

FAIRBANKS NORTH STAR BOROUGH
Regular Assembly Meeting
December 12, 2019
6:00 p.m.

A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, December 12, 2019, in the Mona Lisa Drexler Assembly Chambers of the Juanita Helms Administration Center, 907 Terminal Street, Fairbanks, Alaska.

There were present:

Matt Cooper, Presiding Officer and

| | |
|----------------------------|----------------------|
| Aaron Lojewski | Jimi Cash |
| Marna Sanford | Leah Berman Williams |
| Mindy O'Neill (Telephonic) | Christopher Quist |
| Liz Lyke | Frank Tomaszewski |

Comprising a quorum of the Assembly, and

Bryce J. Ward, Borough Mayor
Jim Williams, Chief of Staff
Jill S. Dolan, Borough Attorney
Brad Acord, Acting Assessor
Debbie Brady, Chief Financial Officer
Cory Beal, Chief Procurement Officer
Blake Moore, Digital Services Director
David Bredlie, Public Works Director
Michelle Felix, Transportation Director
Shoshana Kun, City of Fairbanks Representative
Tim Doran, School Board Representative
Brian Charlton, Parks Project Coordinator
Baird Stiefel, Emergency Operations Manager
Peggy Macdonald, Treasury Budget Manager
April Trickey, CMC, Borough Clerk
Melanie Desmond, Research Assistant

Absent and Excused

None

NONSECTARIAN INVOCATION AND PLEDGE OF ALLEGIANCE

Track 1, 00:25

Presiding Officer Cooper gave a nonsectarian invocation and led the pledge of allegiance.

PRESENTATIONS

Track 1, 02:55

Mayor Ward read the Bill of Rights proclamation and Assemblymembers read the Bill of Rights.

REQUEST FOR REMOVAL OF ITEMS FROM THE CONSENT AGENDA AND ANY OTHER PROCEDURAL MOTIONS

Track 1, 08:11

Presiding Officer Cooper removed item 16.b. under Resolutions from the consent agenda:

RESOLUTION NO. 2019-45. A Resolution Regarding The Proposed Transfer Of BP Pipelines (Alaska) Inc. To Harvest Alaska, LLC, A Wholly Owned Subsidiary Of Hilcorp Alaska, LLC. (Sponsor: Mayor Ward)

CITIZEN'S COMMENTS

Track 1, 08:45

- 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.

Mike Prax, resident of the borough, spoke about Resolution No. 2019-45, specifically questioning the tone of the resolution. Mr Prax suggested an expression of trust toward Hilcorp and spoke in favor of the proposed substitute.

Tristan Glowa, resident of the borough, spoke in support of Resolution No. 2019-45.

Philip Wight, resident of the borough, spoke in support of Resolution No. 2019-45.

Jomo Stewart, resident of the borough and Energy Project Manager at FedCo., spoke about the perceived negative tone of Resolution No. 2019-45, and suggested a more positive tone should be used.

CITIZEN'S COMMENTS - continued

Rick Solie, resident of the borough, spoke his concern for the tone of Resolution No. 2019-45, and instead suggested welcoming Hilcorp as we have other businesses.

Fred Vreeman, resident of the borough, spoke his concerns about the tone of Resolution No. 2019-45. Mr. Vreeman commented on the Capital Improvement Project (CIP) Resolution, specifically how it appears to be a wish list. Mr. Vreeman suggested that maintenance items in the CIP should be taken care of locally, and that new buildings are not sustainable; funds need to be set aside to repair the buildings we already have. Mr. Vreeman spoke in favor of fiscal responsibility.

b. Items that are not scheduled on the agenda.

Jerry Evans, resident of the borough and Explore Fairbanks Public Relations Manager, gave a report on several winter press tours.

Albert Samuel, resident of the borough, spoke against the proposed closing of the Moose Creek transfer site. Mr. Samuel distributed petitions signed by area residents and asked for reconsideration of the closure.

Patricia Schmidt, resident of the borough and President of Friends of the SS Nenana, spoke in support of restoring the ship. She spoke about the need for community fundraising to save historic properties.

Jay Schikora, resident of the borough, began by asking what the goals of preserving the history in our town are, according to our borough charter. Mr. Schikora spoke in support of restoring the SS Nenana, due to its long history on the Tanana River, and prominent position at Pioneer Park.

APPROVAL OF AGENDA AND CONSENT AGENDA

Track 1, 54:15

The clerk read the consent agenda.

QUIST,
Seconded by WILLIAMS

moved to approve the agenda as read and
consent agenda as amended.

APPROVAL OF AGENDA AND CONSENT AGENDA - continued

VOTE ON MOTION TO APPROVE THE AGENDA AS READ AND CONSENT AGENDA AS AMENDED.

Yeses: Tomaszewski, O’Neill, Cash, Lyke, Sanford, Williams, Lojewski, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

APPROVAL OF MINUTES

Track 1, 54:15

a. Regular Assembly Meeting minutes of October 24, 2019.

Without objection this measure was read by title and approved under the consent agenda.

b. Regular Assembly Meeting minutes of November 14, 2019.

Without objection this measure was read by title and approved under the consent agenda

COMMUNICATIONS TO THE ASSEMBLY

Track 5, 31:55

a. Contract Award: EagleView Technologies
Aerial Photography

Approval of a sole source award in the amount of \$103,563.34 for the initial contract period and a total of \$932,070.06 if all eight renewals are completed.

WILLIAMS,
Seconded by QUIST

moved to approve EagleView Technologies, Aerial Photography, sole source award in the amount of \$103,563.34 for the initial contract period and a total of \$932,070.06 if all eight renewals are completed.

