1. CALL TO ORDER

2. NONSECTARIAN 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 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 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 January 10, 2019. (Page 7)*

9. **COMMUNICATIONS TO THE ASSEMBLY**

*a. Memorandums from Mayor Ward recommending the appointment and/or reappointment of members to the following commissions:

- Annette Freiburger to the Chena Riverfront Commission. (Page 26)
- Matthew Reckard and Patricia Peirsol to the Historic Preservation Commission. (Page 29)*

*b. Memorandum from Mayor Ward recommending the appointment of Rick Hoegberg to the Tungsten Service Area Commission. (Page 38)*

10. **MESSAGES FROM THE BOROUGH MAYOR**

11. **REPORTS OF STANDING AND SPECIAL 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 3 minutes)

a. Liquor License – Transfer – Beverage Dispensary – License #4504 (Page 43)

From: Upriver, Inc.
DBA: Gold Rush Deli
3399 Peger Road Suite C
Fairbanks, AK 99701

To: Go Alaska Media, LLC
DBA: Venue Fairbanks
514 2nd Ave
Fairbanks, AK 99701

b. Liquor License – Transfer – Restaurant/Eating Place – License #3050 (Page 68)

From: Gambardella’s II, Inc.
DBA: Gambardella’s Pasta Bella
No Premises

To: 3Giro, Inc.
DBA: Irashai
1448 South Cushman Street
Fairbanks, AK 99701

c. Marijuana License – New – Standard Cultivation Facility – License #16815 (Page 97)

Cut Above, LLC
DBA: Cut Above, LLC
1520 Raven Lake Street
Fairbanks, AK 99709

(Sponsors: Assemblymembers Lojewski and Major) (Page 212)

PROPOSED SUBSTITUTE By Mayor Ward and Assemblymember Lojewski

Public Hearing – continued

e. ORDINANCE NO. 2019-02. An Ordinance To Amend FNSBC 21.28.040 Enhanced Voluntary Removal, Replacement And Repair (Wood Stove Change-Out) Program To Be Consistent With Federal Grant Requirements. (Sponsor: Mayor Ward) (Page 221)

f. ORDINANCE NO. 2018-20-1P. An Ordinance Amending The FY 2018-19 Budget By Appropriating $3,781,265 In Federal Pass-Through Grant Funding To The Transit Enterprise Projects Fund For The Voluntary Conversion Or Removal (Wood Stove Change-Out) Program. (Sponsor: Mayor Ward) (Page 228)

g. ORDINANCE NO. 2019-03. An Ordinance Amending FNSBC Title 8 To Add Waiver Of Use Agreement Fees By The Borough Mayor, Amending FNSBC Title 20 By Adding A Section Authorizing Use Agreements On Borough Land And Amending The Definition Of Temporary Use, And Amending Appendix E-User Fee Schedule/Assessing/Land Management Fees And Attachment C Of Ordinance No. 2018-20 (FY 2018-19) To Add Fees For Use Agreements. (Sponsor: Mayor Ward) (Page 236)

h. ORDINANCE NO. 2018-20-1Q. An Ordinance Amending The FY 2018-19 Budget By Appropriating $35,000 In Fairbanks Library Foundation Funding And $35,000 From The Library Special Revenue Fund To The Special Revenue Projects Fund For A Space Plan Study For The Noel Wien Library. (Sponsor: Mayor Ward) (Page 241)

14. CONSIDERATION OF CALENDAR – Unfinished Business

a. RESOLUTION NO. 2018-36. A Resolution Identifying And Supporting Legislative Priorities And Capital Projects. (Sponsor: Assembly Capital Projects and Legislative Priorities Committee) (Page 255)

   PROPOSED SUBSTITUTE By Mayor Ward (Page 269)

15. CITIZENS’ COMMENTS – Each person’s comments limited to 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. 2019-03. A Resolution Supporting Conversion From Diesel And Gasoline To Compressed Natural Gas (CNG) Vehicles For All Transit Revenue Service Vehicles Within The Fairbanks North Star Borough Transportation Department. (Sponsor: Mayor Ward) (Page 291)

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

NONE

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

*a. ORDINANCE NO. 2019-07. An Ordinance Amending FNSBC Title 16 To Authorize The Procurement Of Supplies, Equipment And Services To School District Officials, And Authorizing The Delegation Of Procurement Authority For Certain Construction Projects. (Sponsor: Mayor Ward) (Refer to the Committee of the Whole on February 7, 2019; Advance to February 14, 2019 Public Hearing) (Page 294)

*b. ORDINANCE NO. 2018-20-1R. An Ordinance Amending The FY 2018-19 Budget By Appropriating $39,055 In Federal Pass-Through Grant Funding To The Special Revenue Fund To Offset The Cost Of The First Three Years Of Operations And Maintenance Of Motor Vehicle Plug-Ins Installed At The Fairbanks North Star Borough’s Noel Wien Library And North Pole Branch Library. (Sponsor: Mayor Ward) (Refer to the Finance Committee on February 7, 2019; Advance to February 14, 2019 for Public Hearing) (Page 298)

*c. ORDINANCE NO. 2018-20-1S. An Ordinance Amending The FY 2018-19 Budget By Changing The Estimated Revenues For $48,154 Of The Match To The Federal Transit Administration, Section 5307 Transit Operating Assistance Grant From Local Sources To State Grant Funds And By Appropriating $48,154 To The Transit Enterprise Operating Fund To Continue The Increased Headway On The Red, Brown And Purple Lines. (Sponsor: Mayor Ward) (Refer to the Finance Committee on February 7, 2019; Advance to February 14, 2019 for Public Hearing) (Page 304)
Ordinances To Be Introduced And Advanced To Public Hearing - continued

*d. ORDINANCE NO. 2018-20-1T. An Ordinance Amending The FY 2018-19 Budget By Appropriating $201,779 In Federal Grant Funding And $20,029 In Local Matching Funds From The General Fund Fund Balance To The Capital Projects Fund For The Restroom Replacement And Access Improvements Project At Chena Lake Recreation Area. (Sponsor: Mayor Ward) (Refer to the Finance Committee on February 7, 2019; Advance to February 14, 2019 for Public Hearing) (Page 310)

*e. ORDINANCE NO. 2019-06. An Ordinance Amending FNSBC 18.104.020 Regarding Rezones. (Sponsor: Mayor Ward) (Refer to the Planning Commission on February 26, 2019 with recommendation due back no later than March 4, 2019; Refer to the Committee of the Whole on March 7, 2019; Advance to March 14, 2019 Public Hearing) (Page 317)

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

b. Items that are not scheduled on the agenda.

20. ASSEMBLYMEMBER’S COMMENTS

21. ADJOURNMENT
A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, January 10, 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                 Liz Lyke
Marna Sanford                 Shaun Tacke
Andrew M. Gray                Angela Major (Excused 9:57 p.m.)
Leah Berman Williams

Comprising a quorum of the Assembly, and

Bryce J. Ward, Borough Mayor
Jim Williams, Chief of Staff
Jill S. Dolan, Borough Attorney
Debbie Brady, Chief Financial Officer
Christine Nelson, Community Planning Director
Mike Bork, Parks and Recreation Director
Dan Sloan, Public Works Director
Sandra Mota, Land Management Manager
Jeff Stepp, Special Assistant to the Mayor
Manish Singh, Planner III
Chris Guinn, Planning Commission Commissioner
David Pruhs, City of Fairbanks Representative (Arr. 7:00 p.m.)
Aino Welch, City of North Pole Representative (Arr. 6:53 p.m.)
Erin Morotti, School Board Representative
April Trickey, CMC, Borough Clerk
Adena Benn, Deputy Clerk

Absent and Excused

Christopher Quist
NONSECTARIAN INVOCATION AND PLEDGE OF ALLEGIANCE
Track 1, 00:20

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

PRESENTATIONS

NONE

REQUEST FOR REMOVAL OF ITEMS FROM THE CONSENT AGENDA AND ANY OTHER PROCEDURAL MOTIONS
Track 1, 2:14

NONE

CITIZEN’S COMMENTS
Track 1, 2:26

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.

Lisa Baraff, resident of the Borough, spoke in opposition to Resolution No. 2019-02.

Ryan Marsh, resident of the borough, spoke in opposition to Resolution No. 2019-02.

Lynette Clark, resident of the borough, spoke in support of Resolution No. 2019-02.

Greg Merdes, resident of the borough, spoke regarding groundwater protection overlays at a property in North Pole and amnesty relief.

Philip Marshall, resident of the borough, spoke in opposition to Resolution No. 2019-02.

Frank Turney, resident of the borough, spoke in support of Resolution No. 2019-02.

Ronald Yarnell, resident of the borough, spoke in opposition to Resolution No. 2019-02.
CITIZEN’S COMMENTS - continued

Steve Lowry, resident of the borough, spoke regarding Ordinance No. 2019-01.

Mike Prax, resident of the borough, spoke in opposition to Resolution No. 2019-01, in support of Resolution No. 2019-02, and spoke regarding Ordinance No. 2019-01.

Lynette Clark, resident of the borough, spoke for 1 additional minute regarding Resolution No. 2019-02.

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

Charity Gadapee, resident of the borough and representative of Explore Fairbanks, gave an update on upcoming organization events.

Scott McCrea, resident of the borough and representative of Explore Fairbanks, gave an update regarding international tourism markets and recent events.

Ed Burger, resident of the borough, spoke regarding groundwater protection overlays at a property in North Pole and amnesty relief.

APPROVAL OF AGENDA AND CONSENT AGENDA

Assemblymember Lojewski removed item 16 a Resolution No. 2019-01 from the consent agenda:

RESOLUTION NO. 2019-01. A Resolution Authorizing The Mayor To Submit An Application To The Alaska Transportation Alternatives Program For Accessibility Improvements To Growden, Kiwanis, And Ringstad Parks. (Sponsor: Mayor Ward)

The Clerk read the consent agenda.

GREY, Seconded by TACKE moved to approve the agenda and consent agenda, as amended and read.

WITHOUT OBJECTION, SO ORDERED.
APPROVAL OF MINUTES
Track 1, 53:15

a. Regular Assembly Meeting minutes of December 13, 2018.

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

COMMUNICATIONS TO THE ASSEMBLY
Track 1, 53:15

a. Memorandums from Mayor Ward recommending the appointment and/or reappointment of members to the following boards and commissions:

- Diana Campbell and Wade Binkley to the Chena Riverfront Commission.
- Dan Givens to the Air Pollution Control Commission.
- Lenny Reagin to the Salaries and Emoluments Commission.
- Jim Lynch to the Investment Advisory Committee.
- Pamela Wagaman to the Health and Social Services Commission.
- Alexander Thornton to the Animal Control Commission.
- Fred Schlutt to the Economic Development Commission.

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

b. Memorandum from Mayor Ward recommending the appointment of Gregory Allen Bean to the Chena Goldstream Fire Service Area Commission

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

MESSAGES FROM THE BOROUGH MAYOR
Track 5, 1:48

Mayor Ward provided a written report to the Assembly.

REPORTS OF SPECIAL AND STANDING COMMITTEES
Track 5, 2:59

Assemblymember Lojewski reported the Assembly Road Service Area Committee will meet January 14, 2019 at 6 p.m.
REPORTS OF SPECIAL AND STANDING COMMITTEES

Assemblymember Williams reported the Sustainability Commission met January 9, 2019 and approved a final version of the Sustainability Plan. The Commission is presenting the plan before the Assembly on February 21, 2019.

Assemblymember Tacke reported the Audit Committee met January 9, 2019 and accepted reports of unmodified opinions from the external auditors for the Borough, School District and IGU.

Assemblymember Gray reported the Capital Projects and Legislative Priorities Commission met January 3, 2019 and voted to recommend Mayor Ward’s proposed substitute Resolution No. 2018-36.

Assemblymember Cooper reported he met with several local representatives and senators last week.

REPORTS FROM REPRESENTATIVES

a. Report from the City of Fairbanks Representative.

Councilmember David Pruhs reported:

- The Council approved 2 new marijuana licenses and 15 Hotel/Motel Bed Tax discretionary fund recipients
- The City will be applying for a groundwater contamination grant
- Wage reopeners for all three unions are underway
- Snow removal has improved from last year

b. Report from the City of North Pole Representative.

Councilmember Aino Welch reported:

- The City is creating 12 promotional/welcome videos for airman and women coming to North Pole/Eielson AFB
- Vogue Inc. online ran an article highlighting the City of North Pole
- Christmas in Ice is extended and will be open on weekends through January
REPORTS FROM REPRESENTATIVES - continued

c. Report from the School Board Representative.

School Board Member Erin Morotti reported:

- The Board passed a Resolution in honor of Dr. Martin Luther King, Jr.
- School are closed Monday, January 21.
- A worksession will be held January 14th at 6:30 p.m. regarding K-8 schools.
- Legislative Committee and District Administration is working on budget and legislative priorities.
- Next Board meeting is Tuesday January 15th at the new start time of 6:00 p.m.

SPECIAL ORDERS – PUBLIC HEARING

a. Liquor License – Transfer – Beverage Dispensary – License #426

Track 2, 12:18

From: Composite Holdings, LLC
    DBA: Composite Holdings, LLC
    No Premises

To:    The Bakery Restaurant, Inc.
    DBA: The Bakery Restaurant
    44 College Road, Suite A
    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.

TACKE, Seconded by GRAY moved to file no protest against Liquor License #426 – Transfer – Beverage Dispensary.

WITHOUT OBJECTION, SO ORDERED.

Assemblymember Tacke declared a potential conflict of interest on Marijuana Licenses #16006, 18493, and 18187 as he is part owner of a marijuana product manufacturing business. The Chair ruled a conflict did exist and Mr. Tacke was excused from the dais.
PUBLIC HEARING – continued

Assemblymember Sanford declared a potential conflict of interest on Marijuana Licenses #16006, 18493, and 18187 as she is part owner of a marijuana cultivation business. The Chair ruled a conflict did exist and Ms. Sanford was excused from the dais.

b. Marijuana License – New – Product Manufacturing Facility – License #16006

Arctic Bakery, LLC  
DBA: Arctic Bakery, LLC  
1409 Well Street  
Fairbanks, AK 99701  
Track 2, 13:45

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

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

GRAY, Seconded by LOJEWSKI moved to file no protest against Marijuana License #16006 – New – Product Manufacturing Facility.

WITHOUT OBJECTION, SO ORDERED.

c. Marijuana License – New – Product Manufacturing Facility – License #18493

Petrichor, LLC  
DBA: Petrichor, LLC  
3780 Leasure Street, Unit A  
Fairbanks, AK 99701  
Track 2, 14:20

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

The Presiding Officer called for public testimony.

Grant Anderson, resident of the borough and applicant, spoke in support of the marijuana license.

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

GRAY, Seconded by WILLIAMS moved to file no protest against Marijuana License #18493 – New – Product Manufacturing Facility.

WITHOUT OBJECTION, SO ORDERED

d. Marijuana License – New – Retail Store – License #18187

The Fairbanks Cut, LLC
DBA: The Fairbanks Cut, LLC
188 Bentley Trust Road, Suite A
Fairbanks, AK 99701
Track 2, 17:07

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

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

GRAY, Seconded by WILLIAMS moved to file no protest against Marijuana License #18187 – New – Retail Store.

WITHOUT OBJECTION, SO ORDERED

Assemblymembers Tacke and Sanford returned to the dais.

e. ORDINANCE NO. 2018-48. An Ordinance Rezoning Approximately 420 Acres, Described As Shuros Subdivision – Block 2, Schroeder Property Waiver – Tract B And Tract C, Section 28 T1N R1W FM – TL-2805, Section 29 T1N R1W FM – TL-2914 And GL-16 From Rural Residential (RR) To Outdoor Recreational (OR) Or Other Appropriate Zone (Located On The South Side Of Farmers Loop Road, Near Milepost 6) (RZ2019-001).
(Sponsors: Assemblymembers Lyke and Lojewski)
Track 2, 18:20

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

Assemblymember Cooper declared a potential conflict of interest on Ordinance No. 2018-48 as he is employed by the University of Alaska Fairbanks (UAF), which is an interested party in this rezone. Mr. Cooper provided legal advice to UAF regarding this rezone. The Chair ruled a conflict did exist and Mr. Cooper was excused from the dais.
PUBLIC HEARING - continued

Christine Nelson, Community Planning Director, and Chris Guinn, Planning Commission Commissioner, gave a staff report.

The Deputy Presiding Officer called for public testimony.

Matthew Banning, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2018-48.

Taylor Englert, resident of the borough, spoke in support of Ordinance No. 2018-48.

Russell Miller, resident of the borough, spoke in support of Ordinance No. 2018-48.

John Benevento, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Don Duncan, resident of the borough and applicant, spoke in support of Ordinance No. 2018-48.

Ron Gunn, resident of the borough, spoke in support of Ordinance No. 2018-48.

Susan Miller, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Kathryn Baird, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

James Baird, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Sam Harrel, resident of the borough, spoke in support of Ordinance No. 2018-48.

Eric Muehling, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Chris Van Dyke, resident of the borough, spoke in opposition to Ordinance No. 2018-48.

Patricia Ekberg, resident of the borough, spoke in opposition to Ordinance No. 2018-48.
PUBLIC HEARING - continued

Asa Dowdy, Jr., resident of the borough, spoke regarding Ordinance No. 2018-48.

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

TACKE, Seconded by LOJEWSKI moved to adopt Ordinance No. 2018-48.

Discussion ensued.

LOJEWSKI, Seconded by LYKE moved to remand Ordinance No. 2018-48 to the Planning Commission for reconsideration of this request as follows “1. The Planning Commission should make additional findings of fact as to whether the proposed rezone to Outdoor Recreation conforms to the comprehensive plan and to the public health, safety and welfare. 2. The Planning Commission should address whether a spot zone or reverse spot zone is created by the exclusion of the two parcels between Mr. Duncan’s lot and the Creamer’s Field perimeter area lots. 3. The Planning Commission should address whether the rezone to Outdoor Recreation of the non-perimeter area lots, i.e. the lots designated as Open Space Natural Area, conforms to the comprehensive plan and to the public health, safety and welfare.”

Discussion ensued.

WILLIAMS, Seconded by TACKE moved to amend by adding “4. The Planning Commission should address how the proposed zoning change would effect current State use of that land.”
PUBLIC HEARING - continued

VOTE ON MOTION TO AMEND BY ADDING “4. THE PLANNING COMMISSION SHOULD ADDRESS HOW THE PROPOSED ZONING CHANGE WOULD EFFECT CURRENT STATE USE OF THAT LAND.”

Yeses: Sanford, Gray, Tacke, Williams, Lyke, Lojewski, Major

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes

VOTE ON MOTION TO REMAND TO THE PLANNING COMMISSION, AS AMENDED.

Yeses: Lyke, Tacke, Lojewski, Gray, Williams, Major

Noes: Sanford

MOTION CARRIED 6 Yeses, 1 Noes

Assemblymember Cooper returned to the dais and Deputy Presiding Officer Major returned the gavel to Presiding Officer Cooper.

f. ORDINANCE NO. 2018-40. An Ordinance Amending FNSBC Title 18 To Allow Reconstruction Of A Nonconforming Building And Adding A Definition Of Permanent Foundation. (Sponsor: Assemblymember Lojewski) Track 3, 47:02

Assemblymember Lojewski and Christine Nelson, Community Planning Director, gave a staff report.

The Presiding Officer called for public testimony.

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2018-40.

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

GRAY, Seconded by MAJOR

moved to adopt Ordinance No. 2018-40.

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2018-40.

Yeses: Lojewski, Williams, Sanford, Gray, Tacke, Lyke, Major, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

g. ORDINANCE NO. 2018-47. An Ordinance Authorizing The Direct Sale Of A Portion Of Section 31, T.2N., R.1W., F.M., To An Adjoining Land Owner (North Of Woodbine Dr). (Sponsor: Mayor Ward)

Track 3, 1:02:47

Sandra Mota, Land Management Manager, gave a staff report.

The Presiding Officer called for public testimony.

Gene West, resident of the borough, made himself available for questions of the assembly.

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

GRAY, Seconded by TACKE

moved to adopt Ordinance No. 2018-47.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2018-47.

Yeses: Gray, Tacke, Williams, Lyke, Lojewski, Sanford, Major, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes


Track 3, 1:06:559

Assemblymembers Lojewski and Major gave a staff report.

The Presiding Officer called for public testimony.
PUBLIC HEARING - continued

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2018-46.

Pam Miller, resident of the borough, spoke in support of Ordinance No. 2018-46.

Asa Dowdy, Jr., resident of the borough, spoke in support of Ordinance No. 2018-46.

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

LOJEWSKI, Seconded by GRAY

moved to adopt Ordinance No. 2018-46.

Discussion ensued.

MAJOR, Seconded by LOJEWSKI

moved to advance Ordinance No. 2018-46 to Public Hearing on January 24, 2019 so the proposed substitute may be considered and discussed.

Discussion ensued.

VOTE ON MOTION TO ADVANCE ORDINANCE NO. 2018-46 TO A PUBLIC HEARING ON JANUARY 24, 2019, SO THE PROPOSED SUBSTITUTE MAY BE CONSIDERED AND DISCUSSED.

Yeses: Gray, Sanford, Lyke, Lojewski, Williams, Tacke, Major, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

(Sponsors: Assemblymembers Lojewski, Lyke and Major)

Assemblymember Lojewski gave a staff report.

The Presiding Officer called for public testimony.
PUBLIC HEARING - continued

Mike Prax, resident of the borough, spoke in support of Ordinance No. 2018-20-1O.

Pamela Miller, resident of the borough, spoke in support of Ordinance No. 2018-20-1O.

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

TACKE, Seconded by GRAY

moved to adopt Ordinance No. 2018-20-1O.

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2018-20-1O.

Yeses: Lyke, Williams, Lojewski, Sanford, Tacke, Gray, Major, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

CONSIDERATION OF CALENDAR - Unfinished Business

NONE

CITIZEN’S COMMENTS - Limited To Three (3) Minutes (Continuation if needed)

Track 4, 7:09

a. items that are not scheduled for public hearing - continuation.

Clerk’s Note: The Presiding Officer combined Citizen Comments A and B - continuation without objection.

Ron Inouye, resident of the borough, spoke regarding military and senior housing, and maintenance of borough buildings.

Pam Miller, resident of the borough, spoke in opposition to Resolution No. 2019-02.
CITIZEN’S COMMENTS – Limited To Three (3) Minutes (Continuation if needed) - continued

Lori Peterson, resident of the borough, spoke regarding groundwater protection overlays at a North Pole property and amnesty relief.

Roxanne Burger, resident of the borough, spoke regarding groundwater protection overlays at a North Pole property and amnesty relief.

Asa Dowdy, Jr., resident of the borough, spoke regarding the Juanita Helms Administration Center security changes.

Don Gray, resident of the borough, spoke regarding maintenance of borough buildings.

CONSIDERATION OF CALENDAR – New Business – Resolutions

Clerk’s Note: This resolution was removed from the consent agenda.

a. RESOLUTION NO. 2019-01. A Resolution Authorizing The Mayor To Submit An Application To The Alaska Transportation Alternatives Program For Accessibility Improvements To Growden, Kiwanis, And Ringstad Parks.
   (Sponsor: Mayor Ward)
   Track 4, 34:24

   Mayor Ward gave a staff report.

   TACKE, Seconded by WILLIAMS

   moved to adopt Resolution No. 2019-01.

   Discussion ensued.

   VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-01.

   Yeses: Lyke, Tacke, Gray, Williams, Cooper
   Noes: Lojewski, Sanford

   MOTION CARRIED 5 Yeses, 2 Noes

b. RESOLUTION NO. 2019-02. A Resolution Reaffirming The Alaska Statehood Act And The 90/10 Per Centum Provision Regarding Oil And Gas Revenues Provided For In Section 28(A) Of Said Compact.
   (Sponsors: Assemblymembers Cooper, Gray, Tacke, Lojewski and Mayor Ward)
   Track 4, 40:50
CONSIDERATION OF CALENDAR - New Business - Resolutions - continued

Assemblymembers Gray, Tacke and Mayor Ward gave a staff report.

TACKE, moved to adopt Resolution No. 2019-02.
Seconded by WILLIAMS

Discussion ensued.

GRAY, moved to amend Lines 37-39 by deleting “, including but not limited to the lands designated in Section 1002 of the Alaska National Interest Lands Conservation Act (ANILCA) within the coastal plain of the North Slope,”.
Seconded by WILLIAMS

VOTE ON MOTION TO AMEND LINES 37-39 BY DELETING “, INCLUDING BUT NOT LIMITED TO THE LANDS DESIGNATED IN SECTION 1002 OF THE ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT (ANILCA) WITHIN THE COASTAL PLAIN OF THE NORTH SLOPE,”.

Yeses: Sanford, Grey, Williams
Noes: Lojewski, Lyke, Tacke, Cooper
MOTION FAILED 3 Yeses, 5 Noes

GRAY, moved to amend Line 31 by replacing “is now considering” with “may consider”.
Seconded by WILLIAMS

WITHOUT OBJECTION, SO ORDERED.

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-02, AS AMENDED.

Yeses: Williams, Lojewski, Tacke, Gray, Cooper
Noes: Sanford, Lyke
MOTION CARRIED 5 Yeses, 2 Noes
CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Referred To Committees Or Commissions
Track 1, 53:15

a. ORDINANCE NO. 2019-01. An Ordinance Amending FNSBC Title 17 Regarding Legal And Constructed Road Access For Subdivisions. (Sponsor: Mayor Ward)

Without objection the measure was read by title and referred under the consent agenda to the Platting Board with recommendation due back no later than March 29, 2019.

CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing
Track 1, 53:15

a. ORDINANCE NO. 2019-02. An Ordinance To Amend FNSBC 21.28.040 Enhanced Voluntary Removal, Replacement And Repair (Wood Stove Change-Out) Program To Be Consistent With Federal Grant Requirements. (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 17, 2019; Advanced to January 24, 2019 for Public Hearing.

b. ORDINANCE NO. 2018-20-1P. An Ordinance Amending The FY 2018-19 Budget By Appropriating $3,781,265 In Federal Pass-Through Grant Funding To The Transit Enterprise Projects Fund For The Voluntary Conversion Or Removal (Wood Stove Change-Out) 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 17, 2019; Advanced to January 24, 2019 for Public Hearing.

c. ORDINANCE NO. 2019-03. An Ordinance Amending FNSBC Title 8 To Add Waiver Of Use Agreement Fees By The Borough Mayor, Amending FNSBC Title 20 By Adding A Section Authorizing Use Agreements On Borough Land And Amending The Definition Of Temporary Use, And Amending Appendix E-User Fee Schedule/Assessing/Land Management Fees And Attachment C Of Ordinance No. 2018-20 (FY 2018-19) To Add Fees For Use Agreements. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on January 17, 2019; Advanced to January 24, 2019 for Public Hearing.
CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing

d. ORDINANCE NO. 2018-20-1Q. An Ordinance Amending The FY 2018-19 Budget By Appropriating $35,000 In Fairbanks Library Foundation Funding And $35,000 From The Library Special Revenue Fund To The Special Revenue Projects Fund For A Space Plan Study For The Noel Wien Library. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on January 17, 2019; Advanced to January 24, 2019 for Public Hearing.

e. ORDINANCE NO. 2019-04. An Ordinance Providing For An Election For Tax Revenue Cap Revision To The Seavy Service Area. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on February 7, 2019; Advanced to February 14, 2019 for Public Hearing.

f. ORDINANCE NO. 2019-05. An Ordinance Providing For An Election For Tax Revenue Cap Revision To The Pleasureland Service Area. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on February 7, 2019; Advanced to February 14, 2019 for Public Hearing.

CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)

b. Items that are not scheduled on the agenda.

NONE

ASSEMBLYMEMBER’S COMMENTS

Assemblymember Lojewski commented if any member is interested in being a cosponsor to Ordinance No. 2018-46, please contact the Clerk’s Office.

Assemblymember Sanford commented the Arctic Plain in 1002 lands of the Arctic National Wildlife Refuge is one of the most unique areas in Alaska.

Assemblymember Cooper commented the local bar association offers a free legal advice clinic on January 21, 2019 at the court house.
ASSEMBLYMEMBER’S COMMENTS – continued

Assembly Schedule for the week of January 14, 2019:

- Monday, January 14th Assembly Road Service Area Committee at 6:00 p.m. in the Assembly Chambers.

- Thursday, January 17th Finance Committee at 5:30 p.m. in the Assembly Chambers with the Committee of the Whole worksession immediately following.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 11:00 p.m.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
MEMORANDUM

TO:       Fairbanks North Star Borough Assembly

FROM:    Bryce Ward, Mayor

DATE:    January 24, 2019

SUBJECT: Appointment
          Chena Riverfront Commission

I am recommending the appointment of the following individual to the Chena Riverfront Commission:

    Annette Freiburger

Her term of office will expire on December 31, 2021.

A copy of her application and disclosure forms are attached.

For your information other members of the commission are:

    Buki Wright
    Kelley Hegarty Lammers
    Lee Wood
    Gordon Schlosser
    Julie Jones
    Robert Henszey
    Diana Campbell
    Wade Binkley

Your confirmation of the appointment is respectfully requested.

/km
BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission: Chena Riverfront Commission

Applicant's Name: Annette Freiburger

Residence Address: 6116 Slater Drive

City/State/Zip: Fairbanks, AK 99701

Mailing Address: Same

City/State/Zip: 

Work Phone: N/A Home Phone: (907) 378-3848

FAX: N/A E-mail: qf.freiburger.791@gmail.com

Are you registered to vote within the Fairbanks North Star Borough [required by FNSB 4.04.040]
Yes [ ] No [x]

Do you currently serve on any other Borough Boards & Commission? Yes [ ] No [x]
If yes please list which one:

Statement of Interest (use reverse side of form if necessary):
Past Commissioner, CRFC, FNSB. Served for years on this Commission, which I enjoyed. I live close to the Chena River, enjoy it, recreate on it and care for its health.

Brief Personal Biography (or attach resume):
Retired from UAF as Director of Rural Student Services and Asst. Professor in 2016. Worked as Coord. of Rural Education Center for 10 yrs; 7 yrs HR/Executive Director, FBK's Native Assoc. Many yrs of volunteer work in FBK's community.

Professional Licenses/Training: None currently retired 12-18-18

APPLICANT'S SIGNATURE: ____________________________ DATE: 12-18-18

The Fairbanks North Star Borough is subject to the Alaska Public Records Act, AS 40.25 et seq. and this document may be subject to public disclosure under sta

FOR OFFICE USE ONLY

Date Received: ____________________________ By: ____________________________
*RETURN TO THE OFFICE OF THE MAYOR*

DISCLOSURE OF PRESENT ECONOMIC INTEREST
APPOINTED PUBLIC MEMBERS OF A BOARD, COMMISSION, OR OTHER MUNICIPAL BODY

1. Freiburger, Annette Joesephine
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. Chena Riverfront Commission
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING:

4. PLEASE GIVE THE BUSINESS NAME OF YOUR EMPLOYER, TYPE OF BUSINESS, YOUR POSITION:
   Retired, University of AK, Fairbanks
   (BUSINESS NAME) (TYPE OF BUSINESS) (YOUR POSITION)

5. ARE YOU SELF-EMPLOYED? YES □ NO □

DECLARATION

I understand that I am required to disclose any interest which would cause me or an immediate family (including all household members) to have a personal or financial interest, different than those of the public in matters coming before the board, commission, or other public body of the municipality to which appointed. When such matters arise, I will also inform the other members on the record, so that the potential conflict of interest can be addressed prior to action by the public body.

I have the following interest(s) which would cause me, an immediate family member, or household member to have a personal or financial interest, different than those of the public generally, in matters coming before the board during my term:

(ATTACH SEPARATE SHEETS AS NECESSARY)

N/A

If the situation changes or I acquire new interests, I will file a supplemental disclosure with the Clerk's Office that this DISCLOSURE is true and correct to the best of my knowledge.

Signature Annette Freiburger Date 12-18-18

The Fairbanks North Star Borough is subject to the Alaska Public Records Act, AS 40.25 et seq. and this document may be subject to public disclosure under state
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Bryce Ward, Mayor
DATE: January 24, 2019
SUBJECT: Appointment/ Reappointment
Historic Preservation Commission

I am recommending the appointment/reappointment of the following individuals on the Historic Preservation Commission:

Matthew Reckard
Patricia Peirsol (reappointment)

Their terms of office will expire on December 31, 2021.

A copy of their applications and disclosure forms are attached.

For your information other members of the commission are:

Martin Gutoski
Molly Proue
Amy Viltrakis
Patricia Thurman

Your confirmation of the appointments is respectfully requested.

/km
Name of Board/Commission: Historic Preservation

Applicant's Name: Matthew Reckard

Residence Address: 3608 Main Street

City/State/Zip: Ester, Alaska

Mailing Address: P.O. Box 12

City/State/Zip: Ester, Alaska 99725

Work Phone: 907 378-3616 Home Phone: 907 479-7879

FAX: E-mail: mkreckard@yahoo.com

Are you registered to vote within the Fairbanks North Star Borough [required by FNSB 4.04.040]

Yes ☐ No ☐

Do you currently serve on any other Borough Boards & Commission? Yes ☐ No ☐

If yes please list which one:

Statement of Interest (use reverse side of form if necessary):

I am concerned with the loss of historic resources, especially those owned by the Borough. I have extensive work experience in preservation, and served previously on historic preservation commissions in Fairbanks and Bloomington IN.

Brief Personal Biography (or attach resume)

see resume

Professional Engineer (Civil), M.S. Historic Preservation

Professional Licenses/Training

APPLICANT'S SIGNATURE: Matthew K. Reckard DATE: 14 Dec 2018

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FOR OFFICE USE ONLY

Date Received: ___________________ By: ____________________ Comm. Planning Dept

DEC 17 2018

RECEIVED
Note Any Attachments

*RETURN TO THE OFFICE OF THE MAYOR*

DISCLOSURE OF PRESENT ECONOMIC INTEREST

APPOINTED PUBLIC MEMBERS OF A BOARD, COMMISSION, OR OTHER MUNICIPAL BODY

1. Reckard, Matthew
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. Historic Preservation
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING)

3. FOR TERM ENDING: ____________________________

4. PLEASE GIVE THE BUSINESS NAME OF YOUR EMPLOYER, TYPE OF BUSINESS, YOUR POSITION:

   Tolovana Hot Springs Ltd. - cabin rentals - Vice President
   (BUSINESS NAME) (TYPE OF BUSINESS) (YOUR POSITION)

5. ARE YOU SELF-EMPLOYED? YES ☐ NO ☐

   Inactive, but I have business license as MTR Design/Planning/Engineering

 DECLARATION

I understand that I am required to disclose any interest which would cause me or an immediate family member (including all household members) to have a personal or financial interest, different than those of the public generally, in matters coming before the board, commission, or other public body of the municipality to which I have been appointed. When such matters arise, I will also inform the other members on the record, so that the potential for a conflict of interest can be addressed prior to action by the public body.

I have the following interest(s) which would cause me, an immediate family member, or household member to have a personal or financial interest, different than those of the public generally, in matters coming before the public body during my term:

(ATTACH SEPARATE SHEETS AS NECESSARY)

   None

If the situation changes or I acquire new interests, I will file a supplemental disclosure with the Clerk's Office. I affirm that this DISCLOSURE is true and correct to the best of my knowledge.

Signature ____________________________ Date 14 Dec 2018

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Mr. Reckard is an engineer and architectural historian specializing in historic preservation. He offers professional services in the following areas:

- Structural inspection and forensic analysis.
- Engineering design, preparation of plans and specifications, cost estimating.
- Preservation planning, Section 106 & 4(f) reviews, federal rehab tax credits.
- HABS/HAER documentation.
- Project coordination with clients, public agencies, interest groups, and the press.
- Construction management, inspection, and preservation standards compliance review.
- Historical and scientific research and research management.

Education:
MS, Historic Preservation, 1993, School of Architecture & Allied Arts, University of Oregon
BS, Civil Engineering, 1976, Swarthmore College, Swarthmore, Pennsylvania
BA, English Literature, 1976, Swarthmore College, Swarthmore, Pennsylvania
Additional Studies at U. of AK Fairbanks and Academia Hispano-Americana, San Miguel de Allende, Mexico.

Employment History:
June '89 – Present: Principal, MKR Design, Ester, Alaska
  Consulting engineer specializing in historic preservation and foundation rehabilitation.
  Full time or concurrent with other employment.
Feb. 2001 – April 2006: Senior Engineer, J.A. Barker Engineering, Inc., Bloomington, IN
  Design and management for a consulting firm specializing in historic preservation and
  rehabilitation. Responsible for all phases of business and project development.
Alaska Dept. of Transportation and Public Facilities, Juneau & Fairbanks, Alaska
  May '96 - Feb '98: Statewide Research Manager
  April '94 - Oct '96: Statewide Construction Standards Engineer
  May '79 – June 1991: Research Engineer, Construction Engineer
  Jan - Apr '88: Alaska representative to Strategic Highway Research Program,
    National Research Council, Washington, DC
  Oct '76 - Mar '79: Energy Systems Engineer, Brookhaven National Laboratory, Upton, NY.
  Renewable energy specialist at the National Center for the Analysis of Energy Systems

Mr. Reckard has also worked professionally in building trades and as an actor and musician. He is the author of numerous historical and scientific research publications, and is part owner of Tolovana Hot Springs, a small wilderness resort in Alaska's Interior.
Selected Historic Preservation Projects:
- **Holy Ascension Cathedral**, Unalaska (Aleutian Islands) AK. Structural inspection, design review & recommendations, contractor selection committee. The late 19th C. wood frame building, a National Landmark, was on World Monuments Fund “100 Most Endangered” list.
- **Sternwheeler Nenana**, a National Landmark in Pioneer Park, Fairbanks, AK. Preservation planning and design, historical and archival research, construction supervision and labor.
- **Washington County (IN) Courthouse** windows and doors restoration and weatherization. 1880s masonry and iron structure, listed in the National Register of Historic Places (NR).
- **Mallow Run Winery**, Johnson Co., IN. Timber frame barn rehabilitation as a winery and sales room, including entirely new thermal envelope, electrical and mechanical systems.
- **Cataract Covered Bridge**, Cataract State Park, IN. 1876 timber bridge on NR. Rehab of finest surviving example of a Smith truss including dry-laid (mortarless) stone retaining walls.
- **Deer’s Mill Covered Bridge**, Shades State Park, IN. 318 foot, two span Burr Arch bridge built in 1878 on NR. Design of repairs to trusses, masonry pier and abutments, landscaping.
- **Lamb’s Creek Bridge**, for Morgan Co IN. 1893 wrought iron Pratt through truss, on NR. Complete rehabilitation allowed the bridge to remain in service on a public highway.
- **Furnas Mill Bridge**, Atterbury Fish & Wildlife Area, IN. Award winning rehab of a 2 span 1891 Pratt through truss. The NR bridge, closed for over a decade, has reopened to traffic.
- **Lang-Cole Haypress Barn**, Leavenworth IN for IDNR. 1850s timber frame structure. Award winning rehabilitation. The barn contains the world’s only operating ox-powered haypress.
- **Ester Gold Camp Hotel Rehabilitation**: 1933 wood frame building on NR, Ester, AK. Foundation replacement, utilities upgrade, drainage, etc. Federal HP tax credits.
- **Smallwood-Pike Building**, for City of Bloomington IN. Structural inspection and expert witness testimony. Late 19th C. brick commercial building. Local historic landmark.
- **Thiebaud Farmstead**, for Switzerland Co, IN Historic Society. 1850s house, barns, outbuildings, stone fences. Currently in 2nd phase of development as an historical museum.

Community Service past & present:
Comprehensive Plan Advisory Board, Fairbanks North Star Borough, Alaska
Historic Preservation Commissioner, Bloomington (Indiana) and Fairbanks-North Star Borough (Alaska).
Director, Alaska Association for Historic Preservation and Fairbanks Historical Preservation Foundation.
History Collection Advisory Committee, University of Alaska Museum.
President (6 terms), Ester (Alaska) Community Association.

Professional Affiliations:
American Society of Civil Engineers
National Trust for Historic Preservation
Association for Preservation Technology Int’l
Bloomington Restorations Inc.

References and List of Publications: on request.
FAIRBANKS NORTH STAR BOROUGH
809 Pioneer Road  PO Box 71267  Fairbanks, AK 99707
(907) 459-1300
FAX (907) 459-1102

BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission  Historic Preservation

Applicant's Name  Patricia Peirsol

Residence Address  2610 Davis Road

City/State/Zip  Fairbanks, Alaska 99709

Mailing Address  Same

City/State/Zip  Same

Work Phone  (907) 479-8668  Home Phone  (907) 479-8668

FAX  (907) 479-8669  E-mail  pjpeirsol@gmail.com

Are you registered to vote within the Fairbanks North Star Borough [required by FNSB 2.21.040(A)]?  Yes  No  

Do you currently serve on any other Borough Boards & Commission? Yes  No  

If yes please list which one:

Statement of Interest (use reverse side of form if necessary):

See Attachment.

Brief Personal Biography (or attach resume)

See Attachment.

Professional Licenses/Training  

APPLICANT'S SIGNATURE  Patricia Peirsol  11/18/2013

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FOR OFFICE USE ONLY

Date Received  ________________  By  ____________________
Note Any Attachments

*RETURN TO THE OFFICE OF THE MAYOR*
DISCLOSURE OF PRESENT ECONOMIC INTEREST
APPOINTED PUBLIC MEMBERS OF A BOARD, COMMISSION, OR OTHER MUNICIPAL BODY

1. Peirsol, Patricia Joan
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. Commission on Historic Preservation
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: 2021

4. PLEASE GIVE THE BUSINESS NAME OF YOUR EMPLOYER, TYPE OF BUSINESS, YOUR POSITION:
   Patricia Peirsol Architects  Architectural Firm  Owner
   (BUSINESS NAME)  (TYPE OF BUSINESS) (YOUR POSITION)

5. ARE YOU SELF-EMPLOYED? YES [ ] NO [ ]

DECLARATION

I understand that I am required to disclose any interest which would cause me or an immediate family member (including all household members) to have a personal or financial interest, different than those of the public generally, in matters coming before the board, commission, or other public body of the municipality to which I have been appointed. When such matters arise, I will also inform the other members on the record, so that the potential for a conflict of interest can be addressed prior to action by the public body.

I have the following interest(s) which would cause me, an immediate family member, or household member to have a personal or financial interest, different than those of the public generally, in matters coming before the public body during my term:

(ATTACH SEPARATE SHEETS AS NECESSARY)

I do business as both Patricia Peirsol Architects and the Chatanika Gold Dredge Company LLC.

If the situation changes or I acquire new interests, I will file a supplemental disclosure with the Clerk's Office. I affirm that this DISCLOSURE is true and correct to the best of my knowledge.

Signature Patricia Peirsol
Date 11/18/2013

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Experience Summary

Programmed, designed and managed architectural projects located in the United States, England, Europe and the Middle East from 1970 through the present time.

