

**Committee of the Whole – 6:30 P.M.
Regular City Council Meeting – 7:00 P.M.**

A regular meeting of the North Pole City Council was held on January 18, 2011 in the Council Chambers of City Hall, 125 Snowman Lane, North Pole, Alaska.

CALL TO ORDER/ROLL CALL

Mayor Doug Isaacson called the regular City Council meeting of January 18, 2011 to order at 7:00 p.m.

There were present:

**Mr. McGhee
Ms. Arnold
Ms. Hunter
Mr. Jones
Mr. Holm
Mr. McCarthy
Mayor Isaacson**

Absent/Excused

Ron Jones *moved to suspend the rules to configure the new council ipads*

Seconded by Bonnie Arnold

Meeting brought back to order at 7:07 p.m.

PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

Led by Mayor Doug Isaacson

INVOCATION

Invocation was given by Councilwoman Arnold

APPROVAL OF AGENDA

Mr. Jones *moved to Approve the Agenda of January 18, 2011*

Seconded by Ms. Hunter

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

APPROVAL OF MINUTES

Mr. Jones *moved to Approve the Minutes of December 20, 2010*

Seconded by Mr. McGhee

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

COMMUNICATIONS FROM THE MAYOR

**Communication Highlights from the Mayor for the period ending January 18, 2011
ISSUES:**

• The Arctic Winter Games International Committee was in Fairbanks and North Pole doing site inspections of the possible venues for the 2014 Arctic Winter Games. The Arctic Winter Games (AWG) Bid Committee, chaired by FNSB Chief of Staff Jeff Jacobson and FCVB VP Karen Lane, did a great job of putting together a professional bid package (a copy is available in my office), and coordinating the myriad details for the site visit. Over 280 volunteers and 70 organizations contributed to the effective trip.

The Committee was met by a brass ensemble and local Inupiaq dancers at 10 pm Tuesday night. Thanks also go to Councilman Ron Jones, his wife Betsy, and Fire Chief Buddy Lane for joining us to welcome the Committee. The three local mayors cleared our schedules to accompany the Committee on Wednesday and Thursday, which were full days. Thanks to all who came out to the Big Dipper on Wednesday night for the public welcome, which featured young ice skaters exhibiting their talent. These young skaters will be old enough in three years to actually compete in the 2014 Arctic Winter Games. Thanks also to Mayor Pro Tem Thomas McGhee and Council woman Sharron Hunter and her husband, Jim (“Hunter”), who also attended the VIP Reception at the UAF Museum after the public welcome.

On Thursday, the Committee visited NP Middle School, the possible site for badminton, where the President, Gerry Thicke was presented with a red, white, and blue hand knitted cap by North Pole Babes In Toyland Roller Derby member, Camo Cane. At NP High School, the possible site for volleyball, Pat Jacobson organized a student reception and presented the members with gifts and introduced key staff members (both principles were absent on District business). Thanks to Keith Fye who not only kept the Ice Park intact but arranged for Santa to provide the Committee with a motorized tour of Christmas in Ice—where also 8 of 9 members went sledding down the ice slides. They purchased items at Santa Claus House and ate lunch at Pagodas. Present also were Mayors Hopkins and Cleworth, NPMS Principle Rich Smith and NPHS Principle Bridget Lewis, City Clerk Kathy Weber, Fire Chief Buddy Lane, Council woman Sharron Hunter; the last three helped me distribute gift bags from the City. In the presence of everyone there, President Gerry Thicke and other committee members commented how North Pole was the highlight of their trip!

The actual contract to host the games will be signed by Mayor Hopkins and we should be notified of the Committee's decision by the end of February. During the next three years, North Pole's budget pledge will be \$30,000, which I'm hoping will come from gaming funds, once that can be re-established.

• Citizen's Arrest: On Saturday, Jan. 8, in response to an Assembly member's question of a letter to the editor on that same day, I wrote you the following email. I'm re-including it in case you didn't receive it because I've seen at least one other letter on the same topic.

