FAIRBANKS NORTH STAR BOROUGH
Regular Assembly Meeting
June 13, 2019
Mona Lisa Drexler Assembly Chambers
Juanita Helms Administration Center
907 Terminal Street, Fairbanks, AK
6:00 p.m.

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 April 11, 2019. ([Page 9](#))

*b.* Regular Assembly Meeting minutes of April 25, 2019. ([Page 33](#))

*c.* Regular Assembly Meeting minutes of May 2, 2019. ([Page 56](#))

*d.* Reconvened Regular Assembly Meeting minutes of May 9, 2019. ([Page 64](#))

*e.* Special Assembly Meeting minutes of May 23, 2019. ([Page 73](#))

9. **COMMUNICATIONS TO THE ASSEMBLY**

*a.* IFB Award: IFB Number 19055
Fuel Stations for Parks & Recreation

Approval of Base Bid as submitted by Vision Construction Intl., LLC in the amount of $478,386.80. ([Page 78](#))

*b.* IFB Award: IFB Number 20001
Tanana River Levee Annual Maintenance

Approval of Base Bid as submitted by Groundhogs, LLC in the amount of $102,880.00 for the initial contract period and an estimated amount of $514,400.00 if the four one-year renewal options are exercised. ([Page 85](#))

*c.* Memorandum from Debbie Brady, Chief Financial Officer, regarding write-off of uncollectible taxes and other receivables. ([Page 89](#))

*d.* Memorandum from Mayor Ward recommending the appointment of Goldie Southwood, Marleyne Hunter, Barbara Sevier and Michele Rosser to the Senior Citizens Advisory Commission. ([Page 109](#))
**COMMUNICATIONS TO THE ASSEMBLY - continued**

*e.* Memorandum from Mayor Ward recommending the appointment of various fire service area commissioners. ([Page 120](#))

*f.* Memorandum from Mayor Ward recommending the appointment of various service area commissioners. ([Page 137](#))

*g.* Memorandum from Dan Britton, General Manager, Interior Gas Utility (IGU), requesting approval of IGU’s amended bylaws. ([Page 145](#))

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. **Marijuana License – New – Limited Cultivation Facility – License #17548 (Page 156)**

      Stonewell Cultivation, LLC
      DBA: Stonewell Cultivation, LLC
      4255 Murphy Dome Road
      Fairbanks, AK 99709


Public Hearing - continued


f. ORDINANCE NO. 2019-26. An Ordinance Amending Chapter 1.16 FNSBC To Allow Certain Officials To Request Removal Of Identifying Information From The Online Property Database And Online Map Viewers. (Sponsors: Assemblymembers Gray, Cooper and Major) (Page 207)


h. ORDINANCE NO. 2018-20-2C. An Ordinance Amending The FY 2018-19 Budget By Appropriating An Additional $15,000 In Rasmuson Foundation Funding To The Capital Projects Fund For The Indoor Video Boards Project For The Big Dipper Ice Arena. (Sponsor: Mayor Ward) (Page 218)

14. CONSIDERATION OF CALENDAR – Unfinished Business

a. RESOLUTION NO. 2019-19. A Resolution Supporting HB 81 An Act Prohibiting Disposable Plastic Shopping Bags; And Providing For An Effective Date. (Sponsor: Assemblymember Gray) (Page 225)


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. 2019-20. A Resolution Establishing The Rate Of Levy Of 2019 Real Property Taxes For Areawide, Non-Areawide, Solid Waste Collection District, And Service Areas Jurisdictions. (Sponsor: Mayor Ward) (Page 318)

PROPOSED SUBSTITUTE ATTACHMENT A

*b. RESOLUTION NO. 2019-22. A Resolution Thanking And Honoring Angela Major For Her Service On The Fairbanks North Star Borough Assembly. (Sponsor: FNSB Assembly) (Page 323)

*c. RESOLUTION NO. 2019-23. A Resolution Authorizing Utility Easements To Matanuska Telephone Association, LLC On Borough Lands Within Section 3, T.1S., R.1W., F.M. (Joy School), Section 5, T.1S., R.1W., F.M. (North Shanly Subd), Section 15, T.1S., R.1W., F.M. (Allridge Park), Section 16, T.1S., R.1W., F.M. (Hez Ray Sports Subd), Section 23 T.1S., R.1W., F.M. (Easy St.), Section 30, T.1N., R.1W., F.M. (Pearl Creek School), Section 36, T.1N., R.1W., F.M. (Farmers Loop East Transfer Station) (Sponsor: Mayor Ward) (Page 325)


*e. RESOLUTION NO. 2019-25. A Resolution Approving Proposed Memorandum Of Understanding Between Alaska Department Of Environmental Conservation And Fairbanks North Star Borough For Air Pollution Control And Specifically PM2.5. (Sponsor: Mayor Ward) (Page 359)

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. 2019-27. An Ordinance Amending FNSBC 3.24.060 Regarding The Assembly Representative To Fairbanks Area Surface Transportation Planning (Formerly Fairbanks Metropolitan Area Transportation Systems). (Sponsor: Assemblymember Tacke) (Refer to the Committee of the Whole on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 372)

*b. ORDINANCE NO. 2019-28. An Ordinance Authorizing The Mayor To Enter Into A Lease Agreement At Less Than Fair Market Value With The Fairbanks Youth Soccer Association For Use Of Portions Of Tract G-1A, South Davis Park Subdivision (Tract A, B, C) And A Portion Of Tract A Hez Ray Sports Subdivision. (Sponsor: Mayor Ward) (Refer to the Committee of the Whole on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 374)

*c. ORDINANCE NO. 2019-29. An Ordinance Authorizing The Mayor To Enter Into A Lease Agreement At Less Than Fair Market Value With The Interior Baseball League For Use Of A Portion Of Section 4, T.1S, R.1W, F.M. (Fairbanks Lions And Sun Riser’s Rotary Fields), Portions Of Tract A Growden Park Subdivision (Growden Fields 3, 4, 5) And Portions Of Tract 3 Hatchery Roe Subdivision (Kiwanis And Darin Franus Fields) And Portions Of Southeast Portion Hamilton Acres Subdivision (Nussbaumer And Stockton Fields) And Tract 1 Hatchery Roe Subdivision (Ken Rankin And Optimist Fields) And Lot 5 Block 1 Kendall Subdivision (Kendall Field) And Portions Of Tract J1 And J2 Morning Star Subdivision (Morning Star Fields 1, 5) (Sponsor: Mayor Ward) (Refer to the Committee of the Whole on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 380)

*d. ORDINANCE NO. 2018-20-2D. An Ordinance Amending The FY 2018-2019 Budget By Appropriating $99,356 In Federal Pass-Through Grant Funding And $11,040 In Local Matching Funds From The General Fund Fund Balance To The Capital Projects Fund For The Isberg East-West Multi-Use Trail Restoration Project. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 392)
Ordinances To Be Introduced And Advanced To Public Hearing – continued

*e. ORDINANCE NO. 2018-20-2E. An Ordinance Amending The FY 2018-19 Budget By Appropriating Up To $500 In State Grant Funding To The Special Revenue Fund For Reimbursement Of Travel/Training Costs. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 399)

*f. ORDINANCE NO. 2018-20-2F. An Ordinance Amending The FY 2018-19 Budget By Appropriating $147,500 In Fairbanks North Star Borough School District Funding To The Capital Projects Fund For Management Of The Roof Replacement Projects At Ben Eielson Junior-Senior High School And Woodriver Elementary School. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 406)

*g. ORDINANCE NO. 2018-20-2G. An Ordinance Amending The FY 2018-19 Budget By Appropriating An Additional $120,000 From The Facilities Maintenance Reserve To The Capital Projects Fund For The Old Adler School Demolition Project. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 411)

*h. ORDINANCE NO. 2018-20-2H. An Ordinance Amending The FY 2018-19 Budget By Appropriating An Additional $200,000 From The School District Facilities Maintenance Reserve To The Capital Projects Fund For The Lathrop High School Gym And Locker Room Roof Replacement Project. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 416)

*i. ORDINANCE NO. 2018-20-2I. An Ordinance Amending The FY 2018-19 Budget By Appropriating $625,000 From The Solid Waste Disposal Enterprise Operating Fund Unrestricted Net Position To The Solid Waste Disposal Enterprise Projects Fund For Phase One Design And Project Management For A New Construction & Demolition Debris Disposal Area. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) (Page 422)
**Ordinances To Be Introduced And Advanced To Public Hearing – continued**

*j.* **ORDINANCE NO. 2018-20-2J.** An Ordinance Amending The FY2018-19 Budget By Lapsing Funds Appropriated From The General Fund To The Transit Enterprise Projects Fund For Retrofit Emissions Control Device Testing. (Sponsors: Assemblymembers Sanford, Gray and Tacke) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) *(Page 428)*

*k.* **ORDINANCE NO. 2019-20-1A.** An Ordinance Amending the FY 2019-20 Budget, Ordinance No. 2019-20, By Updating Section 5, Education Appropriation, For The School District’s Approved Budget Amount. (Sponsor: Mayor Ward) (Refer to the Finance Committee on June 20, 2019; Advance to June 27, 2019 for Public Hearing) *(Page 432)*

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, April 11, 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

    Liz Lyke                    Aaron Lojewski (Ar. 6:38 p.m./Ex. 9:13 p.m.)
    Christopher Quist          Shaun Tacke
    Andrew M. Gray             Marna Sanford
    Leah Berman Williams       Angela Major (Ar. 6:15 p.m.)

Comprising a quorum of the Assembly, and

    Bryce J. Ward, Borough Mayor
    Jim Williams, Chief of Staff
    Jill S. Dolan, Borough Attorney
    David Gibbs, Emergency Operations Director
    Kathryn Ottersten, City of Fairbanks Representative
    Aino Welch, City of North Pole Representative (Ar. 7:00 p.m.)
    Wendy Dominique, School Board Representative
    Kellen Spillman, Community Planning Deputy Director
    Eric Muehling, Planning Commission Vice Chair
    April Trickey, CMC, Borough Clerk
    Adena Benn, CMC, Deputy Clerk

Absent and Excused

    NONE
NONSECTORIANS INVOCATION AND PLEDGE OF ALLEGIANCE  
Track 1, 00:17

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, 02:26

Clerk’s Note: Presiding Officer Cooper explained that Item 18. a. is not on the consent agenda as he has a potential conflict of interest to declare.

CITIZEN’S COMMENTS  
Track 1, 03:10

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.

Becky Anderson, resident of the borough, spoke in support of Resolution No. 2019-15.

Kerri Mullis, resident of the borough, spoke regarding Ordinance No. 2019-20.

Mike Prax, resident of the borough, spoke regarding Ordinance No. 2019-20, Resolution No. 2019-12, Resolution No. 2019-14, and spoke regarding the Peak Assessments recently administered by the School District.

Hayden Nevill, resident of the borough, spoke in support of Resolution No. 2019-15.

Kasey Casort, resident of the borough, spoke in support of Resolution No. 2019-15.

Aidan Earnest, resident of the borough, spoke in support of Resolution No. 2019-15.

Kristin Erin Schupp, resident of the borough, spoke in support of Resolution No. 2019-15.
CITIZEN’S COMMENTS - continued

Violet Hollowell, resident of the borough, spoke in support of Resolution No. 2019-15.

Richard Eide, resident of the borough, spoke against Resolution No. 2019-15.

Rebecca Dunne, resident of the borough, spoke in support of Resolution No. 2019-15.

Bobby Burgess, resident of the borough, spoke in support of Resolution No. 2019-15.

Kathryn Ottersten, resident of the borough, spoke in support of Resolution No. 2019-15.

Alex Thornton, resident of the borough, spoke in support of Resolution No. 2019-15.

Janna Peirce, resident of the borough, spoke in support of Resolution No. 2019-15.

Lois Henderson, resident of the borough, spoke in support of Resolution No. 2019-15.

Anna Nelson, resident of the borough, spoke in support of Resolution No. 2019-15 and against Resolution No. 2019-12.

Anna Godduhn, resident of the borough, spoke in support of Substitute Resolution No. 2019-12 and in support of Resolution No. 2019-15.

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

NONE
APPROVAL OF AGENDA AND CONSENT AGENDA
Track 1, 50:00

The Clerk read the consent agenda.

GRAY, Seconded by QUIST moved to approve the agenda and consent agenda as read.

WITHOUT OBJECTION, SO ORDERED.

APPROVAL OF MINUTES
Track 1, 50:00

a. Regular Assembly Meeting minutes of March 28, 2019.

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

COMMUNICATIONS TO THE ASSEMBLY
Track 4, 18:50

a. Memorandum from Matt Cooper, FNSB Presiding Officer, regarding appointment to the Board of Equalization.

TACKE, Seconded by QUIST moved to appoint Jimijohn Cash to the Board of Equalization as an alternate member with a term ending December 31, 2021.

VOTE ON MOTION TO APPOINT JIMIJOHN CASH TO THE BOARD OF EQUALIZATION AS AN ALTERNATE MEMBER WITH A TERM ENDING DECEMBER 31, 2021.

Ayes: Tacke, Sanford, Gray, Williams, Quist, Lyke, Major, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

b. Memorandum from Mayor Ward recommending the appointment of Toni Abbey and Gerald Kenna to the Planning Commission.

Track 1, 50:00

Without objection this measure was read by title and approved under the consent agenda.
COMMUNICATIONS TO THE ASSEMBLY - continued

c. Memorandum from Mayor Ward recommending the appointment of Donald Trometter to the Diane Subdivision Service Area Commission.

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

MESSAGES FROM THE BOROUGH MAYOR

Mayor Ward commented on:

- The Alaska Shield Exercise is underway and has been a great learning experience. He thanked the staff and participants involved.

REPORTS OF SPECIAL AND STANDING COMMITTEES

Assemblymember Williams reported the Sustainability Commission met on April 10 to plan Earth Day events and heard reports on the Central Recycling Facility and Agriculture in the borough.

Assemblymember Tacke reported there will be a FMATS meeting next week.

REPORTS FROM REPRESENTATIVES

a. Report from the City of Fairbanks Representative.

Councilmember Ottersten reported:

- The Chief of Police candidate forum will be at City Hall on Monday, April 15 at 5:00 p.m.
- At the April 8 City Council meeting two new liquor licenses and four renewals were approved, budget ordinances were adopted, and Ordinance 6101 was postponed to the April 22 meeting.

b. Report from the City of North Pole Representative.

Councilmember Welch reported:

- Council approved the contract for the Moose Creek water project.
- The Planning Commission has a vacancy for a North Pole resident.
- Bill Butler resigned from the Interior Gas Utility (IGU) board.
REPORTS FROM REPRESENTATIVES - continued

- North Pole High graduation ceremony is May 17 at the Carlson Center.
- Cruising with Santa is May 8 at the North Pole Hotel.

c. Report from the School Board Representative.

School Board Representative Wendy Dominique reported:

- State and local education funding is the Board’s priority.
- Three board members attended the Association of Alaska School Boards (AASB) Legislative Fly-in in Juneau.
- April is National Volunteer Appreciation month.
- April is the Month of the Military Child and April 12 is Purple Up Day to show support to local military students.
- Board meeting on Saturday 9:00 a.m. – 3:00 p.m. to work on the Strategic Plan.
- The Board is hosting a luncheon with district’s Regional Student Council.
- School Board and Administration will present the District’s budget at next Thursday’s Assembly meeting.
- Board recognizing retirees at regular meeting on May 7 at 5:30 p.m.
- Next meeting Tuesday, April 16 at 6:00 p.m.

SPECIAL ORDERS - PUBLIC HEARING

a. Liquor License – New – Theatre – License #5756

Delta Epsilon, Inc.
DBA: Fairbanks Drama Association & Fairbanks Children’s Theatre
1852 Second Ave
Fairbanks, AK 99701
Track 2, 07:36

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

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

Discussion ensued.

GRAY, ________________________________ moved to file no protest on Liquor License -
Seconded by TACKE __________________

New – Theatre – License #5756

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE - NEW - THEATRE - LICENSE #5756.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

b. Liquor License – New – Brewpub – License #5764

Midnite Mine, LLC
DBA: Midnite Mine Brewing Company
308 Wendell Ave
Fairbanks, AK 99701
Track 2, 10:12

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 on Liquor License - New – Brewpub – License #5764.

Discussion ensued.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE - NEW - BREWPUB - LICENSE #5764.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes
PUBLIC HEARING - continued

c. Liquor License – Transfer – Package Store – License #4597
   Track 2, 12:28

   From: Downriver, Inc.
       DBA: Boon Dox Liquor
       7271 Richardson Hwy
       Salcha, AK 99714

   To: David Lambert
       DBA: Boon Dox Liquor
       7271 Richardson Hwy
       Salcha, AK 99714

   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 

   VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE - TRANSFER -
   PACKAGE STORE - LICENSE #4597.

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

   Noes: None

   MOTION CARRIED 9 Yeses, 0 Noes

d. Marijuana License – New – Standard Cultivation Facility – License #19485
   Track 2, 14:12

   High Vibes, LLC
   DBA: High Vibes, LLC
   2145 Richardson Hwy
   North Pole, AK 99705

   Assemblymember Tacke declared a potential conflict of interest on Marijuana
   License #19485 as he is part owner of a marijuana product manufacturing facility. The
   Chair ruled a conflict did exist and Mr. Tacke was excused from the dais.
PUBLIC HEARING - continued

Assemblymember Quist declared a potential conflict of interest on Marijuana License #19485 as his mother-in-law and father-in-law own a marijuana cultivation facility. The Chair ruled a conflict did exist and Mr. Quist was excused from the dais.

Assemblymember Sanford declared a potential conflict of interest on Marijuana License #19485 as she is an investor in a marijuana cultivation facility. The Chair ruled a conflict did exist and Ms. Sanford was excused from the dais.

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 on Marijuana License - New - Standard Cultivation Facility - License #19485.

VOTE ON MOTION TO FILE NO PROTEST ON MARIJUANA LICENSE - NEW - STANDARD CULTIVATION FACILITY - LICENSE #19485.

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

Noes: None

MOTION CARRIED 6 Yeses, 0 Noes

Assemblymembers Tacke, Quist and Sanford returned to the dais.

e. ORDINANCE NO. 2019-12. An Ordinance Amending Chapter 3.24 FNSBC To Establish A New Regional Emergency Services Advisory Committee. (Sponsors: Mayor Ward and Assemblymember Cooper)

Mayor Ward gave a staff report.

The Presiding Officer called for public testimony.

Dave Nebert, resident of the borough, spoke in support of Ordinance No. 2019-12.
PUBLIC HEARING - continued

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

MAJOR, Seconded by GRAY
moved to adopt Ordinance No. 2019-12.

WILLIAMS, Seconded by QUIST
moved to amend by deleting Lines 91-101 and replacing with “1. Notwithstanding other provisions of this chapter, additional members of the regional emergency services advisory committee shall include (a) two representatives designated annually in January by the five fire service area commission chairs to represent their collective interests and (b) the following members to be appointed by and serve at the pleasure of the presiding officer: two residents that have demonstrated knowledge in fire and emergency medical services; two persons that can adequately represent the interests of rural residents; and, one person that can adequately represent residents in urban areas. No member shall be appointed who is a current fire or emergency medical services contractor for the borough. The borough mayor and emergency operations director shall be ex-officio members of the committee, but are not entitled to vote and are not members for purposes of establishing a quorum.”

Discussion ensued.

WITHOUT OBJECTION, SO ORDERED.
PUBLIC HEARING - continued

WILLIAMS, Seconded by GRAY moved to amend Line 104 to add a subsection 3 as follows: “3. The chair may invite other emergency service providers in the borough to provide input on specific committee items if they have an interest different from that of the general public.”

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 104 TO ADD A SUBSECTION 3 AS FOLLOWS: “3. THE CHAIR MAY INVITE OTHER EMERGENCY SERVICE PROVIDERS IN THE BOROUGH TO PROVIDE INPUT ON SPECIFIC COMMITTEE ITEMS IF THEY HAVE AN INTEREST DIFFERENT FROM THAT OF THE GENERAL PUBLIC.”

Yeses: Sanford, Quist, Gray, Williams, Lyke
Noes: Tacke, Lojewski, Major, Cooper
MOTION CARRIED 5 Yeses, 4 Noes

WILLIAMS, Seconded by GRAY moved to amend Lines 89-90 by replacing “and the administration” with “after consultation with the mayor.”

Discussion ensued.

WITHOUT OBJECTION, SO ORDERED.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-12, AS AMENDED.

Yeses: Williams, Lyke, Lojewski, Sanford, Quist, Tacke, Gray, Major, Cooper
Noes: None
MOTION CARRIED 9 Yeses, 0 Noes

   Track 2, 33:50
PUBLIC HEARING - continued

Kellen Spillman, Community Planning Deputy Director and Eric Muehling Planning Commission Vice Chair, gave a staff report.

The Presiding Officer called for public testimony.

Kerri Mullis, resident of the borough, spoke regarding Ordinance No. 2019-15.

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

TACKE, Seconded by WILLIAMS moved to adopt Ordinance No. 2019-15.

Discussion ensued.

SANFORD, Seconded by MAJOR moved to amend Line 83 by replacing “five feet” with “ten feet”.

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 83 BY REPLACING “FIVE FEET” WITH “TEN FEET”.

Yeses: Sanford, Major

Noes: Lojewski, Williams, Tacke, Gray, Lyke, Quist, Cooper

MOTION FAILED 2 Yeses, 7 Noes

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-15.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes
PUBLIC HEARING - continued

   (Sponsor: Mayor Ward)

   *Track 3, 00:01*

   Jill Dolan, Borough Attorney, gave a staff report.

   The Presiding Officer called for public testimony.

   Kerri Mullis, resident of the borough, spoke regarding Ordinance No. 2019-16.

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

   TACKE, Seconded by GRAY
   moved to adopt Ordinance No. 2019-16.

   Discussion ensued.

   **VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-16.**

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

   **Noes:**  Noes

   **MOTION CARRIED**  9 Yeses, 0 Noes

   (Sponsor: Assemblymember Cooper)

   *Track 3, 09:13*

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

   Assemblymember Cooper gave a staff report.

   The Deputy Presiding Officer called for public testimony.

   Mike Prax, resident of the borough, spoke regarding Ordinance No. 2019-14.

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

COOPER, Seconded by WILLIAMS
moved to adopt Ordinance No. 2019-14.

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-14.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

i. ORDINANCE NO. 2018-20-1Y. An Ordinance Amending the FY 2018-19 Budget By Reappropriating $75,000 From The Department Of The Assembly In the General Fund To The Capital Projects Fund For The Purpose Of Funding The Replacement Of Election Equipment And Software.
(Sponsor: Assemblymember Cooper)
Track 3, 15:26

Assemblymember Cooper and April Trickey, Borough Clerk, gave a staff report.

The Deputy Presiding Officer called for public testimony.

Mike Prax, resident of the borough, spoke regarding Ordinance No. 2018-20-1Y.

Kerri Mullis, resident of the borough, spoke in opposition to Ordinance No. 2018-20-1Y.

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

TACKE, Seconded by GRAY
moved to adopt Ordinance No. 2018-20-1Y.

Discussion ensued.
PUBLIC HEARING - continued

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

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

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

CONSIDERATION OF CALENDAR - Unfinished Business

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

Presiding Officer Cooper declared a potential conflict of interest with Ordinance No. 2018-24 because he is an employee of the University of Alaska, which has taken an official position on the Ordinance. The Chair ruled a conflict did not exist and the gavel was passed back to Presiding Officer Cooper.

Assemblymember Gray declared a potential conflict of interest with Ordinance No. 2018-24 because he works for the University of Alaska’s Office of Grants and Contracts Administration, which oversees funds from the University Fire Service Area. The Chair ruled a conflict did not exist.

a. ORDINANCE NO. 2018-24. An Ordinance Amending FNSBC Title 4 And FNSBC Title 14 To Eliminate Fire Service Area Commissions And Establish A New Fire And Emergency Medical Services Advisory Commission. (Sponsor: Mayor Kassel) Track 3, 26:30

Clerk’s Note: At the August 9, 2018 meeting public hearing closed on this ordinance, and it was referred to an assembly worksession on March 2, 2019. A motion to adopt is on the floor.

Discussion ensued.
CONSIDERATION OF CALENDAR - Unfinished Business - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2018-24.

Yeses: None

Noes: Lojewski, Williams, Sanford, Gray, Tacke, Quist, Lyke, Major, Cooper

MOTION FAILED 0 Yeses, 9 Noes

b. RESOLUTION NO. 2019-12. A Resolution Calling On The Alaska State Legislature To Remove The Mandatory Exemptions Established In AS 29.45.030 For Senior Citizens And Disabled Veterans. (Sponsor: Mayor Ward)

PROPOSED SUBSTITUTE By Assemblymembers Williams and Sanford

Clerk’s Note: A motion to adopt is on the floor. Motion to amend Line 8, made March 28, 2019, is on the floor.

GRAY, Seconded by MAJOR moved to amend Line 8 by replacing “remove” with “amend”.

Discussion ensued.

WITHOUT OBJECTION, SO ORDERED.


Discussion ensued.
CONSIDERATION OF CALENDAR - Unfinished Business - continued

WILLIAMS, Seconded by TACKE moved to amend Line 57 by replacing “Alaska Interior Delegation” with “Alaska State Legislature”.

WITHOUT OBJECTION, SO ORDERED.

Discussion ensued. The Chair ruled a vote on the substitute would carry the main motion.

VOTE ON MOTION TO SUBSTITUTE AND ADOPT RESOLUTION NO. 2019-12, AS AMENDED.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)
Track 3, 46:50

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

NONE

CONSIDERATION OF CALENDAR - New Business - Resolutions

Track 3, 57:55

Mayor Ward gave a staff report.

TACKE, Seconded by GRAY moved to adopt Resolution No. 2019-14.
CONSIDERATION OF CALENDAR - New Business - Resolutions - continued

Discussion ensued.

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-14.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

Clerk’s Note: Assemblymember Lojewski was excused at 9:13 p.m.

b. RESOLUTION NO. 2019-15. A Resolution Supporting HB 82 And SB 82 Adding To The Powers And Duties Of The State Commission For Human Rights And Prohibiting Discrimination Based On Sexual Orientation Or Gender Identity Or Expression. (Sponsors: Assemblymembers Lyke, Sanford and Williams)

Track 4, 02:19

Assemblymember Lyke gave a staff report.

GRAY, Seconded by MAJOR

moved to adopt Resolution No. 2019-15.

Discussion ensued.

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

Discussion ensued.

VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-15.

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

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

Deputy Presiding Officer Major passed the gavel back to Presiding Officer Cooper.
CONSIDERATION OF CALENDAR - New Business - Resolutions - continued

Track 1, 50:00

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

Track 1, 50:00

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

e. RESOLUTION NO. 2019-18. A Resolution In Support Of The State Of Alaska Fully Funding Its Human Services Community Matching Grant Program. (Sponsor: Mayor Ward)
Track 1, 50:00

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

f. RESOLUTION NO. 2019-20. A Resolution Establishing The Rate Of Levy Of 2019 Real Property Taxes For Areawide, Non-Areawide, Solid Waste Collection District, And Service Area Jurisdictions. (Sponsor: Mayor Ward)
Track 1, 50:00

Without objection this measure was read by title and advanced to the Regular Assembly Meeting of June 13, 2019 under the consent agenda.

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

NONE
Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Major and declared a potential conflict of interest on Ordinance No. 2019-11 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.

a. **ORDINANCE NO. 2019-11.** An Ordinance Rezoning Approximately 584 Acres, Including Silver Creek Subdivision Lots 1 Through 6, Tract A And Tract B, And South Half (S½) Of Southeast One-Quarter (SE¼), Section 35, T2N R1W FM From General Use 1 (GU-1) To Rural And Agricultural 5 (RA-5) Or Other Appropriate Zone, And; Northeast One-Quarter (NE¼) And North Half (N½) Of Southeast One-Quarter (SE¼), Section 35, T2N R1W FM From General Use 1 (GU-1) To Rural Estate 2 (RE-2) Or Other Appropriate Zone (Located On The North Side Of Goldstream Road, Approximately One Mile West Of The Old Steese Highway) (RZ2019-003). (Sponsor: Mayor Ward)

QUIST, Seconded by GRAY moved to refer Ordinance No. 2019-11 to the Committee of the Whole on April 18, 2019; advance to April 25, 2019 for Public Hearing.

VOTE ON MOTION TO REFER ORDINANCE NO. 2019-11 TO THE COMMITTEE OF THE WHOLE ON APRIL 18, 2019; ADVANCE TO APRIL 25, 2019 FOR PUBLIC HEARING.

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

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes

Deputy Presiding Officer Major passed the gavel back to Presiding Officer Cooper who returned to the dais.
CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing - continued

b. 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, introduced and referred under the consent agenda to the Committee of the Whole on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

c. ORDINANCE NO. 2019-17. An Ordinance Authorizing The Mayor To Enter Into A Lease Agreement With The Northern Lights Council Of Dancers Inc. Within GL-12, Section 9, T.1S., R.1W., F.M. And That Portion Of The SW ¼ Of The SW ¼ Of Section 9, T.1S., R.1W., F.M. (Pioneer Park). (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 April 18, 2019; Advanced to April 25, 2019 for Public Hearing.


   Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

   (Sponsor: Mayor Ward)

   Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.
f. **ORDINANCE NO. 2018-20-1Z.** An Ordinance Amending The FY 2018-19 Budget By Appropriating $61,200 From The General Fund Fund Balance To The Multi-Year General Subfund For The 2020 Census Complete Count Committee Project. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

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g. **ORDINANCE NO. 2018-20-2A.** An Ordinance Amending The FY 2018-19 Budget By Appropriating $16,330 From The Vehicle And Equipment Fleet Fund Unrestricted Net Position To Provide Additional Funding For The Purchase Of Vehicles And Equipment. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

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Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

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i. **ORDINANCE NO. 2019-20.** An Ordinance Appropriating Funds As Listed For The Fiscal Year Beginning July 1, 2019; Ratifying Fiscal Policies And User Fees; Levying Taxes; And Amending Subsections 2.08.020(A) And 2.08.030(C) Of The Fairbanks North Star Borough Code Of Ordinances To Change A Department Name. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on April 13 and 20, 2019; Advanced to May 2, 2019 for Public Hearing.
CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)
Track 3, 47:11

b. Items that are not scheduled on the agenda.

Clerk’s Note: Presiding Officer Cooper reordered the agenda without objection to take up citizen comments b. before moving on to Consideration of Calendar - New Business - Resolutions.

Mikki Rosser, resident of the borough, thanked the assembly and administration for the recent repairs and reopening of Mary Siah Recreation Center.

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

Mike Prax, resident of the borough, asked the assembly to think about the difference between governance and providing.

Dave Nebert, resident of the borough, spoke in support of 2019-01.

ASSEMBLYMEMBER’S COMMENTS
Track 4, 22:18

Assemblymember Tacke thanked the Assembly for cosponsoring Resolution No. 2019-15.

Assemblymember Lyke thanked the Assembly for cosponsoring Resolution No. 2019-15.

Assemblymember Gray thanked the Assembly for cosponsoring Resolution No. 2019-15.

Assemblymember Quist thanked Mr. Prax for his comments. Mr. Quist commented he looks forward to the Saturday, April 13 Budget Worksession.

Assemblymember Williams invited the public to attend the UAF College of Natural Science and Mathematics Science Potpourri on April 13 from 12:00 – 3:00 p.m.

Assemblymember Cooper thanked the Assembly for an efficient meeting.
ASSEMBLYMEMBER’S COMMENTS - continued

Assembly Schedule:

- Saturday, April 13 Assembly Finance Committee Budget Worksession at 9:00 a.m. in the Assembly Chambers.

- Thursday, April 18 Finance Committee at 5:30 p.m. in the Assembly Chambers with the Committee of the Whole Worksession immediately following.

- Saturday, April 20 Reconvened Assembly Finance Committee Budget Worksession at 9:00 a.m. in the Assembly Chambers.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 9:35 p.m.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
Fairbanks North Star Borough
Regular Assembly Meeting
April 25, 2019
6:00 p.m.

A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, April 25, 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
Christopher Quist  Shaun Tacke
Andrew M. Gray  Marna Sanford
Leah Berman Williams  Angela Major (Ar. 7:15 a.m.)

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
Cory Beal, Chief Procurement Officer
David Gibbs, Emergency Operations Director
Glenn Miller, Transportation Director
Valerie Therrien, City of Fairbanks Representative
Aino Welch, City of North Pole Representative (Ar. 7:00 p.m.)
Tim Doran, School Board Representative
Kellen Spillman, Community Planning Deputy Director
Bob Jordan, Solid Waste Manager
Donn Hayes, Pioneer Park Manager
Travis Smith, Facilities Maintenance Manager
Brittany Smart, Special Assistant to the Mayor
Manish Singh, Planner III
Sean Huntington, Recycling Manager
George Stefan, Platting Officer IV
Clint Meyers, Platting Board Vice Chair
Eric Muehling, Planning Commission Vice Chair
April Trickey, CMC, Borough Clerk
Melanie Desmond, Research Assistant

Absent and Excused
NONE
NONSECTARIAN INVOCATION AND PLEDGE OF ALLEGIANCE

Track 1, 00:40

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, 04:42

Clerk’s Note: The Presiding Officer reordered Special Orders - Public Hearing to make item 13. j. item 13. d.; and to renumber the remaining Special Orders - Public Hearing agenda items.

CITIZEN’S COMMENTS

Track 1, 04:33

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.

John Davies, resident of the borough, spoke in support of Resolution No. 2019-19.

Laverne Haakanson, resident of the borough, spoke in support of Resolution No. 2019-19.

Mike Prax, resident of the borough, spoke against Resolution No. 2019-19.

Kerri Mullis, resident of the borough, spoke against Resolution No. 2019-19.

Tristan O’Donohue, resident of the borough, spoke in support of Resolution 2019-19 and HB 81.

Kevin Huo, resident of the borough spoke in support of Resolution No. 2019-19.

Scott Calder, resident of the borough, spoke against Resolution No. 2019-19. Mr. Calder thanked Assemblymember Major for her service to the Fairbanks North Star Borough.
CITIZEN’S COMMENTS - continued

Christine Robbins, resident of the borough, spoke against Resolution No. 2019-19.

Heather Damario, resident of the borough, spoke regarding Resolution No. 2019-19. Ms. Damario stated she is open to exploring banning plastic bags.

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

Dawn Murphy, resident of the borough, and Explore Fairbanks representative, reported Explore Fairbanks’ audit got a clean opinion designation; the Be a Visitor in your Own Town free city tour is May 4 starting at the Morris Thompson Cultural and Visitors Center; the 17th Annual Visitor Walk for Charity is May 10; and summer hours at the Morris Thompson Cultural and Visitors Center are 8:00 a.m. to 9:00 p.m. seven days a week starting May 11.

Kerri Mullis, resident of the borough, spoke about the proposed budget.

APPROVAL OF AGENDA AND CONSENT AGENDA

The Clerk read the consent agenda.

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

WITHOUT OBJECTION, SO ORDERED.

APPROVAL OF MINUTES

NONE

COMMUNICATIONS TO THE ASSEMBLY

a. Memorandum from April Trickey, Borough Clerk, regarding the certification of the March 26, 2019 elections for certain service areas.

April Trickey, Borough Clerk, gave a staff report.
COMMUNICATIONS TO THE ASSEMBLY - continued

**Service Area**
- Pleasureland Service Area
- Seavy Service Area

**Election Results**
- Failed 6 Yes, 12 No, 0 Not counted
- Failed 3 Yes, 4 No, 0 Not counted

QUIST, Seconded by TACKE

moved to accept the report of the Election Canvass Board and declare that the Pleasureland and Seavy Service Area mill levy elections of March 26, 2019 were validly held.

VOTE ON MOTION TO ACCEPT THE REPORT OF THE ELECTION CANVASS BOARD AND DECLARE THAT THE PLEASURELAND AND SEAVY SERVICE AREA MILL LEVY ELECTIONS OF MARCH 26, 2019 WERE VALIDLY HELD.

Ayes: Quist, Gray, Tacke, Lyke, Sanford, Williams, Lojewski, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

b. Memorandum from Matt Cooper, FNSB Presiding Officer, regarding appointment to the Board of Equalization.

Track 2, 01:59

LOJEWSKI, Seconded by QUIST

moved to appoint Cheryl Markwood to the Board of Equalization as a regular board member with a term ending December 31, 2021.

VOTE ON MOTION TO APPOINT CHERYL MARKWOOD TO THE BOARD OF EQUALIZATION AS A REGULAR BOARD MEMBER WITH A TERM ENDING DECEMBER 31, 2021.

Ayes: Lyke, Lojewski, Gray, Williams, Tacke, Sanford, Quist, Cooper

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes
COMMUNICATIONS TO THE ASSEMBLY - continued

c. Accept resignation of Angela Major and declare Assembly Seat “E” vacant, effective June 17, 2019.
   
   GRAY, Seconded by TACKE
   moved to accept the resignation of Angela Major and declare Assembly Seat “E” vacant, effective June 17, 2019.

   VOTE ON MOTION TO ACCEPT THE RESIGNATION OF ANGELA MAJOR AND DECLARE ASSEMBLY SEAT “E” VACANT, EFFECTIVE JUNE 17, 2019.

   Ayes:  Gray, Sanford, Williams, Quist, Lojewski, Lyke, Tacke, Cooper
   Noes:  None

   MOTION CARRIED 8 Yeses, 0 Noes

d. Memorandum from April Trickey, Borough Clerk, regarding the approval of Assembly vacancy and application process.
   
   Without objection this measure was read by title and approved under the consent agenda.

e. Memorandum from Sandra Mota, Land Manager, regarding written summary of intended land sale (September 1-30, 2019/FY20).
   
   Without objection this measure was read by title and approved under the consent agenda.

f. IFB Award:  IFB Number 19059
   After-hours Call-out for Facilities Maintenance
   
   Approval of Lot One in the amount of $134,400 for the initial contract period and estimated amount of $672,000 if all four one-year renewal options are exercised, as submitted by Long Building Technologies Inc.

   Without objection this measure was read by title and approved under the consent agenda.
MESSAGES FROM THE BOROUGH MAYOR
Track 2, 04:45

Mayor Ward commented on:

- Balancing Act software will be live at fnsb.us after lunch on April 26. This new tool will allow taxpayers to help determine borough spending priorities.

REPORTS OF SPECIAL AND STANDING COMMITTEES
Track 2, 06:12

Assemblymember Tacke reported that FAST Planning met on April 17 and the lease is lined out and an executive director has been hired.

REPORTS FROM REPRESENTATIVES
Track 2, 07:04

a. Report from the City of Fairbanks Representative.

Councilmember Valerie Therrien reported:

- Anchorage police Lieutenant Nancy Reeder was selected as the next City of Fairbanks Chief of Police.
- Passed on-site marijuana consumption (4-2).
- Passed a resolution supporting Senator Click Bishop’s head tax for school funding.

b. Report from the City of North Pole Representative.

Councilmember Aino Welch reported:

- Two new North Pole police hires are training now.
- Chena Lake police seasonal hire will work May through September.
- The new ambulance was delivered and can be seen at the Fire Department Open House on May 18, from 10:00 a.m. to 4:00 p.m.
- Burn permits are now required, apply online.
- Clean-up Day is May 11, bags are available at the Fire Station.
- Several residential building permits and one charter school permit were issued.
- Water mains will be installed this week.
- Moose Creek water system expansion project is moving forward.
REPORTS FROM REPRESENTATIVES - continued

c. Report from the School Board Representative.

School Board Representative Tim Doran reported:

- State education funding is on the radar.
- The recommended budget presentation was made to the FNSB Finance Committee.
- The District’s Strategic Plan FY2025 is being developed.
- The 2019 BP Teachers of Excellence awards celebration is April 30 at Wedgewood Resort.
- Many year-end school activities are taking place.
- May 7 retirement reception and recognition reception for the 64 retiring FNSBSD staff members.
- Kindergarten Roundup is April 29-30 at all schools.
- High school graduations are taking place May 9-17.
- Next Board meeting May 7, 6:00 p.m.

SPECIAL ORDERS - PUBLIC HEARING

a. Liquor License - New – Restaurant/Eating Place – License #5755

Track 2, 15:25

Far North Alpine Ventures, LLC
DBA: Ski Land
2315 Skiland Road
Fairbanks, AK 99712

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

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

Discussion ensued.

TACKE, Seconded by GRAY

moved to file no protest on Liquor License - New – Restaurant/Eating Place – License #5755

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE - NEW - RESTAURANT/EATING PLACE - LICENSE #5755.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

b. Marijuana License – New – Limited Cultivation Facility – License #19473

Goldstream Grown, LLC
DBA: Goldstream Cannabis Annex
2922 Parks Hwy, Studio 10
Fairbanks, AK 99709

Assemblymember Quist declared a potential conflict of interest on Marijuana License #19473 as his mother-in-law and father-in-law own a marijuana cultivation facility. The Chair ruled a conflict did exist and Mr. Quist was excused from the dais.

Assemblymember Sanford declared a potential conflict of interest on Marijuana License #19473 as she is an investor in a marijuana cultivation facility. The Chair ruled a conflict did exist and Ms. Sanford was excused from the dais.

Assemblymember Tacke declared a potential conflict of interest on Marijuana License #19473 as he is part owner of a marijuana product manufacturing facility. The Chair ruled a conflict did exist and Mr. Tacke was excused from the dais.

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 on Marijuana License - New - Limited Cultivation Facility - License #19473.

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO FILE NO PROTEST ON MARIJUANA LICENSE - NEW – LIMITED CULTIVATION FACILITY - LICENSE #19473.

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

Noes: None

MOTION CARRIED 6 Yeses, 0 Noes

Assembly members Quist, Sanford and Tacke returned to the dais.

c. ORDINANCE NO. 2019-19. An Ordinance Amending Ordinance No. 2014-18 To Alter The Terms Of The Authorization For The Line Of Credit To The Interior Alaska Natural Gas Utility And Acknowledge Changed Conditions. (Sponsor: Mayor Ward)

Track 2, 21:00

Mayor Ward and Debbie Brady, Chief Financial Officer, gave a staff report.

The Presiding Officer called for public testimony.

Mike Prax, resident of the borough, spoke against Ordinance No. 2019-19.

Michael Walleri, resident of the borough, spoke against Ordinance No. 2019-19.


Merrick Pierce, resident of the borough, spoke against Ordinance No. 2019-19.

Pamela Throop, resident of the borough and IGU board member, spoke in support of Ordinance No. 2019-19.

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

MAJOR, Seconded by WILLIAMS

moved to adopt Ordinance No. 2019-19.

Discussion ensued.

TACKE, Seconded by QUIST

moved to postpone consideration of Ordinance No. 2019-19 to the June 13, 2019 Regular Assembly Meeting.

VOTE ON MOTION TO POSTPONE CONSIDERATION OF ORDINANCE NO. 2019-19 TO THE JUNE 13, 2019 REGULAR ASSEMBLY MEETING.

Yeses: Gray, Sanford, Quist, Lojewski, Williams, Tacke

Noes: Lyke, Major, Cooper

MOTION CARRIED 6 Yeses, 3 Noes

WITHOUT OBJECTION, SO ORDERED.

d. ORDINANCE NO. 2018-20-2A. An Ordinance Amending The FY 2018-19 Budget By Appropriating $16,330 From The Vehicle And Equipment Fleet Fund Unrestricted Net Position To Provide Additional Funding For The Purchase Of Vehicles And Equipment. (Sponsor: Mayor Ward)

Track 3, 21:28

Glenn Miller, Transportation Director, gave a staff report.

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

GRAY, Seconded by TACKE

moved to adopt Ordinance No. 2018-20-2A.

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2018-20-2A

Yeses: Williams, Lyke, Lojewski, Sanford, Quist, Tacke, Gray, Major, Cooper
Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

TACKE, Seconded by WILLIAMS moved to immediately reconsider Ordinance No. 2019-19.

VOTE ON MOTION TO IMMEDIATELY RECONSIDER ORDINANCE NO. 2018-20-2A.

Yeses: None
Noes: Lyke, Tacke, Quist, Lojewski, Gray, Sanford, Williams, Major, Cooper

MOTION FAILED 0 Yeses, 9 Noes

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

Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Major and declared a potential conflict of interest on Ordinance No. 2019-01 as his employer, the University of Alaska, is a user of Title 17 exemptions for subdivisions and UAF has expressed a financial interest in this matter. The Chair ruled a conflict did exist and Mr. Cooper was excused from the dais.

Mayor Ward; Kellen Spillman, Deputy Community Planning Director; George Stefan, Platter IV; and Clint Meyer, Platting Board Vice Chair provided a staff report.

The Deputy Presiding Officer called for public testimony.

Clark Milne, resident of the borough, spoke in support of Ordinance No. 2019-01.

Christine Robbins, resident of the borough, spoke against Ordinance No. 2019-01.

Steve Lowry, resident of the borough, spoke against Ordinance No. 2019-01.
PUBLIC HEARING - continued

Paula Hicks, resident of the borough, spoke against Ordinance No. 2019-01.

Gary Newman, resident of the borough, spoke regarding Ordinance No. 2019-01. Mr. Newman is supportive of good roads.

Nils Degerlund, resident of the borough, spoke regarding Ordinance No. 2019-01 and the variance process.

Doug Somers, resident of the borough, spoke against Ordinance No. 2019-01.

Joshua Church, resident of the borough, spoke regarding Ordinance No. 2019-01. Mr. Church suggested streamlining the process to make it easier to understand.

Lance Roberts, resident of the borough, spoke against Ordinance No. 2019-01, specifically how this ordinance seems to favor big business at the expense of the public.

Mike Prax, resident of the borough, spoke against Ordinance No. 2019-01.

Scott Calder, resident of the borough, spoke against Ordinance No. 2019-01.

Lance Roberts, resident of the borough, spoke for one additional minute against Ordinance No. 2019-01.

Clark Milne, resident of the borough, spoke for one additional minute in support of Ordinance No. 2019-01.

Paula Hicks, resident of the borough, spoke for one additional minute against Ordinance No. 2019-01.

Steve Lowry, resident of the borough, spoke for one additional minute against Ordinance No. 2019-01.

Joshua Church, resident of the borough, spoke for one additional minute regarding Ordinance No. 2019-01.

Mike Prax, resident of the borough, spoke for one additional minute against Ordinance No. 2019-01.

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

TACKE, Seconded by GRAY

moved to adopt Ordinance No. 2019-01.

Discussion ensued.

LOJEWSKI, Seconded by QUIST

moved to amend Line 260 by replacing “two” with “ten”.

Discussion ensued.

LOJEWSKI, Seconded by WILLIAMS

moved to amend the amendment by replacing “two” with “ten” and deleting on Lines 260-262 “is not in the city of Fairbanks or the city of North Pole; or the proposed subdivision creates three to five lots and:”

VOTE ON MOTION TO AMEND THE AMENDMENT BY REPLACING “TWO” WITH “TEN” AND DELETING ON LINES 260-262 “IS NOT IN THE CITY OF FAIRBANKS OR THE CITY OF NORTH POLE; OR THE PROPOSED SUBDIVISION CREATES THREE TO FIVE LOTS AND:”

Yeses: None

Noes: Sanford, Lojewski, Williams, Tacke, Gray, Lyke, Quist, Major

MOTION FAILED 0 Yeses, 8 Noes

WILLIAMS, Seconded by TACKE

moved to amend the amendment to keep “two” on Line 260 and amend Line 262 by replacing “three to five” with “three to ten”.

Discussion ensued.
PUBLIC HEARING - continued

VOTE ON MOTION TO AMEND THE AMENDMENT TO KEEP “TWO” ON LINE 260 AND AMEND LINE 262 BY REPLACING “THREE TO FIVE” WITH “THREE TO TEN”.

Yeses: Quist, Lojewski, Tacke
Noes: Gray, Sanford, Lyke, Williams, Major
MOTION FAILED 3 Yeses, 5 Noes

VOTE ON MOTION TO AMEND LINE 260 BY REPLACING “TWO” WITH “TEN”

Yeses: Quist, Lojewski,
Noes: Gray, Tacke, Williams, Lyke, Sanford, Major
MOTION FAILED 2 Yeses, 6 Noes

Discussion ensued.

LOJEWSKI, Seconded by WILLIAMS moved to amend Line 307 by replacing “180” with “365”.

Discussion ensued.

QUIST, Seconded by WILLIAMS moved to amend the amendment by replacing “180” with “270”.

Discussion ensued.

VOTE ON MOTION TO AMEND THE AMENDMENT BY REPLACING “180” WITH “270”.

Yeses: Quist, Tacke, Gray, Major
Noes: Williams, Sanford, Lojewski, Lyke
MOTION FAILED 4 Yeses, 4 Noes
PUBLIC HEARING - continued

TACKE, Seconded by GRAY

moved to amend the amendment by replacing Line 307 with “December 31, 2019.”

Discussion ensued.

VOTE ON MOTION TO AMEND THE AMENDMENT BY REPLACING LINE 307 WITH “DECEMBER 31, 2019.”

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

Noes: Lojewski, Sanford

MOTION CARRIED 6 Yeses, 2 Noes

Discussion ensued.

VOTE ON MOTION TO AMEND LINE 307 BY REPLACING LINE 307 WITH “DECEMBER 31, 2019”.

Yeses: Lyke, Williams, Lojewski, Quist, Gray,

Noes: Sanford, Tacke, Major

MOTION CARRIED 5 Yeses, 3 Noes

LOJEWSKI, Seconded by QUIST

moved to delete Line 264.

Discussion ensued.

VOTE ON MOTION TO DELETE LINE 264.

Yeses: Lojewski

Noes: Lyke, Sanford, Gray, Tacke, Quist, Williams, Major

MOTION FAILED 1 Yeses, 7 Noes
PUBLIC HEARING - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-01, AS AMENDED.

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

Noes: Lojewski, Quist

MOTION CARRIED 6 Yeses, 2 Noes

Presiding Officer Cooper returned to the dais.

f. ORDINANCE NO. 2019-11. An Ordinance Rezoning Approximately 584 Acres, Including Silver Creek Subdivision Lots 1 Through 6, Tract A And Tract B, And South Half (S½) Of Southeast One-Quarter (SE¼), Section 35, T2N R1W FM From General Use 1 (GU-1) To Rural And Agricultural 5 (RA-5) Or Other Appropriate Zone, And; Northeast One-Quarter (NE¼) And North Half (N½) Of Southeast One-Quarter (SE¼), Section 35, T2N R1W FM From General Use 1 (GU-1) To Rural Estate 2 (RE-2) Or Other Appropriate Zone (Located On The North Side Of Goldstream Road, Approximately One Mile West Of The Old Steese Highway) (RZ2019-003). (Sponsor: Mayor Ward)

Track 5, 00:01

Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Major and declared a potential conflict of interest as in his work as an attorney at UAF he has advised on land management issues. The Deputy Presiding Officer ruled that a conflict exists and Mr. Cooper was excused from the dais

Kellen Spillman, Community Planning Deputy Director and Manish Singh, Planner III gave a staff report.

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

TACKE, Seconded by GRAY moved to adopt Ordinance No. 2019-11.
PUBLIC HEARING - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-11.

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

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

Presiding Officer Cooper returned to the dais.

g. ORDINANCE NO. 2019-17. An Ordinance Authorizing The Mayor To Enter Into A
Lease Agreement With The Northern Lights Council Of Dancers Inc. Within GL-
12, Section 9, T.1S., R.1W., F.M. And That Portion Of The SW ¼ Of The SW ¼
Of Section 9, T.1S., R.1W., F.M. (Pioneer Park). (Sponsor: Mayor Ward)
Track 5, 06:30

Donn Hayes, Pioneer Park Manager and Sandra Mota, Land Management
Manager, gave a staff report.

The Presiding Officer called for public testimony.

Bob Boynton, resident of the borough, spoke in support of Ordinance No. 2019-
17.

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

MAJOR, Seconded by LYKE

moved to adopt Ordinance No. 2019-17.

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-17.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes
PUBLIC HEARING - continued

h. **ORDINANCE NO. 2019-18.** An Ordinance Amending FNSBC Title 21 Regarding Landfill Tipping Fees And Fees At Borough Recycling Facilities, Removing Definitions That Are Not Used In FNSBC Title 21, Amending Definitions Related To Solid Waste, And Amending Appendix E-User Fee Schedule/Public Works/Central Recycling Facility And Appendix E-User Fee Schedule/Public Works/Solid Waste Materials And Attachment C Of Ordinance No. 2018-20 (FY 2018-19 Budget). (Sponsor: Mayor Ward)

Track 5, 11:13

Bob Jordan, Solid Waste Manager, gave a staff report.

The Presiding Officer called for public testimony.

Scott Calder, resident of the borough, spoke regarding Ordinance No. 2019-18.

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

TACKE, Seconded by GRAY

moved to adopt Ordinance No. 2019-18.

Discussion ensued.

**SUSPENSION OF THE RULES**

WILLIAMS, Seconded by LOJEWSKI

moved to suspend the rules to complete the agenda.

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

Yesses: Quist, Gray, Tacke, Lyke, Sanford, Williams, Lojewski, Major, Cooper

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes
PUBLIC HEARING - continued

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-18.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes


David Bredlie, Public Works Director, and Travis Smith, Facilities Maintenance Manager, gave a staff report.

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

MAJOR, Seconded by GRAY

moved to adopt Ordinance No. 2019-21.

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-21.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

j. ORDINANCE NO. 2018-20-1Z. An Ordinance Amending The FY 2018-19 Budget By Appropriating $61,200 From The General Fund Fund Balance To The Multi-Year General Subfund For The 2020 Census Complete Count Committee Project. (Sponsor: Mayor Ward) Track 5, 23:04

Jim Williams, Chief of Staff, gave a staff report.
PUBLIC HEARING - continued

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

TACKE, Seconded by GRAY
moved to adopt Ordinance No. 2018-20-1Z.

Discussion ensued.

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

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

CONSIDERATION OF CALENDAR - Unfinished Business

NONE

CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)
Track 5, 29:50

Clerk’s Note: Presiding Officer Cooper allowed both Citizens’ Comments “a” and Citizens’ Comments “b” to be heard at this time.

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

NONE

CONSIDERATION OF CALENDAR - New Business - Resolutions

a. RESOLUTION NO. 2019-19. A Resolution Supporting HB 81 An Act Prohibiting Disposable Plastic Shopping Bags; And Providing For An Effective Date.
   (Sponsor: Assemblymember Gray)
   Track 5, 35:00

Assemblymember Gray gave a staff report.

