

## **FINANCE COMMITTEE WORKSESSION AGENDA**

February 2, 2012

5:30 p.m.

(Assembly Chambers)

### **1. MEMORANDA/REPORTS/PRESENTATIONS**

- a. Presentation by the administration regarding Tanana Lakes.

### **2. BUDGET TRANSFERS/CONTRACTS/BID AWARDS**

NONE

### **3. ADVANCED ORDINANCES AND RESOLUTIONS**

- a. ORDINANCE NO. 2012-20-2M. An Ordinance Amending The FY 2011-12 Budget By Appropriating \$726,010 In Federal Pass-Through And State Matching Grant Funds To The Capital Projects Fund For Final Design And Construction Of A Boat Launch And Recreation Facility In The Tanana Lakes Recreation Area. (Sponsor: Mayor Hopkins). **(Page )**
- b. ORDINANCE NO. 2012-04 An Ordinance Providing For An Election For Tax Cap Revision To The Haystack Road Service Area. (Sponsor: Mayor Hopkins) **(Page )**
- c. ORDINANCE NO. 2012-20-2O. An Ordinance Amending The FY 2011-12 Budget By Appropriating \$18,325 From Miscellaneous Revenue To The Capital Projects Fund For The Haystack Service Area Road Upgrades Project. (Sponsor: Mayor Hopkins) **(Page )**
- d. ORDINANCE NO. 2012-20-2N. An Ordinance Amending The FY 2011-12 Budget By Appropriating \$300,000 In Federal Pass-Through Grant Funding To The Transit Enterprise Projects Fund For University Of Alaska Fairbanks MACS Transit Fare For Students, Staff, And Faculty Who Carry A Valid Polar Express Card And By Reducing The Transit Operating Fund Expenditure And Revenue Budgets By \$90,909 For The First Year Of The Project. (Sponsor: Mayor Hopkins) **(Page )**

**ADVANCED ORDINANCES AND RESOLUTIONS - Continued**

- e. ORDINANCE NO. 2012-07. An Ordinance Adopting A Motor Vehicle Registration Tax And Establishing A Vehicle Registration Reserve Allocating The Proceeds To Provide Real Property Relief Through Reduction Of The Areawide Mill Rate and Fund Fire Service Area Capital Expenditures. (Sponsors: Assemblymembers Winters and Want). **(Page )**
  
- f. ORDINANCE NO. 2012-06. An Ordinance Amending FNSB 1.03.060 Regarding Ordinance Procedure And Repealing and Reenacting FNSBC 2.09.035 Regarding Assembly Agendas, Amending The Deadline For Items Placed On The Agenda And Requiring A Fiscal Note For Certain Ordinances. (Sponsor: Assemblymember Want). **(PAGE )**

**4. UNFINISHED BUSINESS**

NONE

**5. OTHER COMMITTEE BUSINESS**

**6. ADJOURNMENT**



# Fairbanks North Star Borough

Parks and Recreation

1920 Lathrop Street PO Box 71267 Fairbanks, Alaska 99707-1267 (907)459-1070 FAX 459-1072

## MEMORANDUM

To: Fairbanks North Star Borough Assembly

Through: Luke Hopkins, Borough Mayor *LH*

From: Mike Bork, Director, Parks and Recreation *MB*

Date: January 26, 2012

Subject: **Ordinance No. 2011-20- 2M**  
TLRA Boat Launch and Recreation Facility Construction

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Attached for your approval is an ordinance amending the FY 2011-12 budget by appropriating \$726,010 from the U.S. Department of the Interior, Fish & Wildlife Service and Alaska Department of Fish and Game for the purpose of completing design and construction of a boat launch ramp and recreation facility in the Tanana Lakes Recreation Area.

The Tanana Lakes Recreation Area Master Plan includes consideration for a boat launch that would provide access to the Tanana River. All permits for construction have been obtained. The boat launch will be operated by the Borough's Department of Parks and Recreation as a component of the Tanana Lakes Recreation Area.

I request your consideration and urge your approval of this ordinance.

Attachment: Ordinance

1 By: Luke T. Hopkins, Mayor  
2 Introduced: 1/26/2012  
3

4 FAIRBANKS NORTH STAR BOROUGH

5  
6 ORDINANCE NO. 2011-20- 2M  
7

8 AN ORDINANCE AMENDING THE FY 2011-12 BUDGET BY APPROPRIATING  
9 \$726,010 IN FEDERAL PASS-THROUGH AND STATE MATCHING GRANT FUNDS  
10 TO THE CAPITAL PROJECTS FUND FOR FINAL DESIGN AND CONSTRUCTION OF  
11 A BOAT LAUNCH AND RECREATION FACILITY IN THE  
12 TANANA LAKES RECREATION AREA

13 WHEREAS, the Alaska Department of Fish and Game (ADF&G) has  
14 made \$726,010 in federal pass-through and state matching grant funds available to the  
15 Fairbanks North Star Borough (Borough) from the U.S. Department of the Interior, Fish  
16 and Wildlife Service (USF&WS), under the Sport Fish Restoration Act Recreational  
17 Boating Access Program, and from ADF&G, respectively, to complete construction of a  
18 boat launch and recreation facility that will provide access to the Tanana River from the  
19 Tanana Lakes Recreation Area (TLRA); and

20 WHEREAS, this ordinance appropriates these funds, which have been  
21 awarded under a Cooperative Agreement between ADF&G and the Borough; and

