



FAIRBANKS CITY COUNCIL  
AGENDA NO. 2012-12  
**REGULAR MEETING June 25, 2012**  
FAIRBANKS CITY COUNCIL CHAMBERS  
800 CUSHMAN STREET, FAIRBANKS, ALASKA

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REGULAR MEETING

I 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 June 11, 2012

7. SPECIAL ORDERS

8. MAYOR'S COMMENTS AND REPORT

9. UNFINISHED BUSINESS

- a) Ordinance No. 5884 – An Ordinance Amending FGC 2-651 Regarding the Preparation of the Annual Budget Estimate and Accounting Terminology. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.
- b) Ordinance No. 5885 – An Ordinance Amending Fairbanks General Code Section 78-572 Special Events Permit Requirements. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

10. NEW BUSINESS

- \*a) Resolution No. 4531 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for the Replacement of Ambulance 03. Introduced by Mayor Cleworth.
- \*b) Resolution No. 4532 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for the Upgrade and Modernization of Fire Protection Equipment. Introduced by Mayor Cleworth.
- \*c) Resolution No. 4533 – A Resolution Authorizing the City of Fairbanks to Request Funds from the United States Department of Homeland Security for a Regional Vehicle Fire Training Device. Introduced by Mayor Cleworth.
- \*d) Ordinance No. 5886 – An Ordinance Authorizing the Sale of Surplus City-owned Property Known as Old City Hall. Introduced by Mayor Cleworth.

11. DISCUSSION ITEMS (INFORMATION AND REPORT)

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, JUNE 11, 2012  
FAIRBANKS CITY COUNCIL CHAMBERS  
800 CUSHMAN STREET, FAIRBANKS, ALASKA

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The City Council convened at 7:00 p.m. on the above date, following a 2012 Abatement Presentation by Clem Clooten and Ernie Misewicz, 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: Vivian Stiver, Seat A  
Chad Roberts, Seat B  
Bernard Gatewood, Seat C  
Jim Matherly, Seat D  
Lloyd Hilling, Seat E  
John Eberhart, Seat F

Absent: None

Also Present: Pat Cole, Chief of Staff  
Warren Cummings, Fire Chief  
Paul Ewers, City Attorney  
Janey Hovenden, City Clerk  
Tony C. Shumate, Director Personnel/Purchasing/RM  
Laren Zager, Police Chief  
Ernie Misewicz, Assistant Fire Chief

### **INVOCATION**

The Invocation was given by City Clerk Janey Hovenden.

### **FLAG SALUTATION**

Mayor Cleworth led the Flag Salutation.

### **CITIZEN'S COMMENTS**

Victor Buberger, PO Box 58192, Fairbanks – Mr. Buberger spoke to the pothole problem on South Cushman and Illinois Street south of College Road. He mentioned that the height of the speed bumps in Hamilton Acres are inconsistent. He stated that the downside of grant-funded projects is a lack of funds for continual maintenance. He expressed thanks for the striping that had been done throughout the City. He recommended that City Council members visit the Charmin website to get ideas on how to solve the public restroom problem downtown. Mr. Buberger spoke to the newly construction bridge and stated that it is too low for boats to pass under.

David van den Berg, Fairbanks Downtown Association – Mr. van den Berg spoke in support of Resolution No. 4529. He read aloud portions of the Downtown Association's similar resolution

in support of the Wayfinding Downtown Project and distributed copies to the Mayor and Council. He reminded citizens that the Downtown Market is open every Monday evening throughout the summer.

Frank Turney, 201 Seventh Avenue, Fairbanks – Mr. Turney spoke to the overwhelming number of dandelions in the Clay Street Cemetery this year. He asked if the City would cover the cost of chemicals to fix the problem. He spoke to the unconstitutionality of the National Defense Authorization Act (NDAA) and the injunction that had been filed against it. Mr. Turney thanked the Mayor and City Council for passing Resolution No. 4522, which denied the use of City resources for any unconstitutional suspension of Habeas Corpus pursuant to Section 1021 of the NDAA. He stated that Borough Assembly Members Natalie Howard and Michael Dukes will be introducing a similar resolution. He spoke to the importance of the Bill of Rights.