Education

Bus.  Rasmussen Business School, St. Paul, Minnesota
BA  University of Minnesota School of Architecture, Minneapolis, Minnesota

Certifications & Licenses

State of Alaska Architectural Registration Number A6129 (October 1983)
State of Washington Architectural Registration Number 4989 (April 1988)
LEED Professional Accreditation (2010)
State of Alaska Disadvantaged Business Enterprise Number 719H0685
State of Alaska Business License Number 59764
City of Fairbanks Business License Number 311

Work History

Owner, Senior Architect, Patricia Peirsol Architects (1983-Present) Fairbanks, Alaska

- Project Types: Industrial, Commercial, Institutional, School, Recreational, Residential, Religious, Fire Department, Passive Freezer Facility, Bed and Breakfast, Union Hall, Union Training Facility, Restaurant, Historic Survey, Office Building, Artists’ Studio, Condominium, Multiple Family Housing, Community Center, Bike Shop, Reroof, Renovation, Remote Lodge, Swimming Pool, Bistro, Mining Camp, Glass Studio, Furniture Store, Memorial Garden, Officers’ Club, Log Structure, Laundromat, Youth Center, Prefabricated Residential Units, Landscape, Elevator, Kitchen, Cooperative Market, Bouldering Gym, Recreational Camp, Youth Mental Health Facility


- Tribal Clients: Arctic Village, Big Eddy Fish Camp, Fort Yukon, Fairbanks Native Association, Doyon, ADA Projects through DOT&PF in Koyukuk, Nulato, Tanana, Fort Yukon, Galena, Delta Junction, Big Delta and Tok. (19 Projects from 1988 through 2003)

- Non-profit Clients: Moose Creek Volunteer Fire Department, North Star Fire Department, North Pole Senior Citizens, Ester Volunteer Fire Department, Women in Crisis Counseling, Fairbanks Resource Association, Harbortview Medical Center, Salvation Army, First United Pentecostal Church, Alaska Laborers’ Union, Alaska Laborers’ Union Training Trust, Unitarian Universalist Fellowship, The Bread Line, Cooperative Food Market, Cabin Fever Challenge, Alaska Center for Children and Adults, Family Centered Services of Alaska (38 Projects from 1984 through 2015)

Related Projects

Annette Island HABS/HAER Historic Feature Surveys for NLUR, Metlakatla, Alaska, 2000
Annette Island HABS/HAER Historic Feature Surveys for NLUR, Metlakatla, Alaska, 2001
Annette Island HABS/HAER Historic Feature Surveys for NLUR, Metlakatla, Alaska, 2004
Annette Island HABS/HAER Historic Feature Surveys for NLUR, Metlakatla, Alaska, 2005
True North HABS/HAER Historic Feature Surveys for NLUR, Cleary Summit, Alaska, 2001

Community Involvement

Friends of the Coal Bunkers, Organizer trying to save the historic facility (1994-06)
The Bread Line, Inc., President of a non-profit corporation feeding homeless & hungry people (2003-11)
Friends of Creamers’ Field, Committee Member to Open the Barns to the community (2009-11)
Chatanika Gold Dredge Company, LLC, Co-Owner of Dredge Number 3 (1997-Present)
Fairbanks North Star Borough Commission for Historic Preservation, Member (2016-Present)
Denali Highway Sign commemorating James W. Dalton, Coordinator and Designer (2018)
Friends of SS Nenana, Board of Directors Member, a non-profit corporation to repair the vessel (2018)
Old Timer storefront building move from Fairbanks to Chena where it was built, Group Member (2018)

Earlier Achievements

Seattle, Washington, USA (1978-82)
Involved with HUD housing units developed for the Scattered Site Housing program conducted by the
Seattle Development Authority creating duplex to ten-plex projects that blended into various Seattle
neighborhoods without the stereotype image of low income housing.

Philadelphia, Pennsylvania, USA (1975)
Member of the 8-person team that created the landscape architectural improvements for the
Bicentennial celebrations; included painted street intersection graphics, tree planting, walkways, bus
shelters, band shells, toilets, portable drinking fountains, benches and tables, children’s play equipment,
and other temporary amenities for both aesthetic and functional purposes.

Rome, Italy (1974-75)(1976-78)
Design team member for the King Kalid City in Saudi Arabia, the largest single architectural project in
the world at that time. Involved in the design of the housing units and paving patterns for the walkways
that were to connect the entire city. Studied the innate Italian sense of small-scale, detailed exterior

London, England (1972-74)
Produced renovation projects throughout the London Boroughs. Traveled extensively in Europe and
spent time on projects along the way. Designed and constructed an exterior restaurant in Sardegna and
an outside washing station and a produce marketing sign system for a farm community in Corsica.

Minneapolis/St. Paul, Minnesota, USA (1970-72)
Director of Design for the Metropolitan Transit Commission. Work consisted of design and selection of
both large and small buses as well as graphics, signage, schedules, bus shelters and other visual and
functional requirements of the transportation system.

Professional Affiliations

Past president of Alaska Northern Chapter of the International Conference of Building Officials (1996)
Past Member of the City of Fairbanks Code Review Commission (1998-06)
Past Member of the State of Alaska Board of Registration for Architects, Engineers, Land Surveyors and
Landscape Architects for two 4-year terms (1997-05)
Past Charter President of Fairbanks Chapter of National Association of Women in Construction (1994)
Member of the Association of General Contractors (1984-09)
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Bryce Ward, Borough Mayor
DATE: January 24, 2019
SUBJECT: Appointment of Service Area Commissioners

Pursuant to the Fairbanks North Star Borough Code of Ordinances, I recommend appointment of the following persons to serve as service area commissioners. The number of seats vacant in these service area’s are attached.

As required, each nominee is a property owner within the service area and agrees, if appointed, to serve a term that expires on the date indicated. Your confirmation of these appointments is respectfully requested.

Tungsten

Term: June 30, 2019
Rick Hoegberg
1410 Sattley Drive
Fairbanks, MD 99712
ATTACHMENT

Service Area's Seats Vacant

<table>
<thead>
<tr>
<th>Service Areas</th>
<th># of Nominees</th>
<th>Seats Vacant</th>
<th>Alternate Seats Vacant</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tungsten</td>
<td>1</td>
<td>1</td>
<td>1</td>
</tr>
</tbody>
</table>

Totals: 1 1 1
DIVISION OF RURAL SERVICES
ROAD SERVICE AREA COMMISSIONER APPLICATION

Service Area: Tungsten

Legal Name: Rick Hoegberg

Mailing Address: 1410 Sattley Drive

City / Zip Code: Fairbanks 99712

Residential Address: Same

Property Address: Same

Home Phone: 907 479 7425

Work Phone: 

Mobile Phone: 907 590 7753

Fax: 

What other commissions do you serve on? None

I am interested in serving on this commission because: Contribute to neighborhood

Please list your background and any areas of special interest: Engineer

---

- I affirm that I am a registered voter residing within the borough;
- I affirm that I own property within Service Area;
- I have included the completed signed financial disclosure form; and
- I understand I will sign a notarized oath of office within 30 days of appointment in order to serve as a Service Area Commissioner.

Rick Hoegberg Digitally signed by Rick Hoegberg

Signature Date: 10/12/2018

Date received

RECEIVED
OCT 1 2 2018
FNSB Rural Services
date received

(office use only)

As a Commissioner, you will receive a FNSB Email account to handle Service Area business. Please check one of the following boxes to indicate your preferred method of receiving correspondence from Rural Services, if appointed:

- VIA Email or VIA US Postal Service

(VIA Email: Commissioners may request hard copy of correspondence delivered)

Submit form to FNSB Rural Services Division:

Deliver: 520 5th Ave., First Floor, Suite D
Mail: PO Box 71267, Fairbanks, AK 99707
Fax: 907-459-1499
Email: ruralservices@fnsb.us

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DISCLOSURE OF PRESENT ECONOMIC INTEREST
APPOINTED PUBLIC MEMBERS OF A BOARD, COMMISSION, OR OTHER MUNICIPAL BODY

1. Rick Hoegberg
(YOUR NAME: LAST, FIRST, MIDDLE)

2. Tungsten Road Commission
(BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: 2019

4. PLEASE GIVE THE BUSINESS NAME OF YOUR EMPLOYER, TYPE OF BUSINESS, YOUR POSITION.

(BUSINESS NAME) (TYPE OF BUSINESS) (YOUR POSITION)

5. IF YOU ARE SELF-EMPLOYED, CHECK THIS BOX: SELF EMPLOYED

DECLARATION

I understand that I am required to disclose any interest which would cause me or an immediate family member (including all household members) to have a personal or financial interest, different than those of the public generally, in matters coming before the board, commission, or other public body of the municipality to which I have been appointed. When such matters arise, I will also inform the other members on the record, so that the potential for a conflict of interest can be addressed prior to action by the public body.

I have the following interest(s) which would cause me, an immediate family member, or household member to have a personal or financial interest, different than those of the public generally, in matters coming before the public body during my term:

(ATTACH SEPARATE SHEETS AS NECESSARY)

If the situation changes, or I acquire new interests, I will file a supplemental disclosure with the Clerk's Office. I affirm that this DISCLOSURE is true and correct to the best of my knowledge.

Signature 10/12/2018
Date
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Jim Williams, Chief of Staff
SUBJECT: Transfer Liquor License
DATE: January 24, 2019

Attached you will find copies of the application for the transfer of liquor license:

**Beverage Dispensary**  License # 4504

From: Upriver Inc.
DBA: Gold Rush Deli
3399 Peger Road Suite C
Fairbanks, AK 99701

To: Go Alaska Media, LLC
DBA: Venue Fairbanks
514 2nd Ave
Fairbanks, AK 99701

Pursuant to FNSB 9.08 the Assembly must determine whether or not to protest the liquor license after holding a public hearing. The administration recommends no protest.

/km
cc: Concerned Licensee
LIQUOR LICENSE

Date Notice Received: 12/14/18

60 DAY DUE DATE 2/12/19

Type of License:

□ NEW

☒ TRANSFER

☒ Transfer of location

☑ Transfer of ownership

□ Transfer of stock

☒ Beverage Dispensary

□ Distillery

□ Tourism

□ Restaurant/Eating Place

□ Golf Course

□ Duplicate

□ Package Store

□ Recreational Site

□ Other

License Number: 4504

City of Fairbanks

DBA: Venue Fairbanks

Licensee/Applicant (LA): Go Alaska Media, LLC

Physical Address: 514 2nd Ave Fairbanks AK 99701

Mailing Address: ___________________________ ___________________________

INTERNAL REVIEW SCHEDULE

PLANNING DEPARTMENT:

Signature: ___________________________ Date: 12/19/2018

- Land Use Compliance: Zone: CBD. "Restaurants, lounges, liquor establishments, cafes, and tea rooms" is a listed permitted use in the CBD zoning district pursuant to FNSBC 18.168.020.A.1 (18.164.020.A.78). A zoning permit is required for this use (FNSBC 18.104.020); no permit currently on record.

ASSESSING DEPARTMENT:

Signature: ___________________________ Date: 12/28

- Parcel Key Number: 00304-31 528277-8

- Property Description: Umb01 Block 13 Fairbanks Townside

- Property Owner (PO) Name: Chenooks Commercial Properties LLC

TREASURY/ BUDGET:

Signature: ___________________________ Date: 12/19

- Property Taxes: N/A

- ☐(LA) ☐(PO) Alcoholic Beverage Sales Taxes: N/A - City Limits

(If either party owes, give amount and attach printout)
December 14, 2018

City of Fairbanks
Attn: D. Danyielle Snider, City Clerk
VIA Email: ddsnider@ci.fairbanks.ak.us
Cc: kmajor@fnsb.us

<table>
<thead>
<tr>
<th>License Type:</th>
<th>License Number:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beverage Dispensary</td>
<td>4504</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Licensee:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Go Alaska Media, LLC</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Doing Business As:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Venue Fairbanks</td>
<td></td>
</tr>
</tbody>
</table>

☐ New Application
☒ Transfer of Ownership Application
☐ Transfer of Location Application
☐ Transfer of Controlling Interest Application

We have received a completed application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under AS 04.11.480.

A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director and the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity to defend the application before a meeting of the local governing body, as required by 3 AAC 304.145(d). If a protest is filed, the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable. To protest the application referenced above, please submit your protest within 60 days and show proof of service upon the applicant.

AS 04.11.491 – AS 04.11.509 provide that the board will deny a license application if the board finds that the license is prohibited under as a result of an election conducted under AS 04.11.507.

AS 04.11.420 provides that the board will not issue a license when a local governing body protests an application on the grounds that the applicant’s proposed licensed premises are located in a place within the local government where a local zoning ordinance prohibits the alcohol establishment, unless the local government has approved a variance from the local ordinance.

Sincerely,

Erika McConnell, Director
amco.localgovernmentonly@alaska.gov
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

What is this form?

This transfer license application form is required for all individuals or entities seeking to apply for the transfer of ownership and/or location of an existing liquor license. Applicants should review Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code. All fields of this form must be completed, per AS 04.11.260, AS 04.11.280, AS 04.11.290, and 3 AAC 304.105.

This form must be completed and submitted to AMCO’s main office, along with all other required forms and documents, before any license application will be considered complete.

Section 1 – Transferor Information

Enter information for the current licensee and licensed establishment.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>UPRIVER INC.</th>
<th>License #:</th>
<th>4504</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>BEVERAGE DISPENSARY</td>
<td>Statutory Reference:</td>
<td>AS 04.11.090</td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>GOLD RUSH DELI</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>3399 PEGER ROAD SUITE C</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
<td>State: ALASKA</td>
<td></td>
</tr>
<tr>
<td>Local Governing Body:</td>
<td>FAIRBANKS NORTH STAR BOROUGH/CITY OF FAIRBANKS</td>
<td>Zip: 99701</td>
<td></td>
</tr>
</tbody>
</table>

Transfer Type:

- [x] Regular transfer
- [ ] Transfer with security interest
- [ ] Involuntary retransfer

[RECEIVED]

NOV 1 3 2018

OFFICE USE ONLY

<table>
<thead>
<tr>
<th>Complete Date:</th>
<th>12/11/18</th>
<th>Transaction #:</th>
<th>956792, 956796, 956799</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board Meeting Date:</td>
<td>2/19/19</td>
<td>License Years:</td>
<td>10/19</td>
</tr>
<tr>
<td>Issue Date:</td>
<td></td>
<td>BRE:</td>
<td>CDC</td>
</tr>
</tbody>
</table>

[Form AB-01] (rev 10/10/2016)
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 2 – Transferee Information

Enter information for the new applicant and/or location seeking to be licensed.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>GO ALASKA MEDIA, LLC.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Doing Business As:</td>
<td>VENUE FAIRBANKS</td>
</tr>
<tr>
<td>Premises Address:</td>
<td>514 2ND AVENUE</td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
</tr>
<tr>
<td>State:</td>
<td>ALASKA</td>
</tr>
<tr>
<td>ZIP:</td>
<td>99701</td>
</tr>
</tbody>
</table>

| Mailing Address:         | 514 2ND AVENUE         |
| City:                    | FAIRBANKS             |
| State:                   | ALASKA                |
| ZIP:                     | 99701                 |

| Designated Licensee:     | KARLA MANGUM          |
| Contact Phone:           | 907-378-0111          |
| Business Phone:          | 907-374-3044          |
| Contact Email:           | KARLA@FAIRBANKSALASKA.COM |

Seasonal License? □ Yes  □ No  If “Yes”, write your six-month operating period: ____________________________

Section 3 – Premises Information

Premises to be licensed is:

☑ an existing facility  □ a new building  □ a proposed building

The next two questions must be completed by beverage dispenser (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.
Section 4 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 5. If more space is needed, please attach a separate sheet with the required information. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: □ applicant □ affiliate

Name:
Address:
City: State: ZIP:

This individual is an: □ applicant □ affiliate

Name:
Address:
City: State: ZIP:

Section 5 – Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 6. If more space is needed, please attach a separate sheet with the required information.

- If the applicant is a corporation, the following information must be completed for each stockholder who owns 10% or more of the stock in the corporation, and for each president, vice-president, secretary, and managing officer.
- If the applicant is a limited liability organization, the following information must be completed for each member with an ownership interest of 10% or more, and for each manager.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each partner with an interest of 10% or more, and for each general partner.

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th>KARLA MANGUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td>MEMBER</td>
</tr>
<tr>
<td>Phone:</td>
<td>907-378-0111</td>
</tr>
<tr>
<td>Address:</td>
<td>592 EASTVIEW DR</td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
</tr>
<tr>
<td>State:</td>
<td>ALASKA</td>
</tr>
<tr>
<td>ZIP:</td>
<td>99712</td>
</tr>
</tbody>
</table>
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th>ISIAH MANGUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td>MEMBER</td>
</tr>
<tr>
<td>Address:</td>
<td>592 EASTVIEW DR</td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
</tr>
<tr>
<td>Phone:</td>
<td>907-378-0112</td>
</tr>
<tr>
<td>% Owned:</td>
<td>50</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td></td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td></td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td></td>
</tr>
</tbody>
</table>

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

<table>
<thead>
<tr>
<th>DOC Entity #:</th>
<th>10026043</th>
</tr>
</thead>
<tbody>
<tr>
<td>AK Formed Date:</td>
<td>01/06/2015</td>
</tr>
<tr>
<td>Home State:</td>
<td>ALASKA</td>
</tr>
<tr>
<td>Registered Agent:</td>
<td>KARLA MANGUM</td>
</tr>
<tr>
<td>Agent's Phone:</td>
<td>907-378-0111</td>
</tr>
<tr>
<td>Agent's Mailing Address:</td>
<td>514 2ND AVENUE</td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
</tr>
<tr>
<td>State:</td>
<td>ALASKA</td>
</tr>
<tr>
<td>ZIP:</td>
<td>99701</td>
</tr>
</tbody>
</table>

Residency of Agent:  

Yes  No

Is your corporation or LLC's registered agent an individual resident of the state of Alaska?

☐  ☐
Section 6 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses:

Yes    No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

☐    ☑

If "Yes", disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):


Section 7 – Authorization

Communication with AMCO staff:

Yes    No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

☐    ☑

If "Yes", disclose the name of the individual and the reason for this authorization:


[Form AB-01] (rev 10/10/2016)
Section 8 – Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a controlling interest of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

Signature of transferor
David L Lambert

Printed name of transferor

Subscribed and sworn to before me this ___ day of November, 2018.

______________________________
Signature of Notary Public

Notary Public in and for the State of Alaska.

My commission expires: July 11, 2021

Signature of transferor

Printed name of transferor

Subscribed and sworn to before me this ___ day of __________________, 20___.

______________________________
Signature of Notary Public

Notary Public in and for the State of __________________________.

My commission expires: __________________________
Section 9 – Transferee Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

I certify that all proposed licensees have been listed with the Division of Corporations.

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

Signature of transferee

Printed name

Subscribed and sworn to before me this day of November, 2018.

Signature of Notary Public

Notary Public in and for the State of Alaska.

My commission expires: 10/12/19

Laura Wallace
Notary Public
State of Alaska
My Commission Expires Oct 12, 2019

[Form AB-01] (rev 10/10/2016)
Section 9 – Transferee Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

I certify that all proposed licensees have been listed with the Division of Corporations.

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

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I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

Signature of transferee

Isiah Manger

Printed name

Subscribed and sworn to before me this 6th day of November, 2015.

Signature of Notary Public

Laura Wallace
Notary Public
State of Alaska
My Commission Expires Oct 12, 2019

Notary Public in and for the State of Alaska
My commission expires: 10/12/19
Alaska Alcoholic Beverage Control Board
Form AB-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The second page of this form is not required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

---

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.

---

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>GO ALASKA MEDIA, LLC</th>
<th>License Number:</th>
<th>4504</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>BEVERAGE DISPENSARY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>VENUE FAIRBANKS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>514 2ND AVENUE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>FAIRBANKS</td>
<td>State:</td>
<td>ALASKA</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ZIP:</td>
<td>99701</td>
</tr>
</tbody>
</table>

[Form AB-02] (rev 06/24/2016)
Section 2 – Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and fixtures, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.
Form AB-03: Restaurant Designation Permit Application

What is this form?

A restaurant designation permit application is required for a licensee desiring designation under 3 AAC 304.715 – 3 AAC 304.795 as a bona fide restaurant, hotel, or eating place for purposes of AS 04.16.010(c) or AS 04.16.049. Designation will be granted only to a holder of a beverage dispensary, club, recreational site, golf course, or restaurant or eating place license, and only if the requirements of 3 AAC 304.305, 3 AAC 304.725, and 3 AAC 304.745, as applicable, are met. A detailed floor plan of the proposed designated and undesignated areas of the licensed business and a menu or expected menu listing the meals to be offered to patrons must accompany this form. Applicants should review AS 04.16.049 – AS 04.16.052 and 3 AAC 304.715 – 3 AAC 304.795. All fields of this form must be completed. The required $50 permit fee may be made by credit card, check, or money order.

Section 1 – Establishment Information

Enter information for licensed establishment.

| Licensee:       | Go Alaska Media LLC                         | License Number: | 4504 |
| License Type:   | Beverage Dispensary                        |                 |      |
| Doing Business As: | Venue Fairbanks                      |                 |      |
| Premises Address:   | 514 2nd Avenue                             | State:  Alaska | 99701 |
| City:           | Fairbanks                                   | ZIP:             |      |
| Contact Name:   | Karla Mangum                                | Contact Phone:  | 907-374-3044 |

Section 2 – Type of Designation Requested

This application is for the request of designation as a bona fide restaurant, hotel, or eating place for purposes of AS 04.16.010(c) or AS 04.16.049, and for the request of the following designation(s) (check all that apply):

- [ ] Dining after standard closing hours: AS 04.16.010(c)
- [X] Dining by persons 16 – 20 years of age: AS 04.16.049(a)(2)
- [X] Dining by persons under the age of 16 years, accompanied by a person over the age of 21: AS 04.16.049(a)(3)
- [ ] Employment for persons 16 or 17 years of age: AS 04.16.049(c)

NOTE: Under AS 04.16.049(d), this permit is not required to employ a person 18 - 20 years of age.
Section 3 – Additional Information

Enter all hours that your establishment intends to be open. Include variances in weekend/weekday hours, and indicate am/pm:

Monday through Sunday 8am - 6pm
Events vary M-Su 5pm - 12am *see attached

Are any forms of entertainment offered or available within the licensed business or on the proposed designated portions of the premises?

Yes ☑ No ☐

If "Yes", describe the entertainment offered or available:

Food and beverage service offered or anticipated is:

☑️ table service ☐ buffet service ☑️ counter service ☐ other

If "other", describe the manner of food and beverage service offered or anticipated:

Is an owner, manager, or assistant manager 21 years of age or older always present on the premises during business hours?

Yes ☐ No ☑

Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the third page of this form.

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the third page of this form that meet the requirements of this form.

[Form AB-03] (rev 10/10/2016)
Are any forms of entertainment offered or available within the licensed business or on the proposed designated portions of the premises?

Yes

Our business model is built to assist clients with their party planning. We have an events coordinator on staff to assist or direct the client in the preparation of their event. We have and an array of party decorations, a variety of table setups, lights, music and audio/video package system.

We host Frist Friday’s, and donate our space for various local fundraisers. We have had baby and wedding showers, Christmas, retirement and birthday parties, several weddings, this year is the 2nd year Venue will celebrate and host the Women’s Veteran’s Day on November 9th.
Section 5 – Certifications and Approvals

Read each line below, and then sign your initials in the box to the right of each statement:

I have included with this form a detailed floor plan of the proposed designated and undesignated areas of the licensed business for purposes of this application. I understand that this diagram is different than my licensed premises diagram.

[Initials]

I have included with this form a menu, or an expected menu, listing the meals to be offered to patrons.

I certify that the license for which I am requesting designation is either a beverage dispensary, club, recreational site, golf course, or restaurant or eating place license.

I declare under penalty of perjury that this form, including all attachments and accompanying schedules and statements, is true, correct, and complete.

Signature of Licensee

Kara Mangum

Printed name of licensee

Signature of Notary Public

Laura Wallace

Notary Public in and for the State of Alaska

My commission expires: 10/12/19

Subscribed and sworn to before me this __ day of ___________, 2018

LAURA WALLACE
Notary Public
State of Alaska
My Commission Expires Oct 12, 2019

Local Government Review (to be completed by an appropriate local government official):

Approved

Disapproved

Signature of local government official

Date

Printed name of local government official

Title

[Form AB-03] (rev 10/10/2016)
Alaska Alcoholic Beverage Control Board

Form AB-03: Restaurant Designation Permit Application

Section 5 – Certifications and Approvals

Read each line below, and then sign your initials in the box to the right of each statement:

I have included with this form a detailed floor plan of the proposed designated and undesignated areas of the licensed business for purposes of this application. I understand that this diagram is different than my licensed premises diagram.

I have included with this form a menu, or an expected menu, listing the meals to be offered to patrons.

I certify that the license for which I am requesting designation is either a beverage dispensary, club, recreational site, golf course, or restaurant or eating place license.

I declare under penalty of perjury that this form, including all attachments and accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Signature of Notary Public

Notary Public in and for the State of ALASKA

My commission expires: 10/12/19

Subscribed and sworn to before me this day of NOVEMBER, 2018

LAURA WALLACE
Notary Public
State of Alaska
My Commission Expires Oct 12, 2019

Local Government Review (to be completed by an appropriate local government official):

Signature of local government official

Date

Printed name of local government official

Title

[Form AB-03] (rev 10/10/2016)
Form AB-03: Restaurant Designation Permit Application

AMCO Enforcement Review:

Signature of AMCO Enforcement Supervisor

Printed name of AMCO Enforcement Supervisor

Enforcement Recommendations:

AMCO Director Review:

Signature of AMCO Director

Printed name of AMCO Director

Date

Limitations:

[Form AB-03] (rev 10/10/2016)
**ALL DAY BREAKFAST**

**BREAKFAST NEST GF**
Eggs, bacon, hash browns, salsa, beans, corn, guacamole & Pepper Jack

**BREAKFAST WRAP**
Our Breakfast Nest as a burrito in your choice of wrap

**BREAKFAST BITES**
3 bite-sized frittata in your choice of:
- Broccoli monterey cheese **GF V**
- Reindeer sweet pepper **GF P**

**WAFFLES**

**SWEET WAFFLE GF DF V**
With any 3: Whipped cream, peanut butter, nutella, fresh strawberry, blueberry, or maple syrup
* Made with almond flour

**CORNBREAD CHILI GF V**
Corn waffle served with 3-bean chili & sour cream

**SANDWICHES**
Served with pickle, chips, or fruit on multigrain or ciabatta

**CAVIAR**
Pesto, tomato, mozzarella, cucumber

**RICCI**
Roast beef, monterey, arugula, garlic & onion jam

**BRUSCHETTA**
On French or **GF** baguette

**WARM CAPRESE**
Pesto, tomato, mozzarella

**COOL SALMON**
Lox, cream cheese, dill

**SOUPS**
Seasonal selections & daily specials

**SIDES**
Potato chips & fruit
# Drinks

**Epresso**

<table>
<thead>
<tr>
<th>Drink</th>
<th>Size</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alaskan Black Cup Alpenglow</td>
<td>10 oz: 2.5</td>
<td></td>
</tr>
<tr>
<td>Doppio Double espresso shot</td>
<td>2 oz: 2.5</td>
<td></td>
</tr>
<tr>
<td>Quad Double double espresso shot</td>
<td>4 oz: 3</td>
<td></td>
</tr>
<tr>
<td>Ristretto Short espresso shot</td>
<td>1 oz: 2.5</td>
<td></td>
</tr>
<tr>
<td>Macchiato In the traditional style</td>
<td>3 oz: 3</td>
<td></td>
</tr>
<tr>
<td>Cortado Small double espresso shot + hot milk</td>
<td>4 oz: 3</td>
<td></td>
</tr>
<tr>
<td>Cappuccino Large double espresso shot + milk</td>
<td>6 oz: 3.5</td>
<td></td>
</tr>
<tr>
<td>Flat White Double espresso shot + smooth milk</td>
<td>6 oz: 3.5</td>
<td></td>
</tr>
</tbody>
</table>

**Coffee**

<table>
<thead>
<tr>
<th>Drink</th>
<th>Size</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fresh beans from featured Alaskan roasters</td>
<td></td>
<td></td>
</tr>
<tr>
<td>V60 Single cup pourover</td>
<td>12 oz: 3.5</td>
<td></td>
</tr>
<tr>
<td>Chemex Double cup pourover</td>
<td>24 oz: 6</td>
<td></td>
</tr>
<tr>
<td>Drip With one free refill</td>
<td>12 oz: 2</td>
<td>16 oz: 3</td>
</tr>
<tr>
<td>CAFÉ AU LAIT Drip coffee + steamed milk</td>
<td>12 oz: 3</td>
<td>16 oz: 4</td>
</tr>
<tr>
<td>Cold Brew Steeped 12+ hours</td>
<td>12 oz: 3.5</td>
<td>16 oz: 4.5</td>
</tr>
<tr>
<td>Nitro Cold brew + nitrogen</td>
<td>9 oz: 4</td>
<td>2 oz: 4.5</td>
</tr>
</tbody>
</table>

**Tea**

<table>
<thead>
<tr>
<th>Drink</th>
<th>Size</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>From local Alaskan pour overs</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premium Tea Sipping Streams</td>
<td>12 oz: 3</td>
<td>16 oz: 3</td>
</tr>
<tr>
<td>Specialty Tea Sipping Streams</td>
<td>12 oz: 5</td>
<td>16 oz: 5</td>
</tr>
<tr>
<td>Maté Sipping Streams</td>
<td>12 oz: 3</td>
<td>16 oz: 3</td>
</tr>
<tr>
<td>Chaga Wild Alaska Chaga</td>
<td>8 oz: 3</td>
<td>16 oz: 6</td>
</tr>
<tr>
<td>Chai Latté House made chai + steamed milk</td>
<td>12 oz: 4</td>
<td>16 oz: 5</td>
</tr>
<tr>
<td>Matcha Latté Green tea + steamed milk</td>
<td>12 oz: 4</td>
<td>16 oz: 5</td>
</tr>
</tbody>
</table>

**Treats**

<table>
<thead>
<tr>
<th>Drink</th>
<th>Size</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Homemade from scratch</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Spritzer Sparkling water + syrup</td>
<td>12 oz: 2.5</td>
<td>16 oz: 3</td>
</tr>
<tr>
<td>Hot Chocolate Dark or white</td>
<td>8 oz: 2.5</td>
<td>12 oz: 3</td>
</tr>
<tr>
<td>Steamer Steamed milk + syrup</td>
<td>8 oz: 2.5</td>
<td>12 oz: 3</td>
</tr>
<tr>
<td>Affogato Ice cream + espresso</td>
<td>6 oz: 4</td>
<td></td>
</tr>
</tbody>
</table>
PROPERTY INFORMATION FOR PAN#: 528277

PROPERTY DESCRIPTION: Fairbanks
Townsite, Block: 13, Lot: 20
OWNER: Chinook Commercial Properties Llc [ownership]
SITUS ADDRESS: 514 Second Ave
ZONING: CBD (100%)
COMMUNITY PLANNING PERMITS:
Zoning: None

Proximity and Zoning Map
Venue Fairbanks
Liquor License - Transfer - #4504
Beverage Dispensary

The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be errors in the data.
General Information

Date: 1/4/2019
Applicant: MANGUM KARLA
Business Name: VENUE FAIRBANKS
Mailing Address: 514 2ND AVE, FAIRBANKS AK 99701
Property Owner: CHINOOK COMMERCIAL PROPERTIES LLC
Property Description: 0030449 2003 T/R ASSEMBLED NOW KNOWN AS
0468541 2003 T/R ASSEMBLED NOW KNOWN AS
0528269 2003 T/R ASSEMBLED NOW KNOWN AS
0528277 2003 T/R ASSEMBLED NOW KNOWN AS
Existing Use: Commercial
Proposed Use: Commercial
Site Address: 514 SECOND AVE
Structure: Retail
Structure: Lounges, liquor establishments, cafes and tea rooms, art gallery, food vending services

<table>
<thead>
<tr>
<th>Dwelling Units: 0</th>
<th>New: N/A</th>
<th>Existing: N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building Height: 0</td>
<td>N/A (feet)</td>
<td>4</td>
</tr>
<tr>
<td>Stories: 4</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Area of Structure: 2,500 SF</td>
<td>New: 0 SF</td>
<td>Existing: 2,500 SF</td>
</tr>
<tr>
<td>Lot Size: 10,100 SF</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Building Type: Principal

Notes: Please check with the City of Fairbanks for building permit requirements.
Conditions: N/A

Zoning Specifications

Existing Zone: CBD (100%)
Flood Zone: X PROTECTED BY LEVEE (100%)

Minimum Lot Size: 0
Front Yard Req: 0
Side Yard Req: 0
Rear Yard Req: 0
Floodplain Permit Required: No
FNSB Driveway Permit Required: No
Road Service Area Name: NONE
Parking Spaces Req: 0

The holder of this permit is the property owner or is authorized to act for the property owner and the info provided is true and complete.
The holder of this permit is required to comply with all other applicable laws, including city, borough, state and federal laws.
The holder of this permit shall submit current and accurate documents if the site plans or other application materials are changed subsequent to issuance of this permit.
This permit is appealable and the appeal must be submitted and perfected within 15 days of the date of the decision in accordance with FNSBC 18.104.090.

Reasons: Permitted in CBD zone
Permit Approval: Approved

Zoning Official: Singh, M
Date: 1/4/2019
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Jim Williams, Chief of Staff
SUBJECT: Transfer Liquor License
DATE: January 24, 2019

Attached you will find copies of the application for the transfer of liquor license:

Restaurant/Eating Place License # 3050

From: Gambardella’s II, Inc.
DBA: Gambardella’s Pasta Bella
No Premises

To: 3Giro, Inc.
DBA: Irashai
1448 South Cushman Street
Fairbanks, AK 99701

Pursuant to FNSB 9.08 the Assembly must determine whether or not to protest the liquor license after holding a public hearing. The administration recommends no protest.

/km
cc: Concerned Licensee
LIQUOR LICENSE

Date Notice Received: 11/26/2018  60 DAY DUE DATE  1/25/19

Type of License:
- [X] TRANSFER
  - Transfer of location
  - Transfer of ownership
  - Transfer of stock

- Beverage Dispensary
- Distillery
- Restaurant/Eating Place
- Golf Course
- Package Store
- Recreational Site
- Tourism
- Duplicate
- Other

DBA: lrashai

Licensee/Applicant (LA): 3Giro, Inc.

Physical Address: 1448 S. Cushman St. Fairbanks AK 99701

Mailing Address: 4 Harriet Ave Fairbanks, AK 99701

INTERNAL REVIEW SCHEDULE

PLANNING DEPARTMENT:
- Land Use Compliance: Zone GC. "Restaurants, lounges, liquor establishments, cafes and tea rooms" is a listed permitted use in the GC zoning district pursuant to FNSPC 18.04.020.A.78. A zoning permit (ZP 18196) was issued in Dec. 2018 for remodel of a restaurant w/in an existing strip mall to a sushi restaurant.

ASSESSING DEPARTMENT:
- Parcel Key Number: 0520471
- Property Description: UMBD2 Block 4R Lot 15
- Property Owner (PO) Name: JKL, LLC

TREASURY/ BUDGET:
- Property Taxes: 
- (LA) (PO) Alcoholic Beverage Sales Taxes: N/A - City Limits

(If either party owes, give amount and attach printout)
November 26, 2018

City of Fairbanks
Attn: D. Danyielle Snider, City Clerk
VIA Email: ddsnider@ci.fairbanks.ak.us
Cc: kmajor@fnsb.us

<table>
<thead>
<tr>
<th>License Type:</th>
<th>Restaurant/Eating Place</th>
<th>License Number:</th>
<th>3050</th>
</tr>
</thead>
<tbody>
<tr>
<td>Licensee:</td>
<td>3Giro, Inc.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Irashai</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

☐ New Application  ☒ Transfer of Ownership Application  ☐ Transfer of Location Application  ☐ Transfer of Controlling Interest Application

We have received a completed application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under AS 04.11.480.

A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director and the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity to defend the application before a meeting of the local governing body, as required by 3 AAC 304.145(d). If a protest is filed, the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable. To protest the application referenced above, please submit your protest within 60 days and show proof of service upon the applicant.

AS 04.11.491 – AS 04.11.509 provide that the board will deny a license application if the board finds that the license is prohibited under as a result of an election conducted under AS 04.11.507.

AS 04.11.420 provides that the board will not issue a license when a local governing body protests an application on the grounds that the applicant’s proposed licensed premises are located in a place within the local government where a local zoning ordinance prohibits the alcohol establishment, unless the local government has approved a variance from the local ordinance.

Sincerely,

Erika McConnell, Director
amco.localgovernmentonly@alaska.gov
What is this form?

This transfer license application form is required for all individuals or entities seeking to apply for the transfer of ownership and/or location of an existing liquor license. Applicants should review Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code. All fields of this form must be completed, per AS 04.11.260, AS 04.11.280, AS 04.11.290, and 3 AAC 304.105.

This form must be completed and submitted to AMCO's main office, along with all other required forms and documents, before any license application will be considered complete.

Section 1 – Transferor Information

Enter information for the current licensee and licensed establishment.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Gambardella's II, Inc.</th>
<th>License #:</th>
<th>3050</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Restaurant Eating Place</td>
<td>Statutory Reference:</td>
<td>04.11.100</td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Gambardella's Pasta Bella</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>No Premises</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
</tr>
<tr>
<td>Local Governing Body:</td>
<td>Fairbanks North Star Borough</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Transfer Type:
- ☑ Regular transfer
- ☐ Transfer with security interest
- ☐ Involuntary retransfer

OFFICE USE ONLY

<table>
<thead>
<tr>
<th>Complete Date:</th>
<th>11/21/18</th>
<th>Transaction #:</th>
<th>935734</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board Meeting Date:</td>
<td>12/18/18</td>
<td>License Years:</td>
<td>17/18</td>
</tr>
<tr>
<td>Issue Date:</td>
<td></td>
<td>BRE:</td>
<td>CDC</td>
</tr>
</tbody>
</table>
Form AB-01: Transfer License Application

Section 2 – Transferee Information

Enter information for the new applicant and/or location seeking to be licensed.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>3Giro, Inc.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Doing Business As:</td>
<td>Irashai</td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1448 S. Cushman st.</td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
</tr>
<tr>
<td>Community Council:</td>
<td>N/A</td>
</tr>
</tbody>
</table>

| Mailing Address: | 6 Harriet Avenue             |
| City:           | Fairbanks                    |

| Designated Licensee: | Alex June                     |
| Contact Phone:      | 213-200-3379                  |
| Contact Email:      | indianajune3@gmail.com        |

Seasonal License?  Yes ☑ No ☐  If “Yes”, write your six-month operating period:

Section 3 – Premises Information

Premises to be licensed is:

☑ an existing facility  ☐ a new building  ☐ a proposed building

The next two questions must be completed by beverage dispensary (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

0.55 Miles

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.

0.60 Miles

[Form AB-01] (rev 10/10/2016)
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 4 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 5. If more space is needed, please attach a separate sheet with the required information. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: ☐ applicant ☐ affiliate

<table>
<thead>
<tr>
<th>Name:</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Address:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>State:</td>
<td>ZIP:</td>
</tr>
</tbody>
</table>

This individual is an: ☐ applicant ☐ affiliate

<table>
<thead>
<tr>
<th>Name:</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Address:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>State:</td>
<td>ZIP:</td>
</tr>
</tbody>
</table>

Section 5 – Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 6. If more space is needed, please attach a separate sheet with the required information.

- If the applicant is a corporation, the following information must be completed for each stockholder who owns 10% or more of the stock in the corporation, and for each president, vice-president, secretary, and managing officer.
- If the applicant is a limited liability organization, the following information must be completed for each member with an ownership interest of 10% or more, and for each manager.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each partner with an interest of 10% or more, and for each general partner.

Entity Official: Alex June

<table>
<thead>
<tr>
<th>Title(s):</th>
<th>Phone: 907-374-5044</th>
<th>% Owned: 100</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pres, SH, Sec, Treas, VP, D</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address:</th>
<th>State:</th>
<th>ZIP:</th>
</tr>
</thead>
<tbody>
<tr>
<td>1448 S Cushman Street</td>
<td>AK</td>
<td>99701</td>
</tr>
</tbody>
</table>

[Form AB-01] (rev 10/10/2016)
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td>Phone:</td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>State:</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td>Phone:</td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>State:</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Entity Official:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Title(s):</td>
<td>Phone:</td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>State:</td>
</tr>
</tbody>
</table>

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

<table>
<thead>
<tr>
<th>DOC Entity #:</th>
<th>AK Formed Date:</th>
<th>Home State:</th>
<th>Registered Agent:</th>
<th>Agent’s Phone:</th>
</tr>
</thead>
<tbody>
<tr>
<td>10090682</td>
<td>9/3/18</td>
<td>AK</td>
<td>Han Choe</td>
<td>907-344-0025</td>
</tr>
</tbody>
</table>

Agent’s Mailing Address: 555 W Northern Lights Blvd, Suite 216

City: Anchorage

State: AK

ZIP: 99503

<table>
<thead>
<tr>
<th>Residency of Agent:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>No</td>
</tr>
</tbody>
</table>

Is your corporation or LLC’s registered agent an individual resident of the state of Alaska?

☑ No
Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 6 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses: Yes No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

☑ ☐

If “Yes”, disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):

Restaurant Eating Place License No. 4831 (Irashai Japanese Restaurant) Fairbanks, Alaska

Section 7 – Authorization

Communication with AMCO staff: Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

☑ ☐

If “Yes”, disclose the name of the individual and the reason for this authorization:

The Law Offices of Ernouf & Coffey, P.C. is assisting with the license transfer.
Section 8 – Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a controlling interest of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

Signature of transferor
Lisa Gambardella

Printed name of transferor

Subscribed and sworn to before me this 14th day of September, 2018.

Signature of Notary Public

Notary Public in and for the State of ALASKA.

My commission expires: 24/12/2021.

Signature of transferor

Printed name of transferor

Subscribed and sworn to before me this ___ day of ____________________, 20__.

Signature of Notary Public

Notary Public in and for the State of ____________________.

My commission expires: ____________________
Section 9 – Transferee Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

I certify that all proposed licensees have been listed with the Division of Corporations.

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

Signature of transferee
Alex June

Printed name

Subscribed and sworn to before me this 14th day of September, 2018.

Signature of Notary Public

Notary Public in and for the State of ALASKA

My commission expires: 2/4/2021

[Form AB-01] (rev 10/10/2016)
What is this form?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The second page of this form is not required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO’s main office before any license application will be considered complete.

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>3Giro, Inc.</th>
<th>License Number:</th>
<th>3050</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Restaurant Eating Place</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Irashal</td>
<td>State:</td>
<td>AK</td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1448 S. Cushman st.</td>
<td>ZIP:</td>
<td>99701</td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Section 2 - Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and features, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.
Alaska Alcoholic Beverage Control Board

Form AB-03: Restaurant Designation Permit Application

What is this form?

A restaurant designation permit application is required for a licensee desiring designation under 3 AAC 304.715 – 3 AAC 304.795 as a bona fide restaurant, hotel, or eating place for purposes of AS 04.16.010(c) or AS 04.16.049. Designation will be granted only to a holder of a beverage dispensary, club, recreational site, golf course, or restaurant or eating place license, and only if the requirements of 3 AAC 304.305, 3 AAC 304.725, and 3 AAC 304.745, as applicable, are met. A detailed floor plan of the proposed designated and undesignated areas of the licensed business and a menu or expected menu listing the meals to be offered to patrons must accompany this form. Applicants should review AS 04.16.049 – AS 04.16.052 and 3 AAC 304.715 – 3 AAC 304.795. All fields of this form must be completed. The required $50 permit fee may be made by credit card, check, or money order.

Section 1 – Establishment Information

Enter information for licensed establishment.

| Licensee: | Giro, Inc |
| License Type: | Restaurant Eating Place |
| License Number: | 30520 |
| Doing Business As: | Irashai |
| Premises Address: | 1448 S. Cushman Street |
| City: | Fairbanks |
| State: | AK |
| ZIP: | 99701 |
| Contact Name: | Alex June |
| Contact Phone: | 213-200-3379 |

Section 2 – Type of Designation Requested

This application is for the request of designation as a bona fide restaurant, hotel, or eating place for purposes of AS 04.16.010(c) or AS 04.16.049, and for the request of the following designation(s) (check all that apply):

- ✔ Dining after standard closing hours: AS 04.16.010(c)
- ✔ Dining by persons 16 – 20 years of age: AS 04.16.049(a)(2)
- ✔ Dining by persons under the age of 16 years, accompanied by a person over the age of 21: AS 04.16.049(a)(3)
- ✔ Employment for persons 16 or 17 years of age: AS 04.16.049(c)

NOTE: Under AS 04.16.049(d), this permit is not required to employ a person 18 – 20 years of age.

OFFICE USE ONLY

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<th>Transaction #:</th>
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</table>

[Form AB-03] (rev 10/10/2016)
Section 3 – Additional Information

Enter all hours that your establishment intends to be open. Include variances in weekend/weekday hours, and indicate am/pm:

11AM - 9PM Monday through Sunday

Are any forms of entertainment offered or available within the licensed business or on the proposed designated portions of the premises?

Yes ☐ No ☑

If "Yes", describe the entertainment offered or available:

Food and beverage service offered or anticipated is:

☐ table service ☐ buffet service ☐ counter service ☐ other

If "other", describe the manner of food and beverage service offered or anticipated:

Is an owner, manager, or assistant manager 21 years of age or older always present on the premises during business hours?

Yes ☑ No ☐

Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the third page of this form.

Yes ☐ No ☑

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the third page of this form that meet the requirements of this form.

[Form AB-03] (rev 10/10/2016)
Section 4 - Detailed Floor Plan

Provide a detailed floor plan that meets the requirements listed in Form AB-02 and clearly indicates the proposed designated and undesignated areas of the licensed business for purposes of this permit application.
Section 5 – Certifications and Approvals

Read each line below, and then sign your initials in the box to the right of each statement:

I have included with this form a detailed floor plan of the proposed designated and undesignated areas of the licensed business for purposes of this application. I understand that this diagram is different than my licensed premises diagram.