COMMUNICATIONS TO THE ASSEMBLY - continued

VOTE ON MOTION TO APPROVE EAGLEVIEW TECHNOLOGIES, AERIAL PHOTOGRAPHY, SOLE SOURCE AWARD IN THE AMOUNT OF \$103,563.34 FOR THE INITIAL CONTRACT PERIOD AND A TOTAL OF \$932,070.06 IF ALL EIGHT RENEWALS ARE COMPLETED.

Yeses: Lyke, Lojewski, O’Neill, Williams, Cash, Sanford, Tomaszewski, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

Discussion ensued.

REORDER THE AGENDA

Track 5, 38:13

WILIAMS,
Seconded by LOJEWSKI

moved to reorder the agenda to hear Item 9.b., Service Area Election Certification Memo, before Item 16.b., Resolution No. 2019-45.

VOTE ON MOTION TO REORDER THE AGENDA TO HEAR ITEM 9.B., SERVICE AREAS CERTIFICATION MEMO, BEFORE ITEM 16.B., RESOLUTION NO. 2019-45.

Yeses: O’Neill, Sanford, Williams, Tomaszewski, Lojewski, Lyke, Cash, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

b. Memorandum from April Trickey, Borough Clerk, regarding certification of the November 19, 2019 elections for certain service areas.

Track 5, 39:01

April Trickey, Borough Clerk, gave a staff report

| <u>Service Area</u> | <u>Individual Results</u> | <u>Final Election Results</u> |
|----------------------------|-------------------------------------|--------------------------------------|
| Vista Gold | Failed: 2 Yes, 13 No, 0 Not Counted | Failed |
| Seavy – Existing Area | Failed: 0 Yes, 0 No, 0 Not Counted | Failed |
| Seavy - Annexation Area | Passed: 6 Yes, 0 No, 0 Not Counted | Failed |

COMMUNICATIONS TO THE ASSEMBLY – continued

QUIST,
Seconded by WILLIAMS

moved to accept the report of the election canvass board and declare that the Seavy and Vista Gold Service Area Annexation elections of November 19, 2019 were validly held.

VOTE ON MOTION TO ACCEPT THE REPORT OF THE ELECTION CANVASS BOARD AND DECLARE THAT THE SEAVY AND VISTA GOLD SERVICE AREA ANNEXATION ELECTIONS OF NOVEMBER 19, 2019 WERE VALIDLY HELD.

Yeses: Cash, Williams, Lyke, Sanford,
Tomaszewski, Lojewski, O’Neill, Quist,
Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

- c. Memorandum from Wendy Dau, Assistant Borough Attorney, regarding the claim for refund of taxes paid under protest by Fairbanks Gold Mining, Inc.

Without objection this measure was read by title and approved under the consent agenda

- d. Memorandum from Presiding Officer Cooper recommending the appointment of Assemblymember Frank Tomaszewski to the Fairbanks Area Surface Transportation (FAST) Planning Policy Board.

Without objection this measure was read by title and approved under the consent agenda

- e. Memorandum from Mayor Ward recommending the appointment of Steven Haagenson to the Interior Gas Utility Board of Directors.

Without objection this measure was read by title and approved under the consent agenda

COMMUNICATIONS TO THE ASSEMBLY – continued

f. Memorandums from Mayor Ward recommending the following appointments and/or reappointments:

- Thomas Alexander Douglas, Maegan Weltzin and Dan Givens to the Air Pollution Control Commission.
- Randy Zarnke to the John A. Carlson Community Center Advisory Board.
- Julie Jones, Buki Wright and Brenda Naaktgeboren to the Chena Riverfront Commission.
- Pam Walker, Barbara Franks, Rebecca Wachter and Jennifer Randall to the Early Childhood Development Commission.
- Russel Talvi, Paul Robinson and Abigail Riggs to the Economic Development Commission.
- Enlow Walker and Retchenda George-Bettisworth to the Health and Social Services Commission.
- Martin Gutoski to the Historic Preservation Commission.
- Charles Simmons to the Library Commission.
- Mark Oldmixon, Andrew Culley, Judith Shiffler and James Lounsbury to the Parks and Recreation Commission.
- Eric Muehling, Shane Koester and Jason McComas-Roe to the Planning Commission.
- Michael Kwasinski and Troy Hicks to the Platting Board.
- Doug Tansy to the Salaries and Emoluments Commission.
- Denise Daniello and Michele Rosser to the Senior Citizens Advisory Commission.
- Jimmy Fox and Wyatt Hurlbut to the Sustainability Commission.

Without objection this measure was read by title and approved under the consent agenda

MESSAGES FROM THE BOROUGH MAYOR

Track 6, 27:55

Mayor Ward reported:

- Mayor's written report provided to the assembly.
- Updated Q&A on projects included on the Capital Improvement Projects list is available at FNSB.us.
- Board and commission vacancies posted at FNSB.us.
- Recognized Daniel Domke for receiving the Education Advocate of the Year award at the last Chamber of Commerce meeting.

MESSAGES FROM THE BOROUGH MAYOR

- The North Pole Library celebrated its 5th anniversary with the naming of a multipurpose room after former librarian, Ms. Pat Thurman, a member of the North Pole community and a strong library advocate.
- Fall art show and reception held.

REPORTS OF SPECIAL AND STANDING COMMITTEES

Track 6, 30:26

Assemblymember Lojewski reported an Audit Committee meeting will be held in January, date to be determined.

