



FAIRBANKS CITY COUNCIL
AGENDA NO. 2011-16
REGULAR MEETING August 22, 2011
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

PRELIMINARY MEETING

- I 6:00 PM Work Session Regarding the Polaris Hotel Building
-

REGULAR MEETING

II 7:00 P.M.

1. ROLL CALL

2. INVOCATION

3. FLAG SALUTATION

4. CITIZENS COMMENTS, oral communications to Council on any item not up for Public Hearing. Testimony is limited to five (5) minutes. Any person wishing to speak needs to complete the register located in the hallway. Normal standards of decorum and courtesy should be observed by all speakers. Remarks should be directed to the City Council as a body rather than to any particular Council Member or member of the staff. In consideration of others, kindly silence all cell phone, electronic and messaging devices.

5. APPROVAL OF AGENDA AND CONSENT AGENDA

(Approval of Consent Agenda passes all routine items indicated by an asterisk (*). Consent Agenda items are not considered separately unless a Council Member so requests. In the event of such a request, the item is returned to the General Agenda).

6. APPROVAL OF PREVIOUS MINUTES

7. SPECIAL ORDERS

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

Transfer of Ownership, Location and Name Change:

Type:	Package Store
License:	Brown Jug, # 4076
Licensee/Applicant:	Liquor Stores USA North, Inc.
Physical Location	No Premises
Current DBA:	Lavelle's Bistro, #4076
Licensee:	Café de Paris Catering Company
Location:	575 1 st Avenue, Fairbanks

8. MAYOR'S COMMENTS AND REPORT

9. UNFINISHED BUSINESS

- a) Ordinance No. 5855 – An Ordinance Amending the 2011 Budget Estimate for the Second Time. Introduced by Mayor Cleworth. **SECOND READING AND PUBLIC HEARING.**
- b) Ordinance No. 5856 – An Ordinance Authorizing Prepayment of all Outstanding Revenue Bonds for the Fairbanks Transportation Center. Introduced by Mayor Cleworth. **SECOND READING AND PUBLIC HEARING.**

10. NEW BUSINESS

- *a) Resolution No. 4483 – A Resolution Authorizing the City of Fairbanks to Request Funds from the Office of Homeland Security for Regional Fire Department Safety Equipment and Training in an Amount of \$ 50,000. Introduced by Mayor Cleworth.
- *b) Resolution No. 4484 – A Resolution Authorizing the City of Fairbanks to Request Funds from the Office of Homeland Security for the Replacement of a 2003 Ambulance in an Amount of \$260,000. Introduced by Mayor Cleworth.
- *c) Resolution No. 4485 – A Resolution Authorizing the City of Fairbanks to Request Funds from the Office of Homeland Security for the Upgrade and Modernization of Fire Protection Equipment in an Amount of \$200,000. Introduced by Mayor Cleworth.

- *d) Ordinance No. 5857 – An Ordinance to Amend Fairbanks General Code Section 74-117(g)(3) Regarding Purpose of Hotel/Motel Tax Discretionary Grants. Introduced by Council Member Stiver.

11. DISCUSSION ITEMS (INFORMATION AND REPORT)

Committee Reports

12. COMMUNICATIONS TO COUNCIL

* Reappointment(s) to the Building Code Review & Appeals Commission.

13. COUNCIL MEMBERS' COMMENTS

14. CITY ATTORNEY'S REPORT

15. CITY CLERK'S REPORT

16. ADJOURNMENT

MEMORANDUM

City of Fairbanks Clerk's Office

Janey Hovenden, City Clerk

TO: Mayor Jerry Cleworth
City Council Members

FROM: Janey Hovenden, CMC, City Clerk

SUBJECT: Liquor License Transfer

DATE: August 18, 2011



Attached you will find a copy of the notification of application for transfer of Owner, Location and Name Change for the following liquor license:

License #: 4076
License Type: Package Store
D.B.A.*: Brown Jug
Licensee/Applicant: Liquor Stores USA North, Inc.
Physical Location: No Premises

Corp/LLC Agent:	Address	Phone	Date and State of Limited Partnership/Corp	Good standing?
Liquor Stores USA North, Inc.	#300 10508-82 Ave Edmonton, AB, Canada T6E 2A4	780-989-7604	February 26, 2008 Nevada	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 (%)
Richard J Crook	03/19/1966	544 Hunters Green, Edmonton, AB, Canada T6R 3B6	780-433-9089	President
Richard J Crook	03/19/1966	544 Hunters Green, Edmonton, AB, Canada T6R 3B6	780-433-9089	Treasurer
John Hamilton	04/30/1942	9000 Snowy Owl Lane Blaine, WA 98230-5702	360-371-3279	Secretary
Liquor Stores USA North, Inc.	N/A	#300 10508-82 Ave, Edmonton, AB, Canada T6E 2A4	780-989-7604	100%

If **transfer** application, current license information:

License #: 4076
Current D.B.A.: Lavelle's Bistro
Current Licensee: Café de Paris Catering Company
Current Location: 575 1st Avenue, Fairbanks

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 that there are no Departmental protests for this transfer.