22 WHEREAS, the Cooperative Agreement requires a \$27,000 cash match,  
23 which will be met from the unexpended portion of a \$200,000 donation previously made  
24 by ConocoPhillips Alaska to the Borough for the development of TLRA; and

25 WHEREAS, the Cooperative Agreement also requires an in-kind match in  
26 the amount of \$66,990, which will consist of construction materials (gravel) provided by  
27 the Borough; and

28 WHEREAS, in Borough Resolution No. 2007-16, the assembly accepted  
29 and approved the Tanana Lakes Recreation Area Master Plan; and

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is underlined  
Text to be deleted is [BRACKETED AND CAPITALIZED]

30 WHEREAS, in Borough Ordinance Nos. 2007-20-2B and 2010-20-1L, the  
31 assembly appropriated funds for design of the boat launch and recreation facility; and

32 WHEREAS, a boat launch ramp and amenities that allow access to the  
33 Tanana River are part of the TLRA Master Plan and are an important consideration in  
34 developing a successful river-based park; and

35 WHEREAS, the development of TLRA is a rare opportunity to cost-  
36 effectively create a superior regional asset and has broad community support.

37 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
38 North Star Borough:

39 Section 1. Classification. This ordinance is not of a general and  
40 permanent nature and shall not be codified.

41 Section 2. Acceptance of Federal Pass-Through and State Matching  
42 Funds. The Borough formally accepts the award of \$726,010 in USF&WS and ADF&G  
43 matching funds under a Cooperative Agreement between ADF&G and the Borough.

44 Section 3. Capital Projects Fund Appropriation. The FY 2011-12 budget  
45 is hereby amended by appropriating \$726,010 to the Capital Projects Fund budgetary  
46 guideline entitled "TLRA Boat Launch" and by increasing estimated revenue from State  
47 grants by a like amount.

48 Section 4. Eligible Expenditure Period. Expenditures incurred subsequent  
49 to the effective date and within the performance period of the executed Cooperative  
50 Agreement are eligible for reimbursement.

51 Section 5. Administrative Fee Waiver. The indirect fee is waived in  
52 accordance with Article IV, Section 4 of the Cooperative Agreement between ADF&G  
53 and the Borough.

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is underlined  
Text to be deleted is [BRACKETED AND CAPITALIZED]

54 Section 6. Contingency. This appropriation is contingent upon receipt of a  
55 signed, fully executed Cooperative Agreement with the ADF&G.

56 Section 7. Effective Date. This ordinance shall be effective at 5:00 P.M.  
57 on the first Borough business day following its adoption.

58  
59  
60 PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.  
61  
62

63  
64 \_\_\_\_\_  
65 Diane Hutchison  
66 Presiding Officer

67 ATTEST:

68 APPROVED:   
69

70 \_\_\_\_\_  
71 Mona Lisa Drexler, MMC  
Borough Municipal Clerk

70 \_\_\_\_\_  
71 A. René Broker  
Borough Attorney

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is underlined  
Text to be deleted is [BRACKETED AND CAPITALIZED]

**FAIRBANKS NORTH STAR BOROUGH  
FISCAL NOTE**

**I. Request**

Ordinance No: 2011-20- Date Introduced: January 26, 2012

Abbreviated Title: \$726,010 for Final Design and Construction of a Boat Launch and Recreation Facility at the Tanana Lakes Recreation Area

**II. Financial Detail**

Department/Division Affected: Public Works/Design & Construction

EXPENDITURE	General Fund	Special Revenue and/or Capital Projects Fund	Capital Projects Fund	Total
	FY 11/12	FY 11/12	FY 11/12	FY 11/12
Personnel Services			85,700	
Contractual Services			580,310	
Capital Outlay			60,000	
<b>Total</b>			<b>726,010</b>	

**SOURCE OF FUNDING**

State Grants			726,010	
<b>Total</b>			<b>726,010</b>	

Specify Funding Sources: Federal Grants-US Department of the Interior, Fish & Wildlife Service (USF&WS); State Matching Funds-Alaska Department of Fish & Game (ADF&G)

**OTHER FUNDING (PREVIOUSLY APPROPRIATED as applicable):**

Cash Match: Conoco Phillips donation			27,000	
In-Kind Match:			66,990	

**III. Project Purpose:**

To complete design and construction of a boat launch and recreation facility for the TLRA





**IV. Analysis of Future Liabilities and Funding Sources:**

Continuing operations and maintenance of the TLRA boat launch and recreation facility. Changes to the user fees and improvements to the facility must be approved by ADF&G. An annual accounting of fees collected and expenditures may be required by ADF&G. If the Borough closes the facility, does not comply with the requirements of the agreement, or terminates the agreement before 12/31/2033, a prorated portion of the funding would have to be refunded.

**V. Fund Certification: I certify that funding sources are available as detailed in II above.**

  
 \_\_\_\_\_  
 Michael E. Lamb  
 Chief Financial Officer

1/9/12  
 Date

	FA	GLA
	GA	CA 
	SpA	C
	TBM	SA 



# Fairbanks North Star Borough Rural Services Division

520 Fifth Avenue, First Floor, Suite D PO Box 71267 Fairbanks, Alaska 99707-1267 (907)459-1223  
FAX 459-1499

TO: Fairbanks North Star Borough Assembly  
THROUGH: Luke Hopkins, Borough Mayor *JAH for LH*  
FROM: Scott Johnson, Director of Public Works *SJ*  
DATE: January 12, 2012  
SUBJECT: Ordinance 2012- 04  
Election for Tax Cap Revision to the Haystack  
Road Service Area

In August, service area commissions received a recommended budget for road maintenance and tax cap election guidelines. Subsequently, the Division of Rural Services received a request from the Haystack Service Area to participate in the March 2012 tax cap election.