I have included with this form a menu, or an expected menu, listing the meals to be offered to patrons.

I certify that the license for which I am requesting designation is either a beverage dispensary, club, recreational site, golf course, or restaurant or eating place license.

I declare under penalty of perjury that this form, including all attachments and accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Signature of Notary Public

Notary Public in and for the State of ALASKA

My commission expires: 2/4/2021

Subscribed and sworn to before me this 14th day of September, 2018.

Local Government Review (to be completed by an appropriate local government official):

Approved □ Disapproved □

Signature of local government official

Date

Printed name of local government official

Title
Alaska Alcoholic Beverage Control Board

Form AB-03: Restaurant Designation Permit Application

AMCO Enforcement Review:

Signature of AMCO Enforcement Supervisor

Printed name of AMCO Enforcement Supervisor

Enforcement Recommendations:

AMCO Director Review:

Signature of AMCO Director

Printed name of AMCO Director

Date

Limitations:

[Form AB-03] (rev 10/10/2016)
# VEGETABLE ROLL
- Avocado Roll (Any avocados): 7.95
- Rocko Mall Roll (Any avocados): 6.95
- Vegetable Roll: 6.95
- Garden Fie Roll: 14.95
- Deep Fried Sweet Potato, avocado, cucumber, spicy mustard, eel sauce, spicy sauce
- Green Goddess Roll: 15.95
  - In: Cucumber, asparagus, cucumber, avocado, sweet potato, spicy mayo sauce
- Super Vegetable Roll: 14.95
  - In: Cucumber, apple, avocado, cucumber, beef, cream cheese (avocado, spicy sweet potato, spicy sauce)
- Tempura Tem Roll: 8.95
  - In: Spicy sweet potato, tempura sauce

### HAND ROLL
- Avocado Hand (avocado, cucumber): 7.95
- California Hand: 8.95
- Cucumber Hand: 0.95
- Ball Hand (avocado): 11.95
- Spicy Tuna Hand: 0.95
- Spicy Salmon Hand: 11.95
- Spicy Yellowtail Hand: 12.95

## BAKED ROLL
- Baked Salmon: 15.95
  - In: Cream Cheese, Avocado, Stick Crab / Out: Full Salmon
  - Sauce: Eel, Spicy Mayo, Unagi, Cheese
- Baked Albacore: 14.95
  - In: Cream Cheese, Tempura Shrimp, Avocado / Out: Full Albacore
  - Sauce: Eel, Miso, Unagi, Red Tubu
- Baked California: 13.95
  - In: Cheng Kung, Cream Cheese, Avocado / Out: Carrot
  - Sauce: Spicy Mayo, Crunch
- Baked Rainbow: 15.95
  - In: Cucumber, Tempura Shrimp / Out: Albacore, Tuna, Salmon, Tobiko
  - Sauce: Spicy Mayo, Wasabi, Red Tubu
- Baked Scallop: 15.95
  - In: Cucumber, Tuna, Spicy Tuna / Out: Full Scallop
  - Sauce: Hot Tubu, Spicy Mayo, Tomato
- Spicy Baked Salmon: 14.95
  - In: Cream Cheese, Avocado / Out: Salmon, Albacore / Sauce: Spicy Mayo, Hot Sauce
- Italian Roll: 14.95
  - In: Cucumber, Asparagus, Avocado / Out: Temp Topper, Wafel Sweetening
- Teriyaki Roll: 14.95
- Baked Black Dragon: 19.95
  - In: Cream Cheese, Tempura Shrimp, Cucumber, Avocado / Out: Full Bull
  - Sauce: Eel, Tobiko, Sweet
- Boulder Roll: 15.95
  - In: Spicy tuna, cucumber, rice, spicy sauce & baked with tubi
- Lion King Roll: 15.95
  - In: Avocado, Cucumber, Cream Cheese / Out: Salmon & Baked with Avocado
- Volcano Roll: 10.95
  - In: Spicy Tuna, Cucumber, Cream Cheese / Out: Spicy Tuna, Cucumber, Baked with Avocado
- Baby Lobster Roll: 18.95
  - In: Spicy Tuna, cucumber, spicy sauce, spicy mayonnaise sauce
- Pearl Scallop Roll: 15.95
  - In: Cucumber, Avocado, Spicy Mayo, Bell Sauce

### FIRE ROLL
- Oh My God Roll: 16.95
  - In: Avocado, Tempura Shrimp / Out: Spicy Mayo, Unagi Sauce
- Fire Dragon Roll: 16.95
  - In: Spicy Tuna, Avocado / Out: Full Tempura, cream cheese and baked sauce, spicy mayo, eel sauce

*Contains raw seafood or raw shellfish. Consuming certain uncooked meats, poultry, seafood, shellfish, or eggs may increase your risk of foodborne illness.*

### SPECIAL ROLL
- *Alaska King Roll*: 16.95
  - In: Salmon, cucumber, cheese, avocado / Out: Spicy Tuna, Unagi, Unagi Sauce
- *Aster Roll*: 16.95
  - In: Spicy tuna, cucumber, cream cheese, cucumber / Out: Avocado, Spicy Mayo, Spicy Mayo
- *Astrodoll Roll*: 14.95
  - In: Spicy shrimp, cucumber, avocado / Out: Spicy Mayo, Unagi, Eel Sauce
- *Cowboy Steak Roll*: 19.95
  - In: Shrimp tempura, cucumber, cream cheese / Out: Spicy Mayo, Unagi, Eel Sauce
- *Crunch Roll*: 13.95
  - In: Spicy shrimp, cucumber, avocado / Out: Crunch, Onion
- *Chop Roll*: 15.95
  - In: Spicy shrimp tempura, shrimp / Out: Spicy Mayo, Unagi, Kani Cubes
- *Dynamite Roll*: 16.95
  - In: Salmon, white tuna, tempura, avocado / Out: Spicy Mayo, Unagi, Miso Mayo
- *Elegante Roll*: 17.95
  - In: Ceviche, white fish, salmon, jalapeno, cucumber / Out: Miso Mayo
- *Fairbanks Roll*: 19.95
  - In: Shrimp tempura, cream cheese / Out: Spicy Mayo, Unagi, Miso Mayo
- *Heart Roll*: 16.95
  - In: Spicy tuna, cream cheese, jalapeno, avocado / Out: Spicy Mayo, Unagi, Miso Mayo
- *Hollywood Roll*: 15.95
  - In: Shrimp tempura, carrot, avocado / Out: Spicy Mayo, Unagi, Miso Mayo
- *Hibachi Roll*: 17.95
  - In: Spicy tuna, cucumber, salmon / Out: Spicy Mayo, Unagi, Miso Mayo
- *Light House Roll*: 17.95
  - In: Cucumber, avocado, spicy tuna, cream cheese, spicy mayo, eel sauce, tempura sauce, unagi sauce
- *Mango Salmon Roll*: 15.95
  - In: Shrimp tempura, cucumber, avocado / Out: Miso Mayo, Unagi, Eel Sauce
- *McKinnley Roll*: 15.95
  - In: Spicy tuna, cucumber, spicy mayo / Out: Spicy Mayo, Unagi, Eel Sauce
- *Orimussie Roll*: 19.95
  - In: Spicy tuna, white fish, spicy mayo / Out: Spicy Mayo, Unagi, Eel Sauce

### FIRE STEAK ROLL
- Fire Steak Roll: 19.95
  - In: Shrimp tempura, avocado, crab / Out: Spicy Mayo, Unagi, Eel Sauce
  - Sauce: Spicy Mayo, Unagi, Eel Sauce

### SUSHI COMBO
- *A California & 4pc Nigiri*: 17.95
- *B California & 6pc Nigiri*: 24.95
- *C Spicy Tuna Roll & 4pc Nigiri*: 19.95
- *D Spicy Tuna Roll & 6pc Nigiri*: 26.95
- *E Tempura Shrimp Roll & 4pc Nigiri*: 19.95
- *F Tempura Shrimp Roll & 6pc Nigiri*: 29.95
- *G Dragon Roll & 4pc Nigiri*: 18.95
- *H Dragon Roll & 6pc Nigiri*: 27.95

### SASHIMI COMBO
- *Small* 12pc sashimi, 2pc tempura, eel: 34.95
- *Medium* 18pc sashimi, 2pc Miso tempura, rice: 42.95
- *Large* 24pc sashimi, 2pc Miso tempura, rice: 52.95

### BOAT COMBINATION
- *A Boat* 32pc sashimi & 1 pc tempura: 85.95
- *B Boat* 8pc sashimi & 1 pc tempura: 59.95
- *C Boat* 12pc sashimi, 2pc Miso tempura, rice: 99.95
- *B&B Boat Special Chef’s Choice* 150.00

### DESSERT
- *Tempura Banana & Ice Cream*: 7.95
- *Fried bananas with 2 scoop of vanilla ice cream, topped with whip cream, chocolate drizzle, and green sauce*
- *Tempura Cheese Cake*: 7.95
- *Fried ice cream covered with chocolate, deep fried topped with whip cream, chocolate drizzle, whip cream, and cherry*
- *Vanilla Ice Cream*: 4.95
- *Vanilla ice cream topped with whip cream, chocolate drizzle and cherry*
- *Mochi Ice Cream (green tea)*: 4.95
86


General Information

Date: 12/6/2018
Applicant: FALKE CHRISTOPH
Business Name: ALASKAN CONSTRUCTION SERVICES
Mailing Address: 188 BENTLY TRUST RD, FAIRBANKS AK 99701
Property Owner: JKL LLC

Property Description:
- 0088196 2002T/R ASSEMBLED NOW KNOWN AS
- 0088200 2002T/R ASSEMBLED NOW KNOWN AS
- 0088218 2002T/R ASSEMBLED NOW KNOWN AS
- 0088226 2002T/R ASSEMBLED NOW KNOWN AS
- 0088234 2002T/R ASSEMBLED NOW KNOWN AS
- 0088242 2002T/R ASSEMBLED NOW KNOWN AS
- 0088251 2002T/R ASSEMBLED NOW KNOWN AS

Site Address: 1448 CUSHMAN ST

Existing Use: Commercial  Structure: Restaurant: Commercial strip mall with restaurants and retail
Proposed Use: Commercial  Structure: Restaurant: Sushi restaurant remodel within existing strip mall

Dwelling Units: 0  New: 0  Existing: 0
Building Height: 14 (feet)
Stories: 1
Total Area of Structure: 16,000 SF  New: 0 SF  Existing: 16,000 SF
Lot Size: 64,277 SF

Building Type: Principal

Notes: This permit is for a restaurant remodel within an existing strip mall. Please check with the City of Fairbanks for building permit requirements.
Conditions: N/A

Zoning Specifications

Existing Zone: GC (100%)
Flood Zone: X PROTECTED BY LEVEE (100%)

Minimum Lot Size: 0
Front Yard Req: 20
Side Yard Req: 0
Rear Yard Req: 0

Floodplain Permit Required: No
FNSB Driveway Permit Required: No
Road Service Area Name: NONE
Parking Spaces Req: 40

The holder of this permit is the property owner or is authorized to act for the property owner and the info provided is true and complete.
The holder of this permit is required to comply with all other applicable laws, including city, borough, state and federal laws.
The holder of this permit shall submit current and accurate documents if the site plans or other application materials are changed subsequent to issuance of this permit.
This permit is appealable and the appeal must be submitted and perfected within 15 days of the date of the decision in accordance with FNSBC 18.104.090.

Reasons: Restaurants are a permitted use in the GC zone.

Hamilton, B
Permit Approval: Approved

Zoning Official: Hamilton, B

12/6/2018 Date
# Commercial/Industrial/Residential (Over 2 Units)

## Zoning Permit Application

<table>
<thead>
<tr>
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<th><strong>Property Owner:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Contact Name:</strong></td>
<td><strong>Name:</strong></td>
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<tr>
<td>CHRISTOPH FALKE</td>
<td>JKL, LLC.</td>
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<tr>
<td><strong>Business Name:</strong></td>
<td><strong>Mailing Address:</strong></td>
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<tr>
<td>ALASKAN CONSTRUCTION SERVICES</td>
<td></td>
</tr>
<tr>
<td><strong>Mailing Address:</strong></td>
<td><strong>City, State Zip:</strong></td>
</tr>
<tr>
<td>188 BENTLY TRUST RD.</td>
<td>ALEX JUNE (OWNERS REP)</td>
</tr>
<tr>
<td><strong>City, State Zip:</strong></td>
<td><strong>Phone:</strong></td>
</tr>
<tr>
<td>FAIRBANKS, AK 99701</td>
<td>(213) 200-3379</td>
</tr>
<tr>
<td><strong>Contact Number:</strong></td>
<td><strong>Cell:</strong></td>
</tr>
<tr>
<td>(907) 347-8600</td>
<td><a href="mailto:indiana.june3@gmail.com">indiana.june3@gmail.com</a></td>
</tr>
<tr>
<td><strong>E-mail:</strong></td>
<td><strong>E-mail:</strong></td>
</tr>
<tr>
<td><a href="mailto:CFALKE@G2CONST.COM">CFALKE@G2CONST.COM</a></td>
<td></td>
</tr>
</tbody>
</table>

### Property Information:

- **Property Description:** Assembled lots 4B, 5, 6, 7, 8, 9 & 10 block 4 RICKERT
- **Situs Address:** 1448 CUSHMAN ST.
- **Lot Size:** 64,277 square feet
- **Existing Zone:** General Commercial
- **Existing Use & Structures:** Strip Mall, Commercial Tenant Spaces, Restaurant & Shops

### Proposed Use/Construction:

- **Commercial**
- **Residential (over 2 units)**
- **Other**

- **Description of proposed use:** remodel tenant space @ 1448 Cushman St. into Sushi Restaurant.
- **Building use remains same as stated for existing use.**
- **Total number of employees:**
- **Net floor area for office/sales floor:**
  - Office Sq ft.
  - Sales Sq ft.
- **Size of existing construction in square feet:** 16,000 SF
- **Size of proposed construction in square feet:**
- **Number of dwelling units proposed:**
- **Building height and number of stories:** 14 FEET + SINGLE STORY

I certify that (I am) X (I am authorized to act for) the owner of the property.

I have attached a detailed site plan drawn to scale and to the standards of the Commercial/Industrial Site Plan guidelines. I certify that the information included in this application is to the best of my knowledge true and complete.

**APPLICANT SIGNATURE:** [Signature]

**DATE:** 12/03/2018

I understand that the Zoning Permit is appealable and that said appeal must be submitted and perfected within 15 days of the date of the decision in accordance with FNSBC 18.104.090.

I can be notified of the decision at the above ☑ (phone number) ☐ (address) ☑ (e-mail)

The Fairbanks North Star Borough is subject to the Alaska Public Records Act, AS 40.25 et seq, and this document may be subject to public disclosure under state law.

[Identification information]

Revised 07/01/2018
Fairbanks North Star Borough
All Data Report

Property Information for PAN#: 0520471

PROPERTY DESCRIPTION: RICKERT, BLOCK: 04, LOT: UMB02
OWNER: Jkl Llc [ownership]
BILLING ADDRESS: 21107 37th Ct S Seatac, WA 98198 6893
SITUS ADDRESS: N/A
PARCEL SIZE: 6427 sqft
NEIGHBORHOOD: Bjerremark (0130)
LAND CLASS: Low Density Retail
PRIMARY USE: Commercial
FLOOD ZONE: N/A
SPECIAL REG. AREAS: None
ZONING: None
COMP PLAN: None
PLANNING DISTRICT: None
ROAD DISTRICT: N/A
URBAN BOUNDARY (2003): NO
ROAD SERVICE AREA: None
EMS RESPONSE AGENCY: N/A
FIRE SERVICE AREA: None
FIRE SERVICE (Property DB): City of Fairbanks
STRUCTURES: Conc. or Mason (0 Units), Wood, Open Steel (0 Units)
BUSINESS ON SITE: Pollo Mall, Nims House of Thai,
Gallantino's Italian Restaurant, Wasabi Bay
MILL GROUP: Rickert (0115) (Est. Mill Rate: 17.113)
PLAT NUMBER: nothing (___none)
DESCRIPTION (VAULT): UMB02 BLOCK 4 RICKERT
2002TR ASSEMBLED LOTS 4B, 5, 6, 7, 8, 9 & 10 BLOCK 4
RICKERT
COMMUNITY PLANNING PERMITS: NONE

Assessment History

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<td>2014</td>
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<td>$252,697</td>
<td>$654,427</td>
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The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be errors in the data.
Bridget, this looks like, from the application that they are simply changing the restaurant space. Based on the current businesses and parking lot configuration with approximately 50 parking spaces, there is enough to cover the required number of parking spaces per Title 18.

Thanks

Donald C. Galligan, JR. AICP
Transportation Planner
FNSB Community Planning
dgalligan@fnsb.us
907.459.1272
Bridget Hamilton

From: Christoph Falke <cfalke@g2const.com>
Sent: Thursday, December 06, 2018 12:42 PM
To: Bridget Hamilton
Subject: Re: 1448 Cushman Street

Bridget, Looking at 120 seats.

-Christoph
347-8600

On Wed, Dec 5, 2018 at 5:04 PM Bridget Hamilton <BHamilton@fnsb.us> wrote:

Good afternoon,

I am currently processing your zoning permit application for a sushi restaurant remodel at 1448 Cushman Street. Do you know what the proposed seating count is for this restaurant?

Thank you,

Bridget Hamilton
FNSB Acting Planner II
bhamilton@fnsb.us
907.459.1260
MEMORANDUM

TO:       Fairbanks North Star Borough Assembly  
FROM:     Jim Williams, Chief of Staff  
SUBJECT:  New Marijuana License  
DATE:     January 24, 2019

Attached you will find copies of the application for the following:

STANDARD CULTIVATION

License # 16815
Cut Above, LLC
DBA: Cut Above, LLC
1520 Raven Lake Street
Fairbanks, Alaska 99709

Pursuant to FNSB 9.12.040 The Assembly is responsible for reviewing state registration applications and providing input to the state. The administration recommends no protest.

/km
cc:  Concerned Licensee
MARIJUANA LICENSE

Date Notice Received: 12/16/18  60 DAY DUE DATE 2/14/19

Type of License:  □ NEW  □ TRANSFER  □ RENEWAL  □ RETAIL STORE  □ PRODUCT MANUFACTURING FACILITY
□ STANDARD CULTIVATION FACILITY  □ CONCENTRATE MANUFACTURING FACILITY
□ LIMITED CULTIVATION FACILITY  □ TESTING FACILITY

Licensee/Applicant: Cut Above LLC

Physical Address: 1520 Raven Lake Street Fairbanks AK 99709

Mailing Address: Same as above

INTERNAL REVIEW SCHEDULE

PLANNING DEPARTMENT:  Signature:  Date: 12/14/2018

• Land Use Compliance: Zoning: GU-1. "Marijuana cultivation facility, indoor large" is a listed permitted use in the GU-1 zoning district (FNSBC 18.84.020.A). A zoning permit was issued to use a new 4,000 SF building. No known sensitive uses pursuant to FNSBC 18.96.240. Note: Property is located within a special flood hazard area; no floodplain permit on file.

ASSESSING DEPARTMENT:  Signature:  Date: 12/28

• Parcel Key Number: 684398

• Property Description: Lot 1A China Point Lake

• Property Owner Name: Camel Enterprises LLC

TREASURY/BUDGET:  Signature:  Date: 1/2/18  

• Property Owner (P) Property Taxes:

• Business Owner (B) Property Taxes:

(If either party owe, give amount and attach printout)
December 6, 2018

Fairbanks North Star Borough  
Attn: Krista Major  
VIA Email: kmajor@fnsb.us  
Cc: mayor@fnsb.us  
llivingston@fnsb.us  
jdolan@fnsb.us

<table>
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<tr>
<th>License Number:</th>
<th>16815</th>
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<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
</tr>
<tr>
<td>Licensee:</td>
<td>Cut Above LLC</td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>CUT ABOVE LLC</td>
</tr>
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</table>
| Physical Address: | 1520 Raven Lake Street  
Fairbanks, AK 99709 |
| Designated Licensee: | Conrad Schwartz |
| Phone Number:   | 907-888-9795  |
| Email Address:  | conradschwartz@gmail.com |

**☑️ New Application**
AMCO has received a completed application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under 3 AAC 306.025(d)(2).

To protest the approval of this application(s) pursuant to 3 AAC 306.060, you must furnish the director and the applicant with a clear and concise written statement of reasons for the protest within 60 days of the date of this notice, and provide AMCO proof of service of the protest upon the applicant.

3 AAC 306.010, 3 AAC 306.080, and 3 AAC 306.250 provide that the board will deny an application for a new license if the board finds that the license is prohibited under AS 17.38 as a result of an ordinance or election conducted under AS 17.38 and 3 AAC 306.200, or when a local government protests an application on the grounds that the proposed licensed premises are located in a place within the local government where a local zoning ordinance prohibits the marijuana establishment, unless the local government has approved a variance from the local ordinance.

This application will be in front of the Marijuana Control Board at our December 20-21, 2018 meeting.

Sincerely,

Erika McConnell, Director  
amco.localgovernmentonly@alaska.gov
ENTITY DETAILS

Name(s)

<table>
<thead>
<tr>
<th>Type</th>
<th>Name</th>
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<tbody>
<tr>
<td>Legal Name</td>
<td>Cut Above LLC</td>
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</table>

**Entity Type:** Limited Liability Company

**Entity #:** 10071837

**Status:** Good Standing

**AK Formed Date:** 11/15/2017

**Duration/Expiration:** Perpetual

**Home State:** ALASKA

**Next Biennial Report Due:** 1/2/2019  [File Biennial Report]

**Entity Mailing Address:** 3678 NAVAHO CT, NORTH POLE, AK 99705

**Entity Physical Address:** 1520 RAVEN LAKE, FAIRBANKS, AK 99709

Registered Agent

**Agent Name:** Conrad Schwartz

**Registered Mailing Address:** 3678 NAVAHO CT, NORTH POLE, AK 99705

**Registered Physical Address:** 3678 NAVAHO CT, NORTH POLE, AK 99705

Officials

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<th>Name</th>
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<tr>
<td></td>
<td>Conrad Schwartz</td>
<td>Member, Manager</td>
<td>32.50</td>
</tr>
<tr>
<td></td>
<td>Michael Smith</td>
<td>Member</td>
<td>10</td>
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<tr>
<td>10071506</td>
<td>TMM Investments, Inc.</td>
<td>Member</td>
<td>25</td>
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<tr>
<td></td>
<td>Zachery Craft</td>
<td>Member, Manager</td>
<td>32.50</td>
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<tr>
<td>AK Entity #</td>
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### Filed Documents

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<td>6/28/2018</td>
<td>Initial Report</td>
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</table>
State of Alaska  
Department of Commerce, Community, and Economic Development  
Corporations, Business, and Professional Licensing

Certificate of Organization

The undersigned, as Commissioner of Commerce, Community, and Economic Development of the State of Alaska, hereby certifies that a duly signed and verified filing pursuant to the provisions of Alaska Statutes has been received in this office and has been found to conform to law.

ACCORDINGLY, the undersigned, as Commissioner of Commerce, Community, and Economic Development, and by virtue of the authority vested in me by law, hereby issues this certificate to

Cut Above LLC

IN TESTIMONY WHEREOF, I execute the certificate and affix the Great Seal of the State of Alaska effective November 15, 2017.

Mike Navarre  
Commissioner
Limited Liability Company
Initial Biennial Report

Entity Name: Cut Above LLC
Entity Number: 10071837
Home Country: UNITED STATES
Home State/Province: ALASKA

Registered Agent
Name: Conrad Schwartz
Physical Address: 3678 NAVAHO CT, NORTH POLE, AK 99705
Mailing Address: 3678 NAVAHO CT, NORTH POLE, AK 99705

Entity Physical Address: 1520 RAVEN LAKE, FAIRBANKS, AK 99709
Entity Mailing Address: 3678 Navaho Ct, North Pole, AK 99705

Please include all officials. Check all titles that apply. Must use titles provided. Please list the names and addresses of the members of the domestic limited liability company (LLC). There must be at least one member listed. If the LLC is managed by a manager(s), there must also be at least one manager listed. Please provide the name and address of each manager of the company. You must also list the name and address of each person owning at least 5% interest in the company and the percentage of interest held by that person.

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>% Owned</th>
<th>Titles</th>
</tr>
</thead>
<tbody>
<tr>
<td>Conrad Schwartz</td>
<td>3678 Navaho Ct, North Pole, AK 99705</td>
<td>32.5</td>
<td>Manager, Member</td>
</tr>
<tr>
<td>Zachery Craft</td>
<td>3320 Hillary Ave, Fairbanks, AK 99709</td>
<td>32.5</td>
<td>Manager, Member</td>
</tr>
<tr>
<td>Michael Smith</td>
<td>P.O. Box 70474, Fairbanks, AK 99707</td>
<td>10</td>
<td>Member</td>
</tr>
<tr>
<td>TMM Investments, Inc.</td>
<td>1626 Kiana St, Fairbanks, AK 99709</td>
<td>25</td>
<td>Member</td>
</tr>
</tbody>
</table>

NAICS Code: 111998 - ALL OTHER MISCELLANEOUS CROP FARMING
New NAICS Code (optional):  

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

Name: Conrad Schwartz
Limited Liability Company Agreement of
Cut Above LLC,
a Limited Liability Company

THIS OPERATING AGREEMENT (this "Agreement") of Cut Above LLC, LLC (the "Company"), is executed and agreed to, for good and valuable consideration, by the undersigned members (the "Members").

I. Formation.
   A. State of Formation. This is a Limited Liability Company Operating Agreement (the "Agreement") for Cut Above LLC, a Membership-managed Alaska limited liability company (the "Company") formed under and pursuant to Alaska law.

   B. Operating Agreement Controls. To the extent that the rights or obligations of the Members or the Company under provisions of this Operating Agreement differ from what they would be under Alaska law absent such a provision, this Agreement, to the extent permitted under Alaska law, shall control.

   C. Primary Business Address. The location of the primary place of business of the Company is:

      1520 Raven Lake Street, Fairbanks, Alaska 99709, or such other location as shall be selected from time to time by the Members.

      The Company's mailing address is:

      3678 Navaho Ct, North Pole, Alaska 99705

   D. Registered Agent and Office. The Company's initial agent (the "Agent") for service of process is Conrad Schwartz. The Agent's registered office is 3678 Navaho Ct, North Pole, Alaska 99705. The Company may change its registered office, its registered agent, or both, upon filing a statement with the State of Alaska.

   E. No State Law Partnership. No provisions of this Agreement shall be deemed or construed to constitute a partnership (including, without limitation, a limited partnership) or joint venture, or any Member a partner or joint venture of or with any other Member, for any purposes other than federal and state tax purposes.

II. Purposes and Powers.
   A. Purpose. The Company is created for the following business purpose:

      1. To own and operate an establishment, licensed under Title 3, Chapter 306 of the Alaska Administrative Code, and for other lawful purposes; and
2. To enter into any lawful transactions and engage in any lawful activities in furtherance of the foregoing purposes and to assist the company to carry out the purposes contemplated by this agreement.

B. Powers. The Company shall have all of the powers and responsibilities of a limited liability company as set forth under the Alaska Administrative Code and laws of the State of Alaska.

C. Duration. The Company's term shall commence upon the filing of an Articles of Organization and all other such necessary materials with the state of Alaska. The Company will operate until terminated as outlined by the terms of this Agreement.

III. Members.
A. Members. The Members of the Company (jointly the "Members"), and their Membership Interest in the same at the time of adoption of this Agreement are as follows:

Conrad Schwartz, 32.5%
Zachery Craft, 32.5%
TMM Investments Inc, 25%
Michael Smith, 10%

B. Initial Contribution. Each Member shall make an Initial Contribution to the Company. The Initial Contributions of each shall be as described in Attachment A, Initial Contributions of the Members.

No Member shall be entitled to interest on their Initial Contribution. Except as expressly provided by this Agreement, or as required by law, no Member shall have any right to demand or receive the return of their Initial Contribution. Any modifications as to the signatories' respective rights as to the receipt of their initial contributions must be set forth in writing signed by all interested parties.

C. Limited Liability of the Members. Except as otherwise provided for in this Agreement or otherwise required by Alaska law, no Member shall be personally liable for any acts, debts, liabilities or obligations of the Company beyond their respective Initial Contribution, including liability arising under a judgment, decree or order of a court. The Members shall look solely to the Company property for the return of their Initial Contribution, or value thereof, and if the Company property remaining after payment or discharge of the debts, liabilities or obligations of the Company is insufficient to return such Initial Contributions, or value thereof, no Member shall have any recourse against any other Member except as is expressly provided for by this Agreement or as otherwise allowed by law.

D. Death, Incompetency or Termination of a Member. Should a Member die, be declared incompetent, or withdraw from the Company by choice, the remaining Members will have the
option to buy out that Member's Membership Interest in the Company. Should the Members agree to buy out the Membership Interest of the withdrawing Member, that Interest shall be paid for proportionately by the remaining Members, according to their existing Membership Interest and distributed proportionately among the remaining Members. The Members agree to hire an outside firm to assess the value of the Membership Interest.

The Members will have 90 days to decide if they want to buy the Membership Interest together and disperse it proportionately. If all Members do not agree to buy the Membership Interest, individual Members will then have the right to buy the Membership Interest individually. If more than one Member requests to buy the remaining Membership Interest, the Membership Interest will be paid for and split proportionately among those Members wishing to purchase the Membership Interest. If all Members agree by unanimous vote, the Company may choose to allow a non-Member to buy the Membership Interest thereby replacing the previous Member.

If no individual Member(s) finalize a purchase agreement by 90 days, the withdrawing Member, or their estate, may dispose of their Membership Interest however they see fit, subject to the limitations in Section III (E) below. If a Member is a corporation, trust, partnership, limited liability company or other entity and is dissolved or terminated, the powers of that Member may be exercised by its legal representative or successor.

The name of the Company may be amended upon the written and unanimous vote of all Members if a Member withdraws, dies, is found incompetent or is terminated.

E. Creation or Substitution of New Members. Any Member may assign in whole or in part its Membership Interest only after granting their fellow Members the right of first refusal, as established in Section III (D) above.

1. **Entire transfer.** If a Member transfers all of its Membership Interest, the transferee shall be admitted to the Company as a substitute Member upon its execution of an instrument signifying its agreement to be bound by the terms and conditions of this Agreement. Such admission shall be deemed effective immediately upon the transfer, and, simultaneously, the transferor Member shall cease to be a Member of the Company and shall have no further rights or obligations under this Agreement.

2. **Partial transfer.** If a Member transfers only a portion of its Membership Interest, the transferee shall be admitted to the Company as an additional Member upon its execution of an instrument signifying its agreement to be bound by the terms and conditions of this Agreement.

3. Whether a substitute Member or an additional Member, absent the written consent of all existing Members of the Company, the transferee shall be a limited Member and possess only the percentage of the monetary rights of the transferor Member that was transferred without any voting power as a Member in the Company.
F. **Member Voting.**

1. **Voting power.** The Company's Members shall each have voting power equal to their share of Membership Interest in the Company.

2. **Proxies.** At all meetings of Members, a Member may vote in person or by proxy executed in writing by the Member or by his duly authorized attorney-in-fact. Such proxy shall be delivered to the Secretary of the Company before or at the time of the meeting. No proxy shall be valid after eleven months from the date of its execution, unless otherwise provided in the proxy.

G. **Members' Duty to File Notices.** The Members shall be responsible for preparation, maintenance, filing and dissemination of all necessary returns, notices, statements, reports, minutes or other information to the Internal Revenue Service, the state of Alaska, and any other appropriate state or federal authorities or agencies. Notices shall be filed in accordance with the section titled "Notices" below. The Members may delegate this responsibility to an Officer or a Manager at the Members' sole discretion.

H. **Fiduciary Duties of the Members.** The Members shall have no fiduciary duties whatsoever, whether to each other or to the Company, unless that Member is a Manager or an Officer of the Company, in which instance they shall owe only the respective fiduciary duties of a Manager or Officer, as applicable. No Member shall bear any liability to the Company or to other present or former Members by reason of being or having been a Member.

I. **Waiver of Partition: Nature of Interest.** Except as otherwise expressly provided in this Agreement, to the fullest extent permitted by law, each Member hereby irrevocably waives any right or power that such Member might have to cause the Company or any of its assets to be partitioned, to cause the appointment of a receiver for all or any portion of the assets of the Company, to compel any sale of all or any portion of the assets of the Company pursuant to any applicable law or to file a complaint or to institute any proceeding at law or in equity to cause the dissolution, liquidation, winding up or termination of the Company. No Member shall have any interest in any specific assets of the Company.

IV. **Accounting and Distributions.**

A. **Fiscal Year.** The Company's fiscal year shall end on the last day of December.

B. **Records.** All financial records including tax returns and financial statements will be held at the Company's primary business address and will be accessible to all Members.

C. **Distributions.** Distributions shall be issued, as directed by the Company's Treasurer or Assistant Treasurer, on a quarterly basis, based upon the Company's fiscal year. The distribution shall not exceed the remaining net cash of the Company after making appropriate provisions for the Company's ongoing and anticipatable liabilities and expenses. Each Member shall receive a percentage of the overall distribution that matches that Member's percentage of Membership Interest in the Company.
V. **Tax Treatment Election.**

The Company has not filed with the Internal Revenue Service for treatment as a corporation. Instead, the Company will be taxed as a pass-through organization. The Members may elect for the Company to be treated as a C-Corporation, S-corporation or a Partnership at any time.

VI. **Management.**

A. **Management of the Company.** The Members shall manage, control, and conduct the business and affairs of the Company.

B. **Managers.** The Members may select a Manager or Officer to manage the business and other affairs of the Company upon unanimous vote of the Membership. The Manager or Officer shall hold office until their resignation, removal from office, or death. Upon the happening of any of these events, a successor shall be appointed upon unanimous approval of all members.

C. **Compensation.** Compensation, if any, of the Manager or Officers shall be set from time to time by the Members. The appointment as manager does not, nor is it intended to convey any contract rights.

D. **Removal and Resignation of Manager.** The Manager or Officers may be removed at any time, with or without cause, by a unanimous vote of the Membership Interests, or in the case of a Member/Manager, by a unanimous vote of the remaining non-manager members. The Manager may resign at any time, without prejudice to any rights of the Company, upon written notice to the Membership.

E. **Duties, Rights and Powers of the Manager.** The Managers or Officer shall have the duties and powers as set out below;

   I. Manage the business and affairs of the Company.
   II. Exercise the authority and powers granted to the Company.
   III. Take any and all actions necessary to perfect and maintain the status of the Company, including filing of such certificates and biennial reports and the taking of all other actions required for the continuance of the Company and this Agreement.
   IV. Preside at meeting of the Membership.
   V. Sign all bonds, deeds, mortgages, and any other agreements, and that such signature shall be sufficient to bind the Company.
   VI. Prepare minutes of Membership Meetings and keep them available for review by Membership.
   VII. Authenticate records of the Company.
   VIII. See that all Notices are duly given in accordance with applicable law or this agreement.
   IX. Be Custodian of the Corporate Record.
   X. Keep a register of all Membership, addresses and contact information, as provided for by Membership.
   XI. Keep general charge of the Membership interest and any changes or transfers of such.
XII. Report quarterly to the Membership on the status of Company’s finances, compliance with applicable rules and regulations, business plan and other relevant matters.

XIII. Otherwise act in any and all matters on behalf of the Company.

F. Managers as Agents. To the extent of their powers set forth in this Agreement, the Managers are agents of the Company for the purpose of the Company's business, and the actions of the Managers taken in accordance with such powers set forth in this Agreement shall bind the Company. Except as provided in this Agreement, no Manager may bind the Company.

VII. Officers.
A. Appointment and Titles of Officers. The initial Officers shall be appointed by the Members and shall consist of at least a Chairman, a Secretary and a Treasurer. Any additional or substitute Officers may be chosen by the Members. The Members may also choose one or more President, Vice-President, Assistant Secretaries and Assistant Treasurers. Any number of offices may be held by the same person, as permitted by Alaska law. The Members may appoint such other Officers and agents as it shall deem necessary or advisable who shall hold their offices for such terms and shall exercise such powers and perform such duties as shall be determined from time to time by the Members. The Officers and agents of the Company shall hold office until their successors are chosen and qualified. Any Officer elected or appointed by the Members may be removed at any time, with or without cause, by the affirmative vote of a majority of the Members. Any vacancy occurring in any office of the Company shall be filled by the Members. Unless the Members decides otherwise, if the title of an Officer is one commonly used for officers of a limited liability company formed under Alaska law, the assignment of such title shall constitute the delegation to such person of the authorities and duties that are normally associated with that office.

1. Chairman. The Chairman shall be the chief executive officer of the Company, shall preside at all meetings of the Membership, shall be responsible for the general and active management of the business of the Company and shall see that all orders and resolutions of the Members are carried into effect. The Chairman shall execute all contracts on behalf of the Company, except:

   i. where required or permitted by law or this Agreement to be otherwise signed and executed;

   ii. where signing and execution thereof shall be expressly delegated by the Membership to some other Officer or agent of the Company.

2. President. In the absence of the Chairman or in the event of the Chairman's inability to act, the President shall perform the duties of the Chairman, and when so acting, shall have all the powers of and be subject to all the restrictions upon the Chairman. The President shall perform
such other duties and have such other powers as the Membership may from time to time prescribe.

3. **Vice-Presidents.** In the absence of the Chairman and President or in the event of their inability to act, any Vice-Presidents in the order designated by the Membership (or, in the absence of any designation, in the order of their election) shall perform the duties of the Chairman, and when so acting, shall have all the powers of and be subject to all the restrictions upon the Chairman. Vice-Presidents, if any, shall perform such other duties and have such other powers as the Membership may from time to time prescribe.

4. **Secretary and Assistant Secretary.** The Secretary shall be responsible for filing legal documents and maintaining records for the Company. The Secretary shall attend all meetings of the Members and record all the proceedings of the meetings of the Company and of the Members in a book to be kept for that purpose. The Secretary shall give, or cause to be given, notice of all meetings of the Members, as required in this Agreement or by Alaska law, and shall perform such other duties as may be prescribed by the Board or the Chairman, under whose supervision the Secretary shall serve. The Secretary shall cause to be prepared such reports and/or information as the Company is required to prepare by applicable law, other than financial reports. The Assistant Secretary, or if there be more than one, the Assistant Secretaries in the order determined by the Members (or if there be no such determination, then in order of their election), shall, in the absence of the Secretary or in the event of the Secretary's inability to act, perform the duties and exercise the powers of the Secretary and shall perform such other duties and have such other powers as the Board may from time to time prescribe.

5. **Treasurer and Assistant Treasurer.** The Treasurer shall have the custody of the Company funds and securities and shall keep full and accurate accounts of receipts and disbursements in books belonging to the Company according to generally accepted accounting practices, using a fiscal year ending on the last day of the month of December. The Treasurer shall deposit all moneys and other valuable effects in the name and to the credit of the Company in such depositories as may be designated by the Membership. The Treasurer shall distribute the Company's profits to the Members. The Treasurer shall disburse the funds of the Company as may be ordered by the Membership and shall render to the Chairman and to the Membership, at their regular meetings or when the Members so require, an account of all of the Treasurer's transactions and of the financial condition of the Company. As soon as practicable after the end of each fiscal year of the Company, the Treasurer shall prepare a statement of financial condition as of the last day of the Company's fiscal year, and a statement of income and expenses for the fiscal year then ended, together with supporting schedules. Each of said annual statements shall be prepared on an income tax basis and delivered to the Membership forthwith upon its preparation. In addition, the Treasurer shall keep all financial records required to be kept pursuant to Alaska law. The Assistant Treasurer, or if there shall be more than one, the Assistant Treasurers in the order determined by the Membership (or if there be no such determination, then in the order of their election), shall, in the absence of the Treasurer or in the event of the Treasurer's inability to act, perform the duties and exercise the powers of the Treasurer and shall perform such other duties and have such other powers as the Membership may from time to time prescribe.
such other duties and have such other powers as the Membership may from time to time prescribe.

B. **Officers as Agents.** Officers, to the extent of their powers set forth in this Agreement or otherwise vested in them by action of the Membership not inconsistent with this Agreement, are agents of the Company for the purpose of the Company's business, and the actions of the Officers taken in accordance with such powers shall bind the Company.

**VIII. Fiduciary Duties of the Board and Officers.**

A. **Loyalty and Care.** Except to the extent otherwise provided herein, each Manager and Officer shall have a fiduciary duty of loyalty and care similar to that of managers of business corporations organized under the laws of Alaska.

B. **Competition with the Company.** The Managers and Officers shall refrain from dealing with the Company in the conduct of the Company's business as or on behalf of a party having an interest adverse to the Company unless a majority, by individual vote, of the Board of Managers excluding the interested Manager, consents thereto. The Managers and Officers shall refrain from competing with the Company in the conduct of the Company's business unless a majority, by individual vote, of the Membership excluding the interested Manager, consents thereto.

C. **Duties Only to the Company.** The Managers' and Officers' fiduciary duties of loyalty and care are to the Company and not to the other Managers or other Officers. The Managers and Officers shall owe fiduciary duties of disclosure, good faith and fair dealing to the Company and to the other Managers, but shall owe no such duties to Officers unless the Officer is a Manager. A Manager or Officer who so performs their duties shall not have any liability by reason of being or having been a Manager or an Officer.

D. **Reliance on Reports.** In discharging the Manager's or Officer's duties, a Manager or Officer is entitled to rely on information, opinions, reports, or statements, including financial statements and other financial data, if prepared or presented by any of the following:

1. One or more Members, Managers, or employees of the Company whom the Manager reasonably believes to be reliable and competent in the matters presented.

2. Legal counsel, public accountants, or other persons as to matters the Manager reasonably believes are within the persons' professional or expert competence.

3. A committee of Members or Managers of which the affected Manager is not a participant, if the Manager reasonably believes the committee merits confidence.

**IX. Dissolution.**

**Limits on Dissolution.** The Company shall have a perpetual existence, and shall be dissolved, and its affairs wound up only upon the following provisions;

1. A majority of the Members vote to dissolve the Company;
2. No Member of the Company exists, unless the business of the Company is continued in a manner permitted by Alaska law;

3. It becomes unlawful for either the Members or the Company to continue in business;

4. A judicial decree is entered that dissolves the Company; or

5. Any other event results in the dissolution of the Company under federal or Alaska law.

Notwithstanding any other provision of this Agreement, the Bankruptcy of any Member shall not cause such Member to cease to be a Member of the Company and upon the occurrence of such an event, the business of the Company shall continue without dissolution.

Each Member waives any right that it may have to agree in writing to dissolve the Company upon the Bankruptcy of any Member or the occurrence of any event that causes any Member to cease to be a Member of the Company.

B. Winding Up. Upon the occurrence of any event specified in Section II(C), the Company shall continue solely for the purpose of winding up its affairs in an orderly manner, liquidating its assets, and satisfying the claims of its creditors. One or more Members, selected by the remaining Members, shall be responsible for overseeing the winding up and liquidation of the Company, shall take full account of the liabilities of the Company and its assets, shall either cause its assets to be distributed as provided under this Agreement or sold, and if sold as promptly as is consistent with obtaining the fair market value thereof, shall cause the proceeds therefrom, to the extent sufficient therefor, to be applied and distributed as provided under this Agreement.

C. Distributions in Kind. Any non-cash asset distributed to one or more Members in liquidation of the Company shall first be valued at its fair market value (net of any liability secured by such asset that such Member assumes or takes subject to) to determine the profits or losses that would have resulted if such asset were sold for such value, such profit or loss shall then be allocated as provided under this Agreement. The fair market value of such asset shall be determined by the Members or, if any Member objects, by an independent appraiser (any such appraiser must be recognized as an expert in valuing the type of asset involved) approved by the Members.

D. Termination. The Company shall terminate when (i) all of the assets of the Company, after payment of or due provision for all debts, liabilities and obligations of the Company, shall have been distributed to the Members in the manner provided for under this Agreement and (ii) the Company's registration with the state of Alaska shall have been canceled in the manner required by Alaska law.

E. Accounting. Within a reasonable time after complete liquidation, the Company Treasurer shall furnish the Members with a statement which shall set forth the assets and liabilities of the Company as at the date of dissolution and the proceeds and expenses of the disposition thereof.
F. **Limitations on Payments Made in Dissolution.** Except as otherwise specifically provided in this Agreement, each Member shall only be entitled to look solely to the assets of the Company for the return of its Initial Contribution and shall have no recourse for its Initial Contribution and/or share of profits (upon dissolution or otherwise) against any other Member.

