



CITY OF NORTH POLE *Alaska*

REGULAR CITY COUNCIL MEETING **Monday, June 17, 2013**

Committee of the Whole – 6:30 p.m.
Regular City Council Meeting – 7:00 p.m.

COUNCIL MEMBERS

Richard Holm -Alt. Dep. Mayor Pro Tem	488-1776
Sharron Hunter-Mayor Pro Tem	488-4282
Thomas McGhee	455-0010
Derrick Nelson	378-8207
Michelle Sikma -Dep. Mayor Pro Tem	378-5778
Preston Smith	488-8824

MAYOR

Bryce Ward – 488-7314

CITY CLERK

Kathy Weber, MMC 488-8583

1. **Call to Order/Roll Call**
2. **Pledge of Allegiance to the US Flag**
3. **Invocation**
4. **Approval of the Agenda**
5. **Approval of the Minutes**
6. **Communications from the Mayor**
Presentation by Gene Therriault on the LNG project (projector & laptop requested)
7. **Council Member Questions of the Mayor**
8. **Communications from Department Heads, Borough Representative and the City Clerk**
9. **Ongoing Projects Report**
10. **Citizens Comments (Limited to Five (5) minutes per Citizen)**

11. Old Business

- a. Ordinance 13-09, An Ordinance Amending Title 15, Building and Construction, Chapter 15.05, Administrative Code, Concerning Valuation of Building Improvements for the Determination of Permit Fees

12. New Business

- a. Authorize Purchase Of A 20-Station Exercise Trail Equipment Package From FitTrail Costing \$8,995 Plus Shipping Funded With Private Donations
- b. Request for Refund from Greater Fairbanks Habitat for Humanity

13. Executive Session – To discuss employee wage issue in the NPPD

13. Council Comments

14. Adjournment

The City of North Pole will provide an interpreter at City Council meetings for hearing impaired individuals. The City does require at least 48 hours notice to arrange for this service. All such requests are subject to the availability of an interpreter. All City Council meetings are recorded on CD. These CD's are available for listening or duplication at the City Clerk's Office during regular business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m. or can be purchased for \$5.00 per CD. The City Clerk's Office is located in City Hall, 125 Snowman Lane, North Pole, Alaska.

**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 Monday, June 3, 2013 in the Council Chambers of City Hall, 125 Snowman Lane, North Pole, Alaska.

CALL TO ORDER/ROLL CALL

Mayor Ward called the regular City Council meeting of Monday, June 3, 2013 to order at 7:00 p.m.

There were present:

Mr. Holm

Ms. Hunter

Mr. McGhee

Mr. Nelson

Ms. Sikma

Mr. Smith

Mayor Ward

Absent/Excused

PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

Led by Mayor Ward

INVOCATION

Invocation was given by Mayor Ward

APPROVAL OF AGENDA

Mr. McGhee moved to Approve the Agenda of June 3, 2013

Seconded by Ms. Sikma

Discussion

None

Mr. McGhee moved to Amend the agenda to move item a. under New Business to Mayor's Communications

Seconded by Ms. Sikma

PASSED

YES – 7 –Sikma, Holm, Nelson, Hunter, McGhee, Smith, Ward

NO – 0

Absent – 0

On the main motion as amended

PASSED

YES – 7 –Sikma, Holm, Nelson, Hunter, McGhee, Smith, Ward

NO – 0

Absent – 0

APPROVAL OF MINUTES

Mr. Nelson *moved to Approve the minutes of May 20, 2013*

Seconded by Ms. Sikma

Discussion

None

PASSED

YES – 7 –Sikma, Holm, Nelson, Hunter, McGhee, Smith, Ward

NO – 0

Absent – 0

COMMUNICATIONS FROM THE MAYOR

RENEWAL OF THE AW REHN HEALTH INSURANCE FOR THE CITY OF NORTH POLE EMPLOYEES

Diana Stewart from Alaska USA Insurance gave a presentation to the council on the renewal of the health plan for the employees. She stated that it would be beneficial for the City to change the aggregate that would lower the overall cost for the City. Ms. Stewart said that the City is considered a small group and has grandfather rights.

Public Comment

None

Mr. McGhee *moved to Approve the Renewal of AW Rehn Health Insurance for the City of North Pole Employees and to go with IMG for Aggregate Specific*

Seconded by Mr. Nelson

Discussion

Mr. McGhee said he hadn't heard enough argument on why HCC is better than IMG but based on the dollar amount he felt IMG is the best route to go.

Mr. Holm said he didn't understand why we didn't ask for options and that he felt it was a bad way to do it. He wanted to know why we didn't look at options and ask what would happen if we gave up our grandfather rights. He said the City has a Cadillac plan and there is certainly

room to make changes. He stated that our whole reason for our being is to save the City money. He said he felt that the City isn't doing its job by not looking at other options.

Mayor Ward stated that the Administration did look at options when they spoke with the broker in April. He believes that this is a prudent plan and that we went from 33% down to 6% increase. The City has a good history with the broker and this was her recommendation.

Ms. Stewart said that the big differential is the dollars that the City would be responsible for. Historically the City's claims have not gone that high.

Ms. Hunter said that it was important to remember that once we step outside the grandfather rights we don't get them back in. She didn't see any problem with waiting one year to find out what we are going to compare to because right now we don't know right now we would be comparing to an unknown. In her opinion we would not have a clear idea of what those savings would be if we tried to do it at this point.

Mr. Holm stated that he didn't mean to imply that it would not be in our favor to stay in a grandfather status. He said that we do make a mistake when we don't ask the question. He said it's fine to ask the broker but it doesn't cost us anything to ask for an additional quote. He said the council needs to have all the information so they can make a good decision and the City didn't ask for all the information, they just took the broker at her word. A plan like this is fine but a wellness plan like this is a crap shoot.

Mr. McGhee said that the total annual fixed cost difference is approximately \$2,000 between HCC and IMG. He asked Ms. Stewart for clarification.

Ms. Stewart said that those include projected claim and maximum claims liability. IMG has set the maximum claims liability at \$546,000 and HCC set the maximum claims at \$596,000. She said if the City only has \$400,000 in claims, you are going to meet either one of them and you are going to have the same \$400,000 in claim under HCC as you would with IMC, Standard, etc. Your claims are your claims no matter what carrier you go to. All they are doing is setting a maximum limit

Mr. McGhee said that in the future, he would like to have a little more information on the companies that they bring forward.

Mr. McGhee *moved to Amend the Aggregate Specific and go with HCC instead of IMG*

Seconded by Ms. Sikma

Discussion

Ms. Hunter asked for clarification on the amendment.

On the amendment

PASSED

YES – 7 –Sikma, Nelson, Hunter, McGhee, Smith, Ward
NO – 1 - Holm
Absent – 0

On the main motion as amended

PASSED

YES – 6 –Sikma, Nelson, Hunter, McGhee, Smith, Ward
NO – 1 - Holm
Absent – 0

COMMUNICATIONS FROM THE MAYOR

Mayors Comments

The Memorial service at FTWW was on the 22nd of May and was well attended. The ceremony was at the Memorial Park on base at FTWW, if you have the opportunity to reflect at this park please take the time. We thank all of our members of the military for your service

The bill signing for the Gas Trucking plan was signed last Wednesday May 29th at the Fountainhead antique auto museum, all of the local mayors were present as well as many legislators from around the state. The Gas Trucking bill received unanimous support from the house and the senate.

4th of July Committee meeting will be June 5th at 6 pm in council chambers. Parade, booth, bike and Citizen of the Year applications are available in the front office.