The service area requested that their revenue be increased by \$11,490. This will add approximately 1.079 mills to their current rate of 3.615, giving them a new mill rate of approximately 4.694

The Haystack Road Service Area held a public meeting to discuss budget issues. The commission submitted a request to increase their budget. The listed mill rates were calculated from the 2011 certified tax values.

I urge adoption of this ordinance.

Attachments: Ordinance  
Service Area Map  
Staff Report  
Letter to Commissioner  
Service Area Commission Meeting Minutes

By: Luke T. Hopkins, Mayor  
Introduced: January 12, 2012

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2012 -04

AN ORDINANCE PROVIDING FOR AN ELECTION FOR TAX CAP REVISION TO THE  
HAYSTACK ROAD SERVICE AREA

WHEREAS, FNSB 3.08 provides for revision of the tax cap amount by voters within taxing jurisdictions, by election; and

WHEREAS, the Haystack Road Service Area Commission has indicated that their present tax cap produces insufficient funds to provide adequate maintenance and capital construction services; and

WHEREAS, the election is required for a taxing jurisdiction to determine if the voters authorize an increase to their taxes in order to provide those services.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Election. An election shall be held pursuant to FNSBC 2.12.040 (C) on the fourth Tuesday of March, March 27, 2012, within the area shown on the map Exhibit A, attached hereto, to place before the registered voters residing within the Haystack Road Service Area the following question:

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is **underlined & bold**  
Text to be deleted is **[BRACKETED, CAPITALIZED & BOLD]**

32 "Shall the Haystack Road Service Area be authorized to increase its  
33 annual property tax revenue in the amount of \$11,490 in order to adequately fund road  
34 maintenance and capital construction services?"

35  
36 An increase of \$11,490 will add approximately 1.079 mills to the rate  
37 allowed by the existing tax cap.

38  
39 Section 3. Effective date. This ordinance shall be effective at 5:00 p.m.  
40 on the first borough business day following its adoption.

41  
42 PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

43  
44  
45  
46 \_\_\_\_\_  
47 Diane Hutchison  
48 Presiding Officer

49 ATTEST:  
50  
51  
52 \_\_\_\_\_  
53 Mona Lisa Drexler, MMC  
54 Borough Municipal Clerk

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57  
58 APPROVED:  
59   
60 \_\_\_\_\_  
61 A. René Broker  
62 Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is underlined & bold  
Text to be deleted is [BRACKETED, CAPITALIZED & BOLD]



## STAFF REPORT

### Ordinance for the Tax Cap Revision to the Haystack Road Service Area

NARRATIVE. Each year service areas are given the opportunity to participate in an election to adjust their tax cap. On August 18, 2011, commissioners were mailed a letter that contained a recommended amount for adequate road maintenance along with detailed guidelines on requesting participation in the tax cap adjustment election.

The Haystack Road Service Area held a publicly noticed meeting on September 2, 2011, to discuss budget issues. Eight residents attended the meeting. Based on discussion including public comment in favor of a tax cap increase, the service area commission voted to participate in a tax cap election to increase their tax cap. The meeting minutes reflect that the service area commissioners in attendance voted to hold an election to raise their tax cap to \$50,000, an increase of \$11,490.

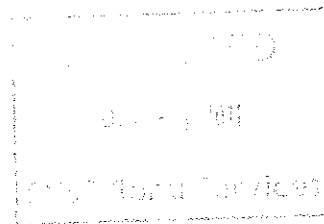
2011 Service Area Taxable Assessment:	\$10,651,372
Current Tax Cap:	\$ 38,510
Current Mill Rate:	3.615
FY 12 Operating Budget:	\$34,250
Amount FY 12 Budget was supplemented from the Service Area Fund Balance:	\$0
Current Fund Balance:	\$30,389
FY 12 Expenditures as of 11/30/11:	\$0
Initial Taxing Year:	2000
Number of Commissioners:	3
Road Miles Maintained:	12.03

HAYSTACK SERVICE AREA

Meeting September 2, 2011 6:30 PM

In attendance:

Alden Pietila  
Melissa Pietila  
Craig Van Dyke  
Ralph Snodgrass  
Jim Dunlap  
Dennis Philips  
Peggy Philips  
Lois Sannes



Meeting called to order by Jim Dunlap.

Minutes of last meeting read and approved.

Old Business:

Torn Culverts

Response from Pat/M&M, they did not do the damage. Pat is to write a statements.

Current road construction (\$635,000) is out of money. No gravel will be added past the fist .5 mile. Expect the first 100 ft of the road from the Elliott to be paved.

New Business:

Additional money for next year.

We can apply for grant money on a 90/10% basis. To come up with the 10% we could get a load or raise the tax cap.

Dennis Philips motioned to raise the tax cap to \$50,000, Jim Dunlap second the motion. Motioned passed.

The commission members will look into finding other funds.

