



# CITY OF NORTH POLE *Alaska*

## REGULAR CITY COUNCIL MEETING Monday, March 2, 2015

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

**MAYOR**

Bryce Ward 888-4444

**CITY CLERK**

Kathy Weber, MMC 488-8583

**COUNCIL MEMBERS**

|  |          |
|--|----------|
| Michael Welch- <i>Mayor Pro Tem</i>              | 488-5834 |
| Thomas McGhee- <i>Deputy Mayor Pro Tem</i>       | 455-0010 |
| Preston Smith – <i>Alt. Deputy Mayor Pro Tem</i> | 488-8824 |
| Elizabeth Holm                                   | 488-6125 |
| Sharron Hunter                                   | 978-5591 |
| Kevin McCarthy                                   | 590-0800 |

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**  
*Update by Interior Gas Utility project manager David Prusak on the upcoming Clearing and Construction work scheduled for the City of North Pole and surrounding areas in the spring and summer of 2015 – see attached map*

**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 15-03, An Ordinance of the City of North Pole, Alaska to amend Title 2, Administration and personnel, Chapter 2.36.470 Pay.
- b. Ordinance 15-04, An Ordinance Requesting the Purchase of a Vehicle for Detective/Crime Scene Operations Using Justice Funds.

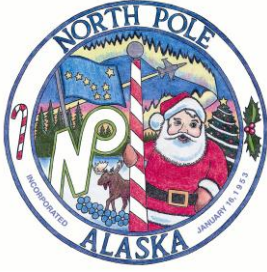
**12. New Business**

- a. Approval of liquor license for The Refinery Lounge
- b. Approval of liquor license for 2 Go Mart #122
- c. Approval of liquor license for Pagoda Restaurant

**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, February 17, 2015 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, February 17, 2015 to order at 7:00 p.m.

***There were present:***

**Ms. Holm  
Ms. Hunter  
Mr. McCarthy  
Mr. McGhee  
Mr. Smith  
Mr. Welch  
Mayor Ward**

***Absent/Excused***

**CALL TO ORDER/ROLL CALL**

Mayor Ward called the regularly scheduled meeting of the North Pole City Council to order on Monday, February 17, 2015 at 7:00 p.m.

**PLEDGE OF ALLEGIANCE TO THE U.S. FLAG**

Led by Girl Scout Troop 224

**INVOCATION**

Invocation was given by Mr. McGhee

**APPROVAL OF AGENDA**

**Mr. McGhee moved to Approve the Agenda of February 17, 2015**

**Seconded by Mr. Welch**

**Discussion**

None

**Mr. McGhee moved to amend the agenda and consent the following items:**

**Old Business**

- a. Approval of Ordinance 15-01

**New Business**

- b. Approval of Request from North Pole Economic Development Corporation for 4<sup>th</sup> quarter 2014 Bed Tax.
- e. Approval of Committee Appointments.
- f. Approval of Ordinance 15-03

**Seconded by Ms. Hunter**

**On the amendment**

PASSED

Yes: 7 - Holm, McGhee, Welch, McCarthy, Smith, Hunter, Ward

No: 0-

Absent: 0

**On the Agenda as Amended**

PASSED

Yes: 7 - Holm, McGhee, Welch, McCarthy, Smith, Hunter, Ward

No: 0-

Absent: 0

**APPROVAL OF MINUTES**

**Mr. Welch *moved to Approve the minutes of February 2, 2014.***

**Seconded by Mr. McGhee**

**Discussion**

None

**PASSED**

Yes: 7 - Holm, McGhee, Welch, McCarthy, Smith, Hunter, Ward

No: 0-

Absent: 0

**COMMUNICATIONS FROM THE MAYOR**

I had a productive meeting in Juneau with the Fairbanks Chamber of Commerce. They met with a lot of our legislators including Tammie Wilson and Senator John Coghill. I also had the pleasure to meet with the Governor and it was a jovial meeting with positive energy from

Fairbanks around the table. We were able to talk about the priorities of the Fairbanks Chamber, energy, Military, UAF, workman's comp reform and many others. The City has passed our resolutions in support of these priorities and issues. It was great to bring that packet to our legislators and let them know what is important to us in North Pole. The FNSB continues to work on the air quality ordinance and I anticipate there will be more amendments made at their next meeting. Mr. Welch attended on behalf of the city at the last meeting and I look forward to a report on communications from the borough representative. Cannabis continues to dominate the conversation and calendar for elected officials and I'm no different. It was the topic of conversation in the legislature and here in town as well. I was able to attend the boroughs last marijuana meeting and we discussed options for zoning and regulating the cultivating, processing and sale of that product.

FMATS will be scoring projects over the next week and half or so, which includes intersections at 5<sup>th</sup> and Santa Claus Lane and North Pole High School Boulevard, 8<sup>th</sup> and the Old Richardson. These are projects we've nominated into the tip and it's important that we put on our best face. We've done the paperwork it just has to be scored and that determines which projects should be funded as we do have limited funds.

This Friday is Muffins with the Mayor from 8 to 10 am. It's a time I'd like to make available for folks to come in and chat about anything. My wife usually makes muffins and it's a great time to talk about North Pole.

As Ms. Winter's mentioned, February 24<sup>th</sup>, 5-7, is the Programmatic Environmental EIS for the Forestry structuring at Ft. Wainwright in the effort to reduce the size of the Army. Leadership is exploring ideas about where they can do that. One of the big things they're trying to take away is the impact to the military and their families. In North Pole and Fairbanks we are known for our hospitality to our military folks that are stationed here and to those who choose to come back. I hear it time and time again and this is what it's about coming out and speaking and letting them know how supportive we are of our troops and our Air Force. If you have the time to come out please come out your presence is important and felt.

Like I mentioned at the last meeting, my wife is just about ready to give birth. When that does happen I'll be informing everyone on my calendar that next week I will be off and I'll have my phone, but I probably won't be in the office.

### **COUNCIL MEMBER QUESTIONS OF THE MAYOR**

Mr. McCarthy asked why delinquent utility accounts were up to three and a half pages. Ms. Fogarty stated that they've been short staffed for about three months and that's one of the reasons why. They're going to be fully staffed next week and they hope to start collection processes again.

Mr. Welch said that he was asked by a proprietor in town if there was any chance to petition the

borough to have an extra liquor license brought to our city. Mayor Ward said he could look into that.

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

**Police Department, Chief Dutra**

- Lieutenant Rathbun and Chief Lane will be going to Anchorage next week to start the process of the 2016 Alaska Shield Planning that's about to kick off.
- The Guy's Read Program is over and it was an excellent program. There was article in the paper about it. I loved it and the kids enjoyed the stories and I plan on participating from this point forward. I appreciate the Mayor allowing me to go and read to the kids during the day. The whole idea behind Guy's Read is to encourage and motivate 4<sup>th</sup> grade boys, who generally stop reading around this age, to read more. Greg Hill runs the program and he's done a phenomenal job and thank you to Francie Court for calling and asking me to do that.
- Coffee with a Cop was a success and it got a lot of publicity. Thank you to the News-Miner for doing the article. We had 10 people show up and it turned out good and we had some good exchanges with people. I challenged some of the other chiefs to do the same thing. We'll probably do some more and do them at different times to see what is more successful.
- Officer Gibson will be heading to light duty on March 16<sup>th</sup>. She'll be out till she has her baby.
- We just received a series of checks worth \$101,584.13 from asset forfeitures. Those come from an array of cases we've been working on over the years through drug forfeitures. There was a lot of good hard work on Detective Stewart's part. He was vital to those investigations. It's a lot of money that will put together a lot of projects we need to get done, mostly on the building. We'll be bringing those projects to you shortly.
- Sergeant Stevenson will be back to light duty starting tomorrow.  
We have submitted the Chena Lakes contract. We should have a contract to you hopefully before the May 1<sup>st</sup> deadline.

Ms. Holm asked if the asset forfeiture money could go into building projects. Chief Dutra stated that was what they did the roof and carpet with, so yes, absolutely.

**Finance, Tricia Fogarty**

- We've been very busy. I've been meeting with Lori from Kohler, Schmitt and Hutchison every week now trying to organize things for the future and trying to wrap up last year.
- I'm trying to find time to put the budget in and once we're fully staffed I can probably do that.
- We have a new person starting next Monday and she'll be doing Accounts Payable.

**Borough Representative, Mr. Welch**

- The biggest part of discussion was the air quality ordinances. Almost everyone there agrees that there is something wrong with air quality but they don't agree on how to fix it or how to penalize or where the containment area is. It's a tough road to try to figure it all out.
- The representative for the school board informed us that because of the budget cuts that our borough can expect this upcoming new year to have at least 65 reductions of staff. It could be as many as 100 and this comes right after we've just cut 48. We're looking at expansion of class sizes and people just starting their teaching careers will be affected. It's a very tough budget. Even as it was mentioned if the price of oil per barrel doubled it wouldn't catch up to the harm that's already been done to the budget. We have to keep a close eye to what happens to our schools here in town. And if you'd like for me to serve again I'd be happy to do that.

**City Clerk, Kathy Weber**

- Reminder that APOC forms are due to the City Clerk and to APOC by March 15, 2015.

**ONGOING PROJECTS**

None

**CITIZENS COMMENTS**

Brenda Sadler – 3831 Kensington

She wanted to speak to what Mr. Welch reported on. She is recently retired from the school district, where she spent 22 years. Her son will be one of those who will be pinked. She stated that as someone who's spent 40 years in education, the sad part is that the freshest, newest and most energetic men and women are the ones that will go away. She doesn't understand budgets and cuts, but she thinks our governor and mayor are doing the best job they can. She's not saying this because it's her son, but she knows how much he loves his classroom at Badger. He and others put a lot of energy forth and she wishes the system were different somehow. That we could balance this budget and get rid of the fluff, but she knows it's hard to do in any situation

whether it's borough, city or state. She stated that we will go from classrooms of 20-21 kids to much larger sizes. She is also interested in taking a look at homeschoolers and how much that number has gone up in the last several years.

Don Penrod, 985 Marquette Loop

He's been a resident for 3 years, 4 months. He really likes North Pole and was thinking about running for mayor until he picked up the application and saw that they want to know where every penny you have is stashed. He knows this is public knowledge, but doesn't believe in that. He also wanted to rebut on the last speaker. He previously lived in South Korea for 17 years and stated that teachers are the most revered entities there because of their parents. They have 40-45 people in classrooms and kids do not talk back to the teachers. This is because parents take care of that problem, unlike how we in America have come to expect the teacher to be the parent.

## **OLD BUSINESS**

### **ORDINANCE 15-02, ITEM B, AN ORDINANCE OF THE CITY OF NORTH POLE, ALASKA TO AMEND TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES BY ADDING CHAPTER 03 MARIJUANA USE IN PUBLIC PLACES, TO REGULATE THE CONSUMPTION OF MARIJUANA IN A PUBLIC PLACE**

Mayor Ward stated there were a few small changes from the last meeting. The attorney did send out an email going over those.