I was honored to speak at the opening of the State VFW convention here in North Pole. Thank you to all of our veterans of foreign wars for your service

The state Rail planning board (City of North Pole has a seat at this board) is having an open house at 5pm at the borough building chambers. Please come share your ideas and thoughts on the adoption of a new state rail plan.

The FNSB, City of Fairbanks and City of North Pole are exploring the possibility of an intergovernmental support agreement, which would help consolidate cost for municipalities and the local military installations.

As many may have heard and read the draft EIS on the F-16 Move was released on Friday of last week. The EIS unfortunately still recommends moving the F-16's to JBER and does not address many of the critical issues addressed in the EIS scoping meetings. Senators Begich and Murkowski criticized the report in press releases on Friday and Saturday. The council should have gotten a digital copy of the EIS. The Mayors are meeting with Governor Parnell this week as well as General Hoog the general in command of PACAF.

Last council meeting there was a request for an update on a report to look into consolidation of our fire services with North Star Fire Department. The initial request for a study was made in a budget workshop a couple of months ago and was purposed to save money. I have requested a bid for a report from Information Insights (local company) to get an idea of what the cost would be. I am still awaiting a quote. Money for a report is not budgeted for so approval to actually commence a study would have to go to a vote of the council. Once a report was finalized and presented to the council, the council would still have to act on the information presented. It would also be my recommendation that if the city is interested we could also have a city wide efficiency audit done to look for areas of improvement in all departments.

Over the past month Dave Gardner of GVEA, Bill Butler and I have been reviewing our electric accounts and discovered we have been overpaying for an account of “un-metered” streetlights going as far back as 30 years. After much research at DOT AK we came to a new number of kilowatt hours used and the tentative amount equals a refund of Approximately \$25,800. The request for refund is being reviewed by GVEA accountants.

COUNCIL MEMBER QUESTIONS OF THE MAYOR

Ms. Hunter asked if the Mayor had a chance to look into Mr. Zastrows complaint about the trucks on Peridot Rd.

Mayor Ward said that last week he met with Sgt. Bellant, Mr. Butler, and Chief Dutra and the different options that they had available. The conclusion that they came up with was that unless there was a blanket policy over all of the City, which would include all roads in the City, it was not something they would want to move forward with as there are other options such as putting together a new FMAT’s project for Peridot to get more monies for improvements for it. As far as a regulatory standpoint there is no action that he wishes to take at this time.

Ms. Hunter said she was under the impression that the City has certain roads that commercial trucks could not travel down.

Mayor Ward said that they do have certain roads labeled “Local Roads”, however, the City has no supporting ordinance for that.

Ms. Hunter asked about the sink holes on Finnel Street and to restrict traffic.

Mayor Ward stated that they do have it marked off and referred it to Mr. Butler.

Mr. Butler said that they are waiting to pave it at a later date until frost has come out of the ground.

Ms. Hunter asked if they could restrict fuel trucks from the roads.

Mr. Smith asked if we could use the monies from GVEA to the railroad.

**COMMUNICATIONS FROM DEPARTMENT HEADS, BOROUGH
REPRESENTATIVE AND THE CITY CLERK**

Police Department, Chief Dutra

- None

Fire Department, Chief Lane

- Statistics were brought forward by Chief Lane for the council to look at.

Mr. Holm said it would be more helpful if it were listed by inside the City limits and outside the City limits.

Chief Lane said that outside the city were 200 and 20 inside the city.

Mr. McGhee said that he would also like to know what is inside the city and what is not.

Mr. Smith asked about the burn permits issued.

Chief Lane said that there has been a ban on permitting and so there hasn't been anything for 5 days.

Mr. McGhee commented that Chief Lane wasn't at the last meeting and it was stated that he was at training. He asked what training the Chief was attending.

Chief Lane said he was at the Homeland Security Preparedness course under the EOC and meeting with grant writers.

Mr. McGhee asked Chief Lane how many times he had left the City for training the past 12 months.

Chief Lane stated he had left the City 4 times for training.

Mr. McGhee asked how many times his employees have left the City for training.

Chief Lane said that he couldn't answer that off the top of his head but that 4 out of 5 were paid by the State and that it was specifically for his position. He stated that he will be in training to write a mitigation plan. The City has to have a plan approved by the federal government to get federal funding.

- Chief Lane said that the NPFH Open House was last weekend and was attended by approximately 250-300 people.
- Chief Lane stated that Alaska Shield is coming up. He received an email back today and that they got a class on how to do rescue operations and emergency staffing and refinery with security work and water dept will establish a water supply and get water to residents in the community.

- If you haven't done your NIMS testing it has an effect on grants. He would like to have it done before March 2014. If you haven't done it please come see him.
- City of Fairbanks received a grant for writing an Emergency Operations Plan. The City currently has an emergency plan that Chief Lane wrote 4 years ago. If there is money available after the City of Fairbanks has theirs written, there may be money left for the City of North Pole to lob onto to offset the cost. This could save the City a minimum of \$45,000 - \$50,000.
- Chief Lane is trying to put some training together specifically for the Council, "Who's in Charge Anyway", and go over the rules of who is in charge during a disaster.
- Starting summer hydrant, hose, and truck testing in July.

Mr. Smith asked how often the plan needs to be renewed.

Chief Lane said they should be looked at every year.

Accountant

- Working on 1st quarter reconciliations.
- There are 15 applications for the AP position and we will be interviewing next week.
- Ms. Vaughn will be out of the office next week.

Director of City Services, Bill Butler

Building Department

- North Pole Library project: Permit application submitted

Public Works

- Busy public works construction season getting under way (see attached map)
 - Installation of LED streetlights began May 31
 - Bike & Pedestrian Path project scheduled to begin this week
 - Other project schedules are not firm
- Street sweeping will start Tuesday on City-owned streets
- Hired three summer staff
- Begun work in roundabouts
- Planning to plant flowers this week in new raised beds
- Small project with Borough Transportation to expand a bus stop on 8th Avenue
- Exercise trail moving forward
 - Private funds committed for majority of equipment and shipping
 - Borough has issued a temporary use permit for easement on site adjacent to 8th Avenue well house (North Pole Middle School land)

- Need to get the proposed easement surveyed to apply for permanent easement

Utility Department

- Sewer main lining and manhole repair project expected to begin as early as next week (videoing of sewer mains)
 - Insert in this month's utility bills informing utility customers about planned start of project
 - Short-term \$500,000 line of credit application approved by Mt. McKinley Bank; signing scheduled for June 5
- Ground movement caused separation of a water main on Park Way (east side of Old Richardson Highway)
 - Have had persistent problems with this main—three leaks in six springs

Natural Gas Utility Board

- Governor Parnell signed Senate Bill 23 on May 29: \$362.5 million financing package for natural gas liquefaction on the North Slope and a distribution system
 - The Alaska Industrial Development and Export Authority (AIDEA) has authority to offer up to \$275 million in low interest financing for a natural gas liquefaction plant and a liquefied natural gas (LNG) distribution system within the Fairbanks North Star Borough
 - \$57.5 million in capital funding appropriated and \$30 million in storage credits are available

Mr. McGhee said he was concern with his neighborhood and the loose gravel. He would like to have fog lining put down in his neighborhood.

Mr. Butler said that they could look into it and have a contractor come and line the streets. Since there was funds returned to PW in road maintenance, this is something he could discuss with the mayor.

Mr. Smith asked about the LED lighting at Kit Blvd and Evolyn.