~~Project: Ask for \$250,000 to work on Middle Park for ditch pulling and gravel cap. Motion made by Jim Dunlap. Lois Sannes seconds motion. Motion passed.~~

Jim Dunlap motions that the commission requests the borough reconsiders annexing the residents of the Ft. Chatanika, Haystack Ridge, Thornbrook and Vandenberg to be part of the service area. Dennis Philips seconds the motion. Motion passed.

Road signs:

There are funds available at the borough for road specific (street markers) signs. Jim will get a list and go to the borough.

Jim Dunlap motion to ask the borough to change the name of Haystack Dr. to Upper Haystack for emergency responders (the road does not go around as the plat map shows)

Dennis Philips seconds. Motion passed.

A reminder was made regarding the upcoming commissioner's meeting and assembly meeting.

Meeting adjourned

TAX CAP ELECTION REQUEST

The HAYSTACK Service Area is requesting inclusion in the Spring election to increase our tax (revenue) cap.

- The Service Area held a meeting and attendees favored increasing the tax cap. Minutes and sign up sheet are attached.
- A survey was taken of service area residents. Respondents favored increasing the tax cap. A copy of the survey and detailed results are attached.

The Service Area would like to increase the current tax (revenue) cap by \$ 12,000.  
This would add approximately 2 mill(s) to the current mill rate.

New Service Area budget \$ 50,000  
Approximate total (new) mill rate 5.5

How was the meeting advertised or survey taken? YES

Please include our service area in the upcoming election.

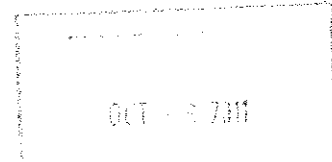
Thank you.

[Signature]  
Commissioner 9/13/11  
Date

[Signature]  
Commissioner 9-22-11  
Date

[Signature]  
Commissioner 10-5-11  
Date

Attachments Service Area meeting minutes / sign in sheet  
Copy of Survey / results



Return To FNSB Rural Services Division  
520 Fifth Avenue, First Floor Suite D  
PO Box 71267  
Fairbanks, AK 99707-1267



# Fairbanks North Star Borough Department of Public Works

809 Pioneer Road \* PO Box 71267 \* Fairbanks, Alaska 99707-1267 \* (907)459-1345 FAX 459-1330

## MEMORANDUM

**TO:** Fairbanks North Star Borough Assembly

**THRU:** Luke Hopkins, Borough Mayor *LH*

**FROM:** Scott Johnson, Director *SJ*  
Department of Public Works

**DATE:** January 26, 2012

**SUBJECT:** Ordinance 2011-20- 20  
Additional Appropriation for the Haystack Service Area Road  
Upgrades Project

Attached for your approval is a proposed budget ordinance. This ordinance amends the FY 2011-12 budget by appropriating a \$18,325 bid security to be used for the Haystack Service Area Road Upgrades Project.

The low bid contractor for the project was non-responsive, failed to execute the contract and subsequently forfeited the bid security. This caused time delay, loss of the construction season and eventual award to the next lowest bidder. The net result was increased cost to the project. Recovery of the bid security to the project will help with the additional cost incurred and completion of the project.

I urge its adoption.

Attachment

By: Luke T. Hopkins, Mayor  
Introduced: 1/26/2012

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2011-20-20

AN ORDINANCE AMENDING THE FY 2011-12 BUDGET BY APPROPRIATING \$18,325 FROM MISCELLANEOUS REVENUE TO THE CAPITAL PROJECTS FUND FOR THE HAYSTACK SERVICE AREA ROAD UPGRADES PROJECT

WHEREAS, Fairbanks North Star Borough Code 16.45.010 requires bid security in an amount equal to at least five percent of the amount of the bid for all competitive sealed bidding for construction contracts when the price is estimated by the public works director to exceed \$20,000; and

WHEREAS, in Ordinance No. 2009-20-1G, \$35,729 was appropriated for the Haystack Service Area Road Upgrades Project (the Project); and

WHEREAS, North Star Construction Equipment, Inc. submitted the low bid for the Project and the contract award was approved by the Assembly August 12, 2010; and

WHEREAS, North Star Construction Equipment, Inc. was declared a non-responsive/responsible bidder for failing to execute the standard form of agreement and provide the payment and performance bonds and insurance certificates within 10 days of the notice of award; and

WHEREAS, the bid security in the amount of \$18,325 was forfeited by North Star Construction Equipment, Inc. to the Borough; and

WHEREAS, the purpose of the bid security is to provide for the additional cost to the project when the Borough does not receive benefit of the low bid.

35 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
36 North Star Borough:

37

38 Section 1. Classification. This ordinance is not of a general and  
39 permanent nature and shall not be codified.

40

41 Section 2. Capital Projects Fund Appropriation. The FY2011-12 budget  
42 is hereby amended by appropriating \$18,325 to the Capital Projects Fund budgetary  
43 guideline entitled "Haystack Service Area Road Upgrades Project" and by increasing  
44 miscellaneous revenue by a like amount.

45

46 Section 3. Lapse of Funds. Upon completion or abandonment of the  
47 project, any unexpended, unencumbered funds, up to the amount of the bid security,  
48 will lapse to the General Fund fund balance.

49

50 Section 4. Effective date. This ordinance shall be effective at 5:00 p.m.  
51 on the first Borough business day following its adoption.

