

**ORDINANCE NO. 5899**

**AN ORDINANCE TO AMEND FGC SECTION 58-34(a) REGARDING LIMITS ON FUNDING FOR LOCAL IMPROVEMENT DISTRICTS FOR SERVICES**

**WHEREAS**, in 2002, the City amended Article II of Chapter 58 to provide for local improvement districts for services; and

**WHEREAS**, FGC Sec. 58-34(a)(c) provides that the costs of administering and operating local improvement districts must be paid entirely from the district's assessment revenues, fees, grants or donations but not by either general fund or generally levied municipal tax revenues; and

**WHEREAS**, in 2010, the Council amended FGC Sec. 74-117(c)(4) to provide funding for the Community Service Patrol (CSP) in the amount of \$50,000 per year for the years 2011, 2012, 2013, and 2014. This funding was appropriated from the City's 22.5% share of hotel/motel tax revenue, required a cash match of \$140,000, and required that the CSP engage in tactical coordination with the Fairbanks Police Department; and

**WHEREAS**, a limited improvement district for services, which would fund the Clean Team and the CSP, is being proposed for the downtown area of Fairbanks; and

**WHEREAS**, the funding limitation in FGC Sec. 58-34(a)(c) would curtail the funding for the CSP from hotel/motel tax funds if the limited improvement district for services is established; and

**WHEREAS**, one of the purposes of creating a local improvement district in the downtown area is to transition away from City government assisted funding for the CSP; and

**WHEREAS**, retaining the limited time funding of the CSP from the hotel/motel tax will aid in that transition,

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

**Section 1.** FGC Section 58-34(a)(c) is amended as follows [new language in **bold/underline** font; deleted language in ~~strikethrough~~ font]:

**Sec. 58-34(a) Local improvement districts for services.**

\* \* \* \* \*

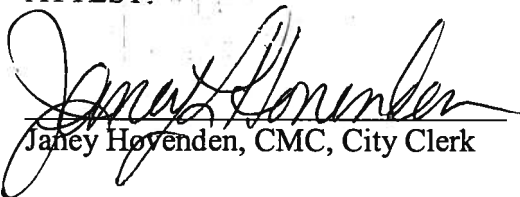
(c) Costs of administering and operating local improvement districts shall be paid entirely from the district's assessment revenues, fees, grants or donations **and may but not be paid** by either general fund or generally levied municipal tax revenues **unless such revenues are specifically appropriated by the Council for a service provided by the local improvement district.**

**Section 2.** The effective date of this ordinance shall be the 27th day of October 2012.

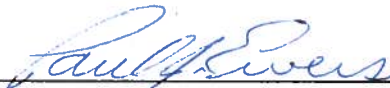
  
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**Jerry Cleworth, City Mayor**

**AYES:** Eberhart, Gatewood, Stiver, Hilling, Matherly, Roberts  
**NAYS:** None  
**ABSENT:** None  
**ADOPTED:** October 22, 2012

**ATTEST:**

  
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Janey Hoyenden, CMC, City Clerk

**APPROVED AS TO FORM**

  
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Paul J. Ewers, City Attorney