

FAIRBANKS NORTH STAR BOROUGH  
Regular Assembly Meeting  
November 7, 2002  
6:00 p.m.

A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, November 7, 2002, in the Assembly Chambers of the Borough Administrative Offices, 809 Pioneer Road, Fairbanks, Alaska.

The invocation was given by the Assistant Deputy Clerk followed by the Pledge of Allegiance.

There were present:

Hank Bartos, Presiding Officer and

Guy Sattley	Garry Hutchison
Randy Frank	Cynthia Henry
Tim Beck	Earl Romans
Eileen Cummings	Victoria Foote
Rick Solie	Bonnie Williams

comprising a quorum of the Assembly; and

Rhonda Boyles, Borough Mayor  
David Leone, Special Assistant  
Rene Broker, Borough Attorney  
Lenny Reagin, Assessor  
Tim Biggane, Director, Emergency Operations  
Rex Nutter, Director, Community Planning  
Mary Beth Overturf, General Services  
Earl Wiese, Director, Parks and Recreation  
Paul Costello, Director, Land Management  
Neil Kersten, Director, Public Works  
Max Lyon, Director, Transportation  
Michael Lamb, Chief Financial Officer  
Sallie Stuvek, Director, Human Resources  
Steve Thompson, City of Fairbanks Representative  
Jeff Jacobson, North Pole Representative  
Bill Burrows, School Board Representative  
Mona Lisa Drexler, CMC, Municipal Borough Clerk  
Richard Valenti, Assistant Deputy Clerk

ABSENT & EXCUSED

None

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

The following items were removed from the consent agenda:

By Assemblymember Hutchison under "New Business – Resolutions".  
RESOLUTION NO. 2002-85. A Resolution Authorizing The Borough To Conduct A Commercial Timber Sale, Setting The Date And Prescribing Terms Of The Sale. (Sponsor: Mayor Boyles)

By Assemblymember Williams under "New Business – Resolutions".  
RESOLUTION NO. 2002-86. A Resolution In Support Of The Fairbanks North Star Borough Transportation Bus Fleet Replacement. (Sponsor: Mayor Boyles)

The following item was added to the agenda.

By Assemblymember Romans under "New Business – Resolutions".  
RESOLUTION NO. 2002-88. A Resolution Recognizing The Need For A United States Environmental Protection Agency Regional Center In The Fairbanks Area (Sponsor: Assemblymember Romans)

The Clerk Read the Consent Agenda.

SOLIE,  
Seconded by BECK

moved to approve  
the Agenda and  
Consent Agenda.

WITHOUT OBJECTION, SO ORDERED

## **PRESENTATIONS**

Mayor Boyles read a proclamation proclaiming the week of November 3<sup>rd</sup> as "Animal Shelter Appreciation Week".

Mayor Boyles honored Mariska Miller from the Animal Control Division as the "Employee of the Month" for November 2002.

Assemblymember Foote read Resolution No. 2002-89, honoring Michele Calvillo for her work with Festival Fairbanks.

Michele Calvillo of Festival Fairbanks gave a presentation on the efforts being made by her organization to improve the Fairbanks Community.

## **CITIZEN'S COMMENTS**

- 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.

Jim Dodson, Fairbanks Economic Development Corporation (FEDC) Board of Directors, resident of the Borough, spoke in support of Ordinance No. 2002-20-1M.

Judy Warwick, FEDC Board of Directors, resident of the Borough, spoke in support of Ordinance No. 2002-20-1M.

Dean Owen, FEDC Board of Directors, resident of the Borough, spoke in support of Ordinance No. 2002-20-1M.

Sister Barbie Baumgartener, resident of the Borough, spoke in support of Resolution No. 2002-87 supporting the Community Action Plan for the Chronic Inebriate Project.

