TRANSIET VENDOR LICENSE	3,000	6,300	3,300	3,300	6,300
3404	SPECIAL EVENT PERMIT	15,000	16,372	1,372	1,372	16,372
3405	PRIVATE DETECTIVE LICENSE	4,000	3,900	(100)	-	4,000
3407	MESSAGE PRACTITIONER LICENSE	5,000	3,900	(1,100)	-	5,000
3410	TOWING VEHICLE LICENSE	500	250	(250)	-	500
3411	CHAUFFEUR LICENSE	35,000	30,870	(4,130)	-	35,000
3413	COMM VEHICLE FOR HIRE PERMITS	20,000	14,100	(5,900)	(4,000)	16,000
3414	BICYCLE LICENSE	0	16	16	16	16
3432	TEMPORARY CATERERS APPL FEE	2,000	1,775	(225)	-	2,000
3433	COMMERCIAL TRANS VEH COMPANY	0	4,800	4,800	4,800	4,800
3440	MISC PERMITS AND LICENSES	600	1,000	400	400	1,000
3105	FIRE CODE INSPECTIONS	80,000	55,436	(24,564)	(10,000)	70,000
3423	ALARM PERMITS	0	50	50	50	50
3117	ENG PLAT SERVICES 4 OR LESS	400	400	-	-	400
3119	ENG QUICK PLATS	300	300	-	-	300
3425	ENG DRIVEWAY CONST PERMIT	1,250	1,500	250	250	1,500
3426	ENG SDWLK ST OBSTRUCT PERMIT	1,500	600	(900)	-	1,500
3428	RIGHT OF WAY PERMIT	20,000	21,325	1,325	1,325	21,325
3431	ENG STREET EXCAVATION PERMIT	4,000	5,600	1,600	1,600	5,600
3408	MASTER PLUMBER LICENSE/EXAMS	4,000	2,200	(1,800)	-	4,000
3415	COMMERCIAL BUILDING PERMIT	426,123	369,465	(56,658)	(25,000)	401,123
3418	RESIDENTIAL BUILDING PERMIT	81,166	103,168	22,002	22,002	103,168
3420	MECHANICAL PERMIT	37,500	57,946	20,446	20,446	57,946
3421	PLUMBING PERMIT	37,500	28,819	(8,681)	-	37,500
3422	SIGN PERMIT	4,000	4,134	134	134	4,134
3424	ELECTRICAL PERMIT	75,000	88,214	13,214	13,214	88,214
		<u>1,705,849</u>	<u>1,682,764</u>	<u>(23,085)</u>	<u>42,623</u>	<u>1,748,472</u>

ORDINANCE 5933, AS AMENDED
ATTACHMENT

OBJ	ACCOUNT DESCRIPTION	REVISED BUDGET	ACTUAL REVENUE	VARIANCE	AMEND	AMENDED
3109	TRAFFIC TICKET COLLECTION FEE	37,000	27,013	(9,987)	-	37,000
3602	PARKING VIOLATIONS	85	205	120	120	205
3603	MOVING TRAFFIC VIOLATIONS	400,000	279,246	(120,754)	(75,000)	325,000
3605	VEHICLE FORFEITURES	500,000	527,549	27,549	27,549	527,549
3608	CITY FORFEITURES	50,959	71,367	20,408	20,408	71,367
3609	EMS SEATBELT OPTION	75	200	125	125	200
3606	VEH FORF TOWING STORAGE ACCESS	35,000	22,347	(12,653)	-	35,000
		<u>1,023,119</u>	<u>927,927</u>	<u>(95,192)</u>	<u>(26,798)</u>	<u>996,321</u>
4001	INTEREST DEMAND DEPOSITS	2,500	3,035	535	600	3,100
4002	HOTEL MOTEL INT PENALTY	3,000	2,099	(901)	-	3,000
4003	ALCOHOL INT PENALTY	16,000	792	(15,208)	(12,000)	4,000
4005	PROP TAX INT PENALTY	80,000	53,444	(26,556)	-	80,000
4007	GARBAGE INT PENALTY	40,000	44,842	4,842	4,850	44,850
4008	SPEC ASSESSMENTS INT PENALTY	1,000	1,497	497	500	1,500
		<u>142,500</u>	<u>105,710</u>	<u>(36,790)</u>	<u>(6,050)</u>	<u>136,450</u>
4201	UTILIDOR LEASES	80,000	80,000	-	-	80,000
4203	RENT OLD CITY HALL	1	-	(1)	-	1
4205	RENT SOA ETS	2,400	2,400	-	-	2,400
4207	RENT YOUTH COURT	3,108	1,295	(1,813)	(1,813)	1,295
4208	RENT BOYS GIRLS CLUB	16,260	14,905	(1,355)	-	16,260
4209	RENT BOXING CLUB	840	-	(840)	(840)	-
4214	RENT FCVB	10	10	-	-	10
4216	LEASE CELL TOWER	19,200	17,600	(1,600)	-	19,200
4202	RENT FIRE TRAINING CENTER	38,500	40,074	1,574	1,600	40,100
		<u>160,319</u>	<u>156,284</u>	<u>(4,035)</u>	<u>(1,053)</u>	<u>159,266</u>
3801	SPECIAL ASSESS PRINCIPAL	5,000	2,674	(2,326)	-	5,000
4703	CASH OVER AND SHORT	0	(6)	(6)	-	-
4704	MISCELLANEOUS REVENUES	7,500	62,515	55,015	55,015	62,515
4701	TECHITE SETTLEMENT	200,000	200,000	-	-	200,000
		<u>212,500</u>	<u>265,182</u>	<u>52,682</u>	<u>55,015</u>	<u>267,515</u>
4901	SALE OF ASSETS	68,160	72,375	4,215	4,215	72,375
4928	XFER FROM PF OPERATIONS	3,894,684	3,894,684	-	-	3,894,684
7602	XFER TO PF	(489,434)	(489,434)	-	-	(489,434)
7604	XFER TO CAP FUND	(639,434)	(639,434)	-	-	(639,434)
7610	XFER TO CAP FUND EQ RESERVE	(225,574)	(153,104)	72,470	15,574	(210,000)
7613	XFER TO CAPITAL FND PF CAPITAL	0	-	-	-	-
7614	XFER TO CAP FUND AMB MILAGE	65,000	-	65,000	-	(65,000)
		<u>2,543,402</u>	<u>2,685,087</u>	<u>141,685</u>	<u>19,789</u>	<u>2,563,191</u>
				-		
		<u>\$ 34,259,572</u>	<u>33,271,541</u>	<u>\$ (988,031)</u>	<u>\$ 291,276</u>	<u>\$ 34,550,848</u>