## **CITIZENS COMMENTS**

Don Penrod, 985 Markette Loop

Mr. Penrod gave a brief work history. He doesn't smoke and has a security clearance he has to maintain, but he's concerned about the vagarious definition of "to insure consumption's not a nuisance to neighboring properties". He asked if a person is in their front lawn smoking marijuana and the wind blows it to neighboring property, is that defined as a nuisance and can law enforcement be called? He discussed this with a Fairbanks policeman who lives next to him before coming here. It has to be defined as to what is a nuisance and how is it perceived? Is it like second hand smoke? Defining what a nuisance is; is open to interpretation. He can see people getting fined or taken to court because there is no clear definition. He's lived with the military for a long time where things are clearly defined and that's the way he thinks.

**Mr. Welch *moved to* Adopt Ordinance 15-02, An Ordinance of the City of North Pole, Alaska to amend Title 12 Streets, Sidewalks and Public Places by adding Chapter 12.03 Marijuana use in public places, to regulate the consumption of marijuana in a public place.**

**Seconded by Mr. McCarthy**



### **Discussion**

Mr. McGhee appreciated that they are doing their best to come up with a definition of a public place to regulate the consumption of marijuana publicly, although the voters voted to allow its consumption. His was concerned is that they are trying to regulate the public consumption of marijuana without the definition of what is a true consumption. He asked, "how does one know that anyone is actually smoking marijuana in public." He shared some smoking items borrowed from Smoking Deals on South Cushman and other information. He also stated his concerns about setting themselves up where neighbors will be against neighbors, public people against public people. He was concerned about people calling the police and reporting people smoking marijuana in various places. He went on to say, "It's one thing to say we don't want you to consume the product outside the privacy of your home, but it's another to pretend we have any ability to enforce it." He doubted very seriously that the Chief of Police can tell him that the use and sell of marijuana has changed in the last 22 years. He said it's still here and the people finally voted it in. He felt that it's a good starting point, but what are we going to do when the State regulates it; are we going to adopt their legislation and over write ours? And the same goes for when the Borough and City of Fairbanks applies their regulations. He stated that it's about money and spoke about fireworks being sold and used within the North Pole city limits. Noise ordinances are ignored specifically on the 4<sup>th</sup> of July and on New Year's Eve. It's hard to complain about it during those times. He wondered if they are being hypocritical and are they or can they enforce it? There are too many ways to consume marijuana and he felt that neighbors will be pitted against each other and is concerned what will happen when they pass this.

**Mr. McGhee moved to Amend 15-02, line 60 by striking the word *business*. On lines 50-51 strike item 3 under section A as follows: A person who consumes marijuana must take reasonable precautions to ensure consumption is not a nuisance to neighboring properties.**

**Seconded by Mr. McCarthy**

### **Discussion**

Mr. McGhee stated that the reason he brought these two items forward is because under the term business, we as a council are saying, as a private entity or business, under its own guidelines, are saying, no you are not allowed to consume marijuana, without permit. His concern is that they are adding an additional bureaucracy to businesses where marijuana is already being consumed. It is a fact that there are businesses where marijuana is consumed. Yet we have decided by the terminology that as a council we are going to tell the businesses you're not allowed to allow that consumption inside your business without first applying for a permit. He disagreed with that. Mr. McGhee said he has talked to businesses and they asked why they have to go through additional legislation to ask permission for what is already taking place and what the voters have voted for.

Mr. Welch said he looked up legal descriptions of the word nuisance. He gave some examples of each. He asked Chief Dutra about complaints of a drunken brawl next door and how the police would proceed with that concerning criminal law. Chief Dutra stated that would fall

under disorderly conduct and that the officer would make a reasonable judgment and determination. He also stated that a nuisance can come in all forms. He agreed that a nuisance absolutely needs to be defined. Mayor Ward added that the attorney did not have an issue with the word nuisance because there is a whole section in code regarding that. His concern was on the word reasonable.

Ms. Hunter said she would like to see 'private business' stay in place. Businesses are public spaces. If needed a business could go through the permit process.

Ms. Holm said she would like for lines 50-51 to stay because it helps the public to understand what is expected of them and that keeping this section is a positive for the city. She is also in favor of keeping the word business and that those businesses that would like to support marijuana can go through the permitting process.

Mr. Smith thanked Mr. McGhee for sending the council verbiage from other communities. He liked the fee structure for offenses that was included. He would like to maybe see some of it put into the violation section of 64.

Mr. McCarthy said he was happy to second this so he could hear the discussion. He is not in favor of the amendment. He thinks people should take reasonable care and that they should keep the word business in there. He said he won't be voting in favor of it.

Mr. McGhee again stated his concern with the word nuisance being defined. He asked if Chief Dutra agreed with what was in code. Chief Dutra stated that he was not prepared to answer that question. Mr. McGhee asked if they have ever been called to local taverns to arrest someone for consuming marijuana in open volleyball courts. Chief Dutra stated that yes they have.

Ms. Holm stated that later she would have an amendment to bring forth concerning the definition of a nuisance.

**On the amendment**

**FAILED**

Yes: 1 - McGhee

No: 6- Ms. Hunter, Mr. Welch, Mr. McCarthy, Mr. Smith, Ms. Holm, Mayor Ward

Absent: 0

**Ms. Holm** *moved to Amend Ordinance 15-02, by adding to line 51 as follows:* To ensure consumption is not a visual or odorous nuisance or anything that interferes with the mental tranquility to neighboring properties.

**Seconded by Mr. Welch**

**Discussion**

Ms. Holm appreciated Mr. Penrod bringing forward the word nuisance to needing more definition and that this was a learning process for everyone. She asked Chief Dutra if he felt that adding this verbiage would bring clarity to the definition. He felt that it added more definition to the language, but the words were difficult. He liked how the word odorous and visual were used but not the part about mental tranquility.

**Ms. Holm withdrew her last amendment and moved to Amend Ordinance 15-02, line 51 as follows:** To ensure consumption is not a visual or odorous nuisance to neighboring properties.

**Seconded by Ms. Hunter**

**Discussion**

Mr. McGhee disagreed with the proposed amendment. He stated that public view on his private property is his right and no one on this council has any right to take that. To state that anyone on their own private property, cannot consume in any way that they see fit, is wrong. It goes against voters rights. He can't accept it and he won't vote for it.

Mr. Smith added that he did have a question about an email from the attorney stating something about the place of view and that it would violate the person's rights on their own property.

Mayor Ward stated that they need to be delicate with this. There is a lot of consideration when we talk about the nuisance part of the ordinance. We're just trying to put in provisions so we can deal with the issues. He was hesitant to add this type of definition to the ordinance. He appreciates the concern but he doesn't think the amendment is needed.

**Ms. Holm moved to strike the work *visual* and Amend Ordinance 15-02 as follows:** To ensure consumption is not an odorous nuisance to neighboring properties.

**Seconded by Ms. Hunter**

**On the amendment as amended**

**PASSED**

Yes: 7 – McGhee, McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mr. Welch, Mayor Ward

No: 0 –

Absent: 0

**Discussion**

Mr. McGhee stated that this was taking things too far, to expect residents to filter exiting odors from their property.

Mr. Welch spoke of an incident in 2005 pertaining to the nuisance smell of pigs and how air moves smells, including pellets stove smoke or marijuana smoke. He doesn't feel that this

wording is not needed in the ordinance.

Mr. Smith likes the idea of what is trying to be accomplished. He thinks a section on smoking in your car should be added.

Mr. McCarthy stated that this is legally unenforceable and so he can't vote for it.

**On the amendment**

**FAILED**

Yes: 1 –Ms. Holm

No: 6 – Ms. Hunter, Mr. Welch, Mr. McGhee, Mr. McCarthy, Mr. Smith, Mayor Ward

Absent: 0

**On Ordinance 15-02**

**PASSED**

Yes: 6 –Mr. Welch, Mr. McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mayor Ward

No: 1 – Mr. McGhee

Absent: 0

**NEW BUSINESS**

**APPROVAL OF SDEU DODGE PICKUP SALE**

Mayor Ward gave a brief overview.

**CITIZENS COMMENTS**

None

**Mr. McCarthy *moved to* approve the sale for a minimum bid of \$4000.**

**Seconded by Mr. Welch**

**DISCUSSION**

Mr. McGhee asked if there was an actual offer from Affordable Used Cars to purchase the truck.

Mayor Ward said no, there was not. This just sets a minimum bid and that it will go out for sealed public bid.

**PASSED**

Yes: 7 – Mr. McGhee, Mr. McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mr. Welch, Mayor Ward

No: 0 –

Absent: 0

**REQUEST TO SIGN AN AGREEMENT WITH ALASCONNECT FOR IT SERVICES & DATA STORAGE**

Mayor Ward introduced this item.

**CITIZENS COMMENTS**

Don Penrod - 985 Marquette Loop

He asked if there was a contracting officer in the City of North Pole. That's problem number one as he sees it. He thought it was a bad idea to go with a company with a 'no back out' clause. He thought that the amount it will cost the city to 'back out' of the contract should be deducted from the councils pay instead of taking it out of the tax payers pocket.

Chief Steve Dutra – 125 Snowman Lane

He stated how important it is for them to get some IT support and that he has three projects that are being stalled until this gets put through. He would encourage that it be resolved soon. He is 100% behind Alasconnect. He is not in favor of Tekmate for many reasons. He urges that this gets passed right away.

**Mr. McGhee *moved to* authorize an agreement with Alasconnect for IT Services & Data Storage.**

**Seconded by Mr. McCarthy**

**Mr. McGhee *moved to* amend to include only Fire and Police Department**

**Seconded by Mr. McCarthy**

**DISCUSSION**

Mr. Smith asked if this included Utilities and Public Works. Mayor Ward stated that Utilities is not affected by this. They are covered by their own computers and software. Public Works is not included, they only have one computer and they don't have a need for it.

Ms. Hunter noted that one of the highlights of the Alasconnect plan was that in the event of a disaster they would be able to bring up our computers quite fast. She wondered if the utility computers would be brought up just as fast.

Ms. Holm wanted to clarify that this is an amendment to keep the contract with Tekmate for the Administration.

**On the amendment to enter into an agreement with Alasconnect for fire and police**

**PASSED**

Yes: 7 - Ms. Holm, Mr. McGhee, Mr. Welch, McCarthy, Mr. Smith, Ms. Hunter, Mayor Ward

11

No: 0-  
Absent: 0

**On the main motion as amended**

**PASSED**

Yes: 7 – Mr. Welch, Mr. McGhee, Mr. McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mayor Ward

No: 0-  
Absent: 0

**REQUEST TO PURCHASE DETECTIVE VEHICLE FOR \$15,000 USING POLICE FLEET FUND**

Chief Dutra introduced this item.

**DISCUSSION**

Mr. Smith asked how the troopers dispose of their vehicles.

**CITIZENS COMMENTS**

None

**Mr. McGhee made a motion to Authorize the sale and re-purchase of the vehicle Detective Stewart is currently using for drug enforcement**

**Seconded by Mr. McCarthy**

**Ms. Hunter moved to add the following language: Pending approval of the purchase of a detective vehicle**

**Seconded by Mr. Welch**

**On the amendment**

**PASSED**

Yes: 7 – Ms. Hunter, Mr. Welch, Ms. Holm, Mayor Ward

No: 0- Mr. McCarthy, Mr. Smith, Mr. McGhee

Absent: 0

**On the motion as amended**

**PASSED**

Yes: 7 – Mr. Welch, Mr. McGhee, Mr. McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mayor Ward

No: 0-

Absent: 0

**ORDINANCE 15-04, AN ORDINANCE REQUESTING THE PURCHASE OF A VEHICLE FOR DETECTIVE/CRIME SCENE OPERATIONS USING JUSTICE FUNDS**

Chief Dutra introduced this item.

