

ASSEMBLY

Mike Musick, Presiding Officer
Guy Sattley, Deputy Presiding Officer
Tim Beck
Hank Bartos
Joseph Blanchard II
Kelly Brown
Nadine Winters
Matt Want

BOROUGH MAYOR

Luke T. Hopkins

BOROUGH ATTORNEY

Rene Broker

BOROUGH CLERK

Mona Lisa Drexler, MMC

FAIRBANKS NORTH STAR BOROUGH

Regular Assembly Meeting

January 14, 2010

Borough Chambers

6:00 p.m.

1. **CALL TO ORDER**
2. **NON-SECTARIAN INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **APPROVAL OF AGENDA AND CONSENT AGENDA**

(Approval of the consent agenda passes all routine items indicated by an asterisk (*) on the agenda. Consent agenda items are not considered separately unless an Assemblymember(s) so requests. Note: If the consent item to be removed is an ordinance up to be introduced, advanced, or referred, it takes two Assemblymembers to remove the item from the consent agenda. In the event of such a request, the item is returned to the general agenda.)

6. CITIZEN'S COMMENTS – Limited To Three (3) Minutes (Citizen's Comments must conclude by 6:50 p.m.)

- a. A citizen may speak on agenda items not scheduled for public hearing. Memorandums, Bid Awards, Unfinished Business (items postponed from previous meetings, reconsideration, or notice of intent to rescind), Resolutions, or Ordinances being advanced to a public hearing on a different date.
- b. Items other than those appearing on the agenda (this is the section to speak on anything **Not Scheduled** on the agenda).

7. APPROVAL OF MINUTES

- *a. Regular Assembly Meeting minutes of November 12, 2009.
- *b. Regular Assembly Meeting minutes of December 10, 2009.
- *c. Special Assembly Meeting minutes of December 15, 2009.
- *d. Special Assembly Meeting minutes of December 15, 2009.

8. COMMUNICATIONS TO THE ASSEMBLY

- a. Report from the City of Fairbanks Representative.
- b. Report from the City of North Pole Representative.
- c. Report from the School Board Representative.
- *d. Memorandum from Mayor Hopkins dated January 14, 2010 regarding the appointment of Kevin D. Adamson to the Board of Equalization. **(PAGE 46)**
- *e. Memorandum from Mayor Hopkins dated January 14, 2010 regarding the appointments of Fred Schlutt & Howard (Buzz) Otis to the Economic Development Commission. **(PAGE 53)**
- *f. Memorandum from Mayor Hopkins dated January 14, 2010 regarding the appointments of Helen Clark, Charles Simmons, & Bill Holden to the Library Commission. **(PAGE 56)**
- *g. Memorandum from Mayor Hopkins dated January 14, 2010 regarding the appointments of various Service Area Commissioners. **(PAGE 63)**

Communications – continued

- h. An Appeal for Waiver of Penalty and Interest on Property Taxes for Englander Abe Living Trust – Lot 21, Block 3, Wildview Acres, 2nd Addition, submitted by Meryl N. Pierce, c/o Englander Abe Living Trust, dated January 5, 2010. **(PAGE 64)**

9. MESSAGES FROM THE BOROUGH MAYOR

10. REPORTS OF SPECIAL AND STANDING COMMITTEES

11. SPECIAL ORDERS – Public Hearing At 7:00 p.m. (Comments limited to three (3) minutes)

- a. Liquor License – Transfer – Package Store **(PAGE 75)**

From: Wagon's North Trading Post – License #68
Helen M. Kennedy
3342 Chena Hot Springs Road

To: No DBA
Market Basket Inc.
No Premise

- b. [ORDINANCE NO. 2009-52](#). An Ordinance Amending FNSB 2.09.010 I Concerning Membership Of The Assembly Road Service Area Committee. (Sponsor: Assemblymember Winters) **(PAGE 79)**
- c. [ORDINANCE NO. 2009-53](#). An Ordinance Altering The Boundaries Of The Steese Fire Service Area To Include Tax Lots 3102 And 3213, Sections 31 And 32, T1N, R1E, Fairbanks Meridian. (Sponsor: Mayor Hopkins) **(PAGE 81)**
- d. [ORDINANCE NO. 2009-54](#). An Ordinance Adopting The North Pole Land Use Plan As An Element Of The Fairbanks North Star Borough Regional Comprehensive Plan. (Sponsor: Mayor Hopkins) **(PAGE 86)**
- e. [ORDINANCE NO. 2009-20-1Q](#). An Ordinance Amending The FY 2009-10 Budget By Appropriating \$478,200 In Federal Pass-Through Grant Funding To The Special Revenue And/Or Capital Projects Funds For Emergency Planning And The Purchase Of Communications, Security, And Hazardous Materials Response Equipment. (Sponsor: Mayor Hopkins) **(PAGE 103)**

Public Hearing - continued

- f. [ORDINANCE NO. 2009-56](#). An Ordinance Authorizing The Issuance Of General Obligation Bonds Of Fairbanks North Star Borough (1) In A Principal Amount Not to Exceed \$11,950,000 (In one or more subseries) To Finance Capital Improvements To School Facilities, As Authorized By Ordinance No. 2009-17 And Approved By Borough Voters At An Election Held On October 6, 2009, And (2) In A Principal Amount Not To Exceed \$35,700,000 To Refinance For Savings Certain Of The Borough's Outstanding General Obligation Bonds; (3) Providing For The Date, Form, Terms And Maturities Of The Bonds, Authorizing The Competitive Sale Of The Bonds, And Authorizing The Annual Levy Of Taxes To Pay The Principal Of And Interest On The Bonds. (Sponsor: Mayor Hopkins) **(PAGE 108)**

