

**ORDINANCE NO. 6053**

**AN ORDINANCE AUTHORIZING AND DIRECTING RETENTION OF  
THE PROPERTY LOCATED AT 804 COWLES STREET FOR PUBLIC  
PURPOSE UPON TAX FORECLOSURE**

**WHEREAS**, Alaska Statute Title 29 provides that a tax-foreclosed property may be retained by a municipality for public purpose by adoption of a retention ordinance; and

**WHEREAS**, the City was notified by the Fairbanks North Star Borough that the property located at 804 Cowles Street in the City of Fairbanks, with a legal description of:

Lots One (1) and Two (2), Block One Hundred One (101), TOWNSITE OF FAIRBANKS, according to the official survey of said Townsite, known as the L.S. Robe Map of 1909, reproduced by Karle Theile, US Surveyor General in 1922, records of the Fairbanks Recording District, 4th Judicial District, State of Alaska.

and whose last record owner was Robert Voelker, has been foreclosed- upon by the Borough for nonpayment of property taxes; and

**WHEREAS**, the City has an abatement lien against the property in the amount of \$23,265.88, not including interest at 10.5% per annum; and

**WHEREAS**, if this property is retained, it can be used as a storage/staging area during the Cowles Street Reconstruction Project, Federal Project No. 0641(003).

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

**SECTION 1.** That the City hereby exercises its right to retain Lots 1 and 2, Block 101, Fairbanks Townsite, for public purposes, as provided for under AS 29.45.460.

**SECTION 2.** That the City will pay the Borough its portion of property taxes due and owing, together with applicable fees, estimated at \$6,681, with Capital Funds.

**SECTION 3.** That the effective date of this Ordinance is the \_\_\_\_ day of July 2017.

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**Jim Matherly, City Mayor**

MOTION TO LAY ON THE TABLE:

AYES: Therrien, Rogers, Pruhs, Huntington, Cleworth

NAYS: None

ABSENT: Seat D vacant

ADOPTED:

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
D. Danyielle Snider, CMC, City Clerk

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

L A I D O N T H E T A B L E

**CITY OF FAIRBANKS**  
**FISCAL NOTE**

**I. REQUEST:**

Ordinance or Resolution No: 6053

Abbreviated Title: RETENTION OF PROPERTY LOCATED AT 804 COWLES STREET

Department(s): ENGINEERING

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? see below

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:**

<b>EXPENDITURES:</b>	<b>Equipment</b>	<b>Contracts</b>	<b>Personnel</b>	<b>Total</b>
Tax Foreclosure - Property Taxes & Fees	\$0	\$6,681	\$0	\$6,681
<b>TOTAL</b>	<b>\$0</b>	<b>\$6,681</b>	<b>\$0</b>	<b>\$6,681</b>

<b>FUNDING SOURCE:</b>	<b>Equipment</b>	<b>Contracts</b>	<b>Personnel</b>	<b>Total</b>
City of Fairbanks Capital Fund - Mayor's Contingency	\$0	\$6,681	\$0	\$6,681
<b>TOTAL</b>	<b>\$0</b>	<b>\$6,681</b>	<b>\$0</b>	<b>\$6,681</b>

City has an abatement lien against the property in the amount of \$23,266 for work completed in October 2008. This amount does not include interest at 10.5% per annum totaling \$21,171. The value of the property is \$32,724. If the City receives the appraised value, the general fund would retain \$29,947 and any remaining balance would be transferred to the permanent fund.

Reviewed by Finance Department:

Initial mb

Date 6/15/2017