G. **Notice to Alaska Authorities.** Upon the winding up of the Company, the Member with the highest percentage of Membership Interest in the Company shall be responsible for the filing of all appropriate notices of dissolution with Alaska and any other appropriate state or federal authorities or agencies as may be required by law. In the event that two or more Members have equally high percentages of Membership Interest in the Company, the Member with the longest continuous tenure as a Member of the Company shall be responsible for the filing of such notices.

X. **Exculpation and Indemnification.**
   
   A. No Member, Manager, Officer, employee or agent of the Company and no employee, agent or affiliate of a Member (collectively, the "Covered Persons") shall be liable to the Company or any other person who has an interest in or claim against the Company for any loss, damage or claim incurred by reason of any act or omission performed or omitted by such Covered Person in good faith on behalf of the Company and in a manner reasonably believed to be within the scope of the authority conferred on such Covered Person by this Agreement, except that a Covered Person shall be liable for any such loss, damage or claim incurred by reason of such Covered Person's gross negligence or willful misconduct.

   B. To the fullest extent permitted by applicable law, a Covered Person shall be entitled to indemnification from the Company for any loss, damage or claim incurred by such Covered Person by reason of any act or omission performed or omitted by such Covered Person in good faith on behalf of the Company and in a manner reasonably believed to be within the scope of the authority conferred on such Covered Person by this Agreement. Expenses, including legal fees, incurred by a Covered Person defending any claim, demand, action, suit or proceeding shall be paid by the Company. The Covered Person shall be liable to repay such amount if it is determined that the Covered Person is not entitled to be indemnified as authorized in this Agreement. No Covered Person shall be entitled to be indemnified in respect of any loss, damage or claim incurred by such Covered Person by reason of such Covered Person's gross negligence or willful misconduct with respect to such acts or omissions. Any indemnity under this Agreement shall be provided out of and to the extent of Company assets only.

   C. A Covered Person shall be fully protected in relying in good faith upon the records of the Company and upon such information, opinions, reports or statements presented to the Company by any person as to matters the Covered Person reasonably believes are within such other person's professional or expert competence and who has been selected with reasonable care by or on behalf of the Company, including information, opinions, reports or statements as to the value and amount of the assets, liabilities, or any other facts pertinent to the existence and amount of assets from which distributions to the Members might properly be paid.

   D. To the extent that, at law or in equity, a Covered Person has duties (including fiduciary duties) and liabilities relating thereto to the Company or to any other Covered Person, a Covered
Person acting under this Agreement shall not be liable to the Company or to any other Covered Person for its good faith reliance on the provisions of this Agreement. The provisions of the Agreement, to the extent that they restrict the duties and liabilities of a Covered Person otherwise existing at law or in equity, are agreed by the Members to replace such other duties and liabilities of such Covered Person.

E. The foregoing provisions of this Article X shall survive any termination of this Agreement.

XI. Insurance.

The Company shall have the power to purchase and maintain insurance, including insurance on behalf of any Covered Person against any liability asserted against such person and incurred by such Covered Person in any such capacity, or arising out of such Covered Person's status as an agent of the Company, whether or not the Company would have the power to indemnify such person against such liability under the provisions of Article X or under applicable law. This is separate and apart from any business insurance that may be required as part of the business in which the Company is engaged.

XII. Settling Disputes.

All Members agree to enter into mediation before filing suit against any other Member or the Company for any dispute arising from this Agreement or Company. Members agree to attend one session of mediation before filing suit. If any Member does not attend mediation, or the dispute is not settled after one session of mediation, the Members are free to file suit. Any law suits will be under the jurisdiction of the state of Alaska.

XIII. Independent Counsel.

All Members entering into this Agreement have been advised of their right to seek the advice of independent legal counsel before signing this Agreement. All Members and each of them have entered into this Agreement freely and voluntarily and without any coercion or duress.

XIV. General Provisions.

A. Notices. All notices, offers or other communications required or permitted to be given pursuant to this Agreement shall be in writing and may be personally served or sent by United States mail and shall be deemed to have been given when delivered in person or three (3) business days after deposit in United States mail, registered or certified, postage prepaid, and properly addressed, by or to the appropriate party.

B. Number of Days. In computing the number of days (other than business days) for purposes of this Agreement, all days shall be counted, including Saturdays, Sundays and holidays; provided, however, that if the final day of any time period falls on a Saturday, Sunday or holiday on which national banks are or may elect to be closed, then the final day shall be deemed to be the next day which is not a Saturday, Sunday or such holiday.

C. Execution of Counterparts. This Agreement may be executed in any number of counterparts, each of which shall be an original, and all of which shall together constitute one and the same instrument.
D. Severability. The provisions of this Agreement are independent of and separable from each other, and no provision shall be affected or rendered invalid or unenforceable by virtue of the fact that for any reason any other or others of them may be invalid or unenforceable in whole or in part.

E. Headings. The Article and Section headings in this Agreement are for convenience and they form no part of this Agreement and shall not affect its interpretation.

F. Controlling Law. This Agreement shall be governed by and construed in all respects in accordance with the laws of the state of Alaska (without regard to conflicts of law principles thereof).

G. Application of Alaska Law. Any matter not specifically covered by a provision of this Agreement shall be governed by the applicable provisions of Alaska law.

H. Amendment. This Agreement may be amended only by written consent of all the Members. Upon obtaining the approval of any such amendment, supplement or restatement as to the Certificate, the Company shall cause a Certificate of Amendment or Amended and Restated Certificate to be prepared, executed and filed in accordance with Alaska law.

I. Entire Agreement. This Agreement contains the entire understanding among the parties hereto with respect to the subject matter hereof, and supersedes all prior and contemporaneous agreements and understandings, inducements or conditions, express or implied, oral or written, except as herein contained.

IN WITNESS WHEREOF, the Members have executed and agreed to this Limited Liability Company Operating Agreement, which shall be effective as of April 01, 2018.

Signature: Conrad Schwartz

Signature: Zachary Craft

Signature: (Stephanie Fidler) (Vicente)

Signature: TMM Investments Inc

Signature: Michael Smith
ATTACHMENT A

Initial Contributions of the Members

The Initial Contributions of the Members of Cut Above LLC are as follows:

Conrad Schwartz
Contribution:
Cash: $85,000.00
Time and Effort valued at $240,000.00

Zachery Craft
Contribution:
Cash: $85,000.00
Time and Effort valued at $240,000.00

TMM Investments Inc
Contribution:
Cash: $120,000.00
Time and Risk valued at $130,000.00

Michael Smith
Contribution:
Cash: $100,000.00
ENTITY DETAILS

Name(s)

<table>
<thead>
<tr>
<th>Type</th>
<th>Name</th>
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<tr>
<td>Legal Name</td>
<td>TMM Investments, Inc.</td>
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**Entity Type:** Business Corporation

**Entity #:** 10071506

**Status:** Good Standing

**AK Formed Date:** 11/9/2017

**Duration/Expiration:** Perpetual

**Home State:** ALASKA

**Next Biennial Report Due:** 1/2/2019 [File Biennial Report]

**Entity Mailing Address:** 1626 KIANA STREET, FAIRBANKS, AK 99709

**Entity Physical Address:** 1626 KIANA STREET, FAIRBANKS, AK 99709

Registered Agent

**Agent Name:** Darren Resa

**Registered Mailing Address:** 1626 KIANA STREET, FAIRBANKS, AK 99709

**Registered Physical Address:** 1626 KIANA STREET, FAIRBANKS, AK 99709

Officials

<table>
<thead>
<tr>
<th>AK Entity #</th>
<th>Name</th>
<th>Titles</th>
<th>Owned</th>
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<tbody>
<tr>
<td></td>
<td>Darren Resa</td>
<td>Director, President, Shareholder, Treasurer</td>
<td>41</td>
</tr>
<tr>
<td></td>
<td>Lane Nichols</td>
<td>Director, Vice President, Shareholder</td>
<td>41</td>
</tr>
<tr>
<td></td>
<td>Stephen Fidler</td>
<td>Director, Secretary, Shareholder</td>
<td>18</td>
</tr>
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Filed Documents

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https://www.commerce.alaska.gov/cbp/main/search/entities

11/1/2018
State of Alaska
Department of Commerce, Community, and Economic Development
Corporations, Business, and Professional Licensing

Certificate of Incorporation

The undersigned, as Commissioner of Commerce, Community, and Economic Development of the State of Alaska, hereby certifies that a duly signed and verified filing pursuant to the provisions of Alaska Statutes has been received in this office and has been found to conform to law.

ACCORDINGLY, the undersigned, as Commissioner of Commerce, Community, and Economic Development, and by virtue of the authority vested in me by law, hereby issues this certificate to

TMM Investments, Inc.

IN TESTIMONY WHEREOF, I execute the certificate and affix the Great Seal of the State of Alaska effective November 09, 2017.

Mike Navarre
Commissioner
BY-LAWS
OF
TMM INVESTMENTS, Inc.

ARTICLE I

OFFICE: The principal office of TMM Investments, Inc., a corporation in the State of Alaska, shall be located at 1626 Kiana Street, Fairbanks, Alaska. The corporation may have such other offices, either within or without the State of Alaska, as the Board of Directors may designate, or as the business of the corporation may require from time to time.

ARTICLE II

STOCK: Certificates of stock shall be issued in numerical order to each stockholder of record whose stock has been paid in full, signed by the President and signed and sealed by the Secretary with the corporate seal. A record of each certificate issued shall be kept on the stub thereof, and the stubs as they may remain in the stock books shall constitute the stock book of the corporation.

1. The corporation shall have a first lien upon the shares of its capital stock and upon all dividends declared upon the same for any indebtedness of the respective holders thereof to the corporation.

2. All stock, after having been fully paid up, shall be non-assessable and shall so state upon the face of the certificate of stock.

3. The corporation shall have a right to acquire and to dispose of its own shares of stock in accordance with the provisions of A.S. 10.06.010(7), providing such
rights to acquire and to dispose of are not in conflict with any of the By-Laws set forth herein.

ARTICLE III

STOCKHOLDERS: The annual meeting of the stockholders of this corporation shall be held at the corporate offices at 1626 Kiana Street, Fairbanks, Alaska, or other mutually agreeable place, on the 10th day of October, at 11 A.m., and annually every year thereafter at the same time and place, if not a legal holiday, then on the next business day following.

1. Special meeting of the stockholders may be called at the principal corporate office of the corporation at any time by Resolution of the Board of Directors, or upon written request of stockholders holding one-third (1/3) of the outstanding stock.

2. Notice of annual meetings and notice of special meetings, written or printed, shall be mailed to each stockholder not less than ten (10) days, or more than fifty (50) days before the date of such meeting, and the purpose or purposes of the special meeting shall be given in the notice. All notices shall be addressed to each stockholder at his place of residence, or business, as the same appears in the list of addresses in the possession of the Secretary, or as it appears on the stock transfer books of the corporation. If such notice is mailed, it shall be deemed to be delivered when deposited in the United States mail.

3. A quorum at any meeting of the stockholders shall consist of a majority of the voting stock of the corporation represented in person or by proxy. A majority of such quorum shall decide in person or by proxy any question that may come before the meeting. If less than a majority of the outstanding shares are represented at a meeting,
a majority of the shares so represented may recess the meeting from time to time without further notice. At such recessed meeting, at which a quorum shall be present or represented, any business may be transacted which might have been transacted at the meeting as originally notified. The shareholders present at a duly organized meeting may continue to transact business until adjournment, notwithstanding the shareholders remaining leave less than a quorum.

4. At all meetings of shareholders, a shareholder may vote by proxy, executed in writing by the shareholder or by his duly authorized attorney-in-fact. Such proxy shall be filed with the Secretary of the corporation before or at the time of the meeting. No proxy shall be valid after eleven (11) months from the date of its execution, unless otherwise specially provided in the proxy.

5. Each outstanding share shall be entitled to one vote upon each matter submitted to a vote at a meeting of shareholders.

6. Any action required to be taken at a meeting of the shareholders may be taken without a meeting if they consent in writing, setting forth the action so taken, and shall be signed by all of the shareholders with respect to the subject matter thereof.

7. The election of the Board of Directors shall be held at the annual meeting of the stockholders.

8. The order of business at the annual meeting, and, as far as possible, at all other meetings of the stockholders, shall be:

(1) Call the roll;
(2) Proof of due notice of meeting;
(3) Reading and disposal of any unapproved minutes;
(4) Annual reports of officers and committees;
(5) Election of directors;
(6) Unfinished business;

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(7) New business; and
(8) Adjournment.

**ARTICLE IV**

**DIRECTORS:** The business and affairs of the corporation shall be managed by its Board of Directors.

1. The number of Directors of the corporation shall not be less than one (1) nor more than seven (7), who shall be elected at an annual meeting by ballot for a term of one (1) year, and shall serve until the election and acceptance of their duly qualified successors. Directors need not be residents of the State of Alaska. The Board of Directors shall have the general management and control of all the property, business and concerns of the corporation; they shall define and limit the powers and duties of all committees, officers, agents and employees of the corporation not otherwise provided for by these By-Laws; and they shall fix all salaries and may require such bonds as they deem proper.

2. Vacancies in the Board of Directors, caused by their resignation or otherwise, except as otherwise provided by law, may be filled by the Board of Directors at any meeting called therefor at which a quorum is present; provided, however, that if by reason of such vacancies only one (1) Director remains, the said vacancies may be filled by him or her, to serve temporarily until such vacancy or vacancies are filled by the election of such Director or Directors by the stockholders at a meeting regularly called as herein set forth. Should there be a complete vacancy in the Board of Directors, the vacancies may be filled at any meeting of the stockholders regularly called as herein set forth, whether or not at such meeting there shall be a quorum.
3. The regular meeting of the Board of Directors shall be held at the principal corporate office of the corporation at 1626 Klana Street, Fairbanks, Alaska, or other mutually agreeable place, immediately after the adjournment of each annual stockholders meeting.

4. Special meetings of the Board of Directors, for the transaction of any and all business, shall be held at such time and place, within or without the State of Alaska, as the Board itself may elect, and may be called at any time by either the President, or the Secretary. Notice of such meeting need not state the object therefore. The unanimous written consent of all members of the Board, or the presence of all members at any meeting of the Board, will excuse notice of such meeting.

5. A majority (50% plus 1) of the Directors shall be present to constitute a quorum.

6. By motion of the Board of Directors, the Directors may be paid their expenses, if any, of attendance at each meeting of the Board of Directors. By Resolution of the Board of Directors they may be paid a fixed sum for attendance at each meeting of the Board of Directors or a stated salary as Directors. No such payment shall preclude any Director from serving the corporation in any capacity and receiving compensation therefore.

7. At any regular or special meeting of the Board of Directors at which a quorum is not present, those present may recess the meeting to a date certain in the future, which recessed meeting may be held at any place, either within or without the State of Alaska, as may be specified in the motion to recess, and such meeting may be recessed from time to time without further notice.

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AMCO Received 11/30/2018
8. The order of business at any regular or special meeting of the Board of Directors shall be:

(1) Reading and disposal of any unapproved minutes;
(2) Reports of officers and committees;
(3) Unfinished business;
(4) New business; and
(5) Adjournment

**ARTICLE V**

**OFFICERS:** The Officers of this corporation shall consist of the President, Vice President, Secretary and Treasurer.

1. The Officers of the corporation, to be elected by the Board of Directors, shall be elected annually by the Board of Directors at the first meeting of the Board of Directors held after each annual meeting of the shareholders. If the election of Officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Each Officer shall hold office until his successor shall have been duly elected and shall have qualified, or until his death, or until he shall resign or shall have been removed in the manner hereinafter provided.

2. Any of the Officers elected or appointed by the Board of Directors may be removed at any time by a majority vote of the Directors in attendance. Any and all vacancies that may occur in any of the said offices may be filled by the Directors at any meeting of the Board.

3. The President shall preside at all meetings, shall have general supervision of the affairs of the corporation, shall-sign or countersign all certificates of stock, contracts, or other instruments of the corporation required by the Board of Directors, except as otherwise directed by the Board; shall make such reports to the Directors and

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stockholders as he may deem necessary or as may be required of him, and perform all such other duties as are incident to this office or are properly required of him by the Board of Directors. The president shall consult with the Board before undertaking transactions in excess of $5,000 or the sale or purchase of equipment or real property.

4. The Vice President shall act in the President’s absence and shall perform all duties as required of him by the Board of Directors.

5. The Secretary shall issue notices of all meetings of the stockholders and Directors, shall keep their minutes, shall have charge of the seal and corporate books, shall sign, with the President, such instruments as require such signature, and shall make such reports and perform such other duties as are incidental to his office, or are properly required of him by the Board of Directors, or by the President.

6. The Treasurer shall have the custody of and shall keep regular books of account and balance the same each month.

7. The Board of Directors may elect or appoint such other officers, agents and employees of the corporation as they may, from time to time, deem best, upon such terms as they may in each case prescribe, and eliminate and discontinue the same at any time.

8. Salaries or wages of the Officers shall be set by the Board of Directors, and nothing herein contained shall preclude any stockholder from becoming an employee of the corporation.

**ARTICLE VI**

**CONTRACTS, LOANS, CHECKS AND DEPOSITS:** The Board of Directors may authorize any Officer or Officers, agent or agents, to enter into any contract or
execute and deliver any instrument, in the name of, and on behalf of, the corporation and such authorization may be general or confined to specific instances.

1. All checks, drafts or other orders for payment of money, notes or other evidences issued in the name of the corporation must contain the signature of one (1) Officer; unless otherwise provided on Corporate Resolution to the corporation’s bank.

2. All funds of the corporation, not otherwise employed, shall be deposited from time to time to the credit of the corporation in such bank, trust companies or other depositories as the Board of Directors may select.

3. The president shall establish a stock option program to offer to key management on terms and conditions deemed appropriate by the president.

**ARTICLE VII**

**FISCAL YEAR:** The fiscal year of the corporation shall begin on the first day of January and end on the last day of December of each year.

**ARTICLE VIII**

**DIVIDENDS:** Dividends shall be declared from surplus profits of the corporation at such times as the Board of Directors shall direct, and no dividends shall be declared that will impair the capital of the corporation.

The Board of Directors is hereby authorized to fix a day in advance of any stockholders meeting, not less than ten (10) days, nor more than thirty (30) days preceding the date of such meeting, or preceding the date for the payment of any dividend, or for the allotment to stockholders of any rights, or the date when any change or conversion or exchange of capital stock shall become effective, as the date upon which a record shall be taken for the determination of the stockholders entitled to notice

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of, and to vote at, such meeting, or entitled to receive payment of such dividend or to such allotment or right, or to exercise any rights in respect to such change, conversion, or exchange of capital stock; and only stockholders of record on that date shall be entitled to notice of, and to vote at, such a stockholders meeting, or to receive payment of such dividend, or be allotted, or to exercise such rights, notwithstanding any transfer of stock on the books of the corporation after the record date so fixed.

The monies of the corporation shall be deposited in the name of the corporation in such bank, or banks, or trust companies as the Board of Directors shall designate, and shall be drawn out only by check to be signed by such Officers as the Board of Directors may, by Resolution, select.

**ARTICLE IX**

**TRANSFER OF STOCK:** The stock of this corporation is subject to a Shareholder Agreement. All current and future stockholders shall be bound by the Shareholder Agreement, a copy of which is on file in the corporate records.

**ARTICLE X**

**SEAL AND CERTIFICATE OF STOCK:** The Board of Directors shall provide a suitable common seal containing the name of the corporation, the year of its creation, and other appropriate words in conformity with the laws and statutes of the State of Alaska, and shall adopt forms of stock certificates. The form of stock certificates may be changed by the Board of Directors at any time.

**ARTICLE XI**

**WAIVER OF NOTICE:** Any stockholder, Director or other Officer or person interested, may waive notice of the time and place of holding any meeting, or the object

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thereof, and may waive any notice provided for by the laws and statutes of the State of Alaska, or by these By-Laws or otherwise.

**ARTICLE XII**

**AMENDMENTS:** Amendments to these By-Laws may be made by vote of the stockholders representing a majority of all the stock issued and outstanding at any annual stockholders meeting, or at any special stockholders meeting, when the proposed amendment has been set out in the notice of such meeting.

Amendments to these By-Laws may be made by the Board of Directors at any meeting thereof, subject, however, to the right of the stockholders having power to amend, repeal, alter or modify such By-Laws so made and adopted by such Board of Directors at any regular meeting or any special meeting called for such purposes.

We, the undersigned, by virtue of our signatures hereto, agree on a contractual binding basis to be bound by all the provisions of these By-Laws, and as they may be from time to time amended.

DATED this 22nd day of January, 2018.

|--

DARREN RESA, Shareholder and Director

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LANE NICHOLS, JR., Shareholder and Director

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STEPHEN FIDLER, Shareholder and Director

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*TMM Investments, Inc.*

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BUY-SELL AGREEMENT BETWEEN THE SHAREHOLDERS OF TMM INVESTMENTS, INC.

1. **Purpose.**

   This is an agreement between the Shareholders of TMM Investments, Inc. The purpose of the Buy-Sell Agreement (the “Agreement”) is as follows: (a) to provide for the purchase of a Shareholder’s interest in the Corporation in the event of death or disability; and, (b) to provide for the opportunity to purchase a Shareholder’s shares of stock during his lifetime by the company or other shareholder(s) for any purpose, and, (c) to ensure that funds are available to complete such a purchase. This Agreement is intended to promote the interest of TMM Investments, Inc. (the “Corporation”) and its Shareholders by providing for continuity and harmony in the management and policies of the Corporation and to assure that the Shareholders’ heirs and beneficiaries will receive a fair value for the Shareholders’ stock interests.

2. **Adoption and Administration of Agreement.**

   The Agreement shall become effective as of the 9th day of November, 2017 (“the effective date”) and shall remain in effect until terminated as herein provided, or until it is superceded by another Buy-Sell Agreement. This Agreement constitutes the entire agreement between the parties as to redemption of shares upon death of a Shareholder, disability of a Shareholder or sale by a Shareholder, and supercedes any previous written or oral understanding, agreements or conditions, pertaining to share redemption. Absent contrary action by the Corporation’s Shareholders, with respect to the Agreement’s implementation, interpretation, or administration, this Agreement shall be final, conclusive and binding, and no change, modification, addition or amendment shall be valid unless in writing and signed by the party against whom enforcement is sought. The terms of this Agreement shall survive the transfer of stock from seller to buyer.

3. **Stock Subject to Agreement.**

   All currently issued shares, and all shares to be issued during the life of this Agreement, are subject to the Agreement’s terms and conditions. Shares currently issued are listed on Exhibit “A,” attached hereto and by this reference made a part hereof. Such list will be updated as necessary throughout the life of this Agreement.

4. **Voluntary and Involuntary Transfer of Shares.**

   The Shareholders shall not transfer, assign, encumber or dispose of any portion of their respective stock interests in the Corporation by sale or otherwise, voluntarily or involuntarily, except:

   a) **Right of First Refusal to the Corporation.** If any Shareholder should desire to voluntarily dispose of any of his stock in the Corporation during his lifetime, or be
required to involuntarily transfer his shares, the Corporation at all times shall have the right of first refusal as to any sale of the Shareholder’s stock in the Corporation, according to the following terms and conditions:

i) The Shareholder shall give the Corporation written notice of his desire to sell such stock.

ii) The offer shall be based on a price determined in accordance with provisions of Paragraph 6(a) hereof.

iii) The Corporation shall have sixty (60) days following receipt of the written notice to accept the offer and purchase the Shareholder’s stock.

b) Second Right of Refusal to the Shareholders. If the offer is not accepted by the Corporation within sixty (60) days of receipt thereof and Shareholder shall then offer the shares to the other Shareholders according to the following terms and conditions:

i) The Shareholder shall give the other Shareholders written notice of his desire to sell such stock.

ii) The offer shall be based on a price determined in accordance with provisions of Paragraph 6(a) hereof.

iii) The Shareholders shall have sixty (60) days following receipt of the written notice to accept the offer and purchase the Shareholder’s stock.

iv) In the event that not all the Shareholders exercise the right to purchase, then the Shareholders that do exercise that right shall purchase shares prorata to the total shares that they own in the Corporation.

c) In the event that neither the corporation nor the other shareholders elect to purchase the shares according to the terms set forth above, the shareholder desiring to sell or transfer his shares shall be free to do so to any other person or corporation free of any restrictions provided herein; provided however, that such sale or transfer shall not be at a price less than that indicated in Paragraph 6(a) unless the lower price is first offered to the Corporation and other Shareholders as provided herein.

5. **Life Insurance.**

The Corporation or Shareholders, at their option, and with no obligation to do so, may purchase life insurance on the life of the Shareholder for the purpose of paying to the estate of the Shareholder, at the death of the Shareholder, funds to repurchase the shares in the Corporation owned by the Shareholder at his death. In the event that the Corporation exercises its right to purchase that insurance, the amount of insurance purchased shall be approximately equal to the estimated current value of the
Shareholder's interest in the Corporation, calculated according to Paragraph 6(a) of this agreement, together with the estimated appreciation in the value of those shares, if any, over the term of the insurance policy. Nothing in this Section shall prohibit the Corporation from purchasing a life insurance policy in excess of the fair market value of the Shareholder's interest in the Corporation and establishing that excess as key person insurance, in an amount determined by the Corporation.

6. **Purchase Price of Shares.**

   a) **Purchase Price.** The purchase price of the redemption for shares of a Shareholder shall be determined by a commercial assessor who shall determine the total value of the corporation. The total value of the corporation shall then be multiplied by the Shareholder’s percentage of stock issued to determine the Purchase Price.

   OR

   a) **Purchase Price.** The purchase price of the redemption for shares of a Shareholder shall be the fair market value determined as follows. Such value shall be determined as of the time that the Shareholder desires to sell his units, or at the Shareholder’s withdrawal or death. The purchase price shall be determined on a yearly basis as set by the Shareholder at the annual meeting. Should the Shareholders fail to set a price at its annual meeting, the last value set by the Shareholders shall be the value. The current value of the corporation as of the date if this Agreement is

   \[ \$120,000 \]

   OR

   a) **Purchase Price.** The purchase price of the redemption for shares of a Shareholder shall be the BOOK VALUE OR APPRAISED VALUE as determined as of the time that the Member desires to sell his units, or at the Member’s withdrawal or death.

   [THESE ARE JUST EXAMPLES OF WAYS TO VALUE. PLEASE LET US KNOW HOW YOU WOULD LIKE THE PURCHASE PRICE DETERMINED.]

b) **Purchase of Shares Without Life Insurance or When Life Insurance Does Not Cover Purchase Price.** In the event the purchase price of the shares of stock exceeds the amount of insurance available, upon the death, disability, or withdrawal of a Shareholder(s), the balance of the purchase price shall be paid in One Hundred Twenty (120) consecutive monthly payments beginning one month after the date of the Shareholder(s)' death, disability or withdrawal. The unpaid balance of the purchase price shall be evidenced by a promissory note(s)\(^1\) made by the Corporation or surviving Shareholders to the order of the deceased Shareholder’s estate or Shareholder with interest at the rate of four percent (4%) per annum. Said note(s) shall provide for acceleration upon default and shall give the makers the option of

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\(^1\) A sample promissory note and Stock Pledge Agreement are attached to this Agreement.
prepayment in whole or in party at any time without penalty. The purchase price shall be secured by a Stock Pledge Agreement.

c) **Shareholder Acknowledgment of Fair Value.** By executing this Agreement, the Shareholders acknowledge their agreement that the purchase price of shares, as established in Paragraph 6(a), shall be the conclusive purchase price of shares upon a Shareholder's death and disability. This price represents the fair market value of the interest of each Shareholder, including the Shareholder's interest in the good will and going concern value of the Corporation. Shareholders further acknowledge that their agreement hereto binds their heirs, beneficiaries, devisees, legal representatives, successors and assigns.

d) **Failure to make Re-determination.** If the Shareholders fail to re-determine share purchase price for a particular period as scheduled, the last stipulated purchase price shall control.

**[INCLUDE (d) IF PURCHASE PRICE IS DETERMINED AT AN ANNUAL MEETING]**

e) **Revaluation of Purchase Price.** The price established in Paragraph 6(a) of this Agreement is intended to be the fair market value of the Stock.

7. **Purchase of Shares as Result of Death or Disability.**

a) **Death.** Upon the death of a Shareholder, the Shareholder(s) stock shall be purchased by the Corporation or other Shareholders, in accordance with this Agreement. The estate of the decedent shall sell the stock interest now owned or hereafter acquired by the Shareholder(s) who died. The purchase price of such interest shall be computed in accordance with Paragraph 6(a) of this Agreement.

b) **Disability.** The Corporation or non-disabled Shareholder(s) shall purchase, in accordance with the Agreement, the complete ownership interest of a totally disabled Shareholder for the value of said ownership interest. The disabled Shareholder shall convey all such ownership interest to the Corporation or non-disabled Shareholder(s). The purchase price of such interest shall be computed in accordance with Paragraph 6(a) of this Agreement.

**Disability Defined and Purchase Date of Buy Out.** Disability is defined as a mental, emotional or physical condition, which by accepted medical standards makes it impossible for the Shareholder to continue to work for and participate in the Corporation. The Corporation or Shareholder(s) shall purchase the disabled Shareholder(s) entire ownership interest in the Corporation when the disabled Shareholder has been continuously totally disabled for a period of six (6) months.
8. **Notification by Personal Representative or other Legal Representative upon Death or Permanent Disability of Shareholder.**

The personal representative or other legal representative of the deceased or permanently disabled Shareholder shall, within thirty (30) days of the Shareholder's death or disability, notify the other Shareholder(s) of the death or disability of the Shareholder.

9. **Control of Corporation During Disability.**

In the event a Shareholder is totally disabled for a continuous period of three (3) months he shall relinquish all control over the operation of the Corporation to the remaining Shareholder(s). They shall then exercise complete control of the Corporation, in accordance with their percentage of ownership, therein calculated, as if the ownership interest of the disabled Shareholder did not exist, until such time as the Shareholder is not longer totally disabled or until the purchase date of this Agreement, whichever is first.

10. **Limitation on Organic Changes.**

New shareholders may not be admitted to the corporation while the corporation or another shareholder is making payments on a promissory note for the redemption or purchase of shares pursuant to this agreement.

11. **Binding Effect of Provision.**

The personal representative or legal representative of the deceased or disabled Shareholder shall make, execute and deliver any documents necessary to carry out this provision of the Agreement. This provision shall be binding upon the Corporation and the Shareholders, their heirs, beneficiaries, devisees, legal representatives, successors and their assigns.

12. **Simultaneous Death of Remaining Shareholders.**

In the event of the simultaneous deaths of the last remaining Shareholders, or in the event of the death of the surviving Shareholder, thirty (30) days after the death of the second to the last Shareholder to die, the estate of each Shareholder shall retain its respective interest in the Corporation, along with the proceeds of the insurance owned by such estate notwithstanding any other requirements under this provision to the contrary (unless within such time settlement for the interest of the Shareholder first to die shall have been made by the surviving Shareholder as provided for herein).

13. **Liability of Corporation.**

The liabilities of the Corporation under this Agreement and any purchase made hereunder, are limited to the obligations set forth with respect to such purchase and
nothing in this Agreement will be construed to impose any additional liabilities on the Corporation in favor of the Seller with in connection with, or arising out of, any transaction hereunder.

14. **Indemnification of the Corporation and the Board.**

The Shareholders will provide indemnity to the Corporation and the Board against all costs and expenses reasonably incurred by them or any of them in connection with: any action, suit, or proceeding to which they or any of them may be a party by reason of any action taken, or failure to act, under or in connection with the Agreement or any award granted pursuant thereto and against all amounts paid by them in settlement thereof (provided such settlement is approved by legal counsel and such approval is not unreasonably withheld) or paid by them in satisfaction of a judgment in any action, suit or proceeding; provided that upon institution of any such action, suit, or proceeding, the Corporation gives the Shareholders an opportunity, at its own expense, to handle and defend the same.

15. **Amendment and Termination of Agreement.**

This Agreement may be altered, amended or terminated by a writing signed by all the Shareholders. The Agreement shall automatically terminate on bankruptcy, receivership, dissolution of the Corporation or a simultaneous death of all Shareholders or death of all Shareholders within a period of thirty (30) days.

16. **No Agreement to Employ.**

Nothing in the Agreement will be construed to constitute, or provide evidence of, an agreement or understanding, express or implied, by the Corporation to employ or retain the Shareholder for any specific period of time.

17. **Notices.**

Any notice or other communication required or permitted to be made or given hereunder will be sufficiently made or given if sent by certified mail addressed to the Shareholder at such individual’s address as set forth in the Corporation’s regular books and records and if to the Corporation, addressed to it as its principal office.

18. **Governing Law and Jurisdiction.**

The laws of the State of Alaska shall govern this Agreement. Any dispute arising from this Agreement shall be brought in the Superior Court, Fourth Judicial District, State of Alaska.
In witness whereof the parties have executed this Agreement at Fairbanks, Alaska on the 22 day of January 2018.

TMM INVESTMENTS, INC.

By: ______________________
   Darren Resa
   President

SHAREHOLDERS OF TMM INVESTMENTS, INC.

__________________________  ______________________
Darren Resa                 Stephen Fidler
Shareholder                 Shareholder

__________________________
Lane Nichols, Jr.
Shareholder
EXHIBIT “A”
OUTSTANDING SHARES AS ISSUED BY
TMM INVESTMENTS, INC.

Shares

Darren Resa 41
Lane Nichols, Jr. 41
Stephen Fidler 18

100
This Certificate that Darren Reza is the owner of Forty-one (41) fully paid and non-assessable Shares of the above Corporation Transferable only on the books of the Corporation by the Holder hereof. Dated 1/22/18

This Corporation is authorized to issue 10,000 Common Shares - No Par Value.

TJM INVESTMENTS, INC.

INCORPORATED UNDER THE LAWS OF THE STATE OF ALASKA
In possession of

Dated: 11/13

110 W. KIHEI ST.

RANCH, Hi. 96707

For value received, the undersigned hereby sells, assigns and transfers unto

__________________________
Attorney to

__________________________
Shares of

Resale

The transfer of the Shares represented by the certificate is restricted by the terms and conditions of the Corporate By-Laws dated as of

4/26/07 and cannot be resold without registration under this chapter or exemption from it.

This Security is not registered under A.S.

The Company will furnish to such record holder a copy of the Corporate By-Laws. This Security will be cancelled upon request of the record holder of this certificale, to the Corporation at its principal place of business or office of the Corporation. Upon the request of the record holder of this certificale, a copy of the Corporate By-Laws is on file at the Registered Office of the Corporation. If the holder of this certificale be deceased, or if notice of such death is given to the Registered Office of the Corporation, the transferees of the Shares represented by this certificale shall be deemed to have notice of and to be bound by the terms of the Corporate By-Laws. A copy of the Corporate By-Laws is on file at the Registered Office of the Corporation.
In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers of the Corporation.

In person or by duly authorized Attorney upon surrender of this Certificate properly endorsed.

Shares of the above Corporation transferable only on the books of the Corporation by the holder hereof.

This Certificate shall be valid only if executed by the proper officers of the Corporation.

The Corporation is authorized to issue 10,000 Common Shares - No Par Value

TWM INVESTMENTS, INC.

Incorporated United States of the State of Alaska

41 Shares

2 Number
In presence of

Dated: 1/22/18

[Signature]

For value received, the undersigned hereby assigns and transfers unto

[Signature]

For value received, the undersigned hereby vests, assigns and transfers unto

[Signature]

The transfer of the Shares represented by this certificate is restricted by the terms and conditions of the Corporation's By-Laws, as amended from time to time. A transferee, pledgee, or mortgagee of the Shares represented by this certificate shall be deemed to have notice of and to be bound by the terms of the Corporation's By-Laws. A copy of the Corporation's By-Laws is on file at the Registered Office of the Corporation. Upon written request of the record holder or a copy of the Corporation at its principal place of business or registered office, the Company will furnish to such record holder a copy of the Corporation's By-Laws. This security is not registered under A.S. 46.56.070 and cannot be resold without registration under this chapter or exemption from it.

[Signature]

Received 11/30/2018
TMM INVESTMENTS, INC.

The Corporation is authorized to issue 10,000 Common Shares – No Par Value

In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers of the Corporation.

Dated: 1/22/18

[Signature]

President

[Signature]

Secretary

Incorporated under the laws of the state of Alaska

Shares of the above Corporation transferable only on the books of the Corporation by the holder hereof in person or by duly authorized Attorney upon surrender of this Certificate properly endorsed.
In the presence of

Date: 8/1/22

To: [Name of Attorney]

From: [Name or Entity]

Transfer the said Shares on the books of the within-named Corporation, and does hereby irrevocably constitute and appoint the undersigned attorney in fact for the purpose of executing, signing, and delivering any and all necessary documents and instruments with respect to the transfer of the Shares of the within-named Corporation represented hereby.

For value received, the undersigned hereby sells, assigns, and transfers unto

[Signature]

For the record, the undersigned hereby sells, assigns, and transfers unto

[Signature]

465.070 and cannot be resold without registration under the Securities Act. The Company will furnish to said Record Holder a certificate of the Corporation's By-Laws. This security is not registered under the Securities Act. The Company will furnish to said Record Holder a certificate of the Corporation's By-Laws. A copy of the corporation's By-Laws is on file at the registered office of the Corporation. Unauthorized requests of the within-named Corporation at the principal place of business or by letter at the registered office of the Corporation shall be deemed to have notice of and to be bound by the terms of the within-named Corporation. A transfer, pledge, or mortgage of the Shares represented hereby shall be ineffective to the extent not in accordance with the terms and conditions of the within-named Corporation.
Business Corporation  
Initial Biennial Report

Entity Name: TMM Investments, Inc.  
Entity Number: 10071506  
Home Country: UNITED STATES

Registered Agent  
Name: Darren Resa  
Physical Address: 1626 KIANA STREET, FAIRBANKS, AK 99709  
Mailing Address: 1626 KIANA STREET, FAIRBANKS, AK 99709

Please include all officials. Check all titles that apply. Must use titles provided. All domestic business corporations must have a president, secretary, treasurer and at least one director. The secretary and the president cannot be the same person unless the president is 100% shareholder. The entity must also list any alien affiliates and those shareholders that hold 5% or more of the issued shares.

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>% Owned</th>
<th>Titles</th>
</tr>
</thead>
<tbody>
<tr>
<td>Darren Resa</td>
<td>1626 Kiana Street, Fairbanks, AK</td>
<td>41</td>
<td>Director, President, Shareholder, Treasurer</td>
</tr>
<tr>
<td></td>
<td>99709</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lane Nichols, JR</td>
<td>2066 Van Horn Ct., Fairbanks, AK</td>
<td>41</td>
<td>Director, Shareholder, Vice President</td>
</tr>
<tr>
<td></td>
<td>99701</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Stephen Fidler</td>
<td>1750 Persinger Drive, North Pole,</td>
<td>18</td>
<td>Director, Secretary, Shareholder</td>
</tr>
<tr>
<td></td>
<td>AK 99705</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NAICS Code: 523999 - MISCELLANEOUS FINANCIAL INVESTMENT ACTIVITIES
New NAICS Code (optional):  

Complete the below stock information on record with the Department. You may not change your authorized shares with this form. An amendment is required. Fill in number of shares issued.

<table>
<thead>
<tr>
<th>Class</th>
<th>Series</th>
<th>Authorized</th>
<th>Par Value</th>
<th>Amount Issued</th>
</tr>
</thead>
<tbody>
<tr>
<td>Common</td>
<td></td>
<td>10000</td>
<td>$0.00</td>
<td>100</td>
</tr>
</tbody>
</table>

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

Name: Danielle Gardner
What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO’s main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>License Number:</th>
<th>16815</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Cut Above LLC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1520 Raven Lake Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

| Name:               | Zachery Craft              |
| Title:              | Owner                      |

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

Yes    No

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

If "Yes", which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MJ-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

I certify that I am not currently on felony probation or felony parole.

I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.

I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052.

I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.

I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.

I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).

I certify that my proposed premises is not located in a liquor licensed premises.

I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.

I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application. Additionally, if applicable, all proposed licensees have been listed on my application with the Division of Corporations.

I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.

[Form MJ-00] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify and understand that I must operate in compliance with the Alaska Department of Labor and Workforce Development's laws and requirements pertaining to employees.

I certify and understand that I must operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of this state and the local government in which my premises is located.

Read each line below, and then sign your initials in the box to the right of only the applicable statement:

Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.

Only initial next to the following statement if this form is accompanying an application for a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.

All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Zach Craft

Printed name of licensee

Subscribed and sworn to before me this 19th day of April, 2018.
Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO’s main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed; as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>License Number:</th>
<th>10815</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Cut Above LLC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1500 Raven Lake St.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td></td>
<td></td>
</tr>
<tr>
<td>State:</td>
<td>AK</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ZIP:</td>
<td>99709</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Darren Ray Resa</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
</tbody>
</table>

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

Yes  No

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

No

If “Yes”, which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MJ-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

I certify that I am not currently on felony probation or felony parole.

I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.

I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052.

I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.

I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.

I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).

I certify that my proposed premises is not located in a liquor licensed premises.

I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.

I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application. Additionally, if applicable, all proposed licensees have been listed on my application with the Division of Corporations.

I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify and understand that I must operate in compliance with the Alaska Department of Labor and Workforce Development’s laws and requirements pertaining to employees.

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Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.

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All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Subscribed and sworn to before me this 21st day of February, 2018.
Alaska Marijuana Control Board
Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

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Enter information for the business seeking to be licensed, as identified on the license application.

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<tr>
<td>Doing Business As:</td>
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</tr>
<tr>
<td>Premises Address:</td>
<td>1520 Raven Lake St.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
</tr>
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<td></td>
<td></td>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Lane Joseph Nichols Jr</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
</tbody>
</table>

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

Yes  No

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

If “Yes”, which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MJ-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

I certify that I am not currently on felony probation or felony parole.

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I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.

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Alaska Marijuana Control Board

Form MJ-00: Application Certifications

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All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Subscribed and sworn to before me this 21st day of February, 2018.

[Form MJ-00] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

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Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

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<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
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<td></td>
<td></td>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Stephen Fidler</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
</tbody>
</table>

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

Yes [ ] No [x]  

If "Yes", which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MJ-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

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I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.

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I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.

[Form MJ-00] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify and understand that I must operate in compliance with the Alaska Department of Labor and Workforce Development’s laws and requirements pertaining to employees.

I certify and understand that I must operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of this state and the local government in which my premises is located.

Read each line below, and then sign your initials in the box to the right of only the applicable statement:

Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.

Only initial next to the following statement if this form is accompanying an application for a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.

All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 305, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Printed name of licensee

Subscribed and sworn to before me this 29th day of February, 2018.

[Form MJ-00] (rev 10/05/2017)

Page 3 of 3
What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO's main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

| Licensee:                        | Cut Above LLC                     | License Number: | 16815 |
|                                 |                                    |                 |       |
| License Type:                   | Standard Marijuana Cultivation Facility |                 |       |
| Doing Business As:              | Cut Above LLC                      |                 |       |
| Premises Address:               | 1520 Raven Lake Street             |                 |       |
| City:                           | Fairbanks                          | State:          | AK    |
|                                 |                                     | ZIP:             | 99709 |

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

| Name:                            | Michael Smith                      |     |     |
|                                  |                                     |     |     |
| Title:                           | Member                               |     |     |

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>□</td>
</tr>
</tbody>
</table>

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

If "Yes", which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MI-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

I certify that I am not currently on felony probation or felony parole.

I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.

I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of 04.16.051 or AS 04.16.052.

I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.

I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.

I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).

I certify that my proposed premises is not located in a liquor licensed premises.

I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.

I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application. Additionally, if applicable, all proposed licensees have been listed on my application with the Division of Corporations.

I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify and understand that I must operate in compliance with the Alaska Department of Labor and Workforce Development’s laws and requirements pertaining to employees.

I certify and understand that I must operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of this state and the local government in which my premises is located.

Read each line below, and then sign your initials in the box to the right of only the applicable statement:

Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.

Only initial next to the following statement if this form is accompanying an application for a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.

All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public

ASHLYN WAMSLEY
State of Alaska

My Commission Expires May 20, 2020

Notary Public in and for the State of Alaska

My commission expires: May 20, 2020

Printed name of licensee

Subscribed and sworn to before me this 16th day of March, 2018.
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

What is this form?

This application certifications form is required for all marijuana establishment license applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306.

This form must be completed and submitted to AMCO’s main office by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>License Number:</th>
<th>16815</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Cut Above LLC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1520 Raven Lake Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

| Name: | Conrad Schwartz |
| Title: | Owner |

Section 3 – Other Licenses

Ownership and financial interest in other licenses:

Yes  No

Do you currently have or plan to have an ownership interest in, or a direct or indirect financial interest in another marijuana establishment license?

