

ASSEMBLY

Matt Cooper, Presiding Officer
Christopher Quist, Deputy Presiding Officer
Marna Sanford
Frank Tomaszewski
Mindy O'Neill
Jimi Cash
Liz Lyke
Leah Berman Williams
Aaron Lojewski



BOROUGH MAYOR

Bryce J. Ward

BOROUGH ATTORNEY

Jill S. Dolan

BOROUGH CLERK

April Trickey, CMC

FAIRBANKS NORTH STAR BOROUGH

Special Assembly Meeting

Called by Matt Cooper, Presiding Officer

Thursday, March 26, 2020

This meeting will be held by teleconference in the
Mona Lisa Drexler Assembly Chambers
907 Terminal Street, Fairbanks, AK
5:30 p.m.

1. **ROLL CALL**
2. **CITIZENS' COMMENTS – Comments limited to items on the agenda only. Each person's comments limited to 3 minutes.**
3. **APPROVAL OF AGENDA**
4. **CONSIDERATION OF CALENDAR – New Business – Resolutions**
 - a. **RESOLUTION NO. 2020-18.** A Resolution Ratifying Mayor Bryce Ward's Declaration Of A Disaster Emergency Within The Fairbanks North Star Borough Due To The COVID-19 Pandemic And Requesting State And Federal Assistance. (Sponsor: Mayor Ward) (**Page 2**)
5. **ADJOURNMENT**

1 By: Bryce J. Ward, Mayor
2 Introduced: March 26, 2020
3

4 FAIRBANKS NORTH STAR BOROUGH

5
6 RESOLUTION NO. 2020 – 18
7

8 A RESOLUTION RATIFYING MAYOR BRYCE WARD’S DECLARATION OF A DISASTER
9 EMERGENCY WITHIN THE FAIRBANKS NORTH STAR BOROUGH DUE TO THE COVID-19
10 PANDEMIC AND REQUESTING STATE AND FEDERAL ASSISTANCE
11

12 WHEREAS, COVID-19 is a respiratory disease that can result in serious
13 illness or death and is caused by the SARS-Cov-2 virus, a new strain of the coronavirus
14 that has not been previously identified in humans and is easily transmittable person to
15 person; and
16

17 WHEREAS, The World Health Organization designated the outbreak of
18 COVID-19 as a pandemic on March 11, 2020; the United States Center for Disease Control
19 and Prevention (CDC) has identified COVID-19 as a significant public health risk; and on
20 March 11, 2020, Governor Dunleavy issued a declaration of public health disaster
21 emergency in response to the COVID-19 anticipated outbreak in the State of Alaska; and
22

23 WHEREAS, On March 12, 2020, the State of Alaska received the first
24 confirmation of the presence of COVID-19 in Alaska, specifically, in the Fairbanks
25 community; and
26

27 WHEREAS, On March 13, 2020, President Trump declared a national
28 emergency in response to the coronavirus pandemic; and
29

30 WHEREAS, On March 13, 2020, Governor Dunleavy issued a COVID-19
31 Health Mandate declaring public school days will be non-student contact days between

32 March 16, 2020 and March 30, 2020 in which students will not be attending school and
33 suspending after school activities; and

34

35 WHEREAS, On March 17, 2020, Governor Dunleavy issued a COVID-19
36 Health Mandate closing all bars, breweries, restaurants, food and beverage kiosks or
37 trucks, and other establishments serving food or beverages within the State of Alaska to
38 public dine-in service and closing all entertainment facilities until April 1, 2020 at 5:00
39 p.m.; and

40

41 WHEREAS, On March 17, 2020, Governor Dunleavy issued a COVID-19
42 Health Mandate requiring travelers coming into Alaska from CDC Level 3 countries within
43 the last 14 days to stay home and not go to work or school for the 14-day period following
44 their return and requiring travelers coming into Alaska from anywhere outside of Alaska
45 within the last 14 days to keep a six foot distance from others, not go to work or school
46 if they cannot maintain a safe distance from others, avoid crowded places, and limit
47 activities in public; and

48

49 WHEREAS, As of March 20, 2020, there are 12 confirmed cases of COVID-
50 19 in Alaska, to include five confirmed cases in Fairbanks; and

51

52 WHEREAS, Various agencies and organizations statewide and in our local
53 community are canceling or restricting public gatherings, extending spring break, and
54 postponing nonessential travel as a means to contain the spread of COVID-19; and

55

56 WHEREAS, On March 20, 2020, the Fairbanks North Star Borough (Borough)
57 activated the Borough Emergency Operations Center and is assisting the state and local
58 health partners as requested; and