State of Alaska
Alcoholic Beverage Control Board

Date of Notice: August 8, 2011

Application Type: **NEW**_____

 X **TRANSFER**
 X Ownership
 X Location
_____ Name Change

Governing Body: **City of Fairbanks**
Community Councils: **None**

License #: 4076
License Type: **Package Store**
D.B.A.*: **Brown Jug**
Licensee/Applicant: **Liquor Stores USA North Inc.**
Physical Location: **No Premises**

Mail Address: #300, 10508-82nd Ave, Edmonton, AB, Canada T6E 2A4
Telephone #: 780-989-7604 780-702-1427 Fax
EIN: 26-3068940

Corp/LLC Agent:	Address	Phone	Date and State of Limited Partnership	Good standing?
Liquor Stores USA North Inc.	#300 10508-82 Ave Edmonton, AB, Canada T6E 2A4	780-989-7604	02/26/2008 Nevada	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.

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Richard J. Crook	03/19/1966	544 Hunters Green, Edmonton, AB, Canada T6R 3B6	780-433-9089	Treasurer
John Hamilton	04/30/1942	9000 Snowy Owl Lane Blaine, WA 98230-5702	360-371-3279	Secretary
Liquor Stores USA Holdings Inc., a Nevada Corp.	N/A	#300 10508-82 Ave Edmonton, AB, Canada T6E 2A4	780-944-9994	100%

If transfer application, current license information:

License #: 4076
Current D.B.A.: Lavelle's Bistro
Current Licensee: Café de Paris Catering Company
Current Location: 575 1st Avenue, Fairbanks, AK 99701

Additional comments: Attorney:
Dorsey & Whitney LLP, Attn: Michele
1031 West Fourth Ave. Ste 600
Anchorage, AK 99501-5907

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 15 AAC 104.660(e) must be approved by the governing body.

Sincerely,

/s/ Sarah D. Oates
Sarah D. Oates
Business Registration Examiner

Alcoholic Beverage Control Board
5848 E. Tudor Rd Anchorage, AK 99507 - Voice (907) 269-0350 - Fax (907) 272-9412



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715
Fax (907)459-6710

ALCOHOL BEVERAGE CONTROL BOARD LIQUOR LICENSE RESPONSE FORM

TO: FINANCE DEPT.
 FIRE DEPARTMENT
 POLICE DEPARTMENT

DATE: 08-08-2011

FROM: CITY CLERK'S OFFICE

RE: LIQUOR LICENSE ACTION-TRANSFER OF OWNERSHIP and LOCATION

DATE NOTICE RECEIVED AT CLERKS OFFICE: 08/08/2011 60 DAY DUE DATE 10/07/2011

DATE RESPONSE DUE: **09/06/2011** for City Council Meeting of 09/12/2011

License #: 4076
License Type: **Package Store**
D.B.A.*: Brown Jug
Licensee/Applicant: Liquor Stores USA North Inc.
Physical Location: No Premises

Mail Address: #300, 10508-82nd Ave, Edmonton, AB, Canada T6E 2A4
Telephone #: 780-989-7604 780-702-1427 Fax
EIN: 26-3068940

Corp/LLC Agent:	Address	Phone	Date and State of Limited Partnership/Corporation	Good standing?
Liquor Stores USA North Inc.	#300 10508-82 Ave Edmonton, AB, Canada T6E 2A4	780-989-7604	02/26/2008 Navada	Yes

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Liquor Stores USA North Inc.	N/A	#300 10508-82 Ave Edmonton, AB, Canada T6E 2A4	780-989-7604	100%

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Current D.B.A.: Lavelle's Bistro
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BROWN JUG
Liquor Stores USA Holdings
Due September 6, 2011
Page 2

**NO PROTEST:
COMMENTS**

**PROTEST
REASONS:**

DEPARTMENT SIGNEE:


Signature


/ 8/11/11
Date

NOTE: THIS COMPLETED FORM MUST BE RETURNED TO THE CITY CLERK'S OFFICE BY THE DATE INDICATED ABOVE. YOU MAY E-MAIL OR FAX (459-6710) THE FORM. ANY QUESTIONS CALL OUR OFFICE AT 459-6774. THANK YOU.