ORDINANCE NO. 5934

AN ORDINANCE AMENDING FGC SEC. 78-929 INSURANCE OR OTHER SECURITY REQUIRED TO ALLOW DISPOSITION WITHOUT COURT APPEARANCE

WHEREAS, the City Council recently enacted Ordinance No. 5927 which updated sections of the Code of Ordinances dealing with minor offenses to reflect the changes made by the State of Alaska when it adopted its new minor offense rules; and

WHEREAS, these code updates did not clarify that violations of FGC Sec. 78-929, Insurance or other security required, would continue to be resolved without the need for a court appearance,

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

SECTION 1. That Fairbanks General Code Section 78-929 Insurance or other security required is hereby amended as follows [new text in **underlined bold** font, deleted text in ~~striketrough~~ font]:

Sec. 78-929. Insurance or other security required.

(a) The owner or operator of a motor vehicle shall have a current motor vehicle liability policy, or other security that complies with AS Title 28, when operating a motor vehicle within the City of Fairbanks.

(b) It is unlawful:

- (1) For any person to operate a motor vehicle without proof of the required insurance or security in the vehicle.
- (2) For any person to fail to produce proof of the required insurance or security to a police officer upon demand; or
- (3) For any person to operate a motor vehicle without the required insurance or security in effect at the time of operation.

(c) A person convicted of violating subsections (b)(1), (b)(2), or (b)(3) shall pay a fine of \$300.00 unless the person produces proof of the required insurance or security that had been issued to the person prior to the time of the offense and was valid at the time of the offense, in which instance the citation will be dismissed. **Disposition of offenses under this section may be without court appearance pursuant to AS 29.25.070 and the Alaska Minor Offense Rules upon payment of the \$300.00 fine listed above and payment of the state surcharge required by AS 12.55.039 and AS 29.25.074.**

Section 2. That the effective date of this Ordinance shall be the _____ day of December 2013.

John Eberhart, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC, City Clerk

Paul J. Ewers, City Attorney

RESOLUTION NO. 4597

**A RESOLUTION STATING THE CITY'S CAPITAL PRIORITIES FOR THE
STATE 2014-15 FISCAL YEAR**

WHEREAS, the City is very grateful for the funding provided by the State of Alaska, which has added significantly to the City's ability to provide essential services; and

WHEREAS, the support given last year will greatly improve the condition of the roads within the City and the Heavy Duty Rescue Apparatus is currently being manufactured for use in our community, thereby increasing the Fire Department's rescue capabilities; and

WHEREAS, the City has identified current capital priorities, and the public had the opportunity to speak to this Resolution at the December 2, 2013, City Council meeting,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FAIRBANKS
RESOLVES AS FOLLOWS:**

The legislative priorities of the City of Fairbanks are stated on the attached list. In summary, the projects are ranked as follows:

1. Ambulance Replacement to Include Cardiac Emergency Equipment Upgrades \$269,000
2. Microwave Communications: Police-Fire-Public Works Departments \$195,000
3. Voice Over Internet Protocol (VoIP) \$600,000
4. Continuity of Operations (COOP): Data Back-Up and Server Room \$1,400,000
5. Rickert Subdivision Street Reconstruction \$3,570,750
6. Downtown Parking Garage Repairs \$675,900

Project requests total: \$6,710,650

PASSED and APPROVED this 2nd day of December 2013.

John Eberhart Mayor
City of Fairbanks

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC
City Clerk

Paul Ewers
City Attorney

City of Fairbanks Proposed Projects

1. Ambulance Replacement to Include Cardiac Emergency Equipment Upgrades \$269,000

Replacement Ambulance \$ 175,000

Project Description: Replacement of 2003 Ambulance. This is the oldest of our four ambulances and when replaced will allow us to place our 2005 third line ambulance into reserve status.