☐  ☑

If “Yes”, which license numbers (for existing licenses) and license types do you own or plan to own?

[Form MJ-00] (rev 10/05/2017)
Section 4 – Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I have not been convicted of a felony in any state or the United States, including a suspended imposition of sentence, for which less than five years have elapsed from the time of the conviction to the date of this application.

I certify that I am not currently on felony probation or felony parole.

I certify that I have not been found guilty of selling alcohol without a license in violation of AS 04.11.010.

I certify that I have not been found guilty of selling alcohol to an individual under 21 years of age in violation of AS 04.16.051 or AS 04.16.052.

I certify that I have not been convicted of a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the five years preceding this application.

I certify that I have not been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed within the two years preceding this application.

I certify that my proposed premises is not within 500 feet of a school ground, recreation or youth center, a building in which religious services are regularly conducted, or a correctional facility, as set forth in 3 AAC 306.010(a).

I certify that my proposed premises is not located in a liquor licensed premises.

I certify that I meet the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which I am initiating this application.

I certify that all proposed licensees (as defined in 3 AAC 306.020(b)(2)) and affiliates (as defined in 3 AAC 306.990(a)(1)) have been listed on my online marijuana establishment license application. Additionally, if applicable, all proposed licensees have been listed on my application with the Division of Corporations.

I certify that I understand that providing a false statement on this form, the online application, or any other form provided by AMCO is grounds for denial of my application.
Alaska Marijuana Control Board

Form MJ-00: Application Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

I certify and understand that I must operate in compliance with the Alaska Department of Labor and Workforce Development’s laws and requirements pertaining to employees.

I certify and understand that I must operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of this state and the local government in which my premises is located.

Read each line below, and then sign your initials in the box to the right of only the applicable statement:

Only initial next to the following statement if this form is accompanying an application for a marijuana testing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility.

Only initial next to the following statement if this form is accompanying an application for a retail marijuana store, a marijuana cultivation facility, or a marijuana products manufacturing facility license:

I certify that I do not have an ownership in, or a direct or indirect financial interest in a marijuana testing facility license.

All marijuana establishment license applicants:

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that the online application and this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public

TABITHA L. CORE
State of Alaska

My Commission Expires Jan. 1, 2022

Printed name of licensee

Subscribed and sworn to before me this 8th day of June, 2013.
What is this form?

An operating plan is required for all marijuana establishment license applications. Applicants should review Title 17.38 of Alaska Statutes and Chapter 306 of the Alaska Administrative Code. This form will be used to document how an applicant intends to meet the requirements of those statutes and regulations. If your business has a formal operating plan, you may include a copy of that operating plan with your application, but all fields of this form must still be completed per 3 AAC 306.020(c).

What must be covered in an operating plan?

Applicants must identify how the proposed premises will comply with applicable statutes and regulations regarding the following:

- Control plan for persons under the age of 21
- Security
- Business records
- Inventory tracking of all marijuana and marijuana product on the premises
- Employee qualification and training
- Health and safety standards
- Transportation and delivery of marijuana and marijuana products
- Signage and advertising

Applicants must also complete the corresponding operating plan supplemental forms (Form MJ-03, Form MJ-04, Form MJ-05, or Form MJ-06) to meet the additional operating plan requirements for each license type.

Section 1 – Establishment & Contact Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>MJ License #:</th>
<th>16815</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
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<td>Doing Business As:</td>
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</tr>
<tr>
<td>Premises Address:</td>
<td>1520 Raven Lake Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State: Alaska</td>
<td>ZIP: 99709</td>
</tr>
<tr>
<td>Mailing Address:</td>
<td>1520 Raven Lake Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State: Alaska</td>
<td>ZIP: 99709</td>
</tr>
<tr>
<td>Designated Licensee:</td>
<td>Conrad Schwartz</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Main Phone:</td>
<td>907-888-9795</td>
<td>Cell Phone:</td>
<td>907-888-9795</td>
</tr>
<tr>
<td>Email:</td>
<td><a href="mailto:conradschwartz@gmail.com">conradschwartz@gmail.com</a></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Section 2 – Control Plan for Persons Under the Age of 21

2.1. Describe how the marijuana establishment will prevent persons under the age of 21 from gaining access to any portion of the licensed premises and marijuana items:

The facility will not be open to the public. Any visitor will have to provide proof that he/she is at least 21 years old. A persons identification will be screened and a visitor log book will be filled out. Visitors will wear an identification tag at all times while in the facility.

Section 3 – Security

Restricted Access Areas (3 AAC 306.710):

3.1. Describe how you will prevent unescorted members of the public from entering restricted access areas:

The facility will not be open to the public. There will be "No Trespassing" Signs posted on the exterior of the building and all doors will remain locked. All visitors will be subject to an identification check, the visitor log book will be filled out and a visitor badge will be given to wear. The visitor shall be escorted in accordance with 3 AAC 306.710. Upon departure the visitor will turn in the badge and the log book will be updated.

3.2. Describe your recordkeeping and processes for admitting visitors into and escorting them through restricted access areas:

1. Determine if the visit is necessary for business
2. Check Identification for age 21 or above, fill out visitor log book, issue visitor badge.
3. Escort visitors in accordance with 3 AAC 306.710, limiting the number of visitors to not more than 5 per licensee, employee, or agent of the licensee who is actively engaged in supervising those visitors.
4. Collect visitor badge and fill out departure time in the visitor log book
3.3. Provide samples of licensee-produced identification badges that will be displayed by each licensee, employee, or agent while on the premises, and of visitor identification badges that will be worn by all visitors while in restricted access areas:

See email attachment: Employee IDsample.pdf

Security Alarm Systems and Lock Standards (3 AAC 306.715):

3.4. Exterior lighting is required to facilitate surveillance. Describe how the exterior lighting will meet this requirement:

Commercial exterior lighting will be on all sides of the building and over all exits. Some lighting will be motion activated to provide additional light for security cameras to capture any movement.
Cut Above LLC

Visitor Badge

Cultivation License #16815
3.5. An alarm system is required for all license types that must be activated on all exterior doors and windows when the licensed premises is closed for business. Describe the security alarm system for the proposed premises, explain how it will meet all regulatory requirements, and outline your policies and procedures regarding the actions to be taken by a licensee, employee, or agent when the alarm system alerts of an unauthorized breach:

All exterior doors will have door sensors and the hallway will have motion sensors. Our facility has no windows. At the end of the work day authorized personnel will "Arm" the alarm system. The alarm system will alert the owner or other authorized personnel if the sensors are triggered. Security cameras will provide surveillance for the entire exterior up to 20 feet out and entire interior of the facility. Security cameras will be recording 24/7 365 and recordings will be held on a site for a minimum of 40 days. In case of an alarm sensor being triggered the owner or other authorized personnel will determine the cause and have access to the security system remotely. If it is determined that there is unauthorized persons at the facility or we gain knowledge of theft, diversion, or unexplained disappearance of marijuana, marijuana products, or money from the premises then we will contact the department of Commerce, Community, and Economic Development, Alcohol and Marijuana Control Office as soon a reasonably practical and in any case not more than 24 hours after the breach.

3.6. Describe your policies and procedures for preventing diversion of marijuana or marijuana product, including by employees:

All marijuana or marijuana product will only be handled by the licensee or agent of licensee. All will have marijuana handler cards. Licensee will be present during transfer of marijuana to insure the integrity of the shipment. All marijuana will be logged and tracked in accordance with METRC from seed to sale. All marijuana will be weighed during harvest with a state certified scale. Security cameras will run 24/7 365 in all areas of the facility and have a minimum of the last 40 days stored on site in case of diversion to help find the cause.

3.7. Describe your policies and procedures for preventing loitering:

"No Trespassing" and "No Loitering" Signs will be posted on the exterior of the building. Security cameras will provide surveillance to the owner or employees inside the facility. Anyone caught loitering will be asked to leave. If someone will not leave or shows suspicious behavior, law enforcement will be contacted and informed.

You must be able to certify the statement below. Read the following and then sign your initials in the box to the right:  

3.8. I certify that if any additional security devices are used, such as a motion detector, pressure switch, and duress, panic, or hold-up alarm, to enhance security of the licensed premises, I will have written policies and procedures describing their use.

[Form MJ-01] (rev 12/01/2017)

License # 16845

Page 4 of 11
Video Surveillance (3 AAC 306.720):

You must be able to certify each statement below. Read the following and then sign your initials in the corresponding box:

3.9. The video surveillance and camera recording system for the licensed premises covers each restricted access area, and both the interior and exterior of each entrance to the facility.

3.10. Each video surveillance recording is preserved for a minimum of 40 days, in a format that can be easily accessed for viewing (consistent with the Alcohol & Marijuana Control Office’s approved format list); clearly and accurately displays the time and date; and is archived in a format that does not permit alteration of the recorded image.

3.11. The surveillance room or area is clearly defined on the Form MJ-02: Premises Diagram that is submitted with this application.

3.12. Surveillance recording equipment and video surveillance records are housed in a designated, locked, and secure area or in a lock box, cabinet, closet or other secure area where access is limited to the licensee(s), an authorized employee, and law enforcement personnel (including an agent of the Marijuana Control Board).

3.13. Describe how the video cameras will be placed to produce a clear view adequate to identify any individual inside the licensed premises, or within 20 feet of each entrance to the licensed premises:

All restricted access areas will have wide angle cameras placed across the room from the primary access door to provide clear view of the entire room and entrance to the room. All restricted access areas where marijuana may be grown, cured, destroyed, or stored will have full video surveillance and clear view of the entire room including all entrances and exits. The hallway will have cameras placed on both sides to provide clear view. Entrances will have cameras placed directly over head on the inside and outside. Exterior cameras will be placed to provide clear view within 20 feet of the entire facility.

3.14. Describe the locked and secure area where video surveillance recording equipment and original copies of surveillance records will be housed and stored, and how you will ensure the area is accessible only to authorized personnel, law enforcement, or an agent of the Marijuana Control Board. If you will be using an offsite monitoring service and offsite storage of video surveillance records, your response must include how the offsite facility will meet these security requirements:

The video surveillance recording equipment will be located inside the office. The office will remain locked 24 hours a day and only authorized personnel will have access. A wall-mounted lockable server rack will be located on the wall that houses all the equipment. The server located inside the rack will house original copies of surveillance records. A back up will be made and stored inside a safe located on-site daily. A minimum of the last 40 days of surveillance will be available to authorized personnel, law enforcement, or an agent of the Marijuana Control Board.
Section 4 – Business Records

Review the requirements under 3 AAC 306.755. All licensed marijuana establishments must maintain, in a format that is readily understood by a reasonably prudent business person, certain business records.

4.1. I certify that the following business records will be maintained and kept on the licensed premises:

a. all books and records necessary to fully account for each business transaction conducted under my license for the current year and three preceding calendar years (records for the last six months must be maintained on the licensed premises; older records may be archived on or off-premises);

b. a current employee list setting out the full name and marijuana handler permit number of each licensee, employee, and agent who works at the marijuana establishment;

c. the business contact information for vendors that maintain video surveillance systems and security alarm systems for the licensed premises;

d. records related to advertising and marketing;

e. a current diagram of the licensed premises, including each restricted access area;

f. a log recording the name, and date and time of entry of each visitor permitted into a restricted access area;

g. all records normally retained for tax purposes;

h. accurate and comprehensive inventory tracking records that account for all marijuana inventory activity from seed or immature plant stage until the retail marijuana or retail marijuana product is sold to a customer, to another marijuana establishment, or destroyed;

i. transportation records for marijuana and marijuana product, as required by 3 AAC 306.750(f); and

j. registration and inspection reports of scales registered under the Weights and Measures Act, as required by 3 AAC 306.745.

4.2. A marijuana establishment is required to exercise due diligence in preserving and maintaining all required records. Describe how you will prevent records and data, including electronically maintained records, from being lost or destroyed:

A fire rated safe located on-site will provide protection for physical records and daily electronic data back-ups of all product tracking and surveillance records.
Section 5 – Inventory Tracking of All Marijuana and Marijuana Product

Review the requirements under 3 AAC 306.730. All licensed marijuana establishments must use a marijuana inventory tracking system capable of sharing information with Metrc to ensure all marijuana cultivated and sold in the state, and each marijuana product processed and sold in the state, is identified and tracked from the time the marijuana is propagated from seed or cutting, through transfer to another licensed marijuana establishment, or use in manufacturing a marijuana product, to a completed sale of marijuana or marijuana product, or disposal of the harvest batch of marijuana or production lot of marijuana product.

You must be able to certify each statement below. Read the following and then sign your initials in the corresponding box: Initials

5.1. My marijuana establishment will be using Metrc, and if any other tracking software is used, it will be capable of sharing information with Metrc.

5.2. All marijuana delivered to a marijuana establishment will be weighed on a scale registered in compliance with 3 AAC 306.745.

5.3. My marijuana establishment will use registered scales in compliance with AS 45.75.080 (Weights and Measures Act), as required by 3 AAC 306.745.

Section 6 – Employee Qualification and Training

Review the requirements under 3 AAC 306.700. A marijuana establishment and each licensee, employee, or agent of the marijuana establishment who sells, cultivates, manufactures, tests, or transports marijuana or a marijuana product, or who checks the identification of a consumer or visitor, must obtain a marijuana handler permit from the board before being licensed or beginning employment at a marijuana establishment.

You must be able to certify each statement below. Read the following and then sign your initials in the corresponding box: Initials

6.1. Each licensee, employee, or agent of the marijuana establishment who sells, cultivates, manufactures, tests, or transports marijuana or marijuana product, or who checks the identification of a consumer or visitor, shall obtain a marijuana handler permit from the board before being licensed or beginning employment at the marijuana establishment.

6.2. Each licensee, employee, or agent who is required to have a marijuana handler permit shall keep that person’s marijuana handler permit card in that person’s immediate possession (or a valid copy on file on the licensed premises) when on the licensed premises.

6.3. Each licensee, employee, or agent who is required to have a marijuana handler permit shall ensure that that person’s marijuana handler permit card is valid and has not expired.

6.4. Describe any in-house training that will be provided to employees and agents (apart from a marijuana handler course):

All employees will be trained how to properly complete the following:

1. Admit a visitor
2. Loitering policies
3. Alarm system policies
4. All employees will be trained on how to properly "scrub in and out" when entering the facility at the beginning and end of each work day to prevent the possibility of contamination from the outside environment.
Section 7 – Health and Safety Standards

Review the requirements under 3 AAC 306.735.

You must be able to certify each statement below. Read the following and then sign your initials in the corresponding box: Initials

7.1. I understand that a marijuana establishment is subject to inspection by the local fire department, building inspector, or code enforcement officer to confirm that health or safety concerns are not present.

7.2. I have policies regarding health and safety standards (including: ensuring a person with an illness or infection does not come into contact with marijuana or marijuana product; good hygienic practices; cleaning and maintenance of equipment and the premises; pest deterrence; chemical storage; sanitation principles; and proper handling of marijuana and marijuana product) and will take all reasonable measures and precautions to ensure that they are met or exceeded.

7.3. I have policies to ensure that any marijuana or marijuana product that has been stored beyond its usable life, or was stored improperly, is not salvaged and returned to the marketplace.

7.4. I have policies to ensure that in the event information about the age or storage conditions of marijuana or marijuana product is unreliable, the marijuana or marijuana product will be handled in accordance with 3 AAC 306.735(d).

Answer "Yes" or "No" to each of the following questions:

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adequate and readily accessible toilet facilities that are maintained and in good repair and sanitary condition are clearly indicated on my Form MJ-02: Premises Diagram.</td>
<td>✓</td>
<td></td>
</tr>
<tr>
<td>Convenient handwashing facilities with running water at a suitable temperature are clearly indicated on my Form MJ-02: Premises Diagram.</td>
<td>✓</td>
<td></td>
</tr>
</tbody>
</table>

7.7. If you answered "No" to either 7.5 or 7.6 above, describe how toilet and/or handwashing facilities are made accessible, as required by 3 AAC 306.735(b)(2):

Section 8 – Transportation and Delivery of Marijuana and Marijuana Products

Review the requirements under 3 AAC 306.750.

8.1. Describe how marijuana or marijuana product will be prepared, packaged, and secured for shipment. Include a description of the type of locked, safe, and secure storage compartments to be used in vehicles transporting marijuana or marijuana product:

Once marijuana is harvested and processed a sample will be taken of each "batch" and sent in for testing. While awaiting test results all marijuana will be placed in a locked and secure roomed. Bulk packaging of up to 5 pounds will be placed into durable, tamper evident packaging prior to transport. All labeling on packaging will meet the requirements for cultivators. All shipments will be accompanied by a required manifest and will be verified by authorized personnel before it leaves. Shipments will be placed in a locked, safe and secure storage compartment located behind the passenger seat in our transport vehicle. The storage compartment is 10" wide, 6" tall and 60" long. It will be bolted to the frame of the vehicle.
Alaska Marijuana Control Board
Form MJ-01: Marijuana Establishment Operating Plan

You must be able to certify each statement below. Read the following and then sign your initials in the corresponding box: Initials

8.2. The marijuana establishment from which a shipment of marijuana or marijuana product originates will ensure that any individual transporting marijuana shall have a marijuana handler permit required under 3 AAC 306.700.

8.3. The marijuana establishment that originates the transport of any marijuana or marijuana product will use the marijuana inventory tracking system to record the type, amount, and weight of marijuana or marijuana product being transported, the name of the transporter, the time of departure and expected delivery, and the make, model, and license plate number of the transporting vehicle.

8.4. The marijuana establishment that originates the transport of any marijuana or marijuana product will ensure that a complete printed transport manifest on a form prescribed by the board must be kept with the marijuana or marijuana product at all times during transport.

8.5. During transport, any marijuana or marijuana product will be in a sealed package or container in a locked, safe, and secure storage compartment in the vehicle transporting the marijuana or marijuana product, and the sealed package will not be opened during transport.

8.6. Any vehicle transporting marijuana or marijuana product will travel directly from the shipping marijuana establishment to the receiving marijuana establishment, and will not make any unnecessary stops in between except to deliver or pick up marijuana or marijuana product at any other licensed marijuana establishment.

8.7. When the marijuana establishment receives marijuana or marijuana product from another licensed marijuana establishment, the recipient of the shipment will use the marijuana inventory tracking system to report the type, amount, and weight of marijuana or marijuana product received.

8.8. The marijuana establishment will refuse to accept any shipment of marijuana or marijuana product that is not accompanied by the transport manifest.

Section 9 - Signage and Advertising

9.1. Describe any signs that you intend to post on your establishment with your business name, including quantity, dimensions, graphics, and location on your establishment (photos or drawings may be attached):

We will not have signs on our facility.
9.2. Describe any advertising you intend to distribute of your establishment. Include medium types and business logos (photos or drawings may be attached):

Business cards with the following logo (see attachment)

See email 7 of 7 Attachment: cut_logo.pdf

I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee
Conrad Schwartz

Notary Public
TABITHA L. CORE
State of Alaska
My Commission Expires Jan. 1, 2022
Notary Public in and for the State of Alaska
My Commission expires: Jun 1st 2022

Subscribed and sworn to before me this 8th day of June, 2018.
= RESTRICTED ACCESS

= LICENSED PREMISES BOUNDARY

TYPE OF STRUCTURE:
2 x 4 CONSTRUCTION
6 IN HEATED SLAB
WOOD FRAMED

LICENSED PREMISES BOUNDARY
What is this form?

A public notice posting affidavit is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(10). As soon as practical after initiating a marijuana establishment license application, an applicant must give notice of the application to the public by posting a true copy of the application for ten (10) days at the location of the proposed licensed premises and one other conspicuous location in the area of the proposed premises, per 3 AAC 306.025(b)(1).

This form must be completed and submitted to AMCO’s main office before any new or transfer license application will be considered complete.

### Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
</tr>
</thead>
<tbody>
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<td>16815</td>
</tr>
<tr>
<td>State:</td>
<td>AK</td>
</tr>
<tr>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

### Section 2 – Certification

I certify that I have met the public notice requirement set forth under 3 AAC 306.025(b)(1) by posting a copy of my application for the following 10-day period at the location of the proposed licensed premises and at the following conspicuous location in the area of the proposed premises:

Start Date: 11/19/18
End Date: 11/29/18

Other conspicuous location: JUS\- A- STORE GAS STATION

I declare under penalty of perjury that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signed: Cut Above LLC

Notary Public
E. Ehlle
My Commission Expires Jun 21, 2022

Subscribed and sworn to before me this 31st day of December 2018.
Alaska Marijuana Control Board

Form MJ-08: Local Government Notice Affidavit

What is this form?

A local government notice affidavit is required for all marijuana establishment license applications with a proposed premises that is located within a local government, per 3 AAC 306.025(b)(3). As soon as practical after initiating a marijuana establishment license application, an applicant must give notice of the application to the public by submitting a copy of the application to each local government and any community council in the area of the proposed licensed premises. For an establishment located inside the boundaries of city that is within a borough, both the city and the borough must be notified.

This form must be completed and submitted to AMCO’s main office before any new or transfer license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>License Number:</th>
<th>16815</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Type:</td>
<td>Standard Marijuana Cultivation Facility</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doing Business As:</td>
<td>Cut Above LLC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Premises Address:</td>
<td>1520 Raven Lake Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State:</td>
<td>AK</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

Section 2 – Certification

I certify that I have met the local government notice requirement set forth under 3 AAC 306.025(b)(3) by submitting a copy of my application to the following local government (LG) official(s) and community council (if applicable):

Local Government(s): FAIRBANKS NORTH STAR BOROUGH Date Submitted: 11/26/18

Name/Title of LG Official 1: MANISH SINGH Name/Title of LG Official 2: 

Community Council: 
(Municipality of Anchorage and Matanuska-Susitna Borough only)

Date Submitted: 

I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Conrad Schwarte

Printed name of licensee

Subscribed and sworn to before me this 5th day of December 2018

[Form MJ-08] (rev 01/10/2018)
Alaska Marijuana Control Board

Form MJ-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(8). All areas designated as the licensed premises of a single license must be contiguous.

What must be submitted with this form?

Applicants must attach multiple diagrams to this form, including (as applicable):

- **Diagram 1:**
  a diagram showing only the licensed premises areas that will be ready to be operational at the time of your preliminary inspection and license issuance;

- **Diagram 2:**
  if different than Diagram 1, a diagram outlining all areas for which the licensee has legal right of possession (a valid lease or deed), and clearly showing those areas’ relationship to the current proposed licensed premises (details of any planned expansion areas do not need to be included; a complete copy of Form MJ-14: Licensed Premises Diagram Change must be submitted and approved before any planned expansion area may be added to the licensed premises);

- **Diagram 3:**
  a site plan or as-built of the entire lot, showing all structures on the property and clearly indicating which area(s) will be part of the licensed premises;

- **Diagram 4:**
  an aerial photo of the entire lot and surrounding lots, showing a view of the entire property and surrounding properties, and clearly indicating which area(s) will be part of the licensed premises (this can be obtained from sources like Google Earth); and

- **Diagram 5:**
  a diagram of the entire building in which the licensed premises is located, clearly distinguishing the licensed premises from unlicensed areas and/or premises of other licenses within the building. If your proposed licensed premises is located within a building or building complex that contains multiple business and/or tenants, please provide the addresses and/or suite numbers of the other businesses and/or tenants (a separate diagram is not required for an establishment that is designating the entire building as a single licensed premises).

This form, and all necessary diagrams that meet the requirements on Page 2 of this form, must be completed and submitted to AMCO’s main office before any new or transfer license application will be considered complete.

### Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>MJ License #:</th>
<th>16815</th>
</tr>
</thead>
<tbody>
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</tr>
<tr>
<td></td>
<td></td>
<td>ZIP:</td>
<td>99709</td>
</tr>
</tbody>
</table>

[Form MJ-02] (rev 01/10/2018)
Section 2 – Required Information

For your security, do not include locations of security cameras, motion detectors, panic buttons, and other security devices.

The following details must be included in all diagrams:

☐ License number and DBA
☐ Legend or key
☐ Color coding
☐ Dimensions
☐ Labels
☐ True north arrow

The following additional details must be included in Diagram 1:

☐ Surveillance room
☐ Restricted access areas
☐ Storage areas
☐ Entrances, exits, and windows
☐ Walls, partitions, and counters
☐ Any other areas that must be labeled for specific license types

The following additional details must be included in Diagram 2:

☐ Areas of ingress and egress
☐ Entrances and exits
☐ Walls and partitions

The following additional details must be included in Diagrams 3 and 4:

☐ Areas of ingress and egress
☐ Cross streets and points of reference

The following additional details must be included in Diagram 5:

☐ Areas of ingress and egress
☐ Entrances and exits
☐ Walls and partitions
☐ Cross streets and points of reference

I declare under penalty of unsworn falsification that I have attached all necessary diagrams that meet the above requirements, and that this form, including all accompanying schedules, statements, and depictions is true, correct, and complete.

[Signature]

Printed name of licensee

Subscribed and sworn to me this 8th day of June, 2018.
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

<table>
<thead>
<tr>
<th>Licensee:</th>
<th>Cut Above LLC</th>
<th>License Number: 16815</th>
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<tbody>
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<tr>
<td>City:</td>
<td>Fairbanks</td>
<td>State: AK ZIP: 99709</td>
</tr>
</tbody>
</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Conrad Schwartz</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Owner</td>
</tr>
<tr>
<td>SSN:</td>
<td>[Redacted]</td>
</tr>
<tr>
<td>Date of Birth:</td>
<td>[Redacted]</td>
</tr>
</tbody>
</table>

[Form MJ-09] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

Section 3 – Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I understand that my fingerprints will be used to check the criminal history records of the Federal Bureau of Investigation (FBI), and that I have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

I declare under penalty oflies a sworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public in and for the State of Alaska

Printed name of licensee

My commission expires: Jan 1st 2022

Subscribed and sworn to before me this 8th day of June, 2018.

Notary Public
TABITHA L. CORE
State of Alaska
My Commission Expires Jan. 1, 2022

[Form MJ-09] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(h)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

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</table>

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

| Name:       | Darren Roy Resa                    |
| Title:      | Member                             |
| SSN:        | [redacted]                         |
| Date of Birth: | [redacted]                      |
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

Section 3 – Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

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I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Darren Resa
Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Subscribed and sworn to before me this 28th day of February, 2018.
Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO’s main office by each proposed licensee or affiliate before any license application will be considered complete.

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Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Lane Joseph Nichols Sr</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
<tr>
<td>SSN:</td>
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I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

[lname]
Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Subscribed and sworn to before me this 28th day of February, 2018.
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

What is this form?
A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

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Section 2 – Individual Information
Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Zachery Craft</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Owner</td>
</tr>
<tr>
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I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I understand that my fingerprints will be used to check the criminal history records of the Federal Bureau of Investigation (FBI), and that I have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

[Signature]

Zack Coft

[Printed name of licensee]

Subscribed and sworn to before me this 10th day of April, 2018.
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO’s main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 – Establishment Information

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Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Stephen Fidler</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
<tr>
<td>SSN:</td>
<td></td>
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<td>Date of Birth:</td>
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[Form MJ-09] (rev 10/05/2017)
Section 3 – Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I understand that my fingerprints will be used to check the criminal history records of the Federal Bureau of Investigation (FBI), and that I have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public in and for the State of Alaska

My commission expires: 2-1-2020

Printed name of licensee

Subscribed and sworn to before me this 28th day of February, 2018.
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

What is this form?

A statement of financial interest completed by each proposed licensee (as defined in 3 AAC 306.020(b)(2)) and affiliate (as defined in 3 AAC 306.990(a)(1)) is required for all marijuana establishment license applications, per 3 AAC 306.020(b)(4). A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO’s main office by each proposed licensee or affiliate before any license application will be considered complete.

Section 1 – Establishment Information

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Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

<table>
<thead>
<tr>
<th>Name:</th>
<th>Michael Smith</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Member</td>
</tr>
<tr>
<td>SSN:</td>
<td></td>
</tr>
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</table>

[Form MJ-09] (rev 10/05/2017)
Alaska Marijuana Control Board

Form MJ-09: Statement of Financial Interest

Section 3 – Certifications

I certify that no person other than a proposed licensee listed on my marijuana establishment license application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which a marijuana establishment license is being applied for.

I further certify that any ownership change shall be reported to the board as required under 3 AAC 306.040.

I understand that my fingerprints will be used to check the criminal history records of the Federal Bureau of Investigation (FBI), and that I have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

I declare under penalty of unsworn falsification that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of licensee

Notary Public in and for the State of Alaska

My commission expires: May 20, 2020

Printed name of licensee

Subscribed and sworn to before me this 6th day of March, 2018.

Notary Public
ASHLYN WAMSLEY
State of Alaska
My Commission Expires May 20, 2020
License Number: 16815
License Status: New
License Type: Standard Marijuana Cultivation Facility
Doing Business As: CUT ABOVE LLC
Business License Number: 1062386
Designated Licensee: Conrad Schwartz
Email Address: cutaboveak@gmail.com
Local Government: Fairbanks North Star Borough
Community Council:
Latitude, Longitude: 64.801000, -147.945000
Physical Address: 1520 Raven Lake Street
Fairbanks, AK 99709
UNITED STATES

Licensee #1
Type: Entity
Alaska Entity Number: 10071837
Alaska Entity Name: Cut Above LLC
Phone Number: 907-888-9795
Email Address: cutaboveak@gmail.com
Mailing Address: 1520 Raven Lake Street
Fairbanks, AK 99709
UNITED STATES

Entity Official #1
Type: Individual
Name: Zachery Craft
Phone Number: 907-750-4015
Email Address: zachcraft907@gmail.com
Mailing Address: 3320 Hillary Ave
Fairbanks, AK 99709
UNITED STATES

Entity Official #2
Type: Individual
Name: Conrad Schwartz
Phone Number: 907-888-9795
Email Address: conradschwartz@gmail.com
Mailing Address: 3678 Navaho Ct
North Pole, AK 99705
UNITED STATES

Entity Official #3
Type: Entity
Alaska Entity Number: 10071506
Alaska Entity Name: TMM Investments, Inc.
Phone Number: 907-978-0685
Email Address: darrenresa@gmail.com
Mailing Address: 1626 Kiana Street
Fairbanks, AK 99709
UNITED STATES

Entity Official #4
Type: Individual
Name: Michael Smith
Phone Number: 907-378-2687
Email Address: mikesmithak57@gmail.com
Mailing Address: P. O. Box 70474
Fairbanks, AK 99707
UNITED STATES

Entity Official #5
Type: Individual
Name: Stephen Fidler
Phone Number: 907-388-4436
Email Address: fidler_stephen@yahoo.com
Mailing Address: 1750 Persinger Dr.
North Pole, AK 99705
UNITED STATES
<table>
<thead>
<tr>
<th>Entity Official #6</th>
<th>Entity Official #7</th>
</tr>
</thead>
<tbody>
<tr>
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<td><strong>Type:</strong> Individual</td>
</tr>
<tr>
<td><strong>Name:</strong> Darren Resa</td>
<td><strong>Name:</strong> Lane Nichols JR</td>
</tr>
<tr>
<td><strong>Phone Number:</strong> 907-978-0685</td>
<td><strong>Phone Number:</strong> 907-750-7989</td>
</tr>
<tr>
<td><strong>Email Address:</strong> <a href="mailto:darrenresa@gmail.com">darrenresa@gmail.com</a></td>
<td><strong>Email Address:</strong> <a href="mailto:ljnichols@live.com">ljnichols@live.com</a></td>
</tr>
</tbody>
</table>
| **Mailing Address:** 1626 Kiana Street  
Fairbanks, AK 99709  
UNITED STATES | **Mailing Address:** 2066 Van Horn Ct  
Fairbanks, AK 99701  
UNITED STATES |

**Note:** No affiliates entered for this license.
COMMERCIAL LEASE

This Lease Agreement (this "Lease") is dated as of December 05, 2018, by and between C and S Enterprises ("Landlord"), and Cut Above LLC ("Tenant"). The parties agree as follows:

PREMISES. Landlord, in consideration of the lease payments provided in this Lease, leases to Tenant a 4,000 square foot warehouse (the "Premises") located at 1520 Raven Lake Street, Fairbanks, AK 99709.

TERM. The lease term will begin on December 05, 2018 and will terminate on December 05, 2023.

LEASE PAYMENTS. Tenant shall pay to Landlord monthly installments of $4,000.00, payable in advance on the fifteenth day of each month. Lease payments shall be made to the Landlord at 3678 Navaho Ct, North Pole, Alaska 99705. The payment address may be changed from time to time by the Landlord.

POSSESSION. Tenant shall be entitled to possession on the first day of the term of this Lease, and shall yield possession to Landlord on the last day of the term of this Lease, unless otherwise agreed by both parties in writing. At the expiration of the term, Tenant shall remove its goods and effects and peaceably yield up the Premises to Landlord in as good a condition as when delivered to Tenant, ordinary wear and tear excepted.

USE OF PREMISES. Landlord understands that Tenant will be using the Premises to operate a licensed standard marijuana cultivation facility. The Premises may be used for any other purpose only with the prior written consent of Landlord, which shall not be unreasonably withheld.

EXCLUSIVITY. Landlord shall not directly or indirectly, through any employee, agent, or otherwise, lease any space within the property (except the Premises herein described), or permit the use or occupancy of any such space whose primary business activity is in, or may result in, competition with the Tenants primary business activity. The Landlord hereby gives the Tenant the exclusive right to conduct their primary business activity on the property.

PARKING. Tenant shall be entitled to use all parking spaces for the parking of motor vehicle(s).

INSURANCE. The Tenant is hereby advised and understands that the personal property of the Tenant is not insured by the Landlord for either damage or loss, and the Landlord assumes no liability for any such loss. The Tenant is advised that, if insurance coverage is desired by the Tenant, the Tenant should inquire of Tenant's insurance agent regarding a Tenant's Policy of Insurance.
The Tenant is responsible for insuring the Premises for liability insurance for the benefit of the Tenant and the Landlord

The Tenant will provide proof of such insurance to the Landlord upon request.

**UTILITIES AND SERVICES.** Tenant shall be responsible for all utilities and services incurred in connection with the Premises.

**PROPERTY TAXES.** Landlord shall be responsible for all property taxes incurred.

**DEFAULTS.** Tenant shall be in default of this Lease if Tenant fails to fulfill any lease obligation or term by which Tenant is bound. Subject to any governing provisions of law to the contrary, if Tenant fails to cure any financial obligation within 10 days (or any other obligation within 30 days) after written notice of such default is provided by Landlord to Tenant, Landlord may take possession of the Premises without further notice (to the extent permitted by law), and without prejudicing Landlord's rights to damages. In the alternative, Landlord may elect to cure any default and the cost of such action shall be added to Tenant's financial obligations under this Lease. Tenant shall pay all costs, damages, and expenses (including reasonable attorney fees and expenses) suffered by Landlord by reason of Tenant's defaults. All sums of money or charges required to be paid by Tenant under this Lease shall be additional rent, whether or not such sums or charges are designated as "additional rent". The rights provided by this paragraph are cumulative in nature and are in addition to any other rights afforded by law.

In the event of default by lessee/Tenant, the lessor/Landlord will not remove from the premises or take possession of marijuana, and the AMCO (Alcohol & Marijuana Control Office) will be notified immediately by the lessor/Landlord.

**LATE PAYMENTS.** For each payment that is not paid within 10 days after its due date, Tenant shall pay a late fee equal to 5% of the required payment.

**Quiet Enjoyment.** The Landlord covenants that on paying the Rent and performing the covenants contained in this Lease, the Tenant will peacefully and quietly have, hold, and enjoy the Premises for the agreed term.

**DANGEROUS MATERIALS.** Tenant shall not keep or have on the Premises any article or thing of a dangerous, flammable, or explosive character that might substantially increase the danger of fire on the Premises, or that might be considered hazardous by a responsible insurance company, unless the prior written consent of Landlord is obtained and proof of adequate insurance protection is provided by Tenant to Landlord.

**COMPLIANCE WITH REGULATIONS.** Tenant shall promptly comply with all laws, ordinances, requirements and regulations of the federal, state, county, municipal and other authorities, and the fire insurance underwriters. However, Tenant shall not by this provision be required to make alterations to the exterior of the building or alterations of a structural nature.
DISPUTE RESOLUTION. The parties will attempt to resolve any dispute arising out of or relating to this Agreement through friendly negotiations amongst the parties. If the matter is not resolved by negotiation, the parties will resolve the dispute using the below Alternative Dispute Resolution (ADR) procedure.

Any controversies or disputes arising out of or relating to this Agreement will be submitted to mediation per the rules of the State of Alaska and in accordance with any statutory rules of mediation. If mediation does not successfully resolve the dispute, then the parties may proceed to seek an alternative form of resolution in accordance with any other rights and remedies afforded to them by law.

ASSIGNS/ASSIGNABILITY/ASSIGNED. Tenant may not assign or sublease any interest in the Premises, nor effect a change in the ownership of the Tenant (from the ownership existing at the inception of this lease), nor assign, mortgage or pledge this Lease, without the prior written consent of Landlord, which shall not be unreasonably withheld.

NOTICE. Notices under this Lease shall not be deemed valid unless given or served in writing and forwarded by mail, postage prepaid, addressed as follows:

LANDLORD:

C and S Enterprises
3678 Navaho Ct
North Pole, Alaska 99705

TENANT:

Cut Above LLC
1520 Raven Lake Street
Fairbanks, AK 99709

Such addresses may be changed from time to time by any party by providing notice as set forth above. Notices mailed in accordance with the above provisions shall be deemed received on the third day after posting.

GOVERNING LAW. This Lease shall be construed in accordance with the laws of the State of Alaska.

ENTIRE AGREEMENT/AMENDMENT. This Lease Agreement contains the entire agreement of the parties and there are no other promises, conditions, understandings or other agreements, whether oral or written, relating to the subject matter of this Lease. This Lease may be modified or amended in writing, if the writing is signed by the party obligated under the amendment.
SEVERABILITY. If any portion of this Lease shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Lease is invalid or unenforceable, but that by limiting such provision, it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

WAIVER. The failure of either party to enforce any provisions of this Lease shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Lease.

BINDING EFFECT. The provisions of this Lease shall be binding upon and inure to the benefit of both parties and their respective legal representatives, successors and assigns.

DISCLAIMER. Under no circumstances will the Landlord take possession of or remove marijuana from the Premises. AMCO will be contacted by the Landlord if this is necessary.

LANDLORD:
C and S Enterprises

By: [Signature]
Zachary Craft,
Owner/Member

Date: December 05, 2018

TENANT:
Cut Above LLC

By: [Signature]
Conrad Schwartz,
Owner/Member

Date: December 05, 2018

This is a RocketLawyer.com document.
Affidavit of Publication

UNITED STATES OF AMERICA  
STATE OF ALASKA  
FOURTH DISTRICT  

Before me, the undersigned, a notary public, this day personally appeared Tameka Ambersley, who, being first duly sworn, according to law, says that he/she is an Advertising Clerk of the Fairbanks Daily News-Miner, a newspaper (i) published in newspaper format, (ii) distributed daily more than 50 weeks per year, (iii) with a total circulation of more than 500 and more than 10% of the population of the Fourth Judicial District, (iv) holding a second class mailing permit from the United States Postal Service, (v) not published primarily to distribute advertising, and (vi) not intended for a particular professional or occupational group. The advertisement which is attached is a true copy of the advertisement published in said paper on the following day(s):

February 03, 2018, February 10, 2018, February 17, 2018

and that the rate charged thereon is not excess of the rate charged private individuals, with the usual discounts.

Advertising Clerk

Subscribed to and sworn to me this 17th day of February 2018.

Marena Burnell, Notary Public in and for the State Alaska.

My commission expires: December 07, 2021

00009769  00044816
CONRAD SCHWARTZ  
3678 NAVAHO CT  
NORTH POLE, AK 99705

Cut Above LLC is applying under 3 AAC 305.400 for a new Standard Marijuana Cultivation Facility license, license #16815, doing business as CUT ABOVE LLC, located at 1520 Raven Lake Street, Fairbanks, AK 99709, UNITED STATES.

Interested persons may object to the application by submitting a written statement of reasons for the objection to their local government the applicant, and the Alcohol & Marijuana Control Office (AMCO) not later than 30 days after the director has determined the application to be complete and has given written notice to the local government. Once an application is determined to be complete, the objection deadline and a copy of the application will be posted on AMCO’s website at https://www.commerce.alaska.gov/amco. Objections should be sent to AMCO at marijuana.licensing@alaska.gov or to 550 W 7th Ave, Suite 1800, Anchorage, AK 99501.

02-03, 02-10 & 02-17-2018
Property Information for PAN#: 684398

PROPERTY DESCRIPTION: Chena Point Lake,
Lot: 01A
OWNER: C and S Enterprises Llc [ownership]
SITUS ADDRESS: 1520 Raven Lake St A, B, C, D
ZONING: GU-1 (100%)
COMMUNITY PLANNING PERMITS:
Zoning: 18081

Proximity, Zoning, and Sensitive Use Map
Cut Above LLC
Marijuana License - New - #16815
Standard Cultivation Facility

The Fairbanks North Star Borough does not warrant the accuracy of maps or data provided, nor their suitability for any particular application. There may be errors in the data.
Fairbanks North Star Borough  
Department of Community Planning  
P.O. Box 71267  
Fairbanks, Alaska 99707-1267  
Zoning Permit Number: 18081

General Information

Date: 7/2/2018  
Applicant: SCHWARTZ CONRAD  
Business Name: CUT ABOVE LLC  

Mailing Address: 3678 NAVAHO CT, NORTH POLE AK 99705  
Property Owner: C AND S ENTERPRISES LLC  
Property Description: 0684398 LOT 1A CHENA POINT LAKE  
Site Address: 1520 RAVEN LAKE ST  

Existing Use: Vacant Land  
Structure: Vacant land  
Proposed Use: Commercial  
Structure: Marijuana cultivation facility, indoor large : 4,000 sq.ft.

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<tr>
<td>Lot Size:</td>
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Notes: Please check with the FNSB Floodplain Administrator for floodplain permit requirements  
Conditions: N/A

Zoning Specifications

Existing Zone: GU-1 (100%)  
Flood Zone: AE (100%)  

Minimum Lot Size: 40,000  
Floodplain Permit Required: Yes  
Front Yard Req: 0  
FNSB Driveway Permit Required: No  
Side Yard Req: 0  
Road Service Area Name: NONE  
Rear Yard Req: 0  
Parking Spaces Req: 0

The holder of this permit is the property owner or is authorized to act for the property owner and the info provided is true and complete.

The holder of this permit is required to comply with all other applicable laws, including city, borough, state and federal laws.

The holder of this permit shall submit current and accurate documents if the site plans or other application materials are changed subsequent to issuance of this permit.

This permit is appealable and the appeal must be submitted and perfected within 15 days of the date of the decision in accordance with FNSBC 18.104.090.

This permit is issued contingent upon the applicant obtaining the appropriate State of Alaska Commercial Marijuana Facility License.

Reasons: Marijuana cultivation facility, indoor large is a permitted use in the GU-1 zone

Permit Approval: Approved  
Zoning Official: Singh, M  
7/2/2018  
Date
Hi Conrad,

I am processing your zoning permit application for the marijuana cultivation facility. In the meantime, I wanted to inform you about other required Borough permits.

**Floodplain Permit and Certificate of Compliance:** You property is completely within a special flood hazard area where FNSB Title 15 requires you to obtain a floodplain permit before any development. Please find attached the application and contact Ms. Nancy Durham, FNSB Floodplain Administrator, for any questions. Ms. Durham can be reached at (907) 459-1263 or via email at NDurham@fnsb.us.

Thanks,
Manish

---

From: Manish Singh  
Sent: Thursday, June 28, 2018 2:39 PM  
To: Nancy Durham; Kim Streeter  
Subject: New MJ Cultivation Facility in Flood Zone Ae and with an address issue

Hi Nancy,

I have received a marijuana cultivation zoning permit application on a property which is completely within a special flood hazard area (Flood Zone Ae). Please find attached the application. I’m going to process the zoning permit and I will inform the applicant to contact you for a floodplain permit.

Hi Kim,

I did not find an FNSB assigned address for this parcel. I will let the property owner know about the issue and request them to contact you for acquiring a correct address.

