



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, APRIL 23, 2012
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 7:00 p.m. on the above date, following a Work Session on the Joint Land Use Study with the Fairbanks North Star Borough, 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 (Telephonic)

Absent: None

Also Present: Warren Cummings, Fire Chief
Paul Ewers, City Attorney
Janey Hovenden, City Clerk
Tony C. Shumate, Director Personnel/Purchasing/RM
Jim N. Soileau, Chief Financial Officer
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

Tim Sovde, 402 Bonnifield Street, Fairbanks – Mr. Sovde spoke in support of Resolution No. 4522. He thanked the Mayor and Council for bringing the issue into the public eye.

Frank Turney, 201 7th Avenue, Fairbanks – Mr. Turney spoke in support of Resolution No. 4522 and thanked Mr. Hilling for introducing it. He spoke to other states that have introduced legislation opposing the NDAA: Oklahoma, Missouri, Tennessee, Rhode Island, Washington, Utah, Wyoming, Arizona, Oregon and Virginia. He stated that sections 1021 and 1022 deny due process of American citizens' rights. He commended the Fairbanks City Council for their track record in taking a stance for American liberties and expressed hope that the Council would

support Resolution No. 4522. He spoke in support of Ron Paul. He read aloud a portion of an email from Congressman, Don Young which spoke to the NDAA issue.

Helen Renfrew, 4097 Yvonne Road, Fairbanks – Ms. Renfrew, with the Fairbanks Convention and Visitor’s Bureau (FCVB), spoke to the completion of the Meeting Planner Guide by the Meetings and Conventions Department. She stated that within two weeks of mailing the guide, FCVB had received two responses from planners who were considering Fairbanks as a location for their meeting.

David Lerman, 126 2nd Avenue, #15, Fairbanks – Mr. Lerman stated his intent to run for City Council in the 2012 Municipal Election. He spoke to his website, *Renovation Fairbanks*. Mr. Lerman spoke to the need for various task forces in the City of Fairbanks, each with a clear mission statement. He spoke to more public participation in the governance of the City.

Mr. Hilling asked Mr. Lerman if he had any specific ideas on how a task force would affect a renovation of the Polaris Building.

Mr. Lerman replied that the answer to renovation is in policy and in creating a synergy in the community. He stated that he does not have specifics, but he does have faith in what a Renovation Task Force could accomplish.

Maria Rensel, 1676 Taroka Drive, Fairbanks – Ms. Rensel spoke in support of Resolution No. 4522 and expressed appreciation for the language set forth in the resolution. She spoke to nullification of legislation that directly violates the U.S. Constitution.

APPROVAL OF AGENDA AND CONSENT AGENDA

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

Mr. Roberts, pulled Resolution No. 4522 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.

SPECIAL ORDERS

- a) The Fairbanks City Council, Sitting as a Committee of the Whole, heard interested citizens concerned with the below-referenced Application for Commercial Refuse Collector Permit.

Applicant: Waste Connections of Alaska, Inc.
D/B/A: Alaska Waste-Interior, LLC
Address: 3941 Easy Street

NOTE: FGC Sec. 14-366 Requires the City Council to take final action on all applications for commercial refuse collector licenses.

Mr. Roberts, seconded by **Mr. Gatewood**, moved to APPROVE the Application for a Commercial Refuse Collector Permit.

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

Ms. Stiver asked how long a Commercial Refuse License is valid. She also inquired as to why it has been so long since a license has come before the Council for approval.

Ms. Hovenden replied that the license is good for two years. She explained that ownership of the refuse company had changed numerous times over the past several years, making it difficult to pinpoint the owner and require a license.

Mr. Eberhart asked why there was no correspondence [pursuant to FGC Section 14-336(b)] to other permit holders in the packet.

Ms. Hovenden replied that there are no other Commercial Refuse License Holders.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO APPROVE THE APPLICATION FOR A COMMERCIAL REFUSE COLLECTOR PERMIT AS FOLLOWS:

AYES: Roberts, Matherly, Gatewood, Hilling, Eberhart, Stiver
NAYS: None
Mayor Cleworth declared the MOTION CARRIED and the Application APPROVED.

b) The Fairbanks City Council, Sitting as a Committee of the Whole, heard interested citizens concerned with the below-referenced Liquor License Application(s) for renewal.