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BROWN JUG
Liquor Stores USA Holdings
Due September 6, 2011
Page 2

**NO PROTEST:
COMMENTS**

**PROTEST
REASONS:**

DEPARTMENT SIGNEE:  8/18/2011
Signature Date

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AGENDA PACKET INDICATED ABOVE. YOU MAY E-MAIL OR FAX (459-6710) THE FORM. ANY QUESTIONS CALL OUR OFFICE AT 459-6774. THANK YOU.



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ALCOHOL BEVERAGE CONTROL BOARD LIQUOR LICENSE RESPONSE FORM

TO: FINANCE DEPT.

DATE: 08-08-2011

FIRE DEPARTMENT

POLICE DEPARTMENT

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BROWN JUG
Liquor Stores USA Holdings
Due September 6, 2011
Page 2

**NO PROTEST:
COMMENTS**

**PROTEST
REASONS:**

DEPARTMENT SIGNEE:

Alan J. M.

Signature

1-5-11

Date

CORRECTED

NOTE: THIS COMPLETED FORM MUST BE RETURNED TO THE CITY CLERK'S OFFICE BY THE DATE INDICATED ABOVE. YOU MAY E-MAIL OR FAX (459-6710) THE FORM.
AGENDA PACKET FOR FEBRUARY 2011

ANY QUESTIONS CALL OUR OFFICE AT 459-6774. THANK YOU.

ORDINANCE NO. 5855

**AN ORDINANCE AMENDING THE 2011 BUDGET ESTIMATE
FOR THE SECOND TIME**

WHEREAS, this ordinance incorporates the changes outlined on the attached summary to amend the 2011 operating budget.

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 2011 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, 2011 and ending December 31, 2011

	Approved Budget	As	Amended
Taxes, (all sources)	\$ 19,087,916	\$	19,372,237
Charges for Services	3,960,860		3,960,860
Intergovernmental Revenues	3,279,208		3,761,208
Licenses & Permits	1,454,570		1,454,570
Fines, Forfeitures & Penalties	906,587		906,587
Interest & Penalties	135,000		135,000
Rental & Lease Income	224,663		224,663
Other Revenues	216,500		216,500
Other Financing Sources	3,013,493		2,688,794
Total Appropriation	\$ 32,278,797	\$	32,720,419

SECTION 2. There is hereby appropriated to the 2011 budget expenditures for the City of Fairbanks in the amount indicated:

DEPT	DESCRIPTION	Approved Budget	As Amended
10	Mayor and Council	\$ 472,130	\$ 472,130
11	Office of the City Attorney	163,423	163,423
12	Office of the City Clerk	288,335	288,335
13	Finance Department	877,069	877,069
14	Information Technology	1,292,445	1,292,445
15	General Account	5,370,868	5,517,868
16	Risk Management	1,583,636	1,681,606
17	Property Management	58,959	58,959
20	Police Department	6,017,287	6,360,614
21	Dispatch	1,840,347	1,937,529
30	Fire Department	5,883,931	5,959,531
50	Department of Public Works	6,590,261	6,765,761
51	Engineering Division	519,816	519,816
60	Building Department	652,624	652,624
Total General Fund Appropriation		<u>\$ 31,611,131</u>	<u>\$ 32,547,710</u>
12/31/10 (Estimated) General Fund Balance		\$ 12,763,194	\$ 12,763,194
Increase/(Decrease) to Fund Balance		667,666	172,709
Reserve for 2011 Encumbrances		(174,436)	(174,436)
Designated for 21st Street Project			
Designated for Snow Removal		(250,000)	(250,000)
Designated for Abatements		(5,940)	(5,940)
Estimate Self Insurance Reserve		(577,896)	(577,896)
12/31/11 Projected Unreserved Balance		<u>\$ 12,422,588</u>	<u>\$ 11,927,631</u>
12/31/10 (Estimated) Unreserved Fund Balance		\$ 11,754,922	\$ 11,754,922
Designations from 2010 Revenue and OFS		-	-
Increase to Unreserved Fund Balance		667,666	172,709
2011 Projected Undesignated Fund Balance		<u>\$ 12,422,588</u>	<u>\$ 11,927,631</u>

SECTION 3. 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, 2011 and ending December 31, 2011.

SECTION 4. The effective date of this ordinance shall be the 22nd day of August 2011.