QUIST, Seconded by MAJOR
moved to adopt Resolution No. 2019-19.
CONSIDERATION OF CALENDAR - New Business - Resolutions

Discussion ensued.


VOTE ON MOTION TO REFER RESOLUTION NO. 2019-19 TO THE MAY 8, 2019 SUSTAINABILITY COMMISSION MEETING WITH RECOMMENDATION DUE BACK NO LATER THAN JUNE 13, 2019.

Yeses: Quist, Tacke, Sanford, Gray, Major, Cooper

Noes: Williams, Lojewski, Lyke

MOTION CARRIED 6 Yeses, 3 Noes

b. RESOLUTION NO. 2019-21. A Resolution Approving Certain Unincorporated Communities And Their Respective Incorporated Nonprofit Entity/Entities For Participation In The FY 2019-2020 Community Assistance Program. (Sponsor: Mayor Ward)

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

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

NONE

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

Track 1, 54:06

a. ORDINANCE NO. 2019-22. An Ordinance Authorizing The Mayor To Enter Into A Lease Agreement At Less Than Fair Market Value With The Salcha Fair Association, Inc. On Borough Land As Identified As Tract D, Grieme Farm Subdivision (Richardson Hwy MP 332). (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 June 6, 2019; Advanced to June 13, 2019 for Public Hearing.
CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing - continued

   (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 April 18, 2019; Advanced to April 25, 2019 for Public Hearing.

CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)
   Track 5, 29:50

b. Items that are not scheduled on the agenda.

   Joshua Church, resident of the borough, thanked the assembly and spoke in support of keeping government to a minimum in the Last Frontier.

   Scott Calder, resident of the borough, stated he thinks there should be more in FNSB code relating to the Central Recycling Facility.

ASSEMBLYMEMBER’S COMMENTS
   Track 5, 40:47

   Assemblymember Tacke commented he was happy to be finished before midnight.

   Assemblymember Lyke spoke in support of standardized roads.

   Assemblymember Gray commented he was waiting for Mr. Tacke’s dancing bag joke.

   Assemblymember Major apologized for being late and thanked the assembly for accepting her resignation, she will miss everyone.

   Assemblymember Sanford welcomed the new Special Assistant to the Mayor, Jacob Lincoln. Ms. Sanford commented she was happy the assembly passed Ordinance 2019-18.

   Assemblymember Lojewski commented on the Title 17 vote.
ASSEMBLYMEMBER’S COMMENTS - continued

Assemblymember Williams commented she is interested to see if the City of Wasilla has passed a plastic bag ban. Ms. Williams commented she will miss Ms. Major and looks forward to the May budget meetings.

Assemblymember Quist commented he was happy that they voted to suspend the rules to complete the agenda, so Assemblymember comments could be heard.

Assemblymember Cooper thanked the Assembly for their willingness to suspend the rules and complete the agenda instead of returning for a reconvened meeting. Mr. Cooper suggested there was still time for reconsideration of Ms. Major’s resignation, and thanked her for her service to the Fairbanks North Star Borough.

Assembly Schedule for the week of April 29th:

- Thursday, May 2nd Regular Assembly meeting at 6:00 p.m. in the Assembly Chambers.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 11:48 p.m.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, May 2, 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
Christopher Quist        Angela Major
Andrew M. Gray           Leah Berman Williams

Comprising a quorum of the Assembly, and

Bryce J. Ward, Borough Mayor
Jill S. Dolan, Borough Attorney
Debbie Brady, Chief Financial Officer
Valerie Therrien, City of Fairbanks Representative (Ar. 6:28 p.m.)
Tim Doran, School Board Representative
Peggy Macdonald, Treasury/Budget Manager
Donna Brooks, Treasury/Budget Assistant Manager
Tristan Fickus, Revenue Budget Analyst
April Trickey, CMC, Borough Clerk
Adena Benn, CMC, Deputy Clerk

Absent and Excused

Shaun Tacke
Marna Sanford
NONSECTARIAN INVOCATION AND PLEDGE OF ALLEGIANCE

Track 1, 00:22

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, 02:00

NONE

CITIZEN’S COMMENTS

a. A citizen may speak on agenda items not scheduled for public hearing. Memorandums, Bid Awards, Unfinished Business (items postponed from previous meetings, reconsideration, or notice of intent to rescind), Resolutions, or Ordinances being advanced to a public hearing on a different date.

NONE

b. Items that are not scheduled on the agenda.

Track 1, 02:40

Joanne Sexton, resident of the borough, thanked the administration and assembly for the recent upgrades to the Mary Siah Recreation Center and commented that the senior recognition luncheon held today was a lovely event and well attended.

Ronnie Rosenberg, resident of the borough, gave an update on the Fairbanks Animal Shelter Fund reaching $2 million in donations. Ms. Rosenberg extended an invitation to the public to attend the annual meeting on Thursday, May 30 at 6:00 p.m. at the Girl Scout Building.

APPROVAL OF AGENDA

Track 1, 08:53

MAJOR, moved to approve the agenda.
Seconded by GRAY

WITHOUT OBJECTION, SO ORDERED.
APPROVAL OF MINUTES

NONE

COMMUNICATIONS TO THE ASSEMBLY

NONE

MESSAGES FROM THE BOROUGH MAYOR
Track 1, 09:15

Mayor Ward commented on:

- Balancing Act software tool is available on the borough website.

REPORTS OF SPECIAL AND STANDING COMMITTEES

NONE

REPORTS FROM REPRESENTATIVES
Track 1, 10:53

a. Report from the City of Fairbanks Representative.

NONE

b. Report from the City of North Pole Representative.

NONE

c. Report from the School Board Representative.

School Board Representative Tim Doran reported:

- The 2019 BP Teachers of Excellence are: Jeannette Fortune (Ladd Elementary), Tanya Mendelowitz (North Pole High Elementary), Rebecca Missler (North Pole High School), Carolyn Soderlund (Lathrop High School) and Becky Zaverl (Denali Elementary).
- The 2019 BP Fairbanks Teacher of the Year Finalist is Becky Zaverl.
- Ten students signed onto local labor union’s apprenticeship programs through the School District’s Career & Technical Education School to Apprenticeship Program.
- The Alaska Native Education Department’s end of year celebration is May 3 at 5:30 p.m. at Anne Wien Elementary School.
REPORTS FROM REPRESENTATIVES - continued

- The District’s annual retirement reception and recognition for 2018-19 retirees is May 7 at 5:15 p.m. in the Board Room.
- High school graduations begin next week. The full graduation schedule is available on the district’s website.
- The next School Board meeting is May 7 at 6:00 p.m.

SPECIAL ORDERS – PUBLIC HEARING

a. Marijuana License – New – Limited Cultivation Facility – License #15501
   Track 1, 13:35

   Family Trees, LLC
   DBA: Family Trees
   199 Thoreau Drive
   Fairbanks, AK 99712

   Assemblymember Quist declared a potential conflict of interest on Marijuana License #15501 as his mother-in-law and father-in-law own a marijuana cultivation facility. The Chair ruled a conflict did exist and Mr. Quist was excused from the dais.

   Mayor Ward 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 on Marijuana License - New – Limited Cultivation Facility – License #15501

   VOTE ON MOTION TO FILE NO PROTEST ON MARIJUANA LICENSE - NEW – LIMITED CULTIVATION FACILITY – LICENSE #15501.

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

   Noes: None

   MOTION CARRIED 6 Yeses, 0 Noes
PUBLIC HEARING - continued

b. Marijuana License – New – Limited Cultivation Facility – License #15557
   Track 1, 15:13

Aurora Development Group, Inc.
DBA: Aurora Development Group, Inc.
1667 Amidon Drive
Fairbanks, AK 99712

Assemblymember Quist declared a potential conflict of interest on Marijuana License #15557 as his mother-in-law and father-in-law own a marijuana cultivation facility. The Chair ruled a conflict did exist and Mr. Quist was excused from the dais.

Mayor Ward gave a staff report.

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

GRAY, Seconded by LYKE
moved to file no protest on Marijuana License - New - Limited Cultivation Facility - License #15557.

VOTE ON MOTION TO FILE NO PROTEST ON MARIJUANA LICENSE - NEW - LIMITED CULTIVATION FACILITY - LICENSE #15557.

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

Noes: None

MOTION CARRIED 6 Yeses, 0 Noes

Assemblymember Quist returned to the dais.

c. ORDINANCE NO. 2019-20. An Ordinance Appropriating Funds As Listed For The Fiscal Year Beginning July 1, 2019; Ratifying Fiscal Policies And User Fees; Levying Taxes; And Amending Subsections 2.08.020(A) And 2.08.030(C) Of The Fairbanks North Star Borough Code Of Ordinances To Change A Department Name. (Sponsor: Mayor Ward)
   Track 1, 16:46

Mayor Ward and Assemblymember Quist, Finance Committee Chair, gave a staff report.
PUBLIC HEARING - continued

The Presiding Officer called for public testimony.

Dale Clark, resident of Boulder, Colorado, Division Director for NAPA Integrated Business Solutions, spoke in support of the proposal for in-house vendor managed inventory parts operation with the Transportation Department of the Fairbanks North Star Borough.

Ronnie Rosenberg, resident of the borough, spoke in support of Ordinance No. 2019-20 and also in support of adding personnel to the Animal Shelter. Ms. Rosenberg thanked the assembly for their work on the budget.

Mike Prax, resident of the borough, spoke against Ordinance No. 2019-20 and against the budget public hearing process. Mr. Prax suggested short funding all services provided to give departments a chance to seek out alternate funding options.

Libby Dalton Slane, resident of the borough, spoke against an increase to the mill rate.

Bryan Birmingham, resident of the borough, spoke about property tax exemptions.

Lola Mallette, resident of the borough, spoke against increasing property taxes.

Mike Prax, resident of the borough, spoke for one additional minute regarding the borough budget process.

Ronnie Rosenberg, resident of the borough, spoke for one additional minute in support of funding borough services.

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

MAJOR, moved to adopt Ordinance No. 2019-20.
Seconded by GRAY

CONSIDERATION OF CALENDAR - Unfinished Business

NONE
CITIZENS’ COMMENTS - Each person’s comments limited to 3 minutes (continuation if needed)

a. Items that are not scheduled for public hearing - continuation.
NONE

CONSIDERATION OF CALENDAR - New Business - Resolutions
NONE

CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Referred To Committees Or Commissions
NONE

CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing
NONE

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

b. Items that are not scheduled on the agenda.

Clerk’s Note: This item will be taken up on May 9, 2019.

ASSEMBLYMEMBER’S COMMENTS

Clerk’s Note: This item will be taken up on May 9, 2019.
ADJOURNMENT

The meeting adjourned at 6:50 p.m. to May 9, 2019 at 6:00 p.m.

____________________________
Matt Cooper
Presiding Officer

ATTEST:

____________________________
April Trickey, CMC
Borough Clerk
FAIRBANKS NORTH STAR BOROUGH
Reconvened Regular Assembly Meeting
May 9, 2019
6:00 p.m.

A May 2, 2019 Regular Meeting of the Fairbanks North Star Borough Assembly was reconvened on Thursday, May 9, 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    Christopher Quist
Angela Major      Andrew M. Gray  Marna Sanford
Leah Berman Williams  Shaun Tacke

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
Ivar Halvarson, Borough Assessor
Christine Nelson, Community Planning Director
Blake Moore, Computer Services Director
David Gibbs, Emergency Operations Director
Sallie Stuvek, Human Resources Director
Melissa Harter, Library Director
Mike Bork, Parks & Recreation Director
David Bredlie, Public Works Director
Glenn Miller, Transportation Director
Tim Doran, School Board Representative
Diane Borgeson, Financial Specialist to the CFO
Peggy Macdonald, Treasury/Budget Manager
Janet Smith, Public Works Deputy Director
Michael Bredlie, Rural Services Manager
Travis Smith, Facilities Maintenance Manager
Donna Brooks, Treasury/Budget Assistant Manager
Steve Taylor, Recreation Superintendent
Rene Van Nort, Library Administrative Manager
April Trickey, CMC, Borough Clerk
Adena Benn, CMC, Deputy Borough Clerk

Absent and Excused
NONE
PRESENTATIONS
Track 1, 01:10

Mayor Ward read and presented a proclamation to John Rathbun, Facility Custodian, Parks & Recreation, for May employee of the month.

SPECIAL ORDERS – PUBLIC HEARING

a. **ORDINANCE NO. 2019-20.** An Ordinance Appropriating Funds As Listed For The Fiscal Year Beginning July 1, 2019; Ratifying Fiscal Policies And User Fees; Levying Taxes; And Amending Subsections 2.08.020(A) And 2.08.030(C) Of The Fairbanks North Star Borough Code Of Ordinances To Change A Department Name. (Sponsor: Mayor Ward)

_Clerk’s Note: Public hearing was closed and Ordinance No. 2019-20 was moved at the Regular Assembly meeting of May 2, 2019._

Discussion ensued.

QUIST, Seconded by GRAY

moved to substitute Attachments A and C.

Discussion ensued

TACKE, Seconded by WILLIAMS

moved to amend Page 663, by decreasing Debt Services by $17,276 and by decreasing the General Fund contribution to the Debt Service Fund by the same amount.

WITHOUT OBJECTION, SO ORDERED.
SPECIAL ORDERS - PUBLIC HEARING - continued

TACKE, Seconded by GRAY

moved to amend Page 337, Line 23 by increasing by $775 and decreasing Line 24 by $642, for a total on Line 25 of $133; amend Page 339, Line 38 by increasing Other Contractual Services by $256,257 and decreasing Line 39 by $256,257 for a total on Line 42 of $0; amend Page 339, Line 43 by increasing by $115,605, increasing Line 44 by $12,845, and by decreasing Line 45 by $12,845, for a total on Line 48 of $115,605; amend Page 692 adding the Human Services Community Matching Grant in the amount of $269,744, Local Cash Match of $115,605, and Total Grant and Cash Match of $385,350.

Discussion ensued.

WITHOUT OBJECTION, SO ORDERED.

TACKE, Seconded by GRAY

moved to amend Pages 622-623 by adding a line to Permanent Salaries to show a decrease of $74,720, and by adding a line to Benefits to show a decrease of $45,280 for the Alaska Department of Transportation and Public Facilities grant; and amend Page 692 to add Alaska Department of Transportation and Public Facilities matching grant of $120,000.

Discussion ensued.

WITHOUT OBJECTION, SO ORDERED.

Discussion ensued.

Presiding Officer Cooper passed the gavel to Deputy Presiding Officer Major.
SPECIAL ORDERS - PUBLIC HEARING - continued

COOPER, Seconded by TACKE moved to amend Pages 39 and 49 to allow Financial Services to make the necessary budget adjustments to increase State Revenue: Aid for School Construction and decrease Areawide Property Taxes by the amount appropriated in the State budget if signed by the governor prior to Mill Levy setting in June.

Discussion ensued.

VOTE ON MOTION TO AMEND PAGES 39 AND 49 TO ALLOW FINANCIAL SERVICES TO MAKE THE NECESSARY BUDGET ADJUSTMENTS TO INCREASE STATE REVENUE: AID FOR SCHOOL CONSTRUCTION AND DECREASE AREAWIDE PROPERTY TAXES BY THE AMOUNT APPROPRIATED IN THE STATE BUDGET IF SIGNED BY THE GOVERNOR PRIOR TO MILL LEVY SETTING IN JUNE.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

COOPER, Seconded by GRAY moved to amend Page 39 by decreasing areawide current taxes by $1,310,434, and increasing the contribution from the General Fund fund balance by the same amount, designating it for tax reduction pursuant to FNSBC 8.04.280.

Discussion ensued.

SANFORD, Seconded by GRAY moved to amend the amendment by decreasing areawide taxes by the amount in excess of 17% of the FY 19 General Fund fund balance appropriation level at the adoption of the final budget, designating it for tax reduction pursuant to FNSBC 8.04.280.

Discussion ensued.
SPECIAL ORDERS - PUBLIC HEARING - continued

The Chair ruled a vote on the amendment to the amendment would carry the main amendment.

VOTE ON MOTION TO AMEND THE AMENDMENT BY DECREASING AREAWIDE TAXES BY THE AMOUNT IN EXCESS OF 17% OF THE FY 19 GENERAL FUND FUND BALANCE APPROPRIATION LEVEL AT THE ADOPTION OF THE FINAL BUDGET DESIGNATING IT FOR TAX REDUCTION PURSUANT TO FNSBC 8.04.280.

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

Noes: None

MOTION CARRIED 9 Yeses, 0 Noes

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

Discussion ensued.

QUIST, Seconded by TACKE moved to amend Multi-Year Program #13 on Page 681 of the FY20 Recommended Budget by increasing the amount for Community Planning – Code Enforcement Clean-Up Program by $40,000 for a program total of $80,000.

Discussion ensued.

VOTE ON MOTION TO AMEND MULTI-YEAR PROGRAM #13 ON PAGE 681 OF THE FY20 RECOMMENDED BUDGET BY INCREASING THE AMOUNT FOR COMMUNITY PLANNING – CODE ENFORCEMENT CLEAN-UP PROGRAM BY $40,000 FOR A PROGRAM TOTAL OF $80,000.

Yeses: Tacke, Quist, Sanford

Noes: Lyke, Lojewski, Gray, Williams, Major, Cooper

MOTION FAILED 3 Yeses, 6 Noes

Discussion ensued.
SPECIAL ORDERS - PUBLIC HEARING - continued

LOJ EWSKI,                      moved to amend, contingent on the
Seconded by TACKE               Borough not receiving school bond debt
                                 reimbursement, to use the General Fund to
                                 buy down the mill rate by 50% of the loss
                                 of expected revenue.

                                 Discussion ensued.

LOJ EWSKI,                      moved to amend the amendment by
Seconded by TACKE               changing 50% to 25%.

                                 Discussion ensued.

VOTE ON MOTION TO AMEND THE AMENDMENT BY CHANGING 50% TO 25%.

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

Noes:                           Sanford, Lyke, Major

MOTION CARRIED                  6 Yeses, 3 Noes

VOTE ON MOTION TO AMEND CONTINGENT ON THE BOROUGH NOT RECEIVING
SCHOOL BOND DEBT REIMBURSEMENT, TO USE THE GENERAL FUND TO BUY DOWN
THE MILL RATE BY 25% OF THE LOSS OF EXPECTED REVENUE, AS AMENDED.

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

Noes:                           Quist, Williams, Lyke, Major

MOTION CARRIED                  5 Yeses, 4 Noes
SPECIAL ORDERS - PUBLIC HEARING - continued

MAJOR, Seconded by QUIST moved that the Borough Assembly is designating that the use of General Fund fund balance, to balance the budget, is being done in order to reduce the amount of property taxes levied on the taxpayer pursuant to FNSBC 8.04.280.

VOTE ON MOTION THAT THE BOROUGH ASSEMBLY IS DESIGNATING THAT THE USE OF GENERAL FUND FUND BALANCE, TO BALANCE THE BUDGET, IS BEING DONE IN ORDER TO REDUCE THE AMOUNT OF PROPERTY TAXES LEVIED ON THE TAXPAYER PURSUANT TO FNSBC 8.04.280.

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

Noes: Lojewski

MOTION CARRIED 8 Yeses, 1 Noes

TACKE, Seconded by WILLIAMS moved to allow Financial Services to make the necessary budget adjustments to balance the approved budget and finalize the approved budget ordinance.

VOTE ON MOTION TO ALLOW FINANCIAL SERVICES TO MAKE THE NECESSARY BUDGET ADJUSTMENTS TO BALANCE THE APPROVED BUDGET AND FINALIZE THE APPROVED BUDGET ORDINANCE.

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

Noes: Lojewski

MOTION CARRIED 8 Yeses, 1 Noes

Discussion ensued. The Chair ruled a vote to substitute Attachments A and C would carry the main motion.
SPECIAL ORDERS - PUBLIC HEARING - continued

VOTE ON MOTION TO SUBSTITUTE ATTACHMENTS A AND C AND ADOPT ORDINANCE NO. 2019-20, AS AMENDED.

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

Noes: Lojewski

MOTION CARRIED 8 Yeses, 1 Noes

CITIZENS’ COMMENTS - Limited To 3 Minutes (Continuation if needed)
Track 2, 45:56

b. Items that are not scheduled on the agenda.

   Patrice Lee, resident of the borough, invited the Assembly and the public to view the electrostatic precipitator (ESP) demonstration at Jeanne Olson’s home, located at 1890 Hollowell Road.

   Robert Pavlik, resident of the borough, spoke regarding the mill rate increase and encouraged limiting spending.

   Mike Prax, resident of the borough, thanked the Assembly for their work on the FY19/20 budget and spoke regarding the DEC attainment plan. Mr. Prax suggested that now is the time to engage the public regarding how to fund services without the need to further raise taxes.

   Gabrielle Larry, resident of the borough, spoke regarding property taxes and fiscal responsibility. Ms. Larry suggested wider reaching advertising for borough meetings.

ASSEMBLYMEMBER’S COMMENTS
Track 3, 01:10

Mayor Ward reported the Alaska Department of Environmental Conservation will make available for public comment the draft Serious State Implementation Plan (SIP) by May 13; the Fairbanks Chamber Weekly Business Luncheon will be held on May 13; and a Muffins with the Mayor event will take place at the North Pole Library on May 16.

Assemblymember Tacke thanked the Mayor and Finance Department for putting together a solid budget including funding facilities maintenance reserve.

Assemblymember Lyke spoke about the challenges of the budget process.
ASSEMBLYMEMBER’S COMMENTS - continued

Assemblymember Gray thanked everyone for participating in the budget process.

School Board Representative Doran thanked the Assembly for their support to education and our community.

Assemblymember Lojewski thanked the Mayor and the Assembly for their work during the budget process.

Assemblymember Quist thanked the Mayor for presenting a good budget and providing much needed services to the citizens of the borough, and thanked the Assembly for their work.

Presiding Officer Cooper thanked the Mayor’s Office, the Finance Department, the Assembly and the public for their hard work on the budget. Mr. Cooper reported he was happy to be presenting what is essentially a flat budget, even in these uncertain times, and expressed hope that the legislature would make good on their promise to fund school bond debt reimbursement.

Assembly Schedule for the week of May 13:

- Thursday, May 16: Assembly Worksession at 5:30 p.m. in the Assembly Chambers.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 8:12 p.m.

____________________________
Matt Cooper
Presiding Officer

ATTEST:

________________________________
April Trickey, CMC
Borough Clerk
A Special meeting of the Fairbanks North Star Borough Assembly, called by Presiding Officer Cooper, was held Thursday, May 23, 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

Leah Berman Williams   Liz Lyke
Christopher Quist       Angela Major
Andrew M. Gray          Shaun Tacke
Marna Sanford

Comprising a quorum of the Assembly, and

Bryce J. Ward, Borough Mayor
Jim Williams, Chief of Staff
Jill S. Dolan, Borough Attorney
Adena Benn, CMC, Deputy Clerk
Melanie Desmond, Research Assistant

Absent and Excused

Aaron Lojewski
REQUEST FOR REMOVAL OF ITEMS FROM THE CONSENT AGENDA AND ANY OTHER PROCEDURAL MOTIONS
Track 1, 00:40

NONE

CITIZEN’S COMMENTS
Track 1, 00:53

a. A citizen may speak on agenda items not scheduled for public hearing (Memorandums or Ordinances being advanced to a public hearing on a different date). Citizens’ comments on board of adjustment matters are not permitted.

NONE

APPROVAL OF AGENDA
Track 1, 01:30

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

WITHOUT OBJECTION, SO ORDERED.

COMMUNICATIONS TO THE ASSEMBLY
Track 1, 01:30

a. Memorandum from Jill Dolan, Borough Attorney, regarding Waiver of Conflict of Interest.

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

b. Memorandum from Mayor Ward recommending the Appointment of Hollis Hall to the Health and Social Services Commission.

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

c. Memorandum from Mayor Ward recommending the Appointment of Kerynn Fisher to the Planning Commission.

   Without objection this measure was read by title and approved under the consent agenda.
**SPECIAL ORDERS - PUBLIC HEARING**

a. Liquor License – New – Restaurant/Eating Place – License #5767  
   *Track 1, 04:00*

   D of Alaska, Inc.  
   DBA: Denny’s  
   1929 Airport Way  
   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.

   GRAY, moved to file no protest on Liquor License  
   Seconded by TACKE – New – Restaurant/Eating Place – License  
   #5767.

   VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE – NEW – RESTAURANT/EATING PLACE – LICENSE #5767.

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

   Noes: None

   MOTION CARRIED 8 Yeses, 0 Noes

b. Liquor License – New – Restaurant/Eating Place – License #5780  
   *Track 1, 06:25*

   Blue Note Create, Inc.  
   DBA: Jazz Bistro “Havana Nights”  
   529 4th Ave  
   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.
SPECIAL ORDERS - PUBLIC HEARING - continued

TACKE, Seconded by GRAY moved to file no protest on Liquor License - New - Restaurant/Eating Place - License #5780.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE - NEW - RESTAURANT/EATING PLACE - LICENSE #5780.

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

Noes: None

MOTION CARRIED 8 Yeses, 0 Noes

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

Track 1, 01:30


Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on June 6, 2019; Advanced to June 13, 2019 for Public Hearing.


Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on June 6, 2019; Advanced to June 13, 2019 for Public Hearing.


Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on June 6, 2019; Advanced to June 13, 2019 for Public Hearing.
CONSIDERATION OF CALENDAR - New Business - Ordinances To Be Introduced And Advanced To Public Hearing - continued

d. ORDINANCE NO. 2019-26. An Ordinance Amending Chapter 1.16 FNSBC To Allow Certain Officials To Request Removal Of Identifying Information From The Online Property Database And Online Map Viewers. (Sponsors: Assemblymembers Gray, Cooper and Major)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on June 6, 2019; Advanced to June 13, 2019 for Public Hearing.

e. ORDINANCE NO. 2018-20-2C. An Ordinance Amending The FY 2018-19 Budget By Appropriating An Additional $15,000 In Rasmuson Foundation Funding To The Capital Projects Fund For The Indoor Video Boards Project For The Big Dipper Ice Arena. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on June 6, 2019; Advanced to June 13, 2019 for Public Hearing.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 5:38 p.m.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC, Borough Clerk by
Adena Benn, CMC, Deputy Borough Clerk
MEMORANDUM

TO: Matt Cooper, Presiding Officer
Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Cory T. Beal, Chief Procurement Officer
General Services Department

DATE: June 13, 2019

SUBJECT: RECOMMENDATION TO APPROVE AWARD
IFB Number 19055
Fuel Stations for Parks & Recreation

CONTRACTOR: Vision Construction Intl. LLC

CONTRACT AMOUNT: $478,386.80

The Department of Public Works recommends Assembly approval of the Base Bid as submitted by Vision Construction Intl. LLC in the amount of $478,386.80.

The work consists of the removal of existing underground storage tanks and fuel dispensers and replacement with aboveground fuel dispensing stations.

Funding for this project has been made available by Ordinance Number 2018-20-1F (Facilities Maintenance Reserve).

The competitive process was conducted in compliance with Title 16. The bid submitted by Vision Construction Intl. LLC's is the lowest local, responsible, responsive bid.

Please place this recommendation to award on the Assembly agenda for the meeting to be held June 13, 2019. Bids were opened at 2:00 pm May 29, 2019 for the subject project. Results of this solicitation are included in the attached bid tabulation. The appeal period expired at 5:00 p.m. on June 4, 2019.

Attached is the documentation package provided by the Department of Public Works.
FAIRBANKS NORTH STAR BOROUGH Department of Public Works
907 Terminal Street PO Box 71267 Fairbanks, Alaska 99707 P 907/459-1345 F 907/459-1330

MEMORANDUM

TO: Cory Beal, Chief Procurement Officer
   Department of General Services

THROUGH: David Bredlie, Director
   Department of Public Works

FROM: Jeremy Spargur, Project Manager
   Department of Public Works

DATE: May 30, 2019

PROJECT: Project Name: Parks and Recreation Fueling Stations
IFB No.: 19055
Project No.: 19-PRGPRJ-1

SUBJECT: Recommendation to Award for the Assembly Meeting of June 13, 2019

Action Requested: The Department of Public Works recommends award of the Total Bid Price to Vision Construction Intl., LLC, for a total contract amount of $478,386.80.

Project Description: The work consists of removal of existing underground storage tanks and fuel dispensers and replace with above ground fuel dispensing stations.

Funding: Ordinance # 2018-20-1F Facilities Maintenance Reserve

Attachments: Fund Verification
Recommendation to Award from User Group, FNSB Parks & Rec
Recommendation to Award from Design Consultant, Design Alaska, Inc.
**FUND VERIFICATION**

to be completed by originating department

DEPARTMENT / DIVISION: Public Works - Design & Construction IFB / RFP NO.: 19055

PURPOSE / PROJECT NAME: Parks & Recreation Fueling Stations

DESCRIPTION: Remove existing underground storage tanks and fuel dispensers and replace with above ground fuel dispensing stations.

<table>
<thead>
<tr>
<th>Estimated Cost</th>
<th>Estimated Contingency</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>$480,000.00</td>
<td>$131,148.00</td>
<td>$611,148.00</td>
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SOURCE OF FUNDS:

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<th>Amount</th>
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<tbody>
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<td>$611,148.00</td>
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</table>

*If the source of funds above will be used to meet the matching requirements of a grant, please indicate with a Y.

**Grant or Match?**

<table>
<thead>
<tr>
<th>Ordinance Number</th>
<th>Accounting Verification</th>
</tr>
</thead>
<tbody>
<tr>
<td>2018-20-1F</td>
<td>mk</td>
</tr>
</tbody>
</table>

Date: 4/22/19

Jeremy Spaulding, Project Manager
Date: 4/11/19

Dave Halverson, Supervising A/E
Date: 4/18/19

David Bradle, Public Works Director
Date: 4/18/19

**LOCAL BIDDER PREFERENCE (FNSB 16.16.050) IS PROHIBITED.**

Local bidder preference (FNSB 16.16.050) is prohibited.

***Local bidder preference (FNSB 16.16.050) is allowed.***

**Funding Source**

- [ ] U.S. DOT - FTA
- [ ] U.S. DOT – all other
- [ ] Federal Common Rule
- [ ] Other (Note the agency)
- [ ] N/A

Chief Accountant or Grants Accountant
Date: 4/22/19

***NOTE: If local bidder preference is allowed, a change in funding source, which impacts this determination, is not permissible after the opening date and time of an Invitation for bid (IFB).***

Revised 3/2018
MEMORANDUM

TO: Mike Bork, Director
   Parks & Recreation

FROM: Jeremy Spargur, Project Manager
      Department of Public Works

DATE: May 30, 2019

PROJECT: Project Name: Parks and Recreation Fueling Stations
         Project No.: 19-PRGPRJ-1
         IFB No.: 19055

User Recommendation to Award

Construction bids for the above-referenced project were opened at 2:00 p.m. on May 29, 2019. A copy of the Bid Tab & Review, recorded by the FNSB General Services Department, is attached for your review.

The Department of Public Works recommends a contract award of the Total Bid Price to the apparent low bidder, local bidder preference, Vision Construction Intl., LLC, in the total bid amount of $478,386.80.

If you concur with our recommendation, please sign below and return as soon as possible.

JS:sh

Attachment: Bid Tabulation

[Signature]
Mike Bork, Director

[Date] 5/30/19
MEMORANDUM

TO: Florian Kienle, PE  
Design Alaska, Inc.

FROM: Jeremy Spargur, Project Manager  
Department of Public Works

DATE: May 30, 2019

PROJECT: Project Name: Parks and Recreation Fueling Stations  
Project No.: 19-PRGPRJ-1  
IFB No.: 19055

CONSULTANT RECOMMENDATION TO AWARD

Construction bids for the above-referenced project were opened at 2:00 p.m. on May 29, 2019. A copy of the Bid Tab & Review, recorded by the FNSB General Services Department, is attached for your review.

The Department of Public Works recommends a contract award of the Total Bid Price to the apparent low bidder, local bidder preference, Vision Construction Intl. LLC, in the total bid amount of $478,386.80.

If you concur with our recommendation, please sign below and return as soon as possible.

JS:sh

Attachment: Bid Tabulation

Florian Kienle, PE  
Date 5/30/2019
NOTICE OF INTENT TO AWARD

SUBJECT: Fuel Stations for Parks & Recreation

DATE OF NOTICE: May 30, 2019

BID NUMBER: 19055

OPENING DATE: May 29, 2019

CHIEF PROCUREMENT OFFICER: Cory T. Beal

PROCUREMENT SPECIALIST: Marilyn Ordal

It is the intent of the Fairbanks North Star Borough to award a contract to the local, low responsive, responsible bidder, in accordance with the specifications and requirements described in the IFB. Award may be made no sooner than five (5) days from the date of this notice. This serves solely as notice of the Borough’s intent to award a contract and should not be construed as a notice to proceed with delivery of goods or services. Local Bidder Preference was applied to this award.

NOTE: ★ = AWARD TO BIDDER  Y = RESPONSIVE BIDDER  N = NON-RESPONSIVE BIDDER
• = BID NOT EVALUATED BECAUSE THERE WAS A LOWER RESPONSIVE BID
Ø = BID EXCEEDED AVAILABLE FUNDS

BIDS OVER $100,000 WILL BE FORWARDED TO THE ASSEMBLY FOR APPROVAL

<table>
<thead>
<tr>
<th>ITEM</th>
<th>PRICE</th>
<th>AWARD</th>
<th>COMMENTS</th>
<th>RESPONSIVE</th>
<th>BIDDER</th>
</tr>
</thead>
<tbody>
<tr>
<td>Base Bid</td>
<td>$466,848.00</td>
<td></td>
<td></td>
<td></td>
<td>Pinnacle Construction Inc.</td>
</tr>
<tr>
<td>Base Bid</td>
<td>$478,386.80</td>
<td>★</td>
<td>Low Responsive</td>
<td>Y</td>
<td>Vision Construction Intl. LLC</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Local Bidder</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Base Bid</td>
<td>$512,050.00</td>
<td></td>
<td></td>
<td></td>
<td>Orion Construction Inc.</td>
</tr>
<tr>
<td>0</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
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<td></td>
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<tr>
<td>0</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

This is the FNSB Notice of Intent to Award (NOIA) Base Bid of IFB 19055 to Vision Construction Intl. LLC. The appeal period for this NOIA will expire on June 4, 2019 at 5:00 pm.
IFB 19055
Bid Tabulation

IFB NO.: 19055
DATE: 5/29/2019
PROJECT: Fueling Stations for Parks & Recreation

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>Orion Construction Inc.</th>
<th>Pinnacle Construction Inc.</th>
<th>Vision Construction Intl. LLC</th>
<th>Engineers Estimate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Bid Price</td>
<td>$512,050.00</td>
<td>$466,848.00</td>
<td>$478,386.80</td>
<td>$480,000.00</td>
</tr>
</tbody>
</table>

Bids opened in Bidnet by Marilyn Ordal

The above tabulation is for informational purposes only and is not the official record. The low bid is the apparent low. All bids will receive administrative review for accuracy and to determine if the low bid is responsive and responsible.

**Total Bid Price on Bid Form not the number entered in the electronic bid form**

Local bidder preference applies to the funding for this project. Pinnacle Construction Inc. is an Anchorage-based company. FNSB LBP within Alaska is 5%, which equals $23,324.20; thus Vision Construction Intl. LLC, a Fairbanks company, is the lowest bidder on this solicitation.
MEMORANDUM

TO: Matt Cooper, Presiding Officer
Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Cory T. Beal, Chief Procurement Officer
General Services Department

DATE: June 13, 2019

SUBJECT: RECOMMENDATION TO APPROVE AWARD
IFB Number 20001
Tanana River Levee Annual Maintenance

CONTRACTOR: Groundhogs LLC

CONTRACT AMOUNT: $514,400.00

The Department of Public Works - Administration recommends Assembly approval of the Base Bid as submitted by Groundhogs LLC in the amount of $102,880.00 for the initial contract period and an estimated amount of $514,400.00 if the four one-year renewal options are exercised.

The bid consists of the annual maintenance on the Tanana River Levee, drainage channels and groins.

Funding for this project has been made available by Ordinance Number 2018-20 (General Funds).

The competitive process was conducted in compliance with Title 16. The bid submitted by Groundhogs LLC is the lowest responsible, responsive bid.

Please place this recommendation to award on the Assembly agenda for the meeting to be held June 13, 2019. Bids were opened at 2:00 pm May 28, 2019 for the subject project. Results of this solicitation are included in the attached bid tabulation. The appeal period expired at 5:00 p.m. on June 4, 2019.

Attached is the documentation package provided by the Department of Public Works - Administration.
MEMORANDUM

TO: Cory Beal, Chief Procurement Officer
   Department of General Services

THROUGH: David Bredlie, Director
          Department of Public Works

THROUGH: Janet Smith, Deputy Director
          Department of Public Works

FROM: Chad Hosier, Project Manager

DATE: May 30, 2019

PROJECT: Project Name: Tanana River Levee Annual Maintenance
         IFB No.: 20001
         Project No.: 18-TRLPRJ-01

SUBJECT: Recommendation to Award for the Regular Assembly Meeting of
         June 13, 2019

Action Requested: The Department of Public Works recommends award of the Base
                  Bid to Groundhogs, LLC, for an initial one-year contract amount
                  not to exceed $102,880 and an estimated amount of $514,400
                  maximum if all four one-year renewal options are exercised.

Alternate(s): None

Project Description: Perform annual major maintenance on the Tanana River Levee,
                    drainage channels, and groins.

Funding: Ordinance 2018-20

Attachments: Fund Verification
             Department of General Services Administrative Review
IFB 20001
Bid Tabulation

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>Groundhogs LLC</th>
<th>GNA Inc.</th>
</tr>
</thead>
</table>

| LOT ONE       | $102,880.00    | No Bid   |

Bids opened in Bidnet by Marilyn Ordal

The above tabulation is for informational purposes only and is not the official record. The low bid is the apparent low. All bids will receive administrative review for accuracy and to determine if the low bid is responsive and responsible.
# FUND VERIFICATION

to be completed by originating department

DEPARTMENT / DIVISION: Public Works / Design & Construction

IFB / RFP NO: 18054

PURPOSE / PROJECT NAME: Tanana River Levee Annual Maintenance

DESCRIPTION: Perform maintenance work on the Tanana River Levee, groins, and drainage channels.

<table>
<thead>
<tr>
<th>Est. Cost</th>
<th>Est. Contingency</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>$125,000.00</td>
<td>$25,000.00</td>
<td>$150,000.00</td>
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**SOURCE OF FUNDS:**

<table>
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<tr>
<th>Account No</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>FMRTV7-61950 / 18-TRLPRJ-1</td>
<td>$150,000.00</td>
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</tbody>
</table>

**SOURCE OF FUNDS:**

<table>
<thead>
<tr>
<th>Account No</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Total: $150,000.00

---

**NOTE:** If local bidder preference is allowed, a change in funding source, which impacts this determination, is not permissible after the opening date and time of an Invitation for bid (IFB).
MEMORANDUM

To: Members of the Assembly
Fairbanks North Star Borough

Through: Bryce Ward, Borough Mayor
Debbie Brady, Chief Financial Officer

From: Peggy Macdonald, Treasury and Budget Manager

Date: June 13, 2019

Subject: Write-off of Uncollectible Taxes and Other Receivables

Attached are the annual write-off lists for receivables having outstanding balances of over $300.00 for delinquent property taxes, uncollectible Library fees, four judgments through the Legal department, and one small claims judgment from Pioneer Park.

Please note that certain prior year delinquent taxes on various state leasehold interests, mobile homes, and miscellaneous accounts need to be written off preceding the 2019 property tax billing date. The delinquent property taxes, uncollectible Library fees, Legal cases, and the Pioneer Park judgment will be written off by June 17, 2019, for the reasons given on the write-off list attachments and, for property taxes, to assure correct “amounts due” are on the 2019 tax bills.

In accordance with FNSBC 7.04.160* and taking into account FNSBC 8.28.010**, attached are details for write-offs of the following amounts:

Below are two summaries of the property tax write-offs:

<table>
<thead>
<tr>
<th>Tax Penalty</th>
<th>Interest</th>
<th>Fees</th>
<th>Net Due</th>
</tr>
</thead>
<tbody>
<tr>
<td>$86,751.19</td>
<td>$8,270.06</td>
<td>$109,155.36</td>
<td>$15,785.50</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Leaseholds</th>
<th>Mobile Homes</th>
<th>Misc. Properties</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>$8,049.62</td>
<td>$21,975.54</td>
<td>$189,936.95</td>
<td>$219,962.11</td>
</tr>
</tbody>
</table>

Total write-offs for other receivables - various uncollectible accounts:

<table>
<thead>
<tr>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>$227,029.48</td>
</tr>
</tbody>
</table>
Write-off of Uncollectible Accounts Receivable
June 13, 2019
Page 2 of 2

7.04.160 Uncollectible accounts and checks. D. The chief financial officer shall present annually to the assembly a list of delinquent accounts receivable which have been determined to be uncollectible, are greater than $300.00 and are not a result of a borough clerical error. After the date of presentation of said list, the chief financial officer shall not carry said accounts as assets on the accounts of the Borough unless the assembly by resolution directs otherwise.

8.28.010 Time limitations on the collection of real property taxes. A. The Borough shall begin no action for delinquent real property taxes, penalties, interest or other charges more than six years after the date when the principal tax becomes due and payable.

Attachments:
1. Summary of Uncollectible Real Property Taxes By State Leaseholds, Mobile Homes, and Miscellaneous Parcels as of 04/08/2019 reflecting balances due through 06/13/19.

2. Summary of Uncollectible Real Property Taxes By Taxing Authority as of 04/08/19 reflecting balances due through 06/13/19.
   This Summary report reflects a tax only balance of $86,751.96. Due to rounding, there is a $.77 difference between the summary by taxing jurisdiction and the tax balance of $86,751.19 as reflected on the TACS 2019 Real Property & Sales Tax Write-Off List total page, Attachment 3D.

3. A - Uncollectible Tax Accounts on State Leasehold Parcels
   Includes parcels that have reverted back to the State for reasons such as contract terminations, etc., and accounts that have delinquent taxes 6 years and older.

3. B - Uncollectible Tax Accounts on Mobile Homes
   Includes mobile home accounts that are no longer on the current tax roll for reasons such as location unknown, fire damage, etc. and accounts that have delinquent taxes 6 years and older.

3. C - Uncollectible Miscellaneous Parcels ("D" Coded Accounts on TACS)
   May include City-or Borough-owned properties that need to be written off due to purchases, land retention for public use, etc., plus buildings only, bankruptcy court rulings, and other miscellaneous accounts.

3. D - Total Page for Property Tax Accounts

4. A - Library Uncollectible Accounts
   These accounts are considered beyond the Statute of Limitations as directed by the Legal Department to the Library and have been deemed as uncollectible. $48,375.16

4. B - Legal Uncollectible Accounts
   Four judgments deemed uncollectible by the Legal Department $178,254.32

4. C - Pioneer Park Uncollectible Judgment
   Uncollectible small claims judgment for a refund check issued in error for a rental cancellation. $400.00
### SUMMARY OF UNCOLLECTIBLE REAL PROPERTY TAXES

**STATE LEASEHOLDS, MOBILE HOMES & MISCELLANEOUS PARCELS**

**AS OF 06/13/19 Greater Than or Equal To $300**

<table>
<thead>
<tr>
<th>YEAR</th>
<th>STATE LEASEHOLDS</th>
<th>MOBILE HOMES</th>
<th>MISC</th>
<th>TOTAL</th>
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**TOTAL**  
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**TOTAL WRITE-OFF**  
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TOTAL TAX ONLY $86,751.96
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### 2018 REAL PROPERTY & SALES TAX WRITE-OFF LIST AS OF 06/13/19

**Attachment C (3) GREATER THAN OR EQUAL TO $300**

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**Page 3**

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**Miscellaneous Parcels**

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BUILDING ONLY

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Total write-offs: $48,375.16
MEMORANDUM

TO: Laurinda Wilkes, Treasury/Budget

THROUGH: Melissa Harter, Library Director
          Renee Van Nort, Administrative Manager
          Wendy Zimmerman, Bookmobile Circulation Manager

FROM: Stephanie Stucky, Circulation Librarian

DATE: March 11, 2019

SUBJECT: Write Off Request Over $300 (2019)

The FNSB Libraries would like to submit the attached list for write-off. The list incorporates patron names, amounts owed, the year amounts were accrued at the libraries, and a reason for write-off.

Some of these accounts were sent to the Department of Law for collections. The Department of Law will not pursue collection on these accounts. All are considered beyond the Statute of Limitations for collection.

There are 105 accounts listed and the total amount requested for write off is $48,375.16.
From: Andrea Fields  
Sent: Monday, March 18, 2019 3:49 PM  
To: Laurinda Wilkes  
Cc: Jill Dolan; Kimberly Pan  
Subject: RE: Annual write-off lists  

Good afternoon Laurinda,  

As promised, below are the files being closed by the Legal Dept.:  

Patrick Kalen v. FNSB/4FA-13-01921CI: We obtained a Judgment in 2014 in the amount of $890.00. We were able to obtain $250.00 from the Court from the cost bond. We do not have the three connectors to file a writ against Mr. Kalen.  

$640.00  

Nada Raad v. FNSBSD/4:97-CV-0068-RRB: We obtained a Judgment in 2004 in the amount of $173,274.26. We were able to obtain from the U.S. Treasury $1,303.00 in 2009. Ms. Raad moved to California and cannot be collected on.  

$171,971.26  

FNSB v. Kenneth Stricker/4FA-13-02788CI. We obtained a Judgment in 2013 in the amount of $1,295.00. We’ve never been able to obtain any money as Mr. Stricker lives out of state.  

$1,295.00  

Herman Vest v. FNSB/4FA-02-01514CI: We obtained a Judgment in 2004 in the amount of $7,969.32. We were able to garnish $3,621.26 from Mr. Vest until his death in 2013. Outstanding balance to be written off is $4,348.06.  

$4,348.06  

GRAND TOTAL $178,254.32  

Thank you.  

Andrea Fields  
Legal Assistant  
Fairbanks North Star Borough  
Department of Law  
P.O. Box 71267  
Fairbanks, Alaska 99707  
(907) 459-1318/p  
(907) 459-1155/f
MEMORANDUM

DATE: April 2, 2019
TO: Peggy MacDonald, Manager, Treasury/Budget
THROUGH: Donnie Hayes, Manager, Pioneer Park
FROM: Sandy Harrington, Administrative Assistant
RE: Small Claims Write Off-Pioneer Park

Please write off the following small claims judgement:

<table>
<thead>
<tr>
<th>NAME</th>
<th>AMOUNT</th>
<th>STATUS</th>
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<tr>
<td>Samara Henry (Taggart)</td>
<td>$400</td>
<td>Uncollectible</td>
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</tbody>
</table>

If you have any questions, please call me at x1087.

Attachment

/sh
Good Morning Sandy,

Back in 2012, Ms. Taggart issued a check to FNSB Parks & Rec for a facilities rental in the amount of $400. The check was returned as "account closed;" a demand to redeem the dishonored check and the payment of the returned check charge ($30.00) was made. No payment was received and her facility rental was cancelled. Approximately one month later, a temporary employee at Parks & Rec issued a refund check in the amount of $400 to Ms. Taggart for the cancelled rental, which was cashed by Ms. Taggart. Correspondence from Parks & Rec and a demand from Legal did not result in any payment being received.

We sued Ms. Taggart in small claim in 2013 and we obtained a judgment in the amount of $1,447.17 (for principal, statutory fees, costs, interest, and attorney's fees). Unfortunately, because we did not have identifying information such as a date of birth for Ms. Taggart to garnish her PFD, we filed for a Judgment Debtor Exam so we could ask Ms. Taggart for her date of birth so we could then garnish her PFD. Ms. Taggart was served with the paperwork in 2017 and a hearing was scheduled but Ms. Taggart never showed up. Without Ms. Taggart's date of birth, we cannot garnish her PFD; therefore, we are closing our file and request that you put on your write off list this matter for year-end financial purposes.

Thanks,

Andrea Fields
Legal Assistant
Fairbanks North Star Borough
Department of Law
P.O. Box 71267
Fairbanks, Alaska 99707
(907) 459-1318/p
(907) 459-1155/f
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Bryce Ward, Mayor
DATE: June 13, 2019
SUBJECT: Appointments
Senior Citizens Advisory Commission

I am recommending the appointment of the following individuals to the Senior Citizens Advisory Commission:

Goldie Southwood
Marleyne Hunter
Barbara Sevier
Michele Rosser

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:

Karen E. Wood
Sonja J. Younker
Art Delaune

Your confirmation of the appointments are respectfully requested.

/km
BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission: Senior Citizens Advisory Commission

Applicant's Name: Goldie Southwood

Residence Address: 1181 Sandusky Court

City/State/Zip: North Pole, Alaska, 99705

Mailing Address: P.O. Box 55092

City/State/Zip: North Pole, AK 99705

Work Phone: (907) 378-3624   Home Phone: Same

FAX:   E-mail: goldtops@msn.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 interested in the health, fitness and well-being of all seniors.

Brief Personal Biography (or attach resume):

I was the Coordinator for TOPS (Take Off Pounds Sensibly) for Alaska for 10 years. / Former President of the North Pole Chamber of Commerce. / Currently (term ends in December) Santa's Senior Center in North Pole. (President 40+ years)

Professional Licenses/Training: Goldie Southwood

APPLICANT'S SIGNATURE: Goldie Southwood

DATE: May 16, 2019

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.

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. Goldie Southwood, Goldie
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. Senior Citizens Advisory 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
   (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)

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 _______May 14, 2019__________

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.
BOARDs/COMMISSIONs APPLICATION FORM

Name of Board/Commission: Senior Citizen Advisory Commission

Applicant's Name: Marleyne Hunter

Residence Address: 3277 Lolly Drive

City/State/Zip: North Pole, Alaska 99705

Mailing Address: PO Box 56254

City/State/Zip: North Pole, Alaska 99705

Cell Phone: 208-599-0579

Work Phone: 907-488-4116

Home Phone: 907-488-1365

E-mail: jondmhunter@acsalaska.net

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):

see attachment

Brief Personal Biography (or attach resume)

see attachment

Professional Licenses/Training

Marleyne Hunter

APPLICANT'S SIGNATURE: ___________________________ DATE: May 6, 2019

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.

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. Hunter, Marleyne Senora
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. Senior Citizen Advisory 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:
   (BUSINESS NAME) (TYPE OF BUSINESS) (YOUR POSITION)
   NA

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)

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  Marleyne Hunter  Date  May 6, 2019

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.
Attachment to Boards/Commissions Application for Marleyne Hunter
May 6, 2019

Statement of Interest:

I look forward to promoting senior involvements in various programs and encouraging use of their knowledge and experiences for the betterment of the community.

I want more senior involvement.
I want their strengths to define our programs and goals.

I want seniors to have a sense of self worth and to know that they are valued and that their involvements are greatly appreciated!

Brief Personal Biography:

- President of two organizations, International Beta Sigma Phi and 17 Mile Homemakers who are part of a National organization of Family Community and Education (FCE).

- Recently chosen as FCE’s Sweetheart of the year for the State of Alaska.

- I was a former Lodge owner for five years.

- Chaplin for two years for the North Pole Moose Lodge.

- Owner and operator of a wholesale gift shop with my family for over ten years.

- I drive neighborhood children to the bus stop which is especially important in the winter.

- I teach recycling and repurposing to 17 Mile Homemakers. We also sew, paint and create items for the Homemakers to sell and purchase raw materials to continue the process. Then, we donate to various organizations in the Fairbanks and North Pole communities. I am extremely active in the 17 Mile Homemakers.

- I volunteered to answer phones for Crisis Line for one year.

- I am an experienced problem solver and enjoy having others participate in the process.
FAIRBANKS NORTH STAR BOROUGH
907 Terminal Street PO Box 71267 Fairbanks, AK 99707
(907) 459-1300
FAX (907) 459-1102

BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission: Senior Citizen Advisory Commission
Applicant's Name: Barbara M. Sevier
Residence Address: 1176 Vincent Ct
City/State/Zip: North Pole, AK 99705
Mailing Address: Same
City/State/Zip:

Cell primary: 928-4784
Work Phone: 488-0208
Home Phone: 488-0203

FAX: E-mail: barbarasevier@gmail.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):
AS A SENIOR MYSELF, I ENJOY LEARNING AND HELPING OUT THE SENIOR COMMUNITY.

Brief Personal Biography (or attach resume):

Barbara's Senior Center Board of Directors
Friends of the NP Branch Library Board of Directors
Eastern Star P.E.O.
Senior Citizen Advisory Commission

Professional Licenses/Training:

Applicant's Signature: Barbara Sevier
Date: 21 Dec 19

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.

FOR OFFICE USE ONLY

Date Received: By:

115
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. **Sevier, Barbara***
   
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. **Senior Citizen Advisory 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:

<table>
<thead>
<tr>
<th>BUSINESS NAME</th>
<th>TYPE OF BUSINESS</th>
<th>YOUR POSITION</th>
</tr>
</thead>
</table>

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)

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: 21/3/2019

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.
BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission: Senior Citizens Advisory Commission
Applicant's Name: Michele Rosser
Residence Address: 1228 Denali Way
City/State/Zip: Fairbanks, AK 99701
Mailing Address: same
City/State/Zip: 
Work Phone: Home Phone: 907-456-1076
FAX: E-mail: mikkiarosser@gmail.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 would be grateful to have the opportunity to help make Fairbanks a community where seniors choose to retire, live full active lives, and continue to contribute to the community.

Brief Personal Biography (or attach resume)
I am an Alaskan resident for 46 yrs, 38 of those yrs in Fairbanks, working, raising a family, volunteering for a time. Some of my volunteer time was given to FMH, FMH Auxiliary, Board, Pioneer Home.

Professional Licenses/Training

APPLICANT'S SIGNATURE: Michele Rosser
DATE: 5/8/19

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.