Assemblymember Williams reported the Joint Climate Change Task Force meets on Monday, progress is being made on the RFP for the written plan.

Assemblymember Quist reported the Sustainability Commission met and should have a report to present to the Assembly soon. Their next meeting will be held in January.

Assemblymember Cooper reported on meetings held with legislative liaisons to discuss the FNSB legislative priorities.

REPORTS FROM REPRESENTATIVES

Track 2, 01:42

- a. Report from the City of Fairbanks Representative.

City of Fairbanks Representative Shoshana Kun reported:

- Reported the land we are sitting on right now is unceded Lower Tanana Chena Dené land.
- The City passed the Mayor's balanced budget.
- Public Works Department received more funding for additional snow removal, as needed.
- Bill of Rights day was celebrated at the December 9 meeting.
- Announced Chief Doug Welborn is retiring and Lieutenant Peyton Meredith is moving on.
- Vision Development workshops coming up to help with long-term fiscal planning.
- Wished Happy Holidays and Happy New Year to all.
- The next regular meeting is January 13 at 6:30 p.m.

REPORTS FROM REPRESENTATIVES - continued

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

NONE

- c. Report from the School Board Representative.

School Board Representative Tim Doran reported:

- Congratulated Daniel Domke, Career and Technical Education Director, on receiving the Education Advocate of the Year award at the last Chamber of Commerce meeting.
- The 50th birthday of Ryan Middle School was celebrated and Mr. Doran thanked the Assembly and citizens of Fairbanks for their support of school funding and upkeep.
- A community engagement session on diversity was held.
- Resolution passed proclaiming the week of January 19, 2020 Dr. Martin Luther King, Jr. week.
- Early out at local schools on December 18-20.
- Winter break activities list found at k12northstar.org website.
- January 6, 2020 is a teacher in-service day.
- January 7, 2020 is student's first day back at school.
- The next regular meeting is January 21, 2020.
- Thanked Jim Williams, FNSB Chief of Staff, for attending the last school board meeting to go over the FNSB CIP process.
- Thanked local students for being engaged in the classroom.

SPECIAL ORDERS – PUBLIC HEARING

- a. Liquor License – Transfer – Beverage Dispensary – License #780
Track 2, 09:39

From: Red Pants, Inc.
DBA: The Refinery Lounge
2643 Old Richardson Hwy
North Pole, AK 99705

To: The North Pole Pub, LLC
DBA: North Pole Alehouse
2643 Old Richardson Hwy
North Pole, AK 99705

Jim Williams, Chief of Staff, gave a staff report.

PUBLIC HEARING – continued

The Presiding Officer called for public testimony, there being none public hearing was closed.

WILLIAMS,
Seconded by QUIST

moved to file no protest on Liquor License –
Transfer – Beverage Dispensary – License
#780.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE – TRANSFER –
BEVERAGE DISPENSARY – LICENSE #780.

Yeses: Williams, Cash, Tomaszewski, O’Neill,
Sanford, Lojewski, Lyke, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

b. Liquor License – Transfer – Restaurant/Eating Place – License #1475
Track 2, 11:35

From: Kurani, Inc.
DBA: Pizza Hut #5
89 College Road
Fairbanks, AK 99701

To: MP2 Alaska, LLC
DBA: Pizza Hut of Fairbanks
89 College Road
Fairbanks, AK 99701

Jim Williams, Chief of Staff, gave a staff report.

The Presiding Officer called for public testimony, there being none public hearing was closed.

WILLIAMS,
Seconded by QUIST

moved to file no protest on Liquor License –
Transfer – Restaurant/Eating Place –
License #1475.

PUBLIC HEARING – continued

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE TRANSFER – RESTAURANT/EATING PLACE – LICENSE #1475.

Yeses: Lyke, Tomaszewski, Sanford, Cash, Lojewski, O’Neill, Williams, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

c. Liquor License – Transfer – Beverage Dispensary – License #1920
Track 2, 13:18

From: Gambardella’s II, Inc.
DBA: Gambardella’s Pasta Bella
706 2nd Ave
Fairbanks, AK 99701

To: Tre Amigas, LLC
DBA: Salty’s on 2nd
706 2nd Ave
Fairbanks, AK 99701

Jim Williams, Chief of Staff, gave a staff report.

WILLIAMS, moved to file no protest on Liquor License –
Seconded by QUIST Transfer – Beverage Dispensary – License
#1920.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE – TRANSFER – BEVERAGE DISPENSARY – LICENSE #1920.

Yeses: O’Neill, Williams, Lyke, Lojewski, Cash, Tomaszewski, Sanford, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

PUBLIC HEARING – continued

QUIST,
Seconded by LYKE
Track 3, 00:20

moved to immediately reconsider Liquor License – Transfer – Beverage Dispensary – License #1920.

VOTE ON MOTION TO IMMEDIATELY RECONSIDER LIQUOR LICENSE – TRANSFER – BEVERAGE DISPENSARY – LICENSE #1920.

Yeses: Tomaszewski, O’Neill, Cash, Williams, Lyke, Lojewski, Sanford, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

The Presiding Officer called for public testimony, there being none public hearing was closed.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE – TRANSFER – BEVERAGE DISPENSARY – LICENSE #1920.

Yeses: Sanford, Lojewski, Williams, Cash, O’Neill, Lyke, Tomaszewski, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

d. ORDINANCE NO. 2019-20-1L. An Ordinance Amending The FY 2019-20 Budget By Appropriating \$75,000 From The Transit Enterprise Operating Fund Net Position To The Transit Enterprise Projects Fund For The Geotechnical Investigation Of Alternate Transit Facility Site. (Sponsor: Mayor Ward)
Track 2, 15:19

David Bredlie, Public Works Director, and Michelle Felix, Transportation Director, gave a staff report.