Mr. Butler stated that it is a street light maintenance issue. They think there is a wire torn apart and will have to excavate and find the break. There have been 3 different line breaks this past winter and will be a public works project this summer.

Mr. Smith asked about the circulating pumps and if the city could let people know that they need to keep those on.

Borough Representative

- There was nothing to report that affected the City of North Pole.

City Clerk

- Attended the 67th Annual Conference for Municipal clerks in Atlantic City, New Jersey. There were 3 General session and 42 different educational breakout sessions that consisted of the most diversified educational session and most comprehensive agenda including workshops to strengthen skill, and a variety of education session with topics on Leadership, Communication, Sustainable Municipalities, Management, Budget/Finance, Records Management and more. These sessions provided solutions to many issues that our municipality faces.
- The City of North Pole has received \$150,000 for archival system. I will be looking into legal review of our code, binding all ordinances, resolutions, and minutes, and software for archival purposes. I don't know when to expect the funds but they won't come trough until after July 1st.
- We have 15 applications for the AP position and will be interviewing on Wednesday and Thursday.
- There will be a luncheon/picnic for Marilyn Zrucky on Friday, June 28th.

ONGOING PROJECTS

None

CITIZENS COMMENTS

Bill Hoople, 900 Old Richardson Hwy - HC Contractors

Mr. Hoople said they are well aware of the concerns on Peridot and have made some improvements themselves at their own expense. He purchased the property in 2003 and was used for 10 years prior to that by Earthmovers/Jim Thurman and has been a commercial gravel source and operation for over 20 years. Slowly the road has been improved and in 2009 they put a resurface on it. In 2010 he met with Mayor Isaacson over concerns and the effects on the road. They agreed to provide all trucking companies to comply with and sign an agreement that they would comply with legal limits and weight restrictions. HC also agreed with the Mayor that they would repair any damage to the road that was considered, due to their operations, on that road. HC as done a lot of roads in the North Pole area and overpasses and paved Newby, Dawson, and much of it has come from that gravel source. HC has provided good service to the community. He has been a part of North Pole community for 30 years and takes a lot of pride in it. He has been a part of many projects in the area.

Ms. Hunter said one of the issues is dust and asked if he helped in alleviating that.

Mr. Hoople said that the City made the greatest improvement by putting the surface treatment on the road as it improved the dust problem and almost eliminated it. They also continue to water the road and have the ability to sweep and water the road but only during the time their trucks are on it. They agreed to not park trucks on the road and made arrangements for the trucks to park inside the pit. He is not going to tear up city streets and then leave town and is willing to work with the city.

Phil Zastrow, 2255 Peridot

Mr. Zastrow said he has a lot of respect for Bill Hoople but he does not know what is going on. The dust control is not being done. As far as being a good neighbor he likes Bill but hates his pit and the speeding is terrible. He said they need to stop using Peridot Rd. He would like to see it restricted to 50% axle weight and would like to see the pit go away.

OLD BUSINESS

None

NEW BUSINESS

REQUEST BY NORTH POLE COMMUNITY CHAMBER OF COMMERCE FOR DONATION OF LAND FROM CITY OF NORTH POLE, LOT 1F2 OF SANTA'S VILLAGE, TO RELOCATE THE VISITOR'S CENTER IN NORTH POLE

Tammy Randolph said the NPCCC board is very appreciative for the support the council has shown in past years through the sharing of bed tax monies.

With that support, we have seen a surge in involvement by members both old and new, and we are extremely encouraged by this desire from our members to make a difference in our community.

We currently have a full board of directors, and have resurrected our monthly members meetings. We have also begun to plan for our annual members meeting and elections in the fall.

The summer of 2013 is quickly filling with events and activities for our members as well as the community. With a new board and a new direction, NPCCC is working hard to be a true advocate for North Pole and our local businesses.

The board has realized the need for a new visitor center building and location. The old chamber bacin has seen a dramatic decline in visitors since the new interchange was installed on the Richardson Highway, and it is the desire of the board to move the visitor center to a more accessible location.

For 2013, NPCCC will be renting the former Santa Land RV Park building and will be relocating the visitor center there on a temporary basis. Current plans are to have the visitor center open from May 20, 2013 through September 20, 2013.

One of the ways NPCCC is trying to improve our community is by the completion of a new permanent visitor center. Throughout the summer of 2013, NPCCC will actively be seeking land and funding for the construction of a new visitor center. (Attached is a rough sketch and budget for the proposed visitor center.)

NPCCC would like to ask the City of North Pole to consider making an investment into the North Pole community by donating land to NPCCC for our new location. The City owned lot that NPCCC would ask council to consider is Lot 1F2 of Sant's Village, located adjacent to the North Pole Police Station on Cary Lane, behind Wendy's.

NPCCC would also like to recommend that if the city council decides to grant NPCCC the land, that council would withhold 50% of 2013 NPCCC bed tax monies, in order to offset the value of the land donation.

Based on the 2013 budget, it is estimated that the City would retain approximately \$10,582.50 in bed tax monies.

NPCCC is dedicated to making North Pole a great place to live, work and play, and is excited about the potential to relocate our visitor center here in the heart of North Pole.

Thank you for your consideration and your service as we strive to serve our community.

Mr. Holm asked if council approves this request, how soon does the chamber anticipate before they build.

Ms. Randolph said that they need to make sure the funding is there and to have it completed by 2014. She said the budget is in the packet along with the drawing of the building. They plan on selling the land that the current building is on.

Mr. McGhee asked why they picked the lot.

Ms. Randolph said that it is in the proximity of North Pole City Hall, Mt. McKinley Bank, Santa Claus House and the Beaver Springs Trail.

Mr. McGhee said that this lot is behind other businesses and not in a visual place.

Ms. Randolph said that they can use signage and Santa Claus House will help with bringing buses in.

Mr. McGhee said that he sees other locations would be better and that they could lease land for a \$1 a month and that maybe the cabin that the City isn't using would be better.

Ms. Randolph said they are based on business and do not want to rely on the City.

Mr. McGhee said she answered his question by saying they don't want a hand out from the City

Ms. Randolph said they are not looking for a handout but a \$1 a year is not reasonable.

Mr. McGhee asked if the City is giving the land to the NPCCC is not a handout.

Ms. Randolph said they are not asking the City to give the land but exchanging bed tax money for it.

Mr. McGhee stated that it is \$10,000 in bed tax money in exchange for a lot worth \$40,000.

Mr. Smith said his concern is location, location, location. Like Mr. McGhee said, it is hidden.

Ms. Randolph said the NPCCC is willing to look at any property and in the best of their ability, in the City Limits.

Mr. McGhee asked Mr. Butler about 3 lots, one is the lot that Mr. Zastrow built a few years back, and two right beside it. He asked if we owned those other lots.

Mr. Butler said that they owned the lots across Kevin's Way.

Ms. Hunter asked about the tax assessment for the lot and if it was for the property NPCCC already owned.

Ms. Randolph said that was for the lot the NPCCC was asking the City to consider.

Ms. Hunter said that the property is located in Santa's Village and that the current drawings don't reflect an Alaskan design.

Ms. Randolph said that they would be happy to look into things as they can afford it.

Mr. Smith asked if they looked at the old Stage Stop.

Ms. Randolph said that the land remediation would be out of their reach.

Mr. McGhee wanted clarification on the letter they wrote. He said that in the letter the NPCCC would forego \$10,000 in bed tax and the City would donate a \$40,000 piece of property.