52

53 PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

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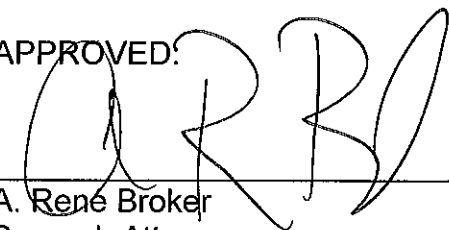
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\_\_\_\_\_  
Diane Hutchison  
Presiding Officer

ATTEST:

APPROVED:

  
\_\_\_\_\_  
A. René Broker  
Borough Attorney

\_\_\_\_\_  
Mona Lisa Drexler, MMC  
Borough Municipal Clerk

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be added is underlined  
Text to be deleted is [BRACKETED AND CAPITALIZED]

FAIRBANKS NORTH STAR BOROUGH  
FISCAL NOTE

I. Request

Ordinance No: 2011-20- Date Introduced: January 26, 2012  
 Abbreviated Title: \$18,325 for Haystack Service Area Road Upgrades

II. Financial Detail

Department/Division Affected: Public Works/Design & Construction

EXPENDITURE	Service Area Fund	Capital Projects Fund	Fund Group	Total
	FY 11/12	FY 11/12	FY 11/12	FY 11/12
Personnel Services				
Commodities				
Contractual Services		18,325		
Capital Outlay				
Other - Awaiting Budget				
<b>Total</b>		<b>18,325</b>		

SOURCE OF FUNDING

Miscellaneous Revenue (bid security)		18,325		
Federal Funds				
State Funds				
Contribution From Service Area Fund				
<b>Total</b>		<b>18,325</b>		

Specify Funding Source: forfeited bid security for the Haystack Service Area Road Upgrades Project

OTHER FUNDING (PREVIOUSLY APPROPRIATED as applicable):

Ordinance No. 2009-20-1G		35,729		

III. Project Purpose:

To provide for road upgrades

IV. Analysis of Future Liabilities and Funding Sources:

Continuing road maintenance

V. Fund Certification: I certify that funding sources are available as detailed in II above.

  
 Michael E. Lamb  
 Chief Financial Officer

1/9/12  
 Date

CEA	SA	MP
GLA	GA	
CA	SpA	
C	TBM	RM



# Fairbanks North Star Borough

809 Pioneer Road

P.O. Box 71267

Fairbanks, Alaska 99707-1267

907/459-1000

[www.co.fairbanks.ak.us](http://www.co.fairbanks.ak.us)

To: Fairbanks North Star Borough Assembly

Through: Luke T. Hopkins, Borough Mayor *LTH*

From: Glenn Miller, Director Transportation Department

Date: January 26, 2012

Subject: Ordinance 2011-20-2N  
University of Alaska Fairbanks Transit Fares for Students, Faculty,  
and Staff with a Valid Polar Express Card

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Attached for your approval is a proposed budget ordinance appropriating \$300,000 in Federal Highway Administration, Congestion Mitigation Air Quality (CMAQ) funds, passed through the Alaska Department of Transportation and Public Facilities (ADOT&PF), and made available to the Fairbanks North Star Borough for University of Alaska Fairbanks transit fares for students, staff and faculty who carry a valid Polar Express card.

I request your consideration and urge your approval of this ordinance.

Attachment:  
Third Party Agreement

By: Luke T. Hopkins, Mayor  
Introduced: 1/26/2012

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2011-20- 2N

AN ORDINANCE AMENDING THE FY 2011-12 BUDGET BY APPROPRIATING \$300,000 IN FEDERAL PASS-THROUGH GRANT FUNDING TO THE TRANSIT ENTERPRISE PROJECTS FUND FOR UNIVERSITY OF ALASKA FAIRBANKS MACS TRANSIT FARES FOR STUDENTS, STAFF, AND FACULTY WHO CARRY A VALID POLAR EXPRESS CARD AND BY REDUCING THE TRANSIT OPERATING FUND EXPENDITURE AND REVENUE BUDGETS BY \$90,909 FOR THE FIRST YEAR OF THE PROJECT

WHEREAS, the Fairbanks North Star Borough (Borough) has worked with the University of Alaska Fairbanks (UAF) in a Large Employer Subsidized Transit Program (LEST Program) since 2008, benefiting both the community's environment and each individual rider's economics; and

WHEREAS, the ridership utilizing this program encompasses 28% of the total ridership of the entire Metropolitan Area Commuter System (MACS); and

WHEREAS, the State of Alaska Department of Transportation and Public Facilities (ADOT&PF) has made available \$300,000 (\$100,000 for each of the next three fiscal years) of Federal Highway Administration, Congestion Mitigation and Air Quality (CMAQ) funds so that any UAF student, staff, or faculty can ride any MACS Transit bus route free of charge upon showing a valid Polar Express card; and

WHEREAS, the Internal Revenue Service (IRS) allows subsidized transportation benefits to encourage employees to utilize alternative transportation means, including mass transit; and

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT  
Text to be *added* is underlined  
Text to be *deleted* is [BRACKETED AND CAPITALIZED]

34 WHEREAS, authorized participants in the program included UAF  
35 students, staff, and faculty who carry a valid Polar Express card; and

36  
37 WHEREAS, the continuation of such a program with UAF will help reduce  
38 the use of personal vehicles and ease parking and road congestion; and

39  
40 WHEREAS, the reduction in the use of personal vehicles reduces the  
41 emission of carbon monoxide and fine particulates and thereby supports the Borough's  
42 Air Quality Control Plan for carbon monoxide compliance and further reduces the  
43 emission of fine particulates for which the Borough frequently experiences unhealthy  
44 wintertime levels; and

45  
46 WHEREAS, there is no cash match required for these CMAQ funds.

