

FAIRBANKS NORTH STAR BOROUGH  
Regular Assembly Meeting  
February 11, 2010  
6:00 p.m.

A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, February 11, 2010, in the Assembly Chambers of the Borough Administrative Offices, 809 Pioneer Road, Fairbanks, Alaska.

There were present:

Mike Musick, Presiding Officer and

Guy Sattley	Hank Bartos
Matt Want	Nadine Winters
Joseph Blanchard II (6:30 pm)	Kelly Brown
Natalie Howard	Tim Beck

Comprising a quorum of the Assembly, and

Luke T. Hopkins, Borough Mayor  
Mary Beth Overturf, Acting Chief of Staff  
Jill Dolan, Assistant Borough Attorney  
Michael Cox, Director, Parks and Recreation  
Terry McFarland, Human Resources  
Scott Johnson, Director, Public Works  
David Leone, Acting Director, Transportation  
Kristina Brophy, School Board Representative  
Mayor Doug Isaacson, North Pole Representative  
Mona Drexler, Borough Clerk  
Eriana Wingfield, Secretary

ABSENT & EXCUSED

None

## **APPROVAL OF AGENDA AND CONSENT AGENDA**

*Track 1, 1:13*

The following item was removed from the consent agenda:

**By Assemblymember Beck, seconded by Assemblymember Bartos under  
"Ordinances to be Advanced"**

ORDINANCE NO. 2010-15. An Ordinance Amending FNSB 3.58.035  
Concerning Room Tax Exemptions To The Hotel-Motel Room Tax.  
(Sponsor: Assemblymember Winters)

The Clerk read the consent agenda.

BECK, moved to approve the agenda and  
Seconded by BROWN consent agenda.

WITHOUT OBJECTION, SO ORDERED.

## **PRESENTATIONS**

*Track 1, 6:00*

Mayor Hopkins presented Shirley Rose, from the Department of Public Works, as  
"Employee of the Month" for February, 2010

Mayor Hopkins read a proclamation regarding "Hockey Week in Fairbanks".

## **APPROVAL OF MINUTES**

*Track 1, 1:13*

a. Regular Assembly Meeting minutes of January 14, 2010.

Without objection the measure was introduced, read and approved by title only.

BECK, moved to approve.  
Seconded by BROWN

WITHOUT OBJECTION, SO ORDERED.

## **CITIZEN'S COMMENTS**

*Track 1, 11:26*

- 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.

None

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

Karen Lundquist, resident of the Borough, on behalf of the Fairbanks Convention and Visitor's Bureau, commented on local tourism. She further answered questions from the Assembly.

David Geisle, resident of the Borough, spoke about spoke about his concerns over Vision Fairbanks efforts in the community and personal property rights. He further answered questions from the Assembly.

Lance Roberts, resident of the Borough, commented on property rights, restrictions on local business, and the help he recently received from Borough employees.

Asa Dowdy, resident of the Borough, commented on property rights and work and research being done by the Planning Commission and the Administration regarding the Comprehensive Plan and Title 17.

## **COMMUNICATIONS TO THE ASSEMBLY**

- a. Report from the City of Fairbanks Representative.

None

- b. Report from the City of North Pole Representative.

*Track 1, 25:46*

Mayor Doug Isaacson commented on:

- Annual Military Awards at Eielson Air Force Base.
- Ground water contamination in the North Pole area.
- Ethics review efforts in the City of North Pole.
- Local Boys and Girls Club efforts in the community.

## **COMMUNICATIONS TO THE ASSEMBLY - continued**

- c. Report from the School Board Representative.  
*Track 1, 25:46*

Kristina Brophy commented on:

- School Board search for a new superintendent.
- Parent/Teacher conferences.
- TVCC Career Tech Expo at Hutchison High School.
- State High School Robotics Championship.
- New FNSBSD website.

- d. Bid Award: IFB No. 10025  
Fire Apparatus: Six Wheel Drive Pumper/Tender

Approval of Lot One and Optional Additional Equipment as submitted by KME Fire Apparatus by Oregon Fire Equipment Co., Ltd in the amount of \$1,211,300.94.  
*Track 1, 1:13*

Without objection the measure was introduced, read and approved by title only.

BECK, moved to award.  
Seconded by BROWN

WITHOUT OBJECTION, SO ORDERED.

- e. Bid Award: RFP No. 10003  
Pumper/Tender Fire Apparatus

Approval of Lot One as submitted by KME Fire Apparatus by Oregon Fire Equipment Co., Ltd. in the amount of \$585,013.00.  
*Track 1, 1:13*

Without objection the measure was introduced, read and approved by title only.

BECK, moved to award.  
Seconded by BROWN

WITHOUT OBJECTION, SO ORDERED.

## **MESSAGES FROM THE BOROUGH MAYOR**

*Track 1, 32:08*

Mayor Hopkins commented on:

- The Mayor's recent trip to Juneau to speak about the annexation of the Fred Meyer area to the City of Fairbanks.

## **REPORTS OF SPECIAL AND STANDING COMMITTEES**

*Track 1, 35:10*

Assemblymember Beck reported on the Assembly Road Service Area Committee.