The Presiding Officer called for public testimony, there being none public hearing was closed.

WILLIAMS,
Seconded by QUIST

moved to adopt Ordinance No. 2019-20-1L.

PUBLIC HEARING – continued

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-20-1L.

Yeses: Tomaszewski, O’Neill, Cash, Sanford, Lyke,
Williams, Lojewski, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

- e. ORDINANCE NO. 2019-20-1N. An Ordinance Amending The FY 2019-20 Budget By Appropriating \$38,161 From The General Fund Fund Balance To The Capital Projects Fund For The Required Match For The Birch Hill Recreation Area And South Davis Park Access Roads Project To Be Constructed By The Alaska Department Of Transportation And Public Facilities. (Sponsor: Mayor Ward)

Track 2, 18:46

Brian Charlton, Parks Project Coordinator, gave a staff report.

The Presiding Officer called for public testimony, there being none public hearing was closed.

QUIST, moved to adopt Ordinance No. 2019-20-1N.
Seconded by WILLIAMS

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-20-1N.

Yeses: O’Neill, Sanford, Lyke, Tomaszewski,
Lojewski, Williams, Cash, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

- f. ORDINANCE NO. 2019-31. An Ordinance Amending Chapter 9.04 FNSBC To Add A New Section To Prohibit Smoking And Vaping In Borough Parks.

(Sponsor: Mayor Ward)

Track 2, 21:39

PUBLIC HEARING – continued

Jim Williams, Chief of Staff, gave a staff report.

The Presiding Officer called for public testimony.

Mike Prax, resident of the borough, spoke against Ordinance No. 2019-31.

Rebecca Fox, resident of the borough, spoke against Ordinance No. 2019-31.

The Presiding Officer called for further public testimony, there being none public hearing was closed.

QUIST, moved to adopt Ordinance No. 2019-31.
Seconded by WILLIAMS

LYKE, moved to amend by deleting paragraph D,
Seconded by LOJEWSKI Lines 63-65 and deleting Section 3, Lines 67-69.

Discussion ensued.

LOJEWSKI, moved to amend the amendment to also
Seconded by LYKE delete on Line 46 "- Fine \$50".

Discussion ensued.

VOTE ON MOTION TO AMEND THE AMENDMENT TO ALSO DELETE ON LINE 46 "- FINE \$50".

Yeses: None

Noes: Sanford, Tomaszewski, O'Neill, Cash,
Williams, Lyke, Lojewski ,Quist, Cooper

MOTION FAILED 0 Yeses, 9 Noes

Discussion ensued.

PUBLIC HEARING – continued

VOTE ON MOTION TO AMEND BY DELETING PARAGRAPH D, LINES 63-65 AND DELETING SECTION 3, LINES 67-69.

Yeses: Lyke, Lojewski, O'Neall
Noes: Cash, Tomaszewski, Sanford, Williams, Quist, Cooper

MOTION FAILED 3 Yeses, 6 Noes

Discussion ensued.

WILLIAMS, moved to amend Line 61 by replacing
Seconded by QUIST "department" with "commission", and amend Line 62 by replacing "commission" with "department".

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 61 BY REPLACING "DEPARTMENT" WITH "COMMISSION", AND AMEND LINE 62 BY REPLACING "COMMISSION" WITH "DEPARTMENT".

Yeses: Lojewski, Williams, Sanford, Cash, Tomaszewski, Lyke, Quist, Cooper
Noes: O'Neall

MOTION CARRIED 8 Yeses, 1 Noes

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-31, AS AMENDED.

Yeses: Williams, Sanford, Tomaszewski, Cash, Quist, Cooper
Noes: Lyke, Lojewski, O'Neall

MOTION CARRIED 6 Yeses, 3 Noes

PUBLIC HEARING – continued

- g. ORDINANCE NO. 2019-47. An Ordinance Approving A Community Purpose Exemption From The Levy Of Borough Property Taxes For The Alaska Dog Musers Association Musers Hall And Parking, Jeff Studdert Race Trail, Trailhead And Parking Owned By The Alaska Dog Musher’s Association, Inc.
(Sponsor: Assemblymember Sanford)
Track 3, 03:25

Assemblymember Sanford gave a staff report.

The Presiding Officer called for public testimony.

47. Randy Zarnke, resident of the borough, spoke in support of Ordinance No. 2019-47.

47. Dick Bishop, resident of the borough, spoke in support of Ordinance No. 2019-47.

Shannon Erhart, resident of the borough, spoke in support of Ordinance No. 2019-47.

47. Magali Philip, resident of the borough, spoke in support of Ordinance No. 2019-47.

Jennifer Probert, resident of the borough, spoke in support of Ordinance No. 2019-47.

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2019-47.

The Presiding Officer called for further public testimony, there being none public hearing was closed.

QUIST, moved to adopt Ordinance No. 2019-47.
Seconded by WILLIAMS

Discussion ensued.

PUBLIC HEARING – continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-47.

Yeses: O’Neill, Sanford, Lyke, Tomaszewski,
Williams, Cash, Quist, Cooper

Noes: Lojewski

MOTION CARRIED 8 Yeses, 1 Noes

h. ORDINANCE NO. 2019-48. An Ordinance Amending FNSBC 7.12.020 To Increase The Required Contribution To The Facilities Maintenance Reserve Fund In The Mayor’s Proposed Budget.
(Sponsors: Assemblymembers Lojewski, Quist and Sanford)
Track 3, 30:04

Assemblymember Lojewski and Debbie Brady, Chief Financial Officer, gave a staff report.