"In today's Daily News Miner, a letter to the Editor (attached) describes the North Pole Police Department's participation in a citizen's arrest and asks how this participation was legal and how it can happen. While we are not at liberty to discuss the details of a specific open case, I want you to be informed of the process and legality so that you can responsibly answer your constituents when they ask about this article (as has already happened to me this morning).

"Chief Lindhag was very responsive to my request for information and supplied me with the attached form that a citizen MUST complete in order to involve the NPPD. Perhaps the most common usage of this form, according to the Chief, is when a store security officer wants to arrest a shoplifter. The store security detains the perpetrator, call in the NPPD, completes this form--taking upon themselves the complete liability for the arrest, and NPPD transports the shoplifter. The form goes to the District Attorney, the case and investigation remains with the NPPD, but the liability for the action remains with the store's security. This is a process that has been followed for decades and is done according to State law.

"To summarize, in answer to the Letter to the Editor, the process is legal and if a citizen, as in the case of this letter, wants to make a citizen's arrest, the process is:

1. A private person calls in a complaint and completes the form;
2. The responding officer makes an initial investigation of the apparent facts to verify that a law has been broken (such as reckless driving);
3. The responding officer will approach the alleged perpetrator, ensuring proper identification and notification of the action;
4. The responding officer does not make the arrest--that has been done by the citizen--our officer transports the alleged perpetrator to Fairbanks Correctional Facility;
5. The Citizen's Arrest Form is given to the D.A.'s office;
6. The case remains open with the NPPD until the D.A.'s office completes its action(s).
7. The liability for the action remains with the identified private person who made the arrest (see the declaration on the form).

"One other important issue to bear in mind is that the Constitutional rights of innocence and due process appear to be preserved in this process--if State law conflicts with the Constitution, that issue must be raised with our State elected officials. Also, one person's account of an incident may not represent the complete facts, or any of the actual facts. That's why the NPPD (or any police department) makes an initial assessment as to the validity of the claim by the

citizen making the arrest and the D.A. is involved to ensure that the facts are vetted.

“I’ve copied the Chief on this email, so if I’ve missed anything significant he can correct me. Please contact him, or me, if you have any particular concerns.”

- Volunteer Appreciation and Ice Sculptures. Thanks to Keith Fye, and the many volunteers at Christmas in Ice, the first place sculpture by a Chinese artist, graces the entry sidewalk by the police station; and the logo of the City is in front of City Hall. Many of the sculptures are not able to be transported and due to liabilities issues, will be destroyed as the Ice Park is dismantled this week. Thanks to the many people who make Christmas In Ice happen each year. Please plan to attend the Volunteer Appreciation Reception this Friday, 7:00 p.m. at Hotel North Pole.

- ESGR “Bosslift”. City Clerk/HR manager Kathy Weber and I will be travelling to Tampa, FL on January 30 through February 4, participating in the Alaska Employer Support of the Guard and Reserve. This purpose of this official Department of Defense activity is to provide community leaders and employers of National Guard and Reserve members the opportunity to observe first-hand the type and quality of military training and leadership activities that our National Guard and Reserve members participate in when they are absent from work on Guard or Reserve duty. We will have opportunity to visit, observe, and receive mission briefings from the Air Force Reserve, CENTCOM, Marine Corp Reserve, Navy Reserve, and Army Guard. North Pole will have at least two guardsmen from the Police Department deploying in 2011. Just to note, you never know who you’re going to meet on these trips. During the last ESGR trip I was on, I became acquainted with General Chandler’s aide, Marc Luiken, who is now the Commissioner of ADOT.

- Patent/Trademark Update. I met Julia Triplehorn, the Patent Librarian at the UAF Geophysical Institute at the last Fairbanks Regional Economic Partnership meeting (FREPP) who gave me a lot of information and confirmed that the price to trademark can be upwards of \$20,000, all things considered. That information is available either in my office or by going to the library directly, located at Akasofu Building, Room 202 on the upper campus. I’ve attached a brochure.