Thanks,
Manish
Department of Commerce, Community, and Economic Development
CORPORATIONS, BUSINESS & PROFESSIONAL LICENSING


ENTITY DETAILS
Name(s)

<table>
<thead>
<tr>
<th>Type</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Name</td>
<td>C and S Enterprises LLC</td>
</tr>
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</table>

Entity Type: Limited Liability Company

Entity #: 10083844

Status: Good Standing

AK Formed Date: 5/7/2018

Duration/Expiration: Perpetual

Home State: ALASKA

Next Biennial Report Due: 1/2/2020

Entity Mailing Address: 3678 NAVAHO CT, NORTH POLE, AK 99705

Entity Physical Address: 3678 NAVAHO CT, NORTH POLE, AK 99705

Registered Agent

Agent Name: Conrad Schwartz

Registered Mailing Address: 3678 NAVAHO CT, NORTH POLE, AK 99705

Registered Physical Address: 3678 NAVAHO CT, NORTH POLE, AK 99705

Officials

<table>
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### Filed Documents

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FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018 - 46

AN ORDINANCE AMENDING FNSBC 7.12.020 REGARDING BUDGET SUBMISSIONS

WHEREAS, The Fairbanks North Star Borough (FNSB) has a multi-
hundreds of millions of dollars deferred maintenance backlog; and

WHEREAS, Previous FNSB Assemblies have not adequately saved money
for facility maintenance; and

WHEREAS, Facilities Maintenance Reserve (FMR) funds are intended to be
available for maintaining borough facilities; and

WHEREAS, The FNSB has $733,211,718 of property insurance for its
buildings in FY18-19 including those used by the School District but excluding those
used by the fire service areas. This number represents an estimate by industry experts
of the replacement value of the insured facilities; and

WHEREAS, It is commonly accepted that facilities require 2-4% of their
replacement value be spent on maintenance annually on average over time in order to
remain current on maintenance; and

WHEREAS, Suddenly budgeting the recommended 2-4% or $14,664,234
to $29,328,468 from current levels would cause a disruptive shock to existing borough
services; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
WHEREAS, The FY18-19 approved budget included a $7,461,635 contribution to the Facilities Maintenance Reserve account; and

WHEREAS, The FY18-19 approved budget calls for $108,547,751 of local revenue from the areawide sources of property tax, alcohol tax, bed tax, and marijuana tax, not including delinquent taxes, penalties or interest, which means for FY18-19 a total of 6.8741% of areawide tax revenue was designated to the FMR or 1.0177% of the insured replacement value of property; and

WHEREAS, The FNSB can reasonably budget in the next fiscal year 1% of the replacement value of its property or $7,332,117 or as a percent of FY18-19 expected areawide tax revenues 6.7547% and increase that over time to the recommended levels; and

WHEREAS, Budgeting a defined percentage of expected areawide tax revenues to the FMR is a clean, simple, and low risk way of setting money aside for maintaining borough facilities by defining future proposed contributions in the Mayor’s budget as a portion of a stable and predictable revenue source; and

WHEREAS, The Mayor writes and proposes the first draft in the annual budgeting process.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is of a general and permanent nature and shall be codified.
Section 2. Subsection C of FNSBC 7.12.020, Budget submission, is hereby amended as follows:

C. The borough mayor shall deliver to the assembly, on or before the first Thursday following April 1st of each year, the total proposed comprehensive budget of the borough, the recommended allocation of funds to each proposed expenditure category within the proposed budget, and appropriation ordinances in the form provided for in FNSBC 7.12.100(A). Included in this submission shall be:

1. The board of education’s budget as submitted to the mayor;
2. The assembly’s proposed budget as submitted to the mayor by the borough clerk;
3. The budgets of the various departments of the borough executive branch;
4. Each department identified and grouped according to whether it is a direct public service department, a support service department or a governance department, as provided in FNSBC 2.08.030 together with a subtotal for these three groupings;
5. The proposed capital improvement budget, including amounts proposed to be contributed to the facilities maintenance reserve fund as required by this section;
6. The proposed borough service area budgets accompanied by an estimate of unencumbered funds by service area;
7. The proposed budgets of each fund authorized by the borough, including special and enterprise funds;
8. The mayor’s recommendations on all the budgets;
9. A schedule of all revenues and grants expected to be received during the fiscal year;
10. A proposed appropriation ordinance implementing the mayor’s recommendations on the total budget;
11. The amount of local taxes required to fund the budget and the tax levies required by the area to generate the required taxes;

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
12. A proposed resolution implementing the mayor's recommendation for local support to the board of education;

13. A proposed resolution implementing the mayor's recommendations for local tax levies.

Section 3. A new subsection is hereby added to FNSBC 7.12.020 as follows:

D. The borough mayor's total proposed comprehensive budget delivered to the assembly must include a contribution to the facilities maintenance reserve fund of at least 6.7547 percent of the estimate of areawide tax revenue included in that budget, excluding penalties and interest and prior year's delinquent taxes. The proposed contribution shall increase at a rate of 0.67547 percent per year until it reaches 13.5095 percent of the estimate of areawide tax revenues. If the general fund is below 50% of its target reserve, the requirements of this subsection shall not apply in that fiscal year.

Section 4. Effective date. This ordinance shall be effective at 5:00 p.m. of the first Borough business day following its adoption.

PASSED AND APPROVED THIS ____ DAY OF _________, 2018.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

Jill S. Dolan
Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018 - 46

AN ORDINANCE AMENDING FNSBC 7.12.020 AND FNSBC 7.12.120 REGARDING BUDGET SUBMISSIONS

WHEREAS, The Fairbanks North Star Borough (FNSB) has a multi-hundreds of millions of dollars deferred maintenance backlog; and

WHEREAS, Previous FNSB Assemblies have not adequately saved money for facility maintenance; and

WHEREAS, Facilities Maintenance Reserve (FMR) funds are intended to be available for maintaining borough facilities; and

WHEREAS, The FNSB has $733,211,718 of property insurance for its buildings in FY18-19 including those used by the School District but excluding those used by the fire service areas. This number represents an estimate by industry experts of the replacement value of the insured facilities; and

WHEREAS, It is commonly accepted that facilities require 2-4% of their replacement value be spent on maintenance annually on average over time in order to remain current on maintenance; and

WHEREAS, Suddenly budgeting the recommended 2-4% or $14,664,234 to $29,328,468 from current levels would cause a disruptive shock to existing borough services; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
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WHEREAS, The FY18-19 approved budget included a $7,461,635 contribution to the Facilities Maintenance Reserve account; and

WHEREAS, The FY18-19 approved budget calls for $108,547,751 of local revenue from the areawide sources of property tax, alcohol tax, bed tax, and marijuana tax, not including delinquent taxes, penalties or interest, which means for FY18-19 a total of 6.8741% of areawide tax revenue was designated to the FMR or 1.0177% of the insured replacement value of property; and

WHEREAS, The FNSB can reasonably budget in the next fiscal year 1% of the replacement value of its property or $7,332,117 or as a percent of FY18-19 expected areawide tax revenues 6.7547% and increase that over time to the recommended levels; and

WHEREAS, Budgeting a defined percentage of expected areawide tax revenues to the FMR is a clean, simple, and low risk way of setting money aside for maintaining borough facilities by defining future proposed contributions in the Mayor's budget as a portion of a stable and predictable revenue source; and

WHEREAS, The Mayor writes and proposes the first draft in the annual budgeting process.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is of a general and permanent nature and shall be codified.

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C. The borough mayor shall deliver to the assembly, on or before the first Thursday following April 1st of each year, the total proposed comprehensive budget of the borough, the recommended allocation of funds to each proposed expenditure category within the proposed budget, and appropriation ordinances in the form provided for in FNSBC 7.12.100(A). Included in this submission shall be:

1. The board of education’s budget as submitted to the mayor;
2. The assembly’s proposed budget as submitted to the mayor by the borough clerk;
3. The budgets of the various departments of the borough executive branch;
4. Each department identified and grouped according to whether it is a direct public service department, a support service department or a governance department, as provided in FNSBC 2.08.030 together with a subtotal for these three groupings;
5. The proposed capital improvement budget, including amounts proposed to be contributed to the facilities maintenance reserve fund as required by this section;
6. The proposed borough service area budgets accompanied by an estimate of unencumbered funds by service area;
7. The proposed budgets of each fund authorized by the borough, including special and enterprise funds;
8. The mayor’s recommendations on all the budgets;
9. A schedule of all revenues and grants expected to be received during the fiscal year;
10. A proposed appropriation ordinance implementing the mayor’s recommendations on the total budget;
11. The amount of local taxes required to fund the budget and the tax levies required by the area to generate the required taxes;

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
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12. A proposed resolution implementing the mayor’s recommendation for local support to the board of education;

13. A proposed resolution implementing the mayor’s recommendations for local tax levies.

Section 3. A new subsection is hereby added to FNSBC 7.12.020 as follows:

D. The borough mayor’s total proposed comprehensive budget delivered to the assembly must include: (1) a contribution to the facilities maintenance reserve fund of at least \[6.7547\] seven percent of the estimate of areawide tax revenue included in that budget, excluding penalties and interest and prior year’s delinquent taxes. THE PROPOSED CONTRIBUTION SHALL INCREASE AT A RATE OF 0.67547 PERCENT PER YEAR UNTIL IT REACHES 13.5095 PERCENT OF THE ESTIMATE OF AREAWIDE TAX REVENUES. IF THE GENERAL FUND IS BELOW 50% OF ITS TARGET RESERVE, THE REQUIREMENTS OF THIS SUBSECTION SHALL NOT APPLY IN THAT FISCAL YEAR.] and (2) a six-year capital improvement plan for all borough facilities, including expenditure and revenue projections as required for those projects. If the budget does not propose the contribution required by this subsection it must be justified with an explanation of the reasons and possible alternatives (e.g., future bond proposals, grant funds, building closures).

Section 4. FNSBC 7.12.120, Capital improvement program, is hereby repealed as follows:

[7.12.120 CAPITAL IMPROVEMENT PROGRAM.

THE MAYOR SHALL SUBMIT TO THE ASSEMBLY ANNUALLY ON A DATE THE MAYOR DEEMS APPROPRIATE A SIX-YEAR CAPITAL IMPROVEMENT PROGRAM INCLUDING CAPITAL PROJECTS FOR EDUCATION. THE ASSEMBLY

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined & bold
Text to be deleted is [BRACKETED, CAPITALIZED & BOLD]
SHALL HOLD AT LEAST ONE PUBLIC HEARING ON THE PROGRAM PRIOR TO ADOPTION. THE FIRST YEAR PLAN OF THE PROGRAM SHALL CONSTITUTE THE CAPITAL IMPROVEMENT BUDGET AND SHALL BE PART OF THE ANNUAL BUDGET SUBMISSION PROVIDED FOR IN FNSBC 7.12.020(C).]

Section [4.5]. Effective date. This ordinance shall be effective at 5:00 p.m. of the first Borough business day following its adoption.

PASSED AND APPROVED THIS ____ DAY OF __________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
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MEMORANDUM

TO: Fairbanks North Star Borough Assembly
THROUGH: Bryce Ward, Borough Mayor
FROM: Glenn Miller, Transportation Director
DATE: January 10, 2019
SUBJECT: Ordinance No. 2019-02
Amending Section 21.28.040 of the FNSB Code of Ordinances Regarding the PM2.5 Air Quality Control Program

Attached for your approval is an ordinance amending section 21.28.040 of the FNSB code of ordinances regarding the PM2.5 Air Quality Control Program. This ordinance addresses changes required to be consistent with the 2017 EPA TAS Grant work plan.

I request your consideration and urge your approval of this ordinance.

Attachment
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019-02

AN ORDINANCE TO AMEND FNSBC 21.28.040 ENHANCED VOLUNTARY REMOVAL, REPLACEMENT AND REPAIR (WOOD STOVE CHANGE-OUT) PROGRAM TO BE CONSISTENT WITH FEDERAL GRANT REQUIREMENTS

WHEREAS, The Borough operates the Enhanced Voluntary Removal, Replacement and Repair Program (known as the wood stove change-out program); and

WHEREAS, The Borough has been awarded Environmental Protection Agency (EPA) Targeted Air Shed (TAS) grant funding for the wood stove change out program; and

WHEREAS, Modifications to the local change out program are needed to be consistent with the TAS grant work plan in order to accept funding.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. This ordinance is of a general and permanent nature and shall be codified.

Section 2. FNSBC 21.28.040, Enhanced voluntary removal, replacement and repair program, is hereby amended as follows:

The Fairbanks North Star Borough shall, to the extent funds are available and appropriated by the assembly, offer an enhanced removal, replacement and repair program to help offset the costs of removing, replacing or repairing a solid fuel burning
appliance (SFBA) or fireplace. This program shall be subject to the following eligibility requirements, conditions, and criteria:

A. General Requirements.

1. Application. An application approved by the division and signed by all property owner(s) must be submitted along with any documentation required by the division. Applications for either the removal of a solid fuel burning appliance (SFBA), or replacement of a SFBA with an emergency power system, or an appliance designed to use natural gas, propane, or home heating oil, electricity, or hot water district heat shall include a signed recordable document restricting future installations of SFBAs and requiring appropriate notice to purchasers in the seller's disclosure statement if required by the terms and conditions of the funding source. Applicants must fully comply with the division's inspection process which shall verify the existence of a qualifying SFBA.

2. Priority Ranking. Applications may be prioritized and may be limited by the division in its discretion based on geographical location, the overall air quality benefit and the type of SFBA or fireplace being removed, replaced or repaired.

3. Eligibility. The program is limited to properties within the air quality control zone boundary in which a qualifying SFBA or fireplace is installed. If an application is approved for the program, the applicant will be given up to 90 days to meet all of the requirements. Applicants must have no delinquent property tax or penalty or interest owing at the time of application and at completion of the program requirements.

4. Additional Requirements. In addition to the general requirements set forth in this section, applicants must also meet the following requirements:

   a. Fully comply with the inspection process required by the division that shall ensure that the existence of the qualifying appliance to be removed, replaced or repaired is properly documented.
   
   b. Removal of appliance.
   
   c. Delivery of appliance to an authorized decommission station.

\textbf{AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT} 
Text to be \textit{added} is \underline{underlined}
Text to be \textbf{deleted} is [BRACKETED, CAPITALIZED]
d. Certificate of destruction delivered to the division, if applicable.

e. Final installation of a qualified appliance visually verified.

f. The qualified appliance must be properly installed by a borough listed [VENDOR]/installer attesting to proper installation of the device based on manufacturer’s installation manual, compliance with any building code requirements, and that the device is properly sized for the building in question.

g. The applicant will be required to demonstrate proper wood storage, if applicable.

h. The applicant will be required to complete training with the vendor, ensuring that they understand how their particular device operates, including education on proper wood burning techniques, if applicable.

i. All aspects of this section may be performed by borough-approved personnel or a borough-approved vendor.

5. Payments. Applicants will be eligible for reimbursements or, at the option of the applicant, payment may be made directly to a borough-approved vendor. Reimbursements and payments shall be available as follows:

a. Replacement of a hydronic heater:

i. With either an EPA certified wood or pellet stove with an emission rate less than or equal to two grams of PM2.5 per hour, or an EPA [PHASE II] certified pellet burning hydronic heater with an emission rate equal to or less than 0.1 pounds per million BTU, or an emergency power system, up to $10,000 for purchase and installation of the new appliance.

ii. With an appliance designed to use home heating oil (excluding waste or used oil) or a masonry heater (including parts, labor and any costs associated with upgrading the chimney to the extent required by the manufacturer of the appliance for proper installation), up to $12,000 per eligible hydronic heater replaced for purchase and installation of the new appliance.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
iii. With an appliance designed to use natural gas, propane, hot water district heat, or electricity, up to $14,000 per eligible hydronic heater replaced for purchase and installation of the new appliance.

b. Replacement of a non-borough-listed SFBA:

i. With either an EPA certified wood stove, or fireplace insert that has an emission rate less than or equal to two grams of PM$_{2.5}$ per hour, or in the case of an EPA certified wood stove, PM$_{2.5}$ emissions must be reduced by 50 percent and emit two grams of PM$_{2.5}$ per hour or less, up to $4,000 for purchase and installation of the new appliance.

ii. With an EPA certified pellet stove that has an emission rate less than or equal to two grams of PM2.5 per hour, up to $5,000 for purchase and installation of the new appliance.

iii. With an appliance designed to use home heating oil (excluding waste oil), hot water district heat, electricity, or a masonry heater (including parts, labor and any costs associated with upgrading the chimney to the extent required by the manufacturer of the appliance for proper installation), or an emergency power system, up to $6,000 per eligible non-borough-listed SFBA replaced for the purchase and installation of the new appliance.

iv. With an appliance designed to use natural gas or propane, up to $10,000 [PER] per eligible non-borough-listed SFBA replaced for the purchase and installation of the new appliance. [MULTIPLE NON-BOROUGH-LISTED SOLID FUEL BURNING APPLIANCES OR FIREPLACES, OR COMBINATIONS THEREOF, MAY BE REPLACED WITH A SINGLE HEATING DEVICE THAT MEETS THE REQUIREMENTS ABOVE, EXCEPT FOR THOSE THAT ARE FIRED BY SOLID FUELS. PAYMENT WILL BE BASED ON THE NUMBER OF DEVICES REMOVED, UP TO A MAXIMUM OF THREE, AND MAY NOT EXCEED THE REPLACEMENT COST.]

c. Replacement of a borough-listed SFBA:

 Cupertino North Star Borough, Alaska

ORDINANCE NO. 2019-
i. With an appliance designed to use home heating oil (excluding waste oil), hot water district heat, electricity or an emergency power system, up to $6000 per eligible borough-listed SFBA replaced for the purchase and installation of the new appliance.

ii. With an appliance designed to use natural gas or propane, up to $10,000 per eligible borough-listed SFBA replaced for the purchase and installation of the new appliance.

d. Up to a maximum of three solid fuel burning appliances or fireplaces, or combinations thereof, may be replaced with a single non-solid fuel heating device or emergency power system that meets the requirements above. The reimbursement schedule for each individual device being replaced will be combined to determine the maximum possible final reimbursement amount, with final reimbursement not to exceed the actual purchase and installation cost of the new appliance.

c]e. Removal of a SFBA (limited to a one-time participation in this program per property).

i. Removal of a hydronic heater through a one-time payment of $5,000.

ii. Removal of other SFBAs through a one-time payment of $2,000.

d]f. Repair Program.

i. The repair program will pay for the:

(A) Replacement of a wood stove’s catalytic converter that has exceeded its life span through the one-time payment of up to $750.00.

(B) Replacement of any emissions-reducing component of an EPA certified wood stove up to the maximum amount of $750.00.
ii. In addition to the general requirements set forth in this section, applicants must fully comply with any inspection process required by the division, which may be performed by a borough-approved vendor.

Section 3. Effective Date. This ordinance is effective at 5:00 p.m. on the first Borough business day following its adoption.

PASSED AND APPROVED THIS ___ DAY OF _________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney
FAIRBANKS NORTH STAR BOROUGH

AIR QUALITY DIVISION

MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Glenn Miller, Transportation Director

DATE: January 10, 2019

SUBJECT: Ordinance No. 2018-20-1P

AN ORDINANCE AMENDING THE 2018-19 BUDGET BY APPROPRIATING $3,781,265 IN U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) TARGETED AIR SHED GRANT (TAS) FUNDING TO THE TRANSIT ENTERPRISE PROJECTS FUND FOR THE VOLUNTARY CONVERSION AND REMOVAL PROGRAM

Attached for your approval is a proposed ordinance, amending the 2018-19 budget by appropriating $3,781,265 in U.S. Environmental Protection Agency (EPA) Targeted Air Shed (TAS) grant funding to the transit enterprise projects fund for the voluntary removal, replacement and repair (wood stove change-out) program.

As you are well aware the Fairbanks North Star Borough is dealing with a serious PM$_{2.5}$ air pollution issue. Control measures are necessary to reduce PM$_{2.5}$ pollution. The most effective control measures incorporate quantifiable reductions of direct PM$_{2.5}$ emissions along with broad public support, and the solid fuel burning appliance conversion or removal program incorporates both of those attributes. By approving the proposed ordinance you are enabling the Fairbanks North Star Borough to take another step towards solving the PM$_{2.5}$ air pollution issue.

I request your consideration and urge your approval of this ordinance.

Attachment
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-1P

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $3,781,265 IN FEDERAL PASS-THROUGH GRANT FUNDING TO THE TRANSIT ENTERPRISE PROJECTS FUND FOR THE VOLUNTARY CONVERSION OR REMOVAL (WOOD STOVE CHANGE-OUT) PROGRAM

WHEREAS, The U.S. Environmental Protection Agency (EPA) has made $4,000,000 available to the State of Alaska Department of Environmental Conservation (DEC); and

WHEREAS, The Fairbanks North Star Borough (Borough) operates a voluntary Wood Stove Change-Out Program with elements that are consistent with the requirements of the 2017 Targeted Air Shed (TAS) grant “Solid Fuel Burning Appliance (SFBA) Conversion or Removal Program”; and

WHEREAS, DEC has partnered with another state agency, the Alaska Department of Commerce, Community, and Economic Development (DCCED) in order to sub-award funding to the Borough; and

WHEREAS, DCCED intends to pass through federal grant funds totaling $3,781,265 to the Borough to be used solely for the Borough’s Voluntary Removal, Replacement and Repair Program (FNSBC 21.28.040 and commonly referred to as the Wood Stove Change-Out Program) as part of the EPA’s TAS grant; and

WHEREAS, The Borough will contribute the staff time to develop the work products and implement the proposed conversion and removal program; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
WHEREAS, The 2017 TAS grant funding is restricted to converting SFBAs used as sole, primary, secondary, or emergency backup heating sources to non-SFBAs; and

WHEREAS, The EPA, in December 2009, declared part of the Borough a non-attainment area for fine particulate pollution (PM$_{2.5}$); and

WHEREAS, In the winter, PM$_{2.5}$ concentrations in the non-attainment area routinely exceed the allowable limit, thereby violating the federal health-based standards; and

WHEREAS, Air quality issues could impact the large scale economic development, including military expansion; and

WHEREAS, Studies have identified wood burning as the largest contributor of PM$_{2.5}$; and

WHEREAS, Significant PM$_{2.5}$ emission reductions will result from removal and/or replacement of SFBAs with non-SFBA alternatives; and

WHEREAS, If the Borough is unable to implement the program, DEC will operate the program independently.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:
Section 1. **Classification.** This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. **Acceptance of EPA TAS Grant Funds from the State of Alaska.** The Borough formally accepts an estimated $3,781,265 in EPA TAS funds from the State of Alaska for the Borough’s Voluntary Removal, Replacement and Repair Program (commonly referred to as the Wood Stove Change-Out Program).

Section 3. **Transit Enterprise Projects Fund Appropriation.** The FY 2018-19 budget is hereby amended by appropriating $3,781,265 to the Transit Enterprise Projects Fund budgetary guideline entitled “EPA 2017 TAS Pass-Through Grant Solid Fuel Burning Appliance Conversion or Removal Program” and by increasing estimated revenue from State grants by a like amount.

Section 4. **Contingency.** This appropriation is contingent upon the receipt of a signed grant agreement from DCCED.

Section 5. **Eligible Expenditure Period.** Expenditures subsequent to the effective date of the grant within the specified performance period are eligible for reimbursement.

Section 6. **Provisions for Grants.** This appropriation is for an estimated amount. The actual amount will be appropriated contingent, and based upon, the signed grant agreement. Any material differences, as determined by the Chief Financial Officer, will be communicated to the Assembly.

**AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT**

Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Section 7. Effective date. This ordinance shall be effective at 5:00 p.m. on the first borough business day following its adoption.

PASSED AND APPROVED THIS _____ DAY OF __________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney
I. Request

Ordinance No: 2018-20-1P
Date Introduced: January 10, 2019

Abbreviated Title: $3,781,265 in Federal Pass-Through Grant Funding for the Voluntary Conversion and/or Removal (Wood Stove Change-Out) Program

II. Financial Detail

Department/Division Affected: Transportation/Air Quality

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>General Fund</th>
<th>Transit Enterprise Projects Fund</th>
<th>Capital Projects Fund</th>
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<td>FY 18/19</td>
<td>FY 18/19</td>
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<td>FY 18/19</td>
</tr>
<tr>
<td>Personnel Services</td>
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<tr>
<td>Contractual Services</td>
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<td>3,437,514</td>
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<td>Capital Outlay</td>
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<tr>
<td>Indirect</td>
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<td>343,751</td>
<td></td>
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<tr>
<td>Total</td>
<td></td>
<td></td>
<td></td>
<td>3,781,265</td>
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</table>

SOURCE OF FUNDING

Federal Grants
Federal Pass-Through Grants 3,781,265
State Grants
Total 3,781,265

Specify Funding Sources: U.S. Environmental Protection Agency passed through the State of Alaska

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

Cash Match:
In-Kind Match:

III. Project Purpose:

To fund the Borough's Voluntary Conversion and Removal (Wood Stove Change-Out) Program

IV. Analysis of Future Liabilities and Funding Sources:

None

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

12/8/18
Fairbanks North Star Borough
Fiscal Impact Statement (FIS) (FNSBC 2.09.035 C.)

Originator's Name: Nick Czarnecki Department: Transportation
To Be Introduced/Sponsored By: Bryce Ward, Mayor
Abbreviated Ordinance Title: TAS Appropriating Ordinance
Department(s)/Division(s) Affected: Transportation/Air Quality

Proposed Introduction Date: January 10, 2019 Ordinance No.: 2018-20-1P

Does this ordinance authorize:
1) a new or expansion of services which entails additional costs beyond that approved in the current adopted budget? Yes ✓ No *
2) a project that is capital in nature and increases operational costs of the Borough in the current or any future fiscal year? Yes No *

FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE

<table>
<thead>
<tr>
<th></th>
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<th></th>
<th></th>
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<tr>
<td>2. Number and type of new positions which may be required</td>
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<td>0</td>
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<td>3. Cost of operations and maintenance</td>
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<td>$95,272.00</td>
<td>$95,272.00</td>
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<td>4. Future costs to complete capital assets</td>
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<td>$0.00</td>
<td>$0.00</td>
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<td>5. Estimated revenue impact</td>
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<td>$0.00</td>
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<td>$0.00</td>
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<td>6. Estimated non-Borough funds that may be received:</td>
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<td></td>
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<tr>
<td>a. to fund the ordinance</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<td>b. to fund future phases</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>c. to fund future operations and maintenance costs</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>7. Anticipated annual tax subsidy</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
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</table>

Is backup attached? Yes ✓ No *

Contact Person's Name, for FIS questions: Nick Czarnecki, Air Quality Mngr. Extension: 1001

Director(s) Signature(s): 

Mayor's Office or Assembly Member Signature: Date: 12/6/18

Chief Financial Officer Signature: Date: 12/18/18

W:/Financial services/FS Ordinances & Resolutions/ORDINANCE/Fiscal Impact Statement/Fiscal Impact Statement to Assembly for 07-26-12 revision2.xlsx FIS
8/2/2012 3:30 PM
Page 1 of 2
## Estimated Cost to Administer 2017 TAS Program

<table>
<thead>
<tr>
<th>Staff</th>
<th>Salary</th>
<th>Fringe¹</th>
<th>FTE</th>
<th>Tasks</th>
<th>Current Annual Cost²</th>
<th>Projected TAS Annual Cost⁴</th>
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</thead>
<tbody>
<tr>
<td>Document Coordinator</td>
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<td>$34,582.68</td>
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<td>1 thru 8</td>
<td>$88,702.68</td>
<td>$29,567.56</td>
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<td>Air Quality Program Supervisor</td>
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<td>$46,666.17</td>
<td>0.75</td>
<td>1 thru 9</td>
<td>$89,772.13</td>
<td>$29,924.04</td>
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<td>PM2.5 Coordinator</td>
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<td>$26,727.99</td>
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$86,219.60 Annual Subtotal
$9,053.06 Overhead & Supplies²

$95,272.65 Projected Annual Cost to Administer TAS Grant

### Task Descriptions
- Task 1: Front counter
- Task 2: Pre-verification
- Task 3: Stove drops
- Task 4: Database management
- Task 5: Mapping
- Task 6: Archiving
- Task 7: Outreach/education
- Task 8: Other duties
- Task 9: Purchase Orders
- Task 10: Payments

### Assumptions
1. Staff total includes salary and fringe. Fringe estimated at 63.9% of salary.
2. Overhead & Supplies includes computer services, periodic database updates, official mail responses, etc. Estimated at 10.5% of cost.
3. Annual cost based on 300 change outs per year
4. Projected annual cost based on an average of 100 change outs per year
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J Ward, Mayor
Ivar Halvarson, Director Assessing

FROM: Sandra Mota, Land Manager

DATE: January 10, 2019

ORDINANCE NO. 2019-03

SUBJECT: AN ORDINANCE AMENDING TITLE 8 TO ADD WAIVER OF USE AGREEMENT FEES BY THE BOROUGH MAYOR, AMENDING TITLE 20 BY ADDING A SECTION AUTHORIZING USE AGREEMENTS ON BOROUGH LAND AND AMENDING THE DEFINITION OF TEMPORARY USE, AND AMENDING APPENDIX E-USER FEE SCHEDULE/ASSESSING/LAND MANAGEMENT FEES AND ATTACHMENT C OF ORDINANCE NO. 2018-20 (FY 2018-19) TO ADD FEES FOR USE AGREEMENTS

The proposed ordinance would amend Title 20, adding language specifically addressing those situations where the Borough grants exclusive or non-exclusive use of its facilities for non-continuous periods of time. In so doing, primarily to not-for-profit community organizations and government agencies, the Borough partners in programs of great importance to the community, such as The Interior Girls' Softball Association, The Golden Heart Softball Association, and The Interior Baseball League; programs which it would not otherwise be equipped to offer as a borough service.

Title 20 currently provides only the ability to grant exclusive possession or use of Borough land by lease. In many instances, the Borough shares use of its property and costs related to utilities and/or maintenance. Where a leasing action occurs with a term of five or more years, FNSBC 17.04.010 requires that the lease area be treated as a subdivision, namely that it be surveyed and platted. In a non-exclusive and non-continuous use scenario, such as with Borough facilities used by local groups in Pioneer Park, subdivision would be both impractical and undesirable. For the reasons as stated above, a leasing action is an inappropriate means to contract for non-exclusive and non-continuous use of Borough land.

Use agreements with community organizations and government agencies foster the growth of key programs in our community, maximizing the use of existing resources. We support the Ordinance and urge its adoption. Thank you.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 -03

AN ORDINANCE AMENDING FNSBC TITLE 8 TO ADD WAIVER OF USE AGREEMENT FEES BY THE BOROUGH MAYOR, AMENDING FNSBC TITLE 20 BY ADDING A SECTION AUTHORIZING USE AGREEMENTS ON BOROUGH LAND AND AMENDING THE DEFINITION OF TEMPORARY USE, AND AMENDING APPENDIX E-USER FEE SCHEDULE/ASSESSING/LAND MANAGEMENT FEES AND ATTACHMENT C OF ORDINANCE NO. 2018-20 (FY 2018-19) TO ADD FEES FOR USE AGREEMENTS

WHEREAS, The Borough routinely grants exclusive and non-exclusive use of its facilities for non-continuous periods of time by means of use agreements; and

WHEREAS, Certain not-for-profit community organizations, such as The Interior Girls’ Softball Association, The Golden Heart Softball Association, and The Interior Baseball League, seasonally use portions of borough facilities, befitting the definition of use agreement as herein contemplated; and

WHEREAS, The granting of exclusive and non-exclusive use of Borough facilities for non-continuous periods of time by use agreement is not currently addressed in Borough Code; and

WHEREAS, A lease, as authorized in FNSBC 20.16.020, grants exclusive possession or use of Borough land, is inappropriate as a means to establish a contractual relationship for non-exclusive and/or non-continuous possession or use of Borough facilities; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, Leases with a term of five years or more are subdivisions requiring platting action as defined in FNSBC 17.04.010, and said platting action would be impractical where non-exclusive use of Borough facilities occurs.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is of a general and permanent nature and shall be codified.

Section 2. FNSBC 8.60.010, Establishment and waiver of user fees, is hereby amended as follows:
The mayor shall examine the services provided by the borough and shall determine which services confer benefits on individuals or specific user groups which are not conferred on the borough population at large. The mayor, with assembly concurrence, shall update said survey annually and set user fees as appropriate. The mayor may waive some or all of said fees when the person using or benefiting from the service is an agency or instrumentality of the United States, or of the state of Alaska or a municipality or other political subdivision thereof. The mayor may waive fees for temporary use of borough land, use agreements on borough land, and use of parks and recreation facilities for community-based nonprofit organizations engaged in charitable, educational or civic pursuits. The mayor may waive fees related to impoundment of an animal, other than cost of rabies vaccination, if the animal was released from restraint to preserve the animal's life or due to the criminal act of a person other than the owner or caretaker. The mayor shall notify the assembly of all said waivers and fees dealing with this section.
Section 3. FNSBC 20.16.050(A), Temporary use of borough land, is hereby amended as follows:

A. "Temporary use" means a use of borough land that is exclusive, but the use is not pursuant to an authorized lease, use agreement, easement, extraction license, or commercial sale of borough sand, gravel or greenwood timber resources. [NONINCLUSIVE EXAMPLES OF A TEMPORARY USE ARE THE USE OF BOROUGH LAND FOR ACCESS TO A FIREWOOD CUTTING AREA OR A TEMPORARY CONSTRUCTION EASEMENT.]

Section 4. Chapter 20.16 FNSBC, Land Management, is amended to add a new Section 20.16.100 as follows:

20.16.100 Use agreements on borough land.

A. "Use Agreement" means an agreement granting exclusive or non-exclusive use of borough land for non-continuous periods of time pursuant to a schedule or other terms specified in the agreement, but excluding mobile concession uses.

B. A person seeking exclusive or non-exclusive use of borough land for non-continuous periods of time may apply to the mayor for a use agreement. The applicant shall pay to the borough the use agreement fees as required by the established user fee schedule. A use agreement may contain a provision allowing for its renewal.

Section 5. Appendix E- User Fee Schedule of the FY 2018-19 budget is hereby amended to add the following to the Assessing-Land Management User Fee Schedule:

<table>
<thead>
<tr>
<th>Use Agreement</th>
<th>Application Fee</th>
<th>Processing Fee</th>
<th>Monthly Use Fee</th>
<th>6-Month Use Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Non-Profit User</td>
<td>$100.00 (r, s)</td>
<td>$250.00 (r, s)</td>
<td>$100.00 (r, s)</td>
<td>$450.00 (r, s)</td>
</tr>
<tr>
<td>All Other Users</td>
<td>$100.00 (r, s)</td>
<td>$250.00 (r, s)</td>
<td>$200.00 (r, s)</td>
<td>$900.00 (r, s)</td>
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</tbody>
</table>

r. The use agreement fee is for borough land not otherwise specified in Appendix E- User Fee Schedule.
s. The Land Manager may negotiate payment of use-related utility and maintenance costs if such costs are expected to be in excess of those incurred by a typical facility user. All for-profit commercial uses are subject to a charge of 15% of gross revenue received by the user.

Section 6. Effective Date. This ordinance shall be effective at 5:00 p.m. on the first Borough business day following its adoption.

PASSED AND APPROVED THIS ____ DAY OF ________, 2019.

__________________________
Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

__________________________
Jill S. Dolan
Borough Attorney
TO: Fairbanks North Star Borough Assembly
THROUGH: Mayor Bryce Ward
FROM: Melissa Harter, Library Director
SUBJECT: Ordinance No. 2018-20-1Q
Appropriating Ordinance for Funding a Space Plan Study for the Noel Wien Library
DATE: January 10, 2019

Noel Wien Library is 41 years old this year. Aside from an addition and a bit of upkeep in the 1990s, the main public area has remained untouched. Meanwhile, technology and the delivery of library services have almost completely changed. It has become clear in the past few years the need for basic renovation and updating for Noel Wien Library, the main branch of our library system. An average of 30,000 library users visit each month – meaning over 7.5 million people have used Noel Wien Library since the last major renovation. Needless to say, this amount of use would be wearing on any facility.

Recently a group of stakeholders gathered to create a Strategic Plan for the libraries. In attendance were members of staff and representatives from the Library Commission, Fairbanks Library Foundation and Friends of the North Pole Library. Together we crafted a road map for us to follow for the next few years. That process made it even more clear how the current layout of Noel Wien Library is not conducive to serving our patrons as we would like to, and as we should.

This ordinance provides funding for the selection of a Library Consultant through a Request for Proposal process to assist the Library Services department in analyzing information from the recent community-wide survey, the Strategic Plan, and library staff input to design a new layout for the public areas of Noel Wien Library. In addition to a conceptual design layout, the consultant will be asked to provide cost estimates for re-designing the layout and any other changes to technology infrastructure, furniture, shelving, flooring, etc. needed to make the library more effective in providing services to the community.

The Library Commission and Fairbanks Library Foundation (Foundation) are in support of this study. The Foundation has authorized a donation of $35,000 to match the use of $35,000 from the Library Special Revenue Fund.

This ordinance appropriates $70,000 from these two sources to hire a consultant to complete a space study.

I urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-1Q

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $35,000 IN FAIRBANKS LIBRARY FOUNDATION FUNDING AND $35,000 FROM THE LIBRARY SPECIAL REVENUE FUND TO THE SPECIAL REVENUE PROJECTS FUND FOR A SPACE PLAN STUDY FOR THE NOEL WIEN LIBRARY

WHEREAS, The Noel Wien Library (Library) has been serving the community in the same basic configuration for the past 20 years even though technology and community needs have evolved. The layout of the Library no longer allows for the efficient delivery of service necessary for modern libraries; and

WHEREAS, The shelving, furniture, and flooring is dated and wearing out. Electrical and technology needs have changed and need to be addressed; and

WHEREAS, Recently the Fairbanks Library Foundation paid for a strategic planning facilitator to lead library staff, representatives from the Fairbanks Library Foundation, the Library Commission, and the Friends of the North Pole Library through the development of a five year strategic plan. The results of the discussions and plan clearly indicate that the Library is in need of a library consultant to assist in the development of a new space plan for the Library; and

WHEREAS, The Library’s VISTA volunteer recently completed a community survey for which over 1,070 responses were received. These responses can be utilized by the consultant to assist in the development of a space plan for the Library; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, The Fairbanks Library Foundation and the Library Commission support the Library Services department in obtaining a library consultant to develop a space plan which includes an analysis of needs, designing a new conceptual layout for the main library to provide more effective services, and providing cost estimates and recommendations for a future capital project. In accordance with FNSBC 4.72.020(A), the Library Commission recommends the use of $35,000 from the Library Special Revenue Fund for the study and the Fairbanks Library Foundation has authorized and will donate an additional $35,000 towards this project once all authorizations and requests for proposals (RFPs) have been approved; and

WHEREAS, The balance in the Library Special Revenue Fund is $3,470,771.68 as of November 30, 2018; and

WHEREAS, Designated donations exceeding $1,000 but not exceeding $50,000 are accepted by the mayor and are automatically appropriated per FNSBC 7.04.030(D).

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Library Special Revenue Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $35,000 to the Library Special Revenue Fund budgetary guideline entitled “Contribution to Special Revenue Projects Fund” and by increasing Contribution from Fund Balance by a like amount.
Section 3. Special Revenue Projects Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $70,000 to the Special Revenue Projects Fund budgetary guideline entitled “Noel Wien Library Space Plan” and by increasing estimated revenue from donations by $35,000 and by increasing Contribution from the Library Special Revenue Fund by $35,000.

Section 4. Waiver of Limited Purpose of the Library Fund. To the extent the requirement imposed in Ordinance No. 2017-13, Section 4, that the funds “...be expended only for capital improvements to library facilities...” will not be met, then it is waived.

Section 5. Contingency. Appropriation of the donation from the Fairbanks Library Foundation is contingent upon receipt and the mayor’s acceptance of the funding.

Section 6. Lapse of Funds. Upon completion or abandonment of the project, any unexpended, unencumbered funds will lapse back to the Fairbanks Library Foundation and the Library Special Revenue Fund by equal amounts.

Section 7. Effective Date. This ordinance is effective at 5:00 p.m. on the first Borough business day following its adoption.

PASSED AND APPROVED THIS _____ DAY OF ________, 2019

Matt Cooper
Presiding Officer

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is **underlined**
Text to be deleted is [BRACKETED, CAPITALIZED]
FISCAL NOTE

I. Request

Ordinance No: 2018-201Q Date Introduced: January 10, 2019
Abbreviated Title: Appropriate $35,000 from the Fairbanks Library Foundation and $35,000 from the Library Special Revenue Fund for a Space Plan Study for Noel Wien Library

II. Financial Detail

Department/Division Affected: Library Services/Administration

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>Library Special Revenue Fund</th>
<th>Special Revenue Projects Fund</th>
<th>Capital Projects Fund</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Professional Services</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
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<tr>
<td>Other Contractual Services</td>
<td></td>
<td>70,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Contribution To Special Revenue Projects Fund</td>
<td>35,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Indirect</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>35,000</td>
<td>70,000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SOURCE OF FUNDING

| Contribution from Fund Balance | 35,000 |          |          |       |
| Contribution From Library Special Revenue Fund |          | 35,000 |          |       |
| Donations                      |          |          | 35,000  |       |
| Total                          | 35,000  | 70,000  |          |       |

Specify Funding Source: Fairbanks Library Foundation donation & Library Special Revenue Fund fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

III. Project Purpose:

To obtain consulting services for the development of a conceptual design space plan for the Noel Wien Library

IV. Analysis of Future Liabilities and Funding Sources:

None

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady  
Chief Financial Officer  

Debra L. R. Brady  
Chief Financial Officer  

12/19/18  
Date
**Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)**

<table>
<thead>
<tr>
<th>Originator's Name:</th>
<th>Renee Van Nort</th>
<th>Department: Library Services</th>
</tr>
</thead>
<tbody>
<tr>
<td>To Be Introduced/Sponsored By:</td>
<td>Mayor Bryce Ward</td>
<td></td>
</tr>
<tr>
<td>Abbreviated Ordinance Title:</td>
<td>Noel Wien Library Space Plan Study</td>
<td></td>
</tr>
<tr>
<td>Department(s)/Division(s) Affected:</td>
<td>Library Services</td>
<td></td>
</tr>
</tbody>
</table>

**Proposed Introduction Date:** January 10, 2018  
**Ordinance No.:** 2018-20-10

**Does this ordinance authorize:**
1) A new or expansion of services which entails additional costs beyond that approved in the current adopted budget?  
   - Yes ___ No ___ *
2) A project that is capital in nature and increases operational costs of the Borough in the current or any future fiscal year?  
   - Yes ___ No ___ *

<table>
<thead>
<tr>
<th>Required Information/Estimates</th>
<th>FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE</th>
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</thead>
<tbody>
<tr>
<td>1. Timeline inclusive of all phases</td>
<td></td>
</tr>
<tr>
<td>2. Number and type of new positions which may be required</td>
<td>0 0 0 0 0</td>
</tr>
<tr>
<td>3. Cost of operations and maintenance</td>
<td>$0.00 $0.00 $0.00 $0.00 $0.00</td>
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<tr>
<td>4. Future costs to complete capital assets</td>
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<tr>
<td>5. Estimated revenue impact</td>
<td>$0.00 $0.00 $0.00 $0.00 $0.00</td>
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<tr>
<td>6. Estimated non-Borough funds that may be received:</td>
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</tr>
<tr>
<td>a. to fund the ordinance</td>
<td>$35,000.00 $0.00 $0.00 $0.00 $0.00</td>
</tr>
<tr>
<td>b. to fund future phases</td>
<td>$0.00 $0.00 $0.00 $0.00 $0.00</td>
</tr>
<tr>
<td>c. to fund future operations and maintenance costs</td>
<td>$0.00 $0.00 $0.00 $0.00 $0.00</td>
</tr>
<tr>
<td>7. Anticipated annual tax subsidy</td>
<td>$0.00 $0.00 $0.00 $0.00 $0.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Is backup attached?</th>
<th>Yes ___ No ___</th>
</tr>
</thead>
</table>

**Contact Person's Name, for FIS questions:** Renee Van Nort  
**Extension:** 1025

**Director(s) Signature(s):**  
**Date:** 12/5/18

**Mayor's Office or Assembly Member Signature:**  
**Date:** 12/10/18

**Chief Financial Officer Signature:**  
**Date:** 12/19/18
## Process/Instructions

**To prepare a Fiscal Impact Statement (FIS):**

Complete the top section of the FIS.
Answer the two questions, Yes or No.

* If the answer to either question on page 1 is Yes, complete the Pro Forma Summary and provide the FIS contact person's information and the Director's signature.
  - To avoid uncertainty, fill in every solid box; if an answer is zero or none, enter 0 or None.
  - Attach backup detail to support your estimates, as necessary.
* If the answer to both questions is No, provide the FIS contact person's information and if Administration initiated Director's signature. Continue to next block.