**DISCUSSION**

Mr. Welch noted the \$5000 dollar difference in price and would it behoove them to go with the Ford instead. His wish was to consider trying to save \$5000 where ever possible.

Ms. Holm asked if the officer didn't want the Ford Expedition because it looked like a cop car. She wanted to know which fund the money was coming from.

Mr. McGhee asked about the reasons Mr. Stewart favored the Tahoe over the Expedition. He agreed that the Tahoe would be a better vehicle even if it is \$5000 more.

Mr. Welch asked how many months it would take for someone to recognize the Tahoe. To him that's not a valid point and would Chief Dutra consider the Expedition for the savings.

**CITIZENS COMMENTS**

Dan Peters – 2750 Park Way

He asked Chief Dutra if there was not another vehicle in the fleet already that could support this roll.

**Mr. McGhee *made a motion to introduce and advance Ordinance 15-04, An Ordinance Requesting the purchase of a vehicle for detective/crime scene operations using justice funds***

**Seconded by Mr. McCarthy**

**DISCUSSION**

Mr. McGhee noted that there were no dates on the ordinance and that those should be inserted. He stated that since this is an ordinance it requires two readings. He would suggest that Chief Dutra check the comparability on the two vehicles and to invite Detective Stewart to the next meeting for his personal testimony.

Ms. Hunter had a problem with requesting Officer Stewart to come in because they are working through his supervisor and the normal channels. She would advise against it.

Ms. Holm agreed with Ms. Hunter.

Mayor Ward added that the reason this is in ordinance form is because it does amend the budget, requiring two readings and it will come back before the council for final approval at the next council meeting.

**PASSED**

Yes: 7 –Mr. McGhee, Mr. McCarthy, Mr. Smith, Ms. Holm, Ms. Hunter, Mr. Welch, Mayor Ward

No: 0-

Absent: 0

**COUNCIL COMMENTS**

Mr. Smith thanked Girl Scout Troop 224. He asked everyone to please be careful, the weather is changing and the roads are very slick. He stated that we have daylight after 5:00 pm, we're almost there.

Ms. Hunter attended Coffee with a Cop and she thanked the Chief for initiating the program and was glad other communities are considering doing the same thing. It was well received and she enjoyed it. She also thanked Chief Dutra for doing the Guys Read Program.

Ms. Holm thanked the Girl Scouts. She said it was nice seeing people in the audience wanting to get involved. She stated that someone commented tonight that council should give up their paychecks, but that this was more of a labor of love for the council. They do this because they care for the community.

Mr. Welch has been listening to Problem Corner and they talked about a problematic environmental study. He thinks someone should be there on the 24<sup>th</sup> from 5-7pm. Losing the Stryker Brigade would be quite an impact on the community.

Mr. McGhee said we have more news about military leaving the borough area and he hopes that the elected officials pay attention. It's time to start looking within and not depending on the military. He thanked everyone who came out and provided testimony. He thanked the News-Miner and CBS 13. There have been a lot of good comments about North Pole. He thanked the council and Mayor Ward. He thanked Smoking Deals store for letting him borrow the paraphernalia for the meeting. He talked about his research on marijuana and shared some of that information.

Mayor Ward appreciates the council and their willingness to come in and work out these details. He appreciates the folks who came out to testify. It makes the meetings more worthwhile when they have comments from the public.

**ADJOURNMENT**

**Mr. McGhee adjourned the meeting at 9:43 p.m.**



**Seconded by Mr. Welch**

The regular meeting of February 17, 2015 adjourned at 9:43 p.m.

**These minutes passed and approved** by a duly constituted quorum of the North Pole City Council on Monday, March 2, 2015.

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Bryce J. Ward, Mayor

**ATTEST:**

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Kathryn M. Weber, MMC  
North Pole City Clerk

## Kathy Weber

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**From:** Mindy O'Neill <Mindy@interiorgas.com>  
**Sent:** Wednesday, February 25, 2015 2:36 PM  
**To:** Kathy Weber  
**Subject:** Fwd: March 2nd Agenda  
**Attachments:** ATT00001.htm; ATT00002.htm; Contract Boundaries\_14y11m10d.pdf; ATT00003.htm

Sent from my iPhone

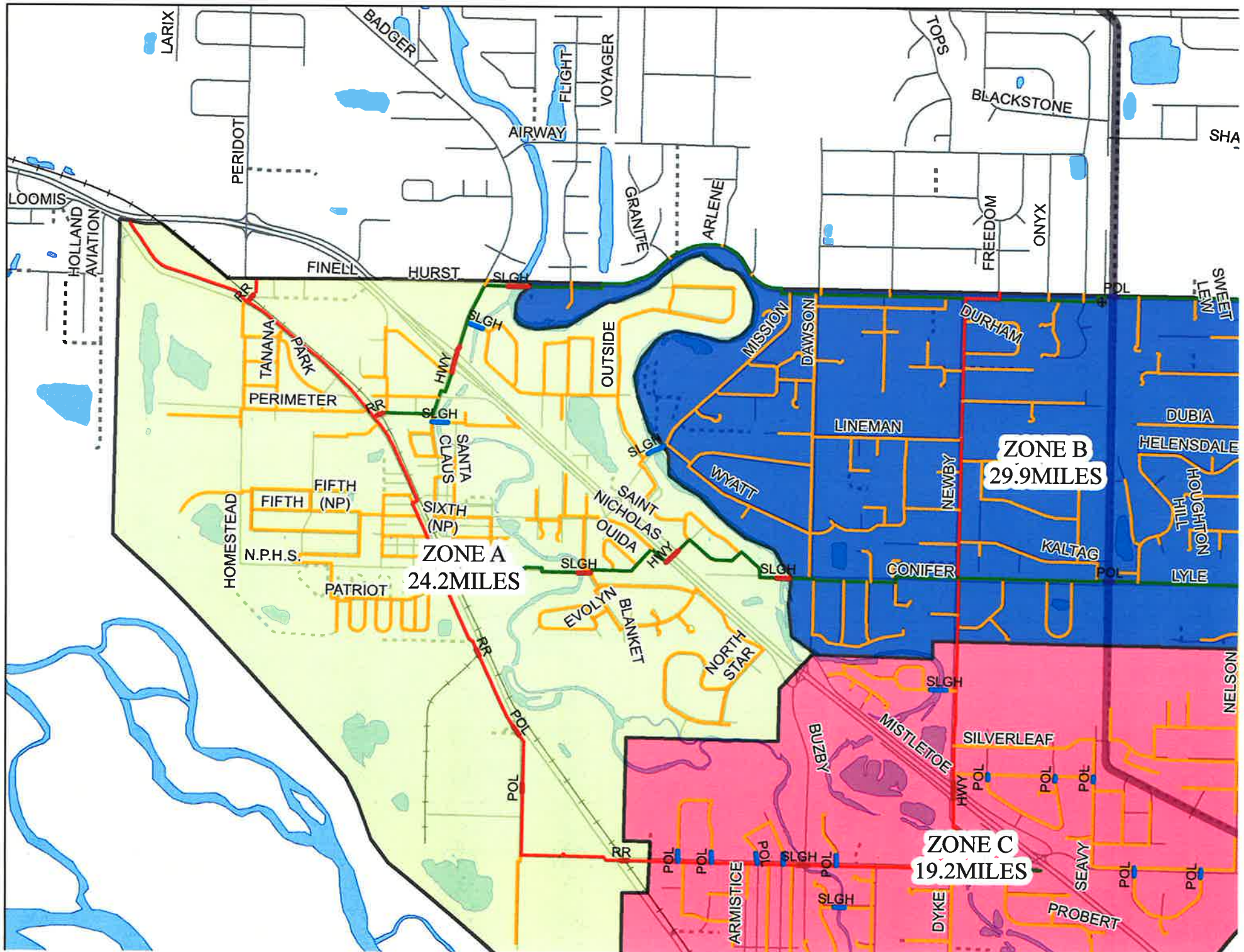
Begin forwarded message:

**From:** "Mindy O'Neill" <[Mindy@interiorgas.com](mailto:Mindy@interiorgas.com)>  
**To:** "[kathyweber@northpolealaska.org](mailto:kathyweber@northpolealaska.org)" <[kathyweber@northpolealaska.org](mailto:kathyweber@northpolealaska.org)>  
**Subject:** March 2nd Agenda

Hi Kathy,

Thanks for talking with me this morning about getting on the agenda for the North Pole City Council. I guess we want to be a part of the March 2 agenda, if possible, as we will begin construction sooner than the 16<sup>th</sup>. David Prusak, the project manager will present from this map attached. Please let me know if you need further information and if we are confirmed for March 2.

Thank you, Mindy





# CITY OF NORTH POLE

Office of the Mayor

*"Where the Spirit of Christmas Lives Year Round"*

125 Snowman Lane • North Pole, Alaska 99705-7708  
E-mail: [mayor@northpolealaska.com](mailto:mayor@northpolealaska.com) • Website: [www.northpolealaska.com](http://www.northpolealaska.com)

February 26, 2015

City Hall  
907-488-2281  
Fax: 907-488-3002

Mayor  
907-488-8584

City Clerk  
907-488-8583

Police  
Department  
907-488-6902

Fire  
Department  
907-488-2232

Utilities  
907-844-6111

Director of  
City Services  
907-488-8593

Finance  
907-488-8594

Honorable City Council,

Earlier this week the City of North Pole received the Flint Hills Refinery assessment from the Fairbanks North Star Borough Assessing Department (FNSB). The notice is dated February 20<sup>th</sup> 2015. The valuation as determined by the FNSB is \$47,862,464 resulting in a 55.6% decrease in the prior years assessed amount.

With our current property tax of 3.5 mils a full valuation of the refinery would have brought in \$377,052.50. With the new assessment property tax revenue from the refinery will fall to \$167,518.62 a difference of \$209,533.88. In the approved 2015 budget the City Council ratified a reduction of \$180,000 in property tax revenue to account for a potential loss from the devaluation of the refinery. The difference from budgeted to projected actuals is roughly \$30,000.

The City is undergoing a review of the proposed assessment to ensure that consistent and verifiable methodology was used to determine the new assessment. The council will be briefed on the review and whether or not the City will choose to appeal the Flint Hills Refinery assessment.