- Commissioner Update. The City of North Pole still needs two individuals to represent the city on the FNSB Planning Commission and the FNSB Recycling Commission. There is a lot of local interest in RECYCLING! If you are interested in either one of these positions, please contact Mayor Isaacson at 488-8584. Details of the commissions are online at www.fnsb.us.

FNSB ASSEMBLY MEETING.

The Borough Assembly met on January 13 with three items of interest to North Pole that have been advanced to future dates:

1. Ordinance 2011-03 amends certain PM2.5 standards, establishing a voluntary educational program and removes related fines, it removes the requirement to burn dry wood, and removes the prohibition against burning glossy or colored

- papers. This will have its public hearing on January 27.
2. Ordinance 2010-55 (sponsor: Assemblymember Howard) and Ordinance 2010-56 (sponsor: Mayor Hopkins) both deal with amending Title 18 as it relates to non-conforming (grandfathered) buildings, structures, uses and lots. Mayor Cleworth has alerted me to possible negative impacts to the Cities and residents. I have included the two borough ordinances and the resolution he has prepared for his council meeting for your review and comment. These ordinances are being considered at the Assembly meeting of February 24. If necessary, we will be able to have a resolution to consider at either the meeting of February 7 (I will be in Juneau) or February 22.

MEDIA:

Jan 8, 15, Mayor Isaacson was on KJNP (1170 AM, 100.3 FM) 8 – 9 a.m. “Over the Coffee Cup.”

UPCOMING (*see above and the attached fliers for other events, dates, and times*)

- **Jan 19, 10 am – 12 pm**, FMATS Policy Committee meets at ADOT Conference Room on Peger.
- **Jan 19, Noon**, Santa’s Seniors will Induct New Officers
- **Jan 20, 12 – 2 pm; AND 4-7 pm**, Open House to learn on comment on Joint Pacific Alaska Range Complex (JPARC) at Princess Hotel. JPARC is the largest military training area in North America. It is looking to expand. As Alaskans, we support our military and we are conscious of our need for resource development if we are to have an economy independent of federal subsidies and oil revenue. Learn whether or not and how the growth requirements of these two industries are compatible and give your comments.
- **Jan 21, 5-9 pm**: First Friday Art Show @ North Pole Grange (repeat on Saturday from 1-4 pm)
- **Jan 21, 5-7:30 pm**: Governor’s Inaugural Reception at the Carlson Center
- **Jan 21, 7-11 pm**: North Pole Christmas In Ice Volunteer Recognition and Awards at Hotel North Pole
- **Jan 22, noon-3 pm**: Live radio remote at Styles and Files on 5th Ave. Supports North Pole Babes In Toyland Roller Derby team.
- **Jan 24, 6-8 pm**: Alaska Railroad Northern Rail Extension Open House, includes Tanana River Bridge presentation at 6:30, at Salcha Elementary School.
- **Jan 25, 10 am**, 6-17 CAV Deployment Ceremony & gifting of North Pole and Alaska Flags at Hangar 6 on Ft WW.
- **Jan 25, 2 pm**, C/ 1-52 AVN Deployment Ceremony & gifting of North Pole and Alaska Flags at Hangar 6 on Ft WW.

Students of the Month

Tyler Tosch – NPE

COUNCIL MEMBER QUESTIONS OF THE MAYOR.

Mr. McGhee asked what the City's monetary obligation to the Arctic Winter Games would be.

Mayor Isaacson said that it would be \$30,000 over 3 years.

Mr. McGhee asked if the North Pole Community Chamber of Commerce and North Pole Economic Development would also be giving money to the Arctic Winter Games in support of the event.

Mayor Isaacson said he had not yet talked with them.