David Lerman, 126 Second Avenue, #15, Fairbanks – Mr. Lerman spoke to the quickly approaching 2012 Municipal Election and to his intent to run for a seat on the City Council. He spoke to his website, *Renovation Fairbanks*, and invited the public to join the online discussion. He spoke to the need to develop different mission statements for the City of Fairbanks and create various task forces to accomplish those missions, particularly in regards to renovation. He suggested the implementation of a Renovation Task Force made up of Fairbanks property owners who could draft an ordinance that would waive building fees for properties undergoing renovation. He spoke also to the need for a DUI Task Force and stated that citizens should be invited to be more actively involved in local government.

**Mr. Eberhart** asked Mr. Lerman if he was aware of the City's Public Safety Commission.

Mr. Lerman replied that he was aware of the commission but had never attended the meetings.

**Mr. Eberhart** suggested that Mr. Lerman attend the meetings and share his ideas about a DUI Task Force with the Commission.

Mr. Lerman stated that he would like to attend the meetings but is not able to do so due to his job.

### **APPROVAL OF AGENDA AND CONSENT AGENDA**

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

**Mr. Eberhart** pulled Resolution No. 4529 from the Consent Agenda.

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

City Clerk Hovenden read the Consent Agenda, as amended, into the record.

### **APPROVAL OF PREVIOUS MINUTES**

a) Regular Meeting Minutes of May 7, 2012.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Regular Meeting Minutes of May 21, 2012

PASSED and APPROVED on the CONSENT AGENDA.

### **MAYOR'S COMMENTS AND REPORT**

**Mayor Cleworth** stated that the approval of Resolution No. 4528 marks the sixth mill rate reduction in seven years. He stated that he has continued to attend the meetings regarding the movement of the F-16's from Eielson Air Force base. He expressed disappointment in the discussion regarding demolition of various structures at the base, some of which are fairly new. He stated that it appears the Air Force is not inclined to reverse the relocation operation. **Mayor Cleworth** addressed the energy issue in the Fairbanks area and expressed hope for a Liquid Natural Gas (LNG) plant on the North Slope with more than sufficient capacity for the Interior's needs. He spoke to the different possibilities in infrastructure for implementation of a LNG distribution system. He stated that, so far, the best idea for distribution is LNG trucking. **Mayor Cleworth** informed the Council that the Golden Heart Utilities (GHU) loan will need to be discussed at a regular or special Finance Committee Meeting.

### **NEW BUSINESS**

- a) Resolution No. 4527 – A Resolution Authorizing the City Mayor to Apply for and Accept a FFY2012 Bulletproof Vest Partnership Grant. Introduced by Mayor Cleworth.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Resolution No. 4528 – A Resolution Fixing the Rate of Tax Levy for Municipal Purposes for the 2012 Real Property Tax of the City of Fairbanks, Alaska. Introduced by Mayor Cleworth.

PASSED and APPROVED on the CONSENT AGENDA.

- c) Resolution No. 4529 – A Resolution by the City of Fairbanks Supporting the Downtown Wayfinding Project. Introduced by Mayor Cleworth.

**Mr. Roberts**, seconded by **Mr. Matherly**, moved to APPROVE Resolution No. 4529.

**Mr. Eberhart** asked for clarification on what the Wayfinding System is and the extent and cost of services for the project.

**Mayor Cleworth** asked Deb Hickok, President of the Fairbanks Convention and Visitor's Bureau (FCVB), to come forward to answer questions regarding the Wayfinding Project.

Ms. Hickok, in response to Mr. Eberhart's inquiry, explained that the Wayfinding Project is a directional signage program for the downtown area. She added that now is an opportune time for

the project due to the significant amount of road construction in the area. She stated that a design process has been proposed in hopes of keeping signage simple and well-orchestrated. She provided examples of proposed signage. She stated that Mike Schmetzer had indicated that some City funding may already be budgeted for the new signage.

**Mr. Roberts** asked what types of things the signage would be used for.

Ms. Hickok replied that they would be used for points of interest, the parking garage, City Hall, City Police and various other landmarks or structures approved by the community.

**Mr. Roberts** asked how the determination would be made to allow private businesses to be included in the signage.

Ms. Hickok stated that it would have to go through a public meeting process.