## **SPECIAL ORDERS – PUBLIC HEARING**

- a. ORDINANCE NO. 2002-20-1N. An Ordinance Amending The FY 2002-03 Budget By Appropriating \$900,000 To The Carlson Center Enterprise Projects Fund For The Purpose Of Paving The Parking Lot And \$900,000 To The Facilities Maintenance Reserve Fund. (Sponsors: Assemblymembers Hutchison, Bartos, and Solie)

The presiding officer called for public testimony.

Art Buzwell, resident of the Borough, spoke in support of Ordinance No. 2002-20-1N.

Randy Zarnkey, resident of the Borough, spoke in support of Ordinance No. 2002-20-1N.

Chick Wallace, resident of the Borough, spoke in support of Ordinance No. 2002-20-1N.

**PUBLIC HEARING - continued**

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

SOLIE, moved to adopt.  
Seconded by HUTCHISON

Assemblymember Hutchison explained that the funding for this ordinance came from the FY02 lapsing of funds, favorable budget variances and unexpected revenues that have increased the General Fund by an excess of \$1.8 million.

HUTCHISON, moved to amend and reduce the  
Seconded by SOLIE appropriation by \$95,000.

Assemblymember Hutchison explained that the Public Works Department had estimated the current cost of paving the Carlson Center Parking lot at \$805,000, not \$900,000 that was originally estimated.

Discussion ensued regarding the possibility of cost overruns and that any funds that were not used would lapse back to the General Fund. Also, the specifics of the project were discussed including a portion that would be completed by the state as part of a project they were doing in the area.

VOTE ON MOTION TO AMEND ORDINANCE NO. 2002-20-1N.

Ayes: Solie, Hutchison, Williams, Romans

Noes: Cummings, Henry, Beck, Frank, Foote,  
Sattley, Bartos

MOTION FAILED 4 Ayes, 7 Noes

SOLIE, moved to amend Section 5 and replace  
Seconded by SATTLEY "General Fund" with "Facilities  
Maintenance Reserve Fund".

Assemblymember Solie stated the lapsing the funds into the Facilities Maintenance Reserve Fund would accomplish the goal of place excess fund where they can be best utilized.

**PUBLIC HEARING - continued**

VOTE ON MOTION TO AMEND ORDINANCE NO. 2002-20-1N.

Ayes: Solie, Williams, Hutchison, Frank, Henry, Cummings, Foote, Romans, Beck, Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2002-20-1N AS AMENDED.

Ayes: Hutchison, Williams, Frank, Romans, Cummings, Solie, Foote, Beck, Henry, Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

**CITIZEN'S COMMENTS - continued**

Karen Moriarty, Greater Fairbanks Chamber of Commerce, resident of the Borough, spoke in support of Ordinance No. 2002-20-1M.

Kevin Crowshanks, resident of the Borough, spoke in support of Ordinance No. 2002-20-1M

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

Mark Ames, resident of the Borough, spoke on Pioneer Park and the addition of "Centennial" in the name.

Scott Calder, resident of the Borough, spoke about external local citizen review panels for the placement of children outside their homes.

## **CONSIDERATION OF CALENDAR –Unfinished Business**

- a. ORDINANCE NO. 2002-20-1M. An Ordinance Amending The FY 2002-03 Budget By Appropriating \$250,000 From Non-Areawide Fund Balance To The Special Revenue Fund For A Grant To The Fairbanks Economic Development Corporation.  
(Sponsors: Mayor Boyles and Assemblymember Bartos)  
(Postponed October 24, 2002)

Mayor Boyles stated that that she felt that government did not do economic development well but government should facilitate and support organizations that were prepared to promote economic development within the Fairbanks community. She further stated that she felt that FEDCO was the organization that could promote development in the community and proposed that the grant agreement be structured to include 60% up front funding and 40% funding after verification of remittance of qualified expenditures against the up front funding. She also proposed a third party program audit to be presented before March 30, 2003.

Assemblymember Bartos stated that FEDCO was the entity within the community that stood the best chance of producing solid jobs and development within the community but they could not do this without adequate funding. He urged the Assembly to adopt the ordinance.