FOR OFFICE USE ONLY

Date Received: By: ____________________________
Senior Appreciation Day. Currently my time is spent on the Friends of Mary Siah. Meals on wheels soon will be a Hospice Volunteer.
"RETURN TO THE OFFICE OF THE MAYOR"
DISCLOSURE OF PRESENT ECONOMIC INTEREST
APPOINTED PUBLIC MEMBERS OF A BOARD, COMMISSION, OR OTHER MUNICIPAL BODY

1. Rosser, Michele Kay
   (YOUR NAME: Last, First, Middle)

2. Senior Citizens Advisory Commission
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: 12/21

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

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

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

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 ___________________________  Date ____________________

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.
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: David Gibbs, Emergency Operations Director

DATE: June 13, 2019

SUBJECT: Reappointment of Fire Service Area Commissioners

Pursuant to the Fairbanks North Star Borough Code of Ordinances, I hereby nominate the following people to serve as Fire Service Area Commissioners.

These citizens have agreed to serve two-year terms, ending June 30, 2021

Your confirmation of appointment is respectfully requested.

Commissioner / Address

Jerry Phillips  428 Crestmont Drive Fairbanks, AK 99709
Charles Gallagher 3769 Azurite Drive Ester, AK 99725
Margaret Rogers 1265 Elaine Way Fairbanks, AK 99709
Bruce W. Foote  1712 Red Fox Drive Fairbanks, AK 99709
Willard D. Vinton 124 Nilgrub Ave Fairbanks, AK 99712

Commission

University FSA
Ester FSA
Ester FSA
University FSA
Steese FSA
Name of Board/Commission: Ester Fire Service Area Commission

Applicant's Name: Charles H. Gallagher

Residence Address: 3769 Azurite Drive

City/State/Zip: Ester AK 99725

Mailing Address: P.O. Box 42

City/State/Zip: Ester AK 99725

Work Phone: N/A

Home Phone: 907-419-2664

FAX: No

E-mail: cgallagher@alaska.net

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:

Ester Fire Service Area Commission

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

Have been Secretary since 2006 02 30

Brief Personal Biography (or attach resume)

State of Alabama Investigator & Auditor

with US Dept of Labor Deputy

Professional Licenses/Training

Charles H. Gallagher

APPLICANT’S SIGNATURE

MAY 6, 2008

DATE

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.

FOR OFFICE USE ONLY

Date Received: MAY 08 2019

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. **Gallagher, Charles M.**
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. **Ester Fire Service Area Commissioner**
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: June 30, 2021

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

   Retired

   (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)

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 ________________

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.
BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission  Estes Fire Service Area

Applicant's Name  Margaret F. Rogers

Residence Address  1265 Elaine Way

City/State/Zip  Fairbanks AK 99709

Mailing Address  PO Box 55

City/State/Zip  Ester AK 99725

Work Phone  Home Phone 907-474-1694

FAX  E-mail  mfrogers100@hotmail.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:  Ester Fire Service Area Commission

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

I am interested in continuing to serve on the fire commission.

Brief Personal Biography (or attach resume)

I have lived in the Ester Fire Service Area since 1990. I served on the Ester Fire Dept for several years in the 90's. I continue to support our fire department.

Professional Licensee/Training  AKRN

APPLICANT'S SIGNATURE  DATE  05/09/19

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.

FOR OFFICE USE ONLY

Date Received  By

By 5/10/19
### DISCLOSURE OF PRESENT ECONOMIC INTEREST

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

<table>
<thead>
<tr>
<th>1.</th>
<th>Rogers, Margaret Fitzgerald</th>
</tr>
</thead>
<tbody>
<tr>
<td>(YOUR NAME: LAST, FIRST, MIDDLE)</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2.</th>
<th>Ester Fire Service Area Commission</th>
</tr>
</thead>
<tbody>
<tr>
<td>(BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)</td>
<td></td>
</tr>
</tbody>
</table>

3. **FOR TERM ENDING:** June 30, 2021

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

<table>
<thead>
<tr>
<th>BUSINESS NAME</th>
<th>TYPE OF BUSINESS</th>
<th>YOUR POSITION</th>
</tr>
</thead>
</table>

5. **ARE YOU SELF-EMPLOYED?**

- [ ] YES
- [x] 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)

```
my son is a fire-fighter with the Ester Volunteer Fire Department.
```

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** 05/09/19

---

*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.*
BOARDSO/COMMISSIONS APPLICATION FORM

Name of Board/Commission: Waste Fire Service Area Commission

Applicant's Name: Willard D. Vinton

Residence Address: 124 Nilgak Ave.

City/State/Zip: Fairbanks, AK 99709

Mailing Address: Same

City/State/Zip: 

Work Phone: 907-388-3852  Home Phone: 907-456-2261

FAX:  Home Phone: winvton@go.ard.

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):

Have been on this Commission over 10 years

Brief Personal Biography (or attach resume):

On File

Professional Licenses/Training:

APPLICANT'S SIGNATURE: Willard Vinton

DATE: 5-17-2009

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.

FOR OFFICE USE ONLY

Date Received: MAY 23 2013  By: [Signature]

129
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. Vinton, William D. (YOUR NAME: LAST, FIRST, MIDDLE)

2. Steese Fire Service Area Commission (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: June 30, 2021

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

   Fountainhead Pew Antiquite Auto Museum Manager

   (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)

   Have been a strong supporter of fire tents for over 40 years. Have been on this commission over 10 years.

   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 William D. Vinton

   Date 5-17-2019

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.
Name of Board/Commission: University Fire Service Area

Applicant's Name: Jerry V. Phillips

Residence Address: 428 Crestmont Drive

City/State/Zip: Fairbanks, Alaska 99709

Mailing Address: Same as Above

Work Phone: 907-322-2604

Home Phone:

FAX: E-mail: jvphillips55@gmail.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 have an interest to continue to service as a Commissioner on the University Fire Service Area Commission.

Brief Personal Biography (or attach resume)

see attachment

Professional Licenses/Training

Jerry V. Phillips

APPLICANT'S SIGNATURE ________________________ DATE 5/12/19

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.

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. Phillips  Jerry  V
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. University Fire Service Area
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: June 30, 2020

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

   Retired
   (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 perform occasional work for the University Fire Department.

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  Jerry V. Phillips  Date  5/12/19

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.
RESUME FOR

JERRY V. PHILLIPS
428 Crestmont Drive
Fairbanks, Alaska 99709
(907) 322-2604

EDUCATION:

Associate of Applied Science in Fire Science, University of Alaska Fairbanks; 1983
Associate of Applied Science in Business Administration, Kodiak Community College; 1981.

CERTIFICATIONS:

Fire Service Instructor II, State of Alaska, Division of Fire Prevention; 1983 to present.
Fire Service Instructor I, State of Alaska, Division of Fire Prevention; 1978 to present.
Emergency Medical Technician III, State of Alaska, Division of Emergency Services; 1980 to present.
Maintenance and Overhaul Specialist - Scott 2.2/4.5 Breathing Apparatus, Scott Aviation; 1988 to present.
Hazardous Substance Specialist, National Fire Academy; 1985 to present.
Dive Rescue Specialist II, International Association of Dive Rescue Specialists; 1985 to present.
Master Instructor, Professional Association of Diving Instructors; 2000 to present.

EXPERIENCE:

Employer: University Fire Department, University of Alaska Fairbanks, Fairbanks, Alaska
Job Title: Fire Captain
Duties: Fire suppression through the use and management of firefighting apparatus and personnel. Coordinate and make tactical decisions at all fire emergencies during shift to ensure prompt extinguishment of fires with minimal damage. Supervise shift personnel under direction of Battalion Chief.
Dates: October 1981 to March 2014
Employer:  Kodiak Fire Department, Kodiak, Alaska  
Job Title:  Firefighter II/EMT III  
Duties:  Fire suppression through the use and maintenance of firefighting equipment and apparatus. Provide emergency medical services. Responsible for operations of assigned shift and personnel on shift.  
Dates:  February 1979 to October 1981.

Employer:  University of Alaska Fire Department, University of Alaska Fairbanks, Fairbanks, Alaska  
Job Title:  Student Fire Captain (9/78-2/79); Engineer/Driver (12/75-9/78); Firefighter (1/75-12/75)  
Duties:  Fire suppression through the use and maintenance of firefighting equipment and apparatus. Provide emergency medical services. Responsible for emergency medical services personnel.  
Dates:  January 1975 – February 1979

SPECIAL ACHIEVEMENTS AND AWARDS:

Exemplary Service Award, University Fire Department; 1995

Firefighter of the Year, Interior Fire Chiefs Association; 1987
BOARDS/COMMISSIONS APPLICATION FORM

Name of Board/Commission: University Fire Service Area

Applicant's Name: Bruce W. Foote

Residence Address: 1712 RED Fox DRIVE

City/State/Zip: FAIRBANKS, ALASKA 99709

Mailing Address: P.O Box 80509 FBKS AK 99709

City/State/Zip: FBKS AK 99709

Work Phone: 907-322-3566 Home Phone: 907-479-6823

FAX:

E-mail: wh91cole@gmail.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):

Brief Personal Biography (or attach resume):

Professional Licenses/Training:

APPLICANT’S SIGNATURE: Bruce W. Foote

DATE: 5/7/2019

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.

FOR OFFICE USE ONLY

Date Received: MAY 07 2013

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. **FOOTE BRUCE WILL**
   (YOUR NAME: LAST, FIRST, MIDDLE)

2. **University Fire Service Area**
   (BOARD, COMMISSION, OR OTHER PUBLIC BODY TO WHICH YOU ARE APPLYING.)

3. FOR TERM ENDING: June 30, 2021

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

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 **Bruce Foote** Date 5/7/2019

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.
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Bryce Ward, Borough Mayor
DATE: June 13, 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.

**Airway**

Term: June 30, 2021
Brenden Farr
2121 Voyager Street
North Pole, AK 99705

**Arctic Fox**

Term: June 30, 2021
Daniel Gorrod
2292 Ptarmigan Way
North Pole, AK 99705

**Aztec**

Term: June 30, 2021
Rynnieva Moss
PO Box 58243
Fairbanks, AK 99711-0243
1083 Shoshone Dr

**Becker Ridge**

Term: June 30, 2021
Steve Brefczynski
PO Box 188
Ester, AK 99725
2476 Livingston Loop

**Birch Hill**

Term: June 30, 2021
Thomas DeRuyter
296 Peregrine Dr
Fairbanks, AK 99712

**Bordas Road**

Term: June 30, 2021
Scott Mensch
2321 Prague Circle
North Pole, AK 99705

**Borden Road**

Term: June 30, 2021
Klaus Glumb
2382 Outside Blvd
North Pole, AK 99705

**Brookside**

Term: June 30, 2021
Nancy Dobberpuhl
1479 Alderwood Dr
Fairbanks, AK 99709

**Chena Hills Road**

Term: June 30, 2021
Robert Ragar
1958 Becker Ridge Road
Fairbanks, AK 99709

**Chena Marina**

Term: June 30, 2021
Arvid Weffen
PO Box 80311
Fairbanks, AK 99708

**Chena Point Road**

Term: June 30, 2021
Jason Gillam
2087 Chena Point Ave
Fairbanks, AK 99709

**Chena Spur**

Term: June 30, 2021
Artem Ruppert
3245 Hillary Ave
Fairbanks, AK 99709
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<td>LJ Evans</td>
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Goldstream Moose Creek
Term: June 30, 2021
Clint Meyer
2990 Moose Mountain Rd
Fairbanks, AK 99709

Goldstream-Alaska
Term: June 30, 2021
Naomi Brodersen
1134 Ballina Road
Fairbanks, AK 99709

Herning Hills
Term: June 30, 2021
Kenneth Doyel
2074 Kathleen Road
Fairbanks, AK 99712

Horseshoe Downs
Term: June 30, 2021
Amanda Smith, Alternate
206 Grange Hall Road
Fairbanks, AK 99712

Gordon
Term: June 30, 2021
Candice Kuck
3888 Branch Ave
North Pole, AK 99705

Granola Estates
Term: June 30, 2021
Virgil Umphenour
2400 Davis Rd
Fairbanks, AK 99701
878 Lynnwood Way

Jennfer Drive
Term: June 30, 2021
Richard Kacsur
1500 Jennifer Dr
Fairbanks, AK 99709

Haystack
Term: June 30, 2021
Lawrence Bendall
5836 Poker Creek Circle
Fairbanks, AK 99712

Jones Road
Term: June 30, 2021
Stephen Platzke
1615 Gillette
Fairbanks, AK 99709

Joy Road
Term: June 30, 2021
Adam Knopp
1278 Pheasant Dr
North Pole, AK 99705

Keeney Road
Term: June 30, 2021
Matthew Glover
2361 Keeney Road
North Pole, AK 99705

Kendall
Term: June 30, 2021
Robert Sattler
1870 Kendall Ave
North Pole, AK 99705
Martin
Term: June 30, 2021
Cary de Wit
PO Box 82109
Fairbanks, AK 99708
5475 cascade rd

Term: June 30, 2021
William Hunt, Alternate
PO Box 57009
North Pole, AK 99708
3400 Virginia Street

Mt. View
Term: June 30, 2021
Oralee Nudson
2730 Desperation Loop
Fairbanks, AK 99708

Term: June 30, 2021
Sigvald Strandberg
PO Box 80787
Fairbanks, AK 99708
443 Panorama

Musk Ox
Term: June 30, 2021
Scott Cuchna
1710 Moose Trail
Fairbanks, AK 99709

Term: June 30, 2021
Jamie Hollingsworth
PO Box 85099
Fairbanks, AK 99708
1629 Wolverine

Newby Park
Term: June 30, 2021
John Tobin
3390 Duncan Road
North Pole, AK 99705

Meadow Murr
Term: June 30, 2021
Lori Axhelm
3415 Moosewalk Rd
North Pole, AK 99705

O’Connor Creek
Term: June 30, 2021
Tracyann George
2240 Determination
Fairbanks, AK 99712

Old Wood Road
Term: June 30, 2021
Eric Graves
PO Box 204
Ester, AK 99725
3939 Old Wood Road

Olympic
Term: June 30, 2021
Sandra Jeffords
1842 Jessica Loop
North Pole, AK 99705

Our
Term: June 30, 2021
Ben Kennedy
2655 Hafele Avenue
Fairbanks, AK 99709

Term: June 30, 2021
William Stodden
2641 Stodden Lane
Fairbanks, AK 99709
2641 Stodden Ln

Parksridge
Term: June 30, 2021
Clare Hill
PO Box 196
Ester, AK 99725
4320 Parks Ridge Road

Term: June 30, 2021
Karen Post
PO Box 387
Ester, AK 99725
4375 Peartree Lp
Service Area Commission Appointments  
June 13, 2019  
Page 5

**Peede Country Estates**
- Term: June 30, 2021
- David Houx, Alternate
- 1128 Jeffrey Drive
- North Pole, AK 99705

**Potlatch**
- Term: June 30, 2021
- Merle Jantz
- 1077 Vincent Ct
- North Pole, AK 99705

**Pine Stream**
- Term: June 30, 2021
- Katherine Hewett
- PO Box 55394
- North Pole, AK 99705
- 2730 Garnet Drive

**Prospect Park**
- Term: June 30, 2021
- John Wallace
- 711 Gaffney Road #202
- Fairbanks, AK 99701
- 309 Paystreak Drive

**Reed Acres Road**
- Term: June 30, 2021
- Matthew Balazs
- 1706 Army Rd Cabin #A
- Fairbanks, AK 99709

**Ridgecrest**
- Term: June 30, 2021
- Sheri Walker
- 597 Kay Street
- Fairbanks, AK 99709

**Scenic Heights**
- Term: June 30, 2021
- Gary Tellep
- PO Box 61213
- Fairbanks, AK 99706
- 549 Grand View Court

**Seavy**
- Term: June 30, 2021
- April Smith
- 3633 Anton Avenue
- North Pole, AK 99705

**Secluded Acres**
- Term: June 30, 2021
- Adolph Tallman
- PO Box 57249
- North Pole, AK 99705
- 3508 Silverleaf Ave

**Six Mile Village Road**
- Term: June 30, 2021
- Curtis McNeill
- 1163 Toni Ct
- North Pole, AK 99705

**Smallwood Trail Road**
- Term: June 30, 2021
- Timothy Quintal
- 853 Smallwood Trail
- Fairbanks, AK 99712
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<td>Donald Carlson</td>
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Vista Gold Road
Term: June 30, 2021
Johnny Mendez
2052 Green Leaf Road
Fairbanks, AK 99709

Term: June 30, 2021
Scott Taylor
2091 Pine Wood Road
Fairbanks, AK 99709

Vue Crest
Term: June 30, 2021
David Bloom, Alternate
282 Hillside Dr.
Fairbanks, AK 99712

Term: June 30, 2021
Russell Johnson
308 Hillside Drive
Fairbanks, AK 99712

Wildview
Term: June 30, 2021
Kevin Pomeroy
970 Gold Mine Trail
Fairbanks, AK 99712

Woodland
Term: June 30, 2021
Rita Trometter
PO Box 56056
North Pole, AK 99705
2056 Jackson St

Yak Road
Term: June 30, 2021
Mark Greer
2545 Allen Adale Rd
Fairbanks, AK 99709
Click here for full Application packet
MEMO

To: FNSB Assembly
   Mayor Bryce Ward

From: Dan Britton
       General Manager

Date: May 3, 2019

Re: Transmittal of Board Approved Amended Bylaws

The current Bylaws of the Interior Alaska Natural Gas Utility (IGU) were approved by the FNSB Assembly on October 22, 2015.

On April 23, 2019, the IGU Board of Director’s approved an amended version of the current Bylaws by a vote of 5-1. They are respectfully submitted for consideration and approval by the Assembly.

A Member of the IGU Board of Director’s is available to answer questions at your request.

Thank you for the consideration of approval of these Bylaws as submitted through the Mayor’s Office.
IGU Bylaws Summary of Changes

The following summarizes the proposed amendment to the Bylaws as passed by the IGU Board of Directors on April 23, 2019.

1. Replace the word “appoint” with “establish”
2. Delete “appointed by the Chair,”
3. Add “All appointments shall be made by the Chair, subject to confirmation by the Board of Directors.”
4. Replace “during the Committee of the Whole Meetings” with “for consideration by the Board of Directors”.

Article V - Committees

The Board may 1establish standing and temporary committees to advise the Directors. Each committee shall be chaired by a member of the Board of Directors, 2appointed by the Chair, and include at least one other member of the Board. Committees may include non-Directors. 3The Committees will report and may develop work products 4for consideration by the Board of Directors.

IGU Proposed Amended Article V of the Bylaws, as passed by the IGU Board of Directors on April 23, 2019.

Article V - Committees

The Board may establish standing and temporary committees to advise the Directors. Each committee shall be chaired by a member of the Board of Directors and include at least one other member of the Board. Committees may include non-Directors. All appointments shall be made by the Chair, subject to confirmation by the Board of Directors. These committees will report and may develop work products for consideration by the Board of Directors.
Proposed Amended Bylaws as passed by IGU Board of Directors on April 23, 2019
Interior Alaska Natural Gas Utility
Bylaws

Table of Contents
Article I - Name and Purpose ........................................................................................................... 1
Article II - Definitions/ Abbreviations ............................................................................................... 1
Article III - Board of Directors ......................................................................................................... 2
  Section 1: Appointment and Elections ............................................................................................. 2
  Section 2: Officers ............................................................................................................................. 3
  Section 3: Indemnity .......................................................................................................................... 3
  Section 4: Sanction of Directors ....................................................................................................... 4
  Section 5: Resignation of a Director .................................................................................................. 4
  Section 6: Compensation .................................................................................................................. 4
Article IV - General Manager .............................................................................................................. 4
Article V - Committees ....................................................................................................................... 5
Article VI – Public Relations ............................................................................................................... 5
Article VII - Meetings .......................................................................................................................... 5
  Section 1: Regular Board Meetings ................................................................................................. 5
  Section 2: Emergency Board Meetings ............................................................................................. 5
  Section 3: Special Board Meetings .................................................................................................... 5
  Section 4: Committee Meetings ....................................................................................................... 5
  Section 5: Rules Governing Meetings .............................................................................................. 6
Article VIII - Ethical Standards ........................................................................................................... 6
  Section 1: Conflict of Interest ........................................................................................................... 6
  Section 2: Use of Public Funds in Elections ..................................................................................... 6
Article IX - Amendments ...................................................................................................................... 6
Article X - Financial Transactions ...................................................................................................... 7
  Section 1: Independent Auditors ...................................................................................................... 7
  Section 2: Fiscal Policies .................................................................................................................. 7
Article XI - Sunset Review .................................................................................................................... 7
Article I - Name and Purpose

Interior Alaska Natural Gas Utility, referred to as the Interior Gas Utility (IGU), was established by the Fairbanks North Star Borough (FNSB) on 15 Nov 2012 with the purpose of bringing natural and/or manufactured gas to the largest number of people in the FNSB, at the lowest possible sustainable cost, in the shortest amount of time (See FNSB Ordinance 2012-48 FNSBC 11.01.010 - 11.01.030).

IGU is a public corporation and an instrumentality of the FNSB, wholly owned by the FNSB but has legal existence independent of and separate from the borough.

IGU will function first as a facilitator, second as an implementing corporation that contracts, partners or joint ventures with private companies, and third as a provider/competitor if services are not currently being provided or if the private entity is unwilling to provide them or cannot do so in a cost effective, timely manner.

Article II - Definitions/ Abbreviations

1) Assembly: Refers to the FNSB Assembly.

2) Board or Board of Directors: Refers to the IGU Board.

3) Facilitate: Make (an action or process) easy or easier. Facilitation for IGU will contain a wide range of tools to make the utility's goals easier to achieve, such as, but not limited to:

   a) Develop relationships to advance the long term, cost effective supply of gas to the FNSB.

   b) Provide a community voice that keeps the community's best interest in mind toward achieving IGU's purpose.

   c) Provide services or products which are not available to the private sector that enhance the overall results, such as transparency, tax-exempt financing, reduced taxes, access to governmental programs, evaluation of services for contract compliance to meet IGU goals and acceptance of grants without triggering a taxable event.

4) FNSB: Fairbanks North Star Borough

5) IGU: Interior Gas Utility

6) Operations: An active process; a discharge of a function. Operations for IGU will be contracted, as required, with qualified private sector entities. IGU will limit involvement of operational aspects unless that service is not available from the private sector.

7) Partner: A person or entity who shares activity. Includes all forms of
private, public, public, and joint venture agreements that further the purpose of
the Utility.

8) Provide: To make available. Includes, but is not limited to, direct provision of
operations or product based commodities.

9) Utility: Refers to IGU

Article III - Board of Directors

The Board shall have the power to make and adopt resolutions, policies and
procedures it may deem advisable for the management of the business and affairs
of the Utility except those inconsistent with the enabling ordinance, these Bylaws
or other applicable law.

Section 1: Appointment and Elections

1) Initial Terms of IGU Directors: Three seats are appointed (one each by the
FNSB, City of North Pole and City of Fairbanks). Prior to the end of the initial
terms, listed below, elections will be held to fill seats, A, B, C, and D.

FNSB seat appointed – 31 Dec 2016
North Pole seat appointed - 31 Dec 2016
Fairbanks seat appointed – 31 Dec 2016
At large seat A- 31 Dec 2015
At large seat B - 31 Dec 2015
At large seat C - 31 Dec 2014
At large seat D - 31 Dec 2014

2) Vacancy:

a) The Board may declare a Board seat vacant when the Director:

i) Resigns and the Board accepts the resignation;

ii) Is convicted of a felony or an offense involving violation of the oath of
office;

iii) No longer physically resides in the FNSB; or

iv) Has more than 35% unexcused absences from regular Board meetings,
   as determined quarterly (does not apply to emergency board, special
   board, and committee meetings).
b) If a city appointed seat becomes vacant then a new member will be selected by the associated city mayor and confirmed by the city’s governing body. All other vacant seats are appointed by the FNSB mayor and confirmed by the assembly.

c) A person appointed to fill a vacancy serves until the expiration of the term for which appointed and until a successor is appointed or elected and sworn.

d) If less than 30 days remain in a term, the vacant seat shall not be filled.

3) Term Limits: Except for appointed positions, seats will be limited to two consecutive terms. Directors may be reelected after sitting out one election cycle; at that point the elected member may once again run for up to two consecutive terms.

4) Qualifications: All Directors must be a resident of Fairbanks North Star Borough for at least one year at the time of appointment or election.

Section 2: Officers
1) Chair:
   a) The Chair shall be elected annually by the majority of the Directors. January of each year shall be the election cycle.

   b) The Chair shall preside at all meetings of the Board and shall be the official representative of the Board, unless delegated by the Chair to another Director.

   c) The Chair shall serve as the official FNSB Assembly representative for the Utility on all matters, unless delegated by the Chair to another Director.

   d) The Chair should brief the FNSB Assembly at least quarterly, unless delegated by the Chair to another Director.

2) Vice Chair: Performs the duties of the Chair when the Chair is not physically present at the meeting and while there is a vacancy in the office of the Chair.

3) Additional Officers: The Board shall have the authority to create additional officers as needed, such as Treasurer and Secretary, and assign specific duties to those officers.

Section 3: Indemnity
1) To the fullest extent permitted by law, IGU shall indemnify a Director against any claim, demand, suit, or judgment arising from an act taken in good faith and within the scope of the Director’s duties.
2) Independent legal counsel shall be provided if:

a) A Director requests and a majority of the remaining Board concurs, or

b) The Chair or IGU's attorney determines that there may be a conflict of interest between IGU and the Director, or

c) The liability of the Director involves claims or defenses not reasonably related to the claims or defenses of the Utility.

Section 4: Sanction of Directors
1) A Director who violates the Board's ethical standards may be subject to one or more Board imposed sanctions including public censure or removal from office.

2) Prior to imposition of sanctions, the Director may present a defense to the Board.

3) Removal may only be imposed if the violation occurred in the Director's present term and shall require a 2/3-majority vote of seated Directors eligible to vote.

Section 5: Resignation of a Director
1) A Director may resign at any time.

2) Resignation must be in writing and submitted to the Chair. It is effective when accepted at the next Regular Board Meeting.

Section 6: Compensation
These Director positions are voluntary. Compensation to the Directors shall not exceed the compensation paid to FNSB Assembly members. Reimbursement of approved expenses is not considered compensation.

Article IV - General Manager

The General Manager (GM) of the Utility is responsible to the Board for the operation and management of the Utility and unless otherwise provided by ordinance, may not be appointed to a term longer than five years.

The GM, or designee, shall sign all contracts, escrow agreements and deeds, leases, grant and loan applications and agreements, and intergovernmental agreements, consistent with Board fiscal policies.

Exceptions occur when the signing is expressly delegated by the Board or these Bylaws to some other officer or agent of the Utility, or is required by law to be otherwise signed. The GM may be prescribed other duties by the Board that are not specifically delegated in these By-Laws.

The Board will review and confirm (by vote) the GM's performance objectives at the beginning of each calendar year.

At the end of the calendar year the Board will review the GM's performance.
Article V - Committees

The Board may establish standing and temporary committees to advise the Directors. Each committee shall be chaired by a member of the Board of Directors and include at least one other member of the Board. Committees may include non-Directors. All appointments shall be made by the Chair, subject to confirmation by the Board of Directors. These committees will report and may develop work products for consideration by the Board of Directors.

Article VI - Public Relations

Any requests for interviews of Board Members, Officers, or employees by the media concerning the Utility shall be referred to the Chair or the GM for prior approval.

Article VII - Meetings

Section 1: Regular Board Meetings:
1) The Board shall establish a Regular Board Meeting schedule and publish that schedule.

2) Directors shall attend at least 65% of regular board meetings, as determined quarterly, unless excused by the Chair from doing so. Excused absences may include, but are not limited to, emergencies, competing work requirements, sickness, etc.

Section 2: Emergency Board Meetings
1) The Chair, Vice Chair, or any two Directors may call an emergency meeting when a bona fide emergency exists, and may be called with as much public notice as reasonably possible in light of the emergency.

2) The call for an emergency meeting may be transmitted electronically or hand delivered to the business or home address of each Director at the earliest convenience prior to the time of the meeting.

Section 3: Special Board Meetings
1) The Chair, Vice Chair, or any two Directors may call a special meeting when deemed expedient for the purpose of considering and transacting the business specified in the call for the meeting. Notice requirements for Special Board Meeting are the same as for a Regular Board Meeting.

2) The call for a special meeting may be transmitted electronically or hand delivered to the business or home address of each Director at the earliest convenience prior to the time of the meeting.

Section 4: Committee Meetings
The committee chair shall establish a meeting schedule and publish that schedule.

Section 5: Rules Governing Meetings:
1) All meetings shall be public meetings and, with the exception of Emergency
Board Meetings, require public notice a minimum of five days prior to the meeting.

2) Meetings shall be conducted according to Robert's Rules of Order, except as otherwise set out herein; however, the Chair may use less formal procedures if no Director objects.

3) Directors do not have to be physically present at meetings, but may attend by electronic means.

4) Board meetings, including emergency and special board meetings, shall maintain a place on their regular meeting agenda for members of the public to address the Board of matters concerning the Utility. A public person shall be given three minutes to address the Board; this time may be reduced or expanded by the Chair but shall be applied equally to all members of the public. Public comment periods are not required at committee meetings.

5) Any substantive business that is publicly noticed in an agenda may be transacted at meetings.

6) The Chair or any other Director may request an executive session. A motion to enter into an executive session shall be duly seconded and subject to a vote of the Board. A majority of the Directors present must vote in the affirmative for the executive session to occur. Executive sessions shall be confidential unless waived by a majority vote of the board. Minutes will be taken during this session and archived according to Board policy.

7) A written record shall be made of meetings and approved at the next regular meeting.

Article VIII - Ethical Standards

Section 1: Conflict of Interest
No Director, or the GM, shall have any substantial personal or pecuniary gain or interest, direct or indirect, in any contract, subcontract, or the proceeds thereof, for work to be performed in connection with this Board's efforts. The Board shall adopt, by resolution, an ethics policy that covers the activities of Directors and employees.

Section 2: Use of Public Funds in Elections
Restrictions in state law applicable to political subdivisions on the use of public monies to influence elections shall apply to IGU.

Article IX - Amendments
These By-Laws may be amended by the Board by a vote of a simple majority subject to the approval of the FNSB Assembly.
Article X - Financial Transactions

Section 1: Independent Auditors
1) The Board shall provide an annual report, which must include financial statements audited by independent outside auditors.

2) These reports shall be available to the public.

Section 2: Fiscal Policies
The Board shall adopt by resolution fiscal policies that govern the financial activities of the organization. This shall include, but not be limited to: contract authorizations, signatory authority, procurement, investment, and debt.

Article XI - Sunset Review

1) On or before November 15, 2015, the Board shall conduct a thorough assessment of the activities and performance of the organization. At that time the Board shall make a determination, by resolution voted on by the Board, of the following:

   a) Whether IGU has substantially exercised the powers granted in the enacting ordinance;

   b) Whether sufficient progress has been made toward accomplishment of the organization's existence to continue efforts for another three year period;

   c) Whether the organization has advanced sufficiently to the point where any operations and/or partnerships can be transferred to the private sector. Such a transfer shall be considered only if it is in the economic best interests of the rate-payers of gas utility services.

2) Any change to the organization recommended as a result of the sunset evaluation shall require approval of the Assembly.

3) Such an evaluation shall be undertaken by the Board every three years.
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
FROM: Jim Williams, Chief of Staff
SUBJECT: New Marijuana License
DATE: June 13, 2019

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

LIMITED CULTIVATION FACILITY
License # 17548
Stonewell Cultivation, LLC
DBA: Stonewell Cultivation, LLC
4255 Murphy Dome Road
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: 4/18/19  60 DAY DUE DATE 6/17/19

Type of License:  
☑ NEW  ☐ TRANSFER  ☐ RENEWAL

License Number: 17548

☐ Transfer of location  ☐ Transfer of ownership  ☐ Transfer of stock

☐ Retail Store  ☐ Standard Cultivation Facility  ☐ Product manufacturing Facility
☐ Limited Cultivation Facility  ☐ Concentrate manufacturing Facility  ☐ Testing Facility

DBA: Stonewell Cultivation, LLC

Licensee/Applicant: Same as above

Physical Address: 4255 Murphy Dome Rd Fairbanks, AK 99709

Mailing Address: PO Box 82767 Fairbanks, AK 99708

INTERNAL REVIEW SCHEDULE

PLANNING DEPARTMENT:  
Signature: Maria  Date: 4/24/19

- Land Use Compliance: GU-1 zone. "Marijuana cultivation facility, indoor small" is a permitted use in the GU-1 zone with a zoning permit (FNSBC 18.84.020.A 18.91.240.A.6). A zoning permit (C4-18.146) was issued for a 945 sq ft. facility. No known FNSB sensitive uses pursuant to FNSBC 18.91.240.A.3 within 500' buffer.

ASSESSING DEPARTMENT:  
Signature: David  Date: 4/24/19

- Parcel Key Number: 068316Y  
- Property Description: West portion of GL 4, Section 13, T1N, R 3W
- Property Owner Name: Am Marie & John Wayne Jaeger

TREASURY/BUDGET:  
Signature:  Date: 4/24/19

- Property Owner (P) Property Taxes: $  for 2018
- Business Owner (B) Property Taxes: 

(If either party owes, give amount and attach printout)
April 18, 2019

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

<table>
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<tr>
<th>License Number</th>
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<tr>
<td>License Type</td>
<td>Limited Marijuana Cultivation Facility</td>
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<tr>
<td>Licensee</td>
<td>Stonewell Cultivation, LLC</td>
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<tr>
<td>Doing Business As:</td>
<td>STONEWELL CULTIVATION, LLC</td>
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</tbody>
</table>
| Physical Address | 4255 Murphy Dome Rd.
                    Fairbanks, AK 99709 |
| Designated Licensee | John Jaeger |
| Phone Number    | 907-347-4210    |
| Email Address   | john@stonewellcultivation.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 July 10-12, 2019 meeting.

Sincerely,

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

Name(s)

<table>
<thead>
<tr>
<th>Type</th>
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<tr>
<td>Legal Name</td>
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Entity Type: Limited Liability Company

Entity #: 10080597

Status: Good Standing

AK Formed Date: 3/20/2018

Duration/Expiration: Perpetual

Home State: ALASKA

Next Biennial Report Due: 1/2/2020

Entity Mailing Address: PO BOX 82767, FAIRBANKS, AK 99708

Entity Physical Address: 4255 MURPHY DOME RD, FAIRBANKS, AK 99709

Registered Agent

Agent Name: John Jaeger

Registered Mailing Address: PO BOX 82767, FAIRBANKS, AK 99708

Registered Physical Address: 4255 MURPHY DOME RD, FAIRBANKS, AK 99709

Officials

<table>
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<tr>
<td></td>
<td>John Jaeger</td>
<td>Member</td>
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Filed Documents

https://www.commerce.alaska.gov/cbp/main/Search/EntityDetail/10080597

2/4/2019
Click [here](#) for full application packet
TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Borough Mayor
Ivar Halvarson, Director Assessing

FROM: Sandra Mota, Land Manager

DATE: April 25, 2019

SUBJECT: ORDINANCE NO. 2019- 22

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE SALCHA FAIR ASSOCIATION, INC. ON BOROUGH LAND IDENTIFIED AS TRACT D, GRIEME FARM SUBDIVISION (Richardson Hwy MP 332)

The attached Ordinance requests authorization for the Mayor to enter into a 4 year term lease at less than fair market value with the Salcha Fair Association, Inc. (Salcha Fair).

Salcha Fair first entered into a lease agreement with the Fairbanks North Star Borough in March of 1990 within this same Tract D, Grieme Farm Subdivision. In 2002 they received Assembly approval to expand their leased footprint by 21.26 acres to the present usage of 36.26 acres, encompassing all of Tract D.

Through the years Salcha Fair has been awarded State grant funding to assist with the construction and maintenance of the various recreational facilities located on the premises. They are responsible for all utilities and maintenance on the premises to include watering and mowing of the baseball field and fairground. Salcha Fair also operates on the premises the only ADEC regulated potable water well in the community known as Jacob’s Well.

FNSB 20.16.020(D) states the Assembly may authorize the mayor to lease Borough land for less than fair rental value only if the ordinance authorizing the lease contains a finding that the lease is for a compelling public purpose or use and a statement of the facts on which the finding is based. Salcha Fair offers a continuing contribution to the Salcha community by providing a venue for social and recreational, family oriented activities.

We support this ordinance and urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 - 22

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE SALCHA FAIR ASSOCIATION, INC. ON BOROUGH LAND IDENTIFIED AS TRACT D, GRIEVE FARM SUBDIVISION (RICHARDSON HWY MP 332)

WHEREAS, The Fairbanks North Star Borough (Borough) holds good and equitable title to land within Section 18, Township 4 South, Range 4 East, Fairbanks Meridian, described as Tract D, Grieme Farm Subdivision, according to the plat filed April 30, 1999 as Plat No. 99-32 of the Fairbanks Recording District; and

WHEREAS, The Borough and Salcha Fair Association, Inc. (Salcha Fair) entered into their first lease agreement in March of 1990; and

WHEREAS, Operation of Salcha Fair's facilities on Borough land include a community water well, various vendor fair booths, an outdoor stage, a playground, and a baseball field, providing Salcha residents with an important community gathering place; and

WHEREAS, Salcha Fair has requested a new lease to continue their operations in the Salcha community with an initial term of four (4) years, and two (2) renewal options of four (4) years each; and

WHEREAS, FNSBC 20.16.020(D) states the Assembly may authorize the Mayor to lease Borough land for less than fair rental value only if the ordinance

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]

ORDINANCE NO. 2019-
authorizing the lease contains a finding that the lease is for a compelling public purpose
or use and a statement of the facts on which the finding is based; and

WHEREAS, All utilities and maintenance requirements associated with the
leased premises will be the full responsibility of Salcha Fair; and

WHEREAS, Land Management has reviewed records for the property and
there are no existing mining claims or other third-party interests know to Land
Management within the proposed lease area which Land Management believes impact
or are impacted by the proposed lease; and

WHEREAS, Those with a known land interest in adjoining properties have
been notified of the proposed lease.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks
North Star Borough:

Section 1. Determination of a Compelling Public Purpose or Need. The
Assembly hereby finds that granting this lease at less than fair market rental value
meets the conditions of a compelling public purpose based upon the following facts:

1. Salcha Fair provides residents of and visitors to the Salcha community
with an important venue for recreational, family oriented, and community
based activities.

2. Salcha Fair provides the only source of ADEC regulated potable water to
the Salcha community by means of a State Grant Funded community
water well known as Jacob’s Well.

Section 2. Authorization: The Borough Mayor or his delegate is hereby
authorized to take all actions necessary to enter into a new lease with the Salcha Fair

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
Association, Inc., on the property described as Tract D, Grieme Farm Subdivision as shown on attached Exhibit “A”, at a rental rate of one (1) dollar per year, for an initial term of four (4) years, with two (2) renewal options of four (4) years each.

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:

__________________________
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]

Fairbanks North Star Borough, Alaska
ORDINANCE NO. 2019-
AN ORDINANCE AUTHORIZING
THE MAYOR TO ENTER INTO
A LEASE AGREEMENT AT LESS
THAN FAIR MARKET VALUE WITH
THE SALCHA FAIR ASSOCIATION, INC.
ON BOROUGH LAND IDENTIFIED AS
TRACT D, GRIEME FARM SUBDIVISION
(Richardson Hwy MP 332)
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Debra L. R. Brady, Chief Financial Officer

DATE: May 23, 2019

SUBJECT: Ordinances - 2016 Tax Foreclosed Properties

Ordinance No. 2019-23

Enclosed are a total of three (3) tax foreclosure ordinances for your consideration and action. These ordinances provide for the retention or sale of various properties acquired through tax foreclosure.

In order to maintain our planned sale date of August 19, 2019, meet the notification requirements of FNSBC 8.24.050(D), and avoid conflicts with other property tax deadlines, it is essential to have action on June 13, 2019, with immediate reconsideration to follow.

The appendices attached to the ordinances list the properties that are recommended to be retained or authorized for sale. The lists may change between now and the public hearing; there will be additional changes between the public hearing and the planned August tax foreclosure sale. These changes come about as property owners pay off the delinquent taxes, interest, penalties, and costs of foreclosure that are due to the Borough, thus reducing the number of properties listed. At the time of the public hearing, the ordinances will have specific property descriptions on the referenced attachments listing the properties which are recommended for retention or sale.

Thank you for your support.

Enclosures
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 - 23

AN ORDINANCE PROVIDING FOR THE DISPOSITION OF PROPERTY WHICH LIES WITHIN THE CITY OF FAIRBANKS WHICH HAS BEEN ACQUIRED THROUGH TAX FORECLOSURE

WHEREAS, The Fairbanks North Star Borough (Borough) has acquired the property listed in Appendix A and Appendix B hereto through tax foreclosure; and

WHEREAS, The City of Fairbanks, by its Ordinance No. 6103, has proposed retention for public purposes the properties described in Appendix A hereto; and

WHEREAS, The City of Fairbanks has further requested that the Borough sell the property described in Appendix B hereto at the next regular tax foreclosure sale and remit amounts due the City for its share of the property taxes levied; and

WHEREAS, The Borough holds annual sales of property acquired through tax foreclosure; and

WHEREAS, Conveyance to the City of Fairbanks of the properties listed on Appendix A, and sale of the properties listed on Appendix B hereto at the next foreclosure sale will not adversely affect the Borough in any way.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

By: Bryce Ward, Mayor
Introduced: May 23, 2019
Section 1. **Classification.** This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. The Fairbanks North Star Borough Assembly hereby authorizes the Borough Mayor to transfer ownership of the properties described in Appendix A hereto to the City of Fairbanks, subject to (1) payment by the City of Fairbanks of unpaid Borough taxes, interest and cost of foreclosure upon the properties and (2) adoption of an ordinance by the City of Fairbanks providing for the retention of the properties for a public purpose. If payment is not made or an ordinance is not adopted prior to close of business on August 19, 2019, then the Borough Mayor is authorized to sell the properties and disburse the funds received pursuant to AS 29.45.480.

Section 3. A public need does not exist for the property described in Appendix B hereto, and the Fairbanks North Star Borough Assembly hereby authorizes the Borough Mayor to sell the property described in Appendix B, and disburse the funds received as required by AS 29.45.480.

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:  

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]
ORDINANCE NO. 2019 - 23

AN ORDINANCE PROVIDING FOR THE DISPOSITION OF PROPERTY WHICH LIES WITHIN THE CITY OF FAIRBANKS WHICH HAS BEEN ACQUIRED THROUGH TAX FORECLOSURE

APPENDIX A

Property to be retained by the City of Fairbanks

| ID NUMBER | 16-39 |
| RECORD OWNER: | JOHNSON ROSE MARY |
| FNSB FILE NUMBER: | 16SW 01.01.03.04 |
| PAN NUMBER: | 0060127 |
| PARCEL DESCRIPTION: | LOT 8, BLOCK 3, CHARLES SLATER |
| SITUATION ADDRESS: | ADJACENT TO/ AND EAST OF 403 BETTY ST |

Lot 8, Block 3 of the CHARLES SLATER HOMESTEAD SUBDIVISION, according to the plat filed September 1, 1950 as Instrument Number 120.116; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

| ID NUMBER | 16-40 |
| RECORD OWNER: | JOHNSON ROSE MARY |
| FNSB FILE NUMBER: | 16SW 01.01.03.06 |
| PAN NUMBER: | 0060135 |
| PARCEL DESCRIPTION: | LOT 9, BLOCK 3, CHARLES SLATER |
| SITUATION ADDRESS: | 252 MINNIE ST |

Lot 9, Block 3 of the CHARLES SLATER HOMESTEAD SUBDIVISION, according to the plat filed September 1, 1950 as Instrument Number 120.116; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
ORDINANCE NO. 2019 - 23

AN ORDINANCE PROVIDING FOR THE DISPOSITION OF PROPERTY WHICH LIES WITHIN THE CITY OF FAIRBANKS WHICH HAS BEEN ACQUIRED THROUGH TAX FORECLOSURE

APPENDIX B

Properties within the City of Fairbanks to be sold at Auction

ID NUMBER: 16-38
RECORD OWNER: BURCHARD HENRY W M JR
FNSB FILE NUMBER: 16SW 01.01.03.02
PAN NUMBER: 0080926
PARCEL DESCRIPTION: LOT 12, BLOCK 3, LEMETA
SITUATION ADDRESS: 3 ELEANOR AVE
LEGAL DESCRIPTION:

Lot 12, Block 3 of the LEMETA SUBDIVISION of the Bridget O’Connor Homestead, according to the plat filed October 13, 1948 as Instrument No. 110.341; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Excepting therefrom that portion conveyed to the State of Alaska by Warranty Deed recorded June 13, 1968 in Book 216 at Page 130.

ID NUMBER: 16-43
RECORD OWNER: HUNTSBURY JOHN V ESTATE OF
FNSB FILE NUMBER: 16SW 01.01.09.02
PAN NUMBER: 0094030
PARCEL DESCRIPTION: TAX LOT 936, SECTION 9, T1S, R1W
SITUATION ADDRESS: 1934 EAGAN AVE
LEGAL DESCRIPTION:

A portion of the Southwest ¼ of the Southeast ¼, Section 9, Township 1 South, Range 1 West, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

BEGINNING at the South center ¼ corner of Section 9, Township 1 South, Range 1 West, Fairbanks Meridian; THENCE North 50'; THENCE East 120' to the TRUE POINT OF BEGINNING and Stake No. 1; THENCE East 50' to the Stake No. 2; THENCE North 180' to Stake No. 3; THENCE West 50' to Stake No. 4; THENCE South 180' to Stake No. 1, to the POINT OF BEGINNING.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
ID NUMBER: 16-44
RECORD OWNER: ALASKA TRNSPRTN UNLTD LLC
FNSB FILE NUMBER: 16SW 01.01.11.08
PAN NUMBER: 0067601
PARCEL DESCRIPTION: LOT 58, BLOCK 8, GRAEHL TOWNSITE aka PORTION LOT 5, BLOCK 8, GRAEHL TOWNSITE
SITUATION ADDRESS: 538 FRONT ST
LEGAL DESCRIPTION:
Lot 5, Block 8 of the GRAEHL TOWNSITE, U.S. SURVEY NO. 1348, according to the plat filed July 6, 1939 as Instrument No. 83.995; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
EXCEPTING THEREFROM that portion of Lot 5, Block 8 adjoining Lot 4, Block 8, GRAEHL TOWNSITE, U.S. Survey 1348, awarded to Mary Carey in an adverse possession action, 4FA-82-1560 Civ, the judgement in such action being recorded April 1, 1993 in Book 786 at Page 527 and now a portion of Lot 3-A, Block 8, a replat of the West 15 feet of Lot 2, Lots 3 & 4, and a portion of Lot 5, Block 8, GRAEHL TOWNSITE, according to the plat filed March 3, 1994 as Plat No. 94-19; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-45 & 16-46
RECORD OWNER: CARPENTER DONNA & CARPENTER TODD SPECIAL NEEDS TRUST
FNSB FILE NUMBER: 16SW 01.01.11.10 & 16SW 01.01.11.12
PAN NUMBER: 0472867 & 0472875
PARCEL DESCRIPTION: LOT 1& 28, BLOCK E, GRAEHL TOWNSITE aka TAX LOT 1 & 2TRACT E GRAEHL TOWNSITE
SITUATION ADDRESS: ADJACENT TO/ AND WEST OF 555 FRONT ST & ADJACENT TO/ AND NORTH OF THE WEST PORTION OF 605 FRONT ST
LEGAL DESCRIPTION:
Beginning at the most northerly corner of the Lot 6 of the subdivision of Tract 'E', GRAEHL TOWNSITE, U.S. Survey No. 1348, according to Plat Number 120624 filed October 3, 1950, Fairbanks Recording District, Fourth Judicial District, State of Alaska; THENCE South 55°31' West along the northwesterly line of said Lot 6 a distance of 319.4 feet; THENCE continuing South 55°31' West on accreted land to the centerline of the Chena Slough; THENCE southerly along the centerline of the Chena Slough to a point that bears South 55°31' East on accreted land to the most southerly corner of said Lot 7; THENCE continuing North 55°31' East along the southeasterly line of said Lot 7 to the most easterly corner of said Lot 7; THENCE North 51°06' West a distance of 100.00 feet to the POINT OF BEGINNING

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Lot 3, Tract "E" of the GRAEHL TOWNSITE, U.S. Survey No. 1348 according to the plat filed August 13, 1946 as Instrument No. 101.668; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 4, Tract "E" of the GRAEHL TOWNSITE, U.S. Survey No. 1348 according to the plat filed August 13, 1946 as Instrument No. 101.668; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 5, Tract "E" of the GRAEHL TOWNSITE, U.S. Survey No. 1348 according to the plat filed August 13, 1946 as Instrument No. 101.668; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
Lot 6 of the Subdivision of Tract "E" of the GRAEHL TOWNSITE, U.S. Survey No. 1348, according to the plat of the subdivision of said Tract "E" filed October 3, 1950 as Instrument No. 120.624, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

That portion of Tract "E" of the GRAEHL TOWNSITE, U.S. SURVEY NO. 1348, Alaska, according to the plat filed July 6, 1939 as Instrument No. 83.995; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

BEGINNING at a standard brass cap monument at the intersection of the centerlines of Third Street and Fortymile Avenue; THENCE with the centerline of Fortymile Avenue South 39°10' West, 20.02 feet to the Southwest line of Third Street; THENCE with the Southwest line of Third Street, South 53°40' East, 877.98 feet to the Northwest line of Eagle Avenue; THENCE with the Northwest line of Eagle Avenue, South 35°37' West 309.64 feet to the Northeast line of Second Street; THENCE with the Northeast line of Second Street, South 53°40' East, 670.90 feet to a point in a Northeasterly projection of the Southeast line of Rampart Avenue; THENCE with the Southeast line of Rampart Avenue, and projections thereof South 35°37' West 256.60 feet to an angle point in the Southwest line of Front Street; THENCE with the Southwest line of Front Street, South 31°36' East 45.50 feet to the PLACE OF BEGINNING of this tract being described, THENCE continuing with the Southwest line of Front Street, South 31°36' East, 50.00 feet to a corner of this tract being described; THENCE South 55°31' West, 388.00 feet to a corner of the tract being described, at the present meander line of the Northeast bank of Graehl Slough; THENCE with the Northeast bank of Graehl Slough, North 19°47' West, 51.69 feet to a corner of this tract being described; THENCE North 55°31' East, 377.40 feet to the PLACE OF BEGINNING.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Said parcel is commonly known as Lot 10, Tract E of Graehl Townsite.

ID NUMBER: 16-52
RECORD OWNER: ALASKA TRNSPRTN UNLTD LLC
FNSB FILE NUMBER: 16SW 01.01.11.26
PAN NUMBER: 0069159
PARCEL DESCRIPTION: LOT 4A, BLOCK 1A, HAMILTON ACRES
SITUATION ADDRESS: 16 CRAIG AVE
LEGAL DESCRIPTION:

Lot 4-A of the replat of Lots 3, 4 and 5, Block 1-A, Northwest portion of HAMILTON ACRES SUBDIVISION, according to the plat filed February 5, 1991 as Plat No. 91-3, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-53
RECORD OWNER: ALASKA TRNSPRTN UNLTD LLC
FNSB FILE NUMBER: 16SW 01.01.11.28
PAN NUMBER: 0073016
PARCEL DESCRIPTION: LOT 15, BLOCK 24, HAMILTON ACRES
SITUATION ADDRESS: 220 FAREWELL AVE
LEGAL DESCRIPTION:

Lot 15, Block 24 of the NORTHWEST PORTION OF HAMILTON ACRES SUBDIVISION, according to the plat filed August 13, 1952 as Instrument No. 133.741; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-54
RECORD OWNER: CARPENTER DONNA & CARPENTER TODD SPECIAL NEEDS TRUST
FNSB FILE NUMBER: 16SW 01.01.15.02
PAN NUMBER: 0091448
PARCEL DESCRIPTION: LOT 7, BLOCK 23, RICKERT
SITUATION ADDRESS: 1633 MARY ANN ST
LEGAL DESCRIPTION:

Lot 7, Block 23 of the RICKERT HOMESTEAD SUBDIVISION, according to the plat filed November 4, 1944 as Instrument No. 96.332; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
Portion of Lot 9, Block 23 of the SUBDIVISION OF THE RICKERT HOMESTEAD, according to the plat filed November 4, 1944 as Instrument No. 96.332; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

COMMENCING at the Southwest corner of said Lot 9, THENCE South 89°39' East 50 feet to the TRUE POINT OF BEGINNING; THENCE South 89°30' East 52.93 feet; THENCE North 10°54' West parallel with Mary Ann Street 129.12 feet to the North boundary line of said Lot 8; THENCE along the North boundary line of said Lot 8 South 79°07' West 51.92 feet; THENCE South 10°54' East parallel with Mary Ann Street, 118.80 feet to the TRUE POINT OF BEGINNING. Not to include any portion of Lot 8.
ORDINANCE NO. 6103

AN ORDINANCE AUTHORIZING AND DIRECTING RETENTION FOR PUBLIC PURPOSE UPON TAX FORECLOSURE LOTS 1, 2, 3, AND 4, BLOCK 16, LEASURE 3 SUBDIVISION AND LOTS 8 AND 9, BLOCK 3, CHARLES SLATER SUBDIVISION

WHEREAS, the real property taxes for the years 2016, 2017, and 2018 have not been paid for the parcels designated as Lots 1, 2, 3, and 4, Block 16, Leasure 3 Subdivision and Lots 8 and 9, Block 3, Charles Slater Subdivision; and

WHEREAS, the Fairbanks North Star Borough collects property taxes on behalf of the City and conducts the foreclosure process on behalf of the City; and

WHEREAS, under AS 29.45.460, municipalities have the right to retain properties for a public purpose or sell properties for the tax amounts due; and

WHEREAS, the administration has identified the above-referenced parcels as properties that should be retained for public purpose; and

WHEREAS, the four lots in Leasure 3 Subdivision are owned by Bighorn Enterprises, LLC; they are vacant lots bounded by 33rd Avenue, MacArthur Street, 34th Avenue, and Braddock Street and have been identified by the administration as potential sites for city snow storage and for drainage for 32nd, 33rd and 34th Avenues; and

WHEREAS, the two lots in Charles Slater Subdivision are owned by Rose Mary Johnson; they are vacant lots located on Minnie Street between Betty and Fulton Streets and have been identified by the administration as potential sites for the location of utilities as part of the Minnie Street upgrade; and

WHEREAS, to retain tax foreclosed properties for public purpose, the City must enact an ordinance authorizing the retention before the borough assembly’s public hearing on tax foreclosures, tentatively scheduled for June 13, 2019.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. That the City hereby exercises its right, as provided under AS 29.45.460, to retain for public purpose the following property owned by Bighorn Enterprises, LLC, P.O. Box 58095, Fairbanks, Alaska 99711, located at 33rd Avenue, MacArthur Street, 34th Avenue, and Braddock Street, Fairbanks, Alaska, identified for tax purposes as Parcel Accounts 0138134, 0426954, 0426962, and 0426971, and legally described as:

Lots 1, 2, 3, and 4, Block 16, Replat of the LEASURE SUBDIVISION, according to the plat filed October 2, 1985, as Plat No. 85-229, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
SECTION 2. That the City hereby exercises its right, as provided under AS 29.45.460, to retain for public purpose the following property owned by Rose Mary Johnson, 4425 Burnhill Drive, Plano, Texas 75024-7324, located on Minnie Street between Betty and Fulton Streets, identified for tax purposes as Parcel Accounts 0060127 and 0060135, and legally described as:

Lots 8 and 9, Block 3 of the CHARLES SLATER HOMESTEAD SUBDIVISION, according to the plat filed September 1, 1950, as Instrument Number 120.116; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

SECTION 3. That the effective date of this Ordinance shall be the ____ day of May 2019.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:
APPROVED AS TO FORM:

D. Danyielle Snider, CMC, City Clerk
Paul J. Ewers, City Attorney
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 -25

AN ORDINANCE PROVIDING FOR THE DISPOSITION OF PROPERTY WHICH LIES WITHIN THE CITY OF NORTH POLE WHICH HAS BEEN ACQUIRED THROUGH TAX FORECLOSURE

WHEREAS, The Fairbanks North Star Borough (Borough) has acquired the property listed in Appendix A hereto through tax foreclosure; and

WHEREAS, The City of North Pole has requested that the Borough sell the property described in Appendix A hereto at the next regular tax foreclosure sale and remit amounts due the City for its share of the property taxes levied; and

WHEREAS, The Borough holds annual sales of property acquired through tax foreclosure; and

WHEREAS, The City of North Pole has authorized the sale of the properties listed on Appendix A hereto at the next foreclosure sale and will not adversely affect the Borough in any way.