Assemblymember Blanchard reported on the Emergency Services Accessibility Task Force.

## **SPECIAL ORDERS – PUBLIC HEARING**

- a. ORDINANCE NO. 2010-04. An Ordinance Providing For An Election For Tax Cap Revision To The Ester Lump Road Service Area.  
(Sponsor: Mayor Hopkins)

*Track 2, 0:17*

Assemblymember Musick stated that he owned property within the Ester Lump Service Area but did not reside there. He further stated that he had spoken to the attorney and did not have a conflict of interest.

Scott Johnson, Director of the Department of Public Works, gave a staff report.

The presiding officer called for public testimony.

Scott Allen, resident of the Borough, was concerned over the fact that he hadn't been given any information on this issue and he lived in the area.

The presiding officer called for testimony, there being none public hearing was closed.

WINTERS,  
Seconded by SATTLEY

moved to adopt.

**PUBLIC HEARING - continued**

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-04.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- b. ORDINANCE NO. 2010-05. An Ordinance Providing For An Election For Tax Cap Revision To The Fairhill Road Service Area. (Sponsor: Mayor Hopkins)  
*Track 2, 5:17*

Scott Johnson, Director of the Department of Public Works, gave a staff report.

The presiding officer called for testimony, there being none public hearing was closed.

BECK, moved to adopt.  
Seconded by WINTERS

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-05.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- c. ORDINANCE NO. 2010-06. An Ordinance Providing For An Election For Tax Cap Revision To The Horseshoe Downs Road Service Area.  
(Sponsor: Mayor Hopkins)  
*Track 2, 8:39*

Scott Johnson, Director of the Department of Public Works, gave a staff report.

The presiding officer called for testimony, there being none public hearing was closed.

BECK, moved to adopt.  
Seconded by WINTERS

**PUBLIC HEARING - continued**

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-06.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- d. ORDINANCE NO. 2010-07. An Ordinance Providing For An Election For Tax Cap Revision To The Mckinley View Road Service Area.  
(Sponsor: Mayor Hopkins)  
*Track 2, 11:00*

Scott Johnson, Director of the Department of Public Works, gave a staff report.

The presiding officer called for testimony, there being none public hearing was closed.

BECK, moved to adopt.  
Seconded by WINTERS

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-07.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- e. ORDINANCE NO. 2010-08. An Ordinance Providing For An Election For Tax Cap Revision To The Thomas Road Service Area. (Sponsor: Mayor Hopkins)  
*Track 2, 15:00*

Scott Johnson, Director of the Department of Public Works, gave a staff report.

The presiding officer called for testimony, there being none public hearing was closed.

**PUBLIC HEARING - continued**

BECK, moved to adopt.  
Seconded by WINTERS

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-08.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- f. ORDINANCE NO. 2010-10. An Ordinance Amending 14.01.151 Relating To Service Area Commissioners Duties. (Sponsor: Assemblymember Beck)  
*Track 2, 16:57*

Assemblymember Beck gave a staff report.

The presiding officer called for public testimony.

Mike Prax, resident of the Borough, spoke in opposition to the ordinance. He felt the Alaska State Statutes already provided appropriate guidelines for commissioners. Mr. Prax answered questions from the Assembly.

William Stodden, resident of the Borough, spoke in support of the ordinance. He felt it clarified confusion regarding what commissioners could and couldn't do. He further answered questions from the Assembly.

The presiding officer called for testimony, there being none public hearing was closed.

BROWN, moved to adopt.  
Seconded by WINTERS

BECK, moved to amend Section G, line 29  
Seconded by SATTLEY which reads "to the extent a commissioner is willing and available..." and change it to read "to the extend a *road service area* commissioner is willing and available"

Assemblymember Beck explained his proposed amendment.

**PUBLIC HEARING - continued**

VOTE ON MOTION TO AMEND ORDINANCE NO. 2010-10.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

Discussion continued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-10 AS AMENDED.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- g. ORDINANCE NO. 2010-11. An Ordinance Amending FNSBC 14.01.141 A and 14.02.050 B Regarding Service Area Meetings.  
(Sponsor: Assemblymembers Beck & Brown)  
*Track 2, 34:36*

Assemblymember Beck gave a staff report.

The presiding officer called for public testimony.

William Stodden, resident of the Borough, spoke in support of the ordinance.

The presiding officer called for testimony, there being none public hearing was closed.

BECK, moved to adopt.  
Seconded by BLANCHARD

**PUBLIC HEARING - continued**

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2010-11.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

- h. ORDINANCE NO. 2009-20-1T. An Ordinance Amending The FY 2009-10 Budget By Appropriating \$362,023 In Federal Direct And Pass-Through Grant Funding To The Transit Enterprise Projects Fund For The Replacement Of The Macs Paratransit Van Fleet. (Sponsor: Mayor Hopkins)

*Track 2, 39:48*

David Leone, Acting Director of the Department of Transportation, gave a

The presiding officer called for testimony, there being none public hearing was closed.

BECK, moved to adopt.  
Seconded by WINTERS

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2009-20-1T.

Ayes: Beck, Winters, Want, Blanchard, Howard,  
Bartos, Brown, Sattley, Musick

Noes: None

MOTION CARRIED 9 Ayes, 0 Noes

**CONSIDERATION OF CALENDAR – New Business – Resolutions**

*Track 1, 1:13*

- a. RESOLUTION NO. 2010-08. A Resolution Supporting The Alaska Commission On Aging 2010 Legislative Priorities And Asking The Interior Delegation To Support These Priorities. (Sponsor: Mayor Hopkins)

Without objection the measure was introduced, read and approved by title only.

BECK, moved to adopt.  
Seconded by BROWN

WITHOUT OBJECTION, SO ORDERED.

**ORDINANCES TO BE INTRODUCED AND ADVANCED TO PUBLIC HEARING**

*Track 1, 1:13*

- a. ORDINANCE NO. 2010-12. An Ordinance Rezoning All Lots In Lucky Shot Subdivision From General Use-1 To Rural Residential Or Other Appropriate Zone. (Located south of the Park Highway and on all sides of Faith Lane) (RZ2010-003) (Sponsor: Mayor Hopkins)

Without objection the measure was introduced, read, and advanced to public hearing by title only.

BECK, moved to advance to February 25, 2010  
Seconded by BROWN for public hearing; refer to the Committee of the Whole, February 18, 2010.

WITHOUT OBJECTION, SO ORDERED.

- b. ORDINANCE NO. 2009-20-1U. An Ordinance Amending The FY 2009-10 Budget By Appropriating \$250,300 In Federal Direct Grant Funding And \$67,000 In Federal Pass-Through Or State Funding To The Transit Enterprise Project Fund For Education, Coordination And/Or Studies Intended To Curtail, Restrict Or Upgrade Wood Burning Home Heating Devices And Amending The FY 2009-10 Budget By Adding One Grant-Funded Two Year Perm-Term Full-Time Equivalent (FTE) Employee Position To The Department Of Transportation. (Sponsor: Mayor Hopkins)

Without objection the measure was introduced, read, and advanced to public hearing by title only.

BECK, moved to advance to February 25, 2010  
Seconded by BROWN for public hearing; refer to the Finance Committee, February 18, 2010.

WITHOUT OBJECTION, SO ORDERED.

**ORDINANCES TO BE ADVANCED – continued**

- c. ORDINANCE NO. 2010-13. An Ordinance Reauthorizing The Economic Development Commission. (Sponsor: Mayor Hopkins)

Without objection the measure was introduced, read, and advanced to public hearing by title only.

BECK,  
Seconded by BROWN

moved to advance to February 25, 2010  
for public hearing; refer to the Committee of the  
Whole, February 18, 2010.

WITHOUT OBJECTION, SO ORDERED.

- d. ORDINANCE NO. 2010-14. An Ordinance Authorizing A Contract With Fairbanks Urgent Care Center For A Physician Assistant Program And Waiving Title 16. (Sponsor: Mayor Hopkins)

Without objection the measure was introduced, read, and advanced to public hearing by title only.

BECK,  
Seconded by BROWN

moved to advance to February 25, 2010  
for public hearing; refer to the Committee of the  
Whole, February 18, 2010.

WITHOUT OBJECTION, SO ORDERED.

- e. ORDINANCE NO. 2010-15. An Ordinance Amending FNSB 3.58.035 Concerning Room Tax Exemptions To The Hotel-Motel Room Tax. (Sponsor: Assemblymember Winters)  
*Track 1, 37:20*

This item was removed from the consent agenda at the beginning of the meeting by Assemblymembers Beck and Bartos.

Assemblymember Winters, at the request of Assemblymember Beck, explained the ordinance and what it would do if passed.

Discussion ensued.

Assemblymember Blanchard declared a possible conflict of interest. He stated he worked for a local hotel.

Jill Dolan, Assistant Borough Attorney, stated that Mr. Blanchard did not have a conflict and could debate and vote on the ordinance.

Discussion continued.

**ORDINANCES TO BE ADVANCED – continued**

SATTLEY,  
Seconded by WINTERS

moved to advance to February 25, 2010  
for public hearing; refer to the Finance  
Committee, February 18, 2010.

VOTE ON MOTION TO ADVANCE ORDINANCE NO. 2010-15.

Ayes: Sattley, Blanchard, Want, Howard, Bartos,  
Winters, Brown, Musick

Noes: Beck

MOTION CARRIED 8 Ayes, 1 No

**ORDINANCES TO BE REFERRED TO COMMITTEES OR COMMISSIONS**

NONE

**ASSEMBLYMEMBER’S COMMENTS**

Assemblymembers commented on a variety of topics.

Assembly Schedule for Week of February 18, 2010

Monday February 15, 2010 Borough Closed in Observance of President’s Day

Thursday February 18, 2010 Finance/COW Worksession 5:30 p.m.

**ADJOURNMENT**

There being no further business to come before the Fairbanks North Star  
Borough Assembly, the meeting was adjourned at 8:00 p.m.

\_\_\_\_\_  
Mike Musick  
Presiding Officer

ATTEST:

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

APPROVED: March 11, 2010