COMMUNICATIONS FROM DEPARTMENT HEADS, BOROUGH REPRESENTATIVE AND THE CITY CLERK

Accountant

- W-2's will be out next week.
- Sales tax is over \$90,000 of what was projected and the alcohol tax is up \$14,000 4th quarter 2010.
- Preliminary financial will be given at the February meeting for December 31, 2010.

Police Dept, Sgt Nelson

- Chief Lindhag will be out for the next three weeks.
- Officer Alex Sporleder is at the end of his FTO and will be attending school from February 14 through May 15, 2011.
- Starting Special Olympics again and will be raising money. On May 15th they will do a 5k run with the Special Olympic kids. NPPD was the 3rd highest law enforcement to raise money for this event.
- Officer McBroom will get the MADD award again this year at their annual banquet. Last year he was #2 and this year he will be #1 for the most arrests for DUI.
- Drive careful as road conditions are bad and there is ice fog this evening.
- Sgt Nelson will be deploying in August and will be gone until February 2012. He will be in Iraq during that time.
- Officer Kvittem will be gone for 3 months with the ANG for 3 months for tech school in California. He has deployed 6 times in the past.

Fire Dept, Bryan Lane

- None

Director of City Services, Bill Butler
January 18, 2011 Council Report
Bill Butler
Director of City Services

Building Department

- No new permits issued since the last council meeting

Public Works

- January 26 there will be a Alaska Rail Road agency scoping meeting at the North Pole City Hall
 - 3:30 to 6:30 pm
 - Preliminary scoping for environmental assessment
 - Long term goal is to reduce rail road crossings within City
- Led street lights appear to be significantly reducing electric usage
 - All of the City's load centers that feed power to the street lights were also replaced as part of project
 - About 60% of street lights were replace (in only a few areas were 100% of the street lights replaced in a neighborhood)
 - Follow up project is in early planning stage to replace up to all of the old street lights
 - Examples of actual reduced electric consumption:

<u>Street Light Circuit</u>	<u>KWH</u>	<u>Percent change</u>
North Star Drive		
November 2009	2402	
November 2010	1345	-44.0%
December 2010	2763	
December 2011	1566	-43.3%
Patriot Drive		
November 2009	2110	
November 2010	1317	-37.6%
December 2010	2421	
December 2011	1527	-36.9%

Utility Department

- New drinking water well project is getting closer to completion
 - Waiting on critical well pump control hardware—variable frequency drive (VFD)
 - I estimate project will not be completed earlier than mid-February, more likely, end of February
- Released request for proposals for Waste Water Treatment Plant Engineering and Design Project

- 13 engineering firms have requested copies of the RFP to date
- Proposal due date February 11

Borough Representative, Mayor Isaacson
FNSB ASSEMBLY MEETING.

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- Ordinance 2010-55 (sponsor: Assemblymember Howard) and Ordinance 2010-56 (sponsor: Mayor Hopkins) both deal with amending Title 18 as it relates to non-conforming (grandfathered) buildings, structures, uses and lots. Mayor Cleworth has alerted me to possible negative impacts to the Cities and residents. I have included the two borough ordinances and the resolution he has prepared for his council meeting for your review and comment. These ordinances are being considered at the Assembly meeting of February 24. If necessary, we will be able to have a resolution to consider at either the meeting of February 7 (I will be in Juneau) or February 22.

City Clerk, Kathy Weber

Council Report by Kathy Weber, City Clerk

Here are some of the things that are coming up in the city. If you have any questions on any items below, please feel free to contact me at 488-8583 or email at Kathy@northpolealaska.com.

