

RESOLUTION NO. 4847

**A RESOLUTION RATIFYING THE REORGANIZATION OF FMATS AND
THE INCORPORATION OF FAST PLANNING**

WHEREAS, 49 U.S.C. § 5303, as amended by the Fixing America's Surface Transportation Act, which section is identical to 23 U.S.C. § 134 of the Federal Aid Highway Act, requires the designation of a metropolitan planning organization ("MPO") for each urbanized area within the country of at least 50,000 population; and

WHEREAS, an MPO, generally, is comprised of representatives from local government and governmental transportation authorities with the purpose of ensuring regional cooperation in transportation planning and providing a conduit for the federal funding of transportation projects and programs; and

WHEREAS, on March 10, 2003, the Fairbanks City Council passed and approved Resolution No. 4053, which authorized Mayor Thompson to execute the Fairbanks Metropolitan Area Transportation System ("FMATS") Inter-Governmental Operating Agreement and Memorandum of Understanding for Transportation and Air Quality Planning ("FMATS Operating Agreement"); and

WHEREAS, on March 11, 2003, Mayor Thompson signed the FMATS Operating Agreement, joining Fairbanks North Star Borough Mayor Boyles and City of North Pole Mayor Jacobson; and

WHEREAS, on April 14, 2003, Governor Murkowski designated the FMATS Policy Committee as the MPO and cooperative decision making body for the urbanized area of Fairbanks and North Pole and on April 15, 2003, signed the FMATS Operating Agreement; and

WHEREAS, Section 5.2 of the FMATS Operating Agreement describes the composition of the FMATS Policy Committee and sets forth its powers and duties, namely, the "overall responsibility for the implementation of this Agreement, coordination of the FMATS' efforts and responsibilities of the Technical Committee, and the ultimate development and adoption of [a variety of transportation plans]"; and

WHEREAS, on November 2, 2007, the members of the Policy Committee entered into a Memorandum of Understanding for the Implementation of a FMATS Coordinator's Office ("FMATS MOU"), which provided for the hosting of the Coordinator's Office by the City of Fairbanks;

WHEREAS, on December 16, 2013, the FMATS Operating Agreement was amended by all the original parties thereto; and

WHEREAS, after study and discussion, on September 27, 2017, the Policy Committee moved to reorganize FMATS as an independent organization; and

WHEREAS, on March 21, 2018, the Policy Board moved to transition FMATS to a 501(c)(3) organization; and

WHEREAS, on April 18, 2018, the Policy Board moved to rename FMATS as Fairbanks Area Surface Transportation Planning ("FAST Planning"), adopted Articles of Incorporation, and revised its Bylaws; and

WHEREAS, on May 16, 2018, the Policy Board moved to make changes to the Memorandum of Understanding in light of the FMATS transition to FAST Planning; and

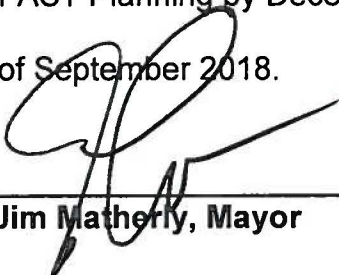
WHEREAS, on June 20, 2018, the Policy Board revised and readopted the FAST Planning Articles of Incorporation and filed the Articles with the Alaska Division of Corporations, Business and Professional Licensing; and

WHEREAS, on June 25, 2018, the State of Alaska issued a Certificate of Incorporation to FAST Planning.

NOW, THEREFORE, BE IT RESOLVED that the Fairbanks City Council ratifies the Policy Board's reorganization of FMATS as an independent, non-profit organization and the incorporation of FAST Planning.

BE IT FURTHER RESOLVED that the Fairbanks City Council authorizes the Mayor to withdraw the City of Fairbanks from the FMATS Memorandum of Understanding (MOU) if FMATS has not made the transition to FAST Planning by December 31, 2018.

PASSED and APPROVED this 24th day of September 2018.



Jim Matherly, Mayor

AYES: PASSED and APPROVED on the CONSENT AGENDA
NAYS: None
ABSENT: Therrien
APPROVED: September 24, 2018

ATTEST:

APPROVED AS TO FORM:



D. Danyielle Snider, CMC, City Clerk



Paul Ewers, City Attorney