47  
48 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
49 North Star Borough:

50  
51 Section 1. Classification. This ordinance is not of a general and  
52 permanent nature and shall not be codified.

53  
54 Section 2. Acceptance of Federal Pass-Through Grant Funds. The  
55 Borough formally accepts the award of \$300,000 in federal CMAQ grant funds passed  
56 through ADOT&PF for University of Alaska Fairbanks transit fares for students, staff and  
57 faculty.

58 Section 3. Transit Enterprise Operating Fund Appropriation. The FY  
59 2011-12 budget is hereby amended by reducing the "Department of Transportation"  
60 budgetary line item by (\$90,909) and by reducing Fares revenues by a like amount.

61

CODE AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

Text to be *added* is underlined

Text to be *deleted* is [BRACKETED AND CAPITALIZED]

62 Section 4. Transit Enterprise Projects Fund Appropriation. The FY  
63 2011-12 budget is hereby amended by appropriating \$300,000 to the Transit Enterprise  
64 Projects Fund budgetary guideline entitled "UAF Free Transit Rides" and by increasing  
65 estimated revenue from State grants by a like amount.

66  
67 Section 5. Prior Expenditure Reimbursement. Expenditures incurred  
68 within the effective dates for the signed grant agreement are eligible for reimbursement.

69  
70 Section 6. Effective date. This ordinance shall be effective at 5:00 p.m.  
71 on the first Borough business day following its adoption.

72  
73  
74 PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.  
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79

80 \_\_\_\_\_  
81 Diane Hutchison  
82 Presiding Officer

83 ATTEST:

84 APPROVED:



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87 \_\_\_\_\_  
88 Mona Lisa Drexler, MMC  
89 Borough Municipal Clerk

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87 \_\_\_\_\_  
88 A. René Broker  
89 Borough Attorney

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**FAIRBANKS NORTH STAR BOROUGH  
FISCAL NOTE**

I. Request

Ordinance No: 2011-20- Date Introduced: January 26, 2012

Abbreviated Title: \$300,000 In Federal Pass-Through Grant Funding for University of Alaska Fairbanks Transit Fares for Students, Faculty, and Staff with a Valid Polar Express Card

II. Financial Detail

Department/Division Affected: Transportation/Transit

EXPENDITURE	Transit Enterprise Operating Fund	Transit Enterprise Projects Fund	Capital Projects Fund	Total
	FY 11/12	FY 11/12	FY 11/12	FY 11/12
Personnel Services				
Commodities	(90,909)	272,727		
Capital Outlay				
Indirect		27,273		
Other - Awaiting Budget				
<b>Total</b>	<b>(90,909)</b>	<b>300,000</b>		

SOURCE OF FUNDING

Fares	(90,909)			
Federal Grants				
State Grants		300,000		
<b>Total</b>	<b>(90,909)</b>	<b>300,000</b>		

Specify Funding Sources: U.S. Department of Transportation/Federal Highway Administration (FHWA), passed through the Alaska Department of Transportation and Public Facilities (ADOT&PF)

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

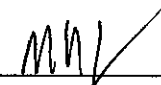

III. Project Purpose:

To provide transit fares for University of Alaska Fairbanks students, faculty and staff




IV. Analysis of Future Liabilities and Funding Sources:

None

V. Fund Certification: I certify that funding sources are available as detailed in II above.

  
 \_\_\_\_\_  
 Michael E. Lamb  
 Chief Financial Officer

1/9/12  
 Date

	FA	GLA	
	GA	CA	
	SpA	C	
	TBM	SA	MP

1 By: Nadine Winters  
2 Matt Want  
3 Introduced: January 26, 2012  
4

5  
6 FAIRBANKS NORTH STAR BOROUGH

7  
8 ORDINANCE NO. 2012 - 07  
9

10 AN ORDINANCE ADOPTING A MOTOR VEHICLE REGISTRATION TAX AND  
11 ESTABLISHING A VEHICLE REGISTRATION RESERVE ALLOCATING THE  
12 PROCEEDS TO PROVIDE REAL PROPERTY RELIEF THROUGH REDUCTION OF  
13 THE AREAWIDE MILL RATE AND FUND FIRE SERVICE AREA CAPITAL  
14 EXPENDITURES  
15

16 WHEREAS, municipalities may request the state to levy a motor vehicle  
17 registration tax in their municipality and receive the proceeds, minus a collection fee;  
18 and  
19

20 WHEREAS, approximately seventeen other municipalities including the  
21 Municipality of Anchorage, Juneau, Mat-Su Borough and the Kenai Peninsula Borough,  
22 currently levy a motor vehicle registration tax; and  
23

24 WHEREAS, unlike property taxes, revenue from the motor vehicle  
25 registration tax can be allocated to all borough taxing jurisdictions (areawide,  
26 nonareawide and service areas); and  
27

28 WHEREAS, through application of the borough's revenue cap, revenue  
29 received from the motor vehicle registration tax will reduce the total allowable tax  
30 revenue derived from real property taxes;  
31