Project Purpose and Importance to Jurisdiction: This ten year old vehicle is showing its age with 66,327 miles and many cold-weather idling hours. This replacement ambulance will become our primary ambulance which will handle the majority of our ambulance calls, which exceeded 3500 in 2012. This new ambulance going into service will permit our 2011, 2007 and 2005 ambulances to see less service in the future. During 2012 there were 527 times when we had calls for more than one ambulance at a time, resulting in two or more of our ambulances being in service at the same time. It is also important to keep a reserve ambulance (our fourth vehicle) as it is not uncommon to have two ambulances down for repair at the same time. The City of Fairbanks will furnish this vehicle with over \$60,000 worth of equipment once it is placed in service.

Cardiopulmonary Resuscitation (CPR) Machines (2) \$ 30,000

Project Description: Purchase of two chest compression systems will allow us to place one in each of our two remaining frontline ambulances. These devices will enhance advanced life support care provided to cardiac arrest patients and reduce risk of injury to personnel while performing CPR.

Project Purpose and Importance to Jurisdiction: The Department is requesting funding to purchase two units, one for each of our Advanced Life Support (ALS) ambulances. These devices will directly improve patient survivability and reduce risk of paramedic injury for CPR performed in the field and during transport.

The purpose of CPR during a cardiac arrest is to move the blood around to keep organs working and provide oxygen to the brain, improving the likelihood of the return of spontaneous circulation. The American Heart Association has correlated better chest compressions with better patient outcomes. A mechanical chest compression system is becoming part of the gold standard for ALS care, as it provides effective, consistent and uninterrupted compressions. Manual CPR is strenuous physical labor and fatigue soon affects the ability to deliver compressions in a steady and consistent manner at the appropriate rate and depth. Several studies show that the effectiveness of manual chest compressions can drop rapidly due to rescuer fatigue – even within the first few minutes. This requires frequent changes in personnel providing the compressions. Each of those interruptions breaks the cycle and has an impact on the blood flow. Many emergency rooms have these devices as they recognize, even in that controlled environment, the importance of maintaining good blood flow through constant, uninterrupted compressions.

Fairbanks Fire currently dispatches extra personnel to all potential cardiac arrests, in part to support the additional resources needed to perform manual chest compressions during CPR. Ambulances equipped with a mechanical device to provide chest compressions would allow resources to be freed up to perform other elements of the treatment for victims of sudden cardiac arrest, such as intubation for airway management, IV access and medication therapies, and stabilize the patient sooner to initiate quicker transport to the hospital.

A mechanical compression system is incredibly useful to maintaining the blood flow during the movement process, as it is nearly impossible to perform consistent, effective compressions manually as you are walking alongside a patient being moved from the scene into the ambulance for transport. During transport to the hospital, this device is able to continue the delivery of those compressions, unaffected by the moving vehicle. Paramedic safety is significantly increased as they can remain seat-belted in, rather than struggling to maintain their balance while bending over the patient to perform compressions in a moving ambulance.

Upgrade Cardiac Monitors/Defibrillators (3) \$ 64,000

Project Description: Purchase three cardiac monitors with 12-lead, blood pressure, SpO2, pacing, temperature sensor, batteries, battery chargers and support equipment.

Project Purpose and Importance to Jurisdiction: The department wishes to replace our current cardiac monitors. The department's current cardiac monitors are outdated. We are unable to take advantage of current technology such as "Blue Tooth" connectivity and carbon dioxide monitoring. Our community hospital has recently retained the services of two cardiologists and has built a heart center which allows for the immediate catheterization of heart attack victims; thereby reducing injury and morbidity to the citizens we serve. The replacement of our current cardiac monitors will allow for the transmission of critical diagnostic information directly from the incident scene to the cardiologist in order to decrease the time between injury and definitive care. In addition, the new monitors will have the ability to import information directly into our patient care report system, thereby limiting errors and increasing the overall accuracy of our reports. Enhancements to diagnostic software will provide for more accurate analysis of patient conditions in the field, and allow our paramedics to provide improved field-based definitive care in a timely manner.

2. Microwave Communications: Police-Fire-Public Works Departments \$ 195,000

Project Description: Purchase of licensed 1000 megabits per second (Mbps) microwave data connections between Public Works, Fire Station 1 and the Fairbanks Emergency Communication Center adjacent to City Hall. These microwave connections will provide needed bandwidth to relieve current congested circuits. This project will also allow paired 10Mbps metro-e data connections to provide the City with in-house network resources (including VoIP and a data archive) at our Public Works facility. This project is in line with the City's established Continuity of Operations (COOP) and Emergency Operations Plan (EOP) to be able to continue City operations in the event of relocation due to disaster.

Project Purpose and Importance to Jurisdiction: Current communication services are limited by bandwidth constraints for City Departments. This causes dramatic delays in the delivery of critical and essential data to the emergency resources that most need information rapidly.