Public Comment

Rob Schrekhaus said he visited quite a few visitor centers throughout his travels (Arkansas and Oklahoma) and that the City of North Pole has a great opportunity with its Santa Claus themed city. They are looking for a positioning, if money was not an object, they are looking to do a stepping stone from across the highway. They are now leasing from Santa Claus House this year. The visitor count has gone up and they are excited about that and he excited to be back home.

Mr. Holm *moved to* Transfer title of lot 1F2 of Santa's Village to the NPCCC

FAILED for lack of a second

APPROVAL OF THE FAIRBANKS NORTH STAR BOROUGH AND CITY OF NORTH POLE EMERGENCY MEDICAL SERVICES/AMBULANCE CONTRACT RENEWAL AND AMENDMENT NO. 3

Chief Lane spoke to the amendment of the contract and that it is an increase of \$20,000 from last year.

Public Comment

None

Ms. Sikma moved to Approve the Fairbanks North Star Borough And City Of North Pole Emergency Medical Services/Ambulance Contract Renewal And Amendment No. 3

Seconded by Mr. McGhee

Discussion

Mayor Ward stated that this contract was straightforward and the City has done this for a number of years, providing service to the borough for a fee and is prudent to approve it.

PASSED

YES – 7 –Sikma, Holm, Nelson, Hunter, McGhee, Smith, Ward

NO – 0

Absent – 0

ORDINANCE 13-09, AN ORDINANCE AMENDING TITLE 15, BUILDING AND CONSTRUCTION, CHAPTER 15.05, ADMINISTRATIVE CODE, CONCERNING VALUATION OF BUILDING IMPROVEMENTS FOR THE DETERMINATION OF PERMIT FEES

Mr. Butler said this would make the code more clear and explicit. He said the previous code could be unclear to a contractor. This would help to clear this up and clarifies it more.

Ms. Hunter said that in the new language that the amount is going to be based on the latest edition of the building chart and based on final contract amount whichever is greater.

Mr. Butler said they do a survey each year and recommend a square foot chart and uses an adjustment factor of 1.3 and the other method is to look at the developmental cost.

Mr. Smith asked about the cost of the building permits.

Mr. Ward said that this is a way of calculating a project and building permit cost.

Public Comment

None

Mr. McGhee moved to Introduce and Advance Ordinance 13-09, An Ordinance Amending Title 15, Building And Construction, Chapter 15.05, Administrative Code, Concerning Valuation Of Building Improvements For The Determination Of Permit Fees

Seconded by Ms. Hunter

Discussion

None

PASSED

YES – 7 –Sikma, Holm, Nelson, Hunter, McGhee, Smith, Ward

NO – 0
Absent – 0

COUNCIL COMMENTS

Mr. Nelson – wished everyone a good night

Mr. McGhee – thanked everyone for coming out tonight and for everyone to have a good summer.

Ms. Hunter – the ground breaking for new library will be in 2 weeks and she will send an email out to everyone. She invited everyone to come out to trunk sale this Saturday and Santa's Senior Center

Ms. Sikma – good night

Mr. Holm – good night

Mr. Smith – good to see new faces here. He said that last Saturday Senator Coghill had a good meeting here and to keep your eyes on the fires.

Mayor Ward – the Festival Committee meeting will be held on Wednesday and he encouraged the public to come and help out.

ADJOURNMENT

Mr. McGhee adjourned the meeting at 8:52 p.m.

Seconded by Ms. Sikma

The regular meeting of June 3, 2013 adjourned at 8:52 p.m.

These minutes passed and approved by a duly constituted quorum of the North Pole City Council on Monday, June 17, 2013.

Bryce J. Ward, Mayor

ATTEST:

Kathryn M. Weber, MMC
North Pole City Clerk

Alaska State Rail Plan

Project Team

The **Alaska Department of Transportation and Public Facilities (ADOT&PF)** is the project lead. ADOT&PF has responsibility to plan for all modes of transportation, including rail, under Alaska Statute 44.42. A five person **Steering Committee** is comprised of executives from the Alaska Railroad, the White Pass & Yukon Route, and Commissioners from the departments of Commerce, Community, and Economic Development, Natural Resources, and Transportation and Public Facilities. The Steering Committee provides guidance on the plan's overall direction. Members of a 26-person **Technical Advisory Group** joined by 15 **Agency Advisors** provide geographic and subject matter advice to ADOT&PF and the **Consultant Team**, HDR Alaska. HDR is charged with developing the draft and final Alaska State Rail Plan.

Schedule

Work on the Alaska State Rail Plan started in January 2013 and a final plan will be completed by December 2013.

Public meetings will be held in Haines, Skagway, Seward, Anchorage, Wasilla, Fairbanks and Nome in Spring 2013. Two future meetings will be held as on-line open houses. These on-line formats allow participants to view PowerPoint presentations, documents, maps, and videos, and make direct comments on the plan's elements. The on-line open houses will be available for 24 hours a day, 30 days at a time and allow for even greater geographic participation.

Contact Us

For more information, to submit a comment, or to sign up for electronic updates, visit our website at www.dot.alaska.gov/railplan or contact Julie Jessen, HDR Senior Public Involvement Specialist at 907-644-2000 or julie.jessen@hdrinc.com.



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June 5, 2013

The Honorable Bryce Ward
Mayor
City of North Pole
125 Snowman Lane
North Pole, AK 99705

Dear Mayor Ward,

Thank you for your correspondence regarding funding for your community priorities. Your advocacy for projects in your area is an important part of the budget process. The budget I signed on May 21 includes funding for several important community requests including education, revenue sharing, roads, and water and sewer projects.

Enclosed is a list of projects for communities in House District 1 and Fairbanks Areawide (1-5).

Again, thank you for taking the time to write, share your views, and for your participation in this public process.

Best regards,

A handwritten signature in blue ink that reads "Sean Parnell".