59

60 WHEREAS, The Borough has expended and expects to continue to expend
61 and commit Borough funds to facilitate the needs of the community during this
62 emergency; and

63
64 WHEREAS, Due to the current conditions in the area, the Borough staff
65 resources are at minimal levels; and

66
67 WHEREAS, The severity and magnitude of the emergency may soon be
68 beyond the timely and effective response capability of local resources; and

69
70 WHEREAS, As a second class borough, during a public health emergency
71 the priorities of the Borough are to delay disease transmission and outbreak amplitude on
72 Borough staff for as long as possible; diminish the peak burden on the Borough's ability
73 to provide essential services; minimize the number of overall Borough staff related cases
74 that would ultimately impact operations; and minimize the impact of Borough decisions
75 on the Fairbanks' community; and

76
77 WHEREAS, The Borough serves primarily in a support role for the State
78 during its declared emergency; the Borough is not a public health authority and cannot
79 assume health powers, even upon issuance of a local disaster emergency declaration;
80 examples of things the Borough can do are standing up emergency shelters; activating
81 the Emergency Operations Center to assist with calls and provide a central place for
82 requests and information; and provide use of our resources, such as schools or other
83 buildings, as requested by the State; and

84
85 WHEREAS, It should be understood that the Borough does not have the
86 authority to take actions such as ordering citizens to isolate or quarantine; closing private
87 businesses or otherwise place restrictions on their operations; halting evictions or similar
88 proceedings; and ordering utilities not to shut off service; and

89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117

WHEREAS, In order to contain any potential harm that may be caused by the virus, State and Federal assistance may be needed to supplement local efforts to respond to this public health emergency; and

WHEREAS, State assistance in response to the virus, including assistance for fire protection, emergency medical services, and the provision of other funds, services, functions, supplies, or materials determined by the Mayor, in consultation with local emergency agencies and partners, may be necessary to meet the public safety and welfare needs arising from or incidental to COVID-19 and to recover from the damages caused; and

WHEREAS, While the potential extent and effect of COVID-19 cannot yet be known, it remains vital for the Borough to be prepared and take all needed precautions throughout the entire timeframe of the emergency related to COVID-19;

WHEREAS, Mayor Ward declared a disaster emergency on March 20, 2020, thereby activating the response and recovery aspects of the borough, local and interjurisdictional disaster emergency plans and authorizes the furnishing of aid and assistance under these plans.

NOW, THEREFORE, be it resolved that the Fairbanks North Star Borough Assembly does hereby ratify the March 20, 2020 declaration of a condition of Disaster Emergency to exist within the Fairbanks North Star Borough, as per FNSBC 2.16.040 and AS 26.23.140.

BE IT FURTHER RESOLVED THAT, in accordance with Chapter 2.16 FNSBC, orders and/or regulations may be issued as necessary to deal with this Disaster Emergency.

118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144

BE IT FURTHER RESOLVED THAT, Because of the ongoing nature of the emergency, this declaration of local emergency shall remain in effect until September 26, 2020, or until the virus is no longer declared a federal or state emergency, whichever occurs first.

BE IT FURTHER RESOLVED THAT, it is requested that the State of Alaska and the federal government provide State and/or Federal Public Assistance and Individual Assistance to the Fairbanks North Star Borough in its response and recovery from this event.

BE IT FURTHER RESOLVED THAT copies of this resolution be sent to Governor Dunleavy and the Alaska Division of Homeland Security and Emergency Management.

ADOPTED THE ____ DAY OF _____ 2020.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

Jill S. Dolan
Borough Attorney

PROCLAMATION

A DECLARATION OF A DISASTER EMERGENCY WITHIN THE FAIRBANKS NORTH STAR BOROUGH FOR THE COVID-19 ("CORONAVIRUS") AND REQUESTING STATE AND FEDERAL ASSISTANCE

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death and is caused by the SARS-Cov-2 virus, a new strain of the coronavirus that has not been previously identified in humans and is easily transmittable person to person; and

WHEREAS, The World Health Organization designated the outbreak of COVID-19 as a pandemic on March 11, 2020; the United States Center for Disease Control and Prevention (CDC) has identified COVID-19 as a significant public health risk; and on March 11, 2020, Governor Dunleavy issued a declaration of public health disaster emergency in response to the COVID-19 anticipated outbreak in the State of Alaska; and

WHEREAS, On March 12, 2020, the State of Alaska received the first confirmation of the presence of COVID-19 in Alaska, specifically, in the Fairbanks community; and