The City of Fairbanks' operations require the efficient and secure flow of critical information across the data network. The City computer network is utilized for the day-to-day operation of emergency responders and support, (examples: deployment of public safety resources to respond to emergencies, mobilize Public Works crews to clean up after a winter storm, etc.).

The City currently contracts with local vendors to provide 100 Mbps data connections from City Hall

to Public Works and Fire Station 1. The standard for connecting a single workstation to a computer network is 1000 Mbps. This means the Information Technology (IT) Department is delivering network services to dozens of workstations located at Public Works and Fire Station 1 via data circuits that are 90% slower than single workstations' network connection at City Hall or the Police Department. Purchasing additional services from existing vendors has proven cost prohibitive.

3. Voice Over Internet Protocol (VoIP) \$600,000

Project Description: The City requests funds to design, purchase, and install a Voice Over Internet Protocol (VoIP) phone system. This system would be capable of providing telephone service with a feature set that will reduce complexity, consolidate services, simplify basic phone operations, contain maintenance costs (adds, moves, changes, etc.) and leverage recently added network upgrades already in place (wiring, switches, etc.). This system can easily support more efficient technology to better meet the City's business and public service requirements. It can also be more responsive, resilient, and protected from outage.

Project Purpose and Importance to Jurisdiction: The City's day-to-day and emergency operations depend upon the ability to communicate between departments and outside agencies. The City's current Public Switched Telephone Network (PSTN) is at-capacity and an antiquated collection of cables (which contain many bad cable pairs that have had to be supplemented with connections of lesser quality, resulting in occasional noisy lines and static issues). Our current system has no capability for any future growth.

VoIP provides enhanced features not available in the City's current system. The current system has a dedicated line for each phone set. The new system utilizes trunk lines from the centralized location to all facilities and would require fewer lines to serve the same number of phones. An additional benefit of an internal system is the ability to communicate internally, even in the event of a central office failure. Increased control over feature sets such as voice mail, caller ID displays, phone-tree structures for incoming call routing will be invaluable in making City services efficient. The new VoIP system will be more agile, less reliant on legacy systems and external service providers, and better equipped to handle an unexpected disaster.

4. Continuity of Operations (COOP): Data Backup and Server Room \$1,400,000

Project Description: The City of Fairbanks requests funds to design, procure, build and operate an off-site data storage system. This would include redundant disk arrays (storage) to safeguard records and key operational files for the City's many critical data systems, ranging from financial records, public safety records, city planning records and historical data that would be difficult or impossible to replace if destroyed or lost in a disaster scenario. This data management would integrate and protect information allowing encryption and optimized storage through compression and indexed searching.

Project Purpose and Importance to Jurisdiction: Storage acquisitions are at an all-time high and the need for data management tools to protect this data has become paramount. Backup, archival, restoration, duplication and replication technologies have become necessary in order to ensure that the City's historical, fiscal, legislative and evidentiary records (many of which are being converted to digital or have only ever existed in that format) are preserved for day-to-day operations, long-term projects and planning of future projects. The stored information needs to be highly available, allow

for granular recovery and not be subject to permanent loss in the event of disaster.

5. Rickert Subdivision Street Reconstruction \$3,570,750

Project Description: This project would provide for complete reconstruction of residential neighborhood streets with drainage improvements including catch basins and storm drain laterals, grinding, re-profiling, and re-grading of road section, new asphalt concrete pavement and driveway connections.

Project Purpose and Importance to Jurisdiction: This project comprises 17,742 linear feet of City streets (3.36 miles) including 14th Avenue, 15th Avenue, 16th Avenue, 17th Avenue, 18th Avenue, Laurene Street, Turner Street, Mary Ann Street, Schaible Street, Rickert Street, and Stacia Street (excluded are Cushman Street, frontage road to Airport Way, Gillam Way, Barnette Street, and Gaffney Road). Construction comprises 26 to 30 foot typical section with drainage improvements with no sewer or water upgrades unless Golden Heart Utilities elects to fund and upgrade utility mains within this project footprint.

Survey, Engineering Design and Construction Management (15% of Construction) = \$465,750
Construction: \$175/linear foot by 17,742 linear feet = \$3,105,000.

Rickert Subdivision is a mixed use subdivision located in the center of Fairbanks, immediately south of downtown. The subdivision is primarily comprised of residential homes built between the 1950s and 1970s, numerous small businesses, and an array of nonprofit and public facilities such as the Fairbanks Resource Agency Rehabilitation Center, Midnight Sun Council of Boy Scouts of America, Alaska Housing Finance Corporation affordable housing units, American Legion Post 57, and Fairbanks North Star Borough's Mary Siah Recreation Center.

Rickert Subdivision also borders Hunter Elementary School and Lathrop High School. The pavement in this subdivision is over 35 years old, crumbling and beyond a condition to effectively patch. Each summer the City's Public Works Department attempts to repair hundreds of potholes throughout the subdivision, and on some streets the surface is comprised nearly entirely of pothole patches. The subdivision also has inadequate storm drain systems that serve only part of the neighborhood, causing localized flooding issues in areas without storm drains. The subdivision is not only in dire need of new pavement, but also a major expansion of its storm drain system.