### Ordinance from a department:

Department submits FIS to Mayor's Office for signature and for concurrence to be the ordinance sponsor.
Mayor's Office dates and signs FIS Version 1.
After Mayor's Office OK, department drafts ordinance and prepares a Finance Checklist for the appropriating ordinance.
Department submits an FIS Version 1 signed by the Mayor's Office, to Finance along with the draft ordinance and Finance Checklist for the appropriating ordinance.

### Ordinance from the Mayor:

Mayor's Office works with affected department(s) to prepare the FIS.
Mayor's Office dates and signs FIS Version 1.
If the Law department will be drafting the ordinance, the Mayor's Office will submit the signed FIS Version 1 to Law along with the request for Law to draft the ordinance.
  - Law drafts the ordinance.
  - Law requests department(s) to revise FIS if needed, to match the ordinance.
  - Mayor's Office concurs with, and dates and signs the new FIS version.
Otherwise, the Mayor's Office drafts the ordinance and prepares a Finance Checklist for the appropriating ordinance.
Mayor's Office submits latest FIS version to Finance along with the draft ordinance and Finance Checklist.

### Ordinance from an Assembly Member:

If Assembly Member/Clerk's Office/Law requires assistance in preparing the FIS, a request shall be submitted to the Mayor's Office for scheduling/coordination with affected department(s) to assist in preparing the FIS.
Department(s) work with Assembly Member/Clerk's Office/Law to prepare the FIS.
Assembly Member/Clerk's Office dates and signs FIS Version 1.
If the Law department will be drafting the ordinance, the Assembly Member/Clerk's Office will submit the signed FIS Version 1 to Law along with the request for Law to draft the ordinance.
  - Law drafts the ordinance.
  - Law requests department(s) to revise FIS if needed, to match the ordinance.
  - Assembly Member/Clerk's Office concurs with, and dates and signs the new FIS version.
Otherwise, the Assembly Member drafts the ordinance.
Assembly Member/Clerk's Office/Law submits latest FIS version to Finance along with the draft ordinance.

### Chief Financial Officer (CFO) reviews FIS:

CFO reviews FIS version submitted to Finance with ordinance.
CFO consults with affected department(s) and/or ordinance sponsor, and requests FIS revisions if needed.
CFO dates and signs FIS and routes it to Law, along with the draft ordinance and Finance Checklist, if any.
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, FNSB Mayor

FROM: Library Commission
       Rex Nutter, Chair

DATE: December 3, 2018

SUBJECT: Advisement and Recommendation use up to $35,000 of Library Fund for Noel Wien Library Space Plan

At the Library Commission meeting on November 21, 2018, the Library Commission approved utilizing up to $35,000 of the Library Fund funds to match the $35,000 the Fairbanks Library Foundation committed and authorized to spend towards a Space Plan Study for Noel Wien Library.

The Library Commission duties include advising the mayor on the use of the Library Fund. Per Ordinance 2017-13 the Library Fund funds may be expended for capital improvements to library facilities. The utilization of library consultants to develop a conceptual layout and cost estimates to update the Noel Wien Library layout to provide more efficient delivery of service in a modern library setting is critical. This is the first step needed before any additional capital expenditures are considered.

The commitment and approval for the project from both the Fairbanks Library Foundation and the Library Commission reflect the importance of this project to the community.
To the Fairbanks North Star Borough:

At the Fairbanks Library Foundation’s November board meeting on November 13, 2018, the Board of Directors approved joining with the FNSB Library Commission to each provide $35,000.00 (for a total of $70,000.00) to go towards a Space Study of Noel Wien Library.

It is our understanding that any monies not spent for this purpose would be returned equally (split 50/50) to the Fairbanks Library Foundation and the FNSB Library Commission.

Please consider this a Letter of Authorization for the Fairbanks North Star Borough to collect $35,000.00 from the Fairbanks Library Foundation once all other authorizations, RFPs. etc. have been advanced and approved.

Thank you for your attention to this matter.

Sincerely,

Marie Angaiak
Co-President
Fairbanks Library Foundation

Mary Matthews
Co-President
Fairbanks Library Foundation
November 19, 2018

Dear Library Commission Members,

I have worked at FNSB Libraries for three years. I have held the positions of Casual Librarian, Reference Librarian, Digital Literacy Librarian, Automated Services Manager and now Director, and have therefore experienced this organization through many lenses. During my time here it has been clear how organically special and beloved our Libraries are to residents of this Borough. Library staff is dedicated, professional, and hardworking – they are a big reason for the public’s unwavering support for the Libraries. But deficits in our technology, programming and infrastructure became quickly evident, and so we set out to thoughtfully update various aspects of the operation in order to improve service delivery.

We created a new website, which we now consider our 4th branch, with over 9000 users a month – more than North Pole Branch. We upgraded our catalog to Enterprise, which allowed for library users to search for digital and physical materials simultaneously. Most recently, we joined the Alaska Library Catalog – increasing access to materials for our patrons from 300,000 to over 3 million items. Popular resources like Niche Academy, Hoopla and now Lynda.com have been added to our offerings, as well as lending iPads to patrons. Soon we will have a new reader’s advisory tool as well. All these improvements were made in a climate of reduction of staff, reduction of hours and the removal of on-site tech help, which make them even more remarkable.

The Library Foundation has recently made it possible for us to begin planning for the future of the Libraries. By providing us a Strategic Plan, they have helped us to focus on what we should accomplish next, and specifically, how we can adjust our offerings and physical layout to provide better service to the public. The Strategic plan allowed community and staff to come together and define what we want our Libraries to be and what our priorities will be.

What is needed and what the community would like us to provide will be better understood by analyzing data from the Strategic Plan and extensive Community Survey. Information gained from them will paint a fairly clear picture of what our near future should look like. Both of those tools are nearing completion, and so I am now turning my focus towards improvements needed for the physical infrastructure of Noel Wien Library.

It is unrealistic to think that we will be getting a new facility any time soon. Although the general condition of the building is sound, it is 40 years old. The last public area updates were made in the mid-1990s – more than 20 years ago. Undoubtedly the layout of our library no longer allows for the efficient delivery of service necessary for modern libraries. Our shelving is older, carpet worn, wiring and technology dated, and furniture is wearing out. Technology needs have completely changed in the last 20 years. It is time that we assess and modernize for the future.

The only next step in this Noel Wien Library improvement process is to hire a professional library space planner who can help us plan the best way forward. They will advise us on how to update and
redesign areas in the library according to current user needs. The planner will take into account our new Strategic Plan, along with data from our Community Survey, to redesign the space. When the Space Plan is complete we will be able to commence a special project to improve our infrastructure and therefore delivery of service.

In organizing for these next exciting steps we cannot move forward without funding for that initial one – the Space Study. I am hoping that this project can begin with a whole-community endorsement in the form of shared funding between The Library Foundation, and the Library Fund. Last week The Library Foundation agreed to provide up to half of the cost of this endeavor – up to $35,000.

I am now asking that the Library Commission endorse the use of monies from the Library Fund to make up the other half needed for the Space Study. I am requesting that your body agree that up to $35,000 from the Library Fund be made available for this purpose.

Library Fund Ordinance 2017-13 states that monies can only be used for capital expenditures. I believe this study, without which a capital project cannot happen, should rightfully be considered the first step, and therefore part of, a capital project to modernize and improve Noel Wien Library.

All of us have the same goal in mind – that of creating and maintaining the absolute best library system we can for our community. I, representing staff, the Commission, representing the people, and The Library Foundation, representing community support, together can move this project forward and reward our patrons with a modern, energizing and safe environment for all to gather and share ideas.

Our best estimate is that this space plan could cost $50,000-$70,000, but not to exceed the higher limit. If the bids come in under that amount, any unused funds will be returned in equal shares to The Library Foundation and the Special Library Fund. FNSB Public Works has advised us on the creation of our RFP for this project and shared past experiences with us. We reached out to FNSB General Services and FNSB Finance Departments for advice as well. We also researched what other libraries have done in this circumstance. When we achieve funding for this space plan we will be able to move ahead with ordinances to the Assembly and the rest of the process to start this exciting project.

I am asking for approval from the Library Commission to fund one half of the cost of a Space Study – up to 35,000. Your support, along with that of The Library Foundation, will symbolically demonstrate that, together, we all want to move towards a positive future for Noel Wien Library. Once we know the scope of what needs to be done, we can all think about the next steps. What I do know is that by all working together we will achieve more than individually. Thank you for all the work you do for our community and our libraries. I sincerely appreciate your consideration of this request.

Thank you,

Melissa Harter, Director
I have worked at FNSB Libraries for three years. In that time I have held the positions of Casual Librarian, Reference Librarian, Digital Literacy Librarian, Automated Services Manager and now Director, and have therefore experienced this organization from many lenses. Throughout my time here it has been clear how organically special and beloved our Libraries are to residents of this Borough. Library staff is dedicated, professional, and hardworking—they are a big reason for the public’s unwavering support for the Libraries. But deficits in our technology, programming and infrastructure became quickly evident, and so we set out to thoughtfully update various aspects of the operation in order to improve service delivery.

We created a new website, which we now consider our 4th branch, with over 9000 users a month—more than North Pole Branch. We upgraded our catalog to Enterprise, which allowed for library users to search for digital and physical materials simultaneously. Most recently, we joined the Alaska Library Catalog—increasing access to materials for our patrons from 300,000 to over 3 million items. Popular resources like Niche Academy, Hoopla and now Lynda.com have been added to our offerings, as well as lending iPads to patrons. Soon we will have a new reader’s advisory tool as well. All these improvements were made in a climate of reduction of staff, reduction of hours and the removal of on-site tech help, which make them even more remarkable.

The Library Foundation has been a dedicated partner throughout these changes and challenges faced by the Libraries these last three years. You enabled us to begin offering coding and job skills classes with your gift of a mobile digital classroom. Shortly we will be able to engage teens more fully in the Libraries with further technology provided us by The Library Foundation. Without your support we would not have been able to initiate and begin to grow our program offerings. Now we are hard at work on an annual plan of programming that we hope our public will begin to count on.

More recently, The Library Foundation made it possible for us to begin planning for the future of the Libraries. By providing us a Strategic Plan, you have allowed us to focus on what we should accomplish next, and specifically, how we can adjust our offerings and physical layout to provide better service to the public. The Strategic plan allowed community and staff to come together and define what we want our Libraries to be and what our priorities should be.
With your help, and all the good work that is being done by talented staff on increasing programming, I am turning my focus towards improvements needed for the physical infrastructure of Noel Wien Library. It is unrealistic to think that we will be getting a new facility any time soon.

Although the general condition of the building is sound, it is 40 years old. The last updates were made in the mid-1990s — more than 20 years ago. Undoubtedly the layout of our library no longer allows for the efficient delivery of the service necessary for modern libraries. Our shelving is older, carpet worn, wiring and technology dated, and furniture is wearing out every day. Technology needs have completely changed in the last 20 years. We simply are in need of improvement.

The only next step is to update the physical layout and content of our library. To do this we need a professional library space planner to come and help us plan the best way to update and redesign the areas in the library according to current user needs. The planner will take into account our new strategic plan, along with data from our community-wide survey, to redesign the space. With that plan we will be able to commence a special project to improve our infrastructure and therefore delivery of service.

In planning for these next exciting steps we cannot move forward without funding for that initial one — the space study. I am hoping that this project can begin with a whole-community endorsement in the form of shared funding between The Library Foundation, and the Special Library Fund as advised by the Library Commission. All of us have the same goal in mind — that of creating and maintaining the absolute best library system we can for our community. I, representing staff, the Commission, representing the people, and The Library Foundation, representing community support, together can move this project forward and reward our patrons with a modern, energizing and safe environment for all to gather and share ideas.

Our best estimate is that this space plan could cost $50,000-$75,000, but not to exceed the higher limit. FNSB Public Works has been advising us on the creation of our RFP for this project and has shared their past experiences with us. We have reached out to FNSB General Services and FNSB Finance Departments for advice as well. We have also researched what other libraries have done in this circumstance. When we achieve funding for this space plan we will be able to move ahead with ordinances to the Assembly and the rest of the process to start this exciting project.

I am asking for the support of The Library Foundation to fund one half of the cost of a space study. Please keep in mind that the cost estimate is just that, but it is generally felt that if The Library Foundation shares the cost with the Special Library Fund — each contributing $37,500, that we should be able to complete this phase of the project. Your support, along with that of the Library Commission, will symbolically demonstrate that, together, we all want to move towards a positive future for Noel Wien Library. Once we know the scope of what needs to be done, we can all think about the next steps. What I do know is that by all working together we will achieve more than individually. I am forever grateful for the continued support of The Library Foundation and I appreciate your consideration of my request.

Thank you,

Melissa Harter, Director
MEMORANDUM

TO: April Trickey, CMC, Borough Clerk

THROUGH: Andrew M. Gray, Chair
Capital Projects and Legislative Priorities Committee

FROM: Melanie Desmond, Research Assistant

DATE: January 4, 2019

SUBJECT: ACTION OF THE CAPITAL PROJECTS AND LEGISLATIVE PRIORITIES COMMITTEE MEETING OF JANUARY 3, 2019

Convened at 3:00 p.m./Adjourned at 3:24 p.m.

Members Present:
Andrew Gray, Chair
Marna Sanford

Staff Present:
Bryce J. Ward, Mayor
Dan Sloan, Acting Chief of Staff
Janet Smith, Public Works Deputy Director
Jill S. Dolan, Borough Attorney
Jeff Stepp, Special Assistant to the Mayor
Brittany Smart, Special Assistant to the Mayor
Diane Borgeson, Financial Special Assistant to the CFO
FNSB Lobbyist, Yuri Morgan, Morgan Partnership, LLC
John Haas, Park Maintenance Specialist

Other Assemblymembers Present:
Shaun Tacke

Review and possible recommendations regarding Resolution No. 2018-36, A Resolution Identifying And Supporting Legislative Priorities And Capital Projects.
(Sponsor: Assembly Capital Projects and Legislative Priorities Committee).
- The committee recommended the proposed substitute with an amendment on Line 30 to replace “will” with “intends to”. (Passed 2-0)

Discussion of a legislative request to fund food security infrastructure in the Interior.
- The committee discussed this topic and postponed it to a future meeting.

Suggestions for future agenda topics.
None

Committee Comments
None
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2018-36

A RESOLUTION IDENTIFYING AND SUPPORTING LEGISLATIVE PRIORITIES AND CAPITAL PROJECTS

WHEREAS, the Fairbanks North Star Borough Assembly identifies and supports the following legislative priorities for 2019:

Programmatic Funding: Not Ranked

- Enhanced Home Heating Appliance Exchange and Retrofit Control Device Program
- Full or Increased funding for ADEC Air Quality Division
- Residential Heating Conversion Loan Program
- School Bond Debt Reimbursement

Legislative: Not Ranked

- Community Assistance
- PERS Budget Pressures on Borough Taxpayers
- PFD Payment Distribution
- Remove Marijuana from the Schedule of Controlled Substances
- Residential Property-Assessed Clean Energy (PACE) and On-Bill Financing
- Sales or Income Tax
- State Capital Budget
- State Health Care Authority
- State Professional Licensing Reciprocity

Major Maintenance, Energy Efficiency Improvements & Capital Improvements: Prioritized

1. Emergency Operations Warm Storage Facility
2. Ambulance Replacement
3. Service Area Roads Capital Improvements
4. John A. Carlson Community Activity Center Ice Plant Replacement & Major Maintenance
5. Animal Shelter Replacement
6. Parking Lots Resurfacing / ADA Access Improvements Big Dipper
7. Big Dipper Ice Arena Seismic Analysis / Code Compliance Upgrades and Major Maintenance
8. Carlson Center Lighting Upgrades
9. Parks and Playground ADA and Equipment Improvements
10. Replacement Aquatics Center
11. Juanita Helms Administration Center Heating Ventilation and Air Conditioning (HVAC) Improvements
12. Transit Garage Phase II Additional Local Match
13. Wescott Swimming Pool Major Maintenance
14. Borough Office Building and Land Acquisition

School Facilities: Prioritized
1. Barnette Magnet School Renovation Phase IV
2. Crawford Elementary Roof Replacement
3. Anderson Elementary Roof Replacement
4. Arctic Light Elementary Roof Replacement
5. Arctic Light Elementary Lighting & Energy Efficiency Upgrades
6. District Wide Emergency Electrical System Upgrades

NOW, THEREFORE, BE IT RESOLVED, that the Fairbanks North Star Borough Assembly supports these legislative priorities.

BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the Alaska Interior Delegation, the Honorable Governor Bill Walker and the Alaska Congressional Delegation.

PASSED AND APPROVED THIS 11TH DAY OF OCTOBER, 2018.

________________________________________
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
Major Maintenance, Energy Efficiency Improvements
& Capital Improvements
(Updated October 23, 2018)

1. **Emergency Operations Warm Storage Facility – $4,500,000**
   The current lack of appropriate warm storage for emergency response equipment puts the residents of the borough at significant risk. The Emergency Operations Department has acquired millions of dollars’ worth of equipment to help the community respond to disasters but does not have the capacity to properly store this equipment. This project will provide approximately 10,000 square feet of heated storage for emergency equipment that will allow for appropriate and timely deployment when needed.

2. **Ambulance Replacement – $100,000**
   This will fund 50% of the anticipated replacement cost of the oldest ambulance in the Borough fleet with the other 50% coming from non-areawide EMS funding. The Borough supports individual fire service area requests for replacement of fire equipment. The oldest ambulance in the FNSB fleet is 13 years old, which is three years past the normal service life of an EMS vehicle.

3. **Service Area Roads Capital Improvements – $10,000,000**
   Service area roads continue to need upgrades and improvements. This request continues funding for the area-wide road service capital improvement program to reduce local tax burden for borough residents and to address transportation needs beyond the financial resources of road service areas. There are currently 343 identified road service area capital projects with an estimated cost of $130,000,000.

4. **John A Carlson Activity Center Ice Plant Replacement & Major Maintenance – $11,750,000**
   The Carlson Center is the main event center in Fairbanks and houses the ice rink that is used by the University of Alaska Fairbanks hockey team. The existing ice plant is original to the building and is approaching the end of its useful life. The refrigerant is R-22, which is currently being phased out, and a new long term solution is needed for the continued operation of the ice rink. Other major maintenance that needs to be completed is the replacement of the main roof over the ice rink that is at the end of its useful life, parking lot upgrades, and replacement of interior flooring and finishes throughout the facility.

5. **Animal Shelter Replacement – $17,000,000**
   The animal shelter facility was constructed in 1974 and does not meet the current program requirements and is near the end of its usable life. Based on a programmatic needs analysis conducted by the borough and an outside consultant, the required space for this operation is approximately 3.5 times the current facility’s capacity. Due to the age of the existing facility and associated infrastructure, a new facility to provide for current and future program requirements is the most cost effective option.
6 Parking Lots Resurfacing / ADA Access Improvements – $2,500,000
At many major borough facilities the parking lots and building access have not been improved since the buildings were constructed in the late 60's or early 70's creating congested parking, unsafe building access, and inadequate ADA compliance. Improvements will include new asphalt, curbs and accessible curb ramps, striping, drainage improvements, upgraded energy efficient lighting, and dedicated pedestrian pathways. The projects will also include upgrades to employee parking areas with code compliant head bolt heater outlets.

7 Big Dipper Ice Arena Seismic Analysis / Code Compliance Upgrades and Major Maintenance – $12,670,000
The Big Dipper Ice Arena houses one of the main hockey rinks in the borough as well as the administrative offices and grounds maintenance shop of the Parks and Recreation Department. In 1975 the original relocated aircraft hangar was constructed on this site and a major renovation / expansion developed it into the recreation center. Subsequent upgrades have replaced the ice rink, sprinkler system, and some finishes / lighting throughout the facility. This project will include structural and seismic upgrades, elevator replacement, locker room upgrades / expansion, and other major maintenance items such as bleacher replacement, ADA toilet room construction, maintenance shop renovation / expansion, mechanical and electrical / IT infrastructure upgrades. As one of the main Parks and Recreation facilities, these projects are ongoing upgrades and improvements required for the building to continue its functionality for the residents of the borough.

8 Carlson Center Lighting Upgrades – $300,000
Installation of LED lights and control systems.

9 Parks and Playground ADA and Equipment Improvements – $2,000,000
With 25 major parks and playground facilities throughout the borough, the requirement for continued maintenance and upgrades is necessary. Additionally, the majority do not meet current accessibility standards. These projects will address accessibility issues such as parking, access, functionality / safety of existing equipment, and the replacement of old or obsolete equipment with new equipment that meets current design and safety standards.

10 Replacement Aquatics Center – $35,000,000
The borough's two existing aquatics facilities in Fairbanks, Hamme Swimming Pool (HSP) and Mary Siah Recreations Center (MSR) are at or near the end of their useful life at 41 and 68 years old respectively. With the ongoing expense of maintaining and replacing aging swimming pool infrastructure, it is more cost effective to combine the functions of HSP and MSR into one new Aquatics Facility than to repair or replace the individual facilities.

11 Juanita Helms Administrative Center Heating Ventilation and Air Conditioning (HVAC) Improvements – $6,663,000
The main administrative center for the borough houses many direct service departments providing services to our residents, as well as many support departments. At over 30 years old the facility has been modified and reconfigured over the years to support these many functions; however, the HVAC system is original to the building and is no longer adequate to provide proper environmental control. This project will provide for re-zoning the entire heating system on all three floors, and replacement, modifications, and re-distribution of the ventilation and air conditioning ductwork and variable air volume (VAV) boxes. The obsolete pneumatic HVAC control system will also be replaced with a new Direct Digital Control (DDC) system to provide for energy efficiency capabilities. Additional work will be included on the exterior envelope, elevators, mechanical / electrical systems, lighting and finishes throughout the building.

12 Transit Garage Phase II Additional Local Match – $1,000,000
The borough has received a $12,800,000 federal grant for the Transit Garage Phase I project and appropriated $2,393,500 of local funding for the required match. The Phase I project is currently in design and includes the complete design of Phase 2. An $18,500,000 grant application has been submitted to the FTA for Phase II which requires $3,700,000 in local match funding, of which $2,700,000 has been appropriated by the borough. This $1,000,000 will complete the local match requirements for both Phase I and Phase II federal grants.

13 Wescott Swimming Pool Major Maintenance – $5,620,000
Wescott Swimming Pool is 41 years old and in need of major infrastructure repairs, including plumbing, heating, ventilation, electrical, and structural. Major system failures have started to occur that will ultimately shut-down the facility if they are not corrected. The borough appropriated $1,100,000 of local funding in 2018 to start repairs on the most critical plumbing system failures. As the only swimming pool in the North Pole area, without major investment the borough will not be able to keep an aquatics facility in this area.

14 Borough Office Building and Land Acquisition – $12,000,000
With the expansion of the Human Resources, EEO, and Legal departments in the main borough office building, a renovation is required that will displace other departments within the building. Additionally, with the Transit Garage Phase II project, the Air Quality division and Emergency Operations department will be displaced from their office space in the Peger Road West building. Currently the borough is planning to lease the required office space; however, new office space will be required to house these borough divisions and departments long term.
School Facilities:

1. **Barnette Magnet School Renovation Phase IV – $14,277,000**
   This final phase will complete the renovation of the original 1960’s wing and demolish the 1970s addition that has severe seismic structural deficiencies. No new or replacement space will be built in this project. The scope of this project is to complete the renovation as designed but not completed in the previous phases. This will include the building envelope, windows, doors and finishes; and the mechanical, electrical, and phone/data systems. Additionally, as detailed in the educational specifications, the building is deficient in a number of areas with regard to educational program deliverability. The scope addresses this through realignment, rearrangement, and upgrades of spaces to match the highly successful magnet school program.

2. **Crawford Elementary Roof Replacement - $2,500,000**
   This project will replace the original EPDM IRMA roof with a new roof that meets current school district standards including, but not limited to: the replacement of the roof drains, increasing insulation to an R-80 value, installing new metal flashing, correcting roof slopes as necessary for proper drainage, and the work needed to accommodate the increased insulation around the parapet. Current roof is original to the building, which was constructed in 1997.

3. **Anderson Elementary Roof Replacement - $1,061,241**
   This project will replace the roof on the Multipurpose Wing which includes the old Central Kitchen, Dining Area, Library, and Music Room that was not replaced during the 2008 remodel. A new roof that meets current school district standards will be installed including, but not limited to: the replacement of the roof drains, increasing insulation to an R-80 value, installing new metal flashing, correcting roof slopes as necessary for proper drainage, and the work needed to accommodate the increased insulation around the parapet.

4. **Arctic Light Elementary Roof Replacement - $2,500,000**
   This project will replace the original EPDM IRMA roof with a new roof that meets current school district standards including, but not limited to: the replacement of the roof drains, increasing insulation to an R-80 value, installing new metal flashing, correcting roof slopes as necessary for proper drainage, and the work needed to accommodate the increased insulation around the parapet. Current roof is original to the building, which was constructed in 1993.
5. **Arctic Light Elementary Lighting & Energy Efficiency Upgrades - $2,021,928**

The lighting throughout the building is deficient, does not meet code, and needs to be upgraded. This includes ceiling seismic bracing and exterior lighting replacement. Energy saving lighting controls are included, with potential electrical energy savings on the order of 20%.

6. **District Wide Emergency Electrical System Upgrades - $7,040,833**

This upgrade will include emergency electrical system upgrades to older systems as dictated by need. The district has electrical systems that are in need of replacement and/or improvement. Due to an increase demand of the internet, VOIP phone systems and other network demands, cooling and power upgrades are needed district wide.
Programmatic Funding:

Enhanced Home Heating Appliance Exchange and Retrofit Control Device Program ($2,000,000)
Additional state funds are needed for the voluntary enhanced home heating appliance exchange program to reduce PM2.5 emissions in the borough in an effort to improve air quality and comply with EPA regulations. These funds would assist homeowners exchange their existing heating appliances for more fuel efficient and cleaner burning devices, or for installing retrofit control devices that remove emissions (e.g. electrostatic precipitators).

Full or increased funding for ADEC Air Quality Division
The Alaska Department of Environmental Conservation Air Quality Division is the lead agency responsible for development and implementation of the PM2.5 non-attainment Serious SIP.

Residential Heating Conversion Loan Program
Provide legislation that establishes a fund similar to an AHFC fund to provide zero or very low interest loans to residents to convert residential heating devices to natural gas. A review or inspection program similar to AHFC’s energy rater program would ensure proper review and rating of device change out costs. This fund would operate similar to the Alaska Fisherman’s Loan Program approval process.

School Bond Debt Reimbursement – Honor State Payment Obligations
The State of Alaska entered into past obligations to reimburse municipalities for bond debt related to construction of school buildings. The Governor vetoed 25% of the FY2016-17 State Aid for School Construction commitments, resulting in an unexpected and immediate transfer of burden from the State to the Fairbanks North Star Borough of approximately $3.02 million. The FY2017-18 and FY2018-19 budgets provisioned full reimbursement. It is unknown what, if any future reductions are planned for the next fiscal year(s).
**Legislative:**

**Community Assistance Program**
Also known as Revenue Sharing in prior years, Community Assistance is a formula based payment system that provides funds to Alaska municipalities and unincorporated communities to deliver basic public services. As a result of budgetary pressures on the State, the amount paid to communities has been reduced by more than half since 2012. Increasing budgetary pressure at the State level is resulting in increased cost shifting to municipalities. Consequently, the Fairbanks North Star Borough will need to have predictable and sustainable Community Assistance payments in the future.

**PERS**
Maintain established employer PERS contribution rate. Legislative action is necessary this session to address the escalating costs of the Public Employee Retirement System’s unfunded liability and the consequential budget pressures on the local taxpayers of the Fairbanks North Star Borough and local governments in Alaska. Consideration and resolution of termination costs should also be addressed without increasing employer PERS contribution rate.

**PFD Payment Disbursement**
Support legislation authorizing the state Department of Revenue to adopt regulations establishing procedures allowing a person to receive a permanent fund dividend in monthly installments, similar to HB 360 introduced by Rep. Eastman in 2018 legislative session. Add language about House Bill 361. AS 44.62.

**Remove Marijuana from the Schedule of Controlled Substances**
AS 11.71.190 identifies marijuana as a Schedule 6A controlled substance. Schedule 6A lists substances that, pursuant to AS11.71.120(c), have been identified “to have the lowest degree of danger or probable danger to a person or the public.” AS 11.71.190(b) should be amended to remove marijuana as the only Schedule 6A controlled substance.

**Residential Property-Assessed Clean Energy (PACE) and On-Bill Financing**
HB 374 enacted in July 2018, which enables a utility to enter into an on-bill financing agreement with a customer. AEA has formed a C-PACE Advisory Group to help guide the development of a statewide C-PACE administrative program, which the FNSB administration supports and participates in. The administration also supports recent talks to develop a similar administrative model for C-PACE financing.

**State Sales or Income Tax**
Administration recommends the Assembly take a position on whether or not the State of Alaska should implement a state-wide income tax or sales tax.
State Capital Budget
State capital budgets have been thin over the past four years; during that time appropriations typically set for matches to other projects. The Fairbanks North Star Borough is concerned that diminished capital budgets will negatively impact delivery of state services.

State Health Care Authority
The State of Alaska is pursuing the mandatory consolidation of public sector health plans as a potential cost saving measure. The FNSB has evaluated the impacts of a proposed consolidation on the Borough and School District plans and at this time no cost savings would be recognized, and it could cost our plans more. This change would also result in a loss of flexibility that has allowed us to modify our plans quickly to take advantage of offerings that reduce costs. If such a plan is pursued by the State, the FNSB is requesting that public employers be given the option to participate in such a program.

State Professional Licensing Reciprocity
(From the EAFB Growth Management plan) Change state statute to enable professional licensure by endorsement if members of the workforce are licensed in good standing in another state, or allow for temporary provisional licensing. Also consider an expedited process for military spouses. AS 08.01.063 already has provisions to give temporary reciprocal licenses to military spouses. Work with DoD officials to determine scope of requested statute or administrative code change: issuance of temporary licenses or an expedited licensing process.
HOUSE BILL NO. 361

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE EASTMAN

Introduced: 2/21/18
Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

"An Act relating to permanent fund dividends."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

*Section 1. AS 43.23.015 is amended by adding a new subsection to read:

(k) The application form for claiming a permanent fund dividend must include a place for the applicant to indicate whether the applicant wants to receive the permanent fund dividend as one lump sum or in monthly payments.

*Sec. 2. AS 43.23.055 is amended to read:

Sec. 43.23.055. Duties of the department. The department shall

(1) annually pay permanent fund dividends from the dividend fund;

(2) subject to AS 43.23.011 and paragraph (8) of this section, adopt regulations under AS 44.62 (Administrative Procedure Act) that establish procedures and time limits for claiming a permanent fund dividend; the department shall determine the number of eligible applicants by October 1 of the year for which the dividend is declared and pay the dividends by December 31 of that year;

(3) adopt regulations under AS 44.62 (Administrative Procedure Act)
that establish procedures and time limits for an individual upon emancipation or upon reaching majority to apply for permanent fund dividends not received during minority because the parent, guardian, or other authorized representative did not apply on behalf of the individual;

(4) assist residents of the state, particularly in rural areas, who because of language, disability, or inaccessibility to public transportation need assistance to establish eligibility and to apply for permanent fund dividends;

(5) use a list of individuals ineligible for a dividend under AS 43.23.005(d) provided annually by the Department of Corrections and the Department of Public Safety to determine the number and identity of those individuals;

(6) adopt regulations that are necessary to implement AS 43.23.005(d);

(7) adopt regulations that establish procedures for the parent, guardian, or other authorized representative of a disabled individual to apply for prior year permanent fund dividends not received by the disabled individual because no application was submitted on behalf of the individual;

(8) adopt regulations that establish procedures for an individual to apply to have a dividend disbursement under AS 37.25.050(a)(2) reissued if it is not collected within two years after the date of its issuance; however, the department may not establish a time limit within which an application to have a disbursement reissued must be filed;

(9) provide any information, upon request, contained in permanent fund dividend records to the child support services agency created in AS 25.27.010, or the child support enforcement agency of another state, for child support purposes authorized under law; if the information is contained in an electronic data base, the department shall provide the requesting agency with either

(A) access to the data base; or

(B) a copy of the information in the data base and a statement certifying its contents;

(10) establish a fraud investigation unit for the purpose of assisting the

(A) Department of Law in the prosecution of individuals who
apply for or obtain a permanent fund dividend in violation of a provision in AS 11, by detecting and investigating those crimes; and

(B) commissioner to detect and investigate the claiming or paying of permanent fund dividends that should not have been claimed by or paid to an individual and to impose the penalties and enforcement provisions under AS 43.23.035;

(11) adopt regulations under AS 44.62 (Administrative Procedure Act) that establish procedures to allow a person to receive a permanent fund dividend in monthly installments.
PROPOSED SUBSTITUTE
By Bryce Ward, Mayor

By: Assembly Capital Projects and Legislative Priorities Committee

Introduced: 11/08/2018
Referred to the Capital Projects and Legislative Priorities Committee: 11/08/2018

FAIRBANKS NORTH STAR BOROUGH
RESOLUTION NO. 2018-36
A RESOLUTION IDENTIFYING AND SUPPORTING LEGISLATIVE PRIORITIES AND CAPITAL PROJECTS

WHEREAS, The Fairbanks North Star Borough Assembly considers resolutions through the year to support legislative and policy actions of the State and other local governments; and

WHEREAS, The Fairbanks North Star Borough is concerned with Statewide and Federal issues that affect the Borough and its residents; and

WHEREAS, The Fairbanks North Star Borough has identified $278M in capital requirements over the next 6 years; and

WHEREAS, That assessment is not complete nor have any projects been fully vetted through a public process; therefore, those project requests are not included in these priorities; and

WHEREAS, The Fairbanks North Star Borough will appropriate anticipated Borough contribution of project funds upon legislative approval of capital projects; and,

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
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WHEREAS, The Fairbanks North Star Borough Assembly identifies and supports the following legislative priorities and capital projects for 2019:

[PROGRAMMATIC FUNDING: NOT RANKED]
- ENHANCED HOME HEATING APPLIANCE EXCHANGE AND RETROFIT CONTROL DEVICE PROGRAM
- FULL OR INCREASED FUNDING FOR ADEC AIR QUALITY DIVISION
- RESIDENTIAL HEATING CONVERSION LOAN PROGRAM
- SCHOOL BOND DEBT REIMBURSEMENT]

LEGISLATIVE PRIORITIES

Programmatic Funding (Not Ranked):
- Enhanced Home Heating Appliance Exchange and Retrofit Control Device Program
  Legislative Request: $2,000,000
  Additional State funds are needed for the voluntary enhanced home heating appliance exchange program to reduce PM$_{2.5}$ emissions in the borough in an effort to improve air quality and comply with EPA regulations. These funds would assist homeowners in converting their existing heating appliances for more fuel efficient and cleaner burning devices or for installing retrofit control devices that remove emissions (e.g., electrostatic precipitators).
- Alaska Department of Environmental Conservation (ADEC) Air Quality Division Legislative Request: Full or Increased Funding
ADEC works with the FNSB and Fairbanks community to improve air quality in Fairbanks. ADEC is the lead agency responsible for development and implementation of the PM$_{2.5}$ nonattainment Serious State Implementation Plan (SIP). At a minimum, FNSB is requesting that ADEC be fully funded in order to continue progress towards meeting attainment. Increased funding would allow ADEC to update necessary tools and provide adequate staffing levels needed to meet attainment.

Supporting Resolutions:

Resolution No. 2016-44 (Approving MOU between ADEC and FNSB for Air Pollution Control)

- Residential Heating Conversion Loan Program
  Provide legislation that establishes a fund similar to an AHFC fund to provide zero or very low interest loans to residents to convert residential heating devices to natural gas. A review or inspection program similar to AHFC's energy rater program would ensure proper review and rating of device change out costs. This fund would operate similar to the Alaska Fisherman's Loan Program approval process.

- School Bond Debt Reimbursement
  The State of Alaska entered into past obligations to reimburse municipalities for bond debt related to construction of school buildings. The Governor vetoed 25% of the FY 2016-17 State Aid for School Construction commitments, resulting in an unexpected and immediate transfer of burden from the State to the FNSB of approximately $3.02M. The FY2017-18 and FY2018-19 budgets provisioned full
reimbursement. It is unknown what, if any, future reductions are planned for the next fiscal year(s).

[LEGISLATIVE: NOT RANKED]

- COMMUNITY ASSISTANCE
- PERS BUDGET PRESSURES ON BOROUGH TAXPAYERS
- PFD PAYMENT DISTRIBUTION
- REMOVE MARIJUANA FROM THE SCHEDULE OF CONTROLLED SUBSTANCES
- RESIDENTIAL PROPERTY-ASSESSED CLEAN ENERGY (PACE) AND ON-BILL FINANCING
- SALES OR INCOME TAX
- STATE CAPITAL BUDGET
- STATE HEALTH CARE AUTHORITY
- STATE PROFESSIONAL LICENSING RECIPROCITY]

Legislative (Not Ranked):

- Community Assistance or Community Dividend

As a result of budgetary pressures on the State, the amount paid to communities through Community Assistance (previously Revenue Sharing) has been reduced by more than half since 2012. Increasing budgetary pressure at the State level is resulting in increased cost shifting to municipalities. Consequently, the FNSB needs to have predictable and sustainable Community Assistance payments in the future.

Alternatively, the FNSB supports AML Resolution 2019-03 which supports the development of a Community Dividend. The resolution proposes the use of the Alaska Permanent Fund as a sustainable...
funding vehicle as a feasible method to reimburse local government for State tax exemptions, fund local contributions to education, and replace revenue sharing or community assistance.

- **PERS Budget Pressures on Borough Taxpayers**
  
  Maintain established employer PERS contribution rate. Legislative action is necessary this session to address the escalating costs of the Public Employee Retirement System’s unfunded liability and the consequential budget pressures on the local taxpayers of the FNSB and local governments in Alaska. Consideration and resolution of termination costs should also be addressed without increasing employer PERS contribution rate.

  **Supporting Resolutions:**
  
  Resolution No. 2013-38 (Support Elimination of the Termination Study Requirement for PERS)
  
  Resolution No. 2013-39 (Support Continued PERS Contribution Rate of 22% for Employers)
  
  Resolution No. 2014-06 (FNSB Support of $3B Transfer to retirement trust funds)

- **Residential Property-Assessed Clean Energy (R-PACE) and On-Bill Financing**

  HB374, enacted in July 2018, enables a utility to enter into an on-bill financing agreement with a customer. Similarly, PACE programs allow financing through property assessments. The FNSB supports expanding AS 29.55.160 to expand the definition of "eligible properties" from privately owned commercial or industrial real property to include residential real property. Expanding the program to residential

  **AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT**

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properties allows for an additional financing mechanism to fund clean energy projects, such as natural gas conversions.

- **State Health Care Authority**
  The State of Alaska is pursuing the mandatory consolidation of public sector health plans as a potential cost saving measure. The FNSB has evaluated the impacts of a proposed consolidation on the Borough and School District plans and at this time no cost savings would be realized; rather, it could cost our plans more. This change would also result in a loss of flexibility that has allowed us to modify our plans quickly to take advantage of offerings that reduce costs. If such a plan is pursued by the State, the FNSB is requesting that public employees be given the option to participate in such a program.

- **State Professional Licensing Reciprocity**
  Modify House Bill 28 (passed in 2011) so occupational boards can allow licensure by endorsement for military spouses seeking licensure in Alaska who already possess a license from another state with requirements that meet or exceed Alaska standards.

[MJJOR MAINTENANCE, ENERGY EFFICIENCY IMPROVEMENTS & CAPITAL IMPROVEMENTS: PRIORITIZED]

1. EMERGENCY OPERATIONS WARM STORAGE FACILITY
2. AMBULANCE REPLACEMENT
3. SERVICE AREA ROADS CAPITAL IMPROVEMENTS
4. JOHN A. CARLSON COMMUNITY ACTIVITY CENTER ICE PLANT REPLACEMENT & MAJOR MAINTENANCE
5. ANIMAL SHELTER REPLACEMENT

**AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT**
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6. PARKING LOTS RESURFACING / ADA ACCESS
IMPROVEMENTS BIG DIPPER
7. BIG DIPPER ICE ARENA SEISMIC ANALYSIS / CODE
   COMPLIANCE UPGRADES AND MAJOR MAINTENANCE
8. CARLSON CENTER LIGHTING UPGRADES
9. PARKS AND PLAYGROUND ADA AND EQUIPMENT

IMPROVEMENTS
10. REPLACEMENT AQUATICS CENTER
11. JUANITA HELMS ADMINISTRATION CENTER HEATING
   VENTILATION AND AIR CONDITIONING (HVAC)
   IMPROVEMENTS
12. TRANSIT GARAGE PHASE II ADDITIONAL LOCAL MATCH
13. WESCOTT SWIMMING POOL MAJOR MAINTENANCE
14. BOROUGH OFFICE BUILDING AND LAND ACQUISITION

CAPITAL PROJECTS

Fairbanks North Star Borough:

1. Title: Ambulance Replacement
   Project Cost: $250,000
   Anticipated Borough Contribution: $125,000
   Total Legislative Request: $125,000

   This request funds 50% of the anticipated replacement cost of the
   oldest ambulance in the Borough fleet with the other 50% coming
   from non-area wide EMS funding. The Borough supports individual fire
   service area requests for replacement of fire equipment. The oldest
   ambulance in the fleet is 13 years old, which is three years past the
   normal service life of an EMS vehicle.
2. **Title: Pioneer Park Master Plan**

- **Project Cost:** $150,000
- **Anticipated Borough Contribution:** $15,000
- **Total Legislative Request:** $135,000

Pioneer Park was founded in 1967 to celebrate the 100th Anniversary of the purchase of Alaska from Russia and is Alaska’s only historic park. The park contains 44 acres of historic, civic, and amusement activities that serve both tourists and local residents. A review of capital needs for the 8 most prominent park attractions identifies over $19M of projects needed within the next 6 years, but that does not include capital investment needs for the entire park. Unfortunately, funds are limited to properly maintain and protect these attractions. Decisions have to be made in the next few years that will significantly impact the park, such as the potential demolition of key park attractions due to public health and safety concerns. For example, the SS Nenana, the historic steam sternwheel passenger riverboat, has been closed to the public since April 2018.

The last Master Plan for Pioneer Park was completed in 2005. Funds will be used to update the Master Plan, with a specific focus on current and future facility use. Plan development will include a comprehensive public engagement process, which will be used to guide decision making and investment that best preserves the character of the park while meeting the community’s needs and expectations.

[SCHOOL FACILITIES: PRIORITIZED]

1. **BARNETTE MAGNET SCHOOL RENOVATION PHASE IV**

2. **CRAWFORD ELEMENTARY SCHOOL ROOF REPLACEMENT**

**AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT**

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3. ANDERSON ELEMENTARY ROOF REPLACEMENT
4. ARCTIC LIGHT ELEMENTARY ROOF REPLACEMENT
5. ARCTIC LIGHT ELEMENTARY LIGHTING & ENERGY EFFICIENCY UPGRADES
6. DISTRICT WIDE EMERGENCY ELECTRICAL SYSTEM UPGRADES

Fairbanks North Star Borough School District:

1. Title: Barnette Magnet School Renovation Phase IV
   Project Cost: $14,277,000
   Anticipated Borough Contribution: $1,427,700
   Total Legislative Request: $12,849,300

   This final phase will complete the renovation of the original 1960's wing and demolish the 1970s addition that has severe seismic structural deficiencies. No new or replacement space will be built in this project. The project scope is to complete the renovation as designed but not completed in previous phases. This will include the building envelope, windows and finishes, and the mechanical, electrical, and phone/data systems. Additionally, as detailed in the educational specifications, the building is deficient in a number of areas with regard to educational program deliverability. The scope addresses this through realignment, rearrangement, and upgrades of spaces to match the highly successful magnet school program.

Road Service Areas

1. Title: Service Area Roads Capital Improvements
   Outstanding Project Costs: $131,000,000
   Total Legislative Request: $1,000,000

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Service area roads continue to need upgrades and improvements. This request continues funding for the area-wide road service capital improvement program to reduce local tax burden for borough residents and to address transportation needs beyond the financial resources of road service areas. There are currently 347 identified road service area capital projects with an estimated cost of $131,000,000. Projects are submitted and prioritized by the Road Service Area Commission. Individual Road Service Areas contribute 10% of approved project costs.