Sincerely,

Bryce J. Ward, Mayor  
City of North Pole, Alaska



FAIRBANKS NORTH STAR BOROUGH  
PO BOX 71267 • FAIRBANKS, ALASKA 99707-1267

PHONE: (907) 459-1428

COURTESY 2/23/2015

2015 REAL PROPERTY ASSESSMENT NOTICE

THIS IS NOT A TAX BILL

PARCEL INFORMATION

IMPORTANT DATES

February 20, 2015

|   |                       |
|---|-----------------------|
| PROPERTY ACCT # (PAN)<br>0548014  | MILLAGE GROUP<br>0219 |
| ABBREVIATED PROPERTY DESCRIPTION<br>TRACT F-1-A ASLS 2003-50<br>Previously assessed as ASLS 2002-44 F-1 |                       |

MAILING DATE OF THIS NOTICE: \_\_\_\_\_

TAX BILLS WILL BE MAILED ON OR BEFORE JULY 1.  
TAXES MAY BE PAID IN TWO INSTALLMENTS.  
THE FIRST INSTALLMENT IS DUE 9-2-2015 AND DELINQUENT 9-3-2015  
THE SECOND INSTALLMENT IS DUE 11-2-2015 AND DELINQUENT 11-3-2015  
PENALTY AND INTEREST ARE ADDED TO DELINQUENT TAXES  
PROPERTY TAX EXEMPTION APPLICATION DEADLINE for all programs is 3-31-2015  
FARM-USE DEFERMENT APPLICATION DEADLINE 5-14-2015

VALUE INFORMATION

| ASSESSMENT YEAR | LAND VALUE | STRUCTURES ETC. | TOTAL VALUE | VALUE CHANGE     | PERCENT CHANGE | LASTDATE INSPECTED                   |
|-----------------|------------|-----------------|-------------|------------------|----------------|--------------------------------------|
| 2015            | 2,623,112  | 45,239,352      | 47,862,464  | -59,866,823      | -55.6          | 02/20/2015                           |
| 2014            | 2,623,112  | 105,106,175     | 107,729,287 | -6,872,983       | -6.0           |                                      |
| 2013            | 2,623,112  | 111,979,158     | 114,602,270 | -26,690,139      | -18.9          |                                      |
| 2012            | 2,623,112  | 138,669,297     | 141,292,409 | -5,052,070       | -3.5           |                                      |
| 2011            | 2,623,112  | 143,721,367     | 146,344,479 | 2,672,506        | 1.9            |                                      |
|                 |            |                 |             | 5 Year AVERAGE = | -13.3          |                                      |
|                 |            |                 |             |                  |                | APPRaiser CODE<br>1502<br>Industrial |

YOUR RIGHT TO APPEAL

IF YOU HAVE QUESTIONS, OR YOU BELIEVE THIS YEAR'S ASSESSED VALUES ARE INCORRECT, PLEASE CONTACT THE ASSESSING DEPARTMENT DURING THE MONTH OF FEBRUARY. IF, AFTER DISCUSSING THE ASSESSED VALUE(S) WITH A STAFF APPRAISER, YOU BELIEVE THAT THE VALUATION IS EXCESSIVE, IMPROPER, OR UNEQUAL, YOUR RECOURSE IS TO FILE A FORMAL APPEAL TO THE BOARD OF EQUALIZATION, USING THE REQUIRED 2015 APPEAL FORM. YOUR APPEAL MUST BE FILED WITH THE BOROUGH ASSESSOR NO LATER THAN 30 DAYS AFTER THE MAILING DATE OF THIS NOTICE.  
NOTICE WILL BE GIVEN TO APPELLANTS OF SCHEDULED DAY AND TIME FOR HEARING.  
THE FIRST NIGHT OF THE BOARD OF EQUALIZATION IS FRIDAY, APRIL 17, 2015 AT 6:00 PM  
THE HEARINGS WILL BE HELD IN THE ASSEMBLY CHAMBERS OF THE BOROUGH ADMINISTRATION BLDG AT 809 PIONEER ROAD.

DETACH HERE ↴

PROPERTY OWNER'S COPY  
PLEASE READ BACKSIDE FOR ADDITIONAL INFORMATION

DETACH HERE ↵

RETURN THIS PORTION TO: FAIRBANKS NORTH STAR BOROUGH ASSESSOR'S OFFICE  
P O BOX 71267 • FAIRBANKS, AK 99707-1267  
PHONE (907) 459-1428  
COURTESY 2/23/2015

2015 RESIDENTIAL PROPERTY TAX EXEMPTION

An original Application with your signature must be received in our office or post marked by March 31, 2015. We are unable to accept applications by email or fax.

NAME AND MAILING ADDRESS:

FLINT HILLS RESOURCES AK LLC  
ATTN PROP TAX DEPT  
PO BOX 2917  
WICHITA KS 67201 2917

Listed below is your official building address:  
1100 H & H RD

For questions regarding your building address please call (907) 459-1260 or email us at [address@fnsb.us](mailto:address@fnsb.us). For questions regarding your MAILING ADDRESS please call 907-459-1428 or to change your mailing address please complete the box highlighted in pink below.

As of 1/1/2015 the zoning designation of your property is:  
Primary Zone(s): HI  
Overlay Zone(s): GWP

For zoning description please go to our website at [fnsb.us/zoning](http://fnsb.us/zoning)  
Please call the Planning Dept. at (907) 459-1260 to verify zoning before building

◀ ◀ CURRENT MAILING ADDRESS - IF CHANGED FROM

\_\_\_\_\_

\_\_\_\_\_

| PROPERTY ACCT # (PAN) | MILLAGE GROUP | LAND VALUE | IMPROVEMENT VALUE | TOTAL VALUE |
|-----------------------|---------------|------------|-------------------|-------------|
| 0548014               | 0219          | 2,623,112  | 45,239,352        | 47,862,464  |

|  |
|--|
| ABBREVIATED PROPERTY DESCRIPTION<br>TRACT F-1-A ASLS 2003-50   |
| PRE-APPROVED PROPERTY TAX EXEMPTIONS<br>If the pre-approved list below is correct, you need not reapply* |
|  |

You must apply in person for Senior Citizen, Disabled Veteran exemptions. Call (907) 459-1429 for details.

\*I HEREBY APPLY FOR THE RESIDENTIAL HOMEOWNER EXEMPTION FOR THE ABOVE DESCRIBED PROPERTY. BY SIGNING BELOW I ATTEST THAT THIS PROPERTY IS MY PRIMARY RESIDENCE AS OF JANUARY 1, 2015.

Signature \_\_\_\_\_ Date \_\_\_\_\_  
Owner of Record

Signature \_\_\_\_\_ Date \_\_\_\_\_  
Co-Owner of Record

By signing above I confirm that I am aware that FNSBC 3.08.022 states that falsely filing for an exemption or failing to notify the assessor concerning any change in exemption status with an intent to evade taxation is a violation subject to penalties as provided in FNSBC 1.04.010.

\*Residential exemptions will be denied if taxes are still due as of 3/31/2015  
If you are eligible for an exemption that is not listed above please review the back of this form for details regarding property tax exemptions. For questions please call (907) 459-1428 or e-mail the Assessor's office at [assessor@fnsb.us](mailto:assessor@fnsb.us)  
PLEASE REVIEW THE BACK SIDE OF THIS FORM FOR EXEMPTION INFORMATION

## FAILURE TO READ MAY BE COSTLY

The Fairbanks North Star Borough Assessor is making every effort possible to achieve a uniform fair and equitable assessment of all property within the Borough. This is not possible, however, without your help. An assessment can only be as accurate as the information available and all too often the Borough appraiser has to estimate certain items about the property when the owner is not home or fails to contact the appraiser when notified. During the month of February the Assessor encourages all property owners to review their assessment notices and contact the Assessing Office of errors, omissions or inequities. Your failure to do so is cause for the Assessor to accept the assigned values as accurate, valid and binding.

No one is ever expected to pay more than their fair share in taxes. Likewise, if you or your property qualifies for an exemption, every effort is made to see that you are not paying taxes unnecessarily. There are several exemption programs administered through the Assessing Department.

**1) SENIOR CITIZEN EXEMPTION** - This program requires you to be 65 by December 31, 2014 and to **apply in person prior to April 1st of the tax year**. To obtain all requirements &/or to apply, please contact the Assessor's office @ (907) 459-1429. **Please be sure to review the box block in the lower left-hand corner of this assessment notice to see if you have been pre-approved.**

**2) DISABLED VETERAN EXEMPTION** - This program is available to Veterans that have been declared by the Veteran's Administration or the Armed Forces to be 50% or more disabled **prior to January 1<sup>st</sup> of the tax year**. To obtain all requirements &/or to apply, please contact the Assessor's office @ (907) 459-1429. If approved, it will exempt up to \$150,000 in assessed value so long as you **apply in person prior to April 1<sup>st</sup> of the tax year**.

**3) RESIDENTIAL HOMEOWNER EXEMPTION** - **The bottom half of this Assessment Notice is your Residential Property Tax Exemption form.** Qualified homeowners can receive an exemption equal to 20 percent of the assessed value, up to a maximum of \$20,000. **To receive the exemption, you must meet the criteria listed on the form, sign, date and return it to the Assessor's Office or have it post marked by March 31, 2015.** Please be sure to review the box block in the lower left-hand corner on the front side of this assessment notice/exemption form to see if you have been pre-approved for the exemption. Should the box block be empty and you believe you qualify for an exemption, it is your responsibility to contact the Assessor's office with questions on how to apply or to inquire as to why the exemption is not listed. Please don't hesitate to contact us at (907) 459-1428.

**4) VOLUNTEER FIREFIGHTER/EMT EXEMPTION** - This program is available to qualified **volunteers** and will exempt up to \$10,000 of the assessed value of the volunteer's primary residence. The application process is initiated by contacting the applicant's Chief of Service and the process must be complete **prior to April 1<sup>st</sup> of the tax year**.

There are other property tax exemption programs available for those actively engaged in farming and buildings with approved fire protection systems and for property used exclusively for religious, charitable, cemetery, hospital or educational purposes.

The status of all property, for valuation and taxation, is determined as of January 1<sup>st</sup> of the assessment year. Proration of taxes or partial year assessment is not allowed under current law.

### THE DEADLINE FOR PROPERTY TAX EXEMPTION APPLICATIONS IS PRIOR TO APRIL 1 OF THE TAX YEAR

An original application with your signature must be received in our office or post marked by March 31, 2015. We are unable to accept applications by email or fax. Should you have any questions regarding these exemptions, or your assessed values, please contact your Borough Assessor's Office at (907) 459-1428 or write to PO Box 71267, Fairbanks, AK 99707-1267, or visit our web page at [co.fairbanks.ak.us/assessing](http://co.fairbanks.ak.us/assessing). **Please be sure to review the box block in the lower left-hand corner on the front side of this assessment notice/exemption application form to see if you have been pre-approved for an exemption.** Should the box block be empty and you believe you qualify for an exemption, it is your responsibility to contact the Assessor's office with questions on how to apply or to inquire as to why the exemption is not listed.

**For those citizens utilizing our property information website please be aware that the 2015 assessed values are not available on the website until after June 1, 2015, when the tax roll is then certified.**





## Strengthening Alaska Municipalities Through Advocacy & Education

Legislative Bulletin # 29-3

February 13, 2015

### In this issue:

- Legislative Committee Meeting Schedules
- Bills on the Move
- Bills Introduced

### Contact Us:

217 2nd Street, St. 200  
Juneau, AK 99801  
877-636-1325  
kathie@akml.org

## Legislative Information

The purpose of this newsletter is to help each and every one of you keep up with the legislation that could potentially have a positive or negative impact on your municipality. If you have any questions about any bills, please call us at the AML office. If you hear about legislation that we have missed, please let us know. Sometimes, with the huge flurry of issues, we might miss something.