The Presiding Officer called for public testimony.

Fred Vreeman, resident of the borough, spoke in support of Ordinance No. 2019-48.

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2019-48, and acknowledged assemblymember’s efforts to build the facilities maintenance reserve fund.

The Presiding Officer called for further public testimony, there being none public hearing was closed.

QUIST, moved to adopt Ordinance No. 2019-48.
Seconded by TOMASZEWSKI

Discussion ensued.

TOMASZEWSKI, moved to amend Line 57 by adding “with
Seconded by LOJEWSKI an increase of 1.25 percent per year over a four year period, for a total added equal to 5 percent, bringing the contribution to 14 percent after 5 years” after “percent”.

Discussion ensued.

PUBLIC HEARING – continued

QUIST,
Seconded by LOJEWSKI

moved to amend the amendment by adding
"and escalating by 1.25 percent per year
for four years, beginning in FY2022" after
"9 percent,".

VOTE ON MOTION TO AMEND THE AMENDMENT BY ADDING, "AND ESCALATING BY
1.25 PERCENT PER YEAR FOR FOUR YEARS, BEGINNING IN FY2022" AFTER 9
PERCENT.

Yeses: Williams, Tomaszewski, Cash, Lojewski,
Lyke, O'Neill, Sanford, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

Discussion ensued.

VOTE ON MOTION TO AMEND BY ADDING "WITH AN INCREASE OF 1.25 PERCENT PER
YEAR OVER A FOUR YEAR PERIOD, FOR A TOTAL ADDED EQUAL TO 5 PERCENT,
BRINGING THE CONTRIBUTION TO 14 PERCENT AFTER 5 YEARS AND ESCALATING BY
1.25 PERCENT PER YEAR FOR FOUR YEARS, BEGINNING IN FY2022" AFTER
"PERCENT", AS AMENDED.

Yeses: Tomaszewski, Cash, Lojewski, Quist

Noes: O'Neill, Williams, Sanford, Lyke, Cooper

MOTION FAILED 4 Yeses, 5 Noes

CASH,
Seconded by QUIST

moved to amend Line 57 by replacing "9
percent" with "8.5 percent", and adding ",
and escalating by .75 percent per year for
five years beginning in FY2022" after
"percent".

Discussion ensued.

Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Quist.

Discussion ensued.

PUBLIC HEARING – continued

LOJEWSKI,
Seconded by TOMASZEWSKI

moved to amend the amendment on Line
57, to read "9 percent in the first year".

VOTE ON MOTION TO AMEND THE AMENDMENT ON LINE 57, TO READ "9 PERCENT
IN THE FIRST YEAR".

Yeses: Cash, Sanford, Tomaszewski, Lojewski

Noes: Williams, Lyke, O'Neill, Quist, Cooper

MOTION FAILED 4 Yeses, 5 Noes

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 57 BY REPLACING "9 PERCENT" WITH "8.5
PERCENT", AND ADDING ", AND ESCALATING BY .75 PERCENT PER YEAR FOR FIVE
YEARS BEGINNING IN FY2022" AFTER "PERCENT".

Yeses: Cash, Tomaszewski, Quist

Noes: Lojewski, Lyke, Sanford, O'Neill, Williams,
Cooper

MOTION FAILED 3 Yeses, 6 Noes

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-48.

Yeses: Lojewski, Sanford, Tomaszewski, Cash,
Quist

Noes: Lyke, Williams, O'Neill, Cooper

MOTION CARRIED 5 Yeses, 4 Noes

REORDER THE AGENDA

Track 5, 00:07

SANFORD,
Seconded by LOJEWSKI

moved to reorder the agenda to hear
Citizen Comments "A" and "B" before Item
13. i., Ordinance No. 2019-20-1K.

VOTE ON MOTION TO REORDER THE AGENDA TO HEAR CITIZEN COMMENTS "A" AND
"B" BEFORE ITEM 13. I., ORDINANCE NO. 2019-20-1K.

Yeses: Williams, Cash, O'Neall, Sanford,
Tomaszewski, Lojewski, Lyke, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

PUBLIC HEARING – continued

- i. ORDINANCE NO. 2019-20-1K. An Ordinance Amending The FY 2019-20 Budget By Reappropriating \$200,000 From The Public Works Boroughwide Compliance Project To Establish The PFAS Contamination Project Within The Multi-Year General Subfund. (Sponsor: Mayor Ward)
Track 5, 15:00

Mayor Ward gave a staff report.

The Presiding Officer called for public testimony, there being none public hearing was closed.

WILLIAMS,
Seconded by QUIST

moved to adopt Ordinance No. 2019-20-1K.

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-20-1K.

Yeses: Sanford, Tomaszewski, Lojewski, Cash,
Lyke, O'Neall, Williams, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

PUBLIC HEARING – continued

- j. **ORDINANCE NO. 2019-20-1M.** An Ordinance Amending The FY 2019-20 Budget By Appropriating \$139,815 In Federal Pass-Through Grant Funding To The Special Revenue And/Or Capital Projects Funds For The Acquisition Of Emergency Management Related Equipment And Training.
(Sponsor: Mayor Ward)
Track 5, 19:23

Baird Steiffel, Emergency Operations Manager, gave a staff report.

The Presiding Officer called for public testimony, there being none public hearing was closed.

QUIST, moved to adopt Ordinance No. 2019-20-1M.
Seconded by WILLIAMS

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-20-1M.