Sean Parnell
Governor

Enclosure

Fairbanks Areawide (HD 1-5) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Fairbanks Areawide (HD 1-5)							
Univ		Alaska Center for Energy and Power - Statewide Energy Solutions	2,500,000	0	0	0	2,500,000
Commerce		Alaska Industrial Development and Export Authority - Natural Gas Treatment and Distribution	57,500,000	0	0	0	57,500,000
Commerce		Alaska Works Partnership, Inc. - Pipeline Coating Facility and Equipment Shop	500,000	0	0	0	500,000
Trans		Chena Small Tracts Road Multi-Use Path Construction	88,000	0	0	792,000	880,000
H&SS		Fahrenkamp Center Deferred Maintenance	30,000	0	0	0	30,000
Trans		Fairbanks - Airport Way (West) Improvements	0	0	0	3,200,000	3,200,000
Courts		Fairbanks - Courthouse Deferred Maintenance	213,700	0	0	0	213,700
M&VA		Fairbanks - Covered Shelter Building	129,000	0	0	0	129,000
M&VA		Fairbanks - Design New Readiness Center	650,000	0	0	0	650,000
PubSaf		Fairbanks - Detachment Facility Repair and Maintenance	225,000	0	0	0	225,000
Trans		Fairbanks - Goldstream Road Rehabilitation	0	0	0	0	0
Commerce		Fairbanks - Heavy Duty Rescue Apparatus	625,000	0	0	4,000,000	4,000,000
Commerce		Fairbanks - Local Road Improvements	1,000,000	0	0	0	625,000
Trans		Fairbanks - Potter Road Surfacing	0	0	0	0	1,000,000
Trans		Fairbanks - South Cushman Widening	0	0	0	400,000	400,000
Trans		Fairbanks - Steese Highway and 3rd Street Widening	0	0	0	1,400,000	1,400,000
M&VA		Fairbanks Armory Deferred Maintenance	160,000	0	0	1,500,000	1,500,000
Commerce		Fairbanks Community Food Bank - Vehicle Replacement	65,000	0	0	160,000	320,000
Commerce		Fairbanks Counseling and Adoption - Critical Needs Transition Funding	100,000	0	0	0	65,000
H&SS		Fairbanks Health Center Deferred Maintenance	250,000	0	0	0	100,000
Trans		Fairbanks International Airport - Advanced Project Design and Planning	0	0	25,000	0	250,000
Trans		Fairbanks International Airport - Aircraft Rescue Firefighting Facility Upgrades	0	0	406,250	6,093,750	6,500,000
Trans		Fairbanks International Airport - Annual Improvements	0	0	275,000	0	275,000
Trans		Fairbanks International Airport - Environmental Assessment and Cleanup	0	0	125,000	0	125,000
Trans		Fairbanks International Airport - Equipment	0	0	1,044,562	398,438	1,443,000
Trans		Fairbanks International Airport - Facility Improvements, Renovations and Upgrades	0	0	100,000	0	100,000
Trans		Fairbanks International Airport: Information Technology Improvements	0	0	30,000	0	30,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - Coordinator's Office	0	0	0	350,000	350,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - North Pole Interchange Pedestrian Facilities	0	0	0	130,000	130,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - Pedestrian Improvements	0	0	0	1,300,000	1,300,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - Plack Road Bike/Pedestrian Facility	0	0	0	3,000,000	3,000,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - Preventative Maintenance Program	0	0	0	3,250,000	3,250,000
Trans		Fairbanks Metropolitan Area Transportation System (FMATS) - Street Light Conversion	0	0	0	1,650,000	1,650,000

Fairbanks Areawide (HD 1-5) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Fairbanks Areawide (HD 1-5)							
Commerce		Fairbanks Montessori Association - School Renovation Phase III	180,000	0	0	0	180,000
Commerce		Fairbanks North Star Borough - Arctic Light Elementary School Security Systems	30,000	0	0	0	30,000
Commerce		Fairbanks North Star Borough - B.E.S.T Correspondence School Classroom Digital Technology	0	17,000	0	0	17,000
Commerce		Fairbanks North Star Borough - Badger Road Elementary School Security Systems	30,000	0	0	0	30,000
Commerce		Fairbanks North Star Borough - Barnette Magnet School Digital Classroom Technology	0	30,000	0	0	30,000
Commerce		Fairbanks North Star Borough - Big Dipper PA and Sound System Improvements	250,000	0	0	0	250,000
Commerce		Fairbanks North Star Borough - Chinook Charter School Classroom Digital Technology Upgrade	17,000	0	0	0	17,000
Commerce		Fairbanks North Star Borough - Hutchison High School Classroom and Vocational Technology Upgrades	35,000	0	0	0	35,000
Commerce		Fairbanks North Star Borough - Ladd Elementary School Security Systems	30,000	0	0	0	30,000
Commerce		Fairbanks North Star Borough - Lathrop High School Classroom Technology & Physical Education Equipment	0	55,000	0	0	55,000
Commerce		Fairbanks North Star Borough - North Star Volunteer Fire Department Fire Engine Replacement Project	300,000	0	0	0	300,000
Commerce		Fairbanks North Star Borough - North Star Volunteer Fire Department Station 3 Driveway Repair Project	40,000	0	0	0	40,000
EnvCon		Fairbanks North Star Borough - Pioneer Park Sewer and Water Improvements	983,250	0	0	0	983,250
Commerce		Fairbanks North Star Borough - Ryan Middle School Classroom Digital Technology	0	30,000	0	0	30,000
Commerce		Fairbanks North Star Borough - School District We the People Competition	0	46,950	0	0	46,950
Commerce		Fairbanks North Star Borough - Ticasuk Brown Elementary School Security Systems	30,000	0	0	0	30,000
Commerce		Fairbanks North Star Borough - Weiler Elementary School Parking Lot Safety Upgrade	821,100	0	0	0	821,100
H&SS		Fairbanks Pioneer Home Deferred Maintenance	782,000	0	0	0	782,000
H&SS		Fairbanks Youth Facility Deferred Maintenance	33,700	0	0	0	33,700
Commerce		Fox Lions Club - Fox Community Park	250,000	0	0	0	250,000
Commerce		Interior Alaska Center for Non-Violent Living - Improvement and Repairs of Supportive Housing Units	48,000	0	0	0	48,000
M&VA		Interior Alaska Veterans Cemetery	2,000,000	0	0	0	2,000,000
Commerce		Midnight Sun Council, Inc. Boy Scouts of America - Lost Lake Scout Camp and Northern Lights High Adventure Base Construction	428,000	0	0	0	428,000
Commerce		North Pole - 100 Foot Aerial Platform	980,000	0	0	0	980,000
Commerce		North Pole - Ambulance	125,000	0	0	0	125,000
Commerce		North Pole - International Federation of Sleddog Sports World Championships Hosting Costs	80,000	0	0	0	80,000
Commerce		North Pole - North Pole Archival System	150,000	0	0	0	150,000
Commerce		North Pole - Police Station Heating and Cooling System	75,000	0	0	0	75,000
Commerce		North Star Imagination Library - Reading Campaign	50,000	0	0	0	50,000
NatRes		Parks and Outdoor Recreation Deferred Maintenance - Northern Region	607,000	0	0	0	607,000

Fairbanks Areawide (HD 1-5) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Fairbanks Areawide (HD 1-5)							
Commerce		Pleasant Valley Community Association - Community Center	95,000	0	0	0	95,000
Commerce		Presbyterian Hospitality House - Clear and Develop Site Plan for a Family Training Center and Administrative Office	100,000	0	0	0	100,000
Trans		Richardson Highway - Milepost 353 to 357 Access	0	0	0	7,000,000	7,000,000
Commerce		Salcha Fire and Rescue, Inc. - Fire Station 1 Two Bay Addition	250,000	0	0	0	250,000
Commerce		Salcha Fire and Rescue, Inc. - Off Road Vehicle	22,000	0	0	0	22,000
Commerce		Tanana Valley State Fair - Livestock Pole Barn	47,000	0	0	0	47,000
Commerce		Tanana Valley State Fair Association - ADA Upgrades for Existing Fairgrounds Restroom Facilities	245,000	0	0	0	245,000
Commerce		Tanana Valley State Fair Association - Sewer and Water Line Replacement	46,800	0	0	0	46,800
Univ		UAF Cold Climate Housing Research Center Sustainable Village Phase 2-4	0	1,300,000	0	0	1,300,000
Univ		UAF Engineering Building Construction and Renovation	15,000,000	0	0	0	15,000,000
Commerce		Wellspring Revival Ministries - Joel's Place Weatherization	150,000	0	0	0	150,000
Fairbanks Areawide (HD 1-5) total:			88,346,550	1,478,950	2,005,812	34,624,188	126,455,500
Report total:			88,346,550	1,478,950	2,005,812	34,624,188	126,455,500

CITY OF NORTH POLE

Ordinance 13-09

**AN ORDINANCE AMENDING TITLE 15, BUILDING AND CONSTRUCTION,
CHAPTER 15.05 ADMINISTRATIVE CODE CONCERNING VALUATION OF
BUILDING IMPROVEMENTS FOR THE DETERMINATION OF PERMIT FEES**

WHEREAS, changes to the North Pole Municipal Code is a continually changing requirement; and

WHEREAS, the City of North Pole Municipal Code should be amended to conform to the requirements of the City and to clarify questionable areas.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of North Pole:

Section 1. This ordinance is of a general and permanent nature and shall be codified.