Interior Gas Utility:

1. Title: Liquefied Natural Gas (LNG) Storage Tax Credit

   Project Cost: $54,300,000 (Fairbanks) + $11,800,000 (North Pole)

   IGU Contribution: $39,300,000 (Fairbanks) + $5,900,000 (North Pole)

   Total Legislative Request: $15,000,000 (Fairbanks) + $5,900,000 (North Pole)

The Fairbanks Air Quality Nonattainment Area has the highest recorded 24-hour levels of fine particulates (PM$_{2.5}$) in the nation. Additionally, Interior Alaska experiences high energy costs. Natural gas conversions play a critical role in reducing energy costs and meeting air quality attainment. The Interior Gas Utility is a public utility focused on bringing both economic and environmental relief to the Interior.

The LNG Storage Tax Credit is a refundable tax credit and must be approved by the Legislature. Without this credit, the cost of natural gas for borough residents will climb even higher, making conversions to natural gas even more challenging. Once IGU qualifies for the credit, the borough requests legislative approval of qualifying amounts.
NOW, THEREFORE, BE IT RESOLVED, that the Fairbanks North Star Borough Assembly supports these legislative priorities and capital projects.

BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the Alaska Interior Delegation, the Honorable Governor [BILL WALKER] Mike Dunleavy and the Alaska Congressional Delegation.

PASSED AND APPROVED THIS ___ DAY OF __________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2016 - 44

A RESOLUTION APPROVING PROPOSED MEMORANDUM OF UNDERSTANDING BETWEEN ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND FAIRBANKS NORTH STAR BOROUGH FOR AIR POLLUTION CONTROL AND SPECIFICALLY PM$_{2.5}$

WHEREAS, Wintertime fine particulate concentrations in the Fairbanks North Star Borough (Borough) routinely exceed the allowable air pollutant limit in the Borough; and

WHEREAS, In order to protect the public's health and safety, the US Environmental Protection Agency has declared a portion of the Borough as a non-attainment area for fine particulates requiring action to thereby mitigate the health risk; and

WHEREAS, The Alaska Department of Environmental Conservation (DEC) and the Borough have agreed to exercise joint responsibility for air pollution control, specifically with respect to fine particulates (PM$_{2.5}$), in the Borough as established by the attached Memorandum of Understanding (MOU); and

WHEREAS, The Memorandum of Understanding defines the individual and joint responsibilities of the DEC and the Borough in order to maximize local control and provide required state oversight and coordination; and

WHEREAS, The MOU does not require any specific PM$_{2.5}$ control measures, thereby leaving it to the discretion of the Fairbanks North Star Borough Assembly to consider and decide on appropriate control measures following input from appropriate experts, ongoing studies and the public.

NOW, THEREFORE, BE IT RESOLVED, that the Fairbanks North Star Borough Assembly approves the proposed attached Memorandum of Understanding between Alaska Department of Environmental Conservation and Fairbanks North Star Borough for Air Pollution Control.
PASSED AND APPROVED THIS 13TH DAY OF OCTOBER, 2016.

Kathryn Dodge, Deputy
Presiding Officer

ATTEST:

Nanci Ashford-Bingham

Nanci Ashford-Bingham, MMC
Borough Clerk

Yeses: Quist, Sattley, Hutchison, Westlind, Lawrence, Dodge
Noes: None
Other: Cooper (Excused), Roberts (Excused), Davies (Excused)
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2013-38

A RESOLUTION SUPPORTING ELIMINATION OF THE TERMINATION STUDY REQUIREMENT FOR THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS)

WHEREAS, the Borough entered into a participation agreement with the Public Employees Retirement System (PERS) on July 1, 1969; and

WHEREAS, the PERS system has evolved from being fully funded to being underfunded by billions of dollars; and

WHEREAS, the legislature passed SB125 in 2008 which established that PERS is a consolidated system and that the combined defined benefit and defined contribution salary base would be required to pay down the unfunded obligation and sustain predictable, affordable, and stable employer rates; and

WHEREAS, SB125 set a minimum contribution for employers to pay to ensure a reasonably growing, system-wide salary base upon which to pay off the unfunded obligation; and

WHEREAS, employers have contributed more into the PERS system since 2008 than even the actuaries had projected; and

WHEREAS, language added to SB125 relating to termination costs removes equitable and consistent application of state law; and

WHEREAS, the State of Alaska has exempted itself from these termination cost provisions, allowing it the flexibility to manage its own workforce; and

WHEREAS, municipal employers desire this same operational flexibility to effectively manage and deliver programs and services, without concern that an administrative decision will have long-term financial impacts to their PERS liability.

NOW, THEREFORE, BE IT RESOLVED that the Assembly of the Fairbanks North Star Borough encourages the legislature to eliminate the termination study requirement.

By: Diane Hutchison
Introduced: 10/24/13
Adopted: 10/24/13
PASSED AND APPROVED THIS 24th DAY OF OCTOBER, 2013.

Diane L. Hutchison
Presiding Officer

ATTEST:

Nanci Ashford-Bingham, MMC
Municipal Borough Clerk

Ayes: Davies, Howard, Sattley, Dukes, Roberts, Lawrence, Dodge, Kassel, Hutchison
Noes: None
A RESOLUTION SUPPORTING ELIMINATION OF THE TERMINATION STUDY REQUIREMENT FOR THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS)

WHEREAS, the PERS system has evolved from being fully funded to being underfunded by billions of dollars; and

WHEREAS, the legislature passed SB125 in 2008 which established that PERS is a consolidated system and that the combined defined benefit and defined contribution salary base would be required to pay down the unfunded obligation and sustain predictable, affordable, and stable employer rates; and

WHEREAS, SB125 set a minimum contribution for employers to pay to ensure a reasonably growing, system-wide salary base upon which to pay off the unfunded obligation; and

WHEREAS, employers have contributed more into the PERS system since 2008 than even the actuaries had projected; and

WHEREAS, language added to SB125 relating to termination costs removes equitable and consistent application of state law; and,

WHEREAS, the State of Alaska has exempted itself from these termination cost provisions, allowing it the flexibility to manage its own workforce; and,

WHEREAS, municipal employers desire this same operational flexibility to effectively manage and deliver programs and services, without concern that an administrative decision will have long-term financial impacts to their PERS liability.

NOW, THEREFORE BE IT RESOLVED THAT the Alaska Municipal League encourages the legislature to eliminate the termination study requirement.
PASSED AND APPROVED BY THE ALASKA MUNICIPAL LEAGUE ON THE _____ DAY OF ____________, 2013.

Signed: ________________________________
President, Alaska Municipal League

Attest: _________________________________
Executive Director, Alaska Municipal League

Submitted by: Fairbanks North Star Borough  Date Submitted: 10/25/13
Contact Name: Diane Hutchison, Presiding Officer  Contact Phone #: (907) 459-1401
Kathryn Dodge, Assemblymember

Implementation Recommendation:

This resolution was approved for submission to the Alaska Municipal League membership by the governing body of the Fairbanks North Star Borough on 10/25/13.
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2013-39

A RESOLUTION SUPPORTING THE CONTINUED PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) CONTRIBUTION RATE OF 22% FOR EMPLOYERS

WHEREAS, the Borough entered into a participation agreement with the Public Employees Retirement System (PERS) on July 1, 1969; and

WHEREAS, the PERS system has evolved from being fully funded to being underfunded by billions of dollars; and

WHEREAS, the legislature passed SB125 in 2008, which modified AS 39.35.255, to establish an Employer rate of 22% for PERS Employers to address the unfunded liability; and

WHEREAS, since that time, Employers, including the Fairbanks North Star Borough, have been paying the established rate on both defined benefit and defined contribution salaries; and

WHEREAS, municipal employers, including the FNSB, have contributed more into the PERS system since 2008 than even the actuaries had projected; and

WHEREAS, the increased costs to employers has been substantial. The Borough’s PERS rate has gone from 4.55% in FY00 to 10.93% in FY05, to 22% in FY09, and has remained at that rate since FY09; and

WHEREAS, an increase to this rate will have significant financial impacts on the Fairbanks North Star Borough and other PERS employers.

NOW, THEREFORE, BE IT RESOLVED that the Assembly of the Fairbanks North Star Borough encourages the legislature to continue the PERS contribution rate at 22%.
PASSED AND APPROVED THIS 24th DAY OF OCTOBER, 2013.

Diane L. Hutchison  
Presiding Officer

ATTEST:

Nanci Ashford-Bingham, MMC  
Municipal Borough Clerk

Ayes: Davies, Howard, Sattley, Dukes, Roberts, Lawrence, Dodge, Kassel, Hutchison  
Noes: None
A RESOLUTION SUPPORTING THE CONTINUED PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) CONTRIBUTION RATE OF 22% FOR EMPLOYERS

WHEREAS, the PERS system has evolved from being fully funded to being underfunded by billions of dollars; and

WHEREAS, the legislature passed SB125 in 2008, which modified AS 39.35.255, to establish an Employer rate of 22% for PERS Employers to address the unfunded liability; and

WHEREAS, since that time, Employers, including municipalities, have been paying the established rate on both defined benefit and defined contribution salaries; and

WHEREAS, the increased costs to employers has been substantial. For example, Fairbanks North Star Borough's PERS rate has gone from 4.55% in FY00 to 10.93% in FY05, to 22% in FY09, and has remained at that rate since FY09; and

WHEREAS, an increase to this rate will have significant financial impacts on the municipalities and other PERS employers.

NOW, THEREFORE BE IT RESOLVED THAT the Alaska Municipal League encourages the legislature to continue the PERS contribution rate at 22%.

PASSED AND APPROVED BY THE ALASKA MUNICIPAL LEAGUE ON THE ____ DAY OF ____________, 2013.

Signed: ________________________________

President, Alaska Municipal League

Attest: ________________________________

Executive Director, Alaska Municipal League

Submitted by: Fairbanks North Star Borough
Contact Name: Diane Hutchison, Presiding Officer
Kathryn Dodge, Assemblymember

Implementation Recommendation:

Date Submitted: 10/25/13
Contact Phone #: (907) 459-1401

This resolution was approved for submission to the Alaska Municipal League membership by the governing body of the Fairbanks North Star Borough on 10/25/13.
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2014 - 06

A RESOLUTION OF THE FAIRBANKS NORTH STAR BOROUGH
EXPRESSING STRONG SUPPORT FOR GOVERNOR PARNELL'S
PROPOSAL TO APPROPRIATE $3 BILLION FROM THE CONSTITUTIONAL
BUDGET RESERVE INTO THE ALASKA RETIREMENT TRUST FUNDS IN
2015

WHEREAS, the combined unfunded liability of Alaska's Public
Employee's Retirement System (PERS) and Teacher's Retirement System (TRS) is
$11.8 billion at June 30, 2012; and

WHEREAS, the funded ratio of PERS is 61.3% and TRS is 52.1% at
June 30, 2012; and

WHEREAS, the Governor has identified the State's unfunded pension
liability as Alaska's biggest budget driver, with annual State Assistance payments
expected to exceed $1 billion per year without a substantial cash infusion directly into
the retirement trust funds; and

WHEREAS, State Assistance payments on behalf of municipalities
provide significant rate relief to local taxpayers, provide budget predictability and
stability to local governments, and are crucial to the financial health of Alaska's
municipalities and school districts; and

WHEREAS, Governor Parnell's plan is in the best interests of the
retirement systems, the State of Alaska and its municipalities by honoring Alaska's
constitutional obligations, reducing annual state assistance contributions to a more
predictable and sustainable $500 million per year, increasing the funded status of the
PERS and TRS by 10%, honoring the State's previous commitment to pay employer
contribution rates in excess of 22%, allowing for future interest earnings to offset
future contribution requirements, reducing pressure on future State and local
government budgets, strengthening the credit rating of the State of Alaska and its
municipalities, increasing future flexibility at a time when oil production is anticipated
to decline, and solving the problem now when reserves are available rather than
passing the problem to future generations of Alaskans.

By: Kathryn Dodge
Diane Hutchison
Janice Golub
Introduced: 01/30/2014
Adopted: 01/30/2014
NOW, THEREFORE, BE IT RESOLVED that the Assembly of the Fairbanks North Star Borough expresses strong support for Governor Parnell’s proposed transfer of $3 billion from the State’s Constitutional Budget Reserve directly into the retirement trust funds in 2015.

BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the Honorable Governor Sean Parnell and the Alaska State Legislature.

PASSED AND APPROVED THIS 30TH DAY OF JANUARY, 2014.

ATTEST:

Nanci Ashford-Bingham
Nanci Ashford-Bingham, MMC
Borough Clerk

Ayes: Hutchison, Golub, Dukes, Roberts, Lawrence, Dodge, Davies, Kassel
Noes: None
Excused: Sattley
Memorandum

To: Fairbanks North Star Borough Assembly

Through: Bryce Ward, Fairbanks North Star Borough Mayor

From: Glenn Miller, Transportation Director

Date: January 24, 2019

Subject: A RESOLUTION SUPPORTING CONVERSION FROM DIESEL AND GASOLINE TO COMPRESSED NATURAL GAS, (CNG) VEHICLES FOR ALL TRANSIT REVENUE SERVICE VEHICLES WITHIN THE FAIRBANKS NORTH STAR BOROUGH TRANSPORTATION DEPARTMENT RESOLUTION NO. 2019-03

The FNSB has been awarded a federal grant which will result in a new vehicle maintenance facility that will include technology that allows us the capability to utilize CNG powered vehicles. The FNSB assembly appropriated the grant funds on January 12, 2017. Switching the transit fleet to CNG provides air quality benefits, lower operational costs and can help meet regulatory requirements within the State Implementation Plan for PM2.5 attainment.

Vehicles scheduled for CNG fuel include 15 transit buses and 10 transit vans which are used for revenue service. As these vehicles reach the end of their useful life, they will be replaced with vehicles powered by CNG instead of diesel or gasoline. As a typical transit bus has a useful life of about 12 years the conversion process is anticipated to take at least that many years due to the current age and lifecycles of the existing fleet.

Due to increased federal funding available to the transportation department it is anticipated this funding will be applied towards a bus acquisition each budgetary year to aid in the transition to CNG. These annual replacements coupled with any additional bus acquisition grants in the future will assist us with a transition that meets our goals towards a dedicated CNG transit fleet.

I support the resolution and urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019 – 03

A RESOLUTION SUPPORTING CONVERSION FROM DIESEL AND GASOLINE TO COMPRESSED NATURAL GAS (CNG) VEHICLES FOR ALL TRANSIT REVENUE SERVICE VEHICLES WITHIN THE FAIRBANKS NORTH STAR BOROUGH TRANSPORTATION DEPARTMENT

WHEREAS, The CNG feasibility study dated September 6, 2018 is an integral component and requirement of the Federal Transit Administration Bus and Bus Facility Transit Garage Expansion Grant which was appropriated by the FNSB assembly on January 12, 2017; and

WHEREAS, The Transit Garage Expansion Project will include all necessary systems and structure to allow CNG powered vehicles to be stored and maintained within the new facility. The existing Transit Maintenance Center does not contain these provisions; and

WHEREAS, Once fleet conversion is complete, it is estimated that diesel and gasoline fuel consumption will be reduced by 129,315 gallons each year and will instead require 21,159,000 cubic feet of natural gas annually; and

WHEREAS, Converting the transit fleet to CNG provides air quality benefits by reducing particulate matter (PM2.5), volatile organic compounds (VOC), carbon monoxide (CO), nitrogen oxide (NOx) and carbon dioxide (CO2); and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, Committing to a CNG conversion plan could result in additional air quality benefits claimed within the State Implementation Plan for PM2.5 reductions; and

WHEREAS, Initial purchase cost of CNG powered vehicles are higher than those which are powered by liquid fuels. Savings in operational costs over the life of each vehicle are projected to offset the higher initial expense of CNG powered vehicles; and

WHEREAS, Committing to a structured conversion schedule further emphasizes the borough’s devotion to encourage and assist borough residents with transitions to natural gas and improved air quality.

NOW THEREFORE BE IT RESOLVED that the Assembly of the Fairbanks North Star Borough recognizes the value and importance to air quality and supports a structured CNG conversion schedule for revenue service vehicles within the transportation department.

PASSED AND APPROVED THIS ___ DAY OF____________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney
MEMORANDUM

TO: Matt Cooper, Presiding Officer
Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor
Jim Williams, Chief of Staff

FROM: Cory T. Beal, Chief Procurement Officer
General Services Department

DATE: January 24, 2019

SUBJECT: Ordinance to Amend Title 16 Procurement Authority to
School District Officials for Certain Construction Projects
ORDINANCE NO. 2019-07

The attached ordinance requests codifying additional language to Title 16 authorizing the Chief Procurement Officer to delegate authority to School District Officials to purchase supplies and services; as well as delegate authority for the procurement of two construction projects related to Ordinance 2018-41.

Ordinance 2018-41 was adopted December 13, 2018, which authorized a Memorandum of Agreement that will give the School District control of two roof replacement projects with the School District handling the procurement for those contracts.

Currently Title 16 (16.08.030(B)) is limited and only allows for the delegation of purchasing school equipment. This ordinance will allow the delegation of authority to procure construction services required in accordance with Ordinance 2018-41.

Please place this ordinance on the consent agenda for the Assembly meeting to be held January 24, 2019.
By: Bryce Ward, Mayor
Introduced: January 24, 2019

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019-07

AN ORDINANCE AMENDING FNSBC TITLE 16 TO AUTHORIZE THE PROCUREMENT OF SUPPLIES, EQUIPMENT AND SERVICES TO SCHOOL DISTRICT OFFICIALS, AND AUTHORIZING THE DELEGATION OF PROCUREMENT AUTHORITY FOR CERTAIN CONSTRUCTION PROJECTS

WHEREAS, State law provides that school boards may determine their own policy separate from the borough for the purchase of supplies and equipment; and

WHEREAS, Borough code authorizes its chief procurement officer to delegate procurement authority to School District officials, but the language is limited to school equipment; and

WHEREAS, It has been the long-standing practice of the School District to implement its own policies and regulations for the purchase and contracting of supplies, equipment and services; and

WHEREAS, Ordinance No. 2018-41 authorized a memorandum of agreement for School District control of two roof replacement projects, and the District should handle the procurement for those construction contracts.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Section 1. Section 2 of this ordinance is of a general and permanent nature and shall be codified. Section 3 of this ordinance is not of a general and permanent nature and shall not be codified.

Section 2. FNSBC 16.08.030(B), Delegations to other borough and school district officials, is hereby amended as follows:

B. With the approval of the borough mayor, the chief procurement officer may delegate authority to purchase supplies and services to school district officials, if such delegation is deemed necessary for the effective procurement of those items. The procurement of supplies and services by the school district in accordance with school board policy is exempt from the requirements of this title. The procurement of all insurance and insurance-related contracts for the borough shall be coordinated through the risk manager in accordance with Chapter 2.20 FNSBC.

Section 3. Delegation of Procurement Authority. Notwithstanding any provision of FNSBC Title 16 to the contrary, authority is hereby delegated to school district officials for the procurement of construction and construction related services for the projects approved in Ordinance No. 2018-41 (roof replacement projects at Ben Eielson Junior-Senior High School and Woodriver Elementary School). In the event of a conflict between FNSBC Title 16 and school district procurement policies and procedures, the more restrictive standard shall apply.

Section 4. Effective date. This ordinance shall be effective at 5:00 p.m. on the first borough business day following its adoption.
PASSED AND APPROVED THIS ____ DAY OF ____________, 2019.

Matt Cooper
Presiding Officer

ATTEST:
April Trickey, CMC
Borough Clerk

APPROVED:
Jill S. Dolan
Borough Attorney
TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Glenn Miller, Transportation Director

DATE: January 24, 2019

SUBJECT: Ordinance No. 2018-20-1R
AN ORDINANCE AMENDING THE FY 2018-19 BUDGET
BY APPROPRIATING $39,054.97 IN FEDERAL PASS-
THROUGH GRANT FUNDING TO THE SPECIAL
REVENUE FUND TO OFFSET THE COST OF THE FIRST
THREE YEARS OF OPERATIONS AND MAINTENANCE
OF PLUG-INS INSTALLED AT FNSB NOEL WIEN
LIBRARY AND NORTH POLE LIBRARY

Attached for your approval is a proposed budget ordinance amending the
FY 2018-19 budget by appropriating $39,054.97 in Federal Highway
Administration, Congestion Mitigation Air Quality (CMAQ) funds, passed
through the Alaska Department of Transportation and Public Facilities
(ADOT&PF), and made available to the Fairbanks North Star Borough to
provide financial assistance for the operations and maintenance of the
Noel Wien Library and North Pole Library plug-ins, for the first three years
of plug-in operation. Electrical plug-ins will be used to reduce the need for
extended idling and/or engine starts and to reduce cold starts, which will
reduce emissions, fuel consumption and engine wear. This project is
critical to the reduction of fine particulate matter (PM$_{2.5}$) which is a serious
problem.

I request your consideration and urge your approval of this ordinance.

Attachment
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-1R

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $39,055 IN FEDERAL PASS-THROUGH GRANT FUNDING TO THE SPECIAL REVENUE FUND TO OFFSET THE COST OF THE FIRST THREE YEARS OF OPERATIONS AND MAINTENANCE OF MOTOR VEHICLE PLUG-INS INSTALLED AT THE FAIRBANKS NORTH STAR BOROUGH'S NOEL WIEN LIBRARY AND NORTH POLE BRANCH LIBRARY

WHEREAS, The Fairbanks North Star Borough (Borough) has violated the Environmental Protection Agency’s National Ambient Air Quality Health Standard for the 24-hour average of allowable ambient fine particulate (PM$_{2.5}$) pollution concentration; and

WHEREAS, The Borough’s PM$_{2.5}$ pollution is a result of complex interactions between emissions from area sources, mobile sources, permitted point sources, and extreme winter atmospheric conditions; and

WHEREAS, The State of Alaska Department of Transportation and Public Facilities (ADOT&PF) installed motor vehicle plug-ins at Noel Wien Library and North Pole Branch Library for preheating motor vehicles during cold temperatures in the Fairbanks and North Pole areas; and

WHEREAS, Through Memorandum of Agreement #NFHWY00407, ADOT&PF will provide $39,055 of funding, passed through from the Federal Highway Administration’s (FHWA) Congestion Mitigation and Air Quality Improvement Program (CMAQ), for three years of maintenance and operations; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
WHEREAS, Plug-ins allow for preheating motor vehicle engines during the cold temperatures in the Fairbanks and North Pole areas and reduce the need for extended idling and/or engine starts and cold starts, which reduces emissions, fuel consumption and engine wear.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Acceptance of Federal Pass-Through Grant Funds. The Borough formally accepts the award of $39,055 in FHWA CMAQ funds passed through ADOT&PF to offset the cost of operating and maintaining motor vehicle plug-ins installed by ADOT&PF at Noel Wien Library and North Pole Branch Library.

Section 3. Special Revenue Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $39,055 to the Special Revenue Fund budgetary guideline entitled “Borough Libraries Plug-Ins Operations and Maintenance” and by increasing estimated revenue from federal pass-through grants by a like amount.

Section 4. Contingency. This appropriation is contingent upon the receipt of a signed and executed grant agreement with ADOT&PF.

Section 5. Eligible Expenditure Period. Expenditures subsequent to the effective date of the executed grant agreement and within the specified performance period are eligible for reimbursement.
Section 6. Provisions for Grants. This appropriation is for an estimated amount. The actual amount will be appropriated contingent, and based upon, the signed grant agreement. Any material differences, as determined by the Chief Financial Officer, will be communicated to the Assembly.

Section 7. Effective date. This ordinance shall be effective at 5:00 p.m. on the first borough business day following its adoption.

PASSED AND APPROVED THIS _____ DAY OF ________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
I. Request

Ordinance No: 2018-20-1R Date Introduced: January 24, 2019

Abbreviated Title: $39,055 in Federal Pass-Through Grant Funding to Provide Assistance for the First Three Years of Plug-in Operations and Maintenance following Installation at Noel Wien and North Pole Libraries

II. Financial Detail

Department/Division Affected: Public Works/Facilities Maintenance

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>General Fund FY 18/19</th>
<th>Special Revenue Projects Fund FY 18/19</th>
<th>Capital Projects Fund FY 18/19</th>
<th>Total FY 18/19</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual Services</td>
<td></td>
<td>35,505</td>
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<tr>
<td>Capital Outlay</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Indirect</td>
<td></td>
<td>3,550</td>
<td></td>
<td></td>
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<tr>
<td>Total</td>
<td></td>
<td></td>
<td></td>
<td>39,055</td>
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</table>

SOURCE OF FUNDING

<table>
<thead>
<tr>
<th></th>
<th>Federal Grants</th>
<th>Federal Pass-Through Grants</th>
<th>State Grants</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Source of Funding Sources:</td>
<td>Federal Highway Administration (FHWA), passed through State of Alaska Department of Transportation and Public Facilities (ADOT&amp;PF)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

<table>
<thead>
<tr>
<th>Cash Match:</th>
<th>In-Kind Match:</th>
<th></th>
</tr>
</thead>
</table>

III. Project Purpose:

To maintain and operate electrical headbolt plug-ins at Noel Wien Library and North Pole Library for the first three years following installation

IV. Analysis of Future Liabilities and Funding Sources:

Ongoing maintenance and operations beyond the three years

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

12/3/18
Fairbanks North Star Borough
Fiscal Impact Statement (FIS) (FNSBC  2.09.035 C.)

Originator's Name: Glenn Miller      Department: Transportation
To Be Introduced/Sponsored By: Bryce Ward, Mayor
Abbreviated Ordinance Title: Library Plug-Ins Appropriating Ordinance
Department(s)/Division(s) Affected: Public Works

Proposed Introduction Date: January 24, 2019      Ordinance No.: 2018-29-1R

Does this ordinance authorize:
1) a new or expansion of services which entails additional costs beyond that approved in the current adopted budget? Yes __ No ___ *
2) a project that is capital in nature and increases operational costs of the Borough in the current or any future fiscal year? Yes ___ No ___ *

<table>
<thead>
<tr>
<th>Required Information/Estimates</th>
<th>FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Timeline inclusive of all phases</td>
<td></td>
</tr>
<tr>
<td>2. Number and type of new positions which may be required</td>
<td>0</td>
</tr>
<tr>
<td>3. Cost of operations and maintenance</td>
<td>$0.00</td>
</tr>
<tr>
<td>4. Future costs to complete capital assets</td>
<td>$0.00</td>
</tr>
<tr>
<td>5. Estimated revenue impact</td>
<td>$0.00</td>
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<tr>
<td>6. Estimated non-Borough funds that may be received:</td>
<td></td>
</tr>
<tr>
<td>a. to fund the ordinance</td>
<td>$0.00</td>
</tr>
<tr>
<td>b. to fund future phases</td>
<td>$0.00</td>
</tr>
<tr>
<td>c. to fund future operations and maintenance costs</td>
<td>$0.00</td>
</tr>
<tr>
<td>7. Anticipated annual tax subsidy</td>
<td>$0.00</td>
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</tbody>
</table>

Is backup attached? Yes ___ No ___

Contact Person's Name, for FIS questions: Glenn Miller, Transportation Director  Extension: 1007

Director(s) Signature(s): 
Mayor's Office or Assembly Member Signature: 
Chief Financial Officer Signature: 

[Signature] Date: 12/17/18

[Signature] Date: 12/31/18
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Borough Mayor

FROM: Glenn Miller, Transportation Director

SUBJECT: AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $48,154 IN STATE GENERAL FUNDS TO THE TRANSIT ENTERPRISE PROJECTS FUND FOR PARTIAL MATCH TO THE FEDERAL TRANSIT ADMINISTRATION, SECTION 5307 TRANSIT OPERATING ASSISTANCE GRANT. ORDINANCE NO. 2018-20-1S

DATE: January 24, 2019

Attached for your approval is a proposed budget ordinance amending the FY 2018-19 budget by accepting $48,154 in state general funds to the Transit Enterprise projects fund for partial match to the Federal Transit Administration (FTA) Section 5307 Transit Operating Assistance Grant. The additional funding will be used to continue a portion of service within the Red, Purple and Brown Lines that is highly popular with the public and have high ridership. This service is currently funded through the Gold Line grant which is scheduled to expire the end of March 2019.

I request your consideration and urge your approval of this ordinance.

Attachment
By: Bryce J. Ward, Mayor  
Introduced: January 24, 2019

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-1S

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY CHANGING THE ESTIMATED REVENUES FOR $48,154 OF THE MATCH TO THE FEDERAL TRANSIT ADMINISTRATION, SECTION 5307 TRANSIT OPERATING ASSISTANCE GRANT FROM LOCAL SOURCES TO STATE GRANT FUNDS AND BY APPROPRIATING $48,154 TO THE TRANSIT ENTERPRISE OPERATING FUND TO CONTINUE THE INCREASED HEADWAY ON THE RED, BROWN, AND PURPLE LINES

WHEREAS, The State of Alaska Department of Transportation and Public Facilities (ADOT&PF) has made $48,154 in State funds available to the Fairbanks North Star Borough (Borough) to use as a match to a Federal Transit Administration (FTA) grant; and

WHEREAS, The Borough will use the $48,154 in ADOT&PF funds to supplant a portion of the $1,194,939 in required local match to the FTA Section 5307 Transit Operating Assistance Grant, which was appropriated in Ordinance No. 2018-20 (FY 2018-19 Budget) thereby “freeing up” local funds to be used for these continued transit services; and

WHEREAS, The funds will allow the continuation, through June 30, 2019, of portions of Red, Brown, and Purple Line service currently funded by the Fort Wainwright Transit Route/MACS Transit (Gold Line) grant which will be fully spent at the end of March 2019; and

WHEREAS, Transit services should be concentrated in the urban area in Fairbanks to achieve the highest ridership and give frequent, convenient public transportation access to a high percentage of people; and
WHEREAS, Frequent and convenient services allow people the freedom to travel for employment, education, shopping and other recreational activities without much planning which makes public transportation a viable alternative to a personal vehicle.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Acceptance of State Grant Funding. The Borough formally accepts $48,154 in State funds from AKDOT&PF to be used as a partial match for the Section 5307 Transit Operating Assistance Grant.

Section 3. Transit Enterprise Projects Fund Change in Estimated Revenues. The FY 2018-19 budget is hereby amended by increasing estimated revenue from State grants by $48,154 and by reducing the local match (Contribution from Transit Enterprise Operating Fund) by a like amount.

Section 4. Transit Enterprise Operating Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $48,154 to the transit enterprise operating fund budgetary guideline entitled “Transportation” and by reducing the contribution to the transit enterprise projects fund by a like amount.
Section 5. Administrative Fee Waiver. Indirect fees are waived in accordance with Borough Ordinance No. 2011-42, which waived indirect fees on all existing and future FTA grants and associated State matching funds.

Section 6. Contingency. This appropriation is contingent upon the receipt of a signed and executed grant agreement with ADOT&PF.

Section 7. Eligible Expenditure Period. Expenditures subsequent to the effective dates of the executed State grant agreement are eligible for reimbursement.

Section 8. Provisions for Grants. This appropriation is for an estimated amount. The actual amount will be appropriated contingent, and based upon, the signed grant agreement. Any material differences, as determined by the Chief Financial Officer, will be communicated to the Assembly.

Section 9. Effective Date. This ordinance shall be effective at 5:00 pm on the first Borough business day following its adoption.

PASSED AND APPROVED THIS _____ DAY OF _______, 2019.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

Jill S. Dolan
Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
I. Request

Ordinance No: 2018-20-15s Date Introduced: January 24, 2019

Abbreviated Title: $48,154 in State Grant Funds for Partial Match to the FTA 5307 Transit Operating Assistance Grant and Continue the Increased Headway on the Red, Brown, and Purple Lines

II. Financial Detail

Department/Division Affected: Transportation/Transit

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>General Fund</th>
<th>Transit Enterprise Projects Fund</th>
<th>Transit Enterprise Operating Fund</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
</tr>
<tr>
<td>Salaries and Benefits</td>
<td></td>
<td></td>
<td>48,154</td>
<td></td>
</tr>
<tr>
<td>Contribution to Transit Enterprise Projects Fund</td>
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<td></td>
<td>(48,154)</td>
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<tr>
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SOURCE OF FUNDING

<table>
<thead>
<tr>
<th></th>
<th>Contribution from Transit Enterprise Operating Fund</th>
<th>State Grants</th>
<th>Total</th>
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<tbody>
<tr>
<td></td>
<td>(48,154)</td>
<td>48,154</td>
<td>-0-</td>
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</tbody>
</table>

Specify Funding Sources: State of Alaska Department of Transportation and Public Facilities (ADOT&PF)

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

<table>
<thead>
<tr>
<th></th>
<th>FTA 5307 Operating Funds (FTAOA9):</th>
<th>1,194,939</th>
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<tbody>
<tr>
<td>Ord No. 2018-20</td>
<td></td>
<td>1,146,785</td>
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<tr>
<td>Local Matching Funds</td>
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<td></td>
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<tr>
<td>Ord No. 2018-20</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

III. Project Purpose:

To use State grant as a match to the FTA 5307 Operating Assistance grant and to use the now available local match to instead fund the increased headway on the Red, Brown, and Purple lines

IV. Analysis of Future Liabilities and Funding Sources:

None

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

12/31/18
Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)

Originator's Name: Glenn Miller Department: Transportation

To Be Introduced/Sponsored By: Mayor Ward

Abbreviated Ordinance Title: State Grant Funding to Match FTA 85307 Operating Assistance

Department(s)/Division(s) Affected: Transportation/Transit

Proposed Introduction Date: January 24, 2019 Ordinance No.: 2018-20-1

Does this ordinance authorize:
1) a new or expansion of services which entails additional costs beyond that approved in the current adopted budget? Yes ___ No ___ *
2) a project that is capital in nature and increases operational costs of the Borough in the current or any future fiscal year? Yes ___ No ___ *

<table>
<thead>
<tr>
<th>Required Information/Estimates</th>
<th>FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Timeline inclusive of all phases</td>
<td>Remainder of Current FY</td>
</tr>
<tr>
<td>2. Number and type of new positions which may be required</td>
<td>FY 2018 / 19</td>
</tr>
<tr>
<td>3. Cost of operations and maintenance</td>
<td></td>
</tr>
<tr>
<td>4. Future costs to complete capital assets</td>
<td></td>
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<tr>
<td>5. Estimated revenue impact</td>
<td></td>
</tr>
<tr>
<td>6. Estimated non-Borough funds that may be received:</td>
<td></td>
</tr>
<tr>
<td>a. to fund the ordinance</td>
<td></td>
</tr>
<tr>
<td>b. to fund future phases</td>
<td></td>
</tr>
<tr>
<td>c. to fund future operations and maintenance costs</td>
<td></td>
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<tr>
<td>7. Anticipated annual tax subsidy</td>
<td></td>
</tr>
</tbody>
</table>

Is backup attached? Yes ___ No ___

Contact Person's Name, for FIS questions: Extension: 1007

Director(s) Signature(s): Date: 1/27/18

Mayor's Office or Assembly Member Signature: Date: 12/17/18

Chief Financial Officer Signature: Date:
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Mike Bork, Director, Parks and Recreation

DATE: January 24, 2019

SUBJECT: Ordinance No. 2018-20-1T
Chena Lake Recreation Area Restroom Replacement and Access Improvements

Attached for your approval is an ordinance amending the FY2018-19 budget by appropriating a required 9.03% grant match of $20,029 from the general fund fund balance along with $201,779 in Alaska Federal Lands Access Program (AFLAP) funding awarded by the Federal Highway Administration (FHWA).

This project received bids on November 20, 2018. The bids for this project came in higher than the original construction budget of $1,048,430. The Borough Assembly approved the award of the base bid and 2 alternates to Bliss Construction on December 13, 2018. Four alternates were not awarded due to a lack of funds.

The Borough requested additional funds from FHWA to allow for award of the remaining project alternates to complete the entire project. FHWA approved the request and offered the additional funds. This ordinance accepts the additional funds and approves the required match.

These funds will be used to complete the remaining four alternates and allow for the purchase and installation of four more vault toilets at the Chena Lake Recreation Area.

I request your consideration and urge your approval of this ordinance.

Attachment: Ordinance
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018–20–1T

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $201,779 IN FEDERAL GRANT FUNDING AND $20,029 IN LOCAL MATCHING FUNDS FROM THE GENERAL FUND FUND BALANCE TO THE CAPITAL PROJECTS FUND FOR THE RESTROOM REPLACEMENT AND ACCESS IMPROVEMENTS PROJECT AT CHENA LAKE RECREATION AREA

WHEREAS, On April 23, 2015, the Fairbanks North Star Borough (Borough) Assembly adopted Ordinance No. 2014-20-2H which appropriated $1,048,430 in Federal Highway Administration (FHWA) Alaska Federal Lands Access Program (AFLAP) grant funding and $104,070 in local matching funds from the General Fund fund balance to the Capital Projects Fund for restroom replacement and access improvements at Chena Lake Recreation Area; and

WHEREAS, The appropriated funding provided sufficient funds to complete the renovation of two change houses and replacement of four of the eight vault toilets; and

WHEREAS, Four vault toilet replacements could not be purchased and installed due to a lack of construction funds; and

WHEREAS, The Borough was successful in requesting an additional $201,779 in FHWA federal grant funding for the purchase and installation of the remaining four vault toilet replacements; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, The AFLAP grant requires a 9.03% local match in the amount of $20,029, which will be provided from the General Fund fund balance; and

WHEREAS, Construction is scheduled to begin in 2019, replacing and renovating restroom facilities, and repairing and constructing access paths.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Acceptance of Federal Grant Funding. The Borough formally accepts the award of $201,779 in AFLAP funding from FHWA for restroom replacement and access improvements at the Chena Lake Recreation Area.

Section 3. General Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $20,029 to the General Fund budgetary guideline entitled “Contribution to Capital Projects Fund” and by increasing Contribution from Fund Balance by a like amount.

Section 4. Capital Projects Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $221,808 to the Capital Projects Fund budgetary guideline entitled “AFLAP Grant Chena Lake Restroom and Access Improvements” and by increasing estimated revenues from federal grants by $201,779 and by increasing Contribution from General Fund by $20,029.
Section 5. **Indirect Fee Waiver.** In accordance with 2 CFR §200.68, indirect fees are waived for this appropriation of AFLAP grant funds and the AFLAP grant funds previously appropriated in Ordinance No. 2014-20-2H.

Section 6. **Eligible Expenditure Period.** Expenditures incurred within the effective dates of the grant agreement are eligible for reimbursement.

Section 7. **Contingency.** This appropriation is contingent upon the receipt of a signed and executed grant agreement with FHWA.

Section 8. **Provisions for Grants.** This appropriation is for estimated amounts. The actual amounts will be appropriated contingent, and based upon, the signed grant agreement. Any material differences, as determined by the Chief Financial Officer, will be communicated to the Assembly.

Section 9. **Lapse of Funds.** Upon completion or abandonment of the project, any unexpended, unencumbered local matching funds will lapse to the General Fund fund balance.

Section 10. **Effective Date.** This ordinance is effective at 5:00 p.m. on the first Borough business day following its adoption.
PASSED AND APPROVED THIS _____ DAY OF __________, 2019.

__________________________
Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

__________________________
Jill S. Dolan
Borough Attorney

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
I. Request

Ordinance No: 2018-20-1T  Date Introduced: January 24, 2019
Abbreviated Title: $221,808 for Restroom Replacement and Access Improvements at the Chena Lake Recreation Area

II. Financial Detail

Department/Division Affected: Public Works/Design and Construction

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<tr>
<th>EXPENDITURE</th>
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<th>Capital Projects Fund</th>
<th>Special Revenue Fund</th>
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<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
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<tr>
<td>Commodities</td>
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<td>Contractual Services</td>
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<tr>
<td>Capital Outlay</td>
<td></td>
<td></td>
<td></td>
<td>221,808</td>
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<tr>
<td>Contribution To Capital Projects Fund</td>
<td>20,029</td>
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<td></td>
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<tr>
<td>Indirect</td>
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<tr>
<td>Other - Awaiting Budget</td>
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<tr>
<td>Total</td>
<td>20,029</td>
<td>221,808</td>
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SOURCE OF FUNDING

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<thead>
<tr>
<th></th>
<th>Federal Funds</th>
<th>State Funds</th>
<th>Contribution From Fund Balance</th>
<th>Contribution From General Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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<td></td>
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</tbody>
</table>

Specify Funding Source: U.S. Department of Transportation, Federal Highway Administration (Grant); General Fund fund balance (Match)

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

<table>
<thead>
<tr>
<th></th>
<th>ORD 2014-20-2H Federal Match (FHACLI):</th>
<th>1,048,430</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>ORD 2014-20-2H/2017-20-1T Local Match:</td>
<td>104,070</td>
</tr>
</tbody>
</table>

III. Project Purpose:
To replace existing restroom facilities with pre-fabricated concrete vault-style restrooms and repair and construct access paths

IV. Analysis of Future Liabilities and Funding Sources:
Ongoing repairs and maintenance of restroom facilities and access paths

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

Date 12/31/18
Fiscal Impact Statement (FIS) (FNSBC 2.09.035 C.)

Originator's Name: Brian Charlton
Department: Parks & Recreation

To Be Introduced/Sponsored By: Mayor Ward

Abbreviated Ordinance Title: Chena Lake Recreation Area Restroom Replacement & Access Improvements

Department(s)/Division(s) Affected: Parks & Rec. / Parks Maintenance

Proposed Introduction Date: 1-24-19
Ordinance No.: 2018-20-1T

FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE

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<td>1. Timeline inclusive of all phases</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>2. Number and type of new positions which may be required</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>3. Cost of operations and maintenance</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>4. Future costs to complete capital assets</td>
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<td>$0.00</td>
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<tr>
<td>5. Estimated revenue impact</td>
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<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>6. Estimated non-Borough funds that may be received:</td>
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<tr>
<td>a. to fund the ordinance</td>
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<tr>
<td>b. to fund future phases</td>
<td>$0.00</td>
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<td>$0.00</td>
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<tr>
<td>c. to fund future operations and maintenance costs</td>
<td>$0.00</td>
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<tr>
<td>7. Anticipated annual tax subsidy</td>
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<td>$0.00</td>
<td>$0.00</td>
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</tbody>
</table>

Is backup attached? Yes __ No __

Contact Person’s Name, for FIS questions: Brian Charlton
Extension: 1074

Director(s) Signature(s): ____________________________
Date: 12/9/18

Mayor’s Office or Assembly Member Signature: ____________________________
Date: 12/9/18

Chief Financial Officer Signature: ____________________________
Date: 12/9/18
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Mayor
Jim Williams, Chief of Staff

FROM: D. Christine Nelson, AICP
Community Planning Director

DATE: January 24, 2019

SUBJECT: ORDINANCE NO. 2019-06

Ordinance 2019-XX proposes to amend FNSBC 18.104.020 to clarify how applicant initiated rezones are sponsored.

Please introduce and refer this ordinance to the Planning Commission for their review and recommendation to the Borough Assembly.
FAIRBANKS NORTH STAR BOROUGH
ORDINANCE NO. 2019-06
AN ORDINANCE AMENDING FNSBC 18.104.020 REGARDING REZONES

WHEREAS, Rezones that are initiated by members of the public should receive a full public process, including a public hearing before the assembly; and

WHEREAS, Code currently does not provide whether the mayor or the assembly should sponsor an owner-initiated rezone ordinance; and

WHEREAS, It is appropriate for the Assembly to sponsor such ordinances pursuant to its process authorizing owner-initiated rezones.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. Classification. This ordinance is of a general and permanent nature and shall be codified.

Section 2. Subsection D of FNSBC 18.104.020, Procedures for rezonings, is hereby amended as follows:

D. Submission to the Borough Assembly. [UNLESS THE ORDINANCE IS NOT LEGALLY APPROVED BY THE BOROUGH ATTORNEY, A REPORT OF SAID RECOMMENDATION TOGETHER WITH AN ORDINANCE SHALL BE SUBMITTED WITHIN 30 DAYS OF THE PLANNING COMMISSION’S RECOMMENDATION TO THE BOROUGH]
The applicant's request for rezoning shall be submitted in the form of an ordinance to the borough assembly within 30 days of the hearing and recommendation by the planning commission. The assembly shall sponsor the ordinance containing the applicant's request and place it upon an agenda unless the ordinance is not legally approved by the borough attorney. If a rezone is not submitted to the borough assembly because it is not legally approved by the borough attorney, a written report including the reason will be submitted to the planning department and borough assembly within 10 business days to complete the file.

Section 3. Effective Date. This ordinance shall be effective at 5:00 p.m. on the first borough business day following its adoption.

PASSED AND APPROVED THIS _____ DAY OF ________, 2019.

______________________________
Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED:

Jill S. Dolan
Borough Attorney