- I will be at Santa's Senior Center tomorrow to swear in their new officers. They have elected the following individuals: President-Clarence Schulte, Vice President-Elly Smith, Secretary-Francie Cork, Treasurer-Ethel Stoneman.
- The new/old police cruiser that the city adopted will be online this week. It is presently at Auto Trim Design getting the City logo put on the side so it is recognizable to the public. The majority of the use of the car will be for the mayor with occasional use by other admin people. This will help to cut down the cost of using personal vehicles which also is a liability for the city. We are currently paying 0.55 per mile.
- Public Scoping meeting on North Pole Crossing Reduction Project on Wednesday, January 26, 2011 from 3:30 – 6:30 at North Pole City Hall. Public comment is welcome and encouraged.
- I will be out of the office from January 31 through February 4th attending the ESGR Bosslift to MacGill Airforce Base in Tampa, Florida. I will give a full report at the February 7th meeting.

- Council received ipads this past week and we are going green. Items for consideration on the agenda will be printed and put by the council doors. Minutes and other information will be posted on the new website that will be up and running this week.
- Marilyn Zrucky is back in the office and we are full force and running in high gear. Everyone is closing out 2010 and continuing with their daily work for 2011.
- I have spoken with Kathy Doyel at North Pole High School about starting a program to give credit to students who would like to work at city hall as part of an independent study program. I will be working with her this semester to develop that program.
- APOC forms are due in my office no later than March 15th.
- There are 347 days until Christmas.

ONGOING PROJECTS

North Pole Economic Development, Buzz Otis

Mr. Otis gave an update on NPEDC.

- Helped raise \$60,00 in cash and \$20,00 in-kind donations.
- Interested party in 10 acres off Peridot Road. Need sewer and water infrastructure and they are comparing with other properties in Fairbanks.
- December 4th they had an economic issues briefing with Mead Treadwell and were able to take him to the Ice Park.
- Met with council on the taxation of tankers with FHR and Petro Star.
- Met with Commissioner Hartig on the sulfolane issue in December and were able to secure the 35% drawing from FHR and will continue to pursue that with DEC.
- 2011 North Pole Sled Dog Championship will be held on March 27 & 28th behind Star of the North school.
- February 26th the Iron Dog will be coming through the Moose Creek Dam and will be a re-fueling station for that race.
- Rep. Wilson was able to secure funds for beautification, Christmas in Ice with a \$50,000 grant. Mr. Otis provided plans for the sites for beautification. He continues to work with Rep. Wilson and Tom Ertel on additional funding and projects.
- NPEDC has a property index of property owners that have 10 acre parcels or larger from North Pole to Eielson.
- The radius study is done and they are now ready to start working on the website to get things up and running.

CITIZENS COMMENTS – 5 Minutes

None

OLD BUSINESS

ORDINANCE 11-01, AN ORDINANCE OF THE CITY OF NORTH POLE, ALASKA TO AMEND TITLE 13, PUBLIC SERVICES

Mr. Butler introduced this ordinance and went over the rates with the council. He stated that in the 2011 budget had an increase for the FRR of 1/500th of a cent.

Public Comment

None

Mr. McGhee *moved to* Approved Ordinance 11-01, An Ordinance Of The City Of North Pole, Alaska To Amend Title 13, Public Services

Seconded by Mr. Jones

Discussion

Mr. Jones asked for clarification on the increase of the FRR.

Ms. Hunter asked if the other item on the agenda related to this ordinance.

Mr. Butler stated that it is not. He explained the use of the FRR and what those funds would support.

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

NEW BUSINESS

NTL ALASKA, INC PROPOSAL TO CONDUCT WASTEWATER COMPLIANCE MONITORING FOR THE CITY OF NORTH POLE UTILITIES LAGOON WASTE WATER TREATMENT SYSTEM IN THE AMOUNT OF \$121,682.50

Mr. Butler spoke to this proposal and explained the need for this. He said the City would only pay approximately \$30,000 and that over \$90,000 would be billed back to Flint Hills.