Section 2. Amend Title 15, Building and Construction, Chapter 15.04 Administrative Code, Section 15.04.050, Local amendments to the Uniform Administrative Code, 1997 Edition, revise the former amendment of Section 3.04.2, Permit Fees, paragraph two as follows:

~~The determination of value or valuation under any of the provisions of these codes shall be made by the building official based upon the latest Building Valuation values released by the International Code Council and adjusted by a factor of 1.3. The value to be used in computing the building permit and building plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing system and other permanent equipment.~~

304.2 Permit Fees. The determination of value or valuation under any of the provisions of these codes shall be made by the building official. The value to be used in computing the building permit and building plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, painting, roofing, electrical, plumbing, heating, air-conditioning, elevators, fire-extinguishing systems and other permanent equipment. Valuation shall be determined in accordance with the latest edition of the Building Safety Journal data chart as published by the International Code Council based on the final contract amount, whichever is greater. When calculating the valuation utilizing the building valuation data chart the regional modifier shall be (1.3). A copy of the bid award may be required by the building official. In any case the final determination of value or valuation under any of the provisions of these codes shall be made by the building official.

Section 3. Effective Date. This ordinance shall be effective at 5:00 pm on the first City business day following its adoption.

PASSED AND APPROVED by a duly constituted quorum of the North Pole City Council this
17th day of June, 2013.

Bryce J. Ward, Mayor

ATTEST:

Kathryn M. Weber, MMC
North Pole City Clerk

125 Snowman Lane
North Pole, Alaska 99705
(907) 488-8593
(907) 488-3002 (fax)
bill@northpolealaska.com

City of North Pole
Director of City Services

Memo

To: North Pole City Council
From: Bill Butler
Date: June 12, 2013
Subject: Authorization to purchase exercise equipment with community donations

Recommendation

Approve spending \$8,995 for outdoor exercise equipment plus shipping from Fit-Trail. Shipping is estimated to cost between \$4,500 to \$5,000. The funding is being provided by private donations.

Background

The Public Works Department has proposed creation of an exercise trail within the City to promote fitness, attract visitors to the City and as a resource for schools and sports teams. I have reviewed a variety of vendors versus Public Works constructing the equipment. Public Works has a work schedule and plans that exceed the staffing needed to complete an additional project without dropping some scheduled work. Public Works' contribution to the project will be site preparation and equipment installation, significant tasks in themselves.

The exercise equipment is not highly technical or precision equipment, but there are some design standards that should be met to protect the health and safety of users. In addition, there is a concern about liability if we installed City-constructed equipment that did not meet expected design standards. The equipment includes not just exercise equipment but requires informational signage tailored to the equipment. It is illegal to copy a vendor's copyrighted signage for our use. My assessment is that purchasing a packaged set of outdoor fitness equipment that has years of field-testing behind it is the preferred approach.

Exercise Trail

A map of the proposed exercise trail is attached. Three of the exercise stations will be located on City property. The fourth station is planned for Borough land (corner of 8th Avenue and Snowman Lane). The Borough has granted the City a temporary use agreement for the site and a long-term easement is pending a formal survey of the site.

Vendor: Fit-Trail

The Vendor, Fit-Trail has been making outdoor exercise equipment for over 20 years. Communities, businesses, and institutions across the country have installed the equipment. Copies of Fit-Trail promotional materials are attached about the company and equipment.



City Hall

Trail Start & Finish

North Pole Elementary School

Station #1

North Pole Library

Station #4

North Pole Middle School

Station #2

Google earth



Keeping Fit in the Great Outdoors



Today is the age of the active American. Health conscious men, women and children are more concerned with physical fitness than ever before. Researchers and educators have created an awareness which spans generations and encompasses all sectors of our nation. Nowhere is this movement more evident than in the growth and popularity of Fit-Trail fitness systems.

In the early 1970's, Fit-Trail was a pioneer in the introduction and development of the fitness trail concept in America. Today, there are over 2,000 Fit-Trail exercise systems in use in the US and around the world.

Like the Swiss ancestor Parcourse, fitness trails combine scientifically designed exercises with walking or jogging to provide a well-balanced physical fitness routine for the entire body. Individual exercise stations with apparatus are spaced along a walking trail or jogging path. The participant proceeds from one exercise station to the next and performs the exercises illustrated at each station.

For those with a limited amount of space, exercise stations can be grouped together in small clusters.

Growth and Popularity of Fit-Trail Systems

Fit-Trail's phenomenal growth and popularity is a reflection of its versatility and endless applications. Fit-Trail systems are a fun way to motivate and encourage people to reach their fitness goals.

These systems are recognized by the President's Council on Physical Fitness and Sports as "an ideal resource for communities and agencies dedicated to improving the health and fitness of Americans." Communities across the country have installed Fit-Trail fitness systems to market and promote a variety of related programs and facilities.

SouthWood Corporation: Manufacturer of Fit-Trail Systems

Since 1978, SouthWood Corporation has been the sole manufacturer of Fit-Trail. SouthWood is a custom architectural signage and graphics firm located in Charlotte, North Carolina. SouthWood began as a manufacturer of wood signage and products for the specifier market and was a natural fit for the timber fitness equipment of Fit-Trail. Although the breadth of our custom signage materials and methods has broadened greatly over the last 40 years and our clients extend well beyond those of the specifier markets, SouthWood continues to produce Fit-Trail systems, shipping over 2,000 units since its inception.

For more information on [SouthWood](#), visit our website.





Features

Land Utilization

Fit-Trail systems can be put virtually anywhere - along a trail or in a clustered area half the size of a tennis court. They are adaptable to trails of varying lengths from under 1/4 mile up to several miles long. Expensive land costs are avoided and your system can be located as an attention getter or it can be tucked away to blend with the environment.

Site Planning

Knowledgeable Fit-Trail sales representatives are available to facilitate your fitness trail planning process, offering layout and land use suggestions. Click on the links to see typical trail layouts for [10 Station](#) and [20 Station](#) systems or in a [fitness center](#) (for those with limited trail space).

Maximum Utilization

Fit-Trail systems are self-guided and self-paced. The exercise stations easily accommodate one person or groups of people. There is no need for supervision, reservations, or scheduling starting times.

Installation

Fit-Trail systems are easily installed without heavy equipment or expert technical skills. The Layout and Installation Manual provides simple, easy to follow instructions. Advice is only a toll free phone call away if additional assistance is needed. Additional information about the installation of a Fit-Trail system can be found on our [Shipping and Installation page](#).

Maintenance Free

Once a Fit-Trail system is installed it is ready to use. The wood is weather-treated pine, the hardware is galvanized steel and the sign panels are [guaranteed](#) unbreakable. All components are carefully selected to provide maintenance free service.

Low Cost/High Value

For a fraction of the cost of a tennis court or swimming pool, a Fit-Trail system can be easily installed and ready to use. Fit-Trail systems offer a high return on each dollar invested.



© 2011 Fit-Trail. All rights reserved.

Fit-Trail is a registered trademark under license from Recreational Development Corporation



20 Station Fit-Trail

A 20 station Fit-Trail is an outdoor exercise system installed on a walking or jogging trail. It contains instruction signs and exercise equipment designed for the novice or conditioned athlete.

