

1 By: Bryce J. Ward, Mayor
2 Introduced: 04/09/2020
3 Advanced: 04/09/2020
4 Amended: 04/23/2020
5 Adopted: 04/23/2020
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7 FAIRBANKS NORTH STAR BOROUGH

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9 ORDINANCE NO. 2019 – 20 – 1Y
10

11 AN ORDINANCE AMENDING THE FY 2019-20 BUDGET BY APPROPRIATING \$39,150
12 FROM THE SOLID WASTE COLLECTION DISTRICT FUND FUND BALANCE FOR A CODE
13 ENFORCEMENT PROGRAM WITH ONE CODE ENFORCEMENT OFFICER AND A MANAGER
14 POSITION FOR THE REMAINDER OF FY 2019-20; AUTHORIZING 1.0 FULL TIME
15 EQUIVALENT PERMANENT EMPLOYEE (MANAGER POSITION) AND 1.0 FULL TIME
16 EQUIVALENT TERM 24-MONTHS EMPLOYEE (CODE ENFORCEMENT OFFICER
17 POSITION); AND AMENDING FNSBC TITLE 1 REGARDING CODE ENFORCEMENT
18 OFFICER DESIGNATIONS, TO INCLUDE THE DESIGNATION OF SOLID WASTE
19 COLLECTION DISTRICT CODE ENFORCEMENT OFFICER
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21 WHEREAS, The Fairbanks North Star Borough (Borough) Solid Waste
22 Collection District (SWCD) is a division of the Borough Public Works Department that
23 manages transfer sites in the area of the Borough outside the City of Fairbanks; and
24

25 WHEREAS, The mission of the SWCD division is to provide proper and
26 efficient management and transport of recyclables, waste-to-energy fuels, reuse
27 materials, and waste from the transfer sites to the solid waste facility; and
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29 WHEREAS, The SWCD is funded by property taxes from the area of the
30 Borough outside the City of Fairbanks; and
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32 WHEREAS, Transfer sites provided as part of the Borough’s SWCD are
33 designated solely for the disposal of residential solid waste by residents of the Borough,
34 outside the City of Fairbanks; and
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36 WHEREAS, Transfer site major maintenance and improvement projects
37 began in 2016 and are continuing to improve public services at transfer sites; and
38

39 WHEREAS, City of Fairbanks residents, non-Borough residents, and
40 commercial businesses are prohibited from using the transfer sites; and
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42 WHEREAS, This prohibited usage along with other undesirable activities
43 such as littering, vandalism, and graffiti are occurring on a regular basis; and

44 WHEREAS, On February 6, 2020 at the Borough Assembly Committee of the
45 Whole work session, discussion of the presentation Solid Waste Transfer Site Conditions
46 and Security Concerns led to a request from Assembly members for a SWCD transfer site
47 code enforcement proposal; and
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49 WHEREAS, The SWCD Code Enforcement Officer and SWCD Manager
50 positions would provide the Borough the ability to plan, coordinate, and execute a SWCD
51 code enforcement program at the transfer sites; and
52

53 WHEREAS, An increase in the full-time equivalent (FTE), employee position
54 count of 2.0 is required in the Department of Public Works for the SWCD Code
55 Enforcement Officer and SWCD Manager positions.
56

57 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks
58 North Star Borough:
59

60 Section 1. Classification. Section 4 of this ordinance is of a general and
61 permanent nature and shall be codified. All other sections of this ordinance are not of a
62 general and permanent nature and shall not be codified.
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64 Section 2. Solid Waste Collection District Fund Appropriation. The FY 2019-
65 20 budget is hereby amended by appropriating \$39,150 to the Solid Waste Collection
66 District Fund budgetary guideline entitled "Department of Public Works" and by increasing
67 Contribution from Fund Balance by a like amount.
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69 Section 3. Position Authorization. The FY 2019-20 budget is hereby
70 amended by authorizing 1.0 FTE permanent employee and 1.0 FTE term 24-months
71 employee positions in the Department of Public Works.
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73 Section 4. FNSBC 1.20.050 is hereby amended to read as follows:
74 The mayor may designate in writing up to three total persons, who shall be authorized
75 to enforce this code[, EXCEPT FNSBC TITLE 22, ANIMALS,] as code enforcement officers;
76 however, code enforcement officers listed in subsections A-C are excluded from this total.
77 Any officer so designated to enforce some or all provisions of the FNSBC is authorized to
78 issue citations, or notices of violation, for any violation of this code which the officer is
79 authorized to enforce in the manner provided by AS 12.25.180 through 12.25.230. Code
80 enforcement officers appointed under the authority of this section shall not have the
81 general authority of police officers.
82

83 A. Animal control officers as defined in FNSBC Title 22 shall have authority to enforce the
84 provisions of FNSBC Title 22 including the issuance of citations and notices of violation.
85


86 B. Solid waste collection district code enforcement officers, defined as any borough
87 employee with the personnel position title of solid waste collection district code

88 enforcement officer, shall have authority to enforce the provisions of FNSBC Titles 10 and
89 21 including the issuance of citations and notices of violation.

90
91 C. The superintendent of schools may designate in writing one person as a truancy
92 officer. The truancy officer shall have the authority to enforce the provisions of Chapter
93 9.16 FNSBC including issuance of citations and notices of violation.

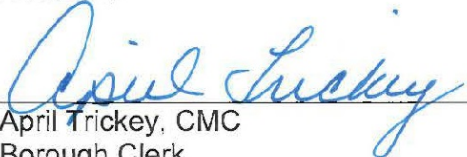
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95 Section 5. Effective Date. This ordinance is effective at 5:00 p.m. on the
96 first Borough business day following its adoption.

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98 ADOPTED THE 23RD DAY OF APRIL 2020.

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Matt Cooper
Presiding Officer

113 ATTEST:

114


April Trickey, CMC
Borough Clerk

113 Yeses: Williams, O’Neill, Sanford, Quist, Cooper
114 Noes: Cash, Tomaszewski, Lojewski, Lyke

FAIRBANKS NORTH STAR BOROUGH
FISCAL NOTE

I. Request

Ordinance No: 2019-20-1Y Date Introduced: 04/09/2020

Abbreviated Title: \$54,100 from the Solid Waste Collection District Fund Fund Balance to Cover A Code Enforcement Program and to Authorize 3.0 Full-Time Equivalent Employee (FTE) Positions

II. Financial Detail

Fund/Department Affected: Public Works/Solid Waste Collection District

EXPENDITURE	Solid Waste Collection District Fund		
	FY 19/20		
Personnel Services	54,100		
Capital Outlay			
Awaiting Budget			
Total	54,100		

SOURCE OF FUNDING

Contribution from Fund Balance	54,100		
State Grants			
Federal Grants			
Total	54,100		

Specify Funding Sources: Solid Waste Collection District Fund fund balance

OTHER FUNDING (PREVIOUSLY APPROPRIATED)

Cash Match:			
In-Kind Match:			

III. Project Purpose:

To provide funding for a code enforcement program and to authorize 3.0 FTE positions

IV. Analysis of Future Liabilities and Funding Sources:

Ongoing personnel and operating cost for the code enforcement program

V. Fund Certification: I certify that funding sources are available as detailed in II above.

Debra L.R. Brady
Debra L.R. Brady
Chief Financial Officer

3/17/20
Date

W	FA	GLA	<i>[Signature]</i>
	GA	CA	<i>[Signature]</i>
	SpA	C	<i>[Signature]</i>
<i>[Signature]</i>	TBM	SA	