32 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
33 North Star Borough:  
34

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Text to be *deleted* is [BRACKETED AND CAPITALIZED]

35 Section 1. This ordinance is of a general and permanent nature and shall  
 36 be codified.

37  
 38 Section 2. Title Three of the Fairbanks North Star Borough Code is  
 39 amended to add Chapter 3.56 as follows:

40  
 41 3.56.010 Tax levy on motor vehicle registration. There is levied in the borough a  
 42 motor vehicle registration tax pursuant to the provisions of AS 28.10.431 as such statute  
 43 may be hereafter amended, revised, or replaced according to the following schedules:

44  
 45 A. There is a biennial tax levied in the borough upon motor vehicle subject to  
 46 the State of Alaska's registration fee. The biennial tax shall be according to the  
 47 following schedule:

48

<u>VEHICLE TYPE</u>	<u>BIENNIAL TAX ACCORDING TO AGE OF VEHICLE SINCE MODEL YEAR</u>							
	<u>1<sup>st</sup></u>	<u>2<sup>nd</sup></u>	<u>3<sup>rd</sup></u>	<u>4<sup>th</sup></u>	<u>5<sup>th</sup></u>	<u>6<sup>th</sup></u>	<u>7<sup>th</sup></u>	<u>8<sup>th</sup> or over</u>
<u>1. Motorcycle</u>	<u>25</u>	<u>25</u>	<u>25</u>	<u>25</u>	<u>25</u>	<u>25</u>	<u>25</u>	<u>25</u>
<u>2. Vehicles specified in AS 28.10.421(b)(1): Noncommercial passenger vehicles, motor homes, and low speed vehicles</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
<u>3. Vehicles specified in AS 28.10.421(b)(3): Taxicabs</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
<u>4. Vehicles specified in AS 28.10.421(c)(1)—(4): commercial vehicles for hire based on unladen weight of</u>								

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	<u>a. 5,000 pounds or less</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
	<u>b. 5,001—12,000 pounds</u>	<u>220</u>	<u>220</u>	<u>220</u>	<u>220</u>	<u>220</u>	<u>110</u>	<u>110</u>	<u>110</u>
	<u>c. 12,001—18,000 pounds</u>	<u>330</u>	<u>330</u>	<u>330</u>	<u>330</u>	<u>330</u>	<u>170</u>	<u>170</u>	<u>170</u>
	<u>d. 18,001 pounds and over</u>	<u>500</u>	<u>464</u>	<u>428</u>	<u>392</u>	<u>356</u>	<u>320</u>	<u>284</u>	<u>250</u>
5.	<u>Vehicles specified in AS 28.10.421(b)(4): Motor buses with a seating capacity for 20 or more persons and used exclusively for commercial purposes in the transporting of visitors or tourists</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
6.	<u>Vehicles specified in AS 28.10.421(b)(6): Noncommercial trailers, including rental trailers</u>	<u>20</u>	<u>20</u>	<u>20</u>	<u>20</u>	<u>20</u>	<u>20</u>	<u>20</u>	<u>20</u>
7.	<u>Vehicles specified in AS 28.10.421(d)(8): Amateur mobile radio station vehicles</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
8.	<u>Vehicles specified in AS 28.10.421(b)(2): Pick up trucks or vans not exceeding 10,000 pounds unladen weight and not registered in the name of a company or business</u>	<u>150</u>	<u>140</u>	<u>130</u>	<u>120</u>	<u>110</u>	<u>100</u>	<u>90</u>	<u>70</u>
9.	<u>Vehicles eligible for dealer plates under AS 28.10.421(d)(9):</u>	<u>150</u>							

49

50 B. Should a motor vehicle for any reason be subject to an annual tax in lieu  
51 of a biennial tax then the annual tax shall be half of the biennial tax rate for that vehicle  
52 as specified in subsection A.

53

54 Section 3. Vehicle Registration Reserve and Allocation of Revenue.  
55 There is hereby established a separate cost center, within the appropriate fund, to be

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56 entitled the Vehicle Registration Reserve. The Vehicle Registration Reserve shall be  
57 used to account for the cash placed into it by collecting vehicle registration fees. Such  
58 fees will be accumulated for two purposes: 1) ninety percent (90%) will be used as a  
59 revenue source in future budgets to reduce the areawide mill rate, and 2) ten percent  
60 (10%) will be used for Borough fire service area capital expenditures. All expenditures  
61 of these funds must be made by an appropriation ordinance.

62

63 Section 4. Effective Date. This ordinance shall be effective on January 1,  
64 2013.

65

66 PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

67

68

69

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71

72

73 ATTEST:

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76 \_\_\_\_\_  
77 Mona Lisa Drexler, MMC  
Borough Municipal Clerk

\_\_\_\_\_  
Diane Hutchison  
Presiding Officer

APPROVED:

\_\_\_\_\_  
A. René Broker  
Borough Attorney

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By: Matt Want  
Introduced: January 26, 2012

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2012 - 06

AN ORDINANCE AMENDING FNSB 1.03.060 REGARDING ORDINANCE  
PROCEDURE AND REPEALING AND REENACTING FNSBC 2.09.035 REGARDING  
ASSEMBLY AGENDAS, AMENDING THE DEADLINE FOR ITEMS PLACED ON THE  
AGENDA AND REQUIRING A FISCAL NOTE FOR CERTAIN ORDINANCES

WHEREAS, code provisions addressing the handling of assembly  
agendas should be separated from other provisions governing the conduct of assembly  
meetings; and

WHEREAS, the deadline for submission of agenda items needs to be  
changed in order to allow the clerk time to properly notice all agenda items; and

WHEREAS, the assembly should be provided with an estimated summary  
of fiscal impacts of proposed ordinances so that it can properly consider all those fiscal  
impacts in its deliberations.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
North Star Borough:

Section 1. This ordinance is of a general and permanent nature and shall  
be codified.

