

ASSEMBLY

John Davies, Presiding Officer
Kathryn Dodge, Deputy Presiding Officer
Van Lawrence
Diane Hutchison
Janice Golub
Christopher Quist
Guy Sattley
Lance Roberts
Matthew Cooper

BOROUGH MAYOR

Karl Kassel

BOROUGH ATTORNEY

René Broker

BOROUGH CLERK

Nanci Ashford-Bingham, MMC

FAIRBANKS NORTH STAR BOROUGH

Regular Assembly Meeting

December 10, 2015

Mona Lisa Drexler Assembly Chambers

6:00 PM

1. **CALL TO ORDER**
2. **NON-SECTARIAN INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **REQUEST FOR REMOVAL OF ITEMS FROM THE CONSENT AGENDA AND ANY OTHER PROCEDURAL MOTIONS.**
6. **CITIZENS' COMMENTS – Each person's comments limited to three (3) minutes (Citizens' Comments shall recess at 6:50 p.m. for public hearing)**
 - 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). Citizens' comments on board of adjustment matters are not permitted.
 - b. Items that are not scheduled on the agenda.

7. APPROVAL OF AGENDA AND CONSENT AGENDA

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

8. APPROVAL OF MINUTES

*a. Regular Assembly Meeting minutes of October 22, 2015. **(Page 7)**

9. COMMUNICATIONS TO THE ASSEMBLY

*a. Memorandums from Mayor Kassel recommending reappointment of members to the following boards/commissions: **(Page 35)**

- Animal Control Commission
- Chena Riverfront Commission
- Early Childhood Development Commission
- Health and Social Services Commission
- Historic Preservation Commission
- Land Management Advisory Commission
- Landscape Review Board
- Library Commission
- Platting Board
- Recycling Commission
- Trails Advisory Commission

*b. Memorandum from Mayor Kassel recommending the appointment of various service area commissioners. **(Page 120)**

*c. Memorandum from John Davies, FNSB Presiding Officer, recommending appointments to the Board Of Equalization. **(Page 170)**

*d. IFB Award: IFB Number 16028
Replacement Landfill Compactor

Approval of Lot One and Additive Alternate One as submitted by Yukon Equipment, Inc. in the amount of \$736,190.00. **(Page 177)**

10. MESSAGES FROM THE BOROUGH MAYOR

11. REPORTS OF SPECIAL AND STANDING COMMITTEES

12. REPORTS FROM REPRESENTATIVES

- a. Report from the City of Fairbanks Representative.
- b. Report from the City of North Pole Representative.
- c. Report from the School Board Representative.

13. SPECIAL ORDERS – Public Hearing at or after 7:00 p.m. (Each person's comments limited to three (3) minutes)

- a. Liquor License – New Liquor License #5428 **(Page 182)**

28 Below
636, LLC
636 28th Ave
Fairbanks, AK 99701

- b. Liquor License – New – Restaurant/Eating Place – License #5428 **(Page 196)**

28 Below
636, LLC
636 28th Ave
Fairbanks, AK 99701

- c. Liquor License – Transfer – Package Store License – License #3487 **(Page 210)**

From: Thompson Ventures, LLC
DBA Salchaket Roadhouse
9162 Richardson Highway
Salcha, AK 99714

To: Silver Gulch Brewing and Bottling, Inc.
DBA Silver Gulch Brewing and Bottling Co.
2195 Old Steese Hwy. North
Fairbanks, AK 99708

Public Hearing – continued

- d. [ORDINANCE NO. 2015-49](#). An Ordinance Amending Chapter 18.48 Of The Fairbanks North Star Borough Code Of Ordinances Providing For A Military Noise Overlay Designation And Rezoning Portions Of Section 36 Township 1 North, Range 1 West; SEC 31 T1N R1E; Sections 23 Through 27 And 34-36 T1S R1W; SEC 1, 2, 11 And 12 T2S R1W; SEC 4, 7, 8, 9, T2S R1E; SEC 1, 2, 9, 10, 11, 21, 28, 33 T1S R1E Near Fort Wainwright And Section 33, T2S R3E; Section 9, 15, 16 And 17 T3S R3E Near Eielson Air Force Base With The Military Noise Overlay Zone Or Other Appropriate Zone (Located Generally North Of Fort Wainwright Near Wilderness Drive And Birch Hill; West Of Fort Wainwright Near Easy Street, The Flood Control Project And The Tanana River; East Of Fort Wainwright To Include Mount Hayes Subdivision, Gilmore Acres, Richardson Park, Pony Estates And Nearby Parcels And Secluded Acres And Nearby Parcels; And West Of Eielson Air Force Base Near Eielson Farm Road And Old Valdez Trail). **(Page 221)**
(Sponsors: Mayor Hopkins and Assemblymembers Hutchison and Golub)
- e. [ORDINANCE NO. 2015-69](#). An Ordinance Amending FNSBC Title 6 Regarding Animals At Large. (Sponsor: Assemblymember Roberts) **(Page 299)**