Lic #	Establishment Name	License Type	Premise Location	Owner Name
104	Red Lantern Steak & Spirits	Beverage Dispensary	820 Noble Street	Westmark Hotels, Inc.
252	Club Alaskan	Beverage Dispensary	901 Old Steese Hwy	Jerwater, Inc.
435	Garden Island Party Store	Package Store	246 Illinois Street	Market Basket, Inc.
703	Gavora's Liquor #1	Package Store	250 Third Street Graehl	Market Basket, Inc.
704	Gavora's Liquor #2	Package Store	1255 Airport Way	Market Basket, Inc.
884	Pizza Hut	R/E Place	1990 Airport Way	Kurani, Inc.
1134	Thrifty Liquors	Package Store	1410 Cushman Street	Market Basket, Inc.
1475	Pizza Hut #5	R/E Place	89 College Road	Kurani, Inc.
1920	Reflections	Beverage Dispensary	2406 S Cushman St	The Lighthouse, Inc.
2424	Sophie Station Hotel	Beverage Dispensary-Tourism	1717 University Ave S	Fountainhead Development, Inc.
2565	El Dorado Bar & Grill	Beverage Dispensary	530 Third Avenue	El Dorado Bar & Grill Inc

2851	Shenanigan's	Beverage Dispensary	2406 S Cushman St	Tiffany Park West, Inc.
3074	Wedgewood Resort	Beverage Dispensary–Tourism	212 Wedgewood Dr	Fountainhead Development, Inc.
3170	The Odom Corporation	Wholesale – General	3101 Peger Road–Bay 1	Odom Corporation
3489	Arctic Bar	Beverage Dispensary	623 Old Steese Hwy	Arctic Inuk, Inc.
3616	Wedgewood Resort – Bear Lodge	Bev Dispensary – Tourism Duplicate	212 Wedgewood Dr	Fountainhead Development, Inc.
3969	Tony's	Beverage Dispensary	537 Gaffney Road	Full Moon, Inc.
3997	BPO Elks Lodge #1551	Club	1003 Pioneer Road	BPO Elks Lodge #1551
4174	Big Daddy's Bar-B-Q & Banquet Hall	Beverage Dispensary	107 Wickersham St	RTG, LLC
4247	Brewster's	Beverage Dispensary	3578 Airport Way	Restaurant Concepts, LLC
4530	The Hide Out	Beverage Dispensary	1288 Sadler Way	Xavier's, Inc.
4819	The Antler Room	Beverage Dispensary	1003 Pioneer Rd #A	The Antler Room, Inc.
4833	Odom Corporation	Wholesale – General	1200 Well St – Bay 1	Odom Corporation
4968	Xavier's Boom Boom Room	Beverage Dispensary – Dup.	1288 Sadler Way	Xavier's, Inc.
4720	Trappers Tavern	Beverage Dispensary	No Premise	Taco Azteca, Inc.

Mayor Cleworth stated that since there are two protests documented in the agenda packet, he would like a motion to waive protest only on the renewals with no written protest.

Mr. Hilling, seconded by **Ms. Stiver**, moved to WAIVE Protest on the above-referenced Liquor License Renewals, with the exception of El Dorado Bar and Grill and Arctic Bar.

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

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE ABOVE-REFERENCED LIQUOR LICENSE RENEWALS, WITH THE EXCEPTION OF EL DORADO BAR AND GRILL AND ARCTIC BAR, AS FOLLOWS:

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

NAYS: None

Mayor Cleworth declared the MOTION CARRIED.

Mayor Cleworth requested that the remaining two Liquor License Renewals be considered in two separate motions.

Mr. Matherly, seconded by **Ms. Stiver**, moved to WAIVE Protest on the El Dorado Bar and Grill Liquor License Renewal.

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

Ms. Stiver requested that the Fire Department provide a status report on the construction of Eldorado Bar and Grill.

Fire Chief Cummings reported that the construction has been underway for a couple years and the owners have been granted numerous extensions from the City Building Department. He added that the owners have been given a final notice that the Building Department will not grant any more extensions unless the work required to open for business is completed. Chief Cummings stated that there are major issues such as unfinished plumbing and electrical work that are not up to code. He concluded by stating that the Fire Department's protest for El Dorado Bar and Grill would be lifted once the building meets City Code.