WILLIAMS, moved to adopt.  
Seconded by SATTLEY

Discussion ensued regarding the Non-Areawide Fund and the four components included in the fund. Economic Development, Community Research Center, Emergency Medical Services and Debt Services for transfer station.

BECK, moved to amend and provide funding  
Seconded by NO SECOND from the Areawide Fund rather than the Non-Areawide Fund.

MOTION DIED FOR LACK OF A SECOND.

Discussion continued regarding the need for economic development within the community.

**UNFINISHED BUSINESS – continued**

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2002-20-1M.

Ayes: Henry, Foote, Romans, Cummings,  
Frank, Hutchison, Solie, Williams,  
Sattley, Bartos

Noes: Beck

MOTION CARRIED 10 Ayes, 1 No

WILLIAMS, moved to immediately reconsider.  
Seconded by HUTCHISON

VOTE ON MOTION TO RECONSIDER ORDINANCE NO. 2002-20-1M.

Ayes: None

Noes: Frank, Cummings, Hutchison, Solie,  
Beck, Williams, Henry, Romans, Foote,  
Sattley, Bartos

MOTION FAILED 0 Ayes, 11 Noes

**COMMUNICATIONS TO THE ASSEMBLY**

a. Report from the City of Fairbanks Representative.

Mayor Steve Thompson spoke on an ordinance passed by the Fairbanks City Council that would forfeit the vehicle of a person who was caught driving with a suspended license or with no auto insurance.

b. Report from the City of North Pole Representative.

Mayor Jeff Jacobson spoke about the Youth Summit that has been sponsored by the Borough and announced the North Pole Youth Summit, which would take place November 8<sup>th</sup>. The theme of the Summit would be “What does North Pole need to keep you in North Pole after high school graduation?” He also spoke about the upcoming holiday season and activities that would help residents get into the Christmas spirit.

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

- c. Report from the School Board Representative.

Bill Burrow, School Board Member, spoke about issue before the Board and about the audit report that had been given by Mr. Mike Fisher of the Finance Department of the School District. Mr. Burrows talked about the policy of the District to release the names of those who would be graduating high school to military recruiters. The federal government mandates this policy and if not followed, the School District could loose their funding. He passed along the dissatisfaction of students who attend West Valley and North Pole High Schools that there were know head bolt heater located in their student parking areas but there were at Lathrop High School.

## **MESSAGES FROM THE BOROUGH MAYOR**

Mayor Boyles introduced Tom Albert from Birch, Horton, Bittner and Cherot, the Borough's Washington, D.C. Lobbyist.

Mr. Albert spoke about the services his firm provided to the Borough in the past as well issues that would be coming up in the next year, and the excellent work that is done by Alaska's Congressional Delegation, Congressman Young, Senator Murkowski and Senator Stevens.

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

Assemblymember Foote announced that the Animal Shelter would be holding a fund raiser on November 10<sup>th</sup> and November 17<sup>th</sup>. They will be taking Christmas pictures of pets with Santa Claus.

Assemblymember Cummings announced an Audit Committee Meeting was scheduled for November 19<sup>th</sup> at 4:00 p.m. to approved the audit.

The Assembly recessed and reconvened.

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

- a. RESOLUTION NO. 2002-84. A Resolution In Support Of The Steese Highway Truck Climbing Lanes Project In The Fairbanks North Star Borough (Sponsor: Mayor Boyles)

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

SOLIE, moved to adopt.  
Seconded by BECK

WITHOUT OBJECTION, SO ORDERED.

**NEW BUSINESS – RESOLUTIONS – continued**

- b. RESOLUTION NO. 2002-85. A Resolution Authorizing The Borough To Conduct A Commercial Timber Sale, Setting The Date And Prescribing Terms Of The Sale. (Sponsor: Mayor Boyles)

Assemblymember Hutchison removed this resolution from the consent agenda at the beginning of the meeting.