Yeses: Lojewski, Lyke, Williams, O’Neill, Cash, Tomaszewski, Sanford, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

CONSIDERATION OF CALENDAR – Unfinished Business

NONE

CITIZENS’ COMMENTS – Each person’s comments limited to 3 minutes (continuation if needed)

- a. Items that are not scheduled for public hearing – continuation.

NONE

CONSIDERATION OF CALENDAR – New Business – Resolutions

- a. RESOLUTION NO. 2019-44. A Resolution Identifying And Supporting Legislative Priorities. (Sponsor: Assembly Legislative Priorities Committee)

Track 5, 22:04

Assemblymember Sanford, Legislative Priorities Committee Chair, and Assemblymember O’Neill, Legislative Priorities Committee Vice Chair, gave a staff report.

QUIST, moved to adopt Resolution No. 2019-44.
Seconded by WILLIAMS

Discussion ensued.

LOJEWSKI, moved to amend by adding a new section
Seconded by CASH on Line 80 titled “Alaska Permanent Fund Dividend” and add “To fund the statutory permanent fund dividend (PFD)”.

VOTE ON MOTION TO AMEND BY ADDING A NEW SECTION ON LINE 80 TITLED “ALASKA PERMANENT FUND DIVIDEND” AND ADD “TO FUND THE STATUTORY PERMANENT FUND DIVIDEND (PFD)”.

Yeses: Tomaszewski, Lojewski, Cash
Noes: Williams, Sanford, O’Neill, Lyke, Quist, Cooper

MOTION FAILED 3 Yeses, 6 Noes

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-44.

Yeses: Lyke, Cash, O’Neill, Williams, Tomaszewski, Sanford, Quist, Cooper
Noes: Lojewski

MOTION CARRIED 8 Yeses, 1 Noes

REORDER THE AGENDA

Track 5, 31:10

WILLIAMS,
Seconded by LOJEWSKI

moved to reorder the agenda to hear Item 9.a., Contract Award, before Item 16.b., Resolution No. 2019-45.

VOTE ON MOTION TO REORDER THE AGENDA TO HEAR ITEM 9.A., CONTRACT AWARD, BEFORE ITEM 16.B., RESOLUTION NO. 2019-45.

Yeses: Lojewski, Sanford, Lyke, O’Neill, Cash, Tomaszewski, Williams, Quist, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

b. RESOLUTION NO. 2019-45. A Resolution Regarding The Proposed Transfer Of BP Pipelines (Alaska) Inc. To Harvest Alaska, LLC, A Wholly Owned Subsidiary Of Hilcorp Alaska, LLC. (Sponsor: Mayor Ward)
Track 5, 41:28

Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Quist and declared a possible conflict of interest due to the nature of his work at his prior place of practice, and the potential for future involvement due to his current job at the University of Alaska. The Deputy Presiding Officer found a conflict did exist and Mr. Cooper was excused from the dais.

Mayor Ward gave a staff report.

WILLIAMS,
Seconded by LYKE

moved to adopt Resolution No. 2019-45.

Discussion ensued.

TOMASZEWSKI,
Seconded by LOJEWSKI

moved to substitute Resolution No. 2019-45.

Discussion ensued.

SUSPENSION OF THE RULES

Track 5, 52:50

WILLIAMS,
Seconded by LOJEWSKI

moved to suspend the rules to complete the agenda.

VOTE ON MOTION TO SUSPEND THE RULES TO COMPLETE THE AGENDA.

Yeses: Cash, Williams, Lojewski, Lyke, Tomaszewski, Sanford, O'Neill, Cooper

Noes: Quist

MOTION CARRIED 8 Yeses, 1 Noes

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

Track 5, 54:06

Discussion ensued.

VOTE ON MOTION TO SUBSTITUTE RESOLUTION NO. 2019-45.

Yeses: Tomaszewski, Lojewski, Cash

Noes: O'Neill, Lyke, Williams, Sanford, Quist

MOTION FAILED 3 Yeses, 5 Noes

SANFORD,
Seconded by CASH

moved to amend by deleting Lines 27-36 and replacing with "Whereas, operating the acquired assets in a manner that is both environmentally and economically responsible, and ensuring that our workers, environment, and economy are protected will provide the FNSB confidence that this transaction is in the public interest."

Discussion ensued.

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

VOTE ON MOTION TO AMEND BY DELETING LINES 27-36 AND REPLACING WITH "WHEREAS, OPERATING THE ACQUIRED ASSETS IN A MANNER THAT IS BOTH ENVIRONMENTALLY AND ECONOMICALLY RESPONSIBLE, AND ENSURING THAT OUR WORKERS, ENVIRONMENT, AND ECONOMY ARE PROTECTED WILL PROVIDE THE FNSB CONFIDENCE THAT THIS TRANSACTION IS IN THE PUBLIC INTEREST."

Yeses: Tomaszewski, Cash, O'Neall, Lojewski, Sanford

Noes: Williams, Lyke, Quist

MOTION CARRIED 5 Yeses, 3 Noes

CASH,
Seconded by LOJEWSKI

moved to amend Line 37 by adding "Whereas, BP has been operating in Alaska's oil fields for over 50 years and has made many significant contributions to our community and our state; and Whereas, The Fairbanks North Star Borough is appreciative of the investment made by BP in the state of Alaska and looks forward to a strong relationship with Hilcorp and its affiliates."