12. CONSIDERATION OF CALENDAR – Unfinished Business

NONE

13. CONSIDERATION OF CALENDAR – New Business - Resolutions

- *a. [RESOLUTION NO. 2010-02](#). A Resolution Thanking And Honoring Luke Hopkins For Serving Five Years On The Fairbanks North Star Borough Assembly. (Sponsor: FNSB Assembly) **(PAGE 207)**
- *b. [RESOLUTION NO. 2010-03](#). A Resolution In Support Of The Governor's Coordinated Transportation Task Force Recommendations Report. (Sponsor: Mayor Hopkins) **(PAGE 209)**
- c. [RESOLUTION NO. 2010-01](#). A Resolution Approving Proposed Memorandum Of Understanding Between Alaska Department Of Environmental Conservation And Fairbanks North Star Borough For Air Pollution Control And Specifically PM2.5. (Sponsor: Mayor Hopkins) **(PAGE 212)**

14. CONSIDERATION OF CALENDAR – New Business – Ordinances To Be Introduced And Advanced To Public Hearing

- *a. [ORDINANCE NO. 2010-01.](#) An Ordinance Rezoning TL 2611, Township 1 North, Range 2 West From Rural Estate-4 To Rural Agricultural-5 Or Other Appropriate Zone. (RZ2010-002) (Located north of Yankovich Road and west of Lawlor Road) (Sponsor: Mayor Hopkins)
(Advance to January 28, 2010 for public hearing; refer to the Committee of the Whole January 21, 2010.) **(PAGE 231)**
- *b. [ORDINANCE NO. 2010-02.](#) An Ordinance Amending Chapter 2.48 Regarding The Air Pollution Control Commission To Change Section 2.48.020 Members Designation And Section 2.48.120 Powers And Duties To Better Reflect The New Air Quality Issues The Borough Faces Regarding Mitigation Of Fine Particulate Pollution.
(Sponsor: Mayor Hopkins)
(Advance to January 28, 2010 for public hearing; refer to the Committee of the Whole January 21, 2010.) **(PAGE 310)**
- *c. [ORDINANCE NO. 2010-03.](#) An Ordinance Amending The FY 2009-10 Budget By Transferring One Full-Time Equivalent Employee Position (FTE) From The Department Of Transportation To The Department Of Public Works. (Sponsor: Mayor Hopkins)
(Advance to January 28, 2010 for public hearing; refer to the Finance Committee January 21, 2010.) **(PAGE 316)**
- *d. [ORDINANCE NO. 2009-20-1S.](#) An Ordinance Amending The FY 2009-10 Budget By Appropriating \$190,858 From The Wildview Road Service Area Fund Balance To The Capital Projects Fund For The Wildview Road Service Area Road Upgrade Project. (Sponsor: Mayor Hopkins)
(Advance to January 28, 2010 for public hearing; refer to the Finance Committee January 21, 2010.) **(PAGE 320)**
- *e. [ORDINANCE NO. 2010-04.](#) An Ordinance Providing For An Election For Tax Cap Revision To The Ester Lump Road Service Area.
(Sponsor: Mayor Hopkins)
(Advance to February 11, 2010 for public hearing; refer to the Committee of the Whole February 4, 2010.) **(PAGE 324)**
- *f. [ORDINANCE NO. 2010-05.](#) An Ordinance Providing For An Election For Tax Cap Revision To The Fairhill Road Service Area.
(Sponsor: Mayor Hopkins)
(Advance to February 11, 2010 for public hearing; refer to the Committee of the Whole February 4, 2010.) **(PAGE 331)**

Ordinances to be Advanced - continued

- *g. [ORDINANCE NO. 2010-06](#). An Ordinance Providing For An Election For Tax Cap Revision To The Horseshoe Downs Road Service Area. (Sponsor: Mayor Hopkins)
(Advance to February 11, 2010 for public hearing; refer to the Committee of the Whole February 4, 2010.) **(PAGE 338)**
- *h. [ORDINANCE NO. 2010-07](#). An Ordinance Providing For An Election For Tax Cap Revision To The Mckinley View Road Service Area. (Sponsor: Mayor Hopkins)
(Advance to February 11, 2010 for public hearing; refer to the Committee of the Whole February 4, 2010.) **(PAGE 345)**
- *i. [ORDINANCE NO. 2010-08](#). An Ordinance Providing For An Election For Tax Cap Revision To The Thomas Road Service Area. (Sponsor: Mayor Hopkins)
(Advance to February 11, 2010 for public hearing; refer to the Committee of the Whole February 4, 2010.) **(PAGE 352)**

15. CONSIDERATION OF CALENDAR – New Business – Ordinances To Be Referred To Committees Or Commissions

- *a. [ORDINANCE NO. 2010-09](#). An Ordinance Amending Title 18 Of The Fairbanks North Star Borough Code Of Ordinances By Establishing A Downtown Supporting Commercial Zoning District, Retail Hot Spot District, Downtown Core Development Standards And Adding Definitions. (Sponsor: Mayor Hopkins)
(Refer to the Planning Commission & City of Fairbanks for recommendations due by March 2, 2010) **(PAGE 359)**

16. CITIZEN'S COMMENTS – Limited To Three (3) Minutes (Continuation if needed)

- b. Items other than those appearing on the agenda (this is the section to speak on anything **Not Scheduled** on the agenda).

17. EXECUTIVE SESSION

- a. A joint session with the University Fire Service Area Commission regarding the Fred Meyer Annexation – settlement authority.

18. ASSEMBLYMEMBER'S COMMENTS

19. ADJOURNMENT