6. Downtown Parking Garage Repairs \$ 675,900

Project Description: The requested funds will be used for repair design, testing and contract work. The requested funds will be used to hire design professionals and contractor's labor force in preserving a significant capital investment.

Project Purpose and Importance to Jurisdiction:

The Downtown Transportation Center was completed in 2002 at a cost of approximately \$9,000,000. This parking garage provides 380 covered parking spaces plus public areas and administrative offices. The facility has experienced structural fissures, concrete shrinkage and cracking. Independent experts report to us that these structural events are a normal result of stresses typical of the early years of parking garage life-cycle. However, without prompt repair, future repair costs are predicted to increase to the multi-million dollar level. The City's goal is to protect the public investment in this facility.

RESOLUTION NO. 4597, AS AMENDED

**A RESOLUTION STATING THE CITY'S CAPITAL PRIORITIES FOR THE
STATE 2014-15 FISCAL YEAR**

WHEREAS, the City is very grateful for the funding provided by the State of Alaska, which has added significantly to the City's ability to provide essential services; and

WHEREAS, the support given last year will greatly improve the condition of the roads within the City and the Heavy Duty Rescue Apparatus is currently being manufactured for use in our community, thereby increasing the Fire Department's rescue capabilities; and

WHEREAS, the City has identified current capital priorities, and the public had the opportunity to speak to this Resolution at the December 2, 2013, City Council meeting,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FAIRBANKS
RESOLVES AS FOLLOWS:**

The legislative priorities of the City of Fairbanks are stated on the attached list. In summary, the projects are ranked as follows:

1. Ambulance Replacement to Include Cardiac Emergency Equipment Upgrades \$269,000
2. Microwave Communications: Police-Fire-Public Works Departments \$195,000
3. Heavy Duty Dump Trucks \$275,000
4. Voice Over Internet Protocol (VoIP) \$600,000
5. Continuity of Operations (COOP): Data Back-Up and Server Room \$1,400,000
6. Rickert Subdivision Street Reconstruction \$3,570,750
7. Downtown Parking Garage Repairs \$675,900

Project requests total: \$6,985,650

PASSED and APPROVED this 2nd day of December 2013.

John Eberhart Mayor
City of Fairbanks

AYES:
NAYS:
ABSENT:
APPROVED:
ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC
City Clerk

Paul Ewers
City Attorney

City of Fairbanks Proposed Projects

1. Ambulance Replacement to Include Cardiac Emergency Equipment Upgrades \$269,000

Replacement Ambulance \$ 175,000

Project Description: Replacement of 2003 Ambulance. This is the oldest of our four ambulances and when replaced will allow us to place our 2005 third line ambulance into reserve status.

Project Purpose and Importance to Jurisdiction: This ten year old vehicle is showing its age with 66,327 miles and many cold-weather idling hours. This replacement ambulance will become our primary ambulance which will handle the majority of our ambulance calls, which exceeded 3500 in 2012. This new ambulance going into service will permit our 2011, 2007 and 2005 ambulances to see less service in the future. During 2012 there were 527 times when we had calls for more than one ambulance at a time, resulting in two or more of our ambulances being in service at the same time. It is also important to keep a reserve ambulance (our fourth vehicle) as it is not uncommon to have two ambulances down for repair at the same time. The City of Fairbanks will furnish this vehicle with over \$60,000 worth of equipment once it is placed in service.

Cardiopulmonary Resuscitation (CPR) Machines (2) \$ 30,000

Project Description: Purchase of two chest compression systems will allow us to place one in each of our two remaining frontline ambulances. These devices will enhance advanced life support care provided to cardiac arrest patients and reduce risk of injury to personnel while performing CPR.

Project Purpose and Importance to Jurisdiction: The Department is requesting funding to purchase two units, one for each of our Advanced Life Support (ALS) ambulances. These devices will directly improve patient survivability and reduce risk of paramedic injury for CPR performed in the field and during transport.

The purpose of CPR during a cardiac arrest is to move the blood around to keep organs working and provide oxygen to the brain, improving the likelihood of the return of spontaneous circulation. The American Heart Association has correlated better chest compressions with better patient outcomes. A mechanical chest compression system is becoming part of the gold standard for ALS care, as it provides effective, consistent and uninterrupted compressions. Manual CPR is strenuous physical labor and fatigue soon affects the ability to deliver compressions in a steady and consistent manner at the appropriate rate and depth. Several studies show that the effectiveness of manual chest compressions can drop rapidly due to rescuer fatigue – even within the first few minutes. This requires frequent changes in personnel providing the compressions. Each of those interruptions breaks the cycle and has an impact on the blood flow. Many emergency rooms have these devices as they recognize, even in that controlled environment, the importance of maintaining good blood flow through constant, uninterrupted compressions.

Fairbanks Fire currently dispatches extra personnel to all potential cardiac arrests, in part to support the additional resources needed to perform manual chest compressions during CPR. Ambulances equipped with a mechanical device to provide chest compressions would allow resources to be freed up to perform other elements of the treatment for victims of sudden cardiac arrest, such as intubation for airway management, IV access and medication therapies, and stabilize the patient sooner to initiate quicker transport to the hospital.