Jerry Cleworth, Mayor

AYES:
NAYS:
ABSTAIN:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM

Janey Hovenden, CMC, City Clerk

Paul J. Ewers, City Attorney

**SUMMARY OF ORDINANCE 5855
AS SUBSTITUTED
AMENDING 2011 GENERAL FUND BUDGET**

ESTIMATED REVENUES
\$441,622 INCREASE

1. Taxes – \$284,321 due to increased property valuations
2. Interest & Penalties – No Change
3. Licenses & Permits – No Change
4. Fines, Forfeitures, & Penalties – No Change
5. Other Intergovernmental Revenues – \$482,000 net increase due to an additional \$552,057 special revenue sharing distributions and a \$70,057 decrease in estimate annual revenue sharing
6. Charges for Services – No Change
7. Rental & Lease Income – No Change
8. Other Revenues – No Change
9. Other Financing Sources & Uses – \$324,699 decrease due to transferring \$282,000 and \$100,000 of additional State Revenue Sharing funds to the capital and permanent funds respectively, and an increase of \$57,301 in estimated annual operating funds available from the permanent fund.

ESTIMATED EXPENDITURES

\$936,579 INCREASE

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. General Account – \$147,000 Increase
 - a. \$100,000 increase for Abatements
 - b. \$ 12,000 increase for Steam
 - c. \$ 35,000 increase for Street Lights
6. Risk Management – \$97,970 Increase
 - a. \$ 75,397 increase to 2010 actual expenditures
 - b. \$ 22,573 increase to auto claims
7. Police Department - \$343,327 Increase
 - a. \$181,371 increase to salaries – PSEA CBA
 - b. \$ 4,817 increase to holidays – PSEA CBA
 - c. \$124,139 increase to benefits – PSEA CBA
 - d. \$ 33,000 increase to fuel oil and grease
8. Dispatch - \$97,182 Increase
 - a. \$ 54,278 increase to salaries – PSEA CBA
 - b. \$ 1,001 increase to holidays – PSEA CBA
 - c. \$ 41,903 increase to benefits – PSEA CBA
9. Fire Department – \$75,600 Increase
 - a. \$ 75,600 increase to benefits – "Me too" PSEA CBA
10. Public Works – \$175,500 Increase
 - a. \$150,600 increase to temp wages
 - b. \$160,000 increase to fuel, oil, and grease
 - c. \$ 15,500 increase to garbage for tipping fees
 - d. \$ 60,600 decrease to construction materials
 - e. \$ 50,000 decrease to outside contracts

- f. \$ 20,000 decrease to rentals
- g. \$ 5,000 decrease to training
- h. \$ 15,000 decrease to outside repairs

11. Engineering – No Change

12. Building Department – No Change

Introduced By: Mayor Cleworth
Finance Committee Review: August 2, 2011
Introduced: August 8, 2011

ORDINANCE NO. 5856

**AN ORDINANCE AUTHORIZING PREPAYMENT OF ALL
OUTSTANDING REVENUE BONDS FOR THE FAIRBANKS
TRANSPORTATION CENTER**

WHEREAS, as of the end of 2011, a balance of \$1,870,000 will remain outstanding in bond debt for the Fairbanks Transportation Center; annual interest rates are scheduled to vary between 4.75 -- 5.3% over the remaining life of the bonds until full payment in 2026; and

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

SECTION 1. The Mayor is hereby authorized to take all actions required to prepay all amounts due for the Fairbanks Transportation Center revenue bonds on the next date open for pre-payment.

SECTION 2. The effective date of this ordinance shall be the ____ day of _____, 2011.

Jerry Cleworth, Mayor

AYES:
NAYS:
ABSTAIN:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM

Janey Hovenden, CMC, City Clerk

Paul J. Ewers, City Attorney

Introduced By: Mayor Jerry Cleworth
Finance Committee Review: 08/16/2011
Date: 08/22/2011

RESOLUTION NO. 4483

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE OFFICE OF HOMELAND SECURITY
FOR REGIONAL FIRE DEPARTMENT SAFETY TRAINING IN AN
AMOUNT OF \$ 50,000.**

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

WHEREAS, a regional grant in the amount of \$40,000 for this purpose is available from the Office for Domestic Preparedness, US Department of Homeland Security; and

WHEREAS, this program does require a 20% match of \$10,000; and

WHEREAS, the required match funds are available in the Fire Department Capital Account.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, that Mayor Jerry Cleworth is hereby authorized to accept and execute any and all documents required for requesting this funding on behalf of the City.

BE IT FURTHER RESOLVED that Mayor Jerry Cleworth is also authorized to execute subsequent amendments to said grant to provide for adjustments to the project within the scope of services or tasks, based upon the needs of the project.