Mr. Hilling, seconded by **Ms. Stiver** moved to amend from a motion to WAIVE Protest to a motion to PROTEST the El Dorado Liquor License Renewal contingent upon issuance of a Certificate of Occupancy from the City Building Department.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND, FROM A MOTION TO WAIVE PROTEST TO A MOTION TO PROTEST THE EL DORADO LIQUOR LICENSE RENEWAL CONTINGENT UPON ISSUANCE OF A CERTIFICATE OF OCCUPANCY FROM THE CITY BUILDING DEPARTMENT, AS FOLLOWS:

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

NAYS: None

Mayor Cleworth declared the MOTION CARRIED.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO PROTEST THE EL DORADO LIQUOR LICENSE RENEWAL CONTINGENT UPON ISSUANCE OF A CERTIFICATE OF OCCUPANCY FROM THE CITY BUILDING DEPARTMENT, AS FOLLOWS:

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

NAYS: None

Mayor Cleworth declared the MOTION CARRIED.

Mr. Roberts, seconded by **Ms. Stiver**, moved to PROTEST the Arctic Bar Liquor License Renewal until City liquor taxes are brought current.

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

Ms. Stiver asked how far behind the Arctic Bar owners are in City taxes. She asked what penalties the City had in place for late payments.

CFO Jim Soileau informed the Council that the current balance due is \$18, 829.18. He clarified that the Arctic Bar's January return has not yet been filed, which would make the balance higher, but unquantifiable. He reported the delinquency has been an on-going issue, adding that the last time they were current was in April, 2010. Mr. Soileau explained that the penalty for failure to file is \$500 for the first missed month and \$1,000 for the second missed month. He stated that they had recently made a \$3,000 payment, which brought penalties and interest current; he clarified that the balance due is for taxes only.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO PROTEST THE ARCTIC BAR LIQUOR LICENSE RENEWAL UNTIL CITY LIQUOR TAXES ARE BROUGHT CURRENT, AS FOLLOWS:

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

NAYS: None

Mayor Cleworth declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

Mayor Cleworth asked Yuri Morgan, City Lobbyist, to come forward and give a report on the Legislative Session.

Yuri Morgan highlighted the results of the Legislative Session in Juneau. He stated that the appropriation for revenue sharing statewide was \$60,000,000 this year; he added that, of that amount, the City's allocation was \$1,500,000. He explained that the House amended the revenue sharing total by adding an additional \$25,000,000, of which, \$650,000 was allocated to the City of Fairbanks. He announced that all eight projects on the City of Fairbanks priority list were funded by the Legislature, as well as three other City projects. Mr. Morgan spoke to DOT/FMATS project funding, the FY 2013 Operating and Capital Budgets; he provided a report on Legislative Bills and highlighted those that could affect the Fairbanks Community. He invited questions from the Council.

Mr. Roberts asked if the Rickert Subdivision Streets Project had been removed from the list of House-approved funded projects.

Mr. Morgan replied affirmatively. He explained that the House did add a couple projects to the funded list instead.

Ms. Stiver inquired about the status of the voucher bill proposed by Senator Thomas that would subsidize fuel costs for Alaskans.

Mr. Morgan stated that the voucher did not make it through the Senate Finance Committee.

Mr. Roberts asked Mr. Morgan if funding was granted to Golden Valley Electric Association (GVEA) for the Liquefied Natural Gas (LNG) trucking project that would involve trucking of LNG from the North Slope to Fairbanks, in partnership with Flint Hills.

Mr. Morgan spoke to the initial budget appropriation to GVEA for the LNG trucking project, but stated that funding did not make it through the Senate. He stated that Flint Hills and GVEA are still in the planning stages of the project and have not reached a decision on whether or not to proceed.

Mr. Roberts spoke to the tax credits for storing natural gas and for oil and gas exploration. He asked Mr. Morgan to speak to the effects of that legislation on the Fairbanks community.

Mr. Morgan provided an example of how a similar tax credit was used in the past at Cook Inlet. He stated that the ultimate goal in these tax credits is to cut the cost of energy in Alaska.

Ms. Stiver asked what was currently happening in the Special Legislative Session.

Mr. Morgan spoke to the Special Session Agenda, which includes oil & gas taxes and House Bill 9, In-State Gasline Development Corporation.

Mr. Eberhart temporarily lost telephonic communication.

Mayor Cleworth thanked Mr. Morgan for the report and for keeping the City informed as to what was happening during the Legislative Session.

Mr. Morgan gave credit to the City Council for their attention to the City of Fairbanks' legislative priorities.