**Mayor Cleworth** pointed out to the Council that the signage is color-coded in the example provided by Ms. Hickok. He indicated that there could be some problems with the signage meeting DOT requirements, which may result in a limited scope for the project.

**Mr. Gatewood** asked about the time frame for the project and why it was being brought forward now.

**Mayor Cleworth** replied that, like Ms. Hickok mentioned, now is a favorable time to begin the project with all the construction downtown. He clarified that there is not a critical time constraint on the project at this time. In response to Mr. Eberhart's earlier inquiry regarding the extent and cost of services for the project, **Mayor Cleworth** stated that most of the signage could be manufactured at the City's Public Works facility and that continued maintenance would fall on the City. He added that he did not foresee a funding issue.

**Mr. Hilling** asked about the cost of the design process.

Ms. Hickok replied that Mike Schmetzer estimated the cost of design at \$60,000 - \$70,000.

**Mayor Cleworth** stated that most of that funding would come from FMATS. He added that the design process would take quite a bit of time.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO APPROVE RESOLUTION NO. 4529 AS FOLLOWS:

YEAS: Gatewood, Roberts, Eberhart, Matherly, Stiver, Hilling

NAYS: None

**Mayor Cleworth** declared the MOTION CARRIED and Resolution No. 4529 APPROVED.

- d) Resolution No. 4530 – A Resolution to Apply for and Accept Funding from the Alaska Division of Homeland Security and Emergency Management for Fiscal Year 2013 Local Emergency Planning Committee (LEPC). Introduced by Mayor Cleworth.

PASSED and APPROVED on the CONSENT AGENDA.

- e) Ordinance No. 5884 – An Ordinance Amending FGC 2-651 Regarding the Preparation of the Annual Budget Estimate and Accounting Terminology and Setting an Effective Date. Introduced by Mayor Cleworth.

ADVANCED on the CONSENT AGENDA.

- f) Ordinance No. 5885 – An Ordinance Amending Fairbanks General Code Section 78-572 Special Events Permit Requirements. Introduced by Mayor Cleworth.

ADVANCED on the CONSENT AGENDA.

### **DISCUSSION ITEMS**

#### Committee Reports

Fairbanks Convention and Visitor's Bureau Board Meeting – Mr. Hilling stated that the board has not met since April and will not meet again until August.

### **COMMUNICATIONS TO COUNCIL**

- a) Memo Requesting Delegation of Authority to Assign Fund Balance

**Mayor Cleworth** explained that the purpose of the Memo is to delegate the authority of assigning the fund balance to the City's Chief Financial Officer.

**Mr. Gatewood**, seconded by **Mr. Roberts**, moved to APPROVE the Memo Requesting Delegation of Authority to Assign Fund Balance.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO APPROVE THE MEMO REQUESTING DELEGATION OF AUTHORITY TO ASSIGN FUND BALANCE AS FOLLOWS:

YEAS: Matherly, Hilling, Roberts, Stiver, Gatewood, Eberhart

NAYS: None

**Mayor Cleworth** declared the MOTION CARRIED.

- b) Appointment to the Permanent Fund Review Board

APPROVED on the CONSENT AGENDA

- c) Reappointment to the Board of Plumber Examiners

APPROVED on the CONSENT AGENDA

- d) Reappointment to the Bed Tax Discretionary Fund Committee

APPROVED on the CONSENT AGENDA

### **COUNCIL MEMBERS' COMMENTS**

**Mr. Hilling** stated that he has no comments.

**Mr. Eberhart** thanked Mayor Cleworth for attending the meetings regarding Eielson AFB and for keeping the Council informed. He announced that the next Public Safety Commission Meeting would be June 12, 2012 at the Fairbanks Police Department. He shared some items on the meeting's agenda: role of the Commission, possible changes to City Code pertaining to abuse of the 9-1-1 system, appointment of a Committee Chair and department reports. **Mr. Eberhart** asked to be excused for the Regular City Council Meeting of June 25, 2012 due to travel and time difference.