## Legislative Committee Meeting Schedules

The following list of committee meetings address issues and bills important to Municipalities for the upcoming week. For a complete list of bills visit the [BASIS](#) website. Most of the meetings are teleconferenced. It is best to go through your local LIO office to testify.

### Monday, February 16

1:00 pm - [HB79](#) Marijuana Reg; Cont. Subst; Crimes; Defenses - (H) JUD- Capitol 120.  
1:30 pm - [SB30](#) Marijuana Reg;Cont. Subst;Crimes;Defenses-(S)JUD - Butrovich 105.  
5:00 pm - Joint w/ Corrections Subcomm.-Community Jails - (H)PUB. SAFETY – House Finance 519

### Tuesday, February 17

8:00 am - [HB68](#) Electronic Distrib. of Reports - (H) State Affairs - Capitol 106  
10:15 am - [HJR8](#) Feds Allow State To Make Energy Choices – (H) ENERGY – Capitol 17.  
1:00 pm - Board of Marine Pilots – (S) Transportation – Butrovich 205  
1:30 pm - [SB34](#) PCE Endowment Fund Investment – (S) L & C – Beltz 105.  
3:30 pm – [SB43](#) Immunity for Fire Dept. & Members – (S) C&RA Beltz 105.  
[SB45](#) Parks & Rec Service Area Boundaries – (S) C&RA Beltz 105.

### Wednesday, February 18

11:00 am Annual Address by Honorable Lisa Murkowski (H)(S) Joint session-House Chamber  
1:00 pm – PERS/TRS Presentation by DOA (S) Finance, Senate Finance 532  
1:00 pm – [HB79](#) Marijuana Reg;Cont. Subst;Crimes;Defenses (H) JUD- Capitol – 120.

1:30 pm – [SB30](#) Marijuana Reg;Cont. Subst;Crimes;Defenses-(S)JUD - Beltz 105.

3:15 pm – [HB86](#) PCE Endowment Fund Investment – (H) L&C – Barnes 124.

#### **Thursday, February 19**

8:00 am – [HJR3](#) Congress: Alaska Native Tribal Sovereignty (H) C&RA- Barnes124.

[HCR1](#) Tribal Sovereignty Proclamation (H) C&RA- Barnes124.

10:15am Reducing Energy Costs for Rural Alaska Water Systems -(H) Energy - Capitol 17

11:15 am – [HB1](#) State Arctic Policy (S)SPECIAL CMTE ON THE ARCTIC – Butrovich 205.

11:30 am – Confirmation Hearing: Chris Hladick, Commissioner, DCED – Barnes 124

#### **Friday, February 20**

1:30 pm – [SB30](#) Marijuana Reg;Cont. Subst;Crimes;Defenses-(S)JUD – Butrovich 205.

## **Bills on the Move**

[HB 1](#) – **An Act declaring the Arctic policy of the state.** This bill was heard in House State Affairs on 02/10/2015 where it moved out and on to the Rules Committee. The Special Committee on the Arctic Special Committee will hear public testimony on 02/19/2015 before this bill goes to the calendar for a floor vote.

[HB 30](#) – **An Act requiring school districts to develop and require completion of a history of American constitutionalism curriculum segment; and providing for an effective date.** This bill was scheduled on 02/11/2015 in House Education, but other things went long and it was not heard. It is now scheduled to be heard today (02/13/2015) in House Education

[HB 47](#) – **An Act requiring each municipality with a population that decreased by more than 25 percent between 2000 and 2010 that participates in the defined benefit retirement plan of the Public Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22 percent of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by a municipality with a population that decreased by more than 25 percent between 2000 and 2010 that is delinquent in transmitting employee and employer contributions to the defined benefit retirement plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date.** This bill was heard in House C&RA on 02/10/2015. There were many questions brought up about how this bill would work, how PERS works, what the plan is for future "problems" with municipal PERS in other communities. The committee asked for more information and they are holding the bill until the next hearing which will be on 02/21/2015. At that time, there is invited testimony only, but we are not yet aware of who that may be. I kinda think it will be the state agencies that oversee the PERS system.



[HB 58](#) – **An Act making an entity that is exempt from federal taxation under 26 U.S.C. 501(c)(3) (Internal Revenue Code) and a federally recognized tribe eligible for a loan from the Alaska energy efficiency revolving loan fund; and relating to loans from the Alaska energy efficiency revolving loan fund.** This bill was heard in the Energy Committee on 02/10/2015, where it was heard and held.

[HB 68](#) – **An Act relating to the preparation, electronic distribution, and posting of reports by state agencies.** This bill was heard in House State Affairs on 02/12/2015 and was held. It will again be heard on 02/17/2015.

[HB 79](#) – **An Act relating to controlled substances; relating to marijuana; relating to driving motor vehicles when there is an open marijuana container; and providing for an effective date.** On 02/11/2015, this bill was heard in House Judiciary and held by the committee. On 02/13/2015, public testimony was invited into House Judiciary. There will also be public testimony on 02/16/2015. There have been a number of rewrites to this bill. Many people thought it was too heavy-handed and had a tendency to disregard the will of the people with regards to the legality of marijuana. The meeting for 02/18/2015 has already been canceled.

[SB 1](#) – **An Act prohibiting smoking in certain places; relating to education on the smoking prohibition; and providing for an effective date.** This bill was heard in Senate Health and Social Services on 02/11/2015 and was held. It is not currently scheduled for now.

[SB 16](#) – **An Act declaring the Arctic policy of the state.** This is the companion bill to [HB 1](#).

[SB 22](#) – **An Act relating to the collection costs for the municipal motor vehicle registration tax; and providing for an effective date.** This bill was heard in Senate C&RA on 02/10/2015 where it was heard and held.

[SB 30](#) – **An Act relating to controlled substances; relating to marijuana; relating to driving motor vehicles when there is an open marijuana container; and providing for an effective date.** This bill is the companion bill to HB 79 (above). This week, the bill was brought up in Senate Judiciary where it was heard and held on 02/09/2015 and 02/11/2015. Friday, 02/13/2015 it was heard again and public testimony was invited.

[SB 36](#) – **An Act relating to electronic publication of certain municipal notices and to publication and electronic distribution of reports by state agencies.** This is the Senate companion bill to HB 68. It was heard and held in Senate State Affairs on 02/12/2015. This bill was scheduled in the Special Committee on the Arctic, but the meeting was canceled.

## Bills Introduced

\* this week

[HB1](#)– ([SB 16](#)) **An Act declaring the Arctic policy of the State.** This bill lines out the reasons that the State of Alaska is what makes the U.S. an Arctic nation. It then lines out the “declaration of state Arctic policy.” It also lists the priority efforts of the Arctic policy.

[HB 3](#) – **An Act relating to a death benefit for health insurance payable to the widows, widowers, and children of police officers, firefighters, or emergency medical technicians who die because of work-related injuries.** If any of the above mentioned people suffer an injury, which then leads to death (no time frame identified), there would be a number of death benefits available to the family: funeral expenses, not to exceed \$10,000; 80% of weekly wages for a widow or widower without children; 50% to the widow or widower if there is one child and 40% to the child; 30% to the widow or widower if more than one child with 70% divided among the children; 100% to children if there is no widow or widower (no age limit). Health insurance would be paid for by the employer that is the same as that in place before employee’s death. These benefits would also be provided to volunteers of all of the above positions. The healthcare coverage would be provided for one year following the death or one year from the time that employer provided coverage stops.

[HB 13](#) – **An Act requiring notice of the postage required to mail an absentee ballot on the envelope provided by the division of elections for returning an absentee ballot; and repealing the authority to include certain material from a political party in the election pamphlet.** This bill would require a mailing envelope for returning an absentee ballot to be preaddressed to the election supervisor in the district in which the voter is a resident. The envelope for returning an absentee ballot must include a notice of the postage required to return the ballot by way of the United States Postal Service within the United States. We will check with the Clerk’s Association for clarification on how they view this legislation.

[HB 21](#) – **An Act relating to regional transit authorities.** This bill is intended to reduce traffic flow on highways by providing for the creation of regional transit authorities. The purpose of these authorities is to provide for public transportation by commuter rail or by other means. It would allow individual municipalities (or a collaboration of municipalities) to create a regional transit authority to provide transit service to commuters.

[HB 23](#) – **An Act relating to sexual abuse and sexual assault awareness and prevention efforts in public schools.** This bill would require schools to create age-appropriate curricula. Curricula is instructed to include warning signs of abuse, referral and resource information, counseling and support, methods for increasing awareness, and actions a child may take to protect themselves.

[HB 24](#) – **An Act relating to the procurement of architectural, engineering, or land surveying services under state-funded contracts.** This bill has visited us before. This bill requires all contracts, awarded under state-funded contracts, to be selected based on “qualifications” rather than price. Price may be used as part of the criteria if

the people reviewing the contracts, are registered engineers, themselves. Otherwise, they don't trust municipalities to do it right. The municipality shall also consider "proximity" to the project site. As far as we can tell, when a municipality puts out a bid for a state-funded job for the architectural, engineering or land surveying section of that project, the bids you select will be based on the qualities of a company. All of you will then sit down and negotiate the price. If you can't come up with a price you all agree with, you must start over. The comment we got from some of the engineers pushing this bill was that price shouldn't matter when it comes to selecting a good firm. OF COURSE PRICE MATTERS!!!!!! Unless you have endless streams of money.

**HB 30 – An Act requiring school districts to develop and require completion of a history of American constitutionalism curriculum segment; and providing for an effective date.** While the thought is grand, this is an unfunded mandate that even mandates what the curriculum must be: Declaration of Independence; the first state constitutions; the Articles of Confederation; the Constitution of the United States; the Federalist Papers; the Bill of Rights and other historical documents produced in the founding of our constitutional republic model of government.

**HB 34 – An Act relating to the amount of workers' compensation benefits in the case of permanent partial impairment.** This bill attempts to give injured workers a higher base for permanent total disability and permanent partial disability. It has been quite a while since the \$177,000 amount was established, so it probably needs to be updated. More, most likely, will be added to this bill.

**HB 47 – An Act requiring each municipality with a population that decreased by more than 25% between 2000 and 2010 that participates in the defined benefit retirement plan of the Public Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22% of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by a municipality with a population that decreased by more than 25% between 2000 and 2010 that is delinquent in transmitting employee and employer contributions to the defined benefit retirement plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date.** The description of this bill is actually the title, itself. The title is a long one, in order to keep the subject tight and disallow anyone from adding or changing the bill. This is known to us at AML, as the Galena bill. It basically provides for municipalities that, through no fault of their own, lose more than 25% of their employees between the years 2000 and 2010, from being charged exorbitant termination penalties; reducing their interest from the current 12+% and making this bill retroactive. The year on which the current "below the 2008 salary floor" is based, would become 2012 for those specified municipalities.