WHEREAS, On March 13, 2020, President Trump declared a national emergency in response to the coronavirus pandemic; and

WHEREAS, On March 13, 2020, Governor Dunleavy issued a COVID-19 Health Mandate declaring public school days will be non-student contact days between March 16, 2020 and March 30, 2020 in which students will not be attending school and suspending after school activities; and

WHEREAS, On March 17, 2020, Governor Dunleavy issued a COVID-19 Health Mandate closing all bars, breweries, restaurants, food and beverage kiosks or trucks, and other establishments serving food or beverages within the State of Alaska to public dine-in service and closing all entertainment facilities until April 1, 2020 at 5:00 p.m.; and

WHEREAS, On March 17, 2020, Governor Dunleavy issued a COVID-19 Health Mandate requiring travelers coming into Alaska from CDC Level 3 countries within the last 14 days to stay home and not go to work or school for the 14-day period following their return and requiring travelers coming into Alaska from anywhere outside of Alaska within the last 14 days to keep a six foot distance from others, not go to work or school if they cannot maintain a safe distance from others, avoid crowded places, and limit activities in public; and

WHEREAS, As of March 20, 2020, there are 12 confirmed cases of COVID-19 in Alaska, to include five confirmed cases in Fairbanks; and

WHEREAS, Various agencies and organizations statewide and in our local community are canceling or restricting public gatherings, extending spring break, and postponing nonessential travel as a means to contain the spread of COVID-19; and

WHEREAS, On March 20, 2020, the Fairbanks North Star Borough (Borough) activated the Borough Emergency Operations Center and is assisting the state and local health partners as requested; and

WHEREAS, The Borough has expended and expects to continue to expend and commit Borough funds to facilitate the needs of the community during this emergency; and

WHEREAS, Due to the current conditions in the area, the Borough staff resources are at minimal levels; and

WHEREAS, The severity and magnitude of the emergency may soon be beyond the timely and effective response capability of local resources; and

WHEREAS, As a second class borough, during a public health emergency the priorities of the Borough are to delay disease transmission and outbreak amplitude on Borough staff for as long as possible; diminish the peak burden on the Borough's ability to provide essential services; minimize the number of overall Borough staff related cases that would ultimately impact operations; and minimize the impact of Borough decisions on the Fairbanks' community; and

WHEREAS, The Borough serves primarily in a support role for the State during its declared emergency; the Borough is not a public health authority and cannot assume health powers, even upon issuance of a local disaster emergency declaration; examples of things the Borough can do are standing up emergency shelters; activating the Emergency Operations Center to assist with calls and provide a central place for requests and information; and provide use of our resources, such as schools or other buildings, as requested by the State; and

WHEREAS, It should be understood that the Borough does not have the authority to take actions such as ordering citizens to isolate or quarantine; closing private businesses or otherwise place restrictions on their operations; halting evictions or similar proceedings; and ordering utilities not to shut off service; and

WHEREAS, In order to contain any potential harm that may be caused by the virus, State and Federal assistance may be needed to supplement local efforts to respond to this public health emergency; and

WHEREAS, State assistance in response to the virus, including assistance for fire protection, emergency medical services, and the provision of other funds, services, functions, supplies, or materials determined by the Mayor, in consultation with local emergency agencies and partners, may be necessary to meet the public safety and welfare needs arising from or incidental to COVID-19 and to recover from the damages caused; and

WHEREAS, While the potential extent and effect of COVID-19 cannot yet be known, it remains vital for the Borough to be prepared and take all needed precautions throughout the entire timeframe of the emergency related to COVID-19.

NOW, THEREFORE, be it resolved that in accordance with FNSBC 2.16.040 and AS 26.23.140 the Mayor of the Fairbanks North Star Borough declares a Disaster Emergency exists within the Fairbanks North Star Borough.

BE IT FURTHER RESOLVED THAT, in accordance with Chapter 2.16 FNSBC, orders and/or regulations may be issued as necessary to deal with this Disaster Emergency.

FURTHERMORE, it is requested that the State of Alaska and the federal government provide State and/or Federal Public Assistance and Individual Assistance to the Fairbanks North Star Borough in its response and recovery from this event.

PROCLAIMED AND DECLARED this 20th day of March, 2020, at 11:15 am/pm.



ATTEST:

April Trickey
April Trickey, CMC
Municipal Borough Clerk

Jim Williams
for Bryce Ward Mayor
Fairbanks North Star Borough
Jim Williams
Chief of Staff

APPROVED:

Approved by JSD
Jill S. Dolan
Borough Attorney