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 37 BY ADDING "WHEREAS BP HAS BEEN OPERATING IN ALASKA'S OIL FIELDS FOR OVER 50 YEARS AND HAS MADE MANY SIGNIFICANT CONTRIBUTIONS TO OUR COMMUNITY AND OUR STATE; AND WHEREAS, THE FAIRBANKS NORTH STAR BOROUGH IS APPRECIATIVE OF THE INVESTMENT MADE BY BP IN THE STATE OF ALASKA AND LOOKS FORWARD TO A STRONG RELATIONSHIP WITH HILCORP AND ITS AFFILIATES."

Yeses: Lojewski, Cash, Tomaszewski

Noes: Sanford, Williams, O'Neall, Lyke, Quist

MOTION FAILED 3 Yeses, 5 Noes

Discussion ensued.

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

CASH,
Seconded by TOMASZEWSKI

moved to amend Line 44 by adding "Be it further resolved that a copy of this resolution should be forwarded to the Regulatory Commission of Alaska as a public comment on the Matter of the Joint Application for Approval of Transfer of Certificate of Public Convenience and Necessity No. 311 and Operating Authority Thereunder from BP Pipelines (Alaska) Inc. to Harvest Alaska, LLC. (Docket No. P-19-017), and another copy to Rich Novcaski, Vice President and Pipeline Manager, Harvest Alaska, LLC., 3800 Centerpoint Drive, Suite 1400, Anchorage, AK 99503, phone : (907) 777-8300, email: rnovcaski@harvestmidstream.com."

WILLIAMS,
Seconded by CASH

moved to amend the amendment by adding a period after (Docket No. P-19-017) and deleting the remainder of the whereas clause.

VOTE ON MOTION TO AMEND THE AMENDMENT BY ADDING A PERIOD AFTER (DOCKET NO. P-19-017) AND DELETING THE REMAINDER OF THE WHEREAS CLAUSE.

Yeses: O'Neall, Williams, Lyke, Tomaszewski
Lojewski, Sanford, Cash, Quist

Noes: None

MOTION PASSED 8 Yeses, 0 Noes

Discussion ensued.

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

VOTE ON MOTION TO AMEND LINE 44 BY ADDING "BE IT FURTHER RESOLVED THAT A COPY OF THIS RESOLUTION SHOULD BE FORWARDED TO THE REGULATORY COMMISSION OF ALASKA AS A PUBLIC COMMENT ON THE MATTER OF THE JOINT APPLICATION FOR APPROVAL OF TRANSFER OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 311 AND OPERATING AUTHORITY THEREUNDER FROM BP PIPELINES (ALASKA) INC. TO HARVEST ALASKA, LLC. (DOCKET NO. P-19-017).", AS AMENDED.

Yeses: Lyke, Lojewski, Sanford, Tomaszewski, O'Neill, Williams, Cash, Quist

Noes: None

MOTION PASSED 8 Yeses, 0 Noes

TOMASZEWSKI, moved to amend Lines 40-43 by adding a
Seconded by CASH period after "Legislature" and deleting the
rest of the whereas clause.

Discussion ensued.

VOTE ON MOTION TO AMEND LINES 40-43 BY ADDING A PERIOD AFTER "LEGISLATURE" AND DELETING THE REST OF THE WHEREAS CLAUSE.

Yeses: Cash, Lojewski, Tomaszewski

Noes: Sanford, Lyke, Williams, O'Neill, Quist,

MOTION FAILED 3 Yeses, 5 Noes

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

SANFORD,
Seconded by LOJEWSKI

moved to amend Line 39 by replacing "comments" with "this resolution"; and amend Lines 42-43 by deleting "supporting a charter of other conditions that".

WILLIAMS,
Seconded by LOJEWSKI

moved to amend the amendment on Line 40 by replacing "consistent with" with "to", and by replacing "ensuring" with "ensure"; amend Line 41 by replacing "requiring" with "require"; and amend Line 43 by replacing "requiring" with "require".

VOTE ON MOTION TO AMEND THE AMENDMENT ON LINE 40 BY REPLACING "CONSISTENT WITH" WITH "TO", AND BY REPLACING "ENSURING" WITH "ENSURE"; AMEND LINE 41 BY REPLACING "REQUIRING" WITH "REQUIRE"; AND AMEND LINE 43 BY REPLACING "REQUIRING" WITH "REQUIRE".

Yeses:

Williams, Lojewski, Cash, Lyke, O'Neill, Sanford, Quist

Noes:

Tomaszewski

MOTION CARRIED

7 Yeses, 1 Noes

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

VOTE ON MOTION TO AMEND LINE 39 BY REPLACING "COMMENTS" WITH "THIS RESOLUTION"; AMEND LINES 42-43 BY DELETING "SUPPORTING A CHARTER OF OTHER CONDITIONS THAT"; AMEND LINE 40 BY REPLACING "CONSISTENT WITH" WITH "TO", AND BY REPLACING "ENSURING" WITH "ENSURE"; AMEND LINE 41 BY REPLACING "REQUIRING" WITH "REQUIRE"; AND AMEND LINE 43 BY REPLACING "REQUIRING" WITH "REQUIRE" TO READ "NOW THEREFORE BE IT RESOLVED THAT THE ASSEMBLY OF THE FAIRBANKS NORTH STAR BOROUGH AUTHORIZES THE MAYOR TO SUBMIT THIS RESOLUTION TO THE REGULATORY COMMISSION OF ALASKA AND THE ALASKA STATE LEGISLATURE TO (1) ENSURE A FULLY TRANSPARENT PROCESS FOR THE BP TO HILCORP SALE; (2) REQUIRE HILCORP TO DEMONSTRATE THAT IT CAN OPERATE IN A SAFE AND RESPONSIBLE MANNER; AND, (3) REQUIRE A COMMITMENT TO ALASKANS", AS AMENDED.