**Mr. Gatewood**, seconded by **Mr. Roberts**, moved to EXCUSE Mr. Eberhart from the Regular Meeting of June 25, 2012.

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

**Mr. Matherly** stated that he has no comments.

**Mr. Hilling** asked if a date could be set for the Finance Committee Meeting to discuss the GHU loan.

**Mayor Cleworth** replied that the soonest the Finance Committee could meet to discuss the issue would likely be July 10, 2012.

**Mr. Hilling** moved to tentatively schedule a Finance Committee Meeting on July 10, 2012 to discuss the GHU loan.

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

**Mr. Gatewood** thanked Darren Franz for his service on the Permanent Fund Review Board and welcomed Mr. Franz's replacement, Kara Moore. He also thanked Jeff Johnson for his long-time commitment to the Committee. He commented on the long-awaited summer weather. He congratulated graduates in the community.

**Mr. Roberts** expressed appreciation for the 2012 Abatement Presentation earlier in the evening. He thanked Mr. Ewers for his assistance to the Building Department in the abatement process. He echoed Mr. Eberhart's gratitude to Mayor Cleworth for his involvement with the Eielson AFB meetings.



**Ms. Stiver** stated that she is getting off to a slow start with the Local Improvement District (LID) Ad Hoc Committee, but hopes she will have a full committee roster within a week. She reminded everyone of the upcoming Midnight Sun Festival on Sunday, June 24, 2012 and of the Downtown Market on Monday evenings.

**Mayor Cleworth** encouraged Ms. Stiver to begin holding LID Committee meetings, even if membership was lacking.

**Mr. Roberts**, seconded by **Mr. Gatewood**, moved to go into Executive Session for the purpose of discussing the Annexation Appeal.

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

**Mayor Cleworth** called for a five minute recess.

### **EXECUTIVE SESSION**

Annexation Appeal

The City Council met in Executive Session to discuss the FNSB Annexation Appeal. Direction was given to staff and no action was taken.

### **ADJOURNMENT**

**Ms. Stiver**, seconded by **Mr. Roberts**, moved to ADJOURN the meeting.

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

**Mayor Cleworth** declared the Meeting adjourned at 8:30 P.M.

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JERRY CLEWORTH, MAYOR

ATTEST:

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JANEY HOVENDEN, CMC, CITY CLERK

Transcribed by: DS

**ORDINANCE NO. 5884**

**AN ORDINANCE AMENDING FGC 2-651 REGARDING THE  
PREPARATION OF THE ANNUAL BUDGET ESTIMATE AND  
ACCOUNTING TERMINOLOGY**

**WHEREAS**, it is the intent of the Mayor and City Council to clarify that as initially presented by the Mayor, prior year revenues may not be used to meet current expenditures; and

**WHEREAS**, in addition, the City follows the accounting terminology adopted by the Governmental Accounting Standards Board; the Board has issued GASB 54 which changed the terminology relating to fund balance,

**NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fairbanks,**

Section 1. FGC Sec. 2-651 is amended as follows: (news text **underlined and bold**, deleted text in [strikeout]).

**Sec. 2-651. - Preparation and presentation to city council.**

a) Pursuant to the Charter, the mayor shall prepare and submit to the city council a balanced annual budget estimate and budget message. The annual budget shall be balanced in a manner wherein current costs will be funded by current revenues expected to be received by the city in the calendar budget year.

(b) **After initial presentation of the mayor's proposed budget estimate, the city council may by ordinance elect to adopt or amend the budget to expend**[For purposes of this section, current revenues shall include] general funds accumulated in prior years; however, in no case shall [unreserved, undesignated, and unrestricted] **unassigned** general fund balances **be** less than the greater of either 20 percent of budgeted operational expenditures or \$4,000,000.00[constitute current revenues. General funds balance shall be reserved for encumbrances and restricted for self-insurance liabilities, and leave not funded elsewhere].

(c) The annual budget and accounting year shall begin on January 1 and shall end on December 31 of each calendar year.

(d) The director of finance shall compile the budget estimate, based upon detailed departmental estimates and work programs and control the budget estimate under the direction of the mayor. The budget estimate shall cover and appropriate for all expenditures of money, including contracts and other commitments, except appropriations for expenditures from bond construction and debt service funds and special assessment construction funds. When the city council is considering the budget estimate, department heads and such other officials as may be interested shall appear and be free to criticize the budget or any of its items

Section 2. This ordinance is effective June \_\_\_\_, 2012.