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. A public need does not exist for the property described in Appendix A hereto, and the Fairbanks North Star Borough Assembly hereby authorizes the Borough Mayor to sell the property described in Appendix A, and disburse the funds received as required by AS 29.45.480.

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:       APPROVED:

April Trickey, CMC            Jill S. Dolan
Borough Clerk                Borough Attorney
ORDINANCE NO. 2019 - 25
AN ORDINANCE PROVIDING FOR THE DISPOSITION OF PROPERTY WHICH LIES WITHIN THE CITY OF NORTH POLE WHICH HAS BEEN ACQUIRED THROUGH TAX FORECLOSURE

APPENDIX A

Properties within the City of North Pole to be sold at Auction

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<td>PAN NUMBER</td>
<td>0299359</td>
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<td>PARCEL DESCRIPTION</td>
<td>LOT 7W&amp;, BLOCK 4, HIGHWAY PARK aka WEST</td>
</tr>
<tr>
<td>PORTION LOT 7, BLOCK 4</td>
<td>HIGHWAY PARK W PTN LOT 7 BLOCK 4</td>
</tr>
<tr>
<td>SITUATION ADDRESS</td>
<td>2735 PARK WAY</td>
</tr>
<tr>
<td>LEGAL DESCRIPTION</td>
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</tr>
</tbody>
</table>

That portion of Lot 7 of Block 4 of HIGHWAY PARK SUBDIVISION, according to the plat filed March 20, 1952 as Instrument No. 130.792; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, described as follows:

BEGINNING at a point on the Northerly boundary line of said Lot 7, that is North 64°27' West 39.71 feet from the Northeast corner of said Lot 7; THENCE parallel with the Easterly boundary line of said Lot 7, South 38°30' West 170.20 feet, more or less, to the Southerly boundary line of said Lot 7, THENCE North 75°57' West 70.14 feet, more or less, the Southwest corner of said Lot 7; THENCE along the West boundary line of said Lot 7, North 38°30' East 192.68 feet along said West boundary line to the Northwest corner of said Lot 7; THENCE along the North boundary line of said Lot 7, South 64°27' East 62.90 feet TO THE POINT OF BEGINNING.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]

Fairbanks North Star Borough, Alaska
ORDINANCE NO. 2019 - C
Page 3 of 3

180
FAIRBANKS NORTH STAR BOROUGH
ORDINANCE NO. 2019 – 24
AN ORDINANCE PROVIDING FOR THE SALE OF REAL PROPERTY ACQUIRED THROUGH TAX FORECLOSURE

WHEREAS, The Fairbanks North Star Borough (Borough) holds annual sales of properties acquired through tax foreclosure; and

WHEREAS, Those properties listed in Appendix A hereto have been transferred to the Borough for delinquent real property taxes for the year 2016 or earlier; and

WHEREAS, Those properties listed in Appendix A are not required for a public purpose and have not been repurchased by the former record owner.

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. The Fairbanks North Star Borough Assembly hereby authorizes the Borough Mayor to sell the Borough's interest in the property described in Appendix A hereto, provided all amounts due have not been paid on behalf of the record owner by close of business on August 19, 2019. The funds received shall be disbursed as required by Alaska Statutes 29.45.480.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Section 3. Sale of such real property shall be by sealed bids submitted to the Financial Services Department, Treasury and Budget Division. Sealed bids shall be pre-opened beginning at 7:00 p.m. on August 19, 2019, in the Borough’s Juanita Helms Administrative Center, 907 Terminal Street, Fairbanks, Alaska. The results of these sealed bids will be announced beginning at 12:00 p.m. (noon) on Tuesday, August 20, 2019.

Section 4. The Borough shall publish a list of parcels for sale and the minimum price for each. The sales amount shall not be less than the sum of:
   a. The full amount applicable under the judgment and decree with interest as specified therein from the date of entry of the judgment of foreclosure to the date of sale;
   b. All other delinquent taxes assessed and levied against the property as though it had continued in private ownership;
   c. All penalties and interest associated with such delinquent taxes;
   d. All costs of foreclosure and sale applicable to the property.

Section 5. All sales shall be on the following basis:
   a. A down payment in the form of a cashier's check or money order in an amount equal to not less than 25% of the bid amount shall be submitted with each bid.
   b. The balance due shall be paid by the winning bidder not later than three (3) business days after the bids are opened. After the payment in full has been received, the Borough shall execute a Tax Foreclosure Sale Deed in favor of the purchaser.
   c. A bidder shall forfeit his down payment to the Borough if a parcel is offered to the bidder and the bidder either fails to comply fully with the terms of the sale,
or the bidder is determined to be a non-responsive bidder. In the event of
a forfeiture, the property will be offered to the next highest bidder.

d. The date and time of submittal of each bid shall be recorded. In the
event of a tie bid, the bid submitted the earliest will be the winning bid.

Section 6. Any person eighteen (18) years of age or older, is eligible to
participate in this sale, except that the following persons may not participate in their own
name or in the name of their spouse, dependent child, or solely-owned or family-owned
business:

a. Borough Mayor
b. Borough Chief of Staff
c. Borough Attorney
d. Employees of the Division of Treasury and Budget and the Chief
Financial Officer
e. Any person who presently owes delinquent taxes on any property in
the Fairbanks North Star Borough.

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
ORDINANCE NO. 2019-24

AN ORDINANCE PROVIDING FOR THE SALE OF REAL PROPERTY
ACQUIRED THROUGH TAX FORECLOSURE

APPENDIX A

ID NUMBER: 16-01
RECORD OWNER: THIBEDEAU MARIE E
(OTHER INTEREST: THIBEDEAU RICK LEE)
FNSB FILE NUMBER: 15SE 01.01.27.12
PAN NUMBER: 0298034
PARCEL DESCRIPTION: LOT 15, BLOCK 6, GILMORE ACRES
SITUATION ADDRESS: 1114 WOJO AVE

Lot 15, Block 6 of GILMORE ACRES SUBDIVISION, according to the plat filed May 29, 1952 as Plat Number 131.970; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-02
RECORD OWNER: THIBEDEAU RICK L & THIBEDEAU MARIE E
FNSB FILE NUMBER: 15SE 01.01.27.16
PAN NUMBER: 0298271
PARCEL DESCRIPTION: LOT 16, BLOCK 7, GILMORE ACRES
SITUATION ADDRESS: 1119 WOJO AVE

Lot 16, Block 7 of GILMORE ACRES SUBDIVISION, according to the plat filed May 29, 1952 as Instrument No. 131.970; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Lot 17, Block 7 of GILMORE ACRES SUBDIVISION, according to the plat filed May 29, 1952 as Instrument No. 131.970; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 15, Block 7 of GILMORE ACRES SUBDIVISION, according to the plat filed May 29, 1952 as Plat Number 131.970; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 9, Block 5 of TUNGSTEN SUBDIVISION, ALASKA STATE LAND SURVEY No. 80-99, according to the plat filed September 21, 1981 as Plat No. 81-144; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
| ID NUMBER | 16-06 |
| RECORD OWNER: | HEBBERT MIKE S |
| FNSB FILE NUMBER: | 16NE 01.01.17.02 |
| PAN NUMBER: | 0235857 |
| PARCEL DESCRIPTION: | LOT 1, BLOCK 1, GRAND VIEW |
| SITUATION ADDRESS: | 424 HAGELBARGER AVE |
| LEGAL DESCRIPTION: | Lot 1, Block 1 of GRANDVIEW SUBDIVISION, according to the plat filed July 2, 1968 as Plat No. 68-5868; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska. |

| ID NUMBER | 16-07 |
| RECORD OWNER: | HEBBERT MIKE SIDNEY |
| FNSB FILE NUMBER: | 16NE 01.01.17.04 |
| PAN NUMBER: | 0235865 |
| PARCEL DESCRIPTION: | LOT 2, BLOCK 1, GRAND VIEW |
| SITUATION ADDRESS: | 436 HAGELBARGER AVE |
| LEGAL DESCRIPTION: | Lot 2, Block 1 of GRANDVIEW SUBDIVISION, according to the plat filed July 2, 1968 as Plat No. 68-5868; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska. |

| ID NUMBER | 16-08 |
| RECORD OWNER: | STARK RYAN D |
| FNSB FILE NUMBER: | 16NE 01.02.27.02 |
| PAN NUMBER: | 0220639 |
| PARCEL DESCRIPTION: | TAX LOT 2730, SECTION 27, T1N, R2E |
| SITUATION ADDRESS: | 3047 CHENA HOT SPRINGS RD |
| LEGAL DESCRIPTION: | The East ½ of the Southeast ¼ of the Southwest ¼ of the Northwest ¼ of Section 27, Township 1 North, Range 2 East, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska. |
Lot 1, CALL OF THE WILD SUBDIVISION, according to the plat filed August 20, 1985 as Plat No. 85-188; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 2, Block B of HAWK-EYE SUBDIVISION, FIRST ADDITION, according to the plat filed July 3, 1985 as Plat No. 85-124; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 6, Block 4 of EVERGREEN ESTATES, FIRST ADDITION, according to the plat filed July 23, 2004 as Plat No. 2004-91; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
ID NUMBER: 16-12
RECORD OWNER: WILKINSON JANICE R
FNSB FILE NUMBER: 16NW 01.01.24.02
PAN NUMBER: 0625858
PARCEL DESCRIPTION: LOT 7, HARMONY PLACE
SITUATION ADDRESS: 268 KISMET
LEGAL DESCRIPTION:

Lot 3 and 4 of JEAN’S PLACE SUBDIVISION, according to the plat filed July 6, 1999 as plat number 99-53; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Identified by Yukon Title Company as:

Lot 7 of HARMONY PLACE, according to the plat filed October 21, 2010 as Plat No. 2010-115, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-13
RECORD OWNER: JUDD TALINA MARIE
FNSB FILE NUMBER: 16NW 02.04.05.02
PAN NUMBER: 0208418
PARCEL DESCRIPTION: TRACT F, ASLS 75-77
SITUATION ADDRESS: ALONG THE CHATANIKA RIVER
LEGAL DESCRIPTION:

Tract F of ALASKA STATE LAND SURVEY No. 75-77 according to the plat filed September 12, 1979 as Plat No. 79-174, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
ID NUMBER: 16-14 & 16-15
RECORD OWNER: MARCRUM JOYCE A ESTATE OF
FNSB FILE NUMBER: 16NW 03.01.06.01 & 16NW 03.01.06.03
PAN NUMBER: 0666516 & 0666526
PARCEL DESCRIPTION: LOTS 4N & 4S& HIMALAYA HEIGHTS FIRST
ADDITION aka NORTH & SOUTH PORTION OF LOT 4, HIMALAYA HEIGHTS FIRST ADDITION
SITUATION ADDRESS: ADJACENT TO AND SOUTH OF 1955 HIMALAYA RD

LEGAL DESCRIPTION:
Lot 4, HIMALAYA HEIGHTS SUBDIVISION, FIRST ADDITION, according to Plat No. 2003-43, filed on April 28, 2003 in the records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, and located within Sections 6 and 7, Township 3 North, Range 1 West, Fairbanks Meridian, Alaska.

Identified by Yukon Title Company as:
Lot 4, HIMALAYA HEIGHTS SUBDIVISION, FIRST ADDITION, according to the plat filed January 27, 2004 as Plat Number 2004-8; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-16
RECORD OWNER: HEBBERT MIKE SIDNEY
FNSB FILE NUMBER: 16NW 03.02.07.02
PAN NUMBER: 0355101
PARCEL DESCRIPTION: LOT 36, BLOCK 1, HAYES CREEK
SITUATION ADDRESS: 5035 HIMALAYA RD

LEGAL DESCRIPTION:
Lot 36, Block 1, HAYES CREEK SUBDIVISION, ALASKA STATE LAND SURVEY NO. 81-20, according to the plat filed August 20, 1982 as Plat No. 82-124, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]

Fairbanks North Star Borough, Alaska

ORDINANCE NO. 2019-B
Page 9 of 26
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<td>PAN NUMBER</td>
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<td>PARCEL DESCRIPTION</td>
<td>TAX LOT 3203, SECTION 32, T4N, R1W</td>
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<td>5850 ELLIOTT HWY</td>
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West 1/2 of the Northwest 1/4 of the Southwest 1/4 of Section 32, Township 4 North, Range 1 West, Fairbanks Meridian, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

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<td>PAN NUMBER</td>
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<td>PARCEL DESCRIPTION:</td>
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Lot 4, Block 8 of CLEAR CREEK PARK SUBDIVISION, according to the plat filed October 27, 1955 as Instrument No. 159.433; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

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<td>RECORD OWNER</td>
<td>WOOD CYNTHIA S &amp; JEFFERSON IAN L</td>
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Lot 6, Block 8 of CLEAR CREEK PARK SUBDIVISION, according to the plat filed October 27, 1955 as Instrument No. 159.433; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
Lot 6, Block 15 of CLEAR CREEK PARK SUBDIVISION, according to the plat filed October 27, 1955 as Instrument No. 159.433; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 7, Block 15 of CLEAR CREEK PARK SUBDIVISION, according to the plat filed October 27, 1955 as Instrument No. 159.433; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 3 of MERRY SUBDIVISION, according to the plat filed October 22, 1971 as Plat No. 71-10274; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
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<tr>
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<td>THOMPSON PEGGE</td>
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<tr>
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<td>PAN NUMBER:</td>
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<td>PARCEL DESCRIPTION:</td>
<td>LOT 7, BLOCK 3, JOY LORADE 1ST</td>
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<tr>
<td>SITUATION ADDRESS:</td>
<td>1242 PHEASANT DR</td>
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<td>LEGAL DESCRIPTION:</td>
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</table>

Lot 7, Block 3 of the FIRST ADDITION TO JOY LORADE SUBDIVISION, according to the plat filed June 29, 1976 as Plat No. 76-81; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

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<td>PAN NUMBER:</td>
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<td>PARCEL DESCRIPTION:</td>
<td>TAX LOT 2525, SECTION 25, T1S, R1E</td>
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<tr>
<td>SITUATION ADDRESS:</td>
<td>1830 TUNNELS RD</td>
</tr>
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</tbody>
</table>

Southwest ¼ of the Northeast ¼ of the Southwest ¼; and West ½ of Southeast ¼ of Northeast ¼ of Southwest ¼; all lying and being in Section 25, Township 1 South, Range 1 East, Fairbanks Meridian, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

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<td>PARCEL DESCRIPTION:</td>
<td>LOT 1, BLOCK 4, MOUNT HAYES</td>
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Lot 1, Block 4 of MOUNT HAYES SUBDIVISION, according to the plat filed April 28, 1972 as Plat No. 72-9; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Amended by Resolution No. 2001-58 recorded November 16, 2001 as Instrument NO. 2001-023186-0.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
The North 264 feet of the Northwest ¼ of the Northeast ¼ of the Northwest ¼ of Section 35, Township 1 South, Range 1 East, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 9 of BOREALIS RECREATIONAL SUBDIVISION, according to the plat filed May 28, 1985 as Plat No. 85-81; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

The Southwest ¼ of Section 3, Township 1 South, Range 3 East, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

EXCEPTING THEREFROM THE SUBSURFACE ESTATE and all rights, privileges, immunities and appurtenances of what so ever nature accruing unto said estate pursuant to the terms of the Patent recorded July 20, 2006 as Instrument No. 2006-018571-0.
Lot 15, Block D of TOMBUR SUBDIVISION, according to the plat filed April 29, 1976 as Plat No. 76-34; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

That portion of Lot 7 of Block 4 of HIGHWAY PARK SUBDIVISION, according to the plat filed March 20, 1952 as Instrument No. 130.792; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, described as follows:

BEGINNING at a point on the Northerly boundary line of said Lot 7, that is North 64°27' West 39.71 feet from the Northeast corner of said Lot 7; THENCE parallel with the Easterly boundary line of said Lot 7, South 38°30' West 170.20 feet, more or less, to the Southerly boundary line of said Lot 7, THENCE North 75°57' West 70.14 feet, more or less, the Southwest corner of said Lot 7; THENCE along the West boundary line of said Lot 7, North 38°30' East 192.68 feet along said West boundary line to the Northwest corner of said Lot 7; THENCE along the North boundary line of said Lot 7, South 64°27' East 62.90 feet TO THE POINT OF BEGINNING.
ID NUMBER | 16-31
---|---
RECORD OWNER: | ENLOW RICHARD & ENLOW MARTHA

FNSB FILE NUMBER: | 16SE 02.03.29.02
PAN NUMBER: | 0142816
PARCEL DESCRIPTION: | LOT 2, BLOCK 6, MOOSE CREEK ACRES
SITUATION ADDRESS: | 4519 MOOSE CREEK AVE
LEGAL DESCRIPTION:

Lot 2, Block 6 of MOOSE CREEK ACRES SUBDIVISION, according to the plat filed May 27, 1969 as Instrument Number 69-4001; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER | 16-32
---|---
RECORD OWNER: | DUBOIS KEVIN A & DUBOIS EMY K

FNSB FILE NUMBER: | 16SE 02.03.29.04
PAN NUMBER: | 0142841
PARCEL DESCRIPTION: | LOT 5, BLOCK 6, MOOSE CREEK ACRES
SITUATION ADDRESS: | ADJACENT TO/ AND NORTH OF 4544 TUNDRA WAY
LEGAL DESCRIPTION:

Lot 5, Block 6 of MOOSE CREEK ACRES SUBDIVISION, according to the plat filed May 27, 1969 as Instrument No. 69-4001; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER | 16-33
---|---
RECORD OWNER: | DUBOIS KEVIN A & DUBOIS EMY K

FNSB FILE NUMBER: | 16SE 02.03.29.08
PAN NUMBER: | 0142867
PARCEL DESCRIPTION: | LOT 7, BLOCK 6, MOOSE CREEK ACRES
SITUATION ADDRESS: | 4530 TUNDRA WAY
LEGAL DESCRIPTION:

Lot 7, Block 6 of MOOSE CREEK ACRES SUBDIVISION, according to the plat filed May 27, 1969 as Instrument No. 69-4001; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
ID NUMBER: 16-34
RECORD OWNER: JORDAN MELANIE C
FNSB FILE NUMBER: 16SE 04.04.28.02
PAN NUMBER: 0372935
PARCEL DESCRIPTION: TAX LOT 2811, SECTION 28, T4S, R4E
SITUATION ADDRESS: EAST OF 6655 JOHNSON RD AND SOUTH OF 6669, 6679, 6709, AND 6729 JOHNSON RD

LEGAL DESCRIPTION:
The South ½ of the Northwest ¼ of the Northeast ¼ AND the Southwest ¼ of the Northeast ¼ of Section 28 of Township 4 South, Range 4 East, Fairbanks Meridian;

ID NUMBER: 16-35
RECORD OWNER: JORDAN MELANIE C
FNSB FILE NUMBER: 16SE 04.04.28.04
PAN NUMBER: 0474983
PARCEL DESCRIPTION: TRACT C-1, JOHNSON HOMESTEAD
SITUATION ADDRESS: 6669 JOHNSON RD

LEGAL DESCRIPTION:
Tract C-1, of Replat of Tract C and a Portion of Tract B of JOHNSON HOMESTEAD, according to the plat filed June 30, 1994 as Plat No. 94-76; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-36
RECORD OWNER: JOLLEY JEWEL G
FNSB FILE NUMBER: 16SE 05.04.22.02
PAN NUMBER: 0672062
PARCEL DESCRIPTION: TAX LOT 30SW&, SECTION 22, T5S, R4E
SITUATION ADDRESS: SW PORTION GL 30 SECTION 22 5S 4E

LEGAL DESCRIPTION:
That portion of Government Lot 30, Section 22, Township 5 South, Range 4 East, Fairbanks Meridian lying West of the Salcha River; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

EXCEPTING THEREFROM any portion lying within the plats of SANDY SHORES SUBDIVISION, recorded as Instrument No. 60-8180 and SANDY SHORES SUBDIVISION REPLAT, as Plat No. 2002-14.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]

Identified by Yukon Title Company as:


Lot 12, Block 3 of the LEMETA SUBDIVISION of the Bridget O’Connor Homestead, according to the plat filed October 13, 1948 as Instrument No. 110.341; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Excepting therefrom that portion conveyed to the State of Alaska by Warranty Deed recorded June 13, 1968 in Book 216 at Page 130.
The East ½ of Lot 1, Block "E" SHANLY HOMESTEAD SUBDIVISION, according to the plat filed May 9, 1939 as Instrument No. 83.463; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

The North 23 feet of Lot "G" of the Subdivision of Lots 34 and 35 of the WESTWOOD SUBDIVISION, according to the plat filed September 10, 1952 as Instrument No. 134.250; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
A portion of the Southwest ¼ of the Southeast ¼, Section 9, Township 1 South, Range 1 West, Fairbanks Meridian; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

BEGINNING at the South center ¼ corner of Section 9, Township 1 South, Range 1 West, Fairbanks Meridian; THENCE North 50'; THENCE East 120' to the TRUE POINT OF BEGINNING and Stake No. 1; THENCE East 50' to the Stake No. 2; THENCE North 180' to Stake No. 3; THENCE West 50' to Stake No. 4; THENCE South 180' to Stake No. 1, to the POINT OF BEGINNING.

Lot 5, Block 8 of the GRAEHL TOWNSITE, U.S. SURVEY NO. 1348, according to the plat filed July 6, 1939 as Instrument No. 83.995; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

EXCEPTING THEREFROM that portion of Lot 5, Block 8 adjoining Lot 4, Block 8, GRAEHL TOWNSITE, U.S. Survey 1348, awarded to Mary Carey in an adverse possession action, 4FA-82-1560 Civ, the judgement in such action being recorded April 1, 1993 in Book 786 at Page 527 and now a portion of Lot 3-A, Block 8, a replat of the West 15 feet of Lot 2, Lots 3 & 4, and a portion of Lot 5, Block 8, GRAEHL TOWNSITE, according to the plat filed March 3, 1994 as Plat No. 94-19; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
SITUATION ADDRESS:  
LEGAL DESCRIPTION:

Beginning at the most northerly corner of the Lot 6 of the subdivision of Tract 'E', GRAEHL TOWNSITE, U.S. Survey No. 1348, according to Plat Number 120624 filed October 3, 1950, Fairbanks Recording District, Fourth Judicial District, State of Alaska; THENCE South 55°31' West along the northwesterly line of said Lot 6 a distance of 319.4 feet; THENCE continuing South 55°31' West on accreted land to the centerline of the Chena Slough; THENCE southerly along the centerline of the Chena Slough to a point that bears South 55°31' East on accreted land to the most southerly corner of said Lot 7; THENCE continuing North 55°31' East along the southeasterly line of said Lot 7 to the most easterly corner of said Lot 7; THENCE North 51°06' West a distance of 100.00 feet to the POINT OF BEGINNING.

Lot 3, Tract "E" of the GRAEHL TOWNSITE, U.S. Survey No. 1348 according to the plat filed August 13, 1946 as Instrument No. 101.668; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.


Lot 6 of the Subdivision of Tract “E” of the GRAEHL TOWNSITE, U.S. Survey No. 1348, according to the plat of the subdivision of said Tract “E” filed October 3, 1950 as Instrument No. 120.624, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
That portion of Tract "E" of the GRAEHL TOWNSITE, U.S. SURVEY NO. 1348, Alaska, according to the plat filed July 6, 1939 as Instrument No. 83.995; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

BEGINNING at a standard brass cap monument at the intersection of the centerlines of Third Street and Fortymile Avenue; THENCE with the centerline of Fortymile Avenue South 39°10' West, 20.02 feet to the Southwest line of Third Street; THENCE with the Southwest line of Third Street, South 53°40' East, 877.98 feet to the Northwest line of Eagle Avenue; THENCE with the Northwest line of Eagle Avenue, South 35°37' West 309.64 feet to the Northeast line of Second Street; THENCE with the Northeast line of Second Street, South 53°40' East, 670.90 feet to a point in a Northeasterly projection of the Southeast line of Rampart Avenue; THENCE with the Southeast line of Rampart Avenue, and projections thereof South 35°37' West 256.60 feet to an angle point in the Southwest line of Front Street; THENCE with the Southwest line of Front Street, South 31°36' East 45.50 feet to the PLACE OF BEGINNING of this tract being described, THENCE continuing with the Southwest line of Front Street, South 31°36' East, 50.00 feet to a corner of this tract being described; THENCE South 55°31' West, 388.00 feet to a corner of the tract being described, at the present meander line of the Northeast bank of Graehl Slough; THENCE with the Northeast bank of Graehl Slough, North 19°47' West, 51.69 feet to a corner of this tract being described; THENCE North 55°31' East, 377.40 feet to the PLACE OF BEGINNING.

Said parcel is commonly known as Lot 10, Tract E of Graehl Townsite.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZE]
Lot 4-A of the replat of Lots 3, 4 and 5, Block 1-A, Northwest portion of HAMILTON ACRES SUBDIVISION, according to the plat filed February 5, 1991 as Plat No. 91-3, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 15, Block 24 of the NORTHWEST PORTION OF HAMILTON ACRES SUBDIVISION, according to the plat filed August 13, 1952 as Instrument No. 133.741; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 7, Block 23 of the RICKERT HOMESTEAD SUBDIVISION, according to the plat filed November 4, 1944 as Instrument No. 96.332; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
ID NUMBER: 16-55
RECORD OWNER: ALASKA TRNSPRTN UNLTD LLC
FNSB FILE NUMBER: 16SW 01.01.15.22
PAN NUMBER: 0091499
PARCEL DESCRIPTION: LOT 9B, BLOCK 23, RICKERT
SITUATION ADDRESS: 726 SEVENTEENTH AVE
LEGAL DESCRIPTION:

Portion of Lot 9, Block 23 of the SUBDIVISION OF THE RICKERT HOMESTEAD, according to the plat filed November 4, 1944 as Instrument No. 96.332; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska, more particularly described as follows:

COMMENCING at the Southwest corner of said Lot 9, THENCE South 89°39' East 50 feet to the TRUE POINT OF BEGINNING; THENCE South 89°30' East 52.93 feet; THENCE North 10°54' West parallel with Mary Ann Street 129.12 feet to the North boundary line of said Lot 8; THENCE along the North boundary line of said Lot 8 South 79°07' West 51.92 feet; THENCE South 10°54' East parallel with Mary Ann Street, 118.80 feet to the TRUE POINT OF BEGINNING. Not to include any portion of Lot 8.

ID NUMBER: 16-56
RECORD OWNER: MARLIN HARVEY W III, WHITE DIANE & CROSBY SUSAN
FNSB FILE NUMBER: 16SW 01.01.21.04
PAN NUMBER: 0140546
PARCEL DESCRIPTION: LOT 1, BLOCK 2, METRO INDUSTRIAL AIRPARK
SITUATION ADDRESS: 1499 VAN HORN RD
LEGAL DESCRIPTION:

Lot 1, Block 2 of the Replat of Block 2, METRO INDUSTRIAL AIRPARK, according to the plat filed November 17, 1970 as Instrument No. 70-11875; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
ID NUMBER: 16-57
RECORD OWNER: MARLIN HARVEY W III, WHITE DIANE & CROSBY SUSAN
FNSB FILE NUMBER: 16SW 01.01.21.06
PAN NUMBER: 0140554
PARCEL DESCRIPTION: LOT 6, BLOCK 2, METRO INDUSTRIAL AIRPARK
SITUATION ADDRESS: ADJACENT TO/ AND WEST OF 2310 FRANK AVE
LEGAL DESCRIPTION:
Lot 6, Block 2 of the Replat of Block 2, METRO INDUSTRIAL AIRPARK, according to the plat filed November 17, 1970 as Instrument No. 70-11875; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

ID NUMBER: 16-58
RECORD OWNER: CURTIS SHANIA AUTUMN
FNSB FILE NUMBER: 16SW 01.02.12.01
PAN NUMBER: 0002267
PARCEL DESCRIPTION: UNIT 8, UNIVERSITY ESTATES
SITUATION ADDRESS: 130 VASSAR CIR
LEGAL DESCRIPTION:
Unit Number 8 of UNIVERSITY ESTATES CONDOMINIUM, as shown on the Floor Plans filed under Plat No. 80-63, located in the Fairbanks Recording District, Fourth Judicial District, State of Alaska and as described in the Declaration recorded April 29, 1980 in Book 174 at page 540, Addendum No. 1 recorded September 22, 1980 in Book 189 at Page 862 and Amendments thereto, if any.
Government Lot 37, Section 13, Township 1 South, Range 2 West, Fairbanks Meridian, Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

EXCEPTING THEREFROM those portions conveyed by Warranty Deed recorded March 1, 1961 in Book 125 at Page 164, Warranty Deed recorded October 6, 1969 in Book 235 at Page 6 and Warranty Deed recorded August 14, 1972 in Book 270 at Page 753.

Lot 5, Block B of GATEWAY PARK, FIRST ADDITION, according to the plat filed April 30, 1992 as Plat No. 92-56; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.

Lot 22, Block 10 of AMENDED CRIPPLE CREEK II SUBDIVISION, according to the plat filed April 16, 1985 as Plat No. 85-50; Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 - 26

AN ORDINANCE AMENDING CHAPTER 1.16 FNSBC TO ALLOW CERTAIN OFFICIALS TO REQUEST REMOVAL OF IDENTIFYING INFORMATION FROM THE ONLINE PROPERTY DATABASE AND ONLINE MAP VIEWERS

WHEREAS, The Fairbanks North Star Borough (Borough) is committed to preserving citizen’s access to public information and in making such information readily available to those requesting it; and

WHEREAS, Judges, prosecutors, law enforcement officers, emergency medical and rescue personnel, and corrections, probation, and parole officers and their families often face very real threats of harm or death, both on and off-duty, in the routine order of maintaining safety of the community and upholding the laws of the State of Alaska. Maintaining open, public access of residential and home addresses through the Borough’s public-facing property database through the Internet for these public servants puts their personal safety, and that of their families, at risk; and

WHEREAS, Providing public access to this information through a public records request preserves access to public information and meets the requirements of AS 29.45.103 by requiring an interested individual to request this information in-person at the Borough. This provides for a record of the request and may allow for a cool-down period for incidents that occur outside the operating hours of the Borough administrative offices, potentially saving the lives of these public servants and their families.

By: Andrew M. Gray
   Matt Cooper
   Angela Major

Introduced: May 23, 2019
families by reducing the opportunity for immediate reaction in response to events or actions taken by these officials.

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 1.16.040, Removal from the online property database and map viewers, is hereby added as follows:

1.16.040 Removal from online property database and map viewers

A. In this section the following definitions apply:

1. "Correctional officer" means a person employed in a correctional facility whose primary duty is to provide custody, care, security, control, and discipline of persons charged or convicted of offenses or held under authority of law.

2. "Eligible officials" means current or retired judges, prosecutors, law enforcement officers, emergency medical and rescue personnel, and corrections, probation, and parole officers.

3. "Emergency medical and rescue personnel" means a trauma technician, emergency medical technician, rescuer, or mobile intensive care paramedic employed by a first responder service, a rescue service, an ambulance service, or a fire department that provides emergency medical or rescue services as part of its duties.

4. "Immediate family" means spouse or a regular member of the eligible official's household.

5. "Judge" means a justice of the supreme court, a judge of the court of appeals, a judge of the superior court, or a judge or magistrate of the district court, including a justice or judge who is serving in a full-time, part-time, permanent, or temporary position, for a state or federal court system.
6. "Law enforcement officer" means:

a. an employee of a federal, state or municipal police department with the authority to arrest and issue citations; detain a person taken into custody until that person can be arraigned before a judge or magistrate; conduct investigations of violations of and enforce criminal laws, regulations, and traffic laws; search with or without a warrant persons, dwellings, and other forms of property for evidence of a crime; and take other action consistent with exercise of these enumerated powers when necessary to maintain the public peace;

b. an officer or employee of the Department of Transportation and Public Facilities who is stationed at an international airport and has been designated to have the general police powers authorized under AS 02.15.230(a);

c. a University of Alaska public safety officer with general police powers authorized under AS 14.40.043.

7. "Parole officer" means a person employed by a correctional facility to perform the duties of supervising the parole of prisoners under AS 33.16.

8. "Probation officer" means a person employed by a correctional facility to perform the duties of a probation officer under AS 33.06.

9. "Prosecutor" means an attorney who prosecutes criminal matters on behalf of a municipality, the State of Alaska, or the federal government.

B. Eligible officials may request to have identifying information, including name and address, removed from the Borough's online real property database and online map viewers for properties owned or titled in their name and/or properties owned or titled in the name of their immediate family members and upon which the eligible official resides. A request must be submitted on a form approved by the borough and submitted to the Assessor's Office with proof of employment or retirement status, property ownership, and family relationship, if applicable.

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

APPROVED:

Jill S. Dolan
Borough Attorney

ATTEST:

April Trickey, CMC
Borough Clerk
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
THRU: Bryce Ward, Borough Mayor
FROM: David Bredlie, Public Works Director
DATE: April 25, 2019
SUBJECT: Ordinance No. 2018-20-2B
School District Facilities Management/Warehouse Building
Water Service Replacement
School District Facilities Maintenance Reserve

Attached for your approval is a proposed budget ordinance. This ordinance amends the FY 2018-19 budget by appropriating $60,000 in additional funding from the School District Facilities Maintenance Reserve (SDFMR) to the Capital Project Fund for replacement of the water service at the School District Facilities Management/Warehouse Building.

In Ordinance No. 2017-20-1U, $120,000 was appropriated for this project, however, bid results for this project showed that additional funding is required.

The Board of Education passed and approved Resolution 2017-16 on June 20, 2017 recommending this project for funding through the SDFMR.

I urge adoption of this ordinance.

Attachment: FNSB Board of Education Resolution 2017-16
BY: Bryce J. Ward, Mayor
Introduced: April 25, 2019

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2B

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING AN ADDITIONAL $60,000 FROM THE SCHOOL DISTRICT FACILITIES MAINTENANCE RESERVE TO THE CAPITAL PROJECTS FUND FOR SCHOOL DISTRICT FACILITIES MANAGEMENT/WAREHOUSE BUILDING WATER SERVICE REPLACEMENT

WHEREAS, The Fairbanks North Star Borough School District (School District) occupies buildings owned by the Fairbanks North Star Borough (Borough) totaling 2,447,174 square feet; and

WHEREAS, These facilities age and need constant care and maintenance; and

WHEREAS, The water service at the School District Facilities Maintenance/Warehouse building has failed and needs to be replaced; and

WHEREAS, In Ordinance No. 2017-20-1U, the Assembly appropriated $120,000 from the School District Facilities Maintenance Reserve (SDFMR) for the School District Facilities Management/Warehouse Building Water Service Replacement project (Project); and

WHEREAS, Prior bid results obtained by the Borough have shown that additional funding is required for the Project; and

WHEREAS, The Borough Assembly established the SDFMR by Ordinance No. 2009-37 to accumulate funds for major school facilities maintenance, repairs, and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
upgrade costs to avoid placing additional burdens on property taxpayers for such purposes; and
WHEREAS, the SDFMR currently has a fund balance of $1,724,881; and
WHEREAS, Ordinance No. 2009-37, Section 3, a non-codified section, states that funds in the SDFMR are "...to be used on projects recommended by the Fairbanks North Star Borough School Board (School Board)"; and
WHEREAS, The School Board passed and approved Resolution No. 2017-16 on June 20, 2017, recommending the Project for funding through the SDFMR.

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 3. Capital Projects Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $60,000 to the Capital Projects Fund budgetary guideline entitled "School District Facilities Management/Warehouse Building Water
Service Replacement” and by increasing Contribution from School District Facilities Maintenance Reserve by a like amount.

Section 4. **Lapse of Funds.** Upon completion or abandonment of the project, the unencumbered, unexpended funds will lapse to the fund balance of the School District Facilities Maintenance Reserve.

Section 5. **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
FISCAL NOTE

I. Request

Ordinance No: 2018-20-2B Date Introduced: April 25, 2019

Abbreviated Title: An Additional $60,000 from the School District Facilities Maintenance Reserve to the Capital Projects Fund for School District Facilities Management/Warehouse Building Water Service Replacement

II. Financial Detail

Department/Division Affected: Public Works/Design & Construction

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<th>EXPENDITURE</th>
<th>School District Facilities Maintenance Reserve FY 18/19</th>
<th>Capital Projects Fund FY 18/19</th>
<th>Total FY 18/19</th>
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<td>Contractual Services</td>
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<td>Contribution to Capital Projects Fund</td>
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<tr>
<td>Total</td>
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SOURCE OF FUNDING

| Contribution from School District Facilities Maintenance Reserve | 60,000 |
| Contribution from Fund Balance                                      | 60,000 |
| Total                                                               | 60,000 |

Specify Funding Sources: School District Facilities Maintenance Reserve fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

Ord. No. 2017-20-1U 120,000

III. Project Purpose:

Additional funding for the School District Facilities Management/Warehouse Building Water Service replacement

IV. Analysis of Future Liabilities and Funding Sources:

Continued maintenance

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

Date 3/30/19
Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)

Originator's Name: David Bredlie
Department: Public Works
To Be Introduced/Sponsored By: Mayor Ward
Abbreviated Ordinance Title: School District Facilities Management/Warehouse Water Service Replacement App
Department(s)/Division(s) Affected: Public Works / Design and Construction

Proposed Introduction Date: April 25, 2019
Ordinance No.: 2018-20-2B

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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<td>FY 20 /</td>
</tr>
</tbody>
</table>

1. Timeline inclusive of all phases
2. Number and type of new positions which may be required
3. Cost of operations and maintenance
4. Future costs to complete capital assets
5. Estimated revenue impact
6. Estimated non-Borough funds that may be received:
   a. to fund the ordinance
   b. to fund future phases
   c. to fund future operations and maintenance costs
7. Anticipated annual tax subsidy

Is backup attached? Yes ☑ No ❌

Contact Person's Name, for FIS questions: David Bredlie
Extension: 1360

Director(s) Signature(s): [Signature]
Date: 3/21/19

Mayor's Office or Assembly Member Signature: [Signature]
Date: 3/21/19

Chief Financial Officer Signature: [Signature]
Date: 3/30/19
FAIRBANKS NORTH STAR BOROUGH BOARD OF EDUCATION
RESOLUTION 2017-16:
REQUEST FOR USE OF THE BOROUGH'S
SCHOOL DISTRICT FACILITIES MAINTENANCE RESERVE FUND

WHEREAS, public safety, good maintenance, and energy conservation of all Fairbanks North Star Borough school buildings are consistent goals of the school district; and

WHEREAS, periodic investment in our buildings is one of the best ways to reach these stated goals; and

WHEREAS, the borough has established a school district facilities maintenance reserve fund (SDFMR) for these stated purposes; and

WHEREAS, this is a long-term investment in public facilities; and

WHEREAS, the district would like to work with the borough on completing this major maintenance and construction project;

NOW, THEREFORE, BE IT RESOLVED, the Fairbanks North Star Borough Board of Education requests the Fairbanks North Star Borough Assembly and Mayor approve the following project using the SDFMR as soon as possible:

- New sprinkler/water service to the Facilities Management/Warehouse Building that meets compliance with new Golden Heart Utilities installation requirements (Cost Unknown at this point).

Passed and Approved: June 20, 2017

Heidi Haas, President
Board of Education

ATTEST:

Sharon Tuttle
Executive Assistant to the Board of Education

217
MEMORANDUM

To: Fairbanks North Star Borough Assembly

Through: Bryce J. Ward, Borough Mayor

From: Michael Bork, Director, Parks and Recreation

Date: May 23, 2019

Subject: Ordinance 2018-20-2C
Additional Funding for the Indoor Video Boards Project at the Big Dipper Ice Arena

Attached for your approval is an ordinance accepting private foundation grant funds from the Rasmuson Foundation to augment the purchase of two indoor video boards and peripherals for the Big Dipper Ice Arena.

Over the past two years, the Borough and partners, the Fairbanks Hockey Hall of Fame, and the Fairbanks Ice Dogs, have successfully raised funds for this project. The funding received from the Rasmuson Foundation serves as the capstone for this project.

The addition of indoor video boards at the Big Dipper Ice Arena is a truly exciting opportunity. They will enhance the experience of facility users, provide opportunities for video production education for local high school students, help land high quality recruits for the Fairbanks Ice Dogs, and generate revenue through advertisements.

I urge your approval on this Ordinance.

Attachment: Ordinance
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2C

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING AN ADDITIONAL $15,000 IN RASMUSON FOUNDATION FUNDING TO THE CAPITAL PROJECTS FUND FOR THE INDOOR VIDEO BOARDS PROJECT FOR THE BIG DIPPER ICE ARENA

WHEREAS, The Big Dipper Ice Arena is a highly valued and utilized facility by Fairbanks North Star Borough (Borough) residents in that it is home to the Fairbanks Ice Dogs, and hosts numerous youth and adult events such as hockey programs, figure skating, and other special events; and

WHEREAS, Indoor video boards will significantly enhance the experience at the Big Dipper Ice Arena by providing live game streaming, instant replays, crowd games, advertising revenue, and video production training for local high school students; and

WHEREAS, The indoor video board project has been a cooperative effort between the Fairbanks Hockey Hall of Fame, the Fairbanks Ice Dogs, and the Borough; and

WHEREAS, Financial contributions totaling $73,000 have been secured in support of this project from the Fairbanks Ice Dogs, the Fairbanks Hockey Hall of Fame, the Tanana Valley Youth Sports Foundation, the Golden Valley Electric Association's Goodcents Program, the Elks Lodge, the Fairbanks Optimists Club, and all local youth and adult hockey organizations; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, The Borough has appropriated $37,000 under Ordinance No. 2018-20-1C towards the purchase of the video boards; and

WHEREAS, Any available funds remaining after the purchase of the indoor video boards will go towards the purchase of peripherals used to enhance the production quality of the video boards; and

WHEREAS, The Public Works Department will be responsible for the indoor video board installation process.

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 Private Foundation Funding.** The Borough formally accepts the award of $15,000 from the Rasmuson Foundation for the Indoor Video Boards Project for the Big Dipper Ice Arena.

Section 3. **Capital Project Fund Appropriation.** The FY 2018-19 budget is hereby amended by appropriating $15,000 to the Capital Project Fund budgetary guideline entitled “Big Dipper Indoor Video Boards Project” and by increasing the estimated miscellaneous revenue from the Rasmuson Foundation by a like amount.

Section 4. **Eligible Expenditure Period.** Expenditures incurred within the effective dates of the signed grant agreement are eligible for reimbursement.
Section 5. **Administrative Fee.** The administrative fee is waived in accordance with the provisions of the Rasmuson Foundation agreement, which provides funding for capital expenditures.

Section 6. **Contingency.** This appropriation is contingent upon a signed agreement with the Rasmuson Foundation.

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:

__________________________
April Trickey, CMC
Borough Clerk

APPROVED:

__________________________
Jill S. Dolan
Borough Attorney
I. Request

Ordinance No: 2018-20-2C Date Introduced: 5/23/2019

Abbreviated Title: Additional $15,000 for the Indoor Video Boards Project at the Big Dipper Ice Arena

II. Financial Detail

Department/Division Affected: Parks & Recreation/Recreation

<table>
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<tr>
<th>EXPENDITURE</th>
<th>General 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>Personnel Services</td>
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<tr>
<td>Other - Awaiting Budget</td>
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<td>15,000</td>
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<tr>
<td>Contribution to Capital Project</td>
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<td></td>
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<tr>
<td>Total</td>
<td></td>
<td>15,000</td>
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<th>SOURCE OF FUNDING</th>
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<td>Miscellaneous Revenue</td>
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<tr>
<td>Federal Grants</td>
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<td>State Grants</td>
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<tr>
<td>Total</td>
<td>15,000</td>
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Specify Funding Sources: Rasmuson Foundation

OTHER FUNDING (PREVIOUSLY APPROPRIATED OR DONATED)

<table>
<thead>
<tr>
<th>Ordinance No. 2018-20-1C</th>
<th>37,000</th>
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</thead>
<tbody>
<tr>
<td>Donations</td>
<td>73,000</td>
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III. Project Purpose:

To purchase indoor video boards and other equipment for the Big Dipper Ice Arena

IV. Analysis of Future Liabilities and Funding Sources:

Installation costs and on-going operations and maintenance of the video boards and equipment

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

Date 4/29/19
**Title:** Rasmuson Foundation Indoor Video Board  
**Date:** May 23, 2019  
**Proposed By:** Bryce Ward  
**Department(s)/Division(s) Affected:** Parks & Recreation / Public Works

**Ordinance No.:** 2018-20-2C

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 *

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<td><strong>Remainder of Current FY</strong></td>
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<td>2. Number and type of new positions which may be required</td>
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<td>3. Cost of operations and maintenance</td>
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<tr>
<td>4. Future costs to complete capital assets</td>
<td>$20,000.00</td>
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<tr>
<td>5. Estimated revenue impact</td>
<td>$500.00</td>
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<td>6. Estimated non-Borough funds that may be received:</td>
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<tr>
<td>a. to fund the ordinance</td>
<td>$88,000.00</td>
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<tr>
<td>b. to fund future phases</td>
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<tr>
<td>c. to fund future operations and maintenance costs</td>
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<tr>
<td>7. Anticipated annual tax subsidy</td>
<td>$20,500.00</td>
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Is backup attached? Yes / No

Contact Person’s Name, for FIS questions: Steve Taylor  
Ext: 1068

Director(s) Signature(s):  
Date: 4/7/19

Mayor’s Office or Assembly Member Signature:  
Date: 4/16/19

Chief Financial Officer Signature:  
Date: 4/30/19
FIS Backup: Dipper Indoor Video Boards

3. Cost of operation: Estimated annual electric bill and repair funds

4. Future costs to complete capital assets: Estimated cost to install video boards using maintenance term contract

5. Estimated revenue impact: Advertising revenue

6.a. Estimated non-borough funds that may be received to fund ordinance: Funds raised by partners and sponsors to purchase video boards
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019 – 19

A RESOLUTION SUPPORTING HB 81 AN ACT PROHIBITING DISPOSABLE PLASTIC SHOPPING BAGS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Representative Josephson introduced HB 81, proposing to add a new section to AS 46.06 prohibiting disposable plastic shopping bags, and providing for an effective date; and

WHEREAS, The use of disposable plastic shopping bags in the State of Alaska burdens the environment, endangers wildlife, and has been shown to be harmful to bodies of water and problematic for solid waste management; and

WHEREAS, Plastic bags are toxic, take hundreds of years to decompose or degrade, easily escape from consumers, trash containers, garbage trucks, and landfills, and contaminate the State of Alaska’s natural environment and scenery where land mammals, fish and birds eat or become entangled in them; and

WHEREAS,Switching from free disposable plastic shopping bags to reusable shopping bags is a valid alternative that effectively reduces plastic bag usage and promotes environmental stewardship and sustainability; and

WHEREAS, To decrease the use of disposable plastic shopping bags in the State of Alaska, it is necessary and reasonable to restrict and mitigate such use; and

WHEREAS, It is in the best interest of the health, safety and welfare of all residents and visitors to restrict the use of disposable plastic shopping bags;
NOW THEREFORE BE IT RESOLVED that the Assembly of the Fairbanks North Star Borough urges the Alaska State Legislature to pass House Bill 81.

BE IT FURTHER RESOLVED that a copy of this resolution shall be distributed to the Alaska State Legislature.

PASSED AND APPROVED THIS ___ DAY OF____________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
HOUSE BILL NO. 81

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE JOSEPHSON

Introduced: 3/6/19
Referred: Community and Regional Affairs, Labor and Commerce

A BILL

FOR AN ACT ENTITLED

"An Act prohibiting disposable plastic shopping bags; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 46.06 is amended by adding a new section to read:

Sec. 46.06.145. Shopping bags. (a) Except as provided in (b) of this section, a retail seller of goods or services may not provide a disposable plastic shopping bag to a purchaser to carry away or protect goods purchased from, or serviced by, the retail seller.

(b) The prohibition established in (a) of this section does not apply to a disposable plastic shopping bag that is

(1) used only to contain a product that does not have other packaging, including bulk grains, fruit, nuts, vegetables, meat, candy, bakery goods, prepared foods, or other food products or small hardware items;

(2) used only to contain ice;
(3) used only to contain or wrap flowers;
(4) provided by a pharmacist for the sole purpose of containing prescription drugs;
(5) used only to package an unconsumed portion of a bottle of wine in compliance with AS 04.16.120;
(6) used only to contain a newspaper;
(7) sold in packages containing multiple bags intended for use as garbage, pet waste, or yard waste bags; or
(8) a reusable bag.

(c) The department may assess an administrative fine against a retail seller that violates (a) of this section. An administrative fine under this subsection may not exceed

1. $250 for a first violation;
2. $500 for a second violation within one year; and
3. $750 for each violation after a second violation within one year.

(d) In this section,

1. "disposable plastic shopping bag" means a bag made exclusively or partially of plastic, other than a reusable bag;
2. "retail seller" includes
   (A) a market, grocery store, convenience store, drug store, or similar establishment that
      (i) is located in a permanent building;
      (ii) sells to consumers household supplies, perishable items, or food merchandise, including meat, produce, dairy products, or snack foods; or
   (B) a retail establishment that has annual gross sales of $250,000 or more in the previous calendar year;
3. "reusable bag" means a bag that
   (A) is designed and manufactured to withstand repeated use over time;
   (B) is machine washable or is made from material that can be
cleaned and disinfected regularly;

(C) if it is made from plastic, is made with plastic that is at least four mils thick; and

(D) is designed to have a minimum lifetime of 75 uses.

* Sec. 2. This Act takes effect January 1, 2021.
MEMORANDUM

TO: Jim Williams, Chief of Staff
Brittany Smart, Special Assistant to the Mayor

FROM: April Trickey, CMC, Borough Clerk

DATE: April 29, 2019

SUBJECT: REFERRAL OF RESOLUTION NO. 2019-19


RESOLUTION NO. 2019-19. A Resolution Supporting HB 81 An Act Prohibiting Disposable Plastic Shopping Bags; And Providing For An Effective Date. (Sponsor: Assemblymember Gray)

-Referred to the Sustainability Commission meeting of May 8, 2019 with recommendation due back no later than June 3, 2019

A recommendation is due to the Assembly by June 3, 2019. Please place this item on the May 8, 2019 Sustainability Commission agenda.

As a reminder, all legislative hearings by a board or commission shall be conducted according to procedures outlined in FNSBC 4.04.150(D).

Should you have any questions, please contact me at 1402.

Enclosure: Resolution No. 2019-19
FNSB SUSTAINABILITY COMMISSION

RESOLUTION NO. 2019 - 01

A RESOLUTION SUPPORTING HB 81, AN ACT PROHIBITING DISPOSABLE PLASTIC SHOPPING BAGS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, HB 81 has been introduced in the Alaska Legislature; and

WHEREAS, Resolution 2019-19 supporting HB 81 has been introduced and considered by the FNSB Assembly; and

WHEREAS, The Assembly has referred the Resolution to the Sustainability Commission for comment; and

WHEREAS, The FNSB Sustainability Plan has a waste reduction goal to divert 10% of waste by weight from the landfill by 2028; and

WHEREAS, There is ample evidence of the harm done by certain plastics in the environment, including plastic bags, for example:

- At the current rate of production, by 2050 there will be more total plastic in the ocean than fish and it takes up to 1,000 years for a plastic bag to break down in the environment,
- Wildlife mistake plastic bags for food, killing 1 million birds and 100,000 marine animals per year; and

WHEREAS, While it may take more energy to make a reusable bag, it is feasible to choose a reusable bag that may be used enough to outweigh the difference in energy cost, and the environmental impact to the land, waterways, and oceans can be much less for reusable bags compared to single-use bags; and
WHEREAS, Many states (California, New York, and Hawaii), counties (27), and municipalities (320, including Anchorage, Unalaska, Palmer, Wasilla, Cordova, Hooper Bay, and Bethel) have adopted plastic bag bans and businesses like Kroger, the largest grocery chain in US, have decided to eliminate single-use plastic bags by 2025; and

WHEREAS, While plastic bags are only part of the problem, they are a good place to start in solving the problem of single-use plastics harming the environment and developing consumer awareness of the problem; and

WHEREAS, The Commission supports the plastic bag ban but recognizes all plastic waste, specifically single use plastic waste, as a problem in our community that should be addressed; and

WHEREAS, The Commission recommends a phased approach to a plastic bag ban; and

WHEREAS, The Commission encourages the Assembly to support positive incentives to use reusable bags and non-plastic bags that are recyclable in Fairbanks; and

WHEREAS, The Commission urges the Assembly to support other waste reduction efforts, such as addressing food waste which represents approximately 40% of the solid waste stream and revisiting the FNSB Solid Waste Collection District fee structure as it disincentivizes waste reduction efforts.