Section 2. FNSB 2.09.030 E. is repealed and reenacted in a new section  
as follows:

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2.09.035 Assembly Agenda

A. The presiding officer shall establish and have charge of the calendaring of the agenda of the assembly, subject to an appeal by an assembly-member.

1. The assembly shall not transact any business not on the agenda. The presiding officer shall bring the business before the assembly in the order stated on the agenda as amended.

2. The mayor, an assemblymember, or a city representative may introduce an ordinance at a regular meeting in accordance with agenda deadlines established by the presiding officer.

3. The clerk shall cause notice of a public hearing to be published not later than five days before each regular meeting.

4. Assemblymembers may propose amendments to any business before the assembly.

5. Amendments to proposed ordinances shall be submitted in writing where practicable.

6. An ordinance takes effect as provided for in FNSBC 1.03.060. The clerk and the presiding officer of the assembly shall attest to all ordinances.

7. Business requiring assembly action may be placed on a consent agenda for approval by a single motion. Resolutions that are not policy matters may be placed for approval on the consent agenda. Ordinances to be advanced may be removed from the consent agenda by request of two assemblymembers. Other consent agenda items may be removed by request of a single assemblymember. If an item is removed from the consent agenda, it shall be considered separately as the last item of new business.

8. Resolutions concerning public policy matters that are not regular agenda items shall be advanced to the next regular assembly meeting for action by the body.

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61 9. Items submitted to the borough clerk not later than 12:00 noon on  
62 the second [WEDNESDAY] Tuesday prior to the regular assembly meeting shall be  
63 placed on the assembly agenda. No further items shall be added to the agenda except  
64 by a majority vote of the assemblymembers.

65 B. Prior to any ordinance or appropriation being placed on the agenda, it  
66 shall have legal review and approval. Legal review shall occur in order of receipt.

67 C. A proposed ordinance must, prior to introduction, be accompanied by a  
68 fiscal note to the extent required in this section.

69 1. A fiscal note shall be a brief informational document conveying the  
70 estimated fiscal impact of the proposed ordinance on the borough for at least the  
71 current and the next four fiscal years based on current costs and rates. The estimated  
72 fiscal impact shall contain all relevant information useful to the assembly in its  
73 deliberations including:

74 a. whether the proposed ordinance is estimated to impact  
75 revenue,

76 b. the number and type of new positions which may be  
77 required,

78 c. if the proposed ordinance changes policy, a comparison of  
79 the costs and benefits from making the change versus continuing with current policy,

80 d. identification of any direct fiscal impact on a borough  
81 department or program,

82 e. whether the ordinance is estimated to require the  
83 construction of or remodeling of any physical facilities, and

84 f. the estimated amount of non-borough funds that may be  
85 received to fund the proposed ordinance.

86 2. Unless the sponsor certifies in writing that the ordinance has no  
87 significant fiscal impact, a fiscal note is required for all ordinances that authorize any of  
88 the following:

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- 89                    a. A new or expansion of services which entails additional  
90 costs beyond that approved in the current adopted budget;  
91                    b. A commitment of funding in the future under certain,  
92 specified conditions;  
93                    c. Lease-purchase or other agreements which may require  
94 additional funding beyond that approved in the current adopted budget; or  
95                    d. A capital improvement project that increases maintenance  
96 (including janitorial, snow removal or other similar costs) or operating costs over the  
97 current adopted budget and/or requires funding not approved in the current budget.  
98                    3. The Chief Financial Officer shall be responsible for the preparation  
99 of all fiscal notes. The Chief Financial Officer shall establish and submit to the  
100 Assembly for approval by motion a process, including form, content and timing for the  
101 preparation of fiscal notes.

102  
103                    Section 3. FNSB 1.03.060 A. is hereby amended as follows:

104                    A. An ordinance is introduced in writing in the form required by the assembly  
105 and must meet the agenda requirements of FNSBC 2.09.035.

106  
107                    Section 4. Effective Date. With the exception Section 2, C. 1 and 2, this  
108 ordinance shall be effective at 5:00 p.m. of the first Borough business day following its  
109 adoption. Section 2, C. 1 and 2 (the requirement of a fiscal note) shall be effective 60  
110 days following its adoption.

111  
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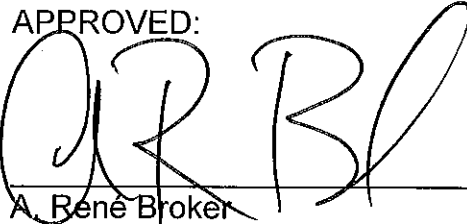
PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

ATTEST:

\_\_\_\_\_  
Mona Lisa Drexler, MMC  
Borough Municipal Clerk

\_\_\_\_\_  
Diane Hutchison  
Presiding Officer

APPROVED:

  
\_\_\_\_\_  
A. René Broker  
Borough Attorney

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