A mechanical compression system is incredibly useful to maintaining the blood flow during the movement process, as it is nearly impossible to perform consistent, effective compressions manually as you are walking alongside a patient being moved from the scene into the ambulance for transport. During transport to the hospital, this device is able to continue the delivery of those compressions, unaffected by the moving vehicle. Paramedic safety is significantly increased as they can remain seat-belted in, rather than struggling to maintain their balance while bending over the patient to perform compressions in a moving ambulance.

Upgrade Cardiac Monitors/Defibrillators (3) \$ 64,000

Project Description: Purchase three cardiac monitors with 12-lead, blood pressure, SpO2, pacing, temperature sensor, batteries, battery chargers and support equipment.

Project Purpose and Importance to Jurisdiction: The department wishes to replace our current cardiac monitors. The department's current cardiac monitors are outdated. We are unable to take advantage of current technology such as "Blue Tooth" connectivity and carbon dioxide monitoring. Our community hospital has recently retained the services of two cardiologists and has built a heart center which allows for the immediate catheterization of heart attack victims; thereby reducing injury and morbidity to the citizens we serve. The replacement of our current cardiac monitors will allow for the transmission of critical diagnostic information directly from the incident scene to the cardiologist in order to decrease the time between injury and definitive care. In addition, the new monitors will have the ability to import information directly into our patient care report system, thereby limiting errors and increasing the overall accuracy of our reports. Enhancements to diagnostic software will provide for more accurate analysis of patient conditions in the field, and allow our paramedics to provide improved field-based definitive care in a timely manner.

2. Microwave Communications: Police-Fire-Public Works Departments \$ 195,000

Project Description: Purchase of licensed 1000 megabits per second (Mbps) microwave data connections between Public Works, Fire Station 1 and the Fairbanks Emergency Communication Center adjacent to City Hall. These microwave connections will provide needed bandwidth to relieve current congested circuits. This project will also allow paired 10Mbps metro-e data connections to provide the City with in-house network resources (including VoIP and a data archive) at our Public Works facility. This project is in line with the City's established Continuity of Operations (COOP) and Emergency Operations Plan (EOP) to be able to continue City operations in the event of relocation due to disaster.

Project Purpose and Importance to Jurisdiction: Current communication services are limited by bandwidth constraints for City Departments. This causes dramatic delays in the delivery of critical and essential data to the emergency resources that most need information rapidly.

The City of Fairbanks' operations require the efficient and secure flow of critical information across the data network. The City computer network is utilized for the day-to-day operation of emergency responders and support, (examples: deployment of public safety resources to respond to emergencies, mobilize Public Works crews to clean up after a winter storm, etc.).

The City currently contracts with local vendors to provide 100 Mbps data connections from City Hall to Public Works and Fire Station 1. The standard for connecting a single workstation to a computer

network is 1000 Mbps. This means the Information Technology (IT) Department is delivering network services to dozens of workstations located at Public Works and Fire Station 1 via data circuits that are 90% slower than single workstations' network connection at City Hall or the Police Department. Purchasing additional services from existing vendors has proven cost prohibitive.

3. Heavy Duty Dump Trucks \$275,000

Project Description: The Public Works Department is requesting funding to purchase two new heavy-duty 2-cubic yard end dumps for removal of snow and safety operations within the Public Right-of-Way (ROW). The new end dump trucks would replace our two oldest (1992 vintage) 12-cubic yard end dumps, DT-001 and DT-002.

Project Purpose and Importance to Jurisdiction: The two oldest end dump trucks now require frequent maintenance, including possible engine replacements in the near future at approximately \$60,000 each to continue to operate safely and reliably in the public right-of-way. The 1992-vintage trucks also lack emission controls and major safety features such as heated air line dryers that prevent a brake failure in extreme cold weather and anti-lock brakes systems currently required on all new commercial trucks. When removing and hauling snow from City streets the limiting factor in productivity is the haul time to the snow disposal sites. The longer the round-trip haul time for the trucks, the longer the period of idle time for the snow blower that loads the trucks.

During the month of February 2013, the City rented two 12-cubic yard end dumps to allow repairs on the 1992-vintage trucks, DT-001 and DT-002. Once repairs were made to the 1992 trucks the City continued operating the rental trucks, thus increasing our fleet from ten (10) to twelve (12) trucks. A snow removal operation comprised of one snow blower and ten (10) end dumps operating over a standard 10-hour shift typically hauled approximately 250 to 300 loads depending on the area of town being worked. When we added two (2) additional end dumps to the operation the standard 10-hour shift hauled approximately 380 to 400 loads; and on two occasions the operation hauled 430 and 493 loads. While load counts varied due to the location of the nearest snow dump to which snow was being hauled, the increase in number of loads hauled by adding two additional trucks to the operating fleet was significant and attributed entirely to less idle time for the blower. Thus with the imminent loss of DT-001 and DT-002 from the City fleet, replacing these vehicles now will enable our crews to maintain the high level of efficiency during snow removal operations.