PASSED AND APPROVED THIS _____ DAY OF _____, 2011

JERRY CLEWORTH, 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: 08/16/2011
Date: 08/22/2011

RESOLUTION NO. 4484

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE OFFICE OF HOMELAND SECURITY
FOR THE REPLACEMENT OF A 2003 AMBULANCE IN AN
AMOUNT OF \$260,000.**

WHEREAS, the Fairbanks Fire Department Ambulance 03 is seven 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 \$234,000 is available from the Office for Domestic Preparedness, US Department of Homeland Security; and

WHEREAS, this program does require a 10% match of \$26,000; and

WHEREAS, the required match funds are available in the Fire Department Capital Account.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, that Mayor Jerry Cleworth is hereby authorized to accept and execute any and all documents required for requesting funding on behalf of the City.

BE IT FURTHER RESOLVED that Mayor Jerry Cleworth is also authorized to execute subsequent amendments to said grant request to provide for adjustments to the project within the scope of services or tasks, based upon the needs of the project.

PASSED AND APPROVED THIS _____ DAY OF _____, 2011

JERRY CLEWORTH, MAYOR

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC, CITY CLERK
AGENDA PACKET - August 22, 2011

Paul J Ewers, CITY ATTORNEY
Page 21 of 25

RESOLUTION NO. 4485

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
REQUEST FUNDS FROM THE OFFICE OF HOMELAND SECURITY
FOR THE UPGRADE AND MODERNIZATION OF FIRE
PROTECTION EQUIPMENT IN AN AMOUNT OF \$200,000.**

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 \$180,000 from the Office for Domestic Preparedness, US Department of Homeland Security; and

WHEREAS, this program does require a 10% match of \$20,000; and

WHEREAS, the required match funds are available in the Fire Department Capital account.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, that Mayor Jerry Cleworth is hereby authorized to accept and execute any and all documents required for requesting funding on behalf of the City.

BE IT FURTHER RESOLVED that Mayor Jerry Cleworth is also authorized to execute subsequent amendments to said grant request to provide for adjustments to the project within the scope of services or tasks, based upon the needs of the project.

PASSED AND APPROVED THIS ____ DAY OF ____, 2011

JERRY CLEWORTH, MAYOR

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

ORDINANCE NO. 5857

**AN ORDINANCE TO AMEND FAIRBANKS GENERAL CODE SECTION
74-117(g)(3) REGARDING PURPOSE OF HOTEL/MOTEL TAX
DISCRETIONARY GRANTS**

WHEREAS, the City's hotel/motel tax was implemented for the primary purpose of funding services for the promotion of the tourist industry and other economic development, and for the funding of services for the general public; and

WHEREAS, revenue from the hotel/motel tax funds discretionary grants which are awarded by the City Council based upon the recommendations of the discretionary fund committee; and

WHEREAS, the primary purpose of the discretionary grants should be the promotion of tourism and other economic development; and

WHEREAS, the current ordinance does not specify this purpose,

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

Section 1. That Fairbanks General Code Section 74-117(g)(3) is amended as follows (new text in **bold and underlined** font, deleted text in ~~strikeout font~~).

Sec. 74-117. – Hotel/motel tax purpose and limitation.

(g) The city council establishes the following criteria and process for the selection and application for discretionary funds.

(3) The City of Fairbanks Discretionary Fund's **primary purpose is promotion of the tourist industry and other economic development in the City of Fairbanks** ~~concentrates its resources in the areas listed in item (a).~~ ~~We~~ **The Fund** cannot support requests for the following:

- (a) Loans, deficits, or debt reduction.
- (b) Endowments.
- (c) Scholarships.
- (d) Health and social services activities.**

Section 2. That the effective date of this ordinance shall be the _____ day of _____ 2011.

Jerry Cleworth, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

Janey Hovenden, CMC, City Clerk

Paul Ewers, City Attorney

City Of Fairbanks



MEMORANDUM

To: City Council Members

From: Jerry Cleworth, City Mayor

A handwritten signature in blue ink, appearing to be "JC", is written over the name "Jerry Cleworth".

Subj: Building Code Review & Appeals Commission

Date: August 22, 2011

There are currently two vacancies on this commission, as the terms of appointment for both Bill Gryder and Gary Pohl expired in December of 2010. Both commission members wish to be reappointed. Therefore, I request your concurrence to the reappointment of:

Mr. Bill Gryder – permanent member. Term to expire: December 31, 2015

Mr. Gary Pohl – permanent member. Term to expire: December 31, 2015

Thank you.

ABC/