Mayor Cleworth asked Fire Chief Warren Cummings to come forward. He recognized and commended Chief Cummings for his 40 years of service with the City of Fairbanks.

Mayor Cleworth announced the resignation of Frank Eagle from the Public Safety Commission and stated that a reappointment will be forthcoming. He stated that there have been two properties added to City fire services from Lakeview Terrace and that there will likely be more to come. **Mayor Cleworth** spoke to the Joint Land Use Study (JLUS) and the potential problems associated with the movement of the F-16's from Eielson Air Force Base to Joint Base Elmendorf/Richardson. He indicated that there may be an upcoming Council Work Session on 2012 City Abatements. **Mayor Cleworth** addressed Mr. Lerman's consistent testimony on the need for a Renovation Task Force in the City of Fairbanks. He explained that, since properties like the Polaris are privately owned, the City cannot take action until they become structurally unsound or a chronic problem in the community. He stated that any interest in renovating the Polaris Building would have to be taken up with its owner.

Mr. Hilling asked if the City is still in a position to forgive past taxes for the Polaris Building.

Mayor Cleworth replied that the Borough gave the owner a tax exemption/deferral some years ago that was matched by the City. He stated that the exemption/deferral is still in place, but is contingent upon development of the property; he further explained that the exemption would have to be reexamined should the property change ownership.

Mr. Hilling asked how many revenue dollars the City would see with the addition of the Lakeview properties to City fire services.

Fire Chief Cummings replied that the increase in revenue would equate to roughly \$3,000 – \$4,000 per year.

Mayor Cleworth confirmed that Mr. Eberhart was back on the telephone. He offered Mr. Eberhart the opportunity to ask questions of Mr. Morgan regarding the Legislative Session.

Mr. Eberhart thanked Mr. Morgan and the other City Lobbyist for their work in Juneau on behalf of the City of Fairbanks. He asked if the \$13.2 million mentioned earlier was specifically funded to the City of Fairbanks or if it was for the Fairbanks area.

Mr. Morgan replied that the \$13.2 million represents funding for the eight City of Fairbanks projects that were passed through the Legislature.

Mr. Eberhart asked how much of that amount will go towards road maintenance and improvements. He asked about the unfunded liability figure between PERS and TERS.

Mr. Morgan stated that the bulk of the funding would go to road construction. In response to Mr. Eberhart's second question, Mr. Morgan stated that the unfunded liability figure was \$11.1 billion as of July 30, 2011.

Mr. Eberhart asked if the additional \$650,000 in revenue sharing for the City of Fairbanks was only for this year.

Mr. Morgan replied that the additional funding was only for FY 2013. Mr. Morgan spoke further to state contributions to PERS and TERS.

UNFINISHED BUSINESS

Ordinance No. 5881 – An Ordinance Amending Fairbanks General Code by Adding Section 46-329 Abuse of 911 System. Introduced by Mayor Cleworth. SECOND READING AND PUBLIC HEARING.

Mr. Gatewood, seconded by **Mr. Matherly**, moved to ADOPT Ordinance No. 5881.

David Lerman – Mr. Lerman commented that if an individual calls the police for a non-emergency, they must go through a phone menu before reaching dispatch. He gave the direct phone number for City Dispatch, which bypasses the phone tree. He suggested that the non-emergency phone line be rerouted directly to dispatch. He indicated that such a change would lower the abuse of the 9-1-1 system.

Mr. Gatewood expressed concern that the language of the ordinance may cause the members of the public to be afraid to call 9-1-1 due to the penalty set forth in Sec. 46-329(c). He asked about the mechanics of the warning system for abuse.

Mayor Cleworth stated that he had hoped Stephanie Johnson, Dispatch Manager, would be present to answer questions. He suggested that the ordinance could be postponed if needed. He explained that the 9-1-1 system is frequently abused by citizens who use the service as a phone directory, which could prevent a legitimate emergency call from getting immediate attention. **Mayor Cleworth** indicated that the ordinance is aimed at those individuals who are chronic abusers of the 9-1-1 system.

Mr. Roberts stated that the ordinance appears to be targeted at those who abuse the system. He addressed Sec. 46-329(c), "A person convicted under subsection (a) is subject to a fine of \$250.00." He asked if the word "convicted" implies a guilty verdict by the court system.

Mr. Ewers replied affirmatively.