Yeses: Cash, Williams, Sanford, Lojewski,
Tomaszewski, Quist,

Noes: Lyke, O'Neill,

MOTION CARRIED 6 Yeses, 2 Noes

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-45, AS AMENDED.

Yeses: Cash, Sanford, Lyke, O'Neill, Williams,
Quist

Noes: Lojewski, Tomaszewski

MOTION CARRIED 6 Yeses, 2 Noes

CASH, moved to immediately reconsider
Seconded by WILLIAMS Resolution No. 2019-45.

VOTE ON MOTION TO IMMEDIATELY RECONSIDER RESOLUTION NO. 2019-45.

Yeses: None

Noes: Lojewski, Lyke, Sanford, O'Neill, Cash,
Tomaszewski, Williams, Quist

MOTION FAILED 0 Yeses, 8 Noes

CONSIDERATION OF CALENDAR – New Business – Resolutions - continued

Presiding Officer Cooper returned to the dais. Deputy Presiding Officer Quist passed the gavel back to Mr. Cooper.

- c. RESOLUTION NO. 2019-46. A Resolution Establishing Board Of Equalization Hearing Dates For The Year 2020. (Sponsor: Assemblymember Cooper)

Without objection this measure was read by title and approved under the consent agenda.

- d. RESOLUTION NO. 2019-47. A Resolution Celebrating Bill Of Rights Day December 15, 2019. (Sponsor: Assemblymember Cooper) (Page 347)

Without objection this measure was read by title and approved under the consent agenda.

- e. RESOLUTION NO. 2019-48. A Resolution Consenting To And Approving The Location Of Interior Alaska Natural Gas Utility (IGU) Expansion Project Funded Through The Alaska Industrial Development And Export Authority A Resolution. (Sponsor: Assemblymember Cooper)

Without objection this measure was read by title and approved under the consent agenda.

- f. RESOLUTION NO. 2019-49. A Resolution Authorizing The Mayor To Enter Into A Fire Service Contract With The City Of Fairbanks For Fire Services At The Borough Landfill. (Sponsor: Mayor Ward)

Without objection this measure was read by title and approved under the consent agenda.

- g. RESOLUTION NO. 2019-50. A Resolution Authorizing The Mayor To Enter Into A Maintenance Agreement With The Alaska Department Of Transportation And Public Facilities And Accepting Maintenance Responsibilities For That Portion Of The Birch Hill Recreation Area And South Davis Park Access Roads That Shall Be Renovated Under The FAST Improvements Program Iris Design #NFHWY00346 And Iris Construction #NFHY00434. (Sponsor: Mayor Ward)

Without objection this measure was read by title and approved under the consent agenda.

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

NONE

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

Track 1, 54:15

- a. ORDINANCE NO. 2019-20-10. An Ordinance Amending The FY 2019-20 Budget By Appropriating \$7,365,723 In State Grant Funding And \$3,966,158 From The Facilities Maintenance Reserve To The Capital Projects Fund For Barnette Magnet School Renovation Phase IV. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on January 9, 2019; Advanced to January 16, 2019 for Public Hearing.

- b. ORDINANCE NO. 2019-20-1P. An Ordinance Amending The FY 2019-20 Budget By Appropriating \$20,000 From The Non-Areawide (NAW) Fund Fund Balance To NAW Non-Departmental For The Purpose Of Providing A Contribution To The Alaska Fire Chiefs Association (AFCA) To Assist With The Implementation Of A Voluntary Supplemental Emergency Medical Transportation (SEMT) Program. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on January 9, 2019; Advanced to January 16, 2019 for Public Hearing.

CITIZENS' COMMENTS – Each person's comments limited to 3 minutes (continuation if needed)

- b. Items that are not scheduled on the agenda.

Track 5, 00:50

Julie Smith, resident of the borough, reported on incidents she witnessed at the transit station and state building.

Jeanne Creamer Dalton, resident of the borough, spoke in support of restoring the SS Nenana, gave a brief history, and provided a handout.

Mike Prax, resident of the borough, reported 40 electrostatic precipitators have arrived and will be installed in the coming weeks. Mr. Prax reported that efficacy testing is underway in Fairbanks and Connecticut.

ASSEMBLYMEMBER'S COMMENTS

Track 6, 34:15

Assemblymember Lyke spoke about the importance of bringing individual points of view to the Assembly and thanked everyone for thoughtful deliberation and discussion.

Assemblymember O'Neill thanked and congratulated the citizens who volunteer for boards and commissions and thanked her fellow assemblymembers for allowing her telephonic participation tonight.

Assemblymember Quist spoke about the Mayor's power to enforce FNSB code and its strategic use.

Assemblymember Lojewski thanked the assembly for their robust discussion on deferred maintenance and its funding.

Assemblymember Tomaszewski thanked the public for enduring the long meeting and their testimony on items of personal interest.

Assemblymember Cash thanked Mr. Doran for sticking around to the end of the meeting.

Mr. Doran thanked the assembly for the opportunity to participate and learn about the process.

Assemblymember Cooper thanked the citizens of the FNSB for their participation and wished everyone happy holidays.

Assembly Schedule for the week of December 16, 2019:

- Thursday, December 19, Special Assembly Meeting at 5:30 p.m. with a Special Finance Committee Meeting immediately following.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 12:04 a.m. on December 13, 2019.





Matt Cooper
Presiding Officer

ATTEST:



April Trickey, CMC
Borough Clerk

APPROVED: January 16, 2020