**Passed and Approved this \_\_\_\_ day of \_\_\_\_\_ 2012.**

\_\_\_\_\_  
**Jerry Cleworth, Mayor**

AYES:  
NAYS:  
ABSTAIN:  
ABSENT:

ATTEST:

APPROVED AS TO FORM

\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

\_\_\_\_\_  
Paul Ewers, City Attorney

**ORDINANCE NO. 5885**

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE  
SECTION 78-572 SPECIAL EVENTS PERMIT REQUIREMENTS**

**WHEREAS**, the current language of FGC Sec. 78-572 requires a special event permit for races, processions, and parades; and

**WHEREAS**, considerations of safety and proper traffic control necessitate the need for permits for such events; and

**WHEREAS**, the literal wording of Sec. 78-572 purports to require a special events permit for events that are primarily conducted on sidewalks; and

**WHEREAS**, such events may not trigger the traffic and safety concerns that underlie the regulation of special events,

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

**SECTION 1.** That Fairbanks General Code Section 78-572 is amended as follows [new text in **bold/underline** format; deleted text in ~~strikeout~~ format]:

**Sec. 78-572. Special events; permit required.**

(a) No race (foot, dogsled, bicycle, etc.) procession or parade, except those of the armed forces of the United States, the military forces of this state or the **Fairbanks police or fire** departments of public safety, shall occupy, march or proceed along any street, ~~or alley-sidewalk~~ except in accordance with a permit issued by the city mayor or designee and such other regulations as are set forth in this article, **or promulgated pursuant to this article**, which may apply. An application for a permit issued under this section shall be made to the city engineer ~~no less than 20 city business days prior to the event for which application is sought~~. In addition to the application, a traffic safety plan must be provided and, if applicable, a street closure application. The police, fire and public works departments shall review the application.

(b) A permit fee, **with deadlines for application**, is set forth in the City's Schedule of Fees & Charges for Services. In addition to the permit fee, the applicant is responsible to pay for any services that are requested or become necessary for the city to provide for the event. Expenses shall include actual labor costs (wage and benefits) and materials, if any, provided for the benefit of the permit holder. Disputes over additional fees may be appealed to the city council. Applicants for events that require a barricade package may either use a private firm that complies with the Manual Uniform Traffic Control Device Code or elect

for the city to provide barricades and labor at a flat fee of \$1,000.00, provided that the mayor is authorized to negotiate in-kind arrangements where the city receives goods or services in lieu of the full or partial flat fee.

**(c) Events that take place on sidewalks, pedestrian ways, or bike paths do not require a permit if (1) all participants crossing or traversing a street, alley, or vehicular way will do so in obedience to traffic control devices and the laws governing pedestrians and the operation of non-motorized vehicles; and (2) the event does not interfere with the normal use of the sidewalk, pedestrian way, or bike path by others not involved in the event.**

~~(b)~~**(d)** The mayor shall promulgate regulations to ~~insure~~**provide** that ~~at~~**the** ~~proposed~~ parade or other special event ~~does~~**would** not jeopardize the public health, safety or welfare.

**Section 2.** The Schedule of Fees & Charges for Services is amended to replace the words, “using streets or sidewalks” with the words “using or blocking streets” on page 3, Category “Events.”

**Section 3.** That the effective date of this Ordinance shall be the \_\_\_\_ day of \_\_\_\_\_ 2012.

\_\_\_\_\_  
**Jerry Cleworth, City Mayor**

AYES:  
NAYS:  
ABSENT:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

\_\_\_\_\_  
Paul Ewers, City Attorney

Introduced By: Mayor Jerry Cleworth  
Finance Committee Review: June 19, 2012  
Date: June 25, 2012

**RESOLUTION NO. 4531**

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO  
REQUEST FUNDS FROM THE UNITED STATES DEPARTMENT OF  
HOMELAND SECURITY FOR THE REPLACEMENT OF  
AMBULANCE 03**

**WHEREAS**, the Fairbanks Fire Department Ambulance 03 is nine 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 \$144,000 is available from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