Mr. Matherly asked if abuse of the 9-1-1 system is common in other municipalities. He spoke in support of Ordinance No. 5881.

Chief Cummings replied that it is.

Mr. Gatewood stated that the ordinance was unclear as to what would constitute "improper usage."

Ms. Stiver stated that an individual would be told at the time of their call if they were misusing the 9-1-1 system.

Mayor Cleworth restated that the intent of the ordinance is to discourage the "frequent flyers" that misuse the system on a regular basis.

Mr. Hilling, seconded by **Ms. Stiver**, moved to AMEND Ordinance No. 5881 Section 46-329(a) by inserting the language "and that the penalty for subsequent misuse is a \$250 fine" between the words "improper" and "uses."

Mr. Roberts asked if the amendment was intended to require City dispatch workers to warn abusers not only of their misuse, but the fine associated with the misuse.

Mr. Hilling replied that would be correct.

Mr. Matherly expressed his hesitancy in placing that requirement on dispatch workers because of the long dialog that could ensue on a call that isn't even an emergency.

Mr. Hilling stated that requiring workers to notify abusers of the fine up front may help if the case ever went to the court.

Mayor Cleworth explained that the original draft of the ordinance had a graduated fine scale, but it had been modified for the sake of simplicity.

Mr. Roberts asked Mr. Ewers if the language could impede a court conviction.

Mr. Ewers stated that, since calls are recorded, there should never be a question as to whether a warning was given to an abuser. He clarified that if the amendment were passed, and a dispatcher failed to notify an abuser of the \$250 fine, it could impede a court conviction.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND ORDINANCE NO. 5881 AS FOLLOWS:

YEAS: Hilling
NAYS: Roberts, Matherly, Gatewood, Eberhart, Stiver
Mayor Cleworth declared the MOTION FAILED.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 5881 AS FOLLOWS:

YEAS: Matherly, Hilling, Roberts, Stiver, Gatewood, Eberhart
NAYS: None
Mayor Cleworth declared the MOTION CARRIED and Ordinance No. 5881 ADOPTED.

Mayor Cleworth stated that he was just notified that Dispatch Manager Stephanie Johnson was not in attendance due to an emergency at home.

NEW BUSINESS

Resolution No. 4522 – A Resolution Denying the Use of City Resources and Urging the State of Alaska to Deny Use of its Resources, in any Unconstitutional Federal Suspension of Habeas Corpus Pursuant to Section 1021 of the National Defense Authorization Act (NDAA). Introduced by Council Member Hilling.

Mr. Hilling, seconded by **Mr. Matherly**, moved to APPROVE Resolution No. 4522.

Mr. Roberts asked the sponsor, Mr. Hilling, to speak to the mechanics of Resolution No. 4522.

Mr. Hilling defined “Habeas Corpus” as the right of any prisoner to challenge the terms of their incarceration before a judge. He stated that Section 1021 of the NDAA includes the power to detain any person who commits a “belligerent act” against the U.S. or its coalition allies “without trial until the end of the hostilities.” He explained that the wording of Section 1021 is not specific enough as to what constitutes a “rebellion” and how it would align with Article 1, Section 9 of the U.S. Constitution, which reads, “The privilege of the Writ of Habeas Corpus shall not be suspended, unless, when in Cases of Rebellion or Invasion, the Public Safety may require it.” He stated that, overall, Section 1021 of the NDAA is too vague as to when habeas corpus may be suspended. He stated that one of the purposes of Resolution No. 4522 is to prevent the City of Fairbanks from using its resources to assist in matters that violate the rights set forth in the U.S. Constitution.

Mr. Roberts asked if it would be decided by the Mayor whether or not to use City resources in the event of such an event.

Mr. Hilling replied that it would be the Mayor’s decision.

Mr. Roberts asked if Resolution No. 4522 would have an effect on cases like the 2-4-1 Local Militia that involve the City Police.

Mr. Hilling replied that it would have no effect because habeas corpus was not suspended in that case.

Ms. Stiver quoted Section 1021(e) of the NDAA, which states that “nothing in this section shall be construed to affect the existing law or authorities relating to the detention of United States citizens, lawful resident aliens of the United States, or any other persons who are captured or arrested in the United States.” She stated that she thought that statement was strong enough to protect the rights of U.S. citizens.

Mr. Hilling replied that he does not believe it is enough. He explained that he believes the language on suspending habeas corpus would override Section 1021(e).