If this request is funded DT-001 and DT-002, worth an estimated \$5,000 each, would be placed in reserve and will be operated only when the newer fleet vehicles were in the shop for routine short-term maintenance, thus allowing the City to retain a full snow removal fleet of twelve (12) operational 12-cubic yard end dumps.

4. Voice Over Internet Protocol (VoIP) \$600,000

Project Description: The City requests funds to design, purchase, and install a Voice Over Internet Protocol (VoIP) phone system. This system would be capable of providing telephone service with a feature set that will reduce complexity, consolidate services, simplify basic phone operations, contain maintenance costs (adds, moves, changes, etc.) and leverage recently added network upgrades already

in place (wiring, switches, etc.). This system can easily support more efficient technology to better meet the City's business and public service requirements. It can also be more responsive, resilient, and protected from outage.

Project Purpose and Importance to Jurisdiction: The City's day-to-day and emergency operations depend upon the ability to communicate between departments and outside agencies. The City's current Public Switched Telephone Network (PSTN) is at-capacity and an antiquated collection of cables (which contain many bad cable pairs that have had to be supplemented with connections of lesser quality, resulting in occasional noisy lines and static issues). Our current system has no capability for any future growth.

VoIP provides enhanced features not available in the City's current system. The current system has a dedicated line for each phone set. The new system utilizes trunk lines from the centralized location to all facilities and would require fewer lines to serve the same number of phones. An additional benefit of an internal system is the ability to communicate internally, even in the event of a central office failure. Increased control over feature sets such as voice mail, caller ID displays, phone-tree structures for incoming call routing will be invaluable in making City services efficient. The new VoIP system will be more agile, less reliant on legacy systems and external service providers, and better equipped to handle an unexpected disaster.

5. Continuity of Operations (COOP): Data Backup and Server Room \$1,400,000

Project Description: The City of Fairbanks requests funds to design, procure, build and operate an off-site data storage system. This would include redundant disk arrays (storage) to safeguard records and key operational files for the City's many critical data systems, ranging from financial records, public safety records, city planning records and historical data that would be difficult or impossible to replace if destroyed or lost in a disaster scenario. This data management would integrate and protect information allowing encryption and optimized storage through compression and indexed searching.

Project Purpose and Importance to Jurisdiction: Storage acquisitions are at an all-time high and the need for data management tools to protect this data has become paramount. Backup, archival, restoration, duplication and replication technologies have become necessary in order to ensure that the City's historical, fiscal, legislative and evidentiary records (many of which are being converted to digital or have only ever existed in that format) are preserved for day-to-day operations, long-term projects and planning of future projects. The stored information needs to be highly available, allow for granular recovery and not be subject to permanent loss in the event of disaster.

6. Rickert Subdivision Street Reconstruction \$3,570,750

Project Description: This project would provide for complete reconstruction of residential neighborhood streets with drainage improvements including catch basins and storm drain laterals, grinding, re-profiling, and re-grading of road section, new asphalt concrete pavement and driveway connections.

Project Purpose and Importance to Jurisdiction: This project comprises 17,742 linear feet of City streets (3.36 miles) including 14th Avenue, 15th Avenue, 16th Avenue, 17th Avenue, 18th Avenue, Laurene Street, Turner Street, Mary Ann Street, Schaible Street, Rickert Street, and Stacia Street

(excluded are Cushman Street, frontage road to Airport Way, Gillam Way, Barnette Street, and Gaffney Road). Construction comprises 26 to 30 foot typical section with drainage improvements with no sewer or water upgrades unless Golden Heart Utilities elects to fund and upgrade utility mains within this project footprint.

Survey, Engineering Design and Construction Management (15% of Construction) = \$465,750

Construction: \$175/linear foot by 17,742 linear feet = \$3,105,000.

Rickert Subdivision is a mixed use subdivision located in the center of Fairbanks, immediately south of downtown. The subdivision is primarily comprised of residential homes built between the 1950s and 1970s, numerous small businesses, and an array of nonprofit and public facilities such as the Fairbanks Resource Agency Rehabilitation Center, Midnight Sun Council of Boy Scouts of America, Alaska Housing Finance Corporation affordable housing units, American Legion Post 57, and Fairbanks North Star Borough's Mary Siah Recreation Center.

Rickert Subdivision also borders Hunter Elementary School and Lathrop High School. The pavement in this subdivision is over 35 years old, crumbling and beyond a condition to effectively patch. Each summer the City's Public Works Department attempts to repair hundreds of potholes throughout the subdivision, and on some streets the surface is comprised nearly entirely of pothole patches. The subdivision also has inadequate storm drain systems that serve only part of the neighborhood, causing localized flooding issues in areas without storm drains. The subdivision is not only in dire need of new pavement, but also a major expansion of its storm drain system.

7. Downtown Parking Garage Repairs \$ 675,900

Project Description: The requested funds will be used for repair design, testing and contract work. The requested funds will be used to hire design professionals and contractor's labor force in preserving a significant capital investment.

Project Purpose and Importance to Jurisdiction:

The Downtown Transportation Center was completed in 2002 at a cost of approximately \$9,000,000. This parking garage provides 380 covered parking spaces plus public areas and administrative offices. The facility has experienced structural fissures, concrete shrinkage and cracking. Independent experts report to us that these structural events are a normal result of stresses typical of the early years of parking garage life-cycle. However, without prompt repair, future repair costs are predicted to increase to the multi-million dollar level. The City's goal is to protect the public investment in this facility.