**HB 53 – An Act relating to the application of pesticides and broadcast chemicals in certain public places near fish habitat or water used for human consumption and on state-owned land, land leased by or to the state, state highways, and**

**state-owned rights-of-way.** After the “debacle” on Prince of Wales this past summer, where DOT unilaterally decided to spray pesticide wherever they deemed necessary, without any permitting from DEC and by simply posting it in the paper of notice, this bill would make it necessary for an agency to apply for a permit; post a notice 14 days in advance, and then hold a public hearing to receive comment by the public. In the above case, pesticide (of an unknown quality) was sprayed near anadromous streams and on berry bushes used for subsistence. There were some MAD people. This needed to be fixed! We will watch the changes that may come with this bill, however, as we need to make sure it does not prohibit municipalities from necessary spraying (as happened in legislation a few years ago) in conditions such as a hornets nest hanging on a public building near the water.

**[HB 57](#) – An Act relating to voter identification at the polls; and relating to the counting of absentee and questioned ballots.** This bill is built upon the statute that requires certain identification before allowing a person to vote. However, added to this statute is section which states the identification may be waived if, “the voter is on the official registration list to vote in the precinct. If the identification requirements are waived under this subsection, the election official shall sign beside the voter’s name in the register kept under AS 15.15.180. It also states that an absentee ballot or a questioned ballot may NOT be counted if the voter voted in person and was not eligible for waiver of the identification requirement (personally known).

**[HB 58](#) – An Act making an entity that is exempt from federal taxation under 26 U.S.C. 501 (c)(3) (Internal Revenue Code) and a federally recognized tribe eligible for a loan from the Alaska energy efficiency revolving loan fund; and relating to loans from the Alaska energy efficiency revolving loan fund.** Currently, tribes are not eligible for these loans and this bill would make that change. This also makes a change to include “subdivisions” of a municipality (I am not sure what that legally means, but we will research that to see if that means “service areas?”) This would also include subsidiaries and/or businesses owned by a federally recognized tribe. To date, not ONE SINGLE loan has been given since the inception of this program (2010).

**[HB 59](#) – An Act relating to marijuana concentrates; and providing for an effective date.** This bill would delay marijuana regulations relating to growth and sale of marijuana and marijuana licensing. Also, criminal intent with regards to possession, manufacture, etc. is listed.

**[HB 75](#) – An Act relating to the regulation of marijuana by municipalities; and providing for an effective date.** This bill is simply a “place holder” for now. Testimony and work will ensue with AML and municipalities as this whole marijuana thing gets further down the road. For now, municipalities must do a bit of a waiting game, as the State must define many aspects of the initiative and make decisions about what they will and will not allow. We hope to help municipalities answer as many as those marijuana issues, as possible, during our AML Marijuana Summit (February 17<sup>th</sup>).

[HB 78](#) – **An Act bearing the short title of the “Alaska Competitive Energy Act of 2015”; and relating to the Regulatory Commission of Alaska.** This bill would give boroughs and cities the ability to regulate, fix, establish and change the rates and charges imposed by a utility that is not subject to regulation. It appears to make changes to ensure that the “end user” is offered an affordable, competitive pricing schedule and to bring unregulated utilities in line with the state energy policy (AS 44.99.115).

[HB 79](#) – **An Act relating to controlled substances; relating to marijuana; relating to driving motor vehicles when there is an open marijuana container; and providing for an effective date.** This bill relates to the criminal aspect of the upcoming marijuana initiative. It lays out what would be deemed “crimes” by the State with regards to marijuana, and a slew of names and initials of things that most of us (I hope) have never heard. It is being rewritten, as we speak, so the present version will be changed in the Judiciary Committee. We will wait to see what comes out the other end.

[HB 84](#) – **An Act relating to the Legislative Budget and Audit Committee; and requiring state agencies, municipalities, and Regional Educational Attendance areas to report on federal receipts.** This bill adds new language that would require each municipality to, each year, prepare and submit a report that states the total amount of federal receipts that the municipality received for the previous fiscal year; to identify all conditions or requirements related to those funds; identifies those funds which require a state match; reports the total amount to the municipality; states the percentage of the budget represented by the federal receipts; and describes the plan for operating the municipality if there is a reduction of those funds by 5% or more. It also requires that if the state does not include required state matches in their budget, that a municipality may not accept those receipts. Federal receipts, for these purposes, means grants, loans, loan guarantees, property, cooperative agreements, interest subsidies, insurance, food commodities, direct appropriations, incentives, or other assistance.

[HB 86](#) – **An Act relating to investment of the Power Cost Equalization Endowment Fund; and providing for an effective date.** This extends the language of the Power Cost Equalization Fund to no longer require a stated return (7%), but to have the investments done in a manner that will, “meet the objectives of the power cost equalization and rural electric capitalization fund.”

\*[HB 104](#) – **An Act relating to immunity for a fire department and employees or members of a fire department.** This bill to protect an employee or member of a fire department or the department itself from an act or omission in the execution of a function for which the department is established.

HR 2, 3, 4, - **Establishing a House Special Committee on [Energy \(2\)](#), [Fisheries \(3\)](#), [Military & Veterans’ Affairs \(4\)](#).** Each of these resolutions creates a new House Special Committee. In all three of these committees, the Speaker will determine the



number of representatives to be members, shall appoint those members and shall designate a chair. Each committee will sunset after the 2<sup>nd</sup> year of this, the 29<sup>th</sup> Legislature. Again, this is an added expense to State government. Something to keep in mind.

**HCR 1 – Urging the Governor to acknowledge officially the sovereignty of Alaska tribal governments, to create clear and consistent policies for increased state collaboration and partnership with tribes, and to direct the attorney general to conduct a complete review of the state’s litigation against Alaska Native tribes; urging the Governor to acknowledge the inherent criminal jurisdiction of Alaska tribal governments over tribal members within the boundaries of their villages; urging the Governor to cooperate with tribes’ efforts to transfer Native land to trust; and urging the Governor to support multilateral negotiations between tribal governments, nontribal municipalities, and the state government to delineate clearly tribal geographical jurisdictions.** This bill very simply lays out the following: 1) stop the lawsuits against Alaska Native tribes; 2) acknowledge the criminal jurisdiction that tribes have over their members within their village boundaries; 3) help tribes with the on-going effort to transfer Native land to trust; 4) support negotiations to define geographical jurisdiction; and 5) issue a proclamation officially acknowledging the sovereignty of Alaska tribal governments with clear and consistent policy.

**HJR 3 – Urging members of the Alaska delegation to the United States Congress to introduce substantially similar legislation to the Alaska Safe Families and Villages Act of 2013; urging the United States Congress to affirm the criminal jurisdiction of Alaska tribal governments over tribal members within the boundaries of their villages; urging the United States Congress to cooperate with tribes’ efforts to transfer Native land to trust; and supporting multilateral negotiations between tribal governments, nontribal municipalities, and the state and federal governments to delineate clearly tribal geographical jurisdictions.** This resolution intends to acknowledge tribal governments by the state to be forthcoming. It also urges Congress to introduce new legislation to go along with the discussion begun during 2013 which showed less than desirable conditions in many of the Native Alaska villages. One of the main “asks” is for the U.S. Congress to affirm the criminal jurisdiction of Alaska tribal governments over tribal members and to expedite the transfer of Native land to trust.

**HJR 4 – Urging the United States Congress to provide a means for consistently and equitably sharing with all oil and gas producing states adjacent to federal outer continental shelf areas a portion of revenue generated from oil and gas development on the outer continental shelf to ensure that those states develop necessary infrastructure to support outer continental shelf development and preserve environmental integrity.** I just LOVE to read this resolution. It (see if you can see the connection here), asks the federal government to share the revenues (WE call that Revenue Sharing) from oil and gas production on the outer continental shelf, as the state and LOCAL GOVERNMENTS will realize increased demands. However, there

is no mention in this resolution of actually sharing any of that Revenue Sharing with the local governments. These are the issues we must carefully watch!!

**HJR 8** – (SJR 4) **Urging the federal government to empower the state to protect the state's access to affordable and reliable electrical generation.** This is another “federal overreach” message attempting to encourage the federal government to “empower” the state to regulate its own energy production and use, in order to protect access to affordable and reliable electrical generation for residents of the state.

**SB 1** – **An Act prohibiting smoking in certain places; relating to education on the smoking prohibition; and providing for an effective date.** This bill would make it unlawful to smoke at a number of “public” places. While the intent of this bill most likely has many good aspects, I think municipalities should have a conversation about the prohibitions this might create for municipalities that will be approached by businesses that want to create a marijuana “smoking” area.

**SB 7** – **An Act directing the Regulatory Commission of Alaska to provide a report to the legislature relating to electrical transmission in certain areas of the state; and providing for an effective date.** This bill would direct the RCA to first, evaluate the creation of an independent entity would have responsibility to maintain the reliability of the electrical transmission facilities of the Railbelt area. While, in the ideal world, this might be a very wise choice, again, I think AML needs to look at this state wide. Does this put more energy money into one area, making “less” energy money available for other areas that would LOVE to have someone “maintain” the reliability of their electrical transmission facilities?

**SB 13** – **An Act prohibiting the state and municipalities from using assets to assist a federal agency in collecting certain telephone records or electronic data without a warrant; prohibiting the state from cooperating with a federal agency in collecting certain telephone records or electronic data without a warrant; and providing for an effective date.** Added to the existing statute is the “prohibition against cooperation with federal agencies engaged in collection of telephone records or electronic data,” and “the collection by a federal agency of electronic data without a search warrant; in this paragraph, electronic data includes electronic mail and text messages; or the collection by a federal agency of telephone records without a search warrant, unless the records are collected in a manner consistent with state law.” Also, “Prohibition against cooperation with federal agencies engaged in collection of telephone records or electronic data.” I think that the most important “additions” to this bill, for our purposes, is the addition of “text” and emails.”

**SB 17** – **An Act relating to denial of requests for disclosure of public records.** This bill would require that a denial of a request for a public record be 1) in writing; 2) identify the type of record; 3) identify the date of the record; 4) identify the subject matter of the record; 5) state the reason for the denial; 6) if correspondence, identify the sender and recipient of the record; 7) include notice of the right to appeal; 8) is dated and signed by the person issuing the denial.

**SB 19 – An Act relating to Road Service Area Boundary Changes.** This bill adds an exclusion to the statutes that determine requirements for the abolishment, replacement, alteration or combination of road, fire protection or parks and recreation service areas. The voter requirements of who must vote and approve of the service area boundary change would not apply, according to this new bill, if the change attempts to include or exclude a lot that is partially located in the road service area.

**SB 22 – An Act relating to the collection costs for the municipal motor vehicle registration tax; and providing for an effective date.** This would require DMV to refund money collected by the department, less the 5 1/8% administration fees. The change that this bill would effect, is that currently, the administration fee is set at 8%.

**SB 30 – An Act relating to controlled substances; relating to marijuana; relating to driving motor vehicles when there is an open marijuana container; and providing for an effective date.** This bill clarifies some of the language already on the books to conform to the recently passed initiative, with regards to amount of substance, age of possessor, consumption in a public place; types of marijuana; the marijuana “open container” law; etc.