Public Comment

None

Mr. Jones *moved to* Approved The NTL Alaska, Inc Proposal To Conduct

**Wastewater Compliance Monitoring For The City Of North Pole Utilities Lagoon
Waste Water Treatment System In The Amount Of \$121,682.50**

Seconded by Mr. McCarthy

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

**RESOLUTION 11-01, A RESOLUTION OF THE CITY OF NORTH POLE TO
FORMALLY ACCEPT A SUPPLEMENTAL MUNICIPAL MATCHING GRANT
AWARD OFFER FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL
CONSERVATION IN THE AMOUNT OF \$419,481 FOR THE SEWER LIFT
STATION RENOVATION PHASE I**

Mr. Butler introduced this resolution and explained to council the funding from DEC and the matching grant. He gave hand-outs to the council and they will be attached to the resolution and archived.

Public Comment

None

Mr. Jones *moved to Approve Resolution 11-01, A Resolution Of The City Of North Pole To Formally Accept A Supplemental Municipal Matching Grant Award Offer From The Alaska Department Of Environmental Conservation In The Amount Of \$419,481 For The Sewer Lift Station Renovation Phase I*

Seconded by Mr. Holm

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

**RESOLUTION 11-02, A RESOLUTION OF THE CITY OF NORTH POLE TO
FORMALLY ACCEPT A SUPPLEMENTAL MUNICIPAL MATCHING GRANT
AWARD OFFER FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL
CONSERVATION IN THE AMOUNT OF \$245,000 FOR THE WASTE WATER
TREATMENT PLANT SLUDGE REMOVAL PROJECT**

Mr. Butler said that the city reallocated monies from the Baker/North Star grant to do this project. They were able to receive more money from the state for this project.

Public Comment

None

Mr. Jones *moved to Approve Resolution 11-02, A Resolution Of The City Of North Pole To Formally Accept A Supplemental Municipal Matching Grant Award Offer From The Alaska Department Of Environmental Conservation In The Amount Of \$245,000 For The Waste Water Treatment Plant Sludge Removal Project*

Seconded by Mr. McCarthy

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0

Abstained- 0

RESOLUTION 11-03, A RESOLUTION OF THE CITY OF NORTH POLE TO FORMALLY ACCEPT A MUNICIPAL MATCHING GRANT AWARD OFFER FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION IN THE AMOUNT OF \$524,977 FOR THE UTILITY GARAGE CONSTRUCTION PROJECT

Mr. Butler said this particular matching grant was from the Baker/North Star monies that were repurposed and divided. The goal is to build a garage that is dedicated to the utility department. The Horstman property on Homestead Rd. has already been labeled to house the project which is a 70/30 grant.

Public Comment

None

Mr. McGhee *moved to Approve Resolution 11-03, A Resolution Of The City Of North Pole To Formally Accept A Municipal Matching Grant Award Offer From The Alaska Department Of Environmental Conservation In The Amount Of \$524,977 For The Utility Garage Construction Project*

Seconded by Mr. Jones

Discussion

None

PASSED

YES – 7–Holm, Arnold, McGhee, Jones, McCarthy, Hunter, Isaacson

NO – 0
Abstained- 0

COUNCIL COMMENTS

Mr. Holm – noticed with the ipad that he is constantly going to the settings as it keeps shutting off.

Ms. Arnold - No Comment

Mr. Jones – No Comment

Ms. Hunter – thanked Kathy and the Mayor on the review of the ipads and for bringing the IT person from Fairbanks

Mr. McCarthy – wanted to thank Mr. Butler for the grant funding and getting the utility system upgraded.

Mr. McGhee – No Comment

Mayor Isaacson – No Comments

ADJOURNMENT

Mr. McGhee *moved to* **adjourn the meeting of January 18, 2011**

Seconded *by* **Mr. Jones**

No Objection

The regular meeting of January 18, 2011 adjourned at 9:00 p.m.

These minutes passed and approved by a duly constituted quorum of the North Pole City Council on Monday, February 7, 2011.

DOUGLAS W. ISAACSON, Mayor

ATTEST:

KATHRYN M. WEBER, CMC, City Clerk