

**ORDINANCE NO. 6130**

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE SEC. 2-201  
REGARDING THE FAIRBANKS PARKING AUTHORITY**

**WHEREAS**, the City Council created the Parking Authority in 1988 and stipulated that the new entity be "a self-supporting enterprise"; and

**WHEREAS**, succeeding ordinances in 2003 and 2007 changed the Parking Authority's structure; and

**WHEREAS**, it is necessary to update City Code and the accompanying Parking Management Agreement.

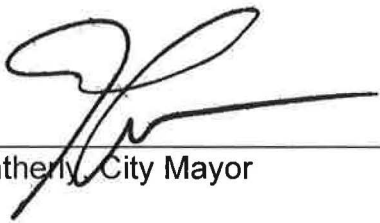
**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:**

**SECTION 1.** That Fairbanks General Code Section 2-201. Delegation of parking enforcement to the Fairbanks Parking Authority, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

**Sec. 2-201. - Delegation of parking enforcement to the Fairbanks Parking Authority d/b/a Golden Heart Parking Service.**

Authority for parking enforcement of the city parking ordinances (for non-moving violations only) is delegated to the Fairbanks Parking Authority, **which was created by the City in 1988 and restructured as an independent non-profit corporation in 2003 and is now doing business as Golden Heart Parking Service** ~~in the area of the city defined by agreement.~~ **The area of parking enforcement will be defined by the Parking Management Agreement between the City and the Fairbanks Parking Authority.** The council, by ordinance, may amend or revoke this delegation at any time. Subject to confirmation by the city council, an employee of ~~the~~ **the** city public works or engineering **department,** with expertise in parking issues or traffic engineering, will be appointed to a seat on the parking authority board of directors. **The FPA is self-supporting and will not receive city funding for on-street parking enforcement.**

**SECTION 2.** That the effective date of the ordinance shall be the 16th day of May 2020.



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Jim Matheny, City Mayor

AYES: Kun, Gibson, Therrien, Pruhs, Cleworth, Rogers  
NAYS: None  
ABSENT: None  
ADOPTED: May 11, 2020

ATTEST:

APPROVED AS TO FORM:



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D. Danyielle Snider, CMC, City Clerk



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Paul J. Ewers, City Attorney

## **PARKING MANAGEMENT AGREEMENT**

The City of Fairbanks and the Fairbanks Parking Authority, d/b/a Golden Heart Parking Service, enter into the following agreement for the management of parking in certain designated area within the City of Fairbanks.

### **Recitals**

**WHEREAS**, an adequate supply of parking (both on-street and in the Downtown Transportation Center) is an important ingredient to a viable and accessible downtown; and

**WHEREAS**, the Fairbanks Parking Authority (FPA) was established by Ordinance No. 4781, as Amended (1988), which was based on the recommendations of an ad hoc committee on downtown parking. Under that ordinance, the FPA was an instrumentality of the City but existed independently and separately from the City; and

**WHEREAS**, in 2003, the city restructured the FPA based upon advice of the city auditors. Under Ordinance No. 5547, as substituted, amended, the FPA became an independent non-profit corporation. The ordinance also granted the mayor the authority to enter into an agreement with the restructured FPA regarding its duties; and

**WHEREAS**, the City and FPA entered into a Parking Management Agreement in 2003, which the parties agree needs revision.

### **Agreement Terms**

1. The FPA will enforce the City's parking ordinances in the area of the City described as:

The north side of 8th Avenue from Barnette Street to Noble Street, then north on Noble to the Chena River, including Griffin Park, then west along the south bank of the Chena River to Wickersham, then south on

Wickersham to 5th Avenue, then east on 5th Avenue to Barnette Street, then south on Barnette Street to 8th Avenue.

If conditions warrant, the FPA may reduce the area of enforcement within that area described above.

2. Within the areas designated in paragraph 1, the FPA, subject to technical review by the City Engineer, is authorized to make provisions for on street parking, including but not limited to handicapped parking, loading zones, two-hour free parking, taxicab and police vehicle parking, and no-parking areas.

3. The City agrees to provide street signage and marking as requested by the FPA, subject to appropriation.

4. The City will consult with FPA regarding parking before starting road construction projects within the designated areas listed above and keep the FPA informed as to regular road or other maintenance activities in these designated areas.

5. Subject to confirmation by the city council, an employee of the city public works or engineering department, with expertise in parking issues or traffic engineering, will be appointed to a seat on the parking authority board of directors.

6. The FPA agrees to provide a hearing board to consider appeals of persons aggrieved by FPA actions.

7. The City agrees to advise, represent, and defend the FPA (including board members, employees, and officers) in any challenge to the authority of the FPA to perform its delegated duties under this agreement, provided that this section does not include or encompass any claims of property damage or personal injury.

8. The city council may terminate this agreement at any time. The FPA may terminate this agreement upon 60 days' written notice to the City.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 2020, at Fairbanks, Alaska.

CITY OF FAIRBANKS

By: \_\_\_\_\_  
Jim Matherly, Mayor

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 2020, at Fairbanks, Alaska.

FAIRBANKS PARKING AUTHORITY

By: \_\_\_\_\_