**SB 34 – An Act relating to investment of the Power Cost Equalization Endowment Fund; and providing for an effective date.** This extends the language of the Power Cost Equalization Fund to no longer require a stated return (7%), but to have the investments done in a manner that will, “meet the objectives of the power cost equalization and rural electric capitalization fund.”

**SB 36 – An Act relating to electronic publication of certain municipal notices and to publication and electronic distribution of reports by state agencies.** This bill would allow a municipality, by ordinance, to provide for electronic notices on a website for three consecutive weeks rather than posting in a general in a newspaper of general circulation, once a week, for three weeks. Small communities, without a newspaper OR website, could still post in three public places for 30 days (current law).

**\*SB 43 – An Act relating to immunity for a fire department and employees or members of a fire department.** This bill would intend to protect a fire department or an employee of a fire department from having a lawsuit brought against them pertaining to the “execution of a function for which the department is established.....”

**\*SB 45 – An Act relating to parks and recreation service area boundary changes.** This bill is almost identical to SB 19, except it pertains to service areas that provide road, fire protection or parks and recreation services.

**SR 1, 2, and 3 – Establishing a Senate Special Committee on World Trade (1), Arctic (2), and Energy (3).** These three resolutions would set up (refer to HR 2, 3,



and 4) Special Senate Committees to sunset at the end of the 2<sup>nd</sup> year of the 29<sup>th</sup> Legislature.

**If you would like to be removed from or sign up for the AML weekly Legislative Bulletin, please reply to this email or email [betty@akml.org](mailto:betty@akml.org).**

# GUYS READ

February 24, 2015

Steve Dutra  
125 Snowman Ln.  
North Pole, AK 99705

Dear Steve,

Thanks to you the Alaska Guys Read Program was once again resoundingly successful. Nearly 500 4<sup>th</sup> grade boys attending 18 local public elementary schools participated in lunchtime Guys Read presentations. They were introduced to six "boy-friendly" books by various volunteer readers drawn from the 55 men (and three of Lathrop HS's star football players), like you, who volunteered a few lunchtimes to get boys back into reading for fun.

Many boys have few male reader role models in their lives, and we certainly gave them a wide variety this year, from an archeologist, baker, and cartoonist all the way to zoologist, with assorted firefighters, football players, foresters, and even a police chief. Exposing the boys to a bunch of men from all walks of life who believe that reading is good and fun established some powerful examples for the youngsters. Your patience and flexibility with being scheduled was greatly appreciated, particularly you that filled in at the last second. Getting as many readers as possible to different schools, and accommodating special requests and last minute changes to plans makes scheduling Guys Read a real challenge. But so many of you stepped up when needed that things went smoothly.

Helping boys discover the fun in reading is the aim of Guys Read, because 4<sup>th</sup> grade is when most boys stop reading for pleasure. You again did a marvelous job of that! Here's what some of the boys said about this year's Guys Read program:

*"I like Guys Read because they get you hooked on good books." "Reading is fun and people reading to you is fun." "They have the funniest books and I learn." "A buddy is nice." "The people who read are really good at reading." "It is cool." "I would like to read like those people who read to the kids."*

The 2014-15 edition of Guys Read was popular with educators, too. The boys were sometimes a bit exuberant, but real discipline issues were hardly present. Numerous reports were received throughout the program of outstanding presentations by specific readers, and the overall reports were equally glowing, such as,

*"All your readers were awesome and some were major awesome! Our guys truly enjoyed these last 3 weeks!"*

And a teacher noted,

*"I wanted to let you know that I heard several very positive comments about the guys read program from parents during conferences. Kids were coming home asking to go to the bookstore or library to get a particular book and are very excited about their reading."*

Besides exciting boys about reading for fun, Alaska Guys Read strives to attract families to visit the public library. Many parents have little idea of the resources available to them through their library, such as online homework tutoring, IRS tax advisors, health and education databases, and much more that wasn't there when they were young. The Guys Read Parties draw the 4<sup>th</sup> graders and their families to the library by offering Guys Games, Guys Grub, and more Guys Books. An estimated 65 4<sup>th</sup> grade boys, 100 parents, and an undetermined number of siblings, attended the two parties this year. Spitwads were shot, popsicle stick bombs exploded, paper airplanes flew long and far, cartoons were created, and personal time records were set at the ping-pong ball mazes and world's hardest dot-to-dot races. 122 slices of pizza, water bottles, and candy pieces were served and consumed while watching Skyped appearances by David Petersen (the author/illustrator of the popular Mouse Guard books). Then door prizes were distributed, and every boy left with a new book and a \$5 gift card to Gulliver's Books. Special thanks to all the volunteers who pitched in for the parties!

There were challenges for Guys Read this year. Scheduling schools was problematic due to so many schools needing presentations on Thursday, and so few on Mondays and Fridays. The extended cold weather caused in-door recess for a week. And getting onto the on-base schools took even longer than in the past. Nevertheless, if the donors remain generous Alaska Guys Read will be back again next fall for the first of two two-week sessions. We have hopes for receiving a grant that will enable expanding Guys Read to the 5<sup>th</sup> grade boys. We're also trying to create a new tax-deductible 501c3 non-profit organization to facilitate expanding the program around Alaska and the nation. If you know of potential funding sources for Guys Read, please let me know.

All that's for tomorrow, though. Today I agree with one volunteer reader's opinion:

*For me, volunteering for Guys Read has been both fun and gratifying. It's enjoyable interacting with the kids and seeing them get excited about the books we read. I feel like a real cool "grown-up" after seeing the boys getting into it and giving me their sincere thanks!*

Thanks again for making Guys Read succeed!



Greg Hill  
Board Member and Guys Read Committee Chair,  
Fairbanks Library Foundation

**CITY OF NORTH POLE**

**ORDINANCE 15-03**

**AN ORDINANCE OF THE CITY OF NORTH POLE, ALASKA TO  
AMEND TITLE 2, ADMINISTRATION AND PERSONNEL, CHAPTER  
2.36.470 E, PAY**

**WHEREAS**, changes to the practices, regulations and policies 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

**WHEREAS**, the City of North Pole desires to ensure employees are compensated fairly; and

**WHEREAS**, The City of North Pole desires to streamline the accounting and payroll process;

**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.** Title 2, Administration and Personnel, Chapter 2.36.470 is amended in the North Pole Code of Ordinances as follows by inserting the text Underlined in red and removing sections that have been stricken:

**Administration and Personnel**

**Title 2**

**Chapter 2.36.470 Pay**

**2.36.470 Pay.**

E. Employees will advance to the next pay step on ~~January 1st of~~ the first full pay period of each year, except for those new employees hired within the last quarter of the year. Employees hired within the last quarter of the year will not be eligible for their annual step salary increases until the first full pay period in ~~next~~ January following their one-year anniversary.

(Ord. 10-09 §2, 2010; Ord. 10-02 §2, 2010; Ord. 08-13 §2(part), 2008; Ord 04-05 §2(part), 2004; Ord. 01-12 §2(part), 2001; Ord. 01-09 §2(part), 2001; Ord. 00-3 §2(part), 2000; Ord. 99-1 §2, 1999; Ord. 98-12 §2(part), 1998)

**Section 3.** Effective date.

This ordinance shall become effective on the first City business day following its adoption.

**PASSED AND APPROVED** by a duly constituted quorum of the North Pole City Council this  
2<sup>nd</sup> day of March, 2015.

\_\_\_\_\_  
Bryce J. Ward, Mayor

ATTEST:

\_\_\_\_\_  
Kathryn M. Weber, MMC  
North Pole City Clerk

|  |
|--|
| <p><b>PASSED/FAILED</b><br/>Yes:<br/>No:<br/>Absent:</p> |
|--|

**CITY OF NORTH POLE**

**ORDINANCE 15 - 04**

**AN ORDINANCE REQUESTING THE PURCHASE OF  
A VEHICLE FOR DETECTIVE/CRIME SCENE OPERATIONS  
USING JUSTICE FUNDS**

**WHEREAS**, the North Pole Police Department needs to purchase a vehicle for the detective and crime scene investigations; and

**WHEREAS**, the North Pole Police Department currently has no crime scene investigation vehicle to use for deployment to crime scenes inside the city limits; and

**WHEREAS**, the use of Asset Forfeiture Funds from – Department of Justice Fund 21 in the amount of \$35,410.00 would be used to pay for the purchase of a 2014-15 Chevrolet Tahoe.

**WHEREAS**, the attached documents generated by the State of Alaska, Division of General Services procurement website, shows the base bid for a 2014-15 Chevrolet Tahoe from Alaska Sales and Service is \$35,410.00.

**WHEREAS**, the Alaska Statue 36.30.700 allows the State of Alaska to make state contracts available to cities within the state. The recently amended North Pole Municipal Code allows the City to purchase items on other entities' requests for bids if the bids meet the Municipal Code bidding requirements. The NMPC requires that the Mayor or his designee must certify in writing that these minimums are met. The State of Alaska ITB Class 152 Large SUV's (attached) does exceed the minimum requirements for NMPC 04.16.030, which only requires three estimates.

**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 not be codified.

**Section 2.** Amending 24 as per fiscal note attached:

**SEE ATTACHED FISCAL NOTE**

**Section 3.** Effective date.

This ordinance shall become effective at 5:00 p.m. of the first City business day following its adoption.

**PASSED AND APPROVED** by a duly constituted quorum of the North Pole City Council this xxxx of xxxxxxxx, 2014.

Sponsored by: Mayor Bryce J. Ward  
Introduced & Advanced:  
Possible Adoption:

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ATTEST:

\_\_\_\_\_  
Bryce J. Ward, Mayor

\_\_\_\_\_  
Kathryn M. Weber, MMC  
North Pole City Clerk

PASSED/FAILED  
Yes:  
No:  
Absent:

**CITY OF NORTH POLE**

**ORDINANCE 15-04**

***Substitute A***

**AN ORDINANCE OF THE CITY OF NORTH POLE  
AMENDING THE 2015 BUDGET REQUESTING THE  
PURCHASE OF A VEHICLE FOR DETECTIVE/CRIME  
SCENE OPERATIONS USING JUSTICE FUNDS**

**WHEREAS**, the North Pole Police Department needs to purchase a vehicle for the detective and crime scene investigations; and

**WHEREAS**, the North Pole Police Department currently has no crime scene investigation vehicle to use for deployment to crime scenes inside the city limits; and

**WHEREAS**, the use of Asset Forfeiture Funds from – Department of Justice Fund 21 in the amount of \$35,410.00 would be used to pay for the purchase of a 2014-15 Chevrolet Tahoe.

**WHEREAS**, the attached documents generated by the State of Alaska, Division of General Services procurement website, shows the base bid for a 2014-15 Chevrolet Tahoe from Alaska Sales and Service is \$35,410.00.

**WHEREAS**, the Alaska Statute 36.30.700 allows the State of Alaska to make state contracts available to cities within the state. The recently amended North Pole Municipal Code allows the City to purchase items on other entities' requests for bids if the bids meet the Municipal Code bidding requirements. The NMPC requires that the Mayor or his designee must certify in writing that these minimums are met. The State of Alaska ITB Class 152 Large SUV's (attached) does exceed the minimum requirements for NMPC 04.16.030, which only requires three estimates.