NOW THEREFORE BE IT RESOLVED that the Sustainability Commission of the Fairbanks North Star Borough recommends that the FNSB Assembly support HB 81.

PASSED AND APPROVED THIS 29 DAY OF May, 2019.
MEMORANDUM

To: Fairbanks North Star Borough Assembly
From: Bryce Ward, Mayor
Date: April 11, 2019
Subject: Ordinance No. 2019 -19
IGU Line of Credit

Attached is an ordinance that alters the terms of the FNSB's line of credit to the Interior Gas Utility (IGU). Ordinance 2014-18 authorized a line of credit to the IGU of up to $7.5 million in order to cover short-term cash needs as IGU worked through the implementation of the natural gas distribution system.

IGU recently requested a draw on the $7.5 million line of credit – however, conditions relating to terms of the 2014 line of credit authorization have changed. This ordinance, if adopted by the Assembly, will amend the line of credit authorization terms in Ordinance 2014-18.

Of note, the $7.5 million line of credit funds were set aside by the assembly - utilization of the IGU line of credit will not impact the unassigned fund balance.

I urge your support adoption of this ordinance.

Attachment: Ordinance
FAIRBANKS NORTH STAR BOROUGH
ORDINANCE NO. 2019-19

AN ORDINANCE AMENDING ORDINANCE NO. 2014-18 TO ALTER THE TERMS OF THE AUTHORIZATION FOR THE LINE OF CREDIT TO THE INTERIOR ALASKA NATURAL GAS UTILITY AND ACKNOWLEDGE CHANGED CONDITIONS

WHEREAS, The Interior Alaska Natural Gas Utility (IGU) was created in 2012 by the Fairbanks North Star Borough (Borough) as a wholly-owned entity of the Borough but with a legal existence independent of and separate from the Borough; and

WHEREAS, Ordinance No. 2014-18 authorized a line of credit of up to $7.5 million to IGU from the Borough's general fund for capitalization needs of IGU, subject to certain repayment terms including interest; and

WHEREAS, Conditions have significantly changed since the authorization of the line of credit, including that IGU has purchased Pentex and its subsidiary, Fairbanks Natural Gas, and entered into a Financing Agreement (FA) with the Alaska Industrial Development and Export Authority (AIDEA), thereby forming a single integrated natural gas utility within the Borough; and

WHEREAS, Work is underway to expand liquefied natural gas (LNG) storage capacity, thereby allowing IGU to ensure uninterrupted service to additional customers and expand its service to new customers; and

WHEREAS, The Environmental Protection Agency reclassified the Borough PM 2.5 Nonattainment Area from moderate to serious with an effective date of June 9,
2017; the Borough Nonattainment Area, which includes all portions of IGU’s service territory, does not meet federal health-based air quality standards for PM 2.5, which is found in wood smoke and fuel oil emissions; and

WHEREAS, The expansion of natural gas usage for space heating is predicted to reduce reliance on the use of wood and oil, thereby reducing the amount of PM 2.5 generated during the winter season; and

WHEREAS, The Assembly desires to support IGU in obtaining conversions to natural gas in as timely a manner as possible, and recognizes that the completion of two LNG storage projects located in Fairbanks and North Pole, the completion of the Front-End Engineering and Design for LNG production facilities located in Port McKenzie, and the installation of service lines to new customers in Fairbanks and North Pole will assist in expanding IGU’s ability to add customers in existing piped areas; and

WHEREAS, IGU has requested draws on the line of credit in the total amount of $7,500,000 and proposes to repay this amount from the proceeds of revenue bonds; and

WHEREAS, The FA between IGU and AIDEA provides for the issuance of revenue bonds as part of its integrated utility financing plan; AIDEA’s issuance of revenue bonds is subject to terms and conditions in the FA, including that IGU must establish itself as an investment-grade municipal utility prior to the issuance of the revenue bonds, which has not yet occurred; and

WHEREAS, In approving this ordinance, the Assembly recognizes that there is a risk of non-repayment if IGU is unable to meet the requirements for AIDEA to issue revenue bonds on its behalf; this risk is greater than the risk of non-repayment
that was acknowledged when the line of credit in Ordinance No. 2014-18 was authorized; and

WHEREAS, If AIDEA does not issue revenue bonds so that IGU can finance its capital program, IGU may have difficulty meeting the terms of the line of credit agreement; and

WHEREAS, As the Assembly acknowledged in Resolution No. 2019-05 and Resolution No. 2019-11, Governor Dunleavy’s proposed budget and associated proposed legislation creates fiscal uncertainty, and this combined with a draw of $7,500,000 on the general fund may create “negative impacts to borough operations”; and

WHEREAS, It is the intent of the Assembly that the passage of this ordinance does not create any future liability beyond the scope of this amended line of credit authorization and the Assembly expressly is not authorizing any debt or liability of IGU.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Amendment to Ordinance 2014-18. Ordinance No. 2014-18 is hereby amended by adding a new section as follows:

Notwithstanding other sections in this ordinance and recognizing the risk of non-repayment if revenue bonds are not issued by AIDEA, the Chief Financial Officer of the Borough, with the concurrence of the Borough Mayor, is authorized to:
A. Approve financing from the line of credit as bridge financing to be used to fund the completion of two liquefied natural gas storage projects located in Fairbanks and North Pole, the completion of the Front-End Engineering and Design for LNG production facilities located in Port Mckinzie, and the installation of service lines to new customers in Fairbanks and North Pole;

B. Determine that a proposed repayment plan from proceeds of revenue bonds intended to be issued in the future is an acceptable method of repayment for the purposes set forth in subsection A; and

C. Extend the repayment of withdrawals and accrued interest beyond three (3) years following the date of withdrawal or June 30, 2024 if revenue bonds have not been issued by that date and doing so is necessary to ensure the Borough will be repaid from revenue bonds or other sources.

Section 3. Contingency. The amendment authorized herein is contingent upon (1) execution of an amendment to the Line of Credit Agreement approved by the IGU Board of Directors and (2) AIDEA’s approval for IGU to use the proceeds of future revenue bonds to repay the authorized letter of credit withdrawals.

Section 4. 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
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2014-18

AN ORDINANCE AUTHORIZING A LINE OF CREDIT OF UP TO $7.5 MILLION TO THE INTERIOR ALASKA NATURAL GAS UTILITY FROM THE GENERAL FUND

WHEREAS, in Ordinance No. 2012-52, the Interior Alaska Natural Gas Utility (IGU) was created by the Fairbanks North Star Borough (Borough) as a wholly-owned entity of the Borough effective November 15, 2012 and IGU is a discretely-presented component unit of the Borough for purposes of financial reporting in accordance with generally accepted accounting principles; and

WHEREAS, in April 2013, IGU applied for a certificate of public convenience and necessity to distribute natural gas to the North Pole and medium-density population areas of the Borough; and

WHEREAS, on December 20, 2013, the Regulatory Commission of Alaska granted IGU’s application for a new certificate of public convenience and necessity to distribute natural gas to the North Pole and medium-density population areas of the Borough, with the condition that IGU maintain a minimum five-day liquefied natural gas storage reserve in Fairbanks based on the projected daily demand of non-interruptible customers; and

WHEREAS, on January 14, 2014, the Alaska Industrial Development and Export Authority (AIDEA) Board of Directors (Board) selected a group headed by MWH Americas, Inc. (MWH) as the commercial participant to develop a North Slope liquefaction plant to produce liquefied natural gas (LNG) for delivery to the Fairbanks North Star Borough via trucking, with partial public financing made possible by Senate Bill 23 of the 2013 Alaska State Legislature; and

WHEREAS, in the report on its commercial participant selection, the AIDEA Board stated that in order for the LNG plant to be financially viable, the core space-heating demand market must be developed and market viability of the plant is markedly improved by securing other utility and industrial customers before construction, including the ability of
the commercial participant (MWH) to secure long-term LNG take-or-pay sales agreements with Fairbanks Natural Gas (FNG), IGU, and Golden Valley Electric Association (GVEA); and

WHEREAS, near-term capitalization requirements to be met by the Borough range from $3.0 million to $7.5 million, but it is anticipated that IGU will not require all of these funds in a lump sum in advance, but rather over a period of time as needs arise; and

WHEREAS, the citizens of the Borough pay some of the highest utility costs in the nation; and

WHEREAS, current modeling predicts air quality in the Borough’s non-attainment area can reach the U.S. Environmental Protection Agency’s (EPA) 24-hour PM$_{2.5}$ standard between now and 2019 (presuming EPA grants deadline extensions) with the expansion of natural gas usage for space heating into the North Pole and medium-density population areas of the Borough; and

WHEREAS, it is in the best interest of the citizens of the Fairbanks North Star Borough for the Borough government to financially assist its wholly-owned entity, IGU, in carrying out its purpose of facilitating and providing affordable natural and/or manufactured gas to the largest number of people in the Borough in the shortest amount of time; and

WHEREAS, at June 30, 2013, the audited, unassigned fund balance of the Borough’s General Fund - Operating was $21,874,921; after Assembly appropriations since July 1 and with the anticipated receipt resulting from the recent Supreme Court ruling on the 2006 TAPS valuation, the estimated balance will be $26,500,000; unassigned fund balance is used for cash flow requirements and can be reduced by future Assembly actions; and

WHEREAS, the Borough has the financial capacity to establish a line of credit to IGU to supply a portion of IGU’s capitalization needs, subject to certain conditions; and

WHEREAS, while funds are loaned to IGU, the Borough will be unable to invest those funds in interest-bearing accounts or instruments until the loaned funds are repaid; hence, IGU should pay the Borough a rate of interest approximately equivalent to what the Borough will forego, which will vary in response to market conditions over the period of the line of credit agreement; and

WHEREAS, the federal funds rate is a readily available and publically disseminated interest rate that is approximately equivalent to the rate of interest the Borough would forego; and

WHEREAS, in approving this ordinance the Assembly recognizes that, even with protections in place, risk of non-repayment exists with any loan; and
WHEREAS, it is the intent of the Assembly that the passage of this ordinance
does not create any future liability beyond the scope of this line of credit authorization.

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. Authorization and Purpose of the Intra-Entity Line of Credit. The
Mayor is authorized to enter into a loan agreement with IGU, subject to the purpose, terms
and conditions imposed by this ordinance. The proceeds of the loan may be used to pay
for short-term operations, capital expenses, or to provide capital with which IGU can
provide security for committing to, or make payments on, a take-or-pay agreement for LNG.

Section 3. Terms and Conditions of the Intra-Entity Line of Credit Agreement.
The following shall be the minimum terms and conditions of the intra-entity line of credit.

A. Line of Credit Amount: The line of credit shall not exceed $7,500,000. The
amounts made available to IGU will be determined by the Chief Financial Officer based on
his/her judgment of the availability of funds in the General Fund – Operating without
jeopardy or harm to the Borough, the status and timing of the Superior Court of Alaska’s
release of the Borough’s funds from the Court’s account for the 2006 TAPS valuation, and
any other directly relevant considerations. Such amounts may be increased up to the
maximum amount as circumstances change and uncertainties diminish. This line of credit
is revolving in nature until its expiration. Once authorized, funds will be available for use
based on the terms of the line of credit agreement for the full period of that authorization.

B. Financing Authorizations: Financing requests by IGU must state a specific
amount, must be within the line of credit limit, and must include a description of the method
of repayment. The Chief Financial Officer of the Borough, with the approval of the Mayor,
may limit, delay, or deny financing from the line of credit if the authorization of such funds
has the potential to negatively impact Borough operations based on the considerations
listed in A., above. The Chief Financial Officer shall notify the assembly of all approved
authorizations of funds.

C. Interest: Interest shall accrue on the unpaid principal amounts from the date
each withdrawal was actually paid to IGU, using a 365-day year and the actual number of
days outstanding. The interest rate shall be the federal funds rate on the date of the
withdrawal, adjusted annually on January 1 to the annual rate for the preceding year.

D. Repayment: Each withdrawal amount, along with its accrued interest, shall
be repaid within three (3) years following the date the withdrawal was actually paid to IGU.
Payments shall be applied first to accrued unpaid interest, if any, and then to principal. The
specifics of the repayment schedule shall be determined by the Chief Financial Officer of
the Borough and approved by the Mayor. However, payment of unpaid balances may be
accelerated without penalty.

E. Pledge of IGU Resources: Timely repayment of the line of credit withdrawals
and payment of accrued interest, in accordance with the line of credit agreement, shall
have precedence over all other unsecured debt of IGU. IGU pledges, for as long as there
are outstanding amounts owed under the line of credit agreement, that it will make
provision for the payment of the principal and interest in its annual budget as the same
shall become due. IGU will seek approval to use anticipated State grants and long-term
loans to repay the Borough and such grant and loan proceeds shall be used to pay the
principal of, and interest on, the line of credit withdrawals if receipts from gas sales are not
sufficient to make the required payments.

F. Assignment Prohibition. The line of credit may not be assigned by IGU
without the written consent of the Mayor.

G. Expiration of the Line of Credit. No withdrawal requests may be made by IGU
after June 30, 2021. All repayments of withdrawals and accrued interest shall be made by
June 30, 2024. The Borough may cancel all or any part of the unauthorized amounts
remaining in the line of credit if the financial position of IGU has, in the opinion of the
Borough, suffered a materially adverse change or if continuation impairs the Borough’s
ability to meet its financial, legal, or fiduciary obligations.

Section 4. General Fund Authorization. Up to $7,500,000 of equity in central
treasury cash of the Borough General Fund – Operating is authorized to be loaned to IGU,
subject to the purpose, terms and conditions described in Sections 2 and 3 above and
more fully described in the line of credit agreement. No appropriation is made for this
balance-sheet only transaction. Equity in central treasury cash shall be reduced for each
line of credit withdrawal and a receivable from IGU shall be recognized for a like amount.

Section 5. Classification for Constraints of Fund Balance in the General Fund
– Operating. In accordance with generally accepted accounting principles:
A. “Committed Fund Balance – IGU Line of Credit” will be recorded in the
amount of $7,500,000 and “Committed Fund Balance – Pipeline Valuation Deposit” shall be
reduced by a like amount.
B. For each outstanding IGU withdrawal under the line of credit agreement:
1. a corresponding amount shall be recorded as "Committed Fund
Balance – Intra-Entity Loan Receivable" and
2. “Committed Fund Balance – IGU Line of Credit” shall be reduced by a
like amount.

Section 6. Contingencies. This ordinance is contingent on the following:
A. Participation of AIDEA in IGU’s activities with at least $7.5 million in funding;
B. AIDEA’s approval for IGU to use its funding to repay letter of credit
withdrawals and accrued interest for allowable project expenses; and
C. Execution of a line of credit agreement between the Borough and IGU.

Section 7. Expiration of General Fund Authorization. The authorization in
Section 4 shall expire no later than June 30, 2021.

Section 8. Effective Date. This ordinance is effective at 5:00 p.m. on the first
Borough business day following its adoption.
PASSED AND APPROVED THIS 27th DAY OF MARCH, 2014.

Karl Kassel
Presiding Officer

ATTEST:

Nanci Ashford-Bingham, MMC
Borough Clerk

Ayes: Golub, Sattley, Lawrence, Hutchison, Dodge, Davies, Kassel
Noes: Roberts
Excused: Dukes
Ordinance No. 2019-19

LINE OF CREDIT AGREEMENT
BETWEEN THE FAIRBANKS NORTH STAR BOROUGH
AND THE INTERIOR GAS UTILITY

Agreement Overview
This Line of Credit Agreement (the "Agreement") is executed by and between the Fairbanks North Star Borough ("Lender"/"Borough") and the Interior Gas Utility ("Borrower"/"IGU"). Lender agrees to lend to Borrower for the purpose of developing, constructing and operating a gas distribution utility within the Fairbanks North Star Borough. The maximum outstanding balance due at any time under this loan shall not exceed seven million five hundred thousand dollars ($7,500,000.00). The proceeds of loan withdrawals may be used to pay for short-term operations, capital expenses, or to provide capital with which IGU can provide security for committing to, or make payments on, a take-or-pay agreement for LNG. This loan will be structured as a letter of credit (LOC) upon which the Borrower can withdraw funds subsequent to an application from the Borrower and approval by the Lender. Terms and conditions applicable to withdrawals from the LOC were established by FNSB Ordinance No. 2014-18. This agreement is intended to incorporate the terms and conditions of FNSB Ordinance No. 2014-18 and add additional, consistent terms.

Specific Terms and Conditions
A. Line of Credit Amount: The line of credit shall not exceed $7,500,000. The amounts made available to IGU will be determined by the Chief Financial Officer based on his/her judgment of the availability of funds in the General Fund — Operating without jeopardy or harm to the Borough, the status and timing of the Superior Court of Alaska's release of the Borough's funds from the Court's account for the 2006 TAPS valuation, and any other directly relevant considerations. Such amounts may be increased up to the maximum amount as circumstances change and uncertainties diminish. This line of credit is revolving in nature until its expiration. Once authorized, funds will be available for use based on the terms of the line of credit agreement for the full period of that authorization.

B. Financing Authorizations: The Borough processes payments every Thursday (except during Thanksgiving and Christmas weeks) for distribution each Friday after 3:00 p.m. Financing requests by IGU must be made ten (10) business days in advance of when the funds are needed, must state a specific amount, must be within the line of credit limit, and must include a description of the method of repayment and the desired repayment schedule for that amount, with a final due date not to exceed three (3) years from the date of payment. The Chief Financial Officer of the Borough, with the approval of the Mayor, may limit, delay, or deny financing from the line of credit if the authorization of such funds has the potential to negatively impact Borough operations based on the considerations listed in A., above. Any such limitation, delay, or denial will be explained, in writing, to the representative named at the address in the General Provisions section below.
In accordance with Ordinance No. 2014-18, the Borough will make no payment to IGU until the following two conditions are met: 1) IGU must provide the Borough with evidence of the Alaska Industrial Development and Export Authority’s (AIDEA) participation in IGU’s activities with at least $7.5 million in funding; and 2) IGU must provide the Borough with evidence of AIDEA’s approval for IGU to use AIDEA funding to repay letter of credit withdrawals and accrued interest for allowable project expenses.

C. Interest: Interest shall accrue on the unpaid principal amounts from the date each withdrawal from the LOC was actually paid to IGU, using a 365-day year and the actual number of days outstanding. The interest rate shall be the federal funds rate on the date of the payment to IGU, adjusted annually on January 1 to the annual rate for the preceding year.

D. Repayment: Each withdrawal amount, along with its accrued interest, shall be repaid within three (3) years following the date the withdrawal was actually paid to IGU. Payments shall be applied first to accrued unpaid interest, if any, and then to principal. The specifics of the repayment schedule shall be determined by the Chief Financial Officer of the Borough and approved by the Mayor, with consideration given to the IGU’s desired schedule. However, payment of unpaid balances may be accelerated without penalty.

E. Pledge of IGU Resources: Timely repayment of the line of credit withdrawals and payment of accrued interest, in accordance with the line of credit agreement, shall have precedence over all other unsecured debt of IGU. IGU pledges, for as long as there are outstanding amounts owed under the line of credit agreement, that it will make provision for the payment of the principal and interest in its annual budget as the same shall become due. IGU will seek approval to use anticipated State grants and long-term loans to repay the Borough and such grant and loan proceeds shall be used to pay the principal of, and interest on, the line of credit withdrawals if receipts from gas sales are not sufficient to make the required payments.

F. Assignment Prohibition. The line of credit may not be assigned by IGU.

G. Expiration of the Line of Credit: No withdrawal requests may be made by IGU after June 30, 2021. All repayments of withdrawals and accrued interest shall be made by June 30, 2024. The Borough may cancel all or any part of the unauthorized amounts remaining in the line of credit if the financial position of IGU has, in the opinion of the Borough, suffered a materially adverse change or if continuation impairs the Borough’s ability to meet its financial, legal, or fiduciary obligations.

General Provisions

A. Any notice, demand, request, consent, or approval that either party desires or is required to give the other party pursuant to this Agreement shall be in writing and either served personally or sent by the other party to the designated person at the address stated below:
B. In the event of a default hereunder and the necessity of litigation to enforce any provision of this Agreement, the nonprevailing party in any litigation shall pay, in addition to any other damages awarded to the prevailing party, the prevailing party's reasonable actual attorney's fees.

C. In the event of default, the entire unpaid principal and accrued interest shall be immediately due and payable.

D. This agreement constitutes the full Agreement by and between the parties and no other representations have been made regarding the contents of this agreement.

E. This agreement shall not be amended, modified, or altered in any respect unless such amendment, modification or alteration has been reduced to writing and executed by the parties.

FOR THE INTERIOR GAS UTILITY:

[Signature]
Steve Haagenson, General Manager
Date: May 14, 2014

FOR THE FAIRBANKS NORTH STAR BOROUGH:

[Signature]
Luke Hopkins, Borough Mayor
Date: 5/15/14

APPROVED:

[Signature]
Boots Walsh, Borough Attorney
Date: 5-13-14

ATTEST:

[Signature]
Nancy Amundsen Brigham
Borough Clerk
Date: 5-15-14

Interior Gas Utility Line of Credit with Fairbanks North Star Borough
Article Number

Service Type: CERTIFIED MAIL

Restricted Delivery? (Extra Fee) □ Yes

Article Addressed to:
Steven Hingenborn, General Mgr.
Interior Gas Utility
P.O. Box 70200
Fairbanks, AK 99707

A. Received by (Please Print Clearly):
Mindy L. O'Neal

B. Date of Delivery:
7/22/14

C. Signature:

D. Is delivery address different from item 17?
   □ Yes  □ No
   If YES, enter delivery address below:

PS Form 3811, January 2005
March 5, 2019

Mayor Bryce Ward
Fairbanks North Star Borough
809 Pioneer Road
Fairbanks, Alaska 99701

Dear Mayor Ward,

Pursuant to the letter of credit agreement (LOC) between the Interior Alaska Natural Gas Utility (IGU) and the Fairbanks North Star Borough (FNSB), IGU requests a LOC withdrawal of $7,500,000. The specifics of the withdrawal, as required by the LOC Agreement, are as follows:

1. Funds Requested: $7,500,000
2. Distribution Dates: 10/1/2019 ($2,000,000)
   11/1/2019 ($3,500,000)
   12/1/2019 ($2,000,000)
3. LOC Amount Available: $7,500,000
4. Desired Repayment Schedule: Single Payment on 6/30/21
5. Method of Repayment: Single payment from proceeds of Revenue Bond issuance
6. Purpose of Loan: Bridge financing will be used for the completion of two liquefied natural gas (LNG) storage projects located in Fairbanks and North Pole, the completion of the Front-End Engineering and Design for LNG production facilities to be located in Pt McKenzie and installation of service lines to new customers in Fairbanks and North Pole.

IGU has selected a repayment date of 6/30/2021 to ensure there will be sufficient time for placement of long-term bond financing. Evidence of financing in an amount exceeding $7,500,000 is contained in the attached Financing Agreement (FA) between IGU and Alaska Industrial Development and Export Authority at Section 6.1.1. We have a request pending with AIDEA for approval to enter into indebtedness of $15,000,000 in accordance with Section 8.1.3 of the FA. In addition to this LOC we are in discussion with local banking institutions to acquire an additional $7,500,000 in bridge financing.

Thank you,

Daniel W. Britton
General Manager
Interior Alaska Natural Gas Utility

Cc:
Ms. Debbie Brady, CFO, FNSB
FINANCING AGREEMENT

between the

ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY

as Lender

and the

INTERIOR ALASKA NATURAL GAS UTILITY

a/k/a INTERIOR GAS UTILITY

as Borrower

December 13, 2017
# TABLE OF CONTENTS

1. **DEFINITIONS** .................................................................................................................. 3
   1.1 "Appendices" .................................................................................................................. 3
   1.2 "Authority" .................................................................................................................. 3
   1.3 "Bond Credit Facility" .................................................................................................... 3
   1.4 "Bond Issuance Deadline" ............................................................................................ 3
   1.5 "Bonds" ....................................................................................................................... 3
   1.6 "Closing" ...................................................................................................................... 3
   1.7 "Closing Costs" ............................................................................................................. 3
   1.8 "Closing Date" .............................................................................................................. 4
   1.9 "Code" ......................................................................................................................... 4
   1.10 "Collateral" ............................................................................................................... 4
   1.11 "Commercial Security Agreement" ........................................................................... 4
   1.12 "CPCN" ..................................................................................................................... 4
   1.13 "Debt Service" .......................................................................................................... 4
   1.14 "Default Interest Rate" .............................................................................................. 4
   1.15 "Deferral Period" ....................................................................................................... 4
   1.16 "Demand Deferral Period" ......................................................................................... 4
   1.17 "Effective Date" ....................................................................................................... 4
   1.18 "Event of Default" .................................................................................................... 5
   1.19 "Financing Agreement" ............................................................................................... 5
   1.20 "FNG" ....................................................................................................................... 5
   1.21 "FNG Loan" ............................................................................................................... 5
   1.22 "FNSB" ..................................................................................................................... 5
| 1.23 | “GAAP”  | 5 |
| 1.24 | “IGU”    | 5 |
| 1.25 | “IGU Loan” | 5 |
| 1.26 | “Integrated Utility” | 5 |
| 1.27 | “Integrated Utility Capital Program” | 6 |
| 1.28 | “Integrated Utility Financing Plan” | 6 |
| 1.29 | “Interest Rate” | 6 |
| 1.30 | “Investment Grade” | 6 |
| 1.31 | “LNG Storage Tax Credits” | 6 |
| 1.32 | “Loan” | 6 |
| 1.33 | “Loan Officer” | 6 |
| 1.34 | “Maturity Date” | 7 |
| 1.35 | “Net Operating Income” | 7 |
| 1.36 | “North Slope Pad” | 7 |
| 1.37 | “Other Bonds” | 8 |
| 1.38 | “Party” and “Parties” | 8 |
| 1.39 | “Payment Default” | 8 |
| 1.40 | “Pentex” | 8 |
| 1.41 | “Permits” | 8 |
| 1.42 | “Project” | 8 |
| 1.43 | “Purchase Agreement” | 8 |
| 1.44 | “RCA” | 8 |
| 1.45 | “Related Documents” | 8 |
| 1.46 | “SB 23” | 9 |
| 1.47 | “Scope of Work and Schedule of Advances” | 9 |
1.48 "SETS" ........................................................................................................... 9
1.49 "SETS Credit Facility" .................................................................................. 9
1.50 "Subsidiaries" ............................................................................................... 9
1.51 "Term" ............................................................................................................ 9
1.52 "Term Loan" ................................................................................................. 9
1.53 "Term Loan Note" ........................................................................................ 10
1.54 "Transaction Costs" ..................................................................................... 10
1.55 "Unallowable Costs" .................................................................................... 10

2. FINANCING TERMS; SOURCE OF FUNDS; CAPITAL FINANCING ........... 10
   2.1 Capital Appropriation .................................................................................. 11
   2.2 SETS .......................................................................................................... 11
   2.3 Bond Credit Facility .................................................................................... 11
   2.4 LNG Storage Tax Credits .......................................................................... 11

3. CLOSING ......................................................................................................... 11

4. SETS CREDIT FACILITY ............................................................................. 12
   4.1 Term Loan .................................................................................................. 12
   4.2 Refinance or Prepayment .......................................................................... 16
   4.3 Demand Growth Deferral ......................................................................... 16

5. INTEGRATED UTILITY .................................................................................. 17
   5.1 Integrated Utility Capital Program ............................................................. 17
   5.2 Integrated Utility Capital Program Staging ............................................... 17
   5.3 Integrated Utility Financing Plan ............................................................... 17

6. BOND CREDIT FACILITY ........................................................................... 18
   6.1 Bond issuance ............................................................................................ 18
   6.2 Cooperation ................................................................................................. 20
7. CONDITIONS PRECEDENT TO CLOSING AND ADVANCES ........................................... 21
   7.1 Execution of Documents ................................................................................. 22
   7.2 Other Documents ............................................................................................. 22
   7.3 Authority Documents ....................................................................................... 22
   7.4 Legal Opinions ................................................................................................. 23
   7.5 Security ............................................................................................................. 25
   7.6 Representations and Warranties ....................................................................... 25
   7.7 Closing on Purchase Agreement ....................................................................... 25
   7.8 Transfer of the North Slope Pad ..................................................................... 25
   7.9 Change in Law .................................................................................................. 26

8. COVENANTS OF IGU ......................................................................................... 26
   8.1 Investment Grade Integrated Utility Financing .................................................. 26
   8.2 Commencement of Construction Work ............................................................. 28
   8.3 Permits; CPCN ................................................................................................... 29
   8.4 North Slope Pad ................................................................................................ 29
   8.5 Financial Statements and Records .................................................................... 29
   8.6 Books and Records ........................................................................................... 30
   8.7 Inspection ........................................................................................................... 30
   8.8 Development Process ....................................................................................... 30
   8.9 LNG Storage Tax Credits ................................................................................ 31
   8.10 Reporting ......................................................................................................... 31
   8.11 Transaction Costs ............................................................................................ 31

9. REPRESENTATIONS AND WARRANTIES OF IGU .............................................. 31
   9.1 Existence ............................................................................................................ 31
   9.2 Authorization .................................................................................................... 32
9.3 No Conflict ................................................................. 32
9.4 Gas Supply Contract .................................................. 32

10. PRIORITY OF PAYMENT AND COLLATERAL .................... 33
10.1 Payment and Collateral Security Priority ......................... 33
10.2 IGU Assets ............................................................. 33
10.3 LNG Storage Tax Credits ......................................... 33
10.4 Permits, Licenses, and Contracts ................................. 34

11. EVENTS OF DEFAULT AND REMEDIES ......................... 34
11.1 Events of Default ................................................... 34
11.2 Cure ................................................................. 36
11.3 Notice by IGU ....................................................... 36
11.4 Dispute Resolution with Respect to Events of Default ....... 37
11.5 Action on Default .................................................. 38
11.6 Default Interest; Remedies on Default ......................... 40
11.7 Cumulative Rights; No Marshaling Required ................. 41

12. DAMAGE OR DESTRUCTION .......................................... 41
12.1 IGU Assumes Risk of Damage or Destruction .................. 41
12.2 Required Insurance ................................................. 42
12.3 Insurance Proceeds ............................................... 42

13. MISCELLANEOUS ...................................................... 43
13.1 No Pledge of the State or FNSB ................................. 43
13.2 Non-Waiver ......................................................... 43
13.3 Severability ......................................................... 44
13.4 Integration .......................................................... 44
13.5 Amendment; Assignment ......................................... 45
13.6 Construction and Interpretation .............................................. 45
13.7 Advice of Counsel ................................................................. 45
13.8 Notices .................................................................................. 46
13.9 Dispute Resolution; Venue; Jurisdiction; Attorneys' Fees .......... 47
13.10 Authority Liability ................................................................. 48
13.11 Time of the Essence .............................................................. 49
13.12 Counterparts ....................................................................... 49

Exhibit A – Form of Term Loan Note
Exhibit B – Unallowable Costs
Exhibit C – Scope of Work and Schedule of Advances
Appendix A – Integrated Utility Natural Gas Demand Forecast
Appendix B – Integrated Utility Capital Program
Appendix C – Integrated Utility Sources and Uses of Funds
FINANCING AGREEMENT

THIS FINANCING AGREEMENT, dated as of December 13, 2017, is entered into by and between the ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY, a public corporation of the State of Alaska with a primary place of business in Anchorage, Alaska, and the INTERIOR ALASKA NATURAL GAS UTILITY, which is also known as the INTERIOR GAS UTILITY, a public corporation of the Fairbanks North Star Borough with a primary place of business in Fairbanks, Alaska.

RECITALS

A. The Alaska State Legislature, in SB 23 authorized the Authority to provide financing for the development, construction, and installation of, and the start-up costs of operation and maintenance for, a liquefied natural gas production plant and system and affiliated infrastructure in the State of Alaska that will provide natural gas to Interior Alaska as a primary market and natural gas delivery and distribution systems and affiliated infrastructure that will provide natural gas to Interior Alaska.

B. The financing the Legislature authorized in SB 23 is to be provided partially through the Authority's sustainable energy transmission and supply development program and fund, established under AS 44.88.650 – 44.88.690.

C. IGU is a public corporation and an instrumentality of the Fairbanks North Star Borough that holds a certificate of public convenience and necessity from the Regulatory Commission of Alaska to operate as a public utility distributing natural gas in Fairbanks and North Pole, Alaska.

D. Pentex Alaska Natural Gas Company, LLC, is a Delaware limited liability company, which operates through its Subsidiaries including FNG, an Alaska limited
liability company that holds a certificate of public convenience and necessity from the Regulatory Commission of Alaska and distributes natural gas in Fairbanks, Alaska.

E. The Authority previously provided financing to FNG pursuant to a Loan Agreement, dated as of May 19, 2014.

F. The Authority previously provided financing to IGU pursuant to an Amended and Restated Loan Agreement, dated as of April 2, 2015.

G. AIDEA and IGU entered into a non-binding Utility Integration Memorandum of Understanding dated January 25, 2017 ("MOU"), wherein among other things the Parties set forth their mutual understandings with respect to the Authority's proposed sale of Pentex to IGU, the transfer of the North Slope Pad from the Authority to IGU, the Authority's financing of IGU, and the establishment of the process and timelines to accomplish the foregoing. This Financing Agreement arises out of the understandings as stated in the MOU.

H. Pursuant to the Purchase Agreement entered into contemporaneously with this Financing Agreement, the Authority is selling to IGU all of the Authority's right, title, and interest in and to the membership interests in Pentex.

I. The Purchase Agreement and this Financing Agreement are entered into with the ultimate intention of financing the purchase of Pentex by IGU, refinancing the FNG Loan and the IGU Loan, and furthering the establishment and financing of an integrated natural gas utility in the Fairbanks North Star Borough.

NOW, THEREFORE, for and in consideration of the promises and the mutual covenants hereinafter contained, the Parties hereby agree as follows:
1. **DEFINITIONS.** In this Financing Agreement, the following terms shall have the respective meanings set forth below:

1.1 "Appendices" means Appendix A, Appendix B, and Appendix C, attached hereto and incorporated herein by reference.

1.2 "Authority" means the Alaska Industrial Development and Export Authority, a public corporation of the State of Alaska, its agents, employees, successors, and assignees.

1.3 "Bond Credit Facility" means the anticipated Bond financing described in Section 6 of this Financing Agreement.

1.4 "Bond Issuance Deadline" means June 30, 2018, or, if the Alaska State Legislature extends the deadline for the Authority to issue Bonds under SB 23, the deadline as extended.

1.5 "Bonds" means the Authority's conduit revenue bonds, secured by a capital reserve fund supported by the State of Alaska's moral obligation, issued to make a loan or loans to IGU as authorized by, and subject to, SB 23.

1.6 "Closing" means the date on which advances on the Term Loan are available in accordance with the terms of this Financing Agreement, subject to the fulfillment of the conditions precedent to Closing contained in this Financing Agreement; the Closing will occur concurrently with the closing under the Purchase Agreement.

1.7 "Closing Costs" means all costs incurred by the Authority in order to close the Loan, including, without limitation, attorneys' fees, title examination fees, title insurance premiums, appraisal fees, survey costs, and filing and recording fees incurred by the Authority, subject to the limitation set forth in Section 4.1.3A.
1.8 "Closing Date" means the date on which the Closing occurs.

1.9 "Code" means the Federal Internal Revenue Code of 1986, as amended, together with corresponding and applicable final, temporary, or proposed regulations and revenue rulings issued or amended with respect to the Code by the United States Treasury Department or the Internal Revenue Service, to the extent applicable to the Bonds.

1.10 "Collateral" is defined in Section 10.

1.11 "Commercial Security Agreement" means a security agreement or agreements granting the Authority a security interest in the Collateral.

1.12 "CPCN" means a Certificate of Public Convenience and Necessity issued by the RCA.

1.13 "Debt Service" means the principal and interest payments required under the terms of the Loan, the Bonds, the Other Bonds, and any other long term financing of IGU.

1.14 "Default Interest Rate" means three percent (3%) per annum.

1.15 "Deferral Period" means the period of time commencing with the Closing Date and ending fifteen (15) years after the Closing Date.

1.16 "Demand Deferral Period" means the five (5) years of deferral described in Section 4.3.

1.17 "Effective Date" means the date upon which both Parties have signed this Financing Agreement and the Purchase Agreement, which signatures by both Parties must have been obtained on or before the close of business on December 13, 2017.
1.18  "Event of Default" means those events described in Section 11.1.

1.19  "Financing Agreement" means this agreement between the Authority and IGU.

1.20  "FNG" means Fairbanks Natural Gas, LLC, an Alaska limited liability company, which is one of the Pentex Subsidiaries.

1.21  "FNG Loan" means financing previously provided to FNG pursuant to a Loan Agreement, dated as of May 19, 2014.

1.22  "FNSB" means the Fairbanks North Star Borough.

1.23  "GAAP" means United States generally accepted accounting principles as established by the Government Accounting Standards Board (GASB), as in effect from time to time, consistently applied.

1.24  "IGU" means the Interior Alaska Natural Gas Utility, which is also known as the Interior Gas Utility, a public corporation and instrumentality of the Fairbanks North Star Borough. After Closing, "IGU" shall mean the Integrated Utility that encompasses Pentex and the Subsidiaries, as well as the pre-existing IGU. If, after the Closing, IGU obtains permission from the RCA to merge the two utilities of FNG and IGU under a single CPCN, "IGU" for purposes of this Financing Agreement shall include the merged utilities.

1.25  "IGU Loan" means financing previously provided to IGU by the Authority pursuant to an Amended and Restated Loan Agreement, dated as of April 2, 2015.

1.26  "Integrated Utility" means the combination, under IGU's sole ownership, of FNG and IGU as the natural gas utilities serving Fairbanks and North Pole, Alaska, together with the LNG production, transportation, refuelling, storage, and re-gasification
facilities now serving FNG and IGU or hereafter constructed to serve FNG and IGU; the
"Integrated Utility" encompasses Pentex and its Subsidiaries and all of their respective
assets, properties, facilities, and businesses.

1.27 "Integrated Utility Capital Program" means the utility system developed
for the Integrated Utility pursuant to the Appendices and as described in Sections 5.1
and 5.2.

1.28 "Integrated Utility Financing Plan" means the financing program
developed for the Integrated Utility pursuant to the Appendices and as described in
Section 5.3.

1.29 "Interest Rate" means the rate of interest per annum charged on the
Term Loan Note.

1.30 "Investment Grade" shall mean either a BBB- or higher rating by
Standard & Poor's Financial Services LLC, BBB- or higher rating by Fitch Ratings Inc.,
or a Baa3 or higher rating by Moody's Investor Services.

1.31 "LNG Storage Tax Credits" means the liquefied natural gas storage
facility tax credits established pursuant to AS 43.20.047.

1.32 "Loan" means the Term Loan from the Authority to IGU under the SETS
Credit Facility as described in this Financing Agreement and as evidenced by the Term
Loan Note.

1.33 "Loan Officer" means the person at the Authority designated to monitor
the Project and the use of the proceeds of the Loan.
1.34 “Maturity Date” means the date that is fifty (50) years after the Closing Date which is the date upon which the full amount of principal and interest owed on the Term Loan Note is fully due and payable.

1.35 “Net Operating Income” means net cash flows from operating activities as set out in the Statement of Cash Flows of the audited financial statements of IGU. Operating inflows shall exclude the proceeds of any debt issuance and operating outflows will exclude Debt Service payments. Net Operating Income will be calculated on a cash basis, not an accrual basis, and shall be as reflected on the annual audited financial statements of IGU.

1.36 “North Slope Pad” means: (a) the leasehold estate in ADL 419409, Right-Of-Way Lease for North Slope Natural Gas Pipeline and LNG Facility, by and between the State of Alaska, Department of Natural Resources, and the Authority, dated July 31, 2014; (b) the gravel pad and other improvements constructed on the leasehold estate; (c) the engineering reports, plans, and analyses that the Authority had prepared regarding the potential development of the gravel pad; and (d) the Authority’s interest in the Material Sale Contract, designated ADL 419991, by and between the State of Alaska, Department of Natural Resources, and the Authority, dated May 2, 2014. The leasehold estate concerns real property described on Exhibit B to ADL 419409, which real property is located in Section 3 of Township 10 North, Range 14 East, Umiat Meridian, Barrow Recording District, Second Judicial District, State of Alaska.
1.37 "Other Bonds" means any investment Grade revenue bonds that may be issued by IGU or FNSB for IGU’s benefit to finance the Integrated Utility Capital Program.

1.38 "Party" and "Parties" mean the signatories to this Financing Agreement.

1.39 "Payment Default" means failure to make any payment to the Authority on the Term Loan Note within thirty (30) days after the date the payment is due as provided in Section 11.1.1.

1.40 "Pentex" means the Pentex Alaska Natural Gas Company, LLC, a Delaware limited liability company.

1.41 "Permits" means all federal, state, and local permits required to own, construct, operate, and maintain the Project, but does not include IGU’s or FNG’s CPCN.

1.42 "Project" means all properties, facilities, and equipment of IGU’s planned Integrated Utility for the production, transport, storage, re-gasification, and natural gas distribution in the FNSB, all of which shall constitute utility capital improvements and related development costs.

1.43 "Purchase Agreement" means the LLC Membership Purchase and Sale Agreement, executed contemporaneously with this Financing Agreement, between the Authority and IGU, providing, among other things, for the sale and purchase of the membership interests in Pentex.

1.44 "RCA" means the Regulatory Commission of Alaska.

1.45 "Related Documents" means the Term Loan Note, any Commercial Security Agreement, any assignment of contracts, licenses, and permits, and all other
contracts, escrow instructions, certificates, applications, affidavits, and other instruments that the Authority, IGU, Pentex, or the Subsidiaries are executing or have executed in connection with the transactions contemplated by this Financing Agreement, including the Purchase Agreement and all documents executed in connection with the Purchase Agreement.

1.46 "SB 23" means Chapter 26 of the 2013 Session Laws of Alaska (HCS CSSB 23 (FIN), as it exists on the Effective Date.

1.47 "Scope of Work and Schedule of Advances" is as described on Exhibit C.

1.48 "SETS" means the Authority's sustainable energy transmission and supply development program and fund, as established under AS 44.88.650 - 44.88.690.

1.49 "SETS Credit Facility" means the Loan that the Authority is extending, or committing to extend, to IGU under SETS. The terms and conditions of the SETS Credit Facility are as set out in this Financing Agreement.

1.50 "Subsidiaries" means the subsidiary entities owned by Pentex, which are: (a) FNG; (b) Polar LNG, LLC, a Delaware limited liability company; (c) Arctic Energy Transportation, LLC, a Delaware limited liability company; (d) Titan Alaska LNG, LLC, a Delaware limited liability company; and (e) Cassini LNG Storage, LLC, a Delaware limited liability company.

1.51 "Term" means the term of this Financing Agreement, which shall be as long as the Term Loan Note or any Bond is outstanding.

1.52 "Term Loan" means the SETS Credit Facility as described in Section 4.
1.53 "Term Loan Note" means the promissory note evidencing the Term Loan in the form attached as Exhibit A.

1.54 "Transaction Costs" means those actual and reasonable costs and expenses incurred by the Authority as a result of the management, monitoring, and administration of the Bonds and the Loan. Transaction Costs during the first three (3) years after Closing (the construction period) are limited to One Hundred Thousand Dollars ($100,000) per year. During that time period, Transaction Costs will include construction oversight commonly performed by lending institutions, including the use of third-party contractors. Thereafter, Transaction Costs include actual and reasonable costs and expenses incurred by the Authority to manage, monitor, and administer the Loan and Bonds.

1.55 "Unallowable Costs" means those expenses IGU has, may have, or may hereafter incur that are listed on Exhibit B.

2. FINANCING TERMS; SOURCE OF FUNDS; CAPITAL FINANCING. The sources and uses of funds for the financing of IGU’s efforts to create the Integrated Utility shall be as described on the attached Appendix C. Although Appendix C references the issuance of Bonds after the currently existing Bond Issuance Deadline, the dates in Appendix C are based on an expectation that IGU and the Authority will be successful in having the Alaska State Legislature extend the Bond Issuance Deadline. IGU and the Authority shall cooperate with each other and engage in a joint effort to obtain such extension. However, neither the Authority nor IGU are promising that the Bond Issuance Deadline will be extended, and neither the Authority nor IGU shall have any liability if the Bond Issuance Deadline is not extended.
2.1 Capital Appropriation. The remaining unexpended and unobligated amount of the appropriation the Alaska State Legislature made to the Authority by section 26(b) of the State of Alaska capital budget for FY2014, as set out in HCS CSSB 18 (FIN) (chapter 16, Session Laws of Alaska 2013), shall be made available at Closing for use as a portion of the purchase price for Pentex as described in the Purchase Agreement.

2.2 SETS. The Authority shall lend to IGU amounts available through SETS pursuant to the Loan described in Section 4 of this Financing Agreement.

2.3 Bond Credit Facility. Subject to applicable law and the Authority’s Bond issuance requirements, the Authority shall issue Bonds as described in Section 6 of this Financing Agreement.

2.4 LNG Storage Tax Credits. The Integrated Utility will apply for LNG Storage Tax Credits available to it under Alaska State law and utilize the credits or payments received in the business of the Integrated Utility.

3. CLOSING. The Closing shall take place within thirty (30) days after all conditions precedent set forth in Section 7 have been satisfied or waived and in no event after May 31, 2018. The Closing shall be held at such time and place as agreed to in writing by the Authority and IGU. The Parties shall use reasonable efforts to satisfy the conditions precedent to Closing on or before April 30, 2018.
4. SETS CREDIT FACILITY

4.1 Term Loan. The Authority agrees to lend and IGU agrees to borrow, on the terms and conditions provided in this Financing Agreement and the Related Documents, the sum of One Hundred Twenty-Five Million Dollars ($125,000,000). Upon the execution of this Financing Agreement, IGU shall execute and deliver to the Authority the Term Loan Note, the form of which is attached to this Financing Agreement as Exhibit A, due in full on the Maturity Date.

4.1.1 Interest Rate. Under the Term Loan Note, interest shall accrue at the rate of zero percent (0%) per annum during the Deferral Period, unless the Default Rate of interest has been imposed as provided in this Financing Agreement. Commencing upon the expiration of the Deferral Period and continuing until the Maturity Date, the Interest Rate on the principal amount of the Term Loan Note shall be one quarter of one percent (0.25%) per annum, unless the Default Rate of Interest has been imposed as provided in this Financing Agreement.

4.1.2 Payments. Under the Term Loan Note, IGU shall not be required to make any payments during the Deferral Period. In the event that the Demand Deferral Period commences as provided in Section 4.3, IGU shall pay interest only at the Interest Rate commencing on the first day of the first calendar month after commencement of the Demand Deferral Period. Commencing on the first day of the first calendar month after the expiration of the Deferral Period or, if applicable, after the expiration of the Demand Deferral Period, whichever is later, IGU shall pay equal monthly payments on the first day of each month sufficient to fully amortize the Term Loan over a period of thirty (35) years. All payments shall be applied first to interest,
and then to principal. If not sooner paid, the Term Loan shall be paid in full by the Maturity Date.

4.1.3 **Initial Advances.** Advances shall be made under the Term Loan at Closing equal to the following, all of which shall be considered funds advanced under the Term Loan Note:

A. **Closing Costs.** The Authority will advance an amount equal to all Closing Costs up to a maximum of Seventy-Five Thousand Dollars ($75,000).

B. **Payment of FNG Loan.** The Authority will advance funds necessary to pay all amounts due and payable under the FNG Loan.

C. **Payment of IGU Loan.** The Authority will advance funds necessary to pay all amounts due and payable under the IGU Loan.

D. **Pentex Payment.** The Authority will advance funds necessary to pay the purchase price due from IGU to the Authority for Pentex, in accordance with the Purchase Agreement.

4.1.4 **Balance of Loan Proceeds.** On the Closing Date, the Authority shall set aside monies from the SETS fund in a separate account known as the "IGU Loan Account". The Authority shall deposit into such separate account an amount equal to the difference between the One Hundred Twenty Five Million Dollars ($125,000,000) Term Loan and the disbursements described in Section 4.1.3. The IGU Loan Account shall be held by the Authority in a segregated account within the SETS fund, shall be committed and obligated to the funding of the balance of the Term Loan, and shall be available to IGU for this purpose only. Monies in the IGU Loan Account will remain committed to and obligated for funding the Term Loan as long as the
Authority is committed to advances under the Term Loan. The Authority shall be entitled to all interest earned on the IGU Loan Account. IGU shall apply to the Authority for disbursements under the IGU Loan Account under the Term Loan, pursuant to a draw request and accounting in a form reasonably acceptable to the Authority, and, following approval by the Authority, the Authority shall disburse the amounts requested pursuant to the following provisions of this Section 4.1.4:

A. IGU must use the Loan funds only to pay costs of the Project and for no other purpose. The Scope of Work and Schedule of Advances shall be used by the Loan Officer to determine the Project schedule, the Project deliverables, and the amount to be advanced for each task defined in that Scope of Work and Schedule of Advances. The Loan Officer shall authorize the payment of Loan advances to IGU for work reasonably determined to be within the Scope of Work and Schedule of Advances. No more frequently than once every three (3) months, IGU shall submit a draw request to the Loan Officer for Project costs based on the projected Scope of Work and Schedule of Advances for the succeeding three (3) month period and for Project costs actually incurred by IGU during the preceding three (3) month period; provided, however, that no funds may be used to reimburse IGU for Unallowable Costs. Each draw request will include copies of all paid invoices, estimates of future work, and other contracts reasonably requested by the Authority.

B. The Loan Officer shall determine, based on the Scope of Work and Schedule of Advances, whether any draw request and/or invoice IGU submits qualifies for an advance or reimbursement under the terms of the Loan. Subject to approval of disbursement requests by the Loan Officer, the Authority will advance to
IGU from the available Loan funds the amount of the approved advance and reimbursement. If any portion of a request for an advance or reimbursement includes expenses that are deemed Unallowable Costs, the Authority will pay the amount of the approved advance and/or reimbursement and withhold only the amount that is an Unallowable Cost. IGU must be in compliance with all financial reporting requirements under this Financing Agreement.

C. Each draw request shall set forth the amount of all prior Loan advances and an accounting of how such Loan advances were applied. If the amounts advanced have not been expended as scheduled, the excess funds shall be deducted from the amount of any future Loan advance. If the Authority reasonably determines that any unexpended portion of prior Loan advances will not be used by IGU under the Scope of Work and Schedule of Advances for a period of 180 days or more, IGU shall return such unexpended portion of the prior Loan advances upon the Authority’s written request for the same, the outstanding balance of the Loan will be reduced by the returned amounts, and the Authority will hold the returned amounts in the IGU Loan Account for possible future advancement in accordance with this Section 4.1.4.

D. IGU shall pay upon presentation of an invoice from the Authority all Transaction Costs.

E. The Authority will have no obligation to advance funds on the Loan if the conditions precedent described in Section 7 have not been satisfied or if any Event of Default has occurred and is continuing.
4.1.5 **Termination of Commitment to Advances.** The Authority will have no obligation to advance funds on the Loan after ten (10) years from the Closing Date, even if the full amount of the monies in the IGU Loan Account have not been advanced.

4.2 **Refinance or Prepayment.** If required to facilitate issuance of Bonds, but not otherwise, IGU will be prohibited from refinancing the Loan and prepaying the Loan and the Term Loan Note, in whole or in part, and any attempted refinancing or prepayment will not be accepted or given effect.

4.3 **Demand Growth Deferral.**

4.3.1 In the event that, after the expiration of the Deferral Period and the sale of Bonds, natural gas demand growth does not meet projected levels as set forth in Appendix A, the principal amount of the Term Loan payments due from IGU under the Term Loan Note will be deferred for an additional five years. During such Demand Deferral Period, all accrued interest shall be paid on the scheduled payment dates as provided in the Term Loan Note.

4.3.2 If, after any deferral occurs under this Section 4.3, natural gas demand meets or exceeds projected levels, IGU shall begin payments on the deferred amounts of principal on the next scheduled payment date.

4.3.3 IGU must be in compliance with the covenants set forth in Sections 8.1.1, 8.1.2, 8.1.3, and 8.1.6 before the commencement of and during any deferral of principal under this Section 4.3.
5. INTEGRATED UTILITY.

5.1 Integrated Utility Capital Program. The Integrated Utility Capital Program is designed to support the projected Integrated Utility Natural Gas Demand Forecast set forth in Appendix A. IGU, in consultation with the Authority, will implement the Integrated Utility Capital Program as set forth in Appendix B to establish an integrated Utility (inclusive of natural gas purchase, LNG production, transport, storage, re-gasification, and natural gas distribution) in the FNSB, including plans for utility capital improvements, organization, and all required regulatory approvals.

5.2 Integrated Utility Capital Program Staging. The Integrated Utility Capital Program will be implemented in stages as described in the table below:

<table>
<thead>
<tr>
<th>Stage 1</th>
<th>Stage 2</th>
<th>Stage 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Funded at Closing with Appropriations and SETS Loan</td>
<td>Funded with remaining SETS Loan and First Bond Sale</td>
<td>Funded with Bonds, Other Bonds, or other funding or financing Demand Driven Work Items</td>
</tr>
<tr>
<td>• Pentex Acquisition</td>
<td>• Titan 2 Completion (incl. Titan 1 upgrades)</td>
<td>• Additional LNG trailers &amp; equipment</td>
</tr>
<tr>
<td>• 5.25mg Fairbanks Storage</td>
<td></td>
<td>• Distribution system extension / buildout</td>
</tr>
<tr>
<td>• Titan 2 FEED (incl. Titan 1 upgrades)</td>
<td></td>
<td>• Titan 3</td>
</tr>
<tr>
<td>• North Pole Storage &amp; Re-gas</td>
<td></td>
<td>• Services &amp; meters in buildout areas</td>
</tr>
<tr>
<td>• Services &amp; meters for existing piped areas</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

5.3 Integrated Utility Financing Plan. The Integrated Utility will be financed using the capital appropriation and proceeds of the Loan and the Bonds as provided in this Financing Agreement, and set forth in the Sources & Uses of Funds described in Appendix C. As set forth in Section 10, the obligation of, and security for, payment of the Bonds and the Other Bonds, will be superior to the Loan and Collateral for the Loan.
6. **BOND CREDIT FACILITY.** IGU, in consultation with the Authority, through the Purchase Agreement, this Financing Agreement, and the advancement of the Project, will establish IGU as an Investment Grade municipal utility prior to the issuance of the revenue Bonds described in Section 6.1.

6.1 **Bond Issuance.** After the Closing but not later than the Bond Issuance Deadline, at IGU's request, the Authority shall issue Bonds, in one or more series, in the form of conduit revenue bonds supported by the State of Alaska's moral obligation; proceeds of such Bonds will be loaned to IGU to finance component parts of the Project. The issuance of the Bonds shall be subject to the terms and conditions of a trust indenture and loan agreement and, including the following:

6.1.1 The aggregate amount of Bonds to be issued may not exceed One Hundred Fifty Million Dollars ($150,000,000) (which sum is inclusive of debt service reserves and capital reserves), plus the costs of capitalized interest and the actual reasonable bond counsel fees, trustee fees, rating fees, financial advisor fees, escrow fees, and other bond issuance costs actually incurred by the Authority.

6.1.2 In connection with the issuance of the Bonds, or each series of Bonds, IGU shall pay the actual reasonable fees and expenses of the Authority's bond counsel and IGU shall pay the Authority the issuance fee as provided in the Authority's regulations (3 AAC 99.140) then in effect. Unless IGU elects to pay the fees and expenses of the Authority's bond counsel and the issuance fee for the Bonds directly to the Authority, the same shall be paid from the proceeds of the Bonds. After issuance of the Bonds (or a series of Bonds), IGU shall be responsible for any direct, out-of-pocket costs the Authority incurs with respect to the Bonds as provided in the Authority's
regulations (3 AAC 99.140) then in effect, subject to SB 23. The Authority shall not otherwise charge IGU any points or percentage fee with respect to the Bonds.

6.1.3 The Bonds may be issued in one or more series as IGU determines based on its consultation with IGU’s financial advisors. The Bonds shall be secured by a capital reserve fund supported by the State of Alaska moral obligation in accordance with SB 23. IGU shall inform the Authority as soon as reasonably possible with respect to all withdrawals from, and all other activity taking place with respect to, the capital reserve fund established for the Bonds.

6.1.4 No Bonds may be issued after the Bond Issuance Deadline. IGU understands and agrees that IGU shall solely be responsible for ensuring that any request IGU makes to the Authority for the issuance of Bonds is made sufficiently in advance of the Bond Issuance Deadline so as to allow the Authority a reasonable period of time to authorize and issue such Bonds.

6.1.5 The Bonds shall be authorized and issued pursuant to the terms and conditions of documents distinct and separate from this Financing Agreement, including a trust indenture, loan agreement, and federal tax certificates if such Bonds are issued on a tax-exempt basis under the Code. IGU acknowledges that the Authority makes no representations with respect to the terms of the Bonds, including interest rates and fees, other than the Authority’s own fees as provided for in Section 6.1.2. IGU accepts the risk that the underwriters of the Bonds, or the investors in the Bonds, or the trustee or paying agent appointed with respect to the Bonds, may require interest rates, fees, terms, or conditions that are unacceptable to IGU or that make issuance of the Bonds impossible or commercially unreasonable.
6.1.6 The Bonds shall be issued as conduit revenue bonds; principal and interest on the Bonds will be payable solely from assets and revenues of IGU, secured by a capital reserve fund supported by the State of Alaska moral obligation. The Bonds shall not be a general obligation of the Authority or payable from any assets or revenues of the Authority. Except for funds that the Alaska State Legislature may appropriate to the Authority in accordance with AS 44.88.105(d) to restore the required balance of the capital reserve fund established for the Bonds, the Authority shall not be obligated to fund the capital reserve fund for the Bonds from its own assets or revenues.

6.1.7 At IGU’s request, the Authority shall execute any documents necessary to: (1) ensure the Bonds and the Other Bonds have priority of payment over the Loan; and (2) subordinate any lien or security interest the Authority holds against IGU, Pentex, or the Subsidiaries, or their assets or revenues, to any lien or security interest that supports the payment of the Bonds and any Other Bonds.

6.1.8 Issuance of any Bonds is subject to the requirements and restrictions of applicable law, including any amendment to SB 23 that may be made after the Effective Date. Before Bonds in excess of Ten Million Dollars ($10,000,000) may be issued, the Authority must have received a certified copy of a resolution of the local government in which the facilities to be financed are located consenting to the facilities being located in its jurisdiction in accordance with AS 44.88.095(c).

6.2 Cooperation. IGU and the Authority shall reasonably cooperate with one another with respect to the issuance and placement of the Bonds. IGU, however, shall be principally responsible, in consultation with the Authority, for securing an underwriter
(or underwriters) for the Bonds and for carrying out the tasks necessary to place the Bonds with investors, including: (i) participating in the preparation of, and authorizing the publication of, any official statement or other offering document needed in connection with the issuance of such Bonds; (ii) entering into any continuing disclosure obligation that may be required under Securities and Exchange Commission Rule 15c2-12 with respect to such Bonds; (iii) executing any tax, arbitrage, or similar agreement pertaining to the exemption of interest on such Bonds from gross income for federal income tax purposes, as applicable; (iv) taking such actions as may be necessary to establish or maintain the exemption of interest on such Bonds from gross income for federal income tax purposes; (v) having IGU's legal counsel deliver such legal opinions, in a form acceptable to the Authority and the Bond underwriters, as are required to support the issuance of the Bonds, similar to the opinions required under Section 7.4 of this Financing Agreement and that such opinions were accurate when made and remain accurate as of the date such Bonds are issued; and (vi) such other actions as the Authority's bond counsel may reasonably require in connection with the issuance of such Bonds and consistent with the Authority's standard practice, including review and approval of documents by the Authority's bond and disclosure counsel.

7. CONDITIONS PRECEDENT TO CLOSING AND ADVANCES. The Authority and IGU shall be obligated to consummate the Closing in accordance with the terms of this Financing Agreement only if each of the following conditions precedent has been satisfied in full at or before the Closing Date, unless waived in writing by both the Authority and IGU, in their sole discretion, respectively. The Authority shall have no obligation to make any advances under the Term Loan unless each and every material
requirement and condition of this Financing Agreement, including those set forth in this Section 7 and elsewhere in this Financing Agreement, is satisfied or waived.

7.1 Execution of Documents. This Financing Agreement and the Related Documents shall have been duly executed and delivered to the Authority and IGU by the appropriate persons and all such Related Documents shall be in form and substance satisfactory to the Authority and IGU, in their sole discretion, respectively.

7.2 Other Documents. The Authority and IGU shall each receive such other certificates, documents, and instruments regarding IGU, Pentex, and the Subsidiaries as the Authority and IGU may reasonably require.

7.3 Authority Documents.

7.3.1 The Authority shall have received certificates by an authorized officer or representative of IGU upon which the Authority may conclusively rely, certifying that: (i) all requisite action taken in connection with the Loan has been duly authorized; (ii) the names, signatures, and authority of IGU's authorized signers executing the Related Documents; and (iii) such other documents as the Authority may reasonably require to be executed by, or delivered on behalf of, IGU.

7.3.2 IGU shall have received certificates by an authorized officer or representative of the Authority upon which IGU may conclusively rely, certifying that: (i) all requisite action taken in connection with the Loan has been duly authorized; (ii) the names, signatures, and authority of the Authority's authorized signers executing the Related Documents; and (iii) such other documents as the IGU may reasonably require to be executed by, or delivered on behalf of, the Authority.
7.4 Legal Opinions.

7.4.1 The Authority shall have received the written opinion(s) of legal counsel for the IGU, selected by the IGU and satisfactory to the Authority, dated as of the Closing Date or at such other times as may reasonably be requested by the Authority, and covering the due execution and delivery of the Related Documents and such other matters as the Authority may reasonably require; including, without limitation, the following:

A. IGU is a public corporation and an instrumentality of the FNSB which has been duly created and organized, and is validly existing as a public corporation and government instrumentality in good standing under the laws of the State of Alaska and of FNSB.

B. This Financing Agreement, the Term Loan Note, and the other Related Documents have been duly authorized, executed, and delivered by IGU and constitute valid and binding obligations of IGU, enforceable against IGU in accordance with their terms.

C. Neither the execution and delivery of this Financing Agreement and the Related Documents, nor the performance of IGU’s obligations under these documents: (i) violates any provision of the governing instruments of IGU or the FNSB; (ii) breaches or constitutes a default under any agreement or commitment to which IGU is a party; or (iii) violates any statute, law, regulation, or rule, or any judgment, decree, or order of any court or governmental authority applicable to IGU;

D. No consent, approval or authorization of, or declaration, filing or registration with, any governmental authority is required in connection with the
execution, delivery, or performance of this Financing Agreement or the Related Documents; and

E. No litigation, claim, investigation, administrative proceeding, or similar proceeding is pending or threatened against IGU or the Project.

7.4.2 IGU shall have received the written opinion(s) of legal counsel for the Authority, selected by the Authority and satisfactory to IGU, dated as of the Closing Date or at such other times as may reasonably be requested by the IGU, and covering the due execution and delivery of the Related Documents and such other matters as IGU may reasonably require; including, without limitation, the following:

A. The Authority is a public corporation of the State of Alaska which has been duly created and organized, and is validly existing as a public corporation and government instrumentality in good standing under the laws of the State of Alaska.

B. This Financing Agreement and the other Related Documents have been duly authorized, executed, and delivered by the Authority and constitute valid and binding obligations of the Authority, enforceable against Authority in accordance with their terms.

C. Neither the execution and delivery of this Financing Agreement and the Related Documents, nor the performance of the Authority’s obligations under these documents: (i) violates any provision of the governing instruments of the Authority; (ii) breaches or constitutes a default under any agreement or commitment to which the Authority is a party; or (iii) violates any statute, law,
regulation, or rule, or any judgment, decree, or order of any court or governmental authority applicable to the Authority;

D. No consent, approval or authorization of, or declaration, filing or registration with, any governmental authority is required in connection with the execution, delivery, or performance of this Financing Agreement or the Related Documents; and

E. No litigation, claim, investigation, administrative proceeding, or similar proceeding is pending or threatened against the Authority or the Project.

7.5 Security. The Authority shall have received all security instruments necessary to perfect a security interest in the Collateral duly executed by all parties thereto, which security instruments shall have been properly filed or recorded.

7.6 Representations and Warranties. The obligation of the Authority to make any Loan advance shall be subject to satisfaction of the following conditions that, at the date of making such Loan advance, and after giving effect thereto: (i) no Event of Default shall have occurred and continue to exist; and (ii) each representation and warranty set forth in this Financing Agreement and the Related Documents is materially true and correct as if then made.

7.7 Closing on Purchase Agreement. The closing of the Purchase Agreement must occur concurrently with the Closing under this Financing Agreement.

7.8 Transfer of the North Slope Pad. The Authority must execute and deliver the documents necessary to transfer the North Slope Pad to IGU and the Department of Natural Resources must have approved the transfer to IGU.
7.9 Change in Law. The consummation of the transactions contemplated by this Financing Agreement must not be prohibited by any statute, regulation, order, or directive of any government or governmental agency. The source of funds the Authority expects to use as authorized under SB 23 must remain legally available for use in the SETS financing and for paying the Purchase Price for Pentex.

8. COVENANTS OF IGU. IGU covenants and agrees to the following during the Term:

8.1 Investment Grade Integrated Utility Financing. Each Bond financing will be premised on a third party determination that the capital program and pro forma financial projections meet all standards for feasibility as an Investment Grade municipal utility financing on that Bond Financing.

8.1.1 Debt Service Coverage Ratio. In addition to any debt service coverage requirements on any outstanding Bonds or Other Bonds, IGU shall maintain an overall Debt Service Coverage Ratio of not less than 1.0 to 1.0, calculated at the end of each fiscal year of IGU. "Debt Service Coverage Ratio" shall mean the ratio of Net Operating Income to Debt Service. Within the first three (3) months of the fiscal year following any fiscal year in which IGU is unable to maintain the Debt Service Coverage Ratio, IGU shall reset rates and charges as required under Section 8.1.2 and take such other reasonable action as IGU expects in good faith will result in IGU achieving the Debt Service Coverage Ratio.

8.1.2 Rate Covenant. Rates and charges for natural gas and all other services or facilities furnished or supplied by IGU shall be set to generate annual net revenues sufficient to maintain a Debt Service Coverage Ratio of not less than 1.0
to 1.0 for Investment Grade municipal utility financing on the Bonds and the Other Bonds, plus the amount, if any, required to be deposited in any operating, debt service, capital, or other reserves.

8.1.3 **Additional Indebtedness.** IGU will not enter into any indebtedness in excess of One Million Dollars ($1,000,000) for any particular indebtedness or more than Five Million Dollars ($5,000,000) in the aggregate, except for the Bonds, the Other Bonds, and the Loan, without the prior written consent of the Authority.

8.1.4 **Operating Covenant.** IGU will operate the Integrated Utility consistent with prudent utility practices and IGU's CPCI will be maintained in good standing, as it exists on the Effective Date or as it may be amended thereafter to incorporate FNG's business or service territory. Among other things required by the preceding sentence, IGU will establish and execute policies to operate the Integrated Utility in an efficient manner and at a reasonable cost, to maintain, preserve, and keep the Project and all component parts of the Project in good repair, working order, and condition; and to, from time to time, make or cause to be made all necessary and proper repairs, renewals, and replacements so that the business carried on in connection with the Project will be conducted in a manner consistent with the operations of Investment Grade utilities.

8.1.5 **Economically Sound System.** IGU will extend utility service and make extensions and improvements to IGU's systems consistent with prudent utility practices. Among other things required by the preceding sentence, IGU will establish and execute policies to ensure its system remains economically sound, to encourage
economic extensions and improvements, and to discourage extensions and improvements financed through additional debt that will hinder the efficient and economical operation of the Integrated Utility overall, unless such extensions or improvements are required for operational or safety purposes, or by law, or by any regulatory body having jurisdiction over IGU.

8.1.6 **Sale, Lease, or other Disposition of IGU Assets.** IGU will only sell, lease, or otherwise dispose of IGU assets consistent with prudent utility practices and the Commercial Security Agreement. Among other things required by the preceding sentence, IGU will establish and execute policies to limit the sale, lease, or other disposal of IGU assets material to the production of revenues unless the remaining Integrated Utility assets will generate revenues sufficient to result in compliance with the operating and financial covenants.

8.2 **Commencement of Construction Work.** The Parties agree that the Integrated Utility Capital Program attached as Appendix B, the Integrated Utility Sources & Uses of Funds attached as Appendix C, and the Scope of Work and Schedule of Advances attached as Exhibit C, collectively, constitute a reasonable and adequate financial plan to commence construction of the Stage 1 elements of the Project as presently planned.

Before commencing the construction of any major component part of Stage 2 or Stage 3 of the Project (as referenced in Section 5.2), IGU must have the financial resources in place, as demonstrated by committed funds available to IGU. For this purpose, “construction” includes the ordering of any equipment or materials for the construction of a component part of the Project, clearing, excavation, or other physical
preparation work, and any building work; however, "construction" does not including engineering work, preparing plans and specifications or bid or contract documents, or applying for or otherwise seeking any necessary Permits.

8.3 Permits; CPCN. IGU, Pentex, and the Subsidiaries, as appropriate, shall apply for and obtain federal, state, and local permits, including any CPCN, required to own, construct, operate, and maintain all of the component parts of the Integrated Utility.

8.4 North Slope Pad. IGU covenants to use the North Slope Pad, any revenues derived from the North Slope Pad that are net of the costs of operating and maintaining the North Slope Pad, and the proceeds received from the sale or other disposition of the North Slope Pad net of the cost of selling or disposing of the North Slope Pad only for the following purposes and no other purposes: to advance an Alaska liquefied natural gas production plant, and distribution systems as necessary to serve Interior Alaska as a primary market.

8.5 Financial Statements and Records.

8.5.1 While the Loan is outstanding, IGU, on its own behalf and on behalf of Pentex and the Subsidiaries, will furnish to the Authority within one hundred twenty (120) days after the close of IGU's fiscal year annual financial statements, on a consolidated and consolidating basis, reporting IGU's, Pentex's, and the Subsidiaries' assets, liabilities, and cash flows, audited by an independent certified public accountant. The financial statements will be prepared in accordance with GAAP, applied on a consistent basis throughout the periods involved, and will fairly present
the financial position of IGU, Pentex, and the Subsidiaries as of their respective dates and the results of operations and cash flows for the periods reported.

8.5.2 To the extent required to be filed, IGU, Pentex, and the Subsidiaries shall annually provide the Authority with copies of their federal and state tax returns thirty (30) days after the same have been completed.

8.5.3 The Authority shall be entitled to rely on the financial statements, tax returns, and other documentation provided in accordance with this Section 8.5 to determine whether an Event of Default has occurred under Section 11 of this Financing Agreement.

8.6 Books and Records. IGU will keep and maintain proper books and accounts with respect to the Project, its operations, and the operations of Pentex and the Subsidiaries, in accordance with GAAP.

8.7 Inspection. IGU will permit employees and agents of the Authority to inspect the Project and IGU's, Pentex's, and the Subsidiaries' business and operations, and their business records, wherever located, during normal business hours or at any other reasonable time agreed to between the Parties.

8.8 Development Process. The development process for the Project is as set forth in the Scope of Work and Schedule of Advances, and any material changes to the Scope of Work and Schedule of Advances must be agreed to by both Parties. In the event either Party desires changes to the Scope of Work and Schedule of Advances due to practical concerns related to the Project, including unforeseen circumstances or events, the Parties shall promptly meet and confer to consider alternatives and determine, if possible, a change to the Scope of Work and Schedule of Advances. For
purposes of this Section 8.8, "material" shall be defined as the lesser of: (i) a change valued at Two Hundred Fifty Thousand Dollars ($250,000) or more; or (ii) two and one-half percent (2.5%) of any particular line item in the Scope of Work.

8.9 LNG Storage Tax Credits. IGU, Pentex, and the Subsidiaries, as appropriate, shall apply for LNG Storage Tax Credits available to them as a result of the operation of the Project and the Integrated Utility and request a cash payment from the State of Alaska for such LNG Storage Tax Credits, if available under applicable law. IGU, Pentex, and the Subsidiaries, as appropriate, shall perform all required activities to qualify for available LNG Storage Tax Credits.

8.10 Reporting. Until June 30, 2025, IGU, Pentex, and the Subsidiaries shall furnish to the Authority, at its request, the information and reports the Authority reasonably requires in order to provide the quarterly reports to the Alaska State Legislature mandated under section 13 of chapter 39 of the 2015 Session Laws of Alaska (SCS CSHB 105(FIN) am S).

8.11 Transaction Costs. IGU will reimburse the Authority for all Transaction Costs within thirty (30) days of presentation of an invoice from the Authority.

9. REPRESENTATIONS AND WARRANTIES OF IGU. IGU represents and warrants to the Authority that the statements contained in this Article 9 are correct and complete as of the date of this Financing Agreement, will be correct and complete as of the Closing Date (as though made then), and will be correct and complete as of the date of any advance (as though made then):

9.1 Existence. IGU is a public corporation and instrumentality of the FNSB, established by law. IGU is duly organized and validly existing under the laws of the
State of Alaska with full power: (a) to carry on its business as currently conducted and
to own, lease and operate all property and assets now owned, leased, or operated by it,
(b) to enter into this Financing Agreement and to perform its obligations under this
Financing Agreement, and (c) to incur debt and borrow money.

9.2 Authorization. The execution and delivery by IGU of this Financing
Agreement, and the performance by IGU of its obligations under this Financing
Agreement, have been duly and validly authorized by all necessary organizational
action of IGU and the FNSB. This Financing Agreement has been duly executed and
validly delivered by IGU and is legally binding on IGU, enforceable against IGU in
accordance with its terms, except as may be limited by bankruptcy, insolvency, or other
laws affecting the enforcement of creditors' rights generally, by general principles of
equity (regardless of whether considered in a proceeding in equity or one at law), and
by public policy.

9.3 No Conflict. The execution and delivery of this Financing Agreement by
IGU, and the performance by IGU of its obligations under this Financing Agreement, do
not and will not (a) conflict with IGU's governing ordinances or bylaws, or (b) result in
the breach of any of the provisions of, or constitute a default under, any judgment, writ,
order, decree, or agreement to which IGU is a party or by which IGU is bound, which
breach or default would reasonably be expected to materially adversely affect the
transactions contemplated by this Financing Agreement.

9.4 Gas Supply Contract. IGU has been provided with an executed copy of
the gas supply contract between Titan Alaska LNG, LLC, a Delaware limited liability
company, and Hilcorp Alaska LLC. IGU hereby acknowledges and affirms that this
natural gas supply contract is an acceptable gas supply contract for purposes of due diligence and Closing.

10. PRIORITY OF PAYMENT AND COLLATERAL. The Bonds, the Other Bonds, and the Loan will be secured by all of the following Collateral and with the following payment priority:

10.1 Payment and Collateral Security Priority. The Bonds and the Other Bonds will have priority over the Loan both for payment of debt service and in the Collateral. As necessary, the Authority and IGU each agree to execute any necessary agreements to establish the senior lien position of the holders of the Bonds and the Other Bonds with respect to both revenues and Collateral pledged by IGU for the Loan.

10.2 IGU Assets. The Bonds and the Loan will be secured by all of IGU’s revenues and assets, including all bank and investment accounts, the LLC membership interests in Pentex, the assets of Pentex and the Subsidiaries, and the North Slope Pad; excluding, however, any CPCN which cannot be assigned to the Authority. IGU shall cause Pentex and the Subsidiaries to execute and deliver all agreements, documents, and instruments necessary to create and perfect a security interest and lien against their respective assets in favor of the Authority. The Commercial Security Agreement and other documents executed in connection with the IGU Loan, the FNG Loan, and the UCC-1 financing statements filed in connection with the IGU Loan and the FNG Loan shall continue in effect and the collateral pledged under the IGU Loan and the FNG Loan shall continue to be collateral for the Loan.

10.3 LNG Storage Tax Credits. The Authority shall have a security interest in the LNG Storage Tax Credits and the payments received for such LNG Storage Tax
Credits, pursuant to a security agreement in the form required by the State of Alaska and approved by the Authority.

10.4 Permits, Licenses, and Contracts. At Closing, IGU shall assign to the Authority for security purposes all of IGU’s rights, title, and interest in and to any Permits, licenses, or contracts concerning or affecting the construction or operation or use of the Project, the assets of Pentex and its Subsidiaries, and the revenue from the operations of IGU, Pentex, the Subsidiaries, and the Integrated Utility.

11. EVENTS OF DEFAULT AND REMEDIES.

11.1 Events of Default. Subject to any obligation of the Authority to defer IGU payment obligations under this Financing Agreement, IGU will be in default under the terms of the Loan if any of the following events occur and continue after any applicable cure period as provided in Section 11.2 of this Financing Agreement, each of which will be an Event of Default:

11.1.1 IGU fails to make any payment to the Authority on the Term Loan Note within thirty (30) days after the date the payment is due (a Payment Default);

11.1.2 IGU fails to pay the Authority any other sum owed under this Agreement within thirty (30) days of the date the Authority has notified IGU that the payment is due;

11.1.3 IGU, Pentex, or any of the Subsidiaries breaches any promise made to the Authority in this Financing Agreement or any Related Documents, or IGU, Pentex, or any of the Subsidiaries fails to comply with or to perform when due any other term, obligation, covenant, or condition contained in this Financing Agreement, including the Appendices and Exhibits attached hereto and incorporated herein, or any
Related Documents, or in any other agreement IGU, Pentex, or any of the Subsidiaries has with the Authority:

11.1.4 IGU, Pentex, or any of the Subsidiaries defaults under any loan, extension of credit, security agreement, or any other agreement, made in favor of any other creditor or person which materially affects such entity's business or any of its properties or assets or the repayment of the Loan or such entity's ability to perform such entity's obligations under this Financing Agreement or any of the Related Documents;

11.1.5 Any representation or statement made or furnished to the Authority by IGU or on IGU's behalf in this Financing Agreement or any of the Related Documents is false or misleading in any material respect either now or at the time made or furnished;

11.1.6 A receiver is appointed for any part of the property or business of IGU, Pentex, or any of the Subsidiaries, or, IGU, Pentex, or any of the Subsidiaries makes an assignment for the benefit of creditors, or any proceeding is commenced either by or against IGU, Pentex, or any of the Subsidiaries under any bankruptcy or insolvency laws;

11.1.7 Any other creditor successfully executes on any property or assets of IGU, Pentex, or any of the Subsidiaries, in which the Authority has a lien or security interest;

11.1.8 IGU, Pentex, or any of the Subsidiaries ceases to operate its business in the normal course or liquidates, dissolves, merges, transfers its assets other than in the ordinary course of business, or consolidates with another entity, with
the exception of a consolidation or merger between IGU, Pentex, and/or any of the Subsidiaries; or

11.1.9 FNSB rescinds or withdraws the authority of the IGU board to set rates and charges for natural gas and all other services or facilities furnished or supplied by IGU, or to manage or operate IGU as a public corporation with an existence separate from FNSB, or the FNSB Assembly acts or purports to act to set or approve rates and charges for IGU; provided, however, if FNSB or IGU elects to make IGU’s rates and charges subject to RCA regulation, that shall not constitute a default under this Section 11.1.9.

11.2 Cure. A Payment Default may be cured by payment in full of the amount due within thirty (30) days after the date the payment is due. If any Event of Default, other than a Payment Default, is curable, including without limitation failure to meet the covenants contained in Section 8.1, that Event of Default may be cured (so long as no other Event of Default has occurred) if IGU, after receiving written notice from the Authority demanding cure of such default: (1) cures the default within thirty (30) days; or (2) if the cure requires more than thirty (30) days, immediately initiates reasonable steps under the circumstances sufficient to cure the default and IGU thereafter continues and completes all reasonable and necessary steps sufficient to produce compliance as soon as reasonably practical; or (3) if IGU disputes the Authority’s belief that an Event of Default has occurred, IGU timely initiates the dispute resolution procedures provided under Section 11.4.

11.3 Notice by IGU. As soon as possible after IGU knows of or has reason to know that any Event of Default specified in Section 11.1 (other than a Payment Default),
or any event which with notice or lapse of time or both would become an Event of Default, has occurred, IGU shall furnish to the Authority written notice of such occurrence, together with a statement describing the action, if any, IGU proposes to take with respect to such Event of Default.

11.4 Dispute Resolution with Respect to Events of Default.

11.4.1 Payment Default. In the event of a Payment Default under Section 11.1.1, the Authority shall not be required to participate in dispute resolution under Sections 11.4 or 13.9. In such event, the Authority, at its option and in its sole discretion, shall have all rights and remedies available to it under this Financing Agreement, any Related Document, or applicable law, including, but not limited to, the right to foreclose upon the Collateral or to exercise any other self-help remedies.

11.4.2 In the event of a dispute relating to the Events of Default contained in this Financing Agreement (other than a Payment Default), the Parties shall engage in good faith discussions in an effort to resolve the dispute. If such discussions are not successful in resolving the dispute to the satisfaction of the Parties, the Parties shall attempt to settle the dispute by mediation, administered by the American Arbitration Association ("AAA") under its Mediation Rules, or by such other method as may be agreed to in writing between the Parties. If settlement is not reached within one hundred twenty (120) days after service of a written demand for mediation, either Party may commence a lawsuit to resolve such dispute. In the event that: (i) the Parties are unable to reach a mutually agreeable resolution of the dispute under the provisions of this Section 11.4; or (ii) one hundred twenty (120) days after service of a written demand for mediation without a settlement of the dispute having been reached,
whichever shall first occur; the Authority shall have all rights granted to it to foreclose
upon the Collateral or exercise any other self-help remedies provided to the Authority in
this Financing Agreement, any agreements related to the Collateral, any Related
Documents, or under applicable law.

11.4.3 Notwithstanding any other provision of this Section 11.4, if any
Event of Default occurs that causes or threatens to cause the Authority irreparable
harm, or that causes or threatens to cause the loss of or any material impairment or
reduction in the value of any Collateral, the Authority, at its option and in its sole
discretion, may seek and obtain injunctive relief, a decree of specific performance, the
appointment of a receiver, or any other equitable remedy, without the necessity of first
engaging in good faith discussions with IGU or participating in any mediation.

11.5 Action on Default. Subject to the terms and conditions of a trust
indenture for the Bonds, the Other Bonds, and the terms of this Financing Agreement,
including the dispute resolution provisions of Section 11.4, if any Event of Default shall
occur, and any applicable cure period has expired, then, and in each and every case
during the continuance of the Event of Default, the Authority may take any or all of the
actions permitted by law, including the following:

11.5.1 As the holder of the Term Loan Note, the Authority may
accelerate IGU's indebtedness and declare the entire principal sum of the Loan (even if
then deferred) and all accrued interest then unpaid immediately due and payable;

11.5.2 By suit, action, or proceeding at law or in equity, enforce all rights
of the Authority and require IGU, Pentex, or the Subsidiaries, as appropriate, to carry
out any agreement with or for the benefit of the Authority and to perform its duties.
under this Financing Agreement, provided that any such remedy may be taken only to the extent permitted under this Financing Agreement;

11.5.3 Bring suit upon the Term Loan Note or any of the Related Documents;

11.5.4 By action or suit in equity, to enjoin any acts or things that may be unlawful or in violation of the rights of the Authority and the Authority shall not be required to post any bond or other security for the injunction;

11.5.5 Enforce the Authority’s security interest in the Collateral in any manner permitted under any security agreement or applicable law, and, in that event, IGU shall support any RCA application made by the Authority or a purchaser at any foreclosure sale for the transfer of IGU’s CPCN to the successor operator of the Integrated Utility;

11.5.6 The Authority shall be entitled, as a matter of right, to the extent permitted by applicable law, to seek to have a receiver appointed for IGU, Pentex, or any of the Subsidiaries, or for all or any part of the Project, or for all or any part of their assets, facilities, or businesses, to seek to take control of the leases, rents, revenues, and contracts, and the proceeds, issues and profits thereof, with the rights and powers referenced below and such other rights and powers as the court making such appointment shall confer. Such appointed receiver shall have all powers and duties prescribed by applicable law, all other powers that are necessary or usual in such cases for the protection, possession, control, management, and operation of the assets, facilities, or businesses or the Project, and such rights and powers as the Authority would have, upon entering and taking possession of the Collateral. IGU will
not oppose any RCA application made by the Authority or a purchaser at any foreclosure sale for the transfer of IGU's CPCN to the successor operator of the Integrated Utility.

11.5.7 The Authority, by its agent or any court-appointed receiver, may enter, take possession of, manage, and operate all or any part of the Project or the Collateral, and may also do any and all other things in connection with those actions that the Authority may, in its sole discretion, consider necessary and appropriate to protect the Collateral. Such other things may include: taking and possessing all of IGU's or the then owner's books and records; entering into, enforcing, modifying, or canceling contracts or leases on such terms and conditions as the Authority may consider proper; collecting and receiving any payment of money owing to IGU, Pentax or the Subsidiaries; completing any unfinished construction; and/or contracting for and making repairs and alterations. IGU agrees that it will not oppose any RCA application made by the Authority or a purchaser at any foreclosure sale for the transfer of IGU's CPCN to the successor operator of the Integrated Utility; or

11.5.8 Pursue any other right or remedy available to the Authority in law or equity.

11.6 Default Interest; Remedies on Default.

11.6.1 In the case of a Payment Default or failure to comply with the provisions of Sections 8.1.1, 8.1.2, 8.1.3, or 8.1.6, but only after the applicable cure period under Section 11.2 has ended, the amounts due under the Term Loan Note shall incur interest at the Default Interest Rate from the date of default for as long as such an
Event of Default exists. After such Events of Default are cured, the original terms and conditions of the Term Loan Note shall apply.

11.6.2 In the case of an Event of Default due to non-payment of any other amounts due under this Financing Agreement, other than as a result of a Payment Default, only the amount due shall bear interest at the Default Interest Rate from the date of default, which interest shall be due in full with the payment of any such amount due.

11.6.3 If suit is commenced on the Term Loan Note, IGU shall pay to the holder of said Term Loan Note actual reasonable attorneys' fees and court costs and the costs of any receivership.

11.7 Cumulative Rights; No Marshaling Required.

11.7.1 No remedy of the Authority under this Financing Agreement is exclusive of any other remedy or remedies, but each and every such remedy shall be cumulative and shall be in addition to every other remedy given under this Financing Agreement, the Term Loan Note, the Commercial Security Agreement, or any of the Related Documents, or now or hereafter existing at law or in equity.

11.7.2 Under no circumstances shall the Authority be required to marshal assets, collateral, or security for the benefit of IGU, Pentex, the Subsidiaries, or any third persons.

12. DAMAGE OR DESTRUCTION.

12.1 IGU Assumess Risk of Damage or Destruction. Damage to the Project, any portion of the Project, or the Collateral shall not terminate this Financing Agreement or cause any abatement of or reduction in the payments IGU must make to the
Authority, or otherwise affect the obligations of the IGU, Pentex, or the Subsidiaries to the Authority.

12.2 Required Insurance. IGU will maintain fire and extended coverage casualty insurance on the Project up to its full replacement value, which insurance must list the Authority as "Mortgagee Loss Payee" for real property assets and "Lender Loss Payee" for personal property assets. IGU shall maintain public liability insurance on its operations and business, with all such insurance being in the form, amounts, and coverages, and with insurance companies, that are reasonably acceptable to the Authority. The Authority will be named as an additional insured on the public liability insurance. IGU will provide to the Authority copies of all of the required insurance policies. All insurance policies shall require notice to the Authority at least 20 days in advance of any cancellation or reduction in coverage.

12.3 Insurance Proceeds. IGU shall promptly notify the Authority of any loss or damage to the Collateral, whether or not such casualty or loss is covered by any insurance. The Authority may make proof of loss if IGU fails to do so within 15 days of the casualty. IGU shall use all amounts collected by IGU under any fire or other insurance to restore the damaged or destroyed property. All amounts collected by IGU under any fire or other insurance policy that are not used by IGU to restore the damaged or destroyed property shall be payable to or otherwise provided to the Authority and may be applied by the Authority towards the outstanding indebtedness owed on the Loan, and in such order as the Authority may determine. If the Authority reasonably estimates that the amount collected from insurance will not be sufficient to complete the restoration work, the Authority may require that IGU provide adequate
proof that it has the additional funds necessary to fully and completely finish the work necessary to restore the damaged or destroyed property. All work to restore the damaged or destroyed property shall be conducted pursuant to written contracts approved by the Authority in writing. This Section 12.3 will be subject to the terms and conditions of any trust indenture for the Bonds.

13. MISCELLANEOUS.

13.1 No Pledge of the State or FNSB. No obligation of the Authority hereunder shall be deemed to constitute a pledge of the full faith and credit or taxing power of the State of Alaska or of any political subdivision thereof, except that the Bonds shall be secured by a capital reserve fund supported by the State of Alaska's moral obligation. No obligation of IGU hereunder shall be deemed to constitute a pledge of the full faith and credit or taxing power of the FNSB. Under the applicable implementing and creating ordinance that authorized IGU's formation, IGU may contract only on its own behalf and not on behalf of the FNSB. The FNSB is not liable for the debts or liabilities of the IGU unless such debts and/or liabilities are specifically authorized by the FNSB Assembly or law.

13.2 Non-Waiver. No waiver by either Party of any breach of any obligations, agreements, or covenants under this Financing Agreement, or under the Term Loan Note, or under any of the Related Documents, shall be a waiver of any subsequent breach. No delay or omission to exercise any right or power on either Party's part shall impair any such right or power or shall be construed to be a waiver thereof, but any such right and power may be exercised from time to time and as often as may be deemed expedient.
13.3 Severability. Any provision of this Financing Agreement determined to be invalid by a court of competent jurisdiction shall not invalidate the remaining provisions of the Financing Agreement. If any provision of this Financing Agreement is held to be illegal, invalid, or unenforceable under any present or future law, then that provision will be fully severable. This Financing Agreement will be construed and enforced as if the illegal, invalid, or unenforceable provision had never comprised a part of this Financing Agreement, and the remaining provisions of this Financing Agreement will remain in full force and effect and will not be affected by the illegal, invalid, or unenforceable provision or by its severance from this Financing Agreement. Furthermore, in lieu of each illegal, invalid, or unenforceable provision, there will be added automatically, as a part of this Financing Agreement, a provision as similar in terms to the illegal, invalid, or unenforceable provision as may be possible and be legal, valid and enforceable.

13.4 Integration. This Financing Agreement, all exhibits, appendices, addendums, schedules, and amendments to this Financing Agreement, and all of the Related Documents constitute the complete and final agreement of the Parties relating to the subject matter addressed in this Financing Agreement or the Related Documents, and supersede all prior communications, understandings, and agreements between the Parties, whether oral or written. The Parties hereby acknowledge and represent, by executing this Financing Agreement, that said Parties have not relied on any representation, assertion, guarantee, warranty, collateral contract, or other assurance, except those set out in this Financing Agreement or the Related Documents, made by or on behalf of any other Party or any other person or entity whatsoever, prior to the execution of this Financing Agreement.
13.5 Amendment; Assignment. The provisions of this Financing Agreement may only be reformed, altered, or modified by a writing that indicates it is intended to amend the terms of this Financing Agreement and is signed by duly authorized representatives of each Party. This Financing Agreement shall be binding upon and inure to the benefit of the Parties and their respective successors and permitted assigns, but IGU shall not assign its rights or delegate its duties under this Agreement without the prior written consent of the Authority, which consent shall not be unreasonably withheld. Any attempted assignment or delegation of IGU's rights or obligations under this Financing Agreement by IGU, or it successors or permitted assigns, without the prior written consent of the Authority shall be absolutely void, not merely voidable, and shall constitute an Event of Default under this Agreement.

13.6 Construction and Interpretation. This Financing Agreement will in all events be construed as a whole, according to its fair meaning, and not strictly for or against a Party because that Party (or the Party's legal representative) drafted the Financing Agreement. The headings, titles, and captions contained in this Financing Agreement are merely for reference and do not define, limit, extend, or describe the scope of this Financing Agreement or any provision of it. Unless the context requires otherwise, the gender (or lack of gender) of all words used in this Financing Agreement includes the masculine, feminine, and neuter, and the word “including” means “including, without limitation.”

13.7 Advice of Counsel. The Parties represent and warrant that they have read and fully understand all of the terms and provisions of this Financing Agreement and the Related Documents. The Parties affirm that they have had an opportunity to
review this Financing Agreement and all the transaction documents related to this Financing Agreement with legal counsel of their own choosing, and that they have executed this Financing Agreement based upon their own judgment and advice of independent legal counsel (if sought).

13.8 Notices. Notice shall be given in writing, either by certified mail, to be deemed effective on receipt or by facsimile, addressed as follows:

If to IGU:
Interior Gas Utility
P.O. Box 70200
Fairbanks, AK 99707
Attn: General Manager
Fax: (907) 374-4473
Email: jstewart@interiorgas.com

With a copy to:
Zane D. Wilson, Esq.
Rene A. Broker, Esq.
714 4th Ave., Suite 200
Fairbanks, AK 99707
Fax: (907) 452-8154
Email: zane@alasklaw.com
renee@alasklaw.com

If to the Authority:
Executive Director
Alaska Industrial Development and Export Authority
813 West Northern Lights Boulevard
Anchorage, Alaska 99503
Fax: (907) 771-3044
Email: jspringsteen@aidea.org
With a copy to:
Jerome H. Juday
Senior Assistant Attorney General
1031 West 4th Avenue, Suite 200
Anchorage, Alaska 99501
Fax: (907) 375-8282
Email: Jerry.juday@alaska.gov

Each Party shall notify the other in writing of any change of address.

13.9 Dispute Resolution; Venue; Jurisdiction; Attorneys’ Fees.

13.9.1 In the event of a dispute arising out of or relating to this Financing Agreement, other than disputes related to Events of Default as set forth in Section 11.4, the Parties shall engage in good faith discussions in an effort to resolve the dispute. If such discussions are not successful in resolving the dispute to the satisfaction of the Parties, the Parties shall attempt to settle the dispute by mediation, administered by the American Arbitration Association (“AAA”) under its Mediation Rules, or by such other method as may be agreed to in writing between the Parties. If settlement is not reached within one hundred twenty (120) days after service of a written demand for mediation, either Party may commence a lawsuit to resolve such dispute.

13.9.2 Venue for any suit, legal action, or other legal proceeding arising out of or relating to this Financing Agreement, including disputes relating to Events of Default, shall be brought exclusively in the Superior Court for the State of Alaska, Third Judicial District, at Anchorage, Alaska, and not in any other court. Each Party irrevocably consents to the jurisdiction of such court in any such suit, action, or proceeding and waives any objection or defense which such Party may have to the laying of venue of any such suit, action, or proceeding in such court, including the defense of an inconvenient forum to the maintenance in such court of such suit, action,
or proceeding. The Parties agree that a final and non-appealable judgment in any such suit, action or proceeding shall be conclusive and may be enforced in other jurisdictions by suit on the judgment or by any other manner provided by law. The prevailing Party in any court proceeding shall be entitled to recover its actual reasonable attorneys' fees in addition to any other relief the court awards.

13.9.3 In the event of unsuccessful mediation under the provisions of Section 11.4 or this Section 13.9, the Authority shall have all rights granted to it to foreclose upon the Collateral or exercise any other self-help remedies provided to the Authority in this Financing Agreement, any agreements related to the Collateral, any Related Documents, or under applicable law.

13.10 Authority Liability. In all circumstances, the Authority's liability to IGU, or its successors or assigns, for the Authority's failure to perform or fulfill any obligation created under or arising out of this Financing Agreement shall be limited to the SETS fund established under AS 44.88.660, or the assets the Authority holds in the SETS program or fund, or any specific appropriation the Alaska State Legislature made to the Authority for the purpose of satisfying the Authority's liability to IGU. IGU shall have no recourse against the Authority's revolving fund established under AS 44.88.060 to enforce or compensate for any liability of the Authority to IGU. The restrictions of this Section 13.10 apply to a monetary award of damages, an equitable recovery of restitution, any other type of compensation, a decree of specific performance, and any other relief or remedy that may be available to IGU under applicable law. IGU shall have a right of offset against any amount owed under the Loan for any liability the Authority has to IGU for breach or non-performance of this Agreement. Prior to
exercising the right of offset, IGU must give the Authority written notice of the claimed breach or non-performance and IGU must afford the Authority an opportunity to cure the breach or non-performance consistent with Section 11.2. If the Authority disputes the breach or non-performance, the Parties must comply with the dispute resolution process provided for in Sections 11.4 or 13.9 before IGU may exercise the right of offset.

13.11 Time of the Essence. Time is of the essence in the performance of this Financing Agreement, the Term Loan Note, and all the Related Documents.

13.12 Counterparts. This Financing Agreement may be signed in counterparts all of which when taken together shall constitute one and the same documents. Signature pages for this Financing Agreement may be delivered and exchanged by electronic means, which shall be effective for purposes of binding the Parties to this Financing Agreement.

IN WITNESS WHEREOF, the Parties have caused this Financing Agreement to be executed by the duly authorized representatives as of the day and year first hereinabove set forth.

[Signature Pages Follow]
THE AUTHORITY: THE ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY, a public corporation of the State of Alaska

December 13, 2017

By: John Springsteen
Its: Executive Director

IGU

THE INTERIOR ALASKA NATURAL GAS UTILITY d/b/a INTERIOR GAS UTILITY, a public corporation and an instrumentality of the Fairbanks North Star Borough

December 13, 2017

By: James P. Smith
Its: General Manager
EXHIBIT A

FORM OF TERM PROMISSORY NOTE

$125,000,000

Fairbanks, Alaska

Promise to Pay. The INTERIOR ALASKA NATURAL GAS UTILITY d/b/a INTERIOR GAS UTILITY, a public corporation and instrumentality of the Fairbanks North Star Borough ("IGU"), promises to pay to the Alaska Industrial Development and Export Authority (the "Authority"), or order, the principal sum of One Hundred Twenty-Five Million Dollars ($125,000,000) or so much of that amount as may be advanced under the Financing Agreement, together with interest (if any) on the unpaid principal balance. This note (the "Term Loan Note") is executed and delivered pursuant to the provisions of the Financing Agreement between the IGU and the Authority of even date herewith. Capitalized terms in this Term Loan Note shall have the meaning ascribed to them in the Financing Agreement. In the event of differences between the terms of this Term Loan Note and the Financing Agreement, the Financing Agreement shall control.

Interest Rate: Payments. Under this Term Loan Note, interest (the "Interest Rate") shall accrue as described in Section 4.1.1 of the Financing Agreement. Payments under this Term Loan Note shall be made according to the provisions of Section 4.1.2 of the Financing Agreement. Commencing on the first day of the first calendar month after the expiration of the Deferral Period or the Demand Deferral Period, whichever is later, IGU shall pay equal monthly payments on the first day of each month sufficient to fully amortize the Term Loan by the Maturity Date. All payments shall be applied first to interest, and then to principal. If not sooner paid, the Term Loan shall be paid in full by the Maturity Date.

Default. IGU will be in default if any of the Events of Default under the Financing Agreement have occurred and continue after any applicable cure period has expired. Upon the occurrence of an Event of Default and after any applicable cure period has expired, the Authority, at its sole option, may declare the entire unpaid principal balance on this Term Loan Note and all accrued unpaid interest immediately due, without notice, and exercise such remedies and take such actions as are provided for in the Financing Agreement.

Holder's Rights. IGU is personally obligated and fully liable for the amount due under this Term Loan Note. The holder of this Term Loan Note has the right to sue on this Term Loan Note and obtain a personal judgment against IGU for satisfaction of the amount due under this Term Loan Note either before or after a judicial foreclosure of the Deed of Trust, Security Agreement, and Fixture Filing under AS 09.45.170 – 09.45.220. Also, the holder of this Term Loan Note, at its sole option, has the right to sue on this Term Loan Note either before or after the exercise by the holder of any other right or remedy it may have to proceed against any of the collateral securing this Term Loan
The holder of this Term Loan Note may hire or pay someone else to help collect this Term Loan Note if IGU does not pay. The holder of this Term Loan Note shall be entitled to collect all reasonable resulting costs and expenses, including but not limited to reasonable attorney's fees, whether or not there is a lawsuit.

**Governing Law: Forum Selection.** This Term Loan Note has been delivered to the Authority and accepted by the Authority in the State of Alaska. If there is a lawsuit, IGU shall submit to the jurisdiction of the Alaska state courts in the Third Judicial District, at Anchorage, in accordance with the provisions of the Financing Agreement. This Term Loan Note shall be governed by and construed in accordance with the laws of the State of Alaska.

**Collateral.** This Term Loan Note is secured by the Collateral described in the Financing Agreement.

**General Provisions.** The holder of this Term Loan Note may delay or forgo enforcing any of its rights or remedies under this Term Loan Note without losing them. IGU and any other person who signs, guaranties, or endorses this Term Loan Note, to the extent allowed by law, waive presentment, demand for payment, protest, and notice of dishonor. Upon any change in the terms of this Term Loan Note, and unless otherwise expressly stated in writing, no party who signs this Term Loan Note, whether as maker, guarantor, accommodation maker, or endorser, shall be released from liability. All such parties agree that the holder of this Term Loan Note may renew or extend (repeatedly and for any length of time) the Loan represented by this Term Loan Note, or release any party or guarantor or collateral; or impair, fail to realize upon or perfect the holder's security interest in the collateral; and take any other action deemed necessary by the holder without the consent of or notice to anyone. All such parties also agree that the holder may modify the loan represented by this Term Loan Note without the consent of or notice to anyone other than IGU and the party with whom the modification is made.

Prior to signing this Term Loan Note, IGU has read and understood all the provisions of this Term Loan Note. IGU agrees to the terms of this Term Loan Note and acknowledges receipt of a completed copy of this Term Loan Note.

IGU__________________________

THE INTERIOR ALASKA NATURAL GAS UTILITY d/b/a INTERIOR GAS UTILITY, a public corporation and an instrumentality of the Fairbanks North Star Borough

By:__________________________

Its:

Date__________________________

FINANCING AGREEMENT
00678028

Page 52 of 60
EXHIBIT B – UNALLOWABLE COSTS

1. Bad debts of IGU, including IGU’s expenses of collection.

2. Bonuses, commissions, and similar compensation under any other name, which provide compensation to an employee or agent of IGU in excess of reasonable compensation for the services rendered, or are in connection with obtaining or negotiation for a State of Alaska loan or grant, or a modification thereto.

3. Contingency reserves and provisions.

4. Entertainment expenses. All entertainment expenses are disallowed without regard to the purpose. State employees are not to be entertained by IGU for any business or social purpose.

5. Fines and penalties, including assessed interest, resulting from violation or failure of IGU to comply with federal, state, or local laws or regulations.


7. Legal, accounting, and consulting services and related costs incurred in connection with prosecution of claims of IGU against the Authority or the State of Alaska or contesting actions or proposed actions of the Authority or State of Alaska against IGU.

8. Lobbying expenses of IGU and agents of IGU.

9. Maintenance, depreciation, and other costs incidental to IGU’s idle or excess facilities (including machinery and equipment) other than reasonable standby facilities.

10. Membership in trade, business, and professional organizations.

11. Patronage capital credits or other capital distributions of IGU.
12. Payment to any board member or employee of IGU, except for documented reimbursement of actual out-of-pocket expense relating solely to the Project and approved by the Authority.

EXHIBIT C – SCOPE OF WORK AND SCHEDULE OF ADVANCES

Scope of Work

The scope of work (SOW) is detailed in the following documents:

A. Utility Integration Memorandum of Understanding (MOU) as approved by AIDEA and IGU dated January 25, 2017 including MOU Appendix A and B

B. Financing Agreement Appendix B, Integrated Gas Utility Capital Program
   a. Work items include Titan 2 LNG Plant, Titan 3 LNG Plant, High-Capacity LNG Trailers & Equipment, Fairbanks Storage Facility, North Pole Storage Facility, IGU Phase 1, 2 & 3 Distribution, FNG Distribution Infill, FNG Peak Shaving Plant, Services and Meters, Program Management, and Customer Conversion Program

C. Scope of work and costs for Titan 2 construction activities (to be provided after contracts are executed)

D. Scope of work and costs for FNG storage facility construction activities in Fairbanks (to be provided after contracts are executed)

E. Scope of work and costs for IGU storage facility construction activities in North Pole (to be provided after contracts are executed)

F. Scope of work for other work items included in B. a. above shall be provided after contracts are executed

Costs directly billed to the specific tasks identified in the scope of work documents (and verified by IGU as appropriate and reasonable to the SOW) are considered eligible expenses of the Project. Costs directly billed to conduct due diligence in conjunction with the Purchase Agreement and this Financing Agreement are considered eligible expenses of the Project only if Closing occurs and may be advanced under the Loan after Closing pursuant to the provisions of this Financing Agreement.

IGU will not assign any additional tasks or modify the statement of work without written authorization of the Authority. Authorization for task additions and modifications shall not be unreasonably withheld as long as the changes do not exceed the $125,000,000 SETS financing and $150,000,000 Bond financing as authorized in SB 23.
Schedule of Advances

The term "advances" only applies to Term Loan (SETS financing)

Lender will advance amounts under the Term Loan according to the schedule below, which amounts are an estimate, based on a May 31, 2018 Closing, to be adjusted as of the Closing Date:

<table>
<thead>
<tr>
<th>Advance 1</th>
<th>Elements</th>
<th>Timing / Period</th>
<th>SETS Loan</th>
<th>Capital Appropriation</th>
<th>Total</th>
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<tbody>
<tr>
<td></td>
<td>IGU LOC</td>
<td></td>
<td>$27,412,000</td>
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<td>$27,412,000</td>
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<td></td>
<td>FNG LOC</td>
<td></td>
<td>$14,806,000</td>
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<td>$14,806,000</td>
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<tr>
<td></td>
<td>Pentex Purchase</td>
<td></td>
<td>$20,694,010</td>
<td>$40,597,381</td>
<td>$61,291,391</td>
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<tr>
<td>Total</td>
<td>Advance 1</td>
<td>At Closing (5/31/18)</td>
<td>$62,912,010</td>
<td>$40,597,381</td>
<td>$103,509,391</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Advance 1</th>
<th>Elements</th>
<th>Timing / Period</th>
<th>SETS Loan</th>
<th>% of SETS Balance</th>
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</thead>
<tbody>
<tr>
<td>2</td>
<td>Costs - Quarter 1 Post-Closing</td>
<td>6/1/18 thru 8/31/18</td>
<td>$9,313,199</td>
<td>15%</td>
</tr>
<tr>
<td>3</td>
<td>Costs - Quarter 2 Post-Closing</td>
<td>9/1/18 thru 11/30/18</td>
<td>$9,313,199</td>
<td>15%</td>
</tr>
<tr>
<td>4</td>
<td>Costs - Quarter 3 Post-Closing</td>
<td>12/1/18 thru 2/28/19</td>
<td>$15,521,998</td>
<td>25%</td>
</tr>
<tr>
<td>5</td>
<td>Costs - Quarter 4 Post-Closing</td>
<td>3/1/19 thru 5/31/19</td>
<td>$15,521,998</td>
<td>25%</td>
</tr>
<tr>
<td>6</td>
<td>Costs - Quarter 5 Post-Closing</td>
<td>6/1/1 thru 8/31/19</td>
<td>$12,417,598</td>
<td>20%</td>
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<tr>
<td>Total</td>
<td>SETS Loan Advances</td>
<td></td>
<td>$125,000,000</td>
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</table>

$62,087,990 SETS Balance After Advance 1

* Assumes May 31, 2018, Closing Date
** Based on Capital Program, Appendix B
# APPENDIX A

## INTEGRATED UTILITY NATURAL GAS DEMAND FORECAST

### Natural Gas Demand Estimated Forecast (BCF/YR)

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<td>IGU Phase 1-3</td>
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<td>0.07</td>
<td>0.22</td>
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<td>0.75</td>
<td>0.75</td>
<td>0.75</td>
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<td>Total Demand</td>
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<td>0.75</td>
<td>0.75</td>
<td>1.19</td>
<td>1.83</td>
<td>2.55</td>
<td>3.25</td>
<td>3.90</td>
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<th>Item</th>
<th>2025</th>
<th>2026</th>
<th>2027</th>
<th>2028</th>
<th>2029</th>
<th>2030</th>
<th>2031</th>
<th>2032</th>
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<tbody>
<tr>
<td>IGU Phase 1-3</td>
<td>0.89</td>
<td>0.98</td>
<td>1.04</td>
<td>1.09</td>
<td>1.12</td>
<td>1.14</td>
<td>1.14</td>
<td>1.14</td>
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<tr>
<td>FNG</td>
<td>3.53</td>
<td>3.77</td>
<td>3.90</td>
<td>4.02</td>
<td>4.08</td>
<td>4.12</td>
<td>4.14</td>
<td>4.15</td>
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<tr>
<td>Total Demand</td>
<td>4.41</td>
<td>4.75</td>
<td>4.95</td>
<td>5.11</td>
<td>5.20</td>
<td>5.26</td>
<td>5.29</td>
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## APPENDIX B – Integrated Utility Capital Program

### APPENDIX B-1

**INTEGRATED GAS UTILITY CAPITAL PROGRAM**

<table>
<thead>
<tr>
<th>Item</th>
<th>Stage 1</th>
<th>Stage 2</th>
<th>Stage 3</th>
<th>Total</th>
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</thead>
<tbody>
<tr>
<td>LNG Supply</td>
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<tr>
<td>Titan 2 LNG Plant (inc. Titan 1 upgrades)</td>
<td>$24,350,000</td>
<td>$21,850,000</td>
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<td>$46,200,000</td>
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<tr>
<td>Titan 3 LNG Plant</td>
<td></td>
<td></td>
<td>$25,000,000</td>
<td>$25,000,000</td>
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<tr>
<td>Transportation</td>
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<td></td>
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<tr>
<td>LNG High-capacity Trailers &amp; Equip</td>
<td>$1,093,000</td>
<td>$730,000</td>
<td>$2,920,000</td>
<td>$4,743,000</td>
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<tr>
<td>Storage and Vaporization</td>
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<td></td>
<td></td>
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<tr>
<td>FBKS 5,2mgal Storage</td>
<td>$42,000,000</td>
<td></td>
<td></td>
<td>$42,000,000</td>
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<tr>
<td>N P 150mgal Storage</td>
<td>$10,000,000</td>
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<td>$10,000,000</td>
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<tr>
<td>Pentex Acquisition</td>
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<tr>
<td>IGU Acquisition of Pentex from AIDEA Distribution</td>
<td>$59,575,000</td>
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<td>$59,575,000</td>
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<tr>
<td>Distribution</td>
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<tr>
<td>Phase 1 IGU Buildout</td>
<td>$23,400,000</td>
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<td></td>
<td>$23,400,000</td>
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<tr>
<td>Phase 2 IGU Buildout</td>
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<td>$25,670,000</td>
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<td>$25,670,000</td>
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<tr>
<td>Phase 3 IGU Buildout</td>
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<td></td>
<td>$38,340,000</td>
<td>$38,340,000</td>
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<td>FNG Expansion - Gas Mains</td>
<td>$15,000,000</td>
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<td>$15,000,000</td>
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<tr>
<td>FNG - Future Peak Shaving Plant</td>
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<td></td>
<td>$2,000,000</td>
<td>$2,000,000</td>
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<tr>
<td>IGU &amp; FNG - New Services and Meters</td>
<td></td>
<td></td>
<td>$1,141,400</td>
<td>$18,007,600</td>
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<tr>
<td>Program Management</td>
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<tr>
<td>Program Management</td>
<td>$7,000,000</td>
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<td>$1,500,000</td>
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<td>Customer Conversion Program</td>
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<tr>
<td>ST - Program Management</td>
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<tr>
<td>Total Capital Program</td>
<td></td>
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<tr>
<td>ST - Distribution</td>
<td>$38,400,000</td>
<td>$1,141,400</td>
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<td>ST - Program Management</td>
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<td></td>
<td>$182,745,000</td>
<td>$24,473,400</td>
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<td>$231,229,000</td>
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### Sources of Funds

<table>
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<tr>
<th></th>
<th>Stage 1</th>
<th>Stage 2</th>
<th>Stage 3</th>
<th>Total</th>
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<tbody>
<tr>
<td>Appropriations</td>
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<td>$42,440,000</td>
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<tr>
<td>SETS</td>
<td></td>
<td>$12,500,000</td>
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<td>$12,500,000</td>
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<tr>
<td>AIDEA Bonds</td>
<td></td>
<td>$19,451,400</td>
<td></td>
<td>$121,052,600</td>
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<tr>
<td>Commercial Financing (bridge &amp; LNG trailers)</td>
<td>$15,305,000</td>
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<td>$2,920,000</td>
<td>$4,745,000</td>
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<tr>
<td>Storage Credits</td>
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<td>Total Sources of Funds</td>
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<td></td>
<td>$182,745,000</td>
<td>$24,473,400</td>
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<td>$231,229,000</td>
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<tr>
<td>Amount</td>
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**Total**: $0
### Appendix C

**Integrated Utility Sources & Uses of Funds**

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</tr>
</thead>
<tbody>
<tr>
<td>Debt (Loans)</td>
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<td>20,390,000</td>
<td>20,390,000</td>
<td>20,390,000</td>
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<td>Bond Financing - Capital</td>
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<td>Strategic Reserves</td>
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<td>Commercial Financing</td>
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<td>$2,400,000</td>
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</table>

**Total Sources of Funds** $105,449,650 $168,790,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000 $204,507,000

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**Uses of Funds**

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<tr>
<td>Debt (Loans)</td>
<td>136,390,000</td>
<td>20,390,000</td>
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<td>20,390,000</td>
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**Total Uses of Funds** $108,849,650 $170,790,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000 $206,507,000

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Notes:

1. Actual bond financing amounts and timing to be determined up to final revenue plus capitalized interest bond contract fees, issuance fees, underwriting, financial advisory fees, trustee costs, and other bond issuance costs.
2. Utility revenues to be used as needed. Estimates.
3. Bond issuance amount to be determined at time of bond issue.
4. Cost of financing to be determined at time of financing.

---

**Financing Agreement**

006785028
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019 - 20

A RESOLUTION ESTABLISHING THE RATE OF LEVY OF 2019 REAL PROPERTY TAXES FOR AREAWIDE, NON-AREAWIDE, SOLID WASTE COLLECTION DISTRICT, AND SERVICE AREAS JURISDICTIONS

WHEREAS, the Assembly of the Fairbanks North Star Borough (Borough) has approved the FY 2019-2020 Borough Budget, including proposed 2019 mill levies for Areawide, Non-Areawide, Solid Waste Collection District, and Service Areas jurisdictions; and

WHEREAS, Sections 21, 22, 23, 24, 25, and 26, of Ordinance 2019-20 provide for a resolution setting forth provisions for the establishment of rates of levy for Areawide, Non-Areawide, Solid Waste Collection District, and Service Area purposes.

NOW, THEREFORE, BE IT RESOLVED by the Assembly of the Fairbanks North Star Borough.

Section 1. Rates of Real Property Levy for Areawide, Non-Areawide, Solid Waste Collection District, and Service Areas. There is hereby levied for Areawide, Non-Areawide, Solid Waste Collection District, and the named Service Areas, a rate of levy as set out in Attachment A, attached hereto and made a part of this resolution, upon each dollar of property taxable under Chapter 8.04 FNSBC and Chapter 8.36 FNSBC in the named taxing jurisdictions.

Section 2. Real Property Tax Delinquent Dates. The dates upon which the real property taxes levied by Ordinance No. 2019-20 shall become delinquent are September 4, 2019, for the first half of said taxes, and November 2, 2019, for the second
half of said taxes, as more particularly set forth in FNSBC 8.04.130 and according to the terms thereof.

Section 3. **Effective Date.** This Resolution shall become effective immediately upon adoption.

**PASSED AND APPROVED THIS ____ DAY OF ______________, 2019.**

__________________________
Matt Cooper
Presiding Officer

**ATTEST:**

__________________________
April Trickey, CMC
Borough Clerk

**APPROVED:**

__________________________
Jill S. Dolan
Borough Attorney

Ayes:
Noes:
### 2019 RATE OF REAL PROPERTY TAX LEVY

<table>
<thead>
<tr>
<th>Mill Rate Allocation</th>
<th>Mill Rate</th>
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<tr>
<td><strong>Areawide Functions</strong></td>
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<tr>
<td>Areawide General Government</td>
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<td>General Government</td>
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<td>General Government Bonds</td>
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<td>Areawide Education</td>
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<td>Total Areawide Mill Rate</td>
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<td><strong>Non-Areawide Functions</strong></td>
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<td><strong>Solid Waste Collection District</strong></td>
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<td>Solid Waste Collection District Mill Rate</td>
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**Note:** Estimated net taxable assessed values for service areas are not available yet

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<th>Service Areas</th>
<th>Mill Rate</th>
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<tr>
<td>Airway</td>
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<tr>
<td>Arctic Fox</td>
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<td>Ballaine Lake Sewer &amp; Water</td>
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<td>Becker Ridge</td>
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<tr>
<td>Chena Goldstream Volunteer Fire</td>
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<td>Chena Hills Road</td>
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320
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<td>Seavy</td>
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<td>Secluded Acres</td>
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<td>Serendipity Hill</td>
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Six-Mile Village Road
Smallwood Trail Road
Smith Ranch
Spring Glade
Spruce Acres
Steamboat Landing
Steese Volunteer Fire
Straight Creek
Summerwood
Summit Drive
Sunny Hills Terrace
Sunrise
Tan Terra
Thomas
Timberlane Road
Tungsten
Twenty-Three Mile Slough
Ullrhaven
University Fire
University Heights
University West Street Light
Vienna Wood
Viewpointe
Violet Drive
Vista Gold Road
Vue Crest
Whitman
Wildview
Woodland
Yak Road

Service Areas Differential Tax Zones
Murphy - Yellowknife
Potlatch - Heritage Hills
Goldstream Moose Creek - Moose Mountain
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019 – 22

A RESOLUTION THANKING AND HONORING ANGELA MAJOR FOR HER SERVICE ON
THE FAIRBANKS NORTH STAR BOROUGH ASSEMBLY

WHEREAS, Angela Major has been selected to attend the Defense Senior
Leader Development Program at the prestigious U.S. Naval War College in Newport,
Rhode Island and so must relinquish her seat on the Assembly; and

WHEREAS, In addition to her time on the dais, Ms. Major’s service
extended to several committees and commissions including the Assembly Capital
Projects and Legislative Priorities Committee, Fairbanks Economic Development
Corporation Air Quality Stakeholders Group, the Trails Advisory and Land Management
Advisory Commissions, and last year she was elected by her peers to serve as their
Deputy Presiding Officer; and

WHEREAS, We are appreciative of Ms. Major’s measured leadership and
her thoughtful way of navigating contentious issues with diplomacy and fairness; and

WHEREAS, We recognize Ms. Major’s dedicated service to our community
as an elected official as well as through her distinguished military career and current
position as the Deputy to the Garrison Commander, U.S. Army Garrison Fort
Wainwright; and

WHEREAS, The ability to draw upon Ms. Major’s military perspective and
her capacity to form meaningful connections with people and organizations across
Alaska has resulted in a more informed and versatile Assembly;

By: FNSB Assembly
Introduced: June 13, 2019
NOW THEREFORE BE IT RESOLVED that, we thank Ms. Major for her
service and wish her continued success in Rhode Island and beyond.

BE IT FURTHER RESOLVED that, in honor of Admiral David Farragut,
“Damn the torpedoes, full speed ahead!”

PASSED AND APPROVED THIS ___ DAY OF____________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

April Trickey, CMC
Borough Clerk
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Mayor
Ivar Halvarson, Director, Assessing

FROM: Sandra Mota, Land Manager

DATE: June 13, 2019

SUBJECT: A RESOLUTION AUTHORIZING UTILITY EASEMENTS TO MATANUSKA TELEPHONE ASSOCIATION, LLC. ON BOROUGH LAND WITHIN SECTION 3, T.1S., R.1W., F.M.(JOY SCHOOL), SECTION 5, T.1S., R.1W., F.M. (NORTH SHANLY SUBD), SECTION 15, T.1S., R.1W., F.M.(ALLRIDGE PARK), SECTION 16, T.1S., R.1W., F.M. (HEZ RAY SPORTS SUBD), SECTION 23 T.1S., R.1W., F.M. (EASY ST.), SECTION 30, T.1N., R.1W., F.M. (PEARL CREEK SCHOOL), AND SECTION 36, T.1N., R.1W., F.M. (FARMERS LOOP EAST TRANSFER STATION)

The attached resolution would authorize the Mayor to grant Matanuska Telephone Association, LLC (MTA), 20 year term, non-exclusive, utility easements on Borough land. Additionally, the resolution would authorize the Mayor to waive a portion of the land use fees for early entry on Borough land without prior approval.

Golden Valley Electric Association (GVEA) infrastructure was found to be located on Borough land without easements authorized by the Assembly and/or granted by the Mayor. Specifically, while easements granted to GVEA were restricted in their use to placement of electrical lines, GVEA as owner of AlasConnect, a subsidiary providing fiber optic based telecommunications services in the interior of Alaska, used these same easements for placement of fiber optic cable. In 2015 GVEA sold its interest in AlasConnect to MTA, and in July of 2017 the Borough received applications from MTA for easements specifying use which would accommodate the various existing fiber optic cable systems already in place.

The Borough’s Fee Schedule for Land Management services indicates that where early entry on Borough land has occurred without prior Borough authorization, the potential for waiver of fees by the Mayor will be forfeit. The Borough and MTA have mutually agreed to a reduction of $37,000 in early entry use fees owed, contingent on Assembly approval.
As required by FNSBC 20.16.030 E.1., the Grantee shall survey and map the easement at their expense.

As required by FNSBC 20.16.030 E.2., the easement term is tied to the useful life of the improvements. The term of 20 years as proposed is reasonable as related to the useful life of the improvements.

We support the resolution and urge its adoption. Thank you.
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019-23

A RESOLUTION AUTHORIZING UTILITY EASEMENTS TO MATANUSKA TELEPHONE ASSOCIATION, LLC ON BOROUGH LANDS WITHIN SECTION 3, T.1S., R.1W., F.M. (JOY SCHOOL), SECTION 5, T.1S., R.1W., F.M. (NORTH SHANLY SUBD), SECTION 15, T.1S., R.1W., F.M. (ALLRIDGE PARK), SECTION 16, T.1S., R.1W., F.M. (HEZ RAY SPORTS SUBD), SECTION 23 T.1S., R.1W., F.M. (EASY ST.), SECTION 30, T.1N., R.1W., F.M. (PEARL CREEK SCHOOL), SECTION 36, T.1N., R.1W., F.M. (FARMERS LOOP EAST TRANSFER STATION)

WHEREAS, Easements granted by the Fairbanks North Star Borough (Borough) to Golden Valley Electric Association (GVEA) in past years restricted use to placement of electric transmission lines and did not include language allowing for placement of other utilities, such as fiber optic cable; and

WHEREAS, GVEA owned AlasConnect, a subsidiary providing fiber optic based telecommunications services in the interior of Alaska, and used these same electric transmission line easements for placement of AlasConnect’s fiber optic cable; and

WHEREAS, In 2015 GVEA sold AlasConnect to Matanuska Telephone Association LLC (MTA); and

WHEREAS, MTA has requested easements to safeguard continued use of Borough land for these fiber optic cable systems already in place; and

WHEREAS, FNSBC 20.16.030(B) indicates an Assembly resolution authorizing the easement shall be required before the Mayor may grant an easement; and
WHEREAS, FNSB Fee Schedule for Land Management services indicates an early entry fee of $50 per day for use of Borough land without prior Borough Assembly authorization, and that where early entry has occurred without prior Borough Assembly authorization, the potential for waiver of fees by the Mayor will be forfeited; and

WHEREAS, Some of the easements in question directly benefit the Borough by allowing MTA to provide Borough facilities with service; and

WHEREAS, FNSBC 20.16.030(E)(1) requires that the Grantee, at the Grantee’s sole expense, cause a utility easement to be surveyed and mapped; and

WHEREAS, FNSBC 20.16.030(E)(2) states a utility easement shall be granted for a length of time that is reasonably related to the useful life of the particular improvement, and a term of 20 years is reasonable as related to the useful life of the improvements in question; and

WHEREAS, FNSBC 20.16.030(E)(3) states the Borough may grant a utility easement only if there is no existing easement suitable for the purposes for which the easement is requested, and there is no suitable public utility easement corridor available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Assembly of the Fairbanks North Star Borough:

1. The Mayor is hereby authorized to take any and all actions necessary to grant 20 year, non-exclusive, utility easements to MTA within Sections 3, 5, 15, 16, 23, T.1S., R.1W., F.M., and Sections 30, 36, T.1N., R.1W., F.M.

2. Said easements shall be granted at Fair Market Rental Value, determined by independent appraisal.

3. The Mayor is authorized to reduce entry use fees owed by $37,000.00.
4. Said easements shall be surveyed and mapped, at Grantee’s sole expense.

PASSED AND APPROVED THIS ____ DAY OF ______________, 2019.

__________________________
Matt Cooper
Presiding Officer

ATTEST:

__________________________
April Trickey, CMC
Borough Clerk

APPROVED:

__________________________
Jill S. Dolan
Borough Attorney
Exhibit Map - Allridge Park

Fiber Optic Utility Easement Request
Exhibit Map - Hez Ray

Fiber Optic Utility Easement Request

Mar 2019
EXHIBIT MAP - Pearl Creek School

Fiber Optic Utility Easement Request

Mar 2019
EXHIBIT MAP - Transfer Site, Farmers Loop East

Fiber Optic Utility Easement Request

Mar 2019
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Mayor
           Ivar Halvarson, Director, Assessing

FROM: Sandra Mota, Land Manager

DATE: June 13, 2019

SUBJECT: A RESOLUTION AUTHORIZING A UTILITY EASEMENT TO MATANUSKA TELEPHONE ASSOCIATION FIBER HOLDINGS, LLC. ON BOROUGH LAND WITHIN TRACTS B, E, SALCHAKETT BLUFF SUBDIVISION, SECTIONS 31, 32, T.6S., R.5E. F.M., AND SECTIONS 4, 5, T.7S., R.5E. F.M.

Resolution No. 2019-24

The attached resolution would authorize the Mayor to grant Matanuska Telephone Association Fiber Holdings, LLC. (MTAFH) at fair market rental value, a 20 year term, non-exclusive, utility easement on Borough land.

The 20 foot wide easement running approximately 21,000 linear feet would overlap an existing Golden Valley Electric Association (GVEA) easement, allowing MTAFH to bury fiber optic cable within said easement, and extending beyond into sections 31, 32, T.6S., R.5E., and sections 4, 5, T.7S., R.5E. F.M.. GVEA has submitted a letter of non-objection to placement of the fiber optic cable as indicated. The remaining easement to MTAFH will adjoin but not overlap an easement granted to ACS Cable Systems LLC by the Borough in 2017 within the Haines Pipeline Corridor.

As required by FNSBC 20.16.030 C. the easement will be granted at Fair Market Rental Value to be determined by an independent appraisal procured at the Grantee’s expense.

As required by FNSBC 20.16.030 E.1., the Grantee will survey and map the easement at the Grantee’s expense.

As required by FNSBC 20.16.030 E. 2., the easement term is tied to the useful life of the improvement at 20 years and conditioned on continued need and use, being subject to revocation if abandoned or no longer used.

We support the resolution and urge its adoption. Thank you.
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019 -24

A RESOLUTION AUTHORIZING A UTILITY EASEMENT TO MATANUSKA TELEPHONE ASSOCIATION FIBER HOLDINGS, LLC ON BOROUGH LAND WITHIN TRACTS B, E, SALCHAKETT BLUFF SUBDIVISION, SECTIONS 31, 32, T.6S., R.5E. F.M., AND SECTIONS 4, 5, T.7S., R.5E. F.M.

WHEREAS, The Fairbanks North Star Borough (Borough) holds good and equitable title to TRACTS B and E, Salchakett Bluff Subdivision, Section 16, T.5S., R.4E. F.M. and Sections 4, 5, T.7S., R.5E. F.M., having acquired Patent in 1981; and

WHEREAS, The Borough holds management authority to Sections 31, 32, T.6S., R.5E. F.M. by means of Final Decision issued in 1980 by the State of Alaska and recorded in Book 893, Page 232, Fairbanks Recording District; and

WHEREAS, In 1959 the State of Alaska granted Golden Valley Electric Association (GVEA) a utility easement within a portion of Section 16, Township 5 South, Range 4 East, F.M. identified as Alaska Division of Lands (ADL) 363; and

WHEREAS, In 1954 the Haines Pipeline easement corridor was established by the Federal government, BLM Serial Number F010143, and has since been abandoned; and

WHEREAS, In 2015 the Borough Assembly authorized a utility easement within the Haines Pipeline abandoned corridor, Sections 31, 32, T.6S., R.5E. F.M., and Sections 4, 5, T.7S., R.5E. F.M., to ACS Cable Systems LLC (ACS); and
WHEREAS, Matanuska Telephone Association Fiber Holdings, LLC (MTAFH) requests a 20 foot wide utility easement running approximately 21,000 linear feet for placement of a fiber optic cable; and

WHEREAS, Said easement to MTAFH would overlap the existing utility easement ADL 363 within Salchaket Bluff Subdivision Tracts D and E, and the Haines Pipeline corridor within portions of sections 31, 32, T.6S., R.5E. F.M., and sections 4, 5, T.7S., R.5E. F.M. adjoining the existing ACS utility easement; and

WHEREAS, GVEA has declared their non-objection to the proposed easement; and

WHEREAS, FNSBC 20.16.030(B) indicates an Assembly resolution authorizing the easement shall be required before the Mayor may grant an easement; and

WHEREAS, FNSBC 20.16.030(E)(1) requires that the Grantee, at the Grantee's own expense, cause a utility easement to be surveyed and mapped; and

WHEREAS, FNSBC 20.16.030(E)(2) states a utility easement shall be granted for a length of time that is reasonably related to the useful life of the improvement, a 20 year term being reasonable as related to the useful life of the improvement in question; and

WHEREAS, FNSBC 20.16.030(E)(3) states the Borough may grant a utility easement only if there is no existing easement suitable for the purposes for which the easement is requested, and there is no suitable public utility easement corridor available for this purpose.
NOW, THEREFORE, BE IT RESOLVED by the Assembly of the Fairbanks
North Star Borough:

1. The Mayor is hereby authorized to take any and all actions necessary to
grant a 20 year non-exclusive 20 foot wide utility easement to MTAFH, the
Grantee, within Tracts B & E, Salchakett Bluff Subdivision, Sections 31, 32,
T.6S., R.5E. F.M., and Sections 4, 5, T.7S., R.5E. F.M. as shown on Exhibit
A Maps.

2. Said easement shall adjoin but not overlap the existing ACS utility
easement the location of which is shown by As-built Survey Exhibit B
Maps.

3. Said easement will be granted at Fair Market Rental Value, to be
determined by an independent appraisal procured at the Grantee’s sole
expense.

4. Said easement shall be surveyed and mapped, at Grantee’s sole expense.

PASSED AND APPROVED THIS ____ DAY OF _____________, 2019.

Matt Cooper,
Presiding Officer

ATTEST: APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney
A RESOLUTION AUTHORIZING A UTILITY EASEMENT TO MATANUSKA TELEPHONE ASSOCIATION FIBER HOLDINGS, LLC. ON BOROUGH LAND WITHIN TRACTS B, E, SALCHAKETT BLUFF SUBDIVISION, SECTIONS 31, 32, T.6S., R.5E. F.M., AND SECTIONS 4, 5, T.7S., R.5E. F.M.
EXHIBIT A MAP

Lat: 45.45819 Lon: -146.87322

Plat 90-20 F.R.D
Tract E

Distance: 3,386.9 Feet

Approx. 4723' x 20' Proposed Easnt.
EXHIBIT A MAP

Distance: 1,289.4 Feet

TTS RSE Sec. 5 F.M
PAN: 528399

Approx. 1289' x 20' Proposed Esmt

Lat 64.343995 Lon. -146.789586

Lat 64.34186 Lon. -146.783272
EXHIBIT A MAP

T7S R5E Sec. 4
PAN: 615635

Approx 1650' x 20' Proposed Esmt

Distance: 1,056.9 Feet

Lat. 64.34186 Lon. -146.783272

Lat. 64.340419 Lon. -146.777592
EXHIBIT A MAP

Lat: 64.340778, Lon: -146.777592
Distance: 264.8 Feet

Distance: 1533.3 Feet

T7S R5E Sec 4
PAN: 615645
Approx. 1518' x 20' Proposed Esmt
EXHIBIT B MAPS

SECTION LINE TABLE

<table>
<thead>
<tr>
<th>Line #</th>
<th>Direction</th>
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<tbody>
<tr>
<td>L1</td>
<td>N90°00'00&quot;W</td>
<td>2642.75'</td>
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<tr>
<td>L2</td>
<td>N00°05'07&quot;W</td>
<td>2630.92'</td>
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<td>L3</td>
<td>S89°57'05&quot;W</td>
<td>2642.48'</td>
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<td>L4</td>
<td>S00°09'03&quot;E</td>
<td>2090.01'</td>
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<tr>
<td>L5</td>
<td>S00°08'37&quot;E</td>
<td>2639.88'</td>
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SECTION LINE TABLE

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<td>2640.41'</td>
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<td>L8</td>
<td>S89°56'22&quot;W</td>
<td>2639.57'</td>
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<tr>
<td>L9</td>
<td>N00°05'40&quot;W</td>
<td>1583.35'</td>
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<tr>
<td>L10</td>
<td>N00°05'40&quot;W</td>
<td>5277.88'</td>
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</table>

CONTROL EXHIBIT

PNT# | LATITUDE | LONGITUDE
-----|----------|-------------
501  | 64°19'46.44"N | 146°45'59.46"W
502  | 64°19'46.44"N | 148°46'59.42"W
503  | 64°20'12.42"N | 146°44'59.58"W
504  | 64°20'38.32"N | 146°44'59.58"W
505  | 64°20'38.35"N | 146°45'59.58"W
506  | 64°20'38.33"N | 146°46'59.57"W
507  | 64°20'12.40"N | 146°46'59.44"W
508  | 64°20'38.32"N | 146°47'59.52"W
509  | 64°20'38.34"N | 146°48'59.44"W
510  | 64°21'30.24"N | 146°50'54.74"W
511  | 64°21'56.23"N | 146°50'54.71"W
512  | 64°21'30.17"N | 146°51'54.55"W
513  | 64°22'22.24"N | 146°51'54.67"W
514  | 64°21'56.27"N | 146°52'54.61"W
515  | 64°23'14.14"N | 146°54'00.06"W

REF. FRAME: NAD 83(2011) E. POCS 2010.0000

NOTES:
1. THE GEOGRAPHIC COORDINATES LISTED HEREIN ARE FOR THE SOLE PURPOSE OF AIDING IN THE RECOVERY OF SAID MONUMENTS, AND SHALL NOT BE USED FOR ANY OTHER PURPOSE. THE SOURCE OF THE COORDINATES ARE GPS SOLUTIONS, AND POST PROCESSED STATIC SESSIONS.
2. GROUND COORDINATES FOR THE EASEMENT WERE ESTABLISHED BY MULTIPLYING A COMBINED SCALE FACTOR OF 1.000012293 TO ALASKA ZONE 3 STATE PLANE COORDINATES. POINTS WERE THEN ROTATED TO THE BASIS OF BEARING.

SCALE: 1" = 3000'

PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND THE FAIRBANKS NORTH STAR BOROUGH

CONTROL EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT LOCATED WITHIN T6S, R4E, T6S R5E, & T7S R5E FAIRBanks MERIDIAN SHEET 1 OF 1
NOTES:
1. SEE SHEET 2 FOR LINE TABLE.
4. THE CENTERLINE LENGTH OF THE EASEMENT IN SECTION 4 IS 4034.90 FEET.
5. THE AREA ENCLOSED BY EASEMENT IN SECTION 4 IS 80,698 SQ. FT.
6. SEE THE OVERALL CONTROL SHEET FOR THE BASIS OF BEARING.
### EXHIBIT 'S4'

#### Line Table

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<td>L2</td>
<td>N22°3'55&quot;W</td>
<td>181.62'</td>
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<td>L3</td>
<td>N38°35'54&quot;W</td>
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<td>L4</td>
<td>N18°52'48&quot;W</td>
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<tr>
<td>L5</td>
<td>N84°40'43&quot;W</td>
<td>94.82'</td>
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<td>L6</td>
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<td>L7</td>
<td>N11°34'39&quot;W</td>
<td>241.23'</td>
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<td>L8</td>
<td>N11°33°15&quot;W</td>
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<td>L9</td>
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<td>N14°10'33&quot;W</td>
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<td>L11</td>
<td>N11°00'06&quot;W</td>
<td>42.16'</td>
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<td>L12</td>
<td>N11°00'06&quot;W</td>
<td>65.93'</td>
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<td>269.74'</td>
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<td>L15</td>
<td>N12°19'25&quot;W</td>
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<td>L18</td>
<td>N16°15'38&quot;W</td>
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<tr>
<td>L19</td>
<td>N45°33'38&quot;W</td>
<td>34.51'</td>
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<td>L20</td>
<td>N57°07'09&quot;W</td>
<td>317.47'</td>
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<td>L21</td>
<td>N57°59'55&quot;W</td>
<td>223.35'</td>
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<td>L22</td>
<td>N55°14'11&quot;W</td>
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<td>L23</td>
<td>N55°14'11&quot;W</td>
<td>72.85'</td>
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<tr>
<td>L24</td>
<td>N60°23'30&quot;W</td>
<td>169.25'</td>
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#### Line Table

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<tr>
<th>Line #</th>
<th>Direction</th>
<th>Length</th>
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<tbody>
<tr>
<td>L25</td>
<td>N57°09'07&quot;W</td>
<td>157.89'</td>
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<tr>
<td>L26</td>
<td>N50°47'39&quot;W</td>
<td>215.05'</td>
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<tr>
<td>L27</td>
<td>N57°03'44&quot;W</td>
<td>253.73'</td>
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<tr>
<td>L28</td>
<td>N0°00'00&quot;W</td>
<td>2642.75'</td>
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<tr>
<td>L29</td>
<td>N89°55'36&quot;E</td>
<td>5280.65'</td>
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<td>L31</td>
<td>S89°57'05&quot;W</td>
<td>1321.23'</td>
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<td>L32</td>
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<td>844.00'</td>
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<td>L33</td>
<td>N0°09'03&quot;W</td>
<td>470.43'</td>
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<td>N0°07'30&quot;W</td>
<td>682.52'</td>
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<td>L35</td>
<td>S89°55'36&quot;E</td>
<td>1320.03'</td>
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<tr>
<td>L36</td>
<td>S89°55'36&quot;E</td>
<td>1454.93'</td>
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PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND
THE FAIRBANKS NORTH STAR BOROUGH

SECTION 4 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT LOCATED WITHIN SECTION 4, T7S, R5E, FAIRBANKS MERIDIAN

SHEET 2 OF 2

351
EXHIBIT 'S5'

NOTES:
1. THE LENGTH OF THE CENTERLINE OF THE EASEMENT IN SECTION 5 IS 1511.87 FEET.
2. AREA ENCLOSED BY EASEMENT IS 30,293 SQ. FT ±
3. SEE THE OVERALL CONTROL SHEET FOR THE BASIS OF BEARING.

Line Table

<table>
<thead>
<tr>
<th>Line #</th>
<th>Direction</th>
<th>Length</th>
</tr>
</thead>
<tbody>
<tr>
<td>L1</td>
<td>N58°47'14&quot;W</td>
<td>183.30'</td>
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<tr>
<td>L2</td>
<td>N58°07'22&quot;W</td>
<td>372.12'</td>
</tr>
<tr>
<td>L3</td>
<td>N58°26'43&quot;W</td>
<td>125.83'</td>
</tr>
<tr>
<td>L4</td>
<td>N50°10'07&quot;W</td>
<td>85.43'</td>
</tr>
<tr>
<td>L5</td>
<td>N54°58'33&quot;W</td>
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<td>L6</td>
<td>N58°29'52&quot;W</td>
<td>162.81'</td>
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<td>L7</td>
<td>N54°49'18&quot;W</td>
<td>143.32'</td>
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<tr>
<td>L8</td>
<td>N54°36'02&quot;W</td>
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<tr>
<td>L9</td>
<td>S55°56'12&quot;E</td>
<td>40.30'</td>
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</table>

PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND THE FAIRBANKS NORTH STAR BOROUGH

SECTION 5 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT LOCATED WITHIN SECTION 5, T7S, R5E, FAIRBANKS MERIDIAN SHEET 1 OF 1
**NOTES:**

1. SEE SHEET 2 FOR LINE TABLE.
4. THE LENGTH OF THE CENTERLINE OF THE EASEMENT IN SECTION 31 IS 757.25 FEET.
5. AREA ENCLOSED BY EASEMENT = 15,144 SQ. FT.
6. SEE THE OVERALL CONTROL SHEET FOR THE BASIS OF BEARING.

**EXHIBIT 'S30'**

**Line Table**

<table>
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<th>Line #</th>
<th>Direction</th>
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<tbody>
<tr>
<td>L1</td>
<td>N59°10'58&quot;W</td>
<td>112.80'</td>
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<td>L2</td>
<td>N59°22'14&quot;W</td>
<td>243.62'</td>
</tr>
<tr>
<td>L3</td>
<td>N62°03'47&quot;W</td>
<td>140.82'</td>
</tr>
<tr>
<td>L4</td>
<td>N59°51'04&quot;W</td>
<td>144.87'</td>
</tr>
<tr>
<td>L5</td>
<td>N57°40'20&quot;W</td>
<td>115.14'</td>
</tr>
<tr>
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<td>S89°59'26&quot;E</td>
<td>654.03'</td>
</tr>
<tr>
<td>L7</td>
<td>S0°03'54&quot;W</td>
<td>381.89'</td>
</tr>
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</table>

**EXHIBIT S30**

SET NO. 5 REBAR WITH 1.5" ALUM CAP STAMPED "NLSC 2016 RM" (TYPICAL)

POINT OF COMMENCEMENT

N89°53'28"E 2632.85'

SECTION CORNER FOUND BLM BRASS CAP MONUMENT (TYPICAL)

SECTION 01 EAST SECTION 02

SECTION 02 SECTON 03

SECTION 30

SECTION 31

SECTION 32

TERMINUS OF EASEMENT

CENTERLINE OF EASEMENT

DETAIL

TRUE POINT OF BEGINNING

COMPUTED SECTION LINE

SCALE: 1"=600'

PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND

THE FAIRBANKS NORTH STAR BOROUGH

SECTION 30 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT

LOCATED WITHIN SECTION 31, T6S, R5E, FAIRBANKS MERIDIAN SHEET 1 OF 1
NOTES:
1. SEE SHEET 2 FOR LINE TABLE.
2. THE EASTERLY LINE OF SECTION 31 WAS ESTABLISHED PER THE MONUMENT AT THE
SOUTHEAST CORNER OF SECTION 31, AND THE SOUTHWEST CORNER OF SECTION 18.
3. THE POSITION OF THE NORTHEAST CORNER OF SECTION 31 WAS COMPUTED BY PRORATING
THE DISTANCE BETWEEN THE FOUND MONUMENT AT THE SOUTHEAST CORNER OF SECTION
4. SECTION 31 IS SHOWN FOR COMPUTATIONAL PURPOSES ONLY, COMPUTED SECTION LINES,
BEARINGS AND DISTANCES, EASEMENT LENGTHS, EASEMENT AREA, AND TIES TO THE
EASEMENT LINES ARE SUBJECT TO ANY FUTURE SURVEY BY THE BLM. SAID SECTION LIES IN
TRACT 'A' PER THE PLAT OF T6S, R5E, FAIRBANKS MERIDIAN ACCEPTED BY THE U.S. DEPT.
5. THE LENGTH OF THE CENTERLINE OF THE EASEMENT IN SECTION 31 IS 5152.29 FEET.
6. AREA ENCLOSED BY EASEMENT IS 105,346 SQ. FT.
7. SEE THE OVERALL CONTROL SHEET FOR THE BASIS OF BEARING.

SCALE: 1"=600'

<table>
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<th>0</th>
<th>200</th>
<th>400</th>
<th>600</th>
<th>800</th>
<th>1200</th>
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</table>

PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND THE FAIRBANKS NORTH STAR BOROUGH
SECTION 31 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT
LOCATED WITHIN SECTION 31, T6S, R5E, FAIRBANKS MERIDIAN SHEET 1 OF 2
<table>
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<td><strong>Direction</strong></td>
<td><strong>Length</strong></td>
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<td>L1</td>
<td>N60°16'36''W</td>
<td>3.60'</td>
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<tr>
<td>L2</td>
<td>N60°33'20''W</td>
<td>136.58'</td>
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<td>L3</td>
<td>N56°17'49''W</td>
<td>107.02'</td>
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<tr>
<td>L4</td>
<td>N63°51'47''W</td>
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<td>L5</td>
<td>N53°55'46''W</td>
<td>218.88'</td>
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<td>N58°27'08''W</td>
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<td>N00°54'07''W</td>
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<tr>
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<td>N89°59'26''W</td>
<td>654.03'</td>
</tr>
<tr>
<td>L30</td>
<td>S89°56'22''W</td>
<td>2639.57'</td>
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EXHIBIT 'S32'

NOTES:
1. SEE SHEET 2 FOR LINE TABLE.
5. THE CENTERLINE LENGTH OF THE EASEMENT IN SECTION 32 IS 4635.86 FEET.
6. AREA ENCLOSED BY EASEMENT IS 96.717 SQ. FT ±
7. SEE THE OVERALL CONTROL SHEET FOR THE BASIS OF BEARING.

PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND THE FAIRBANKS NORTH STAR BOROUGH

SECTION 32 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT

LOCATED WITHIN SECTION 32, T6S, R5E, FAIRBANKS MERIDIAN SHEET 1 OF 2
**EXHIBIT 'S32'**

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</tr>
<tr>
<td>L1</td>
<td>N55°56'12&quot;W</td>
<td>125.06'</td>
</tr>
<tr>
<td>L2</td>
<td>N61°42'45&quot;W</td>
<td>110.55'</td>
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<td>L3</td>
<td>N52°12'27&quot;W</td>
<td>151.30'</td>
</tr>
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<td>L4</td>
<td>N70°26'15&quot;W</td>
<td>124.77'</td>
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<tr>
<td>L5</td>
<td>N44°07'39&quot;W</td>
<td>78.90'</td>
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<tr>
<td>L6</td>
<td>N59°22'37&quot;W</td>
<td>102.97'</td>
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<td>L7</td>
<td>N62°10'42&quot;W</td>
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<td>L8</td>
<td>N51°14'32&quot;W</td>
<td>216.91'</td>
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<td>L9</td>
<td>N58°27'00&quot;W</td>
<td>83.02'</td>
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<td>L10</td>
<td>N52°54'13&quot;W</td>
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<td>N61°19'08&quot;W</td>
<td>141.08'</td>
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<td>N64°41'09&quot;W</td>
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<tr>
<td>L13</td>
<td>N46°32'15&quot;W</td>
<td>114.30'</td>
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PREPARED FOR NEW HORIZON TECHNOLOGY INC., AND SECTION 32 EXHIBIT FOR THE ALASKA COMMUNICATION SYSTEM FIBER OPTIC EASEMENT
THE FAIRBANKS NORTH STAR BOROUGH LOCATED WITHIN SECTION 32, T6S, R5E, FAIRBANKS MERIDIAN SHEET 2 OF 2
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce Ward, Borough Mayor

FROM: Glenn Miller, Transportation Director

DATE: June 13, 2019

SUBJECT: Resolution No. 2019-25

A Resolution Approving Proposed Memorandum of Understanding between Alaska Department of Environmental Conservation and Fairbanks North Star Borough for Air Pollution Control and Specifically PM2.5

Attached for your approval is a proposed resolution, amending the Memorandum of Understanding between the Alaska Department of Environmental Conservation and the Fairbanks North Star Borough (FNSB) for air pollution control.

In October 2018 voters of the FNSB passed Proposition 4, the Home Heating Reclamation Act, which prohibits the Borough from regulating home heating appliances. The Moderate State Implementation Plan (SIP) contains federally enforceable regulations that must be implemented, therefore the Memorandum of Understanding has been updated to reflect each agencies responsibilities.

I request your consideration and urge your approval of this ordinance.

Attachment
FAIRBANKS NORTH STAR BOROUGH

RESOLUTION NO. 2019-25

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 MOU 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.
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 _____ DAY OF____________, 2019.

Matt Cooper
Presiding Officer

ATTEST:

APPROVED:

April Trickey, CMC
Borough Clerk

Jill S. Dolan
Borough Attorney
MEMORANDUM OF UNDERSTANDING
BETWEEN
ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION
AND
FAIRBANKS NORTH STAR BOROUGH
FOR
AIR POLLUTION CONTROL

I. Purpose

The purpose of this Memorandum of Understanding (MOU) is to clarify the joint responsibilities for air pollution control and monitoring within the Fairbanks North Star Borough with an emphasis on fine particulate matter (PM$_{2.5}$) and carbon monoxide (CO). The Alaska Department of Environmental Conservation (DEC) and the Fairbanks North Star Borough (Borough) have joint responsibility for air pollution control in the Fairbanks North Star Borough. The parties to this MOU recognize that clear lines of responsibility must be established and maintained to maximize the efficient utilization of available resources and to provide the greatest protection to the public's health and safety. It is with this recognition that these two parties hereby enter into this agreement.

II. Major Stationary Sources

DEC will retain responsibility for permitting, inspection, surveillance, and enforcement of all currently permitted facilities under DEC authority, and for any new sources that require DEC permit approval under AS 46.14.

DEC will:

- notify the Borough upon receipt of any permit applications or renewals for State Air Quality Permits for stationary sources located within the Borough, to allow sufficient time for Borough comment on such permitting activities;

- respond to Borough requests during the Department permit review, for additional information from a permit applicant pursuant to 18 AAC 50 or the State Implementation Plan for Air Quality Control; and

- provide information in a reasonable time period to the Borough in response to requests for information on permitted facilities.

The Borough will:

- Maintain its registration to DEC’s online system for public notice announcements; and

- notify DEC when it desires information on a permitted facility, permit application or renewal.
Air Pollution Control MOU-DEC/FNSB

III. Open Burning

DEC will be responsible for issuing approvals for open burning of materials from Fire Service training, land clearing operations of 40 acres or greater per year and for the open burning of petroleum-based materials or other materials in a way that produces black smoke.

DEC will:

provide the Borough with copies of all open burning approvals issued by DEC for sites within the Borough;

notify applicants to contact the Borough regarding any Borough Codes pertaining to open burning; and

include open burning prohibitions in its air quality advisories if determined to be appropriate to the air pollution event.

The Borough will:

advise DEC and the Division of Forestry if the Borough re-establishes any open burning regulations and permit procedures.

IV. Area Source Control Programs

The Borough and DEC recognize that many small stationary pollution emission sources have the potential to collectively impact air quality. These small sources are categorized as area sources by EPA and DEC and may be regulated by local, state, or federal rules, but are not typically permitted by the DEC Air Permit program. They include, but are not limited to, the following types of sources: solid fuel-fired heating devices, commercial and residential space heating, small sources that fall below permitting thresholds, and fugitive dust sources including, but not limited to construction and demolition activities, sand blasting, land clearing, and farming activities.

The Borough will:

implement solid fuel-fired heating device repair, retrofit, replacement, conversion, and removal programs as resources allow;

implement voluntary programs related to fuel burning that assist in mitigating PM$_{2.5}$ air pollution as resources allow;

conduct public outreach and education on air quality health effects and the mitigation and impacts of air pollution from home heating devices, and other local area sources as resources allow;
Air Pollution Control MOU-DEC/FNSB

take the lead in developing and implementing local control programs to address pollution from area sources consistent with the Borough Assembly's approval/authorization and will notify and consult with DEC regarding local control programs being considered for implementation to insure coordination with any existing state programs or regulations.

DEC will:

When appropriate, implement state regulations designed to mitigate area source impacts in the area;

assist and coordinate with the Borough on public outreach and education activities;

notify and consult with the Borough regarding any proposed state area source programs or regulations that could impact a local control program or activities within the Borough;

provide technical assistance related to state and federal requirements that could impact development and implementation of a local control program.

The Borough and DEC will:

look for opportunities to share data related to area sources that can further technical efforts in assessing air quality impacts;

jointly determine whether, and when, the two agencies will need to coordinate on implementation of an area source program;

jointly determine the roles and responsibilities for each agency in implementing any coordinated area source program;

upon agreement by both agencies as to the roles, responsibilities, funding, and any other essential details of a coordinated area source program, work cooperatively to implement the program; and

amend this agreement, as soon as practical, to incorporate the relevant details related to an approved area source program so that clear lines of responsibility are delineated.

V. Complaint Response

The parties recognize that the Borough does not currently have the ability to effectively respond to complaints and take appropriate enforcement actions. DEC will respond to, investigate, and enforce air quality complaints within the Borough. If the Borough Assembly enacts ordinances authorizing such actions in the future, the parties agree they will meet and confer within thirty (30) days to determine
case coordination and to designate the agency lead in assessing appropriate enforcement actions.

For DEC permitted stationary sources, DEC will investigate public Air Quality Complaints. If the Borough is interested in public complaints regarding permitted facilities, the Borough will, in its discretion, contact DEC. DEC agrees to share information regarding the complaint investigation and closure with the Borough.

VI. Ambient Air Monitoring/Air Quality Forecasting

As of July 1, 2016, DEC began maintenance and operation of the federally required air quality monitoring network consisting of three sampling sites in the Fairbanks North Star Borough: The Fairbanks State Office Building (SOB), the multi-pollutant National Core site (NCore) and the Hurst Road (formerly named North Pole Fire Station #3 (NPF3)) sampling site. The SOB and Hurst sites are used to monitor fine particulate matter (PM$_{2.5}$) and the NCore site monitors PM$_{2.5}$ and carbon monoxide, along with a suite of other criteria pollutants and meteorological parameters. The Borough will review monitoring needs with DEC and EPA in consideration of resources available for the purpose of assigning monitoring priorities. The Borough will continue to provide recorded daily ambient air quality forecasts during the period of October 1 through March 31 each winter. DEC will issue air quality advisories and will post these to the state advisory website.

Close communication and cooperation between the agencies is necessary to share information on ambient air conditions including any results from any special purpose monitoring efforts to determine the need for issuing an air quality advisory, or declaring an air episode due to anthropogenic or natural events.

DEC will:

1. Operate and maintain the NCore, CO, PM$_{2.5}$ ambient air and meteorological monitoring network as required in accordance with state and federal regulations, guidelines, and the yearly DEC/EPA and Borough Air Programs work plan;

2. Assume payment for utilities and internet access for the monitoring sites on Borough property and previously covered by the Borough, specifically for the NCore and Hurst Road monitoring sites;

3. Operate and maintain the PM$_{2.5}$ speciation monitor in accordance with state and federal regulations, guidelines, and the yearly DEC/EPA and Borough Air Programs work plan;

4. Continue to provide technical assistance to the Borough in the areas of ambient air monitoring science, instrument operation, and quality assurance;
Air Pollution Control MOU-DEC/FNSB

send the Borough copies of correspondence and applicable materials associated with air quality monitoring work performed by DEC within the Borough and air monitoring information received from EPA or other sources which may be of interest to the Borough;

notify the Borough as to reporting requirements, due dates, etc.;

review and approve in writing special purpose monitoring site locations using Federal Equivalence Method (FEM) monitors as required and notify EPA of SPM monitoring locations;

provide, or facilitate in-state, technical assistance and training as time and funding allows;

provide filter weighing operations for the analysis of particulate filters;

conduct an annual monitoring network assessment and develop recommendations for any changes which may be necessary in coordination with the Borough and EPA;

coordinate with and assist the Borough on developing air quality forecasts, issue air quality alerts and advisories for the non-attainment area and the entire Fairbanks North Star Borough, and assist in the distribution of information to the public and interested parties; and

provide and maintain a data acquisition system including a website for near real-time data access and a database for data storage, review, and submission of required monitoring data to EPA.

The Borough will:

house the NCore, Hurst Road air quality monitoring sites, and the Hurst Road meteorological tower on Borough property and grant DEC access to these sites year round;

notify DEC regarding any special air monitoring studies using non-regulatory monitors to identify/better define air quality problem areas, spelled out in the Borough Air Program work plan and as funding and staff allow;

submit to DEC in writing for approval any desired/required changes to the special purpose monitoring sites monitoring network for any sites using FEM monitors pursuant the Borough Air Program work plan;

assist DEC staff with field monitoring during short-term periods when DEC has staffing problems (as time and funding allows);
continue to implement, as needed, the Borough's emergency episode prevention and response plan for CO pursuant to the Borough Air Program work plan;

provide a recorded daily CO forecast during periods of poor air quality, when CO concentrations are of concern. The daily CO forecast will also be provided on the Borough web page and phone system for media and the general public; and

develop and provide PM$_{2.5}$ forecasts to address potential impacts during the summer wildfire season and the winter PM$_{2.5}$ season. A daily forecast will be provided during periods of poor air quality. The PM$_{2.5}$ forecast will be posted on the Borough web page and the Borough's phone system for media and the general public.

VII. Air Quality Planning

The Borough will continue its efforts to maintain the National Ambient Air Quality Standard (NAAQS) for carbon monoxide and work towards meeting attainment for fine particulate matter (PM$_{2.5}$). This will include the study and possible implementation of reasonable, cost-effective strategies designed to reduce ambient air pollutant concentrations which will allow the Borough to maintain the carbon monoxide standard and attain the PM$_{2.5}$ standard.

DEC will:

provide technical and administrative assistance to the Borough;
- in the area of maintenance of the NAAQS for carbon monoxide; and
- in the area of development of the attainment plan for PM$_{2.5}$

work with the Borough to develop additional programs that will;
- aid the Borough in maintaining the health based NAAQS for carbon monoxide in the Borough maintenance area, subject to available funding;
- aid the Borough in attaining the health based NAAQS standard for PM$_{2.5}$ in the Borough nonattainment area, subject to available funding; and
- assist the Borough in its dealings with EPA, particularly in the development of additional strategies to reduce ambient air pollutant levels in the Borough.

The Borough will:

continue its efforts to maintain the NAAQS for carbon monoxide;

update the CO maintenance plan per the Clean Air Act requirements or as
needed to address local objectives;
continue its efforts to attain the NAAQS for PM$_{2.5}$;
implement PM$_{2.5}$ strategies to attain the standard that are shown to be necessary, reasonable, and cost effective;
assist DEC to study PM$_{2.5}$ concentrations at cold temperatures, and the resultant impact of PM$_{2.5}$ on the prospects for attaining and maintaining the PM$_{2.5}$ standard in the Borough nonattainment area, including potential use of new and innovative programs;
develop emission inventories as needed to support or implement PM$_{2.5}$ SIPs; and
take the lead in collaboratively developing and updating with DEC a PM$_{2.5}$ attainment plan to bring the Borough nonattainment area into attainment with the NAAQS.

VIII. Mobile Source Control Programs

The Borough and DEC recognize that air pollution emissions from motor vehicles and other mobile sources have the potential to collectively impact air quality. Mobile sources are typically regulated by federal and state rules, but local programs can be beneficial in reducing emissions.

The Borough will:
take the lead in developing and implementing local control programs to address pollution from mobile sources and will notify and consult with DEC regarding local control programs being considered for implementation to insure coordination with any existing state programs or regulations; and
implement projects to expand parking lot electrical plug-in infrastructure to reduce cold start emissions at Borough owned facilities, when included in the State Implementation Plan as resources allow.

DEC will:
maintain state regulations that allow a vehicle inspection & maintenance program to remain as a CO contingency measure in the Fairbanks CO maintenance plan as required by EPA;
coordinate with the state DOT on any diesel emission reduction projects being implemented to reduce PM$_{2.5}$ emissions from the state fleet as part of the State Implementation Plan;
notify and consult with the Borough regarding any proposed state mobile source programs or regulations that could impact a local control program or activities within the Borough; and

provide technical assistance related to state and federal requirements that could impact development and implementation of a local control program.

The Borough and DEC will:

look for opportunities to share data related to mobile sources that can further technical efforts in assessing air quality impacts;

jointly determine whether, and when, the two agencies will need to coordinate on implementation of any mobile source program;

jointly determine the roles and responsibilities for each agency in implementing any coordinated mobile source program;

upon agreement by both agencies as to the roles, responsibilities, funding, and any other essential details of a coordinated mobile source program, work cooperatively to implement the program; and

amend this agreement, as soon as practical, to incorporate the relevant details related to any approved mobile source program so that clear lines of responsibility are delineated.

IX. Congestion Mitigation & Air Quality (CMAQ) Projects

The Borough will:

Conduct a call for project nominations to address PM$_{2.5}$ in the donut area (the area outside of the metropolitan planning area but within the PM$_{2.5}$ non-attainment area) if funding is available, on behalf of the CMAQ Project Evaluation Board;

Coordinate with the DEC regarding the development of CMAQ projects to address the PM$_{2.5}$ within the non-attainment area;

Consult with the metropolitan planning organization (MPO) and the State of Alaska DOT&PF Northern Region regarding priority CMAQ projects within the metropolitan planning area.

DEC will:

Coordinate with the Borough regarding the development of CMAQ projects to address PM$_{2.5}$ within the non-attainment area;
Air Pollution Control MOU-DEC/FNSB

Consult with the MPO and the State of Alaska DOT&PF Northern Region regarding priority CMAQ projects within the metropolitan planning area.

DEC and the Borough will:

jointly determine roles and responsibilities for implementing CMAQ projects at the time that the projects are submitted to the metropolitan planning organization or Department of Transportation for funding.