Mr. Gatewood stated that he agreed with Ms. Stiver on Section 1021(e). He added that he does not believe Section 1021 is out of line with Article 1, Section 9 of the U.S. Constitution. He expressed his belief that Section 1021 is an attempt to protect America.

Mr. Hilling stated that it’s not just Americans that should have the right of habeas corpus. He spoke to clarifications that need to be made in regards to Section 1021.

Mr. Matherly spoke to the small likelihood that this type of incident would occur in Fairbanks and asked Mayor Cleworth if he saw a need for Resolution No. 4522.

Mayor Cleworth clarified that resolutions are not codified, but are City policy. He agreed that the chances of such an incident are remote, but that Resolution No. 4522 could be used as a guide if the need arose.

A ROLL CALL VOTE WAS TAKEN, ON THE MOTION TO APPROVE RESOLUTION NO. 4522, AS FOLLOWS:

YEAS: Stiver, Matherly, Hilling, Roberts
NAYS: Gatewood, Eberhart
Mayor Cleworth declared the MOTION CARRIED and
Resolution No. 4522 APPROVED.

DISCUSSION ITEMS

Committee Reports

FMATS Policy Committee – Mr. Roberts gave a summary of the April 18, 2012 meeting and spoke to various street construction projects for the 2012 summer season.

FCVB – Mr. Hilling stated that he will give a report at the next City Council Meeting.

Public Safety Commission – Mr. Eberhart gave a report of the last PSC meeting and announced that Frank Eagle tendered his resignation from the Commission. He thanked Mr. Eagle for his service. He stated that the next meeting will take place on May 8, 2012.

COMMUNICATIONS TO COUNCIL

Chena Riverfront Commission Meeting Minutes of February 27, 2012.

ACCEPTED on the CONSENT AGENDA.

COUNCIL MEMBERS' COMMENTS

Mr. Eberhart commented on the beautiful spring weather. He expressed hope that the Governor would approve the City's Capital requests. He thanked Mr. Gatewood and Mr. Roberts for attending the Legislative Session in Juneau on the City's behalf. He thanked fellow Council Members for allowing him the opportunity to attend the meeting telephonically.

Mr. Hilling echoed Mr. Lerman's request for a comparison in the number of police calls for Smith Apartments before and after renovation. He also suggested that the non-emergency phone line for the Police Department be examined and possibly changed. He asked Mr. Ewers if there was already a City, State or National law in place that addressed abuse of the 9-1-1 system.

Mr. Ewers replied that there is no such law to his knowledge.

Mr. Matherly commented on the beautiful weather, but cautioned drivers to drive safely. He spoke to the activities of the upcoming tourist season and thanked FCVB employees for providing the Council with regular updates. He thanked the public and the Council for allowing him the opportunity to serve on the Fairbanks City Council and stated that it is a great learning experience.

Mayor Cleworth asked Mr. Gatewood if he still planned on attending the next Borough Assembly meeting since Ms. Stiver was back in Fairbanks.

Mr. Gatewood replied that he would be willing to attend if Ms. Stiver did not wish to.

Ms. Stiver stated that she will attend and resume her role as the City Representative.

Mr. Gatewood shared that it was good to have Ms. Stiver present again. He thanked Mr. Eberhart for his comments regarding the Legislative Session and spoke to the combined efforts of the Mayor, Council Members and Fairbanks citizens in preparing and presenting the City's Legislative requests to Juneau. **Mr. Gatewood** expressed appreciation for Mr. Hilling's conscientiousness.

Mr. Roberts thanked Borough Mayor Luke Hopkins, Colonel Thomas Daack and Colonel Ronald Johnson for the information provided in the JLUS Work Session. He also thanked Mayor Cleworth for keeping the Council informed on the meetings regarding the possible changes at Eielson AFB. **Mr. Roberts** expressed appreciation to the City Lobbyists for their representation in Juneau. He expressed concern for Fairbanks residents in regards to the high cost of heating and there being no relief in sight.

Ms. Stiver stated that she is happy to be home. She spoke to the earlier discussion on Section 1021(e) of the NDAA. She commented on the lovely spring weather.

ADJOURNMENT

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

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

Mayor Cleworth declared the Meeting adjourned at 9:05 P.M.



JERRY CLEWORTH, MAYOR

ATTEST:

for 

JANEY HOVENDEN, CMC, CITY CLERK

Transcribed by: DS