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

**Section 1.** This ordinance is of a special nature and shall not be included in the North Pole Code of Ordinances.

**Section 2.** Amending Fund 21- ABAD- Department of Justice, as per fiscal note attached:

**SEE ATTACHED FISCAL NOTE**

**Section 3.** Effective date.



45 This ordinance shall become effective at 5:00 p.m. of the first City business day  
46 following its adoption.

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48 **PASSED AND APPROVED** by a duly constituted quorum of the North Pole  
49 City Council this 2<sup>nd</sup> day of March, 2015.

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Bryce J. Ward, Mayor

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57 ATTEST:

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Kathryn M.  
North Pole City Clerk

PASSED

Yes:

No:

Absent

125 Snowman Lane  
North Pole, AK 99705  
P: 907-488-8583  
F: 907-488-3002  
C: 907-388-2728  
Email: Kathy@northpolealaska.com

**City of North Pole  
Office of the City Clerk/HR Mgr**

# Memo

**To:** Chief Dutra, Cara High, Renee Beckman  
**From:** Kathy Weber, CMC – City Clerk  
**Date:** 2/25/2015  
**Re:** Liquor License Renewal

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The ABC Board has contacted the City of North Pole as the following businesses are renewing their licenses within our jurisdiction. They are as follows:

| Lic.# | Doing Business As   | License Type            | Licensee                         | Premises Address                         |
|-------|---------------------|-------------------------|----------------------------------|--|
| 780   | The Refinery Lounge | Beverage Dispensary     | Red Pants, Inc.                  | 6 <sup>th</sup> & Old Richardson Highway |
| 2227  | 2 Go Mart #112      | Pachage Store           | Tesoro Northstore Company        | 3392 Badger Road                         |
| 2985  | Pagoda Restaurant   | Restaurant/Eating Place | First Security Investments, Inc. | 431 N Santa Claus Lane                   |

The ABC Board is required under Alaska Statute to notify the City in writing that this establishment is renewing their liquor license so the city council can file a "protest" if they so desire.

The City Council is provided information on any complaints regarding that establishment from the Police Department and also if they are up to date with City business license, water & sewer, and all sales tax. All information on these businesses have been provided to you. Please contact me if you have any further questions.

Thank you.

125 Snowman Lane  
North Pole, Alaska 99705  
(907) 488-8536  
(907) 488-3002 (fax)  
chigh@northpolealaska.org

City of North Pole  
Accounts  
Payable/Receptionist/BT and BL  
Administrator

# MEMO

February 26, 2015

To: Kathy Weber, CMC-City Clerk  
CC: Mayor Ward, North Pole City Council Members  
From: Cara High  
Re: Liquor License Renewal

Here is the information requested:

Red Pants Inc. dba The Refinery Lounge is NOT current on their Business License, and they are 90 days past due on their Sales and Alcohol Tax payments.

2 Go Mart #112 dba AK Inc. IS current on their Business License. They are 30 days past due on their Sales and Alcohol Tax payments. Renee spoke with Luke Holguin, Accounting Manager for Anabi Inc, and was notified that they will be processing the payment and sending it overnight to the City of North Pole.

Pagoda Restaurant IS current in their Business License and current on their Sales and Alcohol Tax payments.

Thanks -



Cara M. High  
Sales Tax Administrator  
Business Licensing  
City of North Pole

125 Snowman Lane  
North Pole, Alaska 99705  
(907) 488-8538  
(907) 488-3002 (fax)  
renee.beckman@northpolealaska.org

City of North Pole  
Accounts Receivable/Utility  
Billing

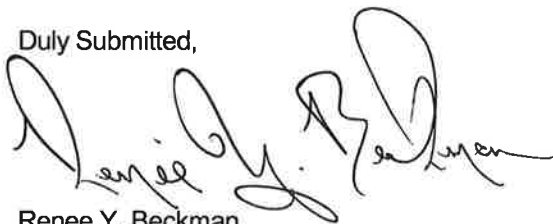
# MEMO

February 26, 2015

To: Kathy Weber, CMC-City Clerk  
CC: Mayor Ward, North Pole City Council Members  
From: Renee Beckman  
Re: Liquor License Renewal

As requested, I have researched the Utility account status for The Refinery Lounge, 2 Go Mart #112, and Pagoda Restaurant. As of today February 26, 2015, all are current and in good standing with the City.

Duly Submitted,



Renee Y. Beckman  
Accounts Receivable/Utility Billing  
City Of North Pole



**North Pole Police Dept.  
125 Snowman Ln.  
North Pole, AK 99705**

**Chief Steve Dutra  
Phone: 907-488-8459  
Fax: 907-488-5299**

February 26, 2015

To: Kathy Weber

Re: Liquor License Renewal

The North Pole Police Department has no objections to the license renewals for the following businesses. We have had no documented issues with these business as it relates to their liquor license.

The Refinery Lounge  
2 Go Mart #112  
Pagoda Restaurant

Thank you  
  
Chief Dutra

## Kathy Weber

---

**From:** Oates, Sarah D (CED) <sarah.oates@alaska.gov>  
**Sent:** Monday, February 23, 2015 1:22 PM  
**To:** Kathy Weber  
**Cc:** Peggy Phillips (PPhillips@fnsb.us)  
**Subject:** North Pole Liquor License Renewals  
**Attachments:** North Pole - February 23, 2015.docx

Good afternoon, Kathy:

Attached is notice of liquor license renewals within the City of North Pole that have been submitted to us.

Please let me know if you have any questions or concerns.

Have a great rest of your day!

-Sarah

***Sarah Daulton Oates***

**Records & Licensing Supervisor | Alcoholic Beverage Control Board**  
2400 Viking Drive | Phone: 907.269.0356 | Fax: 907.334.2285

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Less paper is better for us and our environment.



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD

Sarah Daulton Oates  
2400 Viking Drive  
Anchorage, AK 99501  
Direct: 907.269.0356  
Fax: 907.334.2285

February 23, 2015

City of North Pole

Attn: Kathy Weber, City Clerk

VIA Email: [kathy.weber@northpolealaska.org](mailto:kathy.weber@northpolealaska.org)

Cc: [pphillips@co.fairbanks.ak.us](mailto:pphillips@co.fairbanks.ak.us)

Re: Notice of Liquor License Renewal Applications

Dear Ms. Weber,

We have received a renewal application for each of the following licenses within your jurisdiction:

| Lic. # | Doing Business As   | License Type             | Licensee                         | Premises Address                         |
|--------|---------------------|--------------------------|----------------------------------|--|
| 780    | The Refinery Lounge | Beverage Dispensary      | Red Pants, Inc.                  | 6 <sup>th</sup> & Old Richardson Highway |
| 2227   | 2 Go Mart #112      | Package Store            | Tesoro Northstore Company        | 3392 Badger Road                         |
| 2985   | Pagoda Restaurant   | Restaurant/ Eating Place | First Security Investments, Inc. | 431 N Santa Claus Lane                   |

A local governing body as defined under AS 04.21.080(b)(18) may protest the approval of an application(s) pursuant to AS 04.11.480 by providing the board and the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is arbitrary, capricious, and unreasonable. Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or



## Kathy Weber

---

**From:** Oates, Sarah D (CED) <sarah.oates@alaska.gov>  
**Sent:** Monday, February 23, 2015 1:22 PM  
**To:** Kathy Weber  
**Cc:** Peggy Phillips (PPhillips@fnsb.us)  
**Subject:** North Pole Liquor License Renewals  
**Attachments:** North Pole - February 23, 2015.docx

Good afternoon, Kathy:

Attached is notice of liquor license renewals within the City of North Pole that have been submitted to us.

Please let me know if you have any questions or concerns.

Have a great rest of your day!

-Sarah

***Sarah Daulton Oates***

---

**Records & Licensing Supervisor | Alcoholic Beverage Control Board**  
2400 Viking Drive | Phone: 907.269.0356 | Fax: 907.334.2285

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Less paper is better for us and our environment.



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD

2400 Viking Drive  
Anchorage, Alaska 99501  
Main: 907.269.0350  
TDD: 907.465.5437  
Fax: 907.334.2285

February 13, 2015

City of Fairbanks  
Attn: Kathy Weber, City Clerk  
VIA Email: [kathy.weber@northpolealaska.org](mailto:kathy.weber@northpolealaska.org)  
Cc: [pphillips@co.fairbanks.ak.us](mailto:pphillips@co.fairbanks.ak.us)

**AK, Inc. – Package Store License #2227 DBA 2 Go Mart #112**

- ☐ New Application      ☒ Transfer of Ownership      ☐ Transfer of Location  
☐ Restaurant Designation Permit      ☐ DBA Name Change

We have received an application for the above listed licenses (see attached application documents) within your jurisdiction. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board **and** the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 3 AAC 304.145, Local Governing Body Protest.

**Note:** Applications applied for under AS 04.11.400(g), 3 AAC 304.335(a)(3), AS 04.11.090(e), and 3 AAC 304.660(e) must be approved by the governing body.

Sincerely,



Jane Sawyer  
Business Registration Examiner  
907-269-0359  
Jane.sawyer@alaska.gov

# State of Alaska

## Alcoholic Beverage Control Board

Date of Notice: February 13, 2015

Application Type: **NEW**\_\_\_\_\_

☒ **TRANSFER**  
☒ Ownership  
\_\_\_\_ Location  
\_\_\_\_ Name Change

Governing Body: **City of North Pole**

Community Councils: none

License #: 2227  
D.B.A.: 2 Go Mart #112  
Licensee/Applicant: AK, Inc.  
Physical Location: 3392 Badger Road, North Pole, AK 99705  
Mailing Address: 1040 N. Benson Avenue, Upland, CA 91786  
Telephone #: 907-488-4599  
EIN: 47-2262690

| Corp/LLC Agent:     | Address                                  | Phone        | Date and State of Incorporation | Good standing? |
|---------------------|--|--------------|---------------------------------|----------------|
| Sammer & Rawa ANABI | 1040 N Benson Avenue<br>Upland, CA 91786 | 909-394-4728 | 11/4/14                         | yes            |

*Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.*

| Member/Officer/Director:   | DOB       | Address                              | Phone        | Title/Shares (%) |
|--|-----------|--------------------------------------|--------------|------------------|
| N/A  |           |                                      |              |                  |
| Sammer Anabi<br>President  | 1/2/1969  | 3823 Hollins Avenue<br>Claremont, CA | 909-394-4728 | 0                |
| Rawa Anabe<br>Secretary  | 6/30/1976 | 3823 Hollins Avenue<br>Claremont, CA | 909-394-4728 | 0                |
| Rawa Anabi as Trustee for the<br>Sammer and Rawa Anabi Family<br>Trust   |           | 3823 Hollins Avenue<br>Claremont, CA | 909-394-4728 | 51%              |
| Sammer Anabi as Trustee for the<br>Sammer and Rawa Anabi Family<br>Trust |           | 3823 Hollins Avenue<br>Claremont, CA | 909-394-4728 | 49%              |
|  |           |                                      |              |                  |

If **transfer** application, current license information:

Current D.B.A.: 2 Go Mart #112  
Current Licensee: Tesoro Northstore Company  
Current Location: 3392 Badger Road, North Pole, AK 99705

Additional comments: