FAIRBANKS NORTH STAR BOROUGH
Regular Assembly Meeting
March 14, 2019
6:00 p.m.

A Regular meeting of the Fairbanks North Star Borough Assembly was held Thursday, March 14, 2019, in the Mona Lisa Drexler Assembly Chambers of the Juanita Helms Administration Center, 907 Terminal Street, Fairbanks, Alaska.

There were present:

Angela Major, Deputy Presiding Officer and

Aaron Lojewski                Liz Lyke
Christopher Quist             Shaun Tacke
Marna Sanford                 Leah Berman Williams

Comprising a quorum of the Assembly, and

Bryce Ward, Borough Mayor
Sallie Stuvek, Acting Chief of Staff
Jill S. Dolan, Borough Attorney
Cory Beal, Chief Procurement Officer
Mike Bork, Parks and Recreation Director
David Bredlie, Public Works Director
Jerry Cleworth, City of Fairbanks Representative
Sean Rice, School Board Representative
Brian Chalrton, Parks Project Coordinator
Dan Sloan, Architect and Engineer Asset Manager
Mindy O'Neall, Planning Commission Chair
April Trickey, CMC, Borough Clerk
Adena Benn, CMC, Deputy Borough Clerk

Absent and Excused

Andrew M. Gray
Matt Cooper
NONSECTARIAN INVOCATION AND PLEDGE OF ALLEGIANCE

Track 1, 00:24

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

PRESENTATIONS

Track 1, 02:13

Mayor Ward read and presented a proclamation to Melissa Prince, Collection Librarian – Training Position, for March Employee of the Month.

Mayor Ward read and presented the proclamation recognizing every Friday as Blue and Gold day to recognize the positive impact of the University of Alaska Fairbanks (UAF) in our community.

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

Track 1, 07:00

NONE

CITIZEN’S COMMENTS

Track 1, 07:30

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.

Jimmy Fox, resident of the borough, spoke in support of Resolution No. 2019-08.

Mike Prax, resident of the borough, spoke in opposition to Resolution No. 2019-08 and spoke regarding Resolution No. 2019-11.

Asa Dowdy, resident of the borough, spoke in opposition to Resolution No. 2019-08.

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

Mikki Rosser, resident of the borough, thanked Mayor Ward and his staff for the Mayor’s Town Hall meeting.
CITIZEN'S COMMENTS – continued

Scott Calder, resident of the borough, spoke regarding borough transfer sites, borough surveys and requested a resolution on the citizen review panel.

Asa Dowdy, resident of the borough, spoke regarding the Mayor’s Town Hall meeting and about school tax.

APPROVAL OF AGENDA AND CONSENT AGENDA
Track 1, 29:35

The Clerk read the consent agenda.

QUIST, Seconded by WILLIAMS moved to approve the agenda and consent agenda.

VOTE ON MOTION TO APPROVE THE AGENDA AND CONSENT AGENDA.

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

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes

APPROVAL OF MINUTES
Track 1, 29:35


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

COMMUNICATIONS TO THE ASSEMBLY
Track 1, 29:35

a. IFB Award: IFB Number 19001
   Ester Transfer Site Expansion Phase II

   Approval of Base Bid, Alternate 1 and Alternate 2 as submitted by M & M Constructors in the amount of $456,255.00

   Without objection this measure was read by title and approved under the consent agenda.
b. Contract Award: CXT Vault Toilets
   Track 1, 33:33

   Approval of contract with CXT, Inc. in the amount of $277,406.70.

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

   TACKE, Seconded by WILLIAMS

   moved to award Contract Award, CXT Vault Toilets, to CXT, Inc. in the amount of $277,406.70.

   VOTE ON MOTION TO AWARD CONTRACT AWARD, CXT VAULT TOILETS, TO CXT, INC.
   IN THE AMOUNT OF $277,406.70.

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

   Noes: None

   MOTION CARRIED 7 Yeses, 0 Noes

c. Memorandum from Matt Cooper, Presiding Officer, recommending the appointment of James Fox and Valerie Therrien to the Assembly Board of Ethics.

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

d. Memorandum from April Trickey, Borough Clerk, recommending the appointment of canvass board members for the March 26, 2019 Service Area Elections.

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

e. Memorandum from Mayor Ward recommending the appointment of various service area commissioners.

   Without objection this measure was read by title and approved under the consent agenda.
MESSAGES FROM THE BOROUGH MAYOR
Track 1, 36:06

Mayor Ward provided a written report to the Assembly and highlighted the following:

- 170 people attended the March 9th Town Hall Meeting, the audio track link is available at fnsb.us. Survey results will be available soon. The Mayor thanked everyone for their participation.
- Spoke about the proclamation regarding recognizing every Friday as Blue and Gold day to recognize the positive impact of UAF in our community.

REPORTS OF SPECIAL AND STANDING COMMITTEES
Track 1, 38:38

Assemblymember Williams reported the Sustainability Commission met March 13th for a presentation on climate change and discussed plans for Earth Day events.

REPORTS FROM REPRESENTATIVES
Track 2, 00:44

a. Report from the City of Fairbanks Representative.

Councilmember Cleworth reported:

- Thanked City Engineers and spoke regarding upcoming road projects.
- Thanked Public Works employees for their work on snow removal and city road maintenance.
- Spoke about the City's budget and revenue sources.

b. Report from the City of North Pole Representative.

NONE

c. Report from the School Board Representative.

School Board Representative Sean Rice reported:

- The Board is continuing its work on the upcoming budget and welcomes citizen input.
- There will be a Special Worksession on March 18th at 6:00 p.m.
- The next Regular Board meeting is March 19th at 6:00 p.m.
- There will be a Budget Meeting on March 20th at 5:30 p.m.
- The 4th quarter begins on Monday.
- April and May are busy months for students and staff.
REPORTS FROM REPRESENTATIVES – continued

- Lathrop High School Choir traveled to New York during Spring Break to meet and learn from Broadway performers.
- The District’s Honor Choir concert will be held on March 21st at 7:00 p.m at the Herring Auditorium.
- Dr. Gaborik will host a Facebook Live event on March 28th at 5:30 p.m.

SPECIAL ORDERS – PUBLIC HEARING

a. Liquor License – Transfer #1 – Beverage Dispensary – License #3195

Track 2, 07:47

From: Adam Wool
DBA: Blue Loon
2999 Parks Hwy
Fairbanks, AK 99709

To: Blue Loon, Inc.
DBA: Blue Loon
2999 Parks Hwy
Fairbanks, AK 99709

Liquor License – Transfer #2 – Beverage Dispensary – License #3195

From: Blue Loon, Inc.
DBA: Blue Loon
2999 Parks Hwy
Fairbanks, AK 99709

To: Hand Made, LLC
DBA: Blue Loon
2999 Parks Hwy
Fairbanks, AK 99709

Sallie Stuvek, Acting Chief of Staff, gave a staff report.

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

TACKE, moved to file no protest on Liquor License
Seconded by WILLIAMS #3195 – Transfer #1 – Beverage
Dispensary and Liquor License #3195
Transfer #2 – Beverage Dispensary.
Assemblymember Lojewski declared a potential conflict of interest regarding Liquor License #3195 Transfer #1 and Transfer #2 because in the past one or more Blue Loon, Inc. passenger vans were parked in front of his campaign signs. The Chair ruled a conflict of interest did not exist.

Discussion ensued.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE #3195 - TRANSFER #1 - BEVERAGE DISPENSARY AND LIQUOR LICENSE #3195 TRANSFER #2 - BEVERAGE DISPENSARY.

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

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes

b. Liquor License – Transfer #1 – Beverage Dispensary – License #4834

Track 2, 12:09

From: Adam Wool
       DBA: Blue Loon
       2999 Parks Hwy
       Fairbanks, AK 99709

To: Blue Loon, Inc.
    DBA: Blue Loon
    2999 Parks Hwy
    Fairbanks, AK 99709

Liquor License – Transfer #2 – Beverage Dispensary – License #4834

From: Blue Loon, Inc.
       DBA: Blue Loon
       2999 Parks Hwy
       Fairbanks, AK 99709

To: Hand Made, LLC
    DBA: Blue Loon
    2999 Parks Hwy
    Fairbanks, AK 99709
PUBLIC HEARING – continued

Sallie Stuvek, Acting Chief of Staff, gave a staff report.

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

TACKE, Seconded by WILLIAMS
moved to file no protest on Liquor License #4834 – Transfer #1 – Beverage Dispensary and Liquor License #4834 – Transfer #2 – Beverage Dispensary.

VOTE ON MOTION TO FILE NO PROTEST ON LIQUOR LICENSE #4834 - TRANSFER #1 - BEVERAGE DISPENSARY AND LIQUOR LICENSE #4834 TRANSFER #2 – BEVERAGE DISPENSARY.

Yeses: Lyke, Quist, Sanford, Tacke, Lojewski, Williams, Major
Noes: None
MOTION CARRIED 7 Yeses, 0 Noes

Marijuana License – Transfer – Retail Store – License #13949
Track 2, 14:20

From: Wishful Things, LLC
DBA: Wishful Things, LLC
3505 Airport Way
Fairbanks, AK 99709

To: The Grass Station, LLC
DBA: Grass Station 49
3505 Airport Way, Suite A
Fairbanks, AK 99709

Assemblymember Quist declared a potential conflict of interest on Marijuana License #13949 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 Tacke declared a potential conflict of interest on Marijuana License #13949 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 Sanford declared a potential conflict of interest on Marijuana License #13949 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.

Sallie Stuvek, Acting Chief of Staff, gave a staff report.

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

WILLIAMS, Seconded by LYKE
moved to file no protest against Transfer – Retail Store – License #13949.

Discussion ensued.

VOTE ON MOTION TO FILE NO PROTEST ON TRANSFER – RETAIL STORE – LICENSE #13949.

Yeses: Lyke, Lojewski, Williams, Major
Noes: None

MOTION FAILED 4 Yeses, 0 Noes

Clerk’s Note: Motion to file no protest failed due to 3 members conflicting out, leaving only 4 members at the dais. A majority of 5 members is required to carry a motion to file no protest.

Assemblymembers Tacke, Quist, and Sanford returned to the dais.

d. ORDINANCE NO. 2019-06. An Ordinance Amending FNSBC 18.104.020 Regarding Rezones. (Sponsor: Mayor Ward)

Track 2, 20:39

Mayor Ward gave a staff report and Mindy O’Neill, Planning Commission Chair, made herself available for questions.

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

TACKE, Seconded by QUIST

Discussion ensued.

VOTE ON MOTION TO ADOPT ORDINANCE NO. 2019-06.

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

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes

e. ORDINANCE NO. 2018-20-1V. An Ordinance Amending The FY 2018-19 Budget By Appropriating $1,043,038 From The Facilities Maintenance Reserve To The Capital Projects Fund For The Mary Siah Recreation Center Improvement Project. (Sponsor: Mayor Ward) Track 2, 29:13

Dan Sloan, Architect Engineer Asset Manager, and Mike Bork, Parks and Recreation Director, gave a staff report.

The Deputy Presiding Officer called for public testimony.

Victor Siah, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Arlene Slocum, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Molly Wilson, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Carolyn Vaught, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Pam Bruce, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Mikki Rosser, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.
PUBLIC HEARING – continued

Joanne Sexton, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Benny Williams, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Phyllis Tugman-Alexander, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Scott Calder, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Asa Dowdy, resident of the borough, spoke in support of Ordinance No. 2018-20-1V.

Mike Prax, resident of the borough, spoke in opposition to Ordinance No. 2018-20-1V.

Molly Wilson, resident of the borough, spoke for 1 additional minute in support of Ordinance No. 2018-20-1V.

Mikki Rosser, resident of the borough, spoke for 1 additional minute in support of Ordinance No. 2018-20-1V.

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

TACKE, Seconded by WILLIAMS

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

Discussion ensued.

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

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

Noes: None

MOTION CARRIED 7 Yeses, 0 Noes
PUBLIC HEARING – continued

f. ORDINANCE NO. 2018-20-1W. An Ordinance Amending The FY 2018-19 Budget By Reallocating $227,244 Within The Capital Projects Fund To Be Used As A Required Match For The Tanana River Recreation Area Access Improvements Project Located Within The Tanana Lakes Recreation Area To Be Constructed By The Federal Highway Administration. (Sponsor: Mayor Ward)

Track 3, 26:17

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

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

TACKE, Seconded by QUIST moved to adopt Ordinance No. 2018.20-1W.

Discussion ensued.

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

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

Noes: Lojewski

MOTION CARRIED 6 Yeses, 1 Noes

CONSIDERATION OF CALENDAR – Unfinished Business

NONE

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

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

NONE
CONSIDERATION OF CALENDAR – New Business – Resolutions

a. RESOLUTION NO. 2019-11. A Resolution Opposing Senate Bill 57, An Act Repealing The Credit For Municipal Payments Against The State Levy Of Tax On Oil And Gas Exploration, Production, And Pipeline Transportation Property And Repealing The Levy Of Tax By A Municipality On Oil And Gas Exploration, Production, And Pipeline Transportation Property. (Sponsors: Mayor Ward, Assemblymembers Williams and Cooper)
Track 1, 40:20

Mayor Ward and Assemblymember Williams gave a staff report.