The typical trail length for a 20 Station fitness system is between 1/2 mile to 2 miles long. Station placement will vary depending on your particular site. Click on the link to see a typical layout for a [20 Station trail system](#). For those with limited space availability, exercise stations can also be grouped in clusters. A typical [20 Station fitness center](#) layout can be viewed by clicking the link. You can also view sketches of assembled signs and apparatus ([page 1](#) and [page 2](#).)

For more information on shipping and installation of our outdoor fitness equipment, see our [Shipping and Installation](#) page.

The 20 Station Fit-Trail contains the following exercises, signs and equipment:



[Introductory 1](#)



[Introductory 2](#)



[Station 1](#)

Calf Stretch
Fitness Facts



[Station 2](#)

Upper Hamstring Stretch
Side Stretch



[Station 3](#)

Bent Knee Hang
Heartbeat Check



[Station 4](#)

Hamstring Stretch
Quadriceps Stretch



[Station 5](#)

Knee Lift
Toe Raise



[Station 6](#)

Sit Up
Leg Raise



[Station 7](#)

Quadriceps Climb
Quadriceps Sit



[Station 8](#)

Pull Up
Heartbeat Check

Price

\$8995 plus shipping & handling

Normal delivery 2-3 weeks

[Contact us](#) to order your fitness system





[Station 9](#)

Upward Stretch
Fitness Facts



[Station 10](#)

Leg Stretch
Push Up



[Station 11](#)

Hand Walk
Body Dip



[Station 12](#)

Shoulder Squeeze
Heartbeat Check



[Station 13](#)

Bar Jump
Fitness Facts



[Station 14](#)

Body Raise
Reverse Pull Up



[Station 15](#)

Body Tuck
Sit and Reach



[Station 16](#)

Overhead Ladder
Fitness Facts



[Station 17](#)

Balance Walk
Heartbeat Check



[Station 18](#)

Side Bend
Fitness Facts



[Station 19](#)

Hamstring Pull
Lift and Drop



[Station 20](#)

Tension Release

FISCAL NOTE (exercise trail equipment)

Account Title	Account Number	Revenue	Expenditure
Exercise trail Revenue	31-28-00-5005	13,995	
Exercise Trail Equipment	31-28-00-xxxx		8,995
Exercise Equipment Shipping	31-28-00-xxxx		5,000
Revenue over Expenditures		13,995	13,995

Received to date \$11,000

Pledged to date (6/13/13) \$2500

Memo

To: North Pole City Council

From: Tricia Fogarty, Utility Billing Clerk

Date: 6/12/2013

Re: Request for refund from Greater Fairbanks Habitat for Humanity

In May of 2011, we placed a lien on the property at 2451 Tanana Dr. due to a delinquent water and sewer billing. At the time the home was owned by Dawn & Jami Franklin.

In December of 2011 a Notice of Default and Sale was filed, Greater Fairbanks Habitat for Humanity was in the process of foreclosure.

By placing a lien on the property it insures the City of North Pole, will receive payment before the sale of real property. In this case that is what happened.

Bill talked with Zane Wilson concerning the court case in Kodiak Island Borough. Zane said that we are a first class city so therefore we can file liens for unpaid utility services.

This is the City's standard practice to collect debt. See attached code 13.28.

It is my recommendation not to grant this request for a refund, had a title search been done at the time of foreclosure the lien would have been discover.



To Whom It May Concern, North Pole City Council:

On the behalf of Greater Fairbanks Area Habitat for Humanity (GFAHFH), I am requesting a refund of \$1048.56 paid to you to release a lien for water and sewer service on the property located at 2451 Tanana Dr, North Pole AK.

The lien was discovered during a title search in the process of the sale of the property to a third person. GFAHFH paid the lien to remove the cloud on title and meet the time obligations for the conclusion of the private sale transaction.

GFAHFH took possession of this property through foreclosure in 2012. The lien was placed on the property for unpaid water/sewer services from the previous owner, not GFAHFH. GFAHFH maintained a current account for water and sewer service, paid in full, while owning the property. As a legal precedent for our request, GFAHFH cites CUTLER vs. KODIAK ISLAND BOROUGH.

Thank you for your consideration in this matter. As you may know, our 2012 Build took place in North Pole at 2690 Kenai Way. We built a new home for a deserving family of four. The experience was both enjoyable and exciting and we appreciate all the support we received from North Pole city employees and personnel. We look forward to future opportunities in North Pole to fulfill our mission of providing decent affordable housing to those in need. In addition, GFAHFH wishes to convey deep gratitude to the City of North Pole for providing building lots to us in the past. We are forever appreciative of your generosity and we are glad to have made those lots income positive for the City of North Pole while simultaneously giving a helping hand to a family in need. It is our ardent hope that this misunderstanding over this issue will not harm our relationship in the future.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jay Pruce", with a large, looping flourish extending to the right.

Jay Pruce
Executive Director
Greater Fairbanks Area Habitat for Humanity
3875 Geist Rd Ste E179
Fairbanks, AK 99709
(907) 799-8339

ALASKA

2011-008305-0

Recording Dist: 401 - Fairbanks
5/10/2011 3:49 PM Pages: 1 of 1



May 9, 2011

Return to: City of North Pole
125 Snowman Lane
North Pole, AK 99705

NOTICE OF LIEN

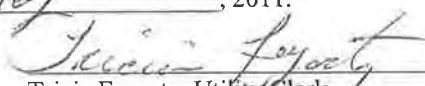
The City of North Pole hereby gives notice that it asserts a lien upon the following real property for the payment of water and/or sewer services:

Lot 8 Block 3 Highway Park II Instrument 132.800 7-3-1952
Pan - 0299804
2451 Tanana Dr
North Pole, AK 99705
Fairbanks Recording District
Owner: Dawn Franklin
Co Owner: Jami D Franklin

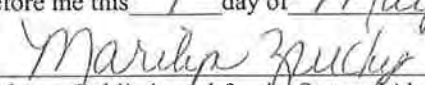
A lien is claimed in the amount of \$747.94, for Utilities plus additional costs and attorney fees as they are incurred.

This lien is asserted pursuant to North Pole Ordinance 13.28.010 and is superior to any and all other liens to the maximum extent allowed under state law. This lien may be foreclosed upon pursuant to their procedures set forth in North Pole Ordinance 13.28.020, such foreclosure action to include all administrative fees, costs and attorney fees incurred by the City in the collection of this delinquent utility bill.

DATED this 9th day of May, 2011.


Tricia Fogarty, Utility Clerk

SUBSCRIBED AND SWORN to before me this 9 day of May, 2011.


Notary Public in and for the State of Alaska
My commission Expires: Sept 26, 2011



FAIRBANKS TITLE AGENCY, INC.,
Trustee,

GREATER FAIRBANKS AREA HABITAT FOR HUMANITY,
Beneficiary, and

DAWN FRANKLIN and JAMI FRANKLIN,
Trustors.

FTA 76992

NOTICE OF DEFAULT AND SALE

NOTICE IS HEREBY GIVEN that the Trustors, DAWN FRANKLIN and JAMI FRANKLIN, on September 13, 2006, executed a Deed of Trust to FAIRBANKS TITLE AGENCY, INC., as Trustee, in favor of GREATER FAIRBANKS AREA HABITAT FOR HUMANITY as Beneficiary, recorded on September 14, 2006, as Instrument No. 2006-023457-0, Books and Records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska. The Deed of Trust was given to secure a Promissory Note dated September 13, 2006, in the original principal amount of NINETY-SEVEN THOUSAND SEVEN HUNDRED FOUR AND 00/100 DOLLARS (\$97,704.00).