WILLIAMS, moved to adopt.  
Seconded by ROMANS

Assemblymember Hutchison stated there had been a successful timber sale a couple of years ago. He remembered that a local business had not bid on the Borough RFP and that the Chief of Staff had stated the Administration could have changed the RFP so that the local company could have bid on it which would have provided more competition and possibly a better price. Mr. Hutchison wondered if the RFP had been modified for this timber sale.

Paul Costello, Director of Land Management, at the time of the first RFP, the Borough did not realize how large a sale it would be and the company that Mr. Hutchison referred to did not bid because of the number of board feet that was being requested. The company owner could have protested the bid and the RFP could have been split up into sections but the owner was not aware of the process and did not protest. The new RFP would allow for smaller operators to bid.

Discussion ensued regarding the bidding and award process surrounding this project and RFP.

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2002-85.

Ayes: Frank, Solie, Romans, Cummings,  
Hutchison, Beck, Foote, Henry,  
Williams, Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

- c. RESOLUTION NO. 2002-86. A Resolution In Support Of The Fairbanks North Star Borough Transportation Bus Fleet Replacement. (Sponsor: Mayor Boyles)

Assemblymember Williams removed this resolution from the consent agenda at the beginning of the meeting.

**NEW BUSINESS – RESOLUTIONS – continued**

WILLIAMS, moved to adopt.  
Seconded by SATTLEY

Assemblymember Williams stated she felt the Assembly needed more details about the replacement of the bus fleet.

Max Lyon, Director of Transportation, stated that the resolution would support the Borough's position in the statewide ranking. Currently there were seven buses driving routes with one spare and approximately six of those would be nearing the end of their life expectancy of 10 years.

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2002-86.

Ayes: Cummings, Romans, Foote, Solie,  
Henry, Hutchison, Beck, Williams,  
Frank, Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

d. RESOLUTION NO. 2002-87. A Resolution Supporting The Community Action Plan For The Chronic Inebriate Project. (Sponsor: Assemblymembers Foote, Solie, Bartos and Mayor Boyles)

Assemblymember Foote introduced Carol Devilla with Fairbanks Memorial Hospital, Guy Douglas with the Fairbanks Parking Authority and Annette Fryberger, Executive Director of Fairbanks Native Association. They gave a presentation on the Chronic Inebriate Project, how it assists those in need of help with alcohol related illnesses as well as takes some of the burden off our police force and emergency medical personnel.

SOLIE, moved to adopt.  
Seconded by BECK

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2002-87

Ayes: Henry, Cummings, Frank, Hutchison,  
Romans, Williams, Foote, Solie, Beck,  
Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

**NEW BUSINESS – RESOLUTIONS – continued**

- e. RESOLUTION NO. 2002-88. A Resolution Recognizing A Need For A United States Environmental Protection Agency Regional Center In The Fairbanks Area. (Sponsor: Assemblymember Romans)

This resolution was added to the agenda at the beginning of the meeting. Because it was resolution relating to policy, it would need to be advanced to the next regular meeting.

SATTLEY, moved to advance to November 21,  
Seconded by HUTCHISON 2002.

VOTE ON MOTION TO ADVANCE RESOLUTION NO. 2002-88.

Ayes: Henry, Cummings, Frank, Hutchison,  
Romans, Williams, Foote, Solie, Beck,  
Sattley, Bartos

Noes: None

MOTION CARRIED 11 Ayes, 0 Noes

- f. Reorganization Of The Assembly.

The Assembly was reorganized. Assemblymember Solie was elected as the Presiding Officer and Assemblymember Henry was elected as the Deputy Presiding Officer.

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

- a. ORDINANCE NO. 2002-61. An Ordinance Authorizing The Issuance Of Not To Exceed \$14,000,000 Principal Amount Of General Obligation Bonds Of the Borough To Provide Funds For Capital Improvements To School Facilities, As Authorized By Ordinance Nos. 2002-37 and 2002-34 And Approved By Borough Voters At Elections Held On October 3, 2000, And October 8, 2002; Providing For The Date, Form, Terms And Maturities Of Said Bonds; Providing For 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 Boyles) (Advance to November 21, 2002)

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

**ORDINANCES TO BE ADVANCED – continued**

SOLIE, moved to advance to November 21,  
Seconded by BECK 2002;

WITHOUT OBJECTION, SO ORDERED.