X. Notice/Project Contacts

For purposes of this agreement each agency will identify a project manager who will have overall responsibility for management of the agreement. The project managers may designate and identify in writing to the other agency, other staff with responsibility for implementing specific activities under the agreement.

For purposes of this agreement DEC’s project manager is,

Alice Edwards, Director, Division of Air Quality

For purposes of this agreement, the Borough’s project manager is,

Nicholas Czarnecki, Manager, Air Quality Division

All project work plans and approvals shall be submitted through the project managers designated in this section.

Parties agree to notify each other in writing of changes in project manager or activity managers within 10 days of change.

XI. Budgetary

DEC and the Borough shall negotiate any funding agreements for the coming year as an amendment to this MOU. Any annual funding agreements will be negotiated between the DEC Air Quality Director and the FNSB Air Quality Manager. Future year appropriations shall be discussed and operational costs agreed upon no later than May 31st of each year. The annual funding agreements shall be documented in writing and make specific reference to this MOU.

This MOU has no financial consideration at this point in time. If future services are needed by either party requiring funding, an amendment to this MOU will be issued.

XII. It is mutually agreed:

1. that the Borough and DEC shall employ and maintain staff to carry out the
Air Pollution Control MOU-DEC/FNSB

activities necessary to administer the air quality programs outlined in this agreement;

2. that nothing in this agreement shall be construed as obligating DEC or the Borough to the expenditure of funds, or for the future payment of funds; and

3. that amendments to this agreement may be proposed by either party and shall become effective upon approval of both parties.

XIII. Execution/Modification and Duration of Agreement

This agreement will be in effect upon signature by both parties until amended or revoked. The agreement may be terminated upon 90 days' written notice by either party. In addition, all notes, data collected, equipment and any draft reports shall be submitted to DEC within 30 days of termination of this agreement by either party.

Alaska Department of Environmental Conservation

By: ____________________________
    Jason W. Brune
    Commissioner

Date: ____________________________

Fairbanks North Star Borough

By: ____________________________
    Bryce Ward
    Mayor

Date: ____________________________

By: ____________________________
    Elizabeth Pederson
    DEC Finance Officer

Date: ____________________________
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 -27

AN ORDINANCE AMENDING FNSBC 3.24.060 REGARDING THE ASSEMBLY REPRESENATIVE TO FAIRBANKS AREA SURFACE TRANSPORTATION PLANNING (FORMERLY FAIRBANKS METROPOLITAN AREA TRANSPORTATION SYSTEMS)

WHEREAS, The Fairbanks Metropolitan Area Transportation System was restructured, and is now operating as Fairbanks Area Surface Transportation (FAST) Planning; and

WHEREAS, The Articles of Incorporation for FAST Planning provide that the representative from the Fairbanks North Star Borough (Borough) is confirmed by the Assembly, and code should be amended accordingly.

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 3.24.060, Representatives, is hereby amended as follows:

[THE PRESIDING OFFICER SHALL APPOINT A]A representative to the Fairbanks [METROPOLITAN AREA TRANSPORTATION SYSTEM (FMATS) POLICY COMMITTEE] Area Surface Transportation (FAST) Planning Policy Board shall be appointed by the presiding officer and confirmed by the assembly.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
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:

________________________
April Trickey, CMC
Borough Clerk

APPROVED:

________________________
Jill S. Dolan
Borough Attorney
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Borough Mayor

FROM: Sandra Mota, Land Manager

DATE: June 13, 2019

SUBJECT: ORDINANCE NO. 2019- 28

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE FAIRBANKS YOUTH SOCCER ASSOCIATION FOR USE OF PORTIONS OF TRACT G-1A, SOUTH DAVIS PARK SUBDIVISION (TRACT A,B,C) AND A PORTION OF TRACT A HEZ RAY SPORTS SUBDIVISION

The attached Ordinance requests authorization for the Mayor to enter into a 4 year term lease at less than fair market value with the Fairbanks Youth Soccer Association (FYSA).

FYSA first entered into a use agreement with the Fairbanks North Star Borough in 1985. Through the years FYSA has operated on various soccer fields owned by the Borough performing all maintenance as required, being responsible for all utilities and bearing all costs associated with the development of the fields in question. The last agreement executed between the Borough and FYSA has expired.

FNSB 20.16.020(D) states the Assembly may authorize the Mayor to lease Borough land for less than fair rental value only if the ordinance authorizing the lease contains a finding that the lease is for a compelling public purpose or use, and a statement of the facts on which the finding is based. FYSA offers a continuing contribution to the community by providing educational programs related to the sport of soccer.

We support this ordinance and urge its adoption.
By: Bryce J. Ward, Mayor
Introduced: June 13, 2019

FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019 - 28

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE FAIRBANKS YOUTH SOCCER ASSOCIATION FOR USE OF PORTIONS OF TRACT G-1A, SOUTH DAVIS PARK SUBDIVISION (TRACT A, B, C) AND A PORTION OF TRACT A HEZ RAY SPORTS SUBDIVISION

WHEREAS, The Fairbanks North Star Borough (Borough) holds good and equitable title to portions of Tract G-1A, South Davis Park Subdivision (Tract A, B, C) and a portion of Tract A Hez Ray Sports Subdivision as shown on the attached exhibit maps; and

WHEREAS, The Borough and Fairbanks Youth Soccer Association (FYSA) entered into their first use agreement in 1985; and

WHEREAS, FYSA has provided a quality soccer educational program benefiting the youth of Fairbanks for many decades; and

WHEREAS, FYSA has requested a lease to continue their operations in the community with an initial term of four (4) years, and two (2) renewal options of four (4) years each; and

WHEREAS, All maintenance and utility responsibilities for the facilities in question will fall to the FYSA; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, FNSBC 20.16.020(D) states the Assembly may authorize the Mayor to lease Borough land for less than fair rental value only if the ordinance authorizing the lease contains a finding that the lease is for a compelling public purpose or use and a statement of the facts on which the finding is based; and

WHEREAS, Land Management has reviewed records for the property and there are no existing mining claims or other third-party interests know to Land Management within the proposed lease area which Land Management believes impact or are impacted by the proposed lease; and

WHEREAS, Those with a known land interest in adjoining properties have been notified of the proposed lease.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Determination of a Compelling Public Purpose or Need. The Assembly hereby finds that granting this lease at less than fair market rental value meets the conditions of a compelling public purpose based upon the following facts:

1. FYSA has faithfully served the community in partnership with the Borough for over 30 years promoting public, educational soccer development, competition, coaching licensing - training sessions, and player clinics.

2. Through proper guidance and exemplary leadership, FYSA assists youth in developing the qualities of citizenship, discipline, teamwork and physical wellbeing through soccer.
Section 3. **Authorization:** The Borough Mayor or his delegate is hereby authorized to take all actions necessary to enter into a new lease with FYSA on portions of Tract G-1A, South Davis Park Subdivision (Tract A,B,C) and a portion of Tract A Hez Ray Sports Subdivision as shown on attached exhibit maps, at a rental rate of one (1) dollar per year, for an initial term of four (4) years, with two (2) renewal options of four (4) years each.

Section 4. **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 Youth Soccer Association - Use Areas

South Davis, Tracts A, B, C

Note: City of Fairbanks temporary water tanks currently located in these areas.
Hetz Ray (Approx. 36.50 Acres)

Note: Structure no longer in this location

Legend
- FYSA Use Areas
- FYSA-Owned Amenities
- FYSA Fence/Gates
- FNSB Fence/Gates

Key:
1. Kiosk - in grade footing
2. Storage container
3. Misc. moveable equipment
4. Well-house and pump
5. Shelter
6. Modular building
7. Temporary shed
8. Fence and gate

rev. 02/08/2019
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Bryce J. Ward, Borough Mayor

FROM: Sandra Mota, Land Manager

DATE: June 13, 2019

SUBJECT: ORDINANCE NO. 2019-29

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE INTERIOR BASEBALL LEAGUE FOR USE OF A PORTION OF SECTION 4, T.1S, R.1W, F.M. (FAIRBANKS LIONS AND SUN RISER'S ROTARY FIELDS) AND PORTIONS OF TRACT A GROWDEN PARK SUBDIVISION (GROWDEN FIELDS 3,4,5) AND PORTIONS OF TRACT 3 HATCHERY ROE SUBDIVISION (KIWANIS AND DARIN FRANUS FIELDS) AND PORTIONS OF SOUTHEAST PORTION HAMILTON ACRES SUBDIVISION (NUSSBAUMER AND STOCKTON FIELDS) AND TRACT 1 HATCHERY ROE SUBDIVISION (KEN RANKIN AND OPTIMIST FIELDS) AND LOT 5 BLOCK 1 KENDALL SUBDIVISION (KENDALL FIELD) AND PORTIONS OF TRACT J1 AND J2 MORNING STAR SUBDIVISION (MORNING STAR FIELDS 1,5)

The attached Ordinance requests authorization for the Mayor to enter into a 4 year term lease at less than fair market value with the Interior Baseball League (IBL).

IBL first entered into a use agreement with the Fairbanks North Star Borough in 1986. Through the years IBL has operated on various baseball fields owned by the Borough receiving assistance with maintenance of the same. A service in lieu of fees arrangement existed whereby IBL off-set all fees for use of the facilities by performing infield turf mowing, trimming, irrigation and fertilization, infield/baseline surface maintenance, base setting, and field marking and lining. The last agreement executed between the Borough and IBL has expired.

IBL requests that all maintenance and utility responsibilities fall to the Fairbanks North Star Borough in this new lease arrangement.

FNSB 20.16.020(D) states the Assembly may authorize the Mayor to lease Borough land for less than fair rental value only if the ordinance authorizing the lease contains a finding that the lease is for a compelling public purpose or use, and a statement of the facts on which the finding is based. IBL offers a continuing contribution to the community by providing educational programs related to the sport of baseball.

We support this ordinance and urge its adoption.

380
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2019-29

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT LESS THAN FAIR MARKET VALUE WITH THE INTERIOR BASEBALL LEAGUE FOR USE OF A PORTION OF SECTION 4, T.1S, R.1W, F.M. (FAIRBANKS LIONS AND SUN RISER’S ROTARY FIELDS), PORTIONS OF TRACT A GROWDEN PARK SUBDIVISION (GROWDEN FIELDS 3, 4, 5) AND PORTIONS OF TRACT 3 HATCHERY ROE SUBDIVISION (KIWANIS AND DARIN FRANUS FIELDS) AND PORTIONS OF SOUTHEAST PORTION HAMILTON ACRES SUBDIVISION (NUSSBAUMER AND STOCKTON FIELDS) AND TRACT 1 HATCHERY ROE SUBDIVISION (KEN RANKIN AND OPTIMIST FIELDS) AND LOT 5 BLOCK 1 KENDALL SUBDIVISION (KENDALL FIELD) AND PORTIONS OF TRACT J1 AND J2 MORNING STAR SUBDIVISION (MORNING STAR FIELDS 1,5)

WHEREAS, The Fairbanks North Star Borough (Borough) holds good and equitable title to the facilities known as Section 4, T.1S, R.1W, F.M. (Fairbanks Lions and Sun Riser’s Rotary Fields) and portions of Tract A Growden Park Subdivision (Growden Fields 3, 4, 5) and portions of Tract 3 Hatchery Roe Subdivision (Kiwanis and Darin Franus Fields) and portions of Southeast Portion Hamilton Acres Subdivision (Nussbaumer and Stockton Fields) and Tract 1 Hatchery Roe Subdivision (Ken Rankin and Optimist Fields) and Lot 5 Block 1 Kendall Subdivision (Kendall Field) and portions of Tract J1 and J2 Morning Star Subdivision (Morning Star Fields 1, 5), and as shown on the attached exhibit maps; and

WHEREAS, The Borough and Interior Baseball League (IBL) entered into their first use agreement in 1986; and

WHEREAS, IBL has provided a quality baseball educational program benefiting the youth of Fairbanks for many decades; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, IBL has requested a lease to continue their operations in the community with an initial term of four (4) years, and two (2) renewal options of four (4) years each; and

WHEREAS, IBL further requests that the Borough assume all maintenance and utility responsibilities for the facilities in question; and

WHEREAS, FNSBC 20.16.020(D) states the Assembly may authorize the Mayor to lease Borough land for less than fair rental value only if the ordinance authorizing the lease contains a finding that the lease is for a compelling public purpose or use and a statement of the facts on which the finding is based; and

WHEREAS, Land Management has reviewed records for the property and there are no existing mining claims or other third-party interests known to Land Management within the proposed lease area which Land Management believes impact or are impacted by the proposed lease; and

WHEREAS, Those with a known land interest in adjoining properties have been notified of the proposed lease.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks North Star Borough:

Section 1. This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. Determination of a Compelling Public Purpose or Need. The Assembly hereby finds that granting this lease at less than fair market rental value meets the conditions of a compelling public purpose based upon the following facts:
1. IBL has faithfully served the community in partnership with the Borough for over 30 years promoting, developing, supervising, and voluntarily assisting in all lawful ways, the interest of those who participate in PONY Baseball in the Interior of Alaska.

2. Through proper guidance and exemplary leadership, IBL assists youth in developing the qualities of citizenship, discipline, teamwork and physical wellbeing through baseball.

Section 3. Authorization. The Borough Mayor or his delegate is hereby authorized to take all actions necessary to enter into a new lease with IBL on a portion of Section 4, T.1S, R.1W, F.M. (Fairbanks Lions and Sun Riser's Rotary Fields) and portions of Tract A Growden Park Subdivision (Growden Fields 3, 4, 5) and portions of Tract 3 Hatchery Roe Subdivision (Kivanis and Darin Franus Fields) and portions of Southeast Portion Hamilton Acres Subdivision (Nussbaumer and Stockton Fields) and Tract 1 Hatchery Roe Subdivision (Ken Rankin and Optimist Fields) and Lot 5 Block 1 Kendall Subdivision (Kendall Field) and portions of Tract J1 and J2 Morning Star Subdivision (Morning Star Fields 1, 5), at a rental rate of one (1) dollar per year, for an initial term of four (4) years, with two (2) renewal options of four (4) years each. The Borough Mayor is further authorized to provide maintenance and utility support to IBL, contingent on assembly appropriation for said purpose.

Section 4. 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]

Fairbanks North Star Borough, Alaska

ORDINANCE NO. 2019-
EXHIBIT MAPS
Key:
1. Dugout
2. Bleacher
3. Out-building
4. Condemned restroom, to be removed
5. Sign at Park Entry
6. Concessions
7. Scoreboard
8. Batting Cage

Legend
- Use Areas
- Amenities
- Fence/Gates

Interior Baseball League - Use Areas
Growden Fields

rev. 05/15/2019
Interior Baseball League - Use Areas
Kiwanis and Darin Franus

Legend
- Use Areas
- Amenities
- Fence/Gates

Key:
1. Dugout
2. Bleacher
3. Concessions
4. Storage containers
5. Batting cage
6. Bull pen

rev. 05/15/2019
Legend

- Use Areas
- Amenities
- Fence/Gates

Key:
1. Dugout
2. Bleacher
3. Storage

Interior Baseball League - Use Areas
Nussbaumer and Stockton

rev. 05/15/2019
Legend

<table>
<thead>
<tr>
<th>Symbol</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Use Areas</td>
<td></td>
</tr>
<tr>
<td>Amenities</td>
<td></td>
</tr>
<tr>
<td>Fence/Gates</td>
<td></td>
</tr>
</tbody>
</table>

Key:
1. Dugout
2. Bleacher
3. Concessions
4. Announcer's booth
5. Batting cage
6. Bull pen

Interior Baseball League - Use Areas
Ken Rankin and Optimist

rev. 05/15/2019
Legend

- Use Areas
- Amenities
- Fence/Gates

Key:
1. Dugout
2. Bleacher
3. Concessions
4. Storage
5. Batting cage

Interior Baseball League - Use Areas
Morningstar

rev. 05/15/2019
MEMORANDUM

To: Fairbanks North Star Borough Assembly
Through: Bryce J. Ward, Borough Mayor
From: Mike Bork, Director, Parks and Recreation
Date: June 13, 2019
Subject: Ordinance No. 2018-20-2D


Attached for your approval is an ordinance amending the FY 2018-19 budget by appropriating funds totaling $110,396 for trail restoration in Skyline Ridge Park. The grant funds include $99,356 from the State of Alaska, Department of Natural Resources Recreational Trails Program and a local match of $11,040 from the Fairbanks North Star Borough (Borough) General Fund.

This grant will fund restoration of one-half mile of the East-West Multi-Use Trail within Isberg Recreation Area. Improvements will focus on surface tread repair and hardening, erosion control, and installation of additional drainage features. Restoration will reduce resource degradation and allow patrons to safely and enjoyably use the trail network in Isberg Recreation Area. The Isberg Recreation Area trails provide important connections to the recreational trails network approved by the Assembly in the Borough's Comprehensive Recreational Trails Plan.

I request your consideration and urge your approval of this ordinance.

Attachment: Ordinance
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2D


WHEREAS, In 2007 the Fairbanks North Star Borough (Borough) Assembly adopted Resolution No. 2007-50, approving the Isberg Recreation Master Plan (Master Plan); and

WHEREAS, The Master Plan identifies the primary goal of the Isberg Recreation Area as developing a sustainable multi-use trail system and emphasizes the need for hardening trails in low-lying areas; and

WHEREAS, The Master Plan specifically identifies the low-lying Isberg East-West Multi-Use Trail (Trail) as an important connection to the larger regional trail network identified in the Borough's Comprehensive Recreational Trail Plan; and

WHEREAS, The Trail has significant damage to tread from erosion and drainage issues that limits access to portions of the recreation area and surrounding trails; and

WHEREAS, The Trail requires restoration to adequately serve users of the recreation area; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, The U.S. Department of Transportation, Federal Highway Administration (FHWA) has made funding available to the State of Alaska, Department of Natural Resources (ADNR), Division of Parks and Outdoor Recreation under the Recreational Trails Program (RTP) to support recreational trails and trail-related facilities; and

WHEREAS, The Borough Parks and Recreation Department submitted a RTP grant application to repair and harden portions of the Trail, and the application was successful; and

WHEREAS, The ADNR has awarded $99,356 in RTP grant funding to the Borough for repair and hardening of the Trail; and

WHEREAS, The Grant Agreement with ADNR requires a 10% cash match equaling $11,040; and

WHEREAS, The grant funds and local match will allow the repair of approximately one-half mile of the Trail by improving drainage and installing gravel surfacing; and

WHEREAS, The proposed trail improvements will allow for year-round motorized and non-motorized access to the upland sections of the Isberg Recreation Area and surrounding areas; and

WHEREAS, The Isberg East-West Multi-use Trail Restoration Project is supported by the Borough Trails Advisory Commission.
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 Funding. The Borough accepts the award of $99,356 in FHWA RTP funding, passed through ADNR, for trail construction at the Isberg Recreation Area.


Section 4. Capital Projects Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $110,396 to the Capital Projects Fund budgetary guideline entitled “Isberg East-West Multi-Use Trail” by increasing the revenue from federal pass-through grants by $99,356 and by increasing the Contribution from General Fund by $11,040.

Section 5. Eligible Expenditure Period. RTP grant expenditures incurred within the effective dates of the signed federal pass-through grant agreement between ADNR and the Borough are eligible for reimbursement.

Section 6. Provisions for Appropriation Estimates. This appropriation is for estimated amounts and may be adjusted to reflect the actual requirements of the RTP grant and its matching provisions. The actual amounts will be appropriated.
contingent, and based, upon the signed grant agreement between ADNR and the
Borough. Any material difference, as determined by the Chief Financial Officer, will be
communicated to the Assembly.

Section 7. **Contingency.** This appropriation is contingent upon the
receipt of a signed grant agreement with ADNR.

Section 8. **Lapse of Funds.** Upon completion or abandonment of this
project, any unencumbered, unexpended local matching funds will lapse to the General
Fund fund balance.

Section 9. **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
FISCAL NOTE

I. Request

Ordinance No: 2018-20-2D  Date Introduced: June 13, 2019
Abbreviated Title: Appropriate $110,396 for the Isberg East-West Multi-Use Trail Restoration Project

II. Financial Detail

Department/Division Affected: Parks and Recreation/Parks Maintenance

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>General Fund</th>
<th>Capital Projects Fund</th>
<th>Special Revenue Fund</th>
<th>Total</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>FY 18/19</td>
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<td>FY 18/19</td>
<td>FY 18/19</td>
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<tr>
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<td>Contractual Services</td>
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<td>92,906</td>
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<tr>
<td>Contribution To Capital Projects Fund</td>
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<td></td>
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<tr>
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<td>Other - Awaiting Budget</td>
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<tr>
<td>Total</td>
<td>11,040</td>
<td>110,396</td>
<td></td>
<td></td>
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</table>

SOURCE OF FUNDING

Federal Funds: 99,356
State Funds:
Contribution From Fund Balance: 11,040
Contribution From General Fund: 11,040
Total: 11,040 110,396

Specify Funding Source: Grant: U.S. Department of Transportation, Federal Highway Administration; Match: General Fund fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

III. Project Purpose:

To restore one-half mile of the East-West Multi-Use Trail within Isberg Recreation Area

IV. Analysis of Future Liabilities and Funding Sources:

Ongoing trail repair and maintenance

V. Fund Certification: I certify that funding sources are available as detailed in II above.

[Signature]  Debra L. R. Brady
Chief Financial Officer  5/20/19

Date


**Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)**

**Originator's Name:** Bryant Wright  
**Department:** Parks & Recreation

**To Be Introduced/Sponsored By:** Mayor Bryce J. Ward

**Abbreviated Ordinance Title:** Isberg East-West Multi-Use Trail Restoration Project

**Department(s)/Division(s) Affected:** Parks & Recreation / Parks Maintenance

**Proposed Introduction Date:** June 13  
**Ordinance No.:** 2019-20-2D

**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**

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**FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE**

<table>
<thead>
<tr>
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</thead>
<tbody>
<tr>
<td>1. Timeline inclusive of all phases</td>
<td>Contract Admin</td>
<td>Construction</td>
<td></td>
<td></td>
<td></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>
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<tr>
<td>3. Cost of operations and maintenance</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>4. Future costs to complete capital assets</td>
<td>$0.00</td>
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<td>$0.00</td>
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<td>5. Estimated revenue impact</td>
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<td>$0.00</td>
<td>$0.00</td>
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<td>6. Estimated non-Borough funds that may be received:</td>
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<tr>
<td>a. to fund the ordinance</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>
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<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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</tbody>
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**Contact Person's Name, for FIS questions:** Bryant Wright  
**Extension:** 7401

**Director(s) Signature(s):**

**Mayor's Office or Assembly Member Signature:**

**Chief Financial Officer Signature:**

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**Revision - code.xlsx FIS**

9/5/17 4:22PM

Page 1 of 2

398
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THROUGH: Mayor Bryce Ward

FROM: Melissa Harter, Library Director

SUBJECT: Appropriating Ordinance NASA STEM Travel Grant

DATE: June 13, 2019

The Alaska State Library offered travel grant funds to librarians throughout the state of Alaska to attend a NASA STEM (Science, Technology, Engineering and Math) workshop in Anchorage, April 12-13, 2019.

The Fairbanks North Star Borough was able to send one librarian to the workshop, so we applied for the travel grant and it was awarded.

The grant is for up to $500 in travel, lodging, and per diem expenses. This ordinance appropriates the grant funds for the employee to attend the workshop.

I urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2E

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING UP TO $500 IN STATE GRANT FUNDING TO THE SPECIAL REVENUE FUND FOR REIMBURSEMENT OF TRAVEL/TRAINING COSTS

WHEREAS, The Alaska State Library Division of the Alaska Department of Education and Early Development (ASLDEED) has made travel grant funds available to libraries around the State for librarians to attend a National Aeronautical and Space Administration Science, Technology, Engineering, and Math (NASA STEM) workshop in Anchorage on April 12-13, 2019; and

WHEREAS, The workshop ties into the 2019 Summer Reading Program theme “Space - A Universe of Stories,” in celebration of the 50th anniversary of the Apollo moon landing. The workshop will provide theme-based training for librarians across the State; and

WHEREAS, The Fairbanks North Star Borough (Borough) Public Libraries completed the application for a grant to reimburse travel and training costs.

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.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
Section 2. **Acceptance of State Grant Funding.** The Borough formally accepts grant funds up to $500 from ASLDEED to be used for reimbursement of travel costs to the NASA STEM workshop.

Section 3. **Special Revenue Fund Appropriation.** The FY 2018-19 budget is hereby amended by appropriating up to $500 to the Special Revenue Fund budgetary guideline entitled “NASA STEM Workshop” and by increasing estimated revenue from State grants by a like amount.

Section 4. **Provision for Grants.** This appropriation is for an estimated amount. The actual amount will be appropriated. Any material difference, as determined by the Chief Financial Officer, will be communicated to the Assembly.

Section 5. **Eligible Expenditure Period.** Expenditures subsequent to the signed and dated NASA STEM Workshop Travel Grant Award are eligible for reimbursement.

Section 6. **Administrative Fee.** The administrative fee for the NASA STEM workshop travel grant is waived in accordance with the grant agreement.

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
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, CAPITALIZED]
I. Request

Ordinance No: 2018-20-2E Date Introduced: 06/13/2019
Abbreviated Title: Appropriate $500 for Travel/Training Costs to the NASA STEM Workshop

II. Financial Detail

Department/Division Affected: Library/Community Services

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
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<th>Special Revenue Funds FY 18/19</th>
<th>Total FY 18/19</th>
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<tbody>
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<tr>
<td>Contribution to General Fund</td>
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<td>Total</td>
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SOURCE OF FUNDING

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<tr>
<th>Funding Source</th>
<th>FY 18/19</th>
<th>FY 18/19</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Pass-Through Grants</td>
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</tr>
<tr>
<td>State Grants</td>
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<td>500</td>
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<tr>
<td>Contribution from General Fund</td>
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<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>500</td>
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</tbody>
</table>

Specify Funding Sources: Alaska State Library, Division of Library, Archives & Museums, Department of Education and Early Development

OTHER FUNDING


III. Project Purpose:

Travel grant for one employee to attend the NASA STEM workshop

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
Date 5/17/19
Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)

Originator's Name: Renee Van Nort Department: Library Services

To Be Introduced/Sponsored By: Mayor Bryce Ward

Abbreviated Ordinance Title: NASA STEM Workshop Grant

Department(s)/Division(s) Affected: Library / Community Services / North Pole Branch Library

Proposed Introduction Date: *June 13, May 10, 2019* Ordinance No.: *2018-20-2E*

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>
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<tr>
<td>2. Number and type of new positions which may be required</td>
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<td>7. Anticipated annual tax subsidy</td>
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</tr>
</tbody>
</table>

Is backup attached? **Yes** No

Contact Person's Name, for FIS questions: Renee Van Nort Extension: 1025

Director(s) Signature(s):  

Mayor's Office or Assembly Member Signature:  

Chief Financial Officer Signature:  

Revision - code.xlsx FIS 9/5/17 4:22PM 404
### 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
THRU: Bryce Ward, Borough Mayor
FROM: David Bredlie, Director
Department of Public Works
DATE: June 13, 2019
SUBJECT: Ordinance 2018-20-2F
Appropriation of School District Funds for the Management of the Roof Replacement Projects at Eielson Jr./Sr. High and Woodriver Elementary School

Attached for your approval is a proposed budget ordinance. This ordinance amends the FY 2018-19 budget by appropriating $147,500 in Fairbanks North Star Borough School District funding to the Capital Projects Fund for the management of the roof replacement projects at Ben Eielson Junior-Senior High School and Woodriver Elementary School.

The projects included in this ordinance are aging infrastructure major maintenance capital work that is necessary for the continued safe operation of these facilities.

I urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

ORNANCE NO. 2018-20-F

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY AppropriATING $147,500 IN FAIRBANKS NORTH STAR BOROUGH SCHOOL DISTRICT FUNDING TO THE CAPITAL PROJECTS FUND FOR MANAGEMENT OF THE ROOF REPLACEMENT PROJECTS AT BEN EIELSON JUNIOR-SENIOR HIGH SCHOOL AND WOODRIVER ELEMENTARY SCHOOL

WHEREAS, The Fairbanks North Star Borough (Borough) and the Fairbanks North Star Borough School District (School District) entered into a Memorandum of Agreement (MOA) to perform certain duties for major maintenance on two school buildings: the roof replacement projects at Ben Eielson Junior-Senior High School and Woodriver Elementary School (the Projects); and

WHEREAS, The Projects shall be funded with an estimated $147,500 in School District funds, and the Fairbanks North Star Borough School Board and Borough have agreed the School District will have the authority and responsibility for the major maintenance of the Projects; and

WHEREAS, The Borough agrees to provide, and the School District agrees to utilize, the Borough Public Works Department to provide services relating to the project management of the Projects and, pursuant to the MOA, the School District will reimburse the Borough from the project funds for all costs incurred.

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, CAPITALIZED]

Fairbanks North Star Borough, Alaska

ORDINANCE NO. 2018-20-F

Page 1 of 2
Section 1. **Classification.** This ordinance is not of a general and permanent nature and shall not be codified.

Section 2. **Acceptance of School District Funds.** The Borough accepts $147,500 in School District Funds.

Section 3. **Capital Projects Fund Appropriation.** The FY 2018-19 budget is hereby amended by appropriating $89,800 to the Capital Projects Fund budgetary guideline entitled “Eielson Junior-Senior High School Roof Replacement” and $57,700 to the budgetary guideline entitled “Woodriver Elementary School Roof Replacement,” and by increasing estimated revenue from the School District by like amounts.

Section 4. **Provision for Estimates.** This appropriation is for an estimated amount. The actual amount will be appropriated in accordance with the signed MOA. Any material differences, as determined by the Chief Financial Officer, will be communicated to the Assembly.

Section 5. **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
I. Request

Ordinance No: 2018-20-2E  Date Introduced: June 13, 2019

Abbreviated Title: Appropriating $147,000 in Fairbanks North Star Borough School District Funding to the Capital Projects Fund for the Management of the Roof Replacement Projects at Ben Eielson Junior-Senior High School and Woodriver Elementary School

II. Financial Detail

Department/Division Affected: Public Works/Design and Construction

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>General Fund FY 18/19</th>
<th>Capital Projects Fund FY 18/19</th>
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</thead>
<tbody>
<tr>
<td>Personnel Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Contractual Services</td>
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<tr>
<td>Other - Awaiting Budget</td>
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<td>147,500</td>
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<tr>
<td>Contribution to Capital Projects Fund</td>
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<td></td>
</tr>
<tr>
<td>Total</td>
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<td>147,500</td>
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SOURCE OF FUNDING

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
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<tr>
<td>Miscellaneous Revenue</td>
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<tr>
<td>Contribution From Capital Projects Fund</td>
<td>147,500</td>
</tr>
<tr>
<td>Total</td>
<td>147,500</td>
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</table>

Specify Funding Sources: Fairbanks North Star Borough School District

OTHER FUNDING (PREVIOUSLY APPROPRIATED)


III. Project Purpose:

To fund the management of the roof replacement projects at Ben Eielson Jr/Sr High and Woodriver Elementary

IV. Analysis of Future Liabilities and Funding Sources:

Ongoing maintenance

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady  
Chief Financial Officer

Date 5/20/19
**Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC 3.20.010 C.)**

**Originator's Name:** David Bredlie  
**Department:** Public Works

**To Be Introduced/Sponsored By:** Mayor Ward

**Abbreviated Ordinance Title:** Appropriate $147,500 from SD funds to FNSB capital project fund

**Department(s)/Division(s) Affected:** Public Works / Design & Construction

**Proposed Introduction Date:** June 13, 2019  
**Ordinance No.:** 2018-20-2F

**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>Required Information/Estimates</th>
<th>FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE</th>
</tr>
</thead>
</table>
| 1. Timeline inclusive of all phases | **Remainder of Current FY**  
| | **1st Full FY of Operations**  
| | **2nd Full FY of Operations**  
| | **3rd Full FY of Operations**  
| | **4th Full FY of Operations** |
| 2. Number and type of new positions which may be required | | | | |
| 3. Cost of operations and maintenance | | | | |
| 4. Future costs to complete capital assets | | | | |
| 5. Estimated revenue impact | | | | |
| 6. Estimated non-Borough funds that may be received: | | | | |
| a. to fund the ordinance | | | | |
| b. to fund future phases | | | | |
| c. to fund future operations and maintenance costs | | | | |
| 7. Anticipated annual tax subsidy | | | | |

**Is backup attached?** Yes  
**Extension:** 1360

**Contact Person's Name, for FIS questions:** David Bredlie  
**Date:** 5/9/19

**Director(s) Signature(s):**  
**Date:** 5/9/19

**Mayor's Office or Assembly Member Signature:**  
**Date:** 5/10/19

**Chief Financial Officer Signature:**  
**Date:** 5/17/19
MEMORANDUM

TO: Fairbanks North Star Borough Assembly

THRU: Bryce Ward, Borough Mayor

FROM: David Bredlie, Director
      Department of Public Works

DATE: June 13, 2019

SUBJECT: Ordinance 2018-20-2G
          Appropriation of Facilities Maintenance Reserve Funds
          Old Adler School Demolition Supplemental Funding

Attached for your approval is a proposed budget ordinance. This ordinance amends the FY 2018-19 budget by appropriating $120,000 in additional funding from the Facilities Maintenance Reserve (FMR) Fund for the Demolition of the Old Adler School building.

Ordinance 2017-20-1X appropriated $335,000 from the FMR for this project. During the design and site investigation it was discovered that the hazardous materials abatement costs are estimated to be higher than anticipated.

I urge its adoption.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2G

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING AN ADDITIONAL $120,000 FROM THE FACILITIES MAINTENANCE RESERVE TO THE CAPITAL PROJECTS FUND FOR THE OLD ADLER SCHOOL DEMOLITION PROJECT

WHEREAS, The Fairbanks North Star Borough Assembly (Assembly) established the Facilities Maintenance Reserve (FMR) by Ordinance No. 99-016 to accumulate funds for major facilities maintenance, repairs, and upgrade costs; and

WHEREAS, The Assembly has made various appropriations to the Facilities Maintenance Reserve since its inception; and

WHEREAS, Ordinance 2017-20-1X appropriated $335,000 from the FMR for the Old Adler School Demolition Project which, after preliminary design and investigation, will require an additional $120,000 to complete the project.

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. Facilities Maintenance Reserve Appropriation. The FY 2018-19 budget is hereby amended by appropriating $120,000 to the Facilities Maintenance Reserve budgetary guideline entitled "Contribution to Capital Projects Fund" and by increasing Contribution from Fund Balance by a like amount.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
Section 3. Capital Projects Fund Appropriation. The FY 2018-19 budget is hereby amended by appropriating $120,000 to the Capital Projects Fund budgetary guideline entitled “Old Adler School Demolition” and by increasing Contribution from the Facilities Maintenance Reserve by a like amount.

Section 4. Waiver of Limited Purpose of the Facilities Maintenance Reserve. To the extent the requirement in Section 2 of Ordinance No. 99-016, which says the Reserve’s “funds are accumulated for major maintenance, repairs, and upgrades of Borough facilities,” is not met for the “Old Adler School Demolition” project, it is waived.

Section 5. Lapse of Funds. Upon completion or abandonment of the project, the unencumbered, unexpended funds will lapse to the fund balance of the Facilities Maintenance Reserve.

Section 6. 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]
FAIRBANKS NORTH STAR BOROUGH
FISCAL NOTE

I. Request

Ordinance No: 2018-20-2G
Date Introduced: June 13, 2019

Abbreviated Title: Appropriating an Additional $120,000 from the Facilities Maintenance Reserve to the Capital Projects Fund for the Old Alder School Demolition Project

II. Financial Detail

Department/Division Affected: Public Works/Design and Construction

<table>
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<tr>
<th>EXPENDITURE</th>
<th>Facilities Maintenance Reserve</th>
<th>Capital Projects Fund</th>
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<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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<tr>
<td>Contractual Services</td>
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<tr>
<td>Other - Awaiting Budget</td>
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<td>120,000</td>
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<td>Contribution to Capital Projects Fund</td>
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<td>Total</td>
<td>120,000</td>
<td>120,000</td>
</tr>
</tbody>
</table>

| SOURCE OF FUNDING                |                                |                       |
| Contribution from Fund Balance   | 120,000                        |                       |
| Contribution from Facilities Maintenance Reserve | 120,000                   |                       |
| Contribution From Capital Projects Fund |                       | 120,000               |
| Total                            | 120,000                        | 120,000               |

Specify Funding Sources: Facilities Maintenance Reserve fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

| Ord No. 2017-20-1X | 335,000 |

III. Project Purpose:

To fund the demolition of the old Adler School

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

Date: 5/17/19
Does this ordinance authorize:
1) a new or expansion of services which entails additional costs beyond that approved in the current adopted budget?  Yes [X]  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 [X]  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>
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<tr>
<td>2. Number and type of new positions which may be required</td>
<td>1st Full FY of Operations</td>
</tr>
<tr>
<td>3. Cost of operations and maintenance</td>
<td>2nd Full FY of Operations</td>
</tr>
<tr>
<td>4. Future costs to complete capital assets</td>
<td>3rd Full FY of Operations</td>
</tr>
<tr>
<td>5. Estimated revenue impact</td>
<td>4th Full FY of Operations</td>
</tr>
<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></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>
</tr>
<tr>
<td>7. Anticipated annual tax subsidy</td>
<td></td>
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</tbody>
</table>

Is backup attached?  Yes [X]  No

Contact Person's Name, for FIS questions:  David Bredlie  Extension:  1360

Director(s) Signature(s):  Date:  5/9/19

Mayor's Office or Assembly Member Signature:  Date:  5/10/19

Chief Financial Officer Signature:  Date:  5/17/19
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
THRU: Bryce Ward, Borough Mayor
FROM: David Bredlie, Public Works Director
DATE: June 13, 2019
SUBJECT: Ordinance 2018-20-2H
Lathrop High School Gym and Locker Room Roof Replacement – Supplemental Funding
School District Facilities Maintenance Reserve

Attached for your approval is a proposed budget ordinance. This ordinance amends the FY 2018-19 budget by appropriating $200,000 in additional funding from the School District Facilities Maintenance Reserve (SDFMR) for replacement of the Lathrop High School Gym and Locker Room Roof.

In Ordinance 2018-20-1B $546,363 was appropriated for this project. During preliminary design it was determined that additional funding is required to complete the construction.

The School Board amended and approved Resolution 2018-17 on May 7, 2019 recommending this project for additional funding through the SDFMR.

I urge adoption of this ordinance.
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-2H

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING AN ADDITIONAL $200,000 FROM THE SCHOOL DISTRICT FACILITIES MAINTENANCE RESERVE TO THE CAPITAL PROJECTS FUND FOR THE LATHROP HIGH SCHOOL GYM AND LOCKER ROOM ROOF REPLACEMENT PROJECT

WHEREAS, The Fairbanks North Star Borough School District (School District) occupies buildings owned by the Fairbanks North Star Borough (Borough) totaling 2,447,174 square feet; and

WHEREAS, These facilities age and need constant care and maintenance; and

WHEREAS, In Ordinance 2018-20-1B, the Borough Assembly appropriated $546,363 from the School District Facilities Maintenance Reserve (SDFMR) for the Lathrop High School Gym and Locker Room Roof project (Project); and

WHEREAS, A preliminary design was completed and it was determined the Project will require an additional $200,000 in supplemental funding to complete the construction; and

WHEREAS, The Borough Assembly established the SDFMR in Ordinance No. 2009-37 to accumulate funds for major school facilities maintenance, repairs, and upgrade costs to avoid placing additional burdens on property taxpayers for such purposes; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
WHEREAS, Ordinance No. 2009-37, Section 3, a non-codified section, states that funds in the SDFMR are “...to be used on projects recommended by the Fairbanks North Star Borough School Board”; and

WHEREAS, The School Board amended and approved Resolution No. 2018-17 on May 7, 2019, recommending this Project for additional funding through the SDFMR.

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.


AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
Section 4. **Lapse of Funds.** Upon completion or abandonment of the project, the unencumbered, unexpended funds will lapse to the fund balance of the School District Facilities Maintenance Reserve.

Section 5. **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
I. Request

Ordinance No: 2018-20-2H Date Introduced: June 13, 2019

Abbreviated Title: Appropriate an Additional $200,000 from the School District Facilities Maintenance Reserve to the Capital Projects Fund for Replacement of the Lathrop High School Gym and Locker Room Roof

II. Financial Detail

Department/Division Affected: Public Works / Design & Construction

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>School District Facilities Maintenance Reserve FY 18/19</th>
<th>Capital Projects Fund FY 18/19</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commodities/Contractual Services</td>
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<tr>
<td>Other - Awaiting Budget</td>
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<tr>
<td>Contribution to Capital Projects Fund</td>
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<td></td>
</tr>
<tr>
<td>Total</td>
<td>200,000</td>
<td>200,000</td>
</tr>
</tbody>
</table>

SOURCE OF FUNDING

| Contribution from Fund Balance                   | 200,000                                                 |
| Contribution from School District Facilities Maintenance Reserve | 200,000                                                 |
| State Grants                                     |                                                         |
| Total                                            | 200,000                                                 |

Specify Funding Sources: School District Facilities Maintenance Reserve fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

| Ord No. 2018-20-1B | 546,363 |

III. Project Purpose:

To provide additional funding for the roof replacement of the Lathrop High School gym and locker room

IV. Analysis of Future Liabilities and Funding Sources:

Continued maintenance

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L. R. Brady
Chief Financial Officer

Date
Fairbanks North Star Borough Fiscal
Impact Statement (FIS) (FNSBC 3.20.010 C.)

Originator's Name: David Bredlie  Department: Public Works
To Be Introduced/Sponsored By: Mayor Ward
Abbreviated Ordinance Title: Lathrop HS Gym and Locker Room Roof Replacement Supplemental Funding Ord
Department(s)/Division(s) Affected: Public Works / Design and Construction

Proposed Introduction Date: June 13, 2019  Ordinance No.: 2018-20-2H

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></td>
<td>FY 20</td>
</tr>
</tbody>
</table>

1. Timeline inclusive of all phases
2. Number and type of new positions which may be required
3. Cost of operations and maintenance
4. Future costs to complete capital assets
5. Estimated revenue impact
6. Estimated non-Borough funds that may be received:
   a. to fund the ordinance
   b. to fund future phases
   c. to fund future operations and maintenance costs
7. Anticipated annual tax subsidy

Is backup attached? Yes No *

Contact Person's Name, for FIS questions: David Bredlie  Extension: 1360
Director(s) Signature(s): [Signature]
Date: 5/9/19
Mayor's Office or Assembly Member Signature: [Signature]
Date: 6/10/19
Chief Financial Officer Signature: [Signature]
Date: 5/17/19
MEMORANDUM

TO: Fairbanks North Star Borough Assembly
THRU: Bryce Ward, Borough Mayor
FROM: David Bredlie, Public Works Director
DATE: June 13, 2019
SUBJECT: Ordinance 2018-20-21
    Phase One Design and Project Management for a New
    Construction & Demolition Debris Disposal Area

Attached for your approval is a proposed budget ordinance. This ordinance amends
the FY 2018-19 budget by appropriating $625,000 from the Solid Waste Disposal
Enterprise Operating Fund unrestricted net position to the Solid Waste Disposal
Enterprise Project Fund for phase one design and associated project management
for a new construction and demolition debris disposal area and associated work.

This project will provide the design and cost estimate for a new area to dispose
construction and demolition debris providing approximately 12 years of disposal
capacity.

I urge adoption of this ordinance.
By: Bryce J. Ward, Mayor
Introduced: June 13, 2019

FAIRBANKS NORTH STAR BOROUGH
ORDINANCE NO. 2018-20-1

AN ORDINANCE AMENDING THE FY 2018-19 BUDGET BY APPROPRIATING $625,000 FROM THE SOLID WASTE DISPOSAL ENTERPRISE OPERATING FUND UNRESTRICTED NET POSITION TO THE SOLID WASTE DISPOSAL ENTERPRISE PROJECTS FUND FOR PHASE ONE DESIGN AND PROJECT MANAGEMENT FOR A NEW CONSTRUCTION & DEMOLITION DEBRIS DISPOSAL AREA

WHEREAS, The current Construction & Demolition Debris Disposal Area (C & D Debris Disposal Area) has been used since 1963 and has approximately four years left, or until 2023, of disposal capacity; and

WHEREAS, The C & D Debris Disposal Area is used for 1) the temporary storage and staging of junk automobiles, scrap metal, and appliances, and 2) a disposal area for construction and demolition debris and asbestos; and

WHEREAS, The desire is to preserve and extend the remaining life of the existing C & D Debris Disposal Area for temporary storage and staging, and disposal of asbestos by constructing a new area for the disposal of construction and demolition debris; and

WHEREAS, The Solid Waste Facility engineering consultant prepared a site analysis report with four possible areas that included three areas outside the boundaries of the existing Solid Waste Facility, and one area within; and

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]

Fairbanks North Star Borough, Alaska
ordinance No. 2018-20-1
WHEREAS, The Solid Waste Facility engineering consultant also prepared a
detailed planning options report that recommended the one area within the existing Solid
Waste Facility be utilized, and specifically to construct a new C & D Debris Disposal Area in
the northeast corner of the Municipal Solid Waste Disposal Area; and

WHEREAS, This project will be divided into two phases, with Phase 1 being
the design and project management that will provide a more detailed construction cost
estimate, and Phase 2 being the construction of the new C & D Debris Disposal Area; and

WHEREAS, The Solid Waste Disposal Enterprise Operating Fund has a
negative net position that includes the long-term closure and post-closure care liability
required to be recorded by generally accepted accounting principles. For budgeting
purposes, the Fairbanks North Star Borough analyzes rolling 20-year cash flow
requirements to determine the availability of funds for solid waste projects rather than
using net position for that determination.

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. Solid Waste Disposal Enterprise Operating Fund Appropriation.
Notwithstanding the Reserve Policies section IV. B. of the Borough’s fiscal policies as stated
in Ordinance No. 2018-20, Attachment B, the FY 2018-19 budget is hereby amended by
appropriating $625,000 to the Solid Waste Disposal Enterprise Operating Fund budgetary

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
guideline entitled “Contribution to Solid Waste Disposal Enterprise Projects Fund” and by increasing Contribution from Unrestricted Net Position by a like amount.


Section 4. Lapse of Funds. Upon completion or abandonment of the project, any unexpended, unencumbered balance will lapse to Solid Waste Disposal Enterprise Operating Fund unrestricted net position.

Section 5. 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

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
I. Request

Ordinance No: 2018-20-2I  
Date Introduced: June 13, 2019

Abbreviated Title: Appropriating $625,000 from the Solid Waste Disposal Enterprise Operating Fund Unrestricted Net Position to the Solid Waste Disposal Enterprise Projects Fund for Phase One Design and Project Management for a New Construction & Demolition Debris Disposal Area

II. Financial Detail

Department/Division Affected: Public Works/Design & Construction

<table>
<thead>
<tr>
<th>EXPENDITURE</th>
<th>Solid Waste Disposal Enterprise Operating Fund</th>
<th>Solid Waste Disposal Enterprise Projects Fund</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>FY 18/19</td>
<td>FY 18/19</td>
</tr>
<tr>
<td>Commodities</td>
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<td>Contractual Services</td>
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<td>Contribution to Solid Waste Disposal</td>
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<td>Enterprise Projects Fund</td>
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<td>Contribution from Fund Balance</td>
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<td>Contribution From Solid Waste Disposal</td>
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<td>625,000</td>
<td>625,000</td>
</tr>
</tbody>
</table>

SOURCE OF FUNDING

| Contribution from Fund Balance           |                                               |                                               |
| Contribution from Unrestricted Net Position | 625,000                                    |                                               |
| Contribution From Solid Waste Disposal   |                                               |                                               |
| Operating Fund                           |                                               | 625,000                                      |
| Total                                    | 625,000                                      | 625,000                                      |

Specify Funding Sources: Solid Waste Disposal Enterprise Operating Fund unrestricted net position

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

III. Project Purpose:

To fund the design and project management for a new construction and demolition debris disposal area

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  
5/17/19
# Fairbanks North Star Borough Fiscal Impact Statement (FIS) (FNSBC.3.20.010.C.)

**Originator's Name:** Bob Jordan  
**Department:** Public Works - Solid Waste

**To Be Introduced/Sponsored By:** Bryce J. Ward

**Abbreviated Ordinance Title:** Phase 1 Design & Associated Project Management - New C & D area (abbrev.)

**Department(s)/Division(s) Affected:** Public Works - Solid Waste Division

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**Proposed Introduction Date:** June 13, 2019  
**Ordinance No.:** 2018-20-21

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**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 [ ]

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**FISCAL IMPACT PRO FORMA SUMMARY - BEST ESTIMATE**

<table>
<thead>
<tr>
<th>Required Information/Estimates</th>
<th>FY 20</th>
<th>FY 20</th>
<th>FY 20</th>
<th>FY 20</th>
<th>FY 20</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Timeline inclusive of all phases</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Number and type of new positions which may be required</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Cost of operations and maintenance</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Future costs to complete capital assets</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Estimated revenue impact</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
| 6. Estimated non-Borough funds that may be received:  
   a. to fund the ordinance |       |       |       |       |       |
   b. to fund future phases |       |       |       |       |       |
   c. to fund future operations and maintenance costs |       |       |       |       |       |
| 7. Anticipated annual tax subsidy |       |       |       |       |       |

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**Is backup attached?**  
- Yes [ ]  
- No [ ]

**Contact Person's Name, for FIS questions:** Bob Jordan  
**Extension:** 1365

**Director(s) Signature(s):** BS514119  
**Date:** 5/6/19

**Mayor's Office or Assembly Member Signature:**  
**Date:** 5/6/19

**Chief Financial Officer Signature:**  
**Date:** 5/17/19

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FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO. 2018-20-10

AN ORDINANCE AMENDING THE FY2018-19 BUDGET BY LAPSING FUNDS
APPROPRIATED FROM THE GENERAL FUND TO THE TRANSIT ENTERPRISE PROJECTS
FUND FOR RETROFIT EMISSIONS CONTROL DEVICE TESTING

WHEREAS, Ordinance No. 2018-20-1G appropriated $458,000 from the
General Fund fund balance to fund testing for after-market emission control devices for
wood stoves; and

WHEREAS, It is questionable whether the testing process contemplated by
that ordinance is the best method for deploying these devices, and exploring the
possibility of working in partnership with other non-profits, cooperatives, or
organizations may be a more cost-effective and efficient way of getting this technology
in use in the Borough; and

WHEREAS, The project is abandoned upon passage of this ordinance, and
any unexpended funds should be returned to the General Fund fund balance.

NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks
North Star Borough:

Section 1. This ordinance is not of a general and permanent nature and
shall not be codified.

By: Marna Sanford
Andrew Gray
Shaun Tacke

Introduced: June 13, 2019
Section 2. Transit Enterprise Projects Fund Lapse to the General Fund

fund balance. The FY2018-19 budget is hereby amended by lapsing $458,000, from
the Transit Enterprise Projects Fund budgetary guideline entitled “Retrofit Emissions
Control Device Testing” to the General Fund fund balance.

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:

__________________________
April Trickey, CMC
Borough Clerk

APPROVED:

__________________________
Jill S. Dolan
Borough Attorney
I. Request

Ordinance No: 2018-20-2] Date Introduced: 06/13/2019

Abbreviated Title: Lapse $458,000 to the General Fund from the Transit Enterprise Projects Fund for Wood Stove/Pellet Stove Retrofit Emissions Control Device Testing

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>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>FY 18/19</td>
<td>FY 18/19</td>
<td>FY 18/19</td>
</tr>
<tr>
<td>Contribution to Transit Enterprise Projects Fund</td>
<td>(458,000)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other - Awaiting Budget</td>
<td></td>
<td>(458,000)</td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>(458,000)</td>
<td>(458,000)</td>
<td></td>
</tr>
</tbody>
</table>

SOURCE OF FUNDING

- Contribution from Fund Balance: (458,000)
- Contribution from Unrestricted Net Position
- Contribution from General Fund: (458,000)

Total: (458,000) (458,000)

Specify Funding Sources: General Fund fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)


III. Project Purpose:

Lapse funding appropriated in Ordinance No. 2018-20-1G

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  
5/20/19
MEMORANDUM

To: Assembly Members

From: Bryce J. Ward, Borough Mayor

Date: June 13, 2019

Subject: Ordinance No. 2019-20-1A
Amending the FY 2019-20 Budget Ordinance to Reflect the Total School District Budget Amount Approved by the School Board

Attached for your approval is a proposed ordinance to amend the FY 2019-20 annual budget ordinance, Ordinance No. 2019-20, to reflect the Fairbanks North Star Borough School District's FY 2019-20 total approved budget amount as adopted by the School board on May 21, 2019. Both Alaska Statutes and Borough Code require that the Assembly approve the total amount of the District's annual budget.

Attachment
FAIRBANKS NORTH STAR BOROUGH

ORDINANCE NO 2019-20-1A

AN ORDINANCE AMENDING THE FY 2019-20 BUDGET, ORDINANCE NO. 2019-20, BY UPDATING SECTION 5, EDUCATION APPROPRIATION, FOR THE SCHOOL DISTRICT'S APPROVED BUDGET AMOUNT

WHEREAS, Ordinance No. 2019-20, was approved by the Assembly on May 9, 2019; and

WHEREAS, AS 14.14.060(c) and FNSBC 7.12.040(A) require Assembly approval of the total amount of the Fairbanks North Star Borough (Borough) School District budget; and

WHEREAS, The School Board met on Tuesday, May 21st, and authorized Resolution 2020-01, "Adoption of the FY 2019-2020 School District Approved Budget", increasing the District's final budget amount.

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. Amendment to Section 5, Education Appropriation. Fairbanks North Star Borough Ordinance No. 2019-20, Section 5, is amended as follows:

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT
Text to be added is underlined
Text to be deleted is [BRACKETED, CAPITALIZED]
As required by AS 14.14.060(c) and FNSBC 7.12.040(A), the sum of $181,263.096 [$178,698,839] plus the amount of the final Borough adopted contribution to education plus the amount of on-behalf payments from the State of Alaska for PERS and TRS is hereby approved as the total amount of the Fairbanks North Star Borough School District budget for the fiscal year beginning July 1, 2019 and ending June 30, 2020. This amount is not appropriated.

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