RESOLUTION NO. 4598

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE UNITED STATES DEPARTMENT OF
HOMELAND SECURITY FOR THE REPLACEMENT OF
AMBULANCE 05**

WHEREAS, the Fairbanks Fire Department Ambulance 05 is six years old and nearing the end of its expected service life; and

WHEREAS, the City Council wishes to continue the upgrade and modernization of its ambulance fleet for the Fairbanks Fire Department in order to better serve the public; and

WHEREAS, grant funding in the amount of \$157,500 is available from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

WHEREAS, this program requires a 10% match of \$17,500 that is available in the Fire Department capital account;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor is authorized to accept and execute any and all documents required for requesting and expending funds on behalf of the City for this project.

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: 4598

Abbreviated Title: U.S. DEPARTMENT OF HOMELAND SECURITY AMBULANCE

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? (replacing current vehicle)

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					\$0
Equipment		\$175,000			\$175,000
Administration					\$0
In-Kind Equipment					\$0
TOTAL	\$0	\$175,000	\$0	\$0	\$175,000

ESTIMATED FUNDING SOURCES	2013	2014	2015	Beyond	Total
Fire Department General Fund					\$0
Fire Department Capital Fund Match		\$17,500			\$17,500
DHS Federal Grant		\$157,500			\$157,500
State Grant					\$0
Local Contract					\$0
Cash Match					\$0
In-Kind Equipment Match					\$0
Other					\$0
TOTAL	\$0	\$175,000	\$0	\$0	\$175,000

Reviewed by Finance Department:

Initial mb

Date 11/26/2013

RESOLUTION NO. 4599

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE UNITED STATES DEPARTMENT OF
HOMELAND SECURITY FOR THE UPGRADE OF FIRE & RESCUE
EQUIPMENT**

WHEREAS, the City Council wishes to upgrade and modernize its fire protection equipment for the Fairbanks Fire Department; and

WHEREAS, the Fire Department wishes to purchase radio harnesses (\$4,500), rescue gloves (\$4,000), and winter rescue gear (\$14,000); and

WHEREAS, grant funding in the amount of \$20,250 is available from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

WHEREAS, this program requires a 10% match of \$2,250 that is available in the Fire Department capital account;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor is authorized to accept and execute any and all documents required for requesting and expending funds on behalf of the City for this project.

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: 4599

Abbreviated Title: U.S. DEPARTMENT OF HOMELAND SECURITY EQUIPMENT

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? \$500

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					\$0
Equipment		\$22,500			\$22,500
Administration					\$0
In-Kind Equipment					\$0
TOTAL	\$0	\$22,500	\$0	\$0	\$22,500

ESTIMATED FUNDING SOURCES	2013	2014	2015	Beyond	Total
Fire Department General Fund					\$0
Fire Department Capital Fund Match		\$2,250			\$2,250
DHS Federal Grant		\$20,250			\$20,250
State Grant					\$0
Local Contract					\$0
Cash Match					\$0
In-Kind Equipment Match					\$0
Other					\$0
TOTAL	\$0	\$22,500	\$0	\$0	\$22,500

Reviewed by Finance Department:

Initial mb

Date 11/26/2013

RESOLUTION NO. 4600

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE UNITED STATES DEPARTMENT OF
HOMELAND SECURITY FOR CERTIFIED DRIVERS TRAINING**

WHEREAS, the City Council wishes to improve the skills and knowledge of City of Fairbanks fire apparatus drivers and mutual aid departments; and

WHEREAS, the Fire Department wishes to provide a Driver Operator Course for staff to achieve a certification from the Alaska Fire Standards Council; and

WHEREAS, grant funding in the amount of \$24,000 is available from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

WHEREAS, this program requires a 20% match of \$6,000 that is available in the Fire Department general fund account;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor is authorized to accept and execute any and all documents required for requesting and expending funds on behalf of the City for this project.

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: 4600

Abbreviated Title: U.S. DEPARTMENT OF HOMELAND SECURITY TRAINING

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? _____

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)		\$10,500			\$10,500
Personnel Benefits (OT)		\$6,900			\$6,900
Supplies					\$0
Contractual		\$12,600			\$12,600
Equipment					\$0
Administration					\$0
In-Kind Equipment					\$0
TOTAL	\$0	\$30,000	\$0	\$0	\$30,000

ESTIMATED FUNDING SOURCES	2013	2014	2015	Beyond	Total
Fire Department General Fund		\$6,000			\$6,000
Fire Department Capital Fund Match					\$0
DHS Federal Grant		\$24,000			\$24,000
State Grant					\$0
Local Contract					\$0
Cash Match					\$0
In-Kind Equipment Match					\$0
Other					\$0
TOTAL	\$0	\$30,000	\$0	\$0	\$30,000

Reviewed by Finance Department:

Initial mb

Date 11/26/2013

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><u>3,599,403</u></u>	<u><u>3,549,403</u></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