[PROPOSED SUBSTITUTE](#) by Assemblymember Roberts **(Page 301)**
- f. [ORDINANCE NO. 2015-68](#). An Ordinance Amending FNSBC 2.40.030 Regarding Planning Commission Quorum Requirements. (Sponsor: Mayor Kassel) **(Page 303)**
- g. [ORDINANCE NO. 2015-66](#). An Ordinance Repealing FNSBC 3.08.020 F.4.a. Regarding Unable To Comply Determinations And Repealing Chapter 3.24 And Reenacting Chapter 3.24 To Amend And Expand Property Tax Appeals And Unable To Comply Determinations And Amending 3.08.020 To Refer To Unable To Comply Provisions. (Sponsors: Assemblymembers Roberts and Hutchison) **(Page 306)**
- h. [ORDINANCE NO. 2015-70](#). An Ordinance Amending FNSBC 2.09.010 Regarding The Capital Projects Committee And Expanding Its Scope To Include Other Legislative Priorities. (Sponsors: Assemblymembers Dodge, Lawrence and Golub) **(Page 317)**
- i. [ORDINANCE NO. 2015-71](#). An Ordinance Amending Section 2.05.190 Of The Fairbanks North Star Borough Code Of Ordinances To Allow For Waiver Of Required Public Official Bond For Borough Mayor If They Are Not Bondable. (Sponsor: Mayor Kassel) **(Page 320)**

Public Hearing – continued

- j. [ORDINANCE NO. 2015-72](#). An Ordinance Amending FNSBC Section 2.08.040(B) Of The Fairbanks North Star Borough Code Of Ordinances Relating To Declaring And Filling Assembly Vacancies. (Sponsor: Assemblymember Roberts) **(Page 323)**
- k. [ORDINANCE NO. 2015-20-1V](#). An Ordinance Amending The FY 2015-16 Budget By Appropriating \$23,921 In Federal Grant Funds, \$7,391 In State Matching Funds, And By Reappropriating \$16,530 From The Transit Enterprise Operating Fund To The Transit Enterprise Projects Fund For The Federal Fiscal Year 2015 Urbanized Area Transportation Operating Assistance Program. (Sponsor: Mayor Kassel) **(Page 325)**
- l. [ORDINANCE NO. 2015-20-1W](#). An Ordinance Amending The FY 2015-16 Budget By Reappropriating \$47,300 And Appropriating \$9,650 From The Non-Areawide Fund Balance To The Emergency Medical Services (EMS) Division For The Purpose Of Providing \$56,950 In Additional Funding To Reimburse EMS Contractors For The Additional Insurance Costs Required By Contract For The FY 2015-16 Contract Period And Adjusting Interfund Charges And Revenues In The General Fund By \$47,300. (Sponsor: Mayor Kassel) **(Page 331)**

14. CONSIDERATION OF CALENDAR – Unfinished Business

NONE

15. CITIZENS' COMMENTS – Each person's comments limited To Three (3) Minutes (Continuation if needed)

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

16. CONSIDERATION OF CALENDAR – New Business – Resolutions

- *a. [RESOLUTION NO. 2015-38](#). A Resolution Granting Local Planning Authority Approval To The Alaska Department Of Transportation And Public Facilities For the Wendell Avenue Bridge Project. (HP2016-002) (Sponsor: Mayor Kassel) **(Page 337)**
- *b. [RESOLUTION NO. 2015-39](#). A Resolution Authorizing The Mayor To Acquire Two Parcels Of Land Within Section 28, Township 1 South, Range 2 West, Fairbanks Meridian By Donation From Interior Alaska Land Trust And Grant To Interior Alaska Land Trust A Conservation Easement On The Properties.(Sponsor: Mayor Kassel) **(Page 374)**
- *c. [RESOLUTION NO. 2015-40](#). A. Resolution Establishing Board Of Equalization Hearing Dates For The Year 2016. (Sponsor Assemblymember Davies) **(Page 379)**

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

- *a. [ORDINANCE NO. 2015-74](#). An Ordinance Amending FNSBC 2.21.150 Regarding Board And Commission Procedures Including Providing For Telephonic And Other Means Of Participation In Quasi-Judicial Hearings And Amending Title 18 To Clarify And Expressly Provide For Participation By Interested Persons.
(Sponsor: Assemblymember Hutchison, Golub and Dodge)
(Refer to the Planning Commission with recommendation due back no later than February 29, 2016) **(Page 380)**
- *b. [ORDINANCE NO. 2015-75](#). An Ordinance Repealing Chapter Three Of The Comprehensive Economic Development Strategy (CEDS) Which Is An Element Of The Fairbanks North Star Borough Regional Comprehensive Plan And Reenacting A New Chapter Seven Of The Comprehensive Economic Development Strategy (CEDS) As An Element Of The Fairbanks North Star Borough Regional Comprehensive Plan.
(Sponsor: Mayor Kassel)
(Refer to the Planning Commission with recommendation due back no later than February 1, 2016) **(Page 390)**

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

- *a. [ORDINANCE NO. 2015-73](#). An Ordinance Amending Chapter 8.21 Of The Fairbanks North Star Borough Code Of Ordinances Regarding The PM2.5 Air Quality Control Program. (Sponsor: Mayor Kassel)
(Refer to the Committee of the Whole on January 7, 2016; Advance to January 14, 2016 for Public Hearing) **(Page 418)**

19. CITIZENS' COMMENTS – Each person's comments limited To Three (3) Minutes (Continuation if needed)

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

20. ASSEMBLYMEMBER'S COMMENTS

21. ADJOURNMENT