The Trustors have breached their obligations under that promissory note for which the Deed of Trust was given as security, and in the performance of the terms and conditions of the Deed of Trust, including specifically: the failure to make installment payments according to the terms required by the promissory note; together with other material defaults under the terms and conditions of the Deed of Trust and promissory note, and payments of both interest and principal are in arrears. There was due and owing to the Beneficiary on November 1, 2011 the principal sum of **SEVENTY-EIGHT THOUSAND SIX HUNDRED NINETY-SEVEN AND 32/100 DOLLARS (\$78,697.32)** plus accrued interest, late charges, fees, and

delinquent payments, together with all sums properly advanced or expended under the terms of the Deed of Trust.

At any time before the sale date stated in this Notice of Default or to which the sale is postponed, the defaults under the Deed of Trust may be cured and the sale terminated by: payment of the sum then in default, other than the principal that would not then be due if no default occurred, plus attorney fees and other foreclosure fees and costs actually incurred by the Beneficiary and Trustee due to the default. If, under the same Deed of Trust, Notice of Default has been recorded two or more times previously and the default has been cured, the Trustee may elect to refuse payment or cure and proceed with the sale.

That Deed of Trust conveyed to the Trustee the following real property:

Lot Eight (8), Block Three (3), HIGHWAY PARK SUBDIVISION,
NUMBER TWO, according to the plat filed July 3, 1952 as Instrument No.
132,800; Records of the Fairbanks Recording District, Fourth Judicial District,
State of Alaska.


The property address is: 2451 Tanana Drive, North Pole, Alaska 99705.

The Trustee has elected to sell the property to satisfy that obligation and to hold such sale on the March 20, 2012 at the hour of 10:00 o'clock A.M. at the main front entrance, Rabinowitz Courthouse, 101 Lacey Street, Fairbanks, Alaska.

All questions regarding this sale should be directed to Guess & Rudd P.C., 100 Cushman Street, Suite 500, Fairbanks, Alaska, (907) 452-8986.

DATED at Fairbanks, Alaska, this 15th day of December, 2011.

FAIRBANKS TITLE AGENCY, INC.

By: 
Title: President



Chapter 13.28
LIEN ON REAL ESTATE FOR DELINQUENT UTILITY PAYMENTS
AND ACCOUNT RESOLUTION PROCEDURES

Sections:

13.28.010 Lien rights.

13.28.020 Delinquent utility account resolution process.

13.28.010 Lien rights.

A. The City of North Pole shall have a lien upon any and all real property serviced by any of the utilities referenced in this title for the payment of all charges incurred by the utility customer with the City. This lien shall be superior to any and all other liens to the maximum extent allowed under State law.

B. The Utility Billing Clerk shall maintain a list of all individuals whose utility accounts with the City are more than ninety days delinquent. The list shall include the name of the individual holding the account with the City utility, the legal description of the property serviced by the Utility, and the amount delinquent. The Utility Billing Clerk shall cause a lien to be recorded for the amounts owed, including fees, costs and attorney fees, ninety days from the date of delinquency.

C. The lien created in this section may be foreclosed upon pursuant to the procedures set forth in Section 13.28.020 of this code.

D. The customer of the City utility shall pay all administrative fees, costs and attorney fees incurred by the City in the collection of the delinquent utility bills and said amount shall be included in the lien in favor of the City. (Ord. 11-04 §2(part), 2011: Ord. 99-07 §3(part), 1999)

13.28.020 Delinquent utility account resolution process.

A. Thirty Days Past Due Accounts. When a utility account becomes thirty days past due, the customer shall receive their regular utility bill indicating the account balance including any additional charges. In addition to sending the account holder their utility bill, the City shall do the following:

1. The account balance shall include a late charge calculated at 0.00875 percent of the delinquent account balance.
2. The account holder shall be sent by regular U.S. mail a separate notification that the account is delinquent.

B. Sixty Days Past Due Accounts. When an account becomes sixty days past due, the customer shall receive their regular utility bill indicating the account balance including any additional charges. In addition to sending the account holder their utility bill, the City shall do the following:

1. The account balance shall include a late charge calculated at 0.00875 percent of the delinquent account balance.
2. A lien shall be filed against the property owner responsible for the account. If the utility account holder is a tenant, the lien shall be filed against the property owner.
3. The utility account shall be assessed a liquidated damages fee equivalent to the charges to file and remove a lien plus a \$25 (twenty-five dollar) filing fee.
4. The account holder shall be sent a notice of account delinquency via certified mail indicating the amount of the account balance, including all additional charges, and notification that a lien has been filed against the property.
5. The City will attempt to contact, by certified mail, the property owner if the delinquent account is for a tenant. It is the responsibility of property owners to notify the City of tenant-owner relationships and to provide the City with current contact information.

C. Ninety Days Past Due. When an account becomes ninety days past due, the account holder shall receive their regular utility bill indicating account balance including any additional charges. In addition to sending the account holder their utility bill, the City shall do the following:

1. The account balance shall include a late charge calculated at 0.00875 percent of the delinquent account balance.
2. A liquidated damages charge of \$50 (fifty dollars) shall be added to the account balance after determination of the late charge.
3. The account holder shall be sent a notice of account delinquency via certified mail indicating the amount of the account balance, including all charges. The notification shall indicate the deadline that the account holder must pay the delinquent account balance or by which they must sign a legally binding confession of judgment specifying a repayment plan to prevent a shutoff of water service.
4. A door hanger shall be placed at the residence of the delinquent account holder indicating the amount of the account balance, including all charges. The door hanger shall indicate the deadline that the account holder must pay the delinquent account balance or by which they must sign a legally binding Confession of Judgment specifying a repayment plan to prevent a shutoff of water service.
5. If the account holder has neither paid the delinquent utility account balance in full by the deadline specified in the certified mail notification and in the door hanger notice nor

signed a confession of judgment, the City shall, unless the account holder consents to the City entering the premises to shut off the water, initiate legal action to shut off water service to the property. Upon proof of compliance with this chapter, the City shall be entitled to a writ of assistance and an order allowing it to enter the premises served by the Utility for the purpose of shutting off the water service and to verify, at reasonable intervals based on the circumstances, that the water shutoff device has not been bypassed or tampered with.

6. All legal fees and costs associated with resolving a delinquent utility account shall be borne by the account holder. In the case where the account is held by a tenant who fails to resolve the delinquent account, the landlord and tenant shall be jointly responsible for the delinquent account and any associated charges, costs or attorney fees.

7. The City will attempt to contact by certified mail the property owner if the delinquent account is for a tenant. It is the responsibility of property owners to notify the City of tenant-owner relationships and to provide the City with current contact information.

8. All accounts not paid in full upon completion of the above process, including account holders who fail to timely satisfy the terms of a confession of judgment, shall be subject to foreclosure of the entire parcel of real estate served by the Utility by complaint filed in the District or Superior Courts of the State of Alaska, as appropriate for the amount due. Upon presenting proof of completion of the process set forth in this chapter, and after the passage of sixty days from service of the foreclosure complaint, the City shall be entitled to a judgment of foreclosure against the real estate and judgment against the account holder, unless the account has been paid in full plus costs, attorney fees and interest incurred until the account is paid in full.

9. Upon the sale of foreclosed real estate, the property owner shall be entitled to all proceeds in excess of the amount owed to the City, after payment of all costs of sale or any other costs or attorney fees incurred by the City in collecting on the account. (Ord. 11-04 §2(part), 2011)