TACKE, Seconded by QUIST
moved to adopt Resolution No. 2019-11.

Discussion ensued.

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

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

Noes: Lojewski

MOTION CARRIED 6 Yeses, 1 Noes

b. RESOLUTION NO. 2019-08. A Resolution Supporting Legislation Granting The Alaska Department Of Environmental Conservation, Division Of Air Quality The Authority To Issue Civil Fines For Violations In Areas Classified As Serious Nonattainment Areas. (Sponsors: Assemblymembers Williams and Sanford)
Track 3, 30:22

Assemblymember Williams gave a staff report.

TACKE, Seconded by QUIST
moved to adopt Resolution No. 2019-08.

Discussion ensued.
VOTE ON MOTION TO ADOPT RESOLUTION NO. 2019-08.

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

Noes: Lojewski

MOTION CARRIED 6 Yeses, 1 Noes

c. RESOLUTION NO. 2019-06. A Resolution In Support Of A Law Enforcement Firing Range & Training Facility For Interior Alaska. (Sponsor: Mayor Ward)

Track 1, 29:35

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

d. RESOLUTION NO. 2019-10. A Resolution Urging Operators Of Vehicles On Alaskan Roadways To Ensure Their Headlights Are Installed And Maintained In A Manner To Follow State Law And Protect Oncoming Drivers From Excessive Glare. (Sponsor: Mayor Ward)

Track 1, 29:35

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, 29:35


Without objection the measure was read by title, introduced and referred under the consent agenda to the Committee of the Whole on March 21, 2019; Advanced to March 28, 2019 for Public Hearing.
CONSIDERATION OF CALENDAR – New Business – Ordinances To Be Introduced And Advanced To Public Hearing - continued

b. ORDINANCE NO. 2018-20-1U. An Ordinance Amending The FY 2018-19 Budget By Appropriating $300,000 From The Solid Waste Collection District Fund Fund Balance To The Multi-Year General Subfund For Transfer Sites Attendant Services. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on March 21, 2019; Advanced to March 28, 2019 for Public Hearing.

c. ORDINANCE NO. 2018-20-1X. An Ordinance Amending The FY 2018-19 Budget By Appropriating $18,915 In Federal Pass-Through Grant Funding To The Capital Projects Fund For The Purchase Of Sport Wheelchairs To Be Used By The Adaptive Recreation Program. (Sponsor: Mayor Ward)

Without objection the measure was read by title, introduced and referred under the consent agenda to the Finance Committee on March 21, 2019; Advanced to March 28, 2019 for Public Hearing.

CITIZENS' COMMENTS – Limited To 3 Minutes (Continuation if needed)

b. Items that are not scheduled on the agenda.

NONE

ASSEMBLYMEMBER'S COMMENTS

Assemblymember Lyke commented on the hard work the assembly does.

Assemblymember Quist commented on property taxation and the mischaracterization that it is theft.

Assemblymember Williams commented in support of the UAF proclamation and encouraged wearing blue and gold on Fridays.

Assemblymember Lojewski commented on property taxation and how some citizens view it as theft.

Assemblymember Sanford thanked the Mayor and staff for hosting the Mayor's Town Hall forum, and reported the Athabaskan Fiddler's Festival will be held on March 16th at 7:30 p.m. at the Morris Thompson Cultural and Visitor's Center.
ASSEMBLYMEMBER’S COMMENTS – continued

Assemblymember Major commented on making tough decisions, thanked her fellow assemblymembers for being a part of the process, and shared she will be wearing blue and gold on Fridays in support of UAF.

Assembly Schedule for the week of March 18, 2019:

- Thursday, March 21st Finance Committee at 5:30 p.m. in the Assembly Chambers with the Committee of the Whole Worksession immediately following.

- Reminder – The annual APOC Financial Disclosure Statements are due no later than tomorrow, March 15, 2019 for those who have not filed yet.

ADJOURNMENT

There being no further business to come before the Fairbanks North Star Borough Assembly, the meeting adjourned at 8:56 p.m.

ATTEST:

April Trickey, CMC
Borough Clerk

APPROVED: March 28, 2019