**WHEREAS**, this program requires a 10% match of \$16,000 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 AND EFFECTIVE THIS \_\_\_\_ DAY OF JUNE 2012.**

\_\_\_\_\_  
Jerry Cleworth, City Mayor

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

Introduced By: Mayor Jerry Cleworth  
Finance Committee Review: June 19, 2012  
Date: June 25, 2012

**RESOLUTION NO. 4532**

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

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

**WHEREAS**, the City wishes to request a grant in the amount of \$45,000 from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

**WHEREAS**, this program requires a 10% match of \$5,000 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 AND EFFECTIVE THIS \_\_\_\_ DAY OF JUNE 2012.**

\_\_\_\_\_  
Jerry Cleworth, City Mayor

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney

Introduced By: Mayor Jerry Cleworth  
Finance Committee Review: June 19, 2012  
Date: June 25, 2012

**RESOLUTION NO. 4533**

**A RESOLUTION AUTHORIZING THE CITY TO REQUEST FUNDS  
FROM THE UNITED STATES DEPARTMENT OF HOMELAND  
SECURITY FOR A REGIONAL VEHICLE FIRE TRAINING DEVICE**

**WHEREAS**, the City Council wishes to improve the skills and knowledge of City of Fairbanks fire officers and fire fighters and the mutual aid departments that support the City; and

**WHEREAS**, restrictions have been placed on fire departments on the types of materials that can be burned to accomplish live vehicle fire training; and

**WHEREAS**, the vehicle fire training prop is a reusable movable device that simulates a burning vehicle in a “green environment” using cleaning burning propane; and

**WHEREAS**, a regional grant in the amount of \$120,000 is available from the Office for Domestic Preparedness, U.S. Department of Homeland Security; and

**WHEREAS**, this program requires a 20% match of \$30,000 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 AND EFFECTIVE THIS \_\_\_\_ DAY OF JUNE 2012.**

\_\_\_\_\_  
Jerry Cleworth, City Mayor

AYES:  
NAYS:  
ABSENT:  
APPROVED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

\_\_\_\_\_  
Paul J. Ewers, City Attorney



Introduced By: Mayor Jerry Cleworth  
Date: June 25, 2012

**ORDINANCE NO. 5886**

**AN ORDINANCE AUTHORIZING THE PUBLIC SALE OF SURPLUS  
CITY-OWNED PROPERTY KNOWN AS OLD CITY HALL**

**WHEREAS**, the City is vested with title to that certain building located at 410 Cushman Street, commonly known as the "Old City Hall," comprising a portion of lot 4, Block 66A, Fairbanks Townsite, as shown on attached "Exhibit A"; and

**WHEREAS**, the City administration has reviewed said property and determined that it is no longer needed for municipal purposes and should be sold; and

**WHEREAS**, the City administration, through valuation by an independent real estate appraiser, has estimated the market value of the property at a minimum of \$180,000, and recommends that amount as the asking price; and

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

SECTION 1. DETERMINATION: That said property is excess to the present and future needs of the City and should be sold as herein provided.

SECTION 2 PERMISSIVE REFERENDUM: Any conveyance of real property is subject to the right of the voters, within thirty-days of sale, to reject a sale by permissive referendum under FGC Sec. 70-42, and the City Charter.

SECTION 3. METHOD OF SALE: That the provisions of FGC Sections 70-52 through 70-54 shall be complied with in this sale. Offers shall be presented in writing to the Clerk for consideration by the City Council.

SECTION 4. TERMS OF SALE: That said property is for sale on a sealed bid, cash basis, as-is, where is, for any bids received by the published date of sale. If unsold after the published date of sale, the City Council may entertain negotiated offers, including "owner financing".

SECTION 5. MAYORS AUTHORIZATION: That the Mayor is hereby authorized and empowered to execute a deed and such instruments as necessary to complete the sale of said property after Council approval.

SECTION 6: That the effective date of this ordinance shall be the 14th day of July 2012.

\_\_\_\_\_  
**JERRY CLEWORTH, Mayor**

AYES:  
NAYS:  
ABSENT:  
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
JANEY HOVENDEN, City Clerk

\_\_\_\_\_  
PAUL EWERS, City Attorney