- b. ORDINANCE NO. 2002-20-1O. An Ordinance Amending The FY 2002-03 Budget By Appropriating \$21,000 For Expenses Relating To The Maintenance And Disposition Of The Former Adler School. (Sponsor: Mayor Boyles) (Advance to November 21, 2002)

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

SOLIE, moved to advance to November 21,  
Seconded by BECK 2002;

WITHOUT OBJECTION, SO ORDERED.

- c. ORDINANCE NO. 2002-20-1P. An Ordinance Amending The FY 2002-03 Budget By Appropriating \$25,000 To The Land Enterprise Fund For Timber Sale Related Expenses. (Sponsor: Mayor Boyles) (Advance to November 21, 2002)

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

SOLIE, moved to advance to November 21,  
Seconded by BECK 2002;

WITHOUT OBJECTION, SO ORDERED.

**ASSEMBLYMEMBER'S COMMENTS**

Assemblymember Beck congratulated Assemblymember Solie and Assemblymember Henry. He further spoke about economic development and the fact that only those who reside outside the city limits of North Pole and Fairbanks are taxed for it.

Assemblymember Romans congratulated Assemblymember Solie and Assemblymember Henry. He also spoke about his Resolution No. 2002-88 and the need to address environment issues within the community. Mr. Roman's also thanked Assemblymember Bartos and Assemblymember Sattley for their efforts as presiding officer and deputy presiding officer in the last year.

Assemblymember Frank congratulated Assemblymember Solie and Assemblymember Henry. He further stated he looked forward to the next year.

## **ASSEMBLYMEMBER'S COMMENTS continued**

Assemblymember Cummings spoke about the Early Childhood Development Commission and thanked Assemblymember Bartos and Assemblymember Sattley for their efforts in the last year.

Assemblymember Hutchison thanked Assemblymember Bartos and Assemblymember Sattley for their work in the last year. He also congratulated Assemblymember Solie and Assemblymember Henry. Mr. Hutchison further spoke about tax laws that were passed by other states.

Assemblymember Solie thanked the Assembly for electing him as presiding officer. He asked the members to think about what committees they may be interested in working on in the next year and to submit their names to the Clerk's Office.

Assemblymember Foote thanked Assemblymember Bartos and Assemblymember Sattley for their work in the last year. She welcomed the Assemblymember Romans and Assemblymember Frank to the Assembly. Ms. Foote spoke about an employer summit she attended. The purpose of the summit was to remind local employers of the job center and the services they can provide. Ms. Foote also spoke about the Chronic Inebriate Project.

Assemblymember Henry thanked Assemblymember Bartos and Assemblymember Sattley for their work in the last year. She also welcomed Assemblymember Romans and Assemblymember Frank to the Assembly. Ms. Henry further spoke about the earthquake that hit Fairbanks that registered 7.9 on the scale.

Assemblymember Sattley also spoke about the earthquake and how he did not notice it when it occurred. He also welcomed Assemblymember Romans and Assemblymember Frank to the Assembly.

Assemblymember Bartos congratulated Assemblymember Solie and Assemblymember Henry. He thanked the Clerk's Office for their help to the Assembly and to the community. He noted that they had worked with the News Miner during election time and revised the way they did their advertising. Because of this the Clerk's Office saved a significant amount of money and Mr. Bartos again thanked them for their efforts.

**ADJOURNMENT**

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting was adjourned at 10:40 p.m.

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Hank Bartos  
Presiding Officer

ATTEST:

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Mona Lisa Drexler, CMC  
Borough Municipal Clerk

APPROVED: December 12, 2002