

ORDINANCE NO. 5822

AN ORDINANCE TO AMEND FGC SEC. 74-117. HOTEL/MOTEL TAX PURPOSE AND LIMITATION, TO APPROPRIATE FUNDS TO SUPPORT THE COMMUNITY SERVICE PATROL, AND SETTING AN EFFECTIVE DATE

WHEREAS, the Community Service Patrol (CSP) reported handling some 2,484 events during the course of 2009, and

WHEREAS, many of the events handled by the CSP involve persons who are considered incapacitated by alcohol or drugs under Title 47, Chapter 37 of the Alaska Statutes, and

WHEREAS, such events would otherwise have to be handled by Fairbanks police officers and, thus, the CSP saves the city's police department valuable time and money; and

WHEREAS, the CSP also provides valuable services to the entire community and deserves community-wide support; and

WHEREAS, the city believes that continuing support of the CSP is in the best interest of the community;

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. That Fairbanks General Code Chapter 74, Article IV, Sec. 74-117(c) is hereby amended as follows (new text in **underlined bold** font, deleted text in ~~strikeout~~ font):

Sec. 74-117. Hotel/motel tax purpose and limitation.

(c) Subject to annual appropriation, revenues collected under this article shall be allocated as follows:

- (1) The City of Fairbanks will receive 22.5 percent for fund collection, administration and tourism impact.
- (2) ~~\$400,000.00~~ **350,000.00** will be distributed annually as follows:

Fairbanks Economic Development Corporation	\$100,000.00 <u>50,000.00</u>
Golden Heart Plaza and Barnette Landing Maintenance	\$30,000.00
Discretionary Grants	\$270,000.00

- (3) All remaining hotel/motel tax revenues to the Fairbanks Convention and Visitors Bureau.
- (4) From the City's 22.5 percent under (1), \$50,000 annually shall be granted for the Community Service Patrol for 2011, 2012, 2013 and 2014 only.**

(d) Revenue collected under this article shall be made available to the Fairbanks Convention and Visitors Bureau, ~~and~~ the Fairbanks Economic Development Corporation, **and Golden Heart Plaza and Barnette Landing Maintenance** no later than the last day of the month directly following the month in which the revenues are collected.

(e) Any recipient of funding under this article shall execute a contract with the city setting forth terms and conditions deemed necessary to enable the city to assure compliance with the purposes and limitations under this section. In addition, the Fairbanks Convention and Visitors Bureau and the Fairbanks Economic Development Corporation board of directors and/or director shall remit complete and fully detailed budget documents and a plan outlining projected goals and objectives directly to the city council before November 1st of each year for presentation and review and as a condition of funding. At the same time each of these agencies shall submit a complete and detailed report of current year's progress and accomplishments. **The grant for the Fairbanks Economic Development Corporation set out in (c)(2) and the Community Service Patrol set out in (c)(4) shall require a yearly cash match of \$140,000 before such grant funds may be disbursed. As a further condition for the city grant, the Community Service Patrol shall engage tactical coordination with the Fairbanks Police Department and, if different, make seasonal adjustments to the patrol boundary.**

(f) Organizations and agencies will be required to report to the City of Fairbanks Chief Financial Officer how their funds received were spent. Ten percent of these appropriations will be withheld until a report is filed with the chief financial officer.

(g) The city council establishes the following criteria and process for the selection and application for discretionary funds.

- (1) The City of Fairbanks stipulates that applicants must provide and indicate to the committee on the appropriate forms supplied by the City of Fairbanks the following information:
 - a. If an applicant has the disbursement responsibility for other organizations, they must list all organizations that they represent.

- b. The applicant must complete the application in its entirety and may submit financial information in their format including:
 - 1. Balance sheet for the last fiscal year.
 - 2. Income and expense statement for the last fiscal year.
 - 3. Applicant's projected budget for the upcoming year.
 - 4. Wage and salary information for employees for current and upcoming year.
 - c. An applicant must answer questions in the order provided but need not have the questions and answers appear on specific pages.
- (2) As per subsection 74-117(f), successful applicant is required to report to the City of Fairbanks Chief Financial Officer how bed tax funds were spent. Ten percent of these appropriations will be withheld until a report is filed with the chief financial officer.
- (3) The City of Fairbanks Discretionary Fund concentrates its resources in the areas listed in item (a). We cannot support requests for the following:
- a. Loans, deficits, or debt reduction.
 - b. Endowments.
 - c. Scholarships.
- (4) Grant guidelines:
- a. Show how use of the funds will contribute significantly to the growth and promotion of Fairbanks.
 - b. Show how the grant monies will be used to supplement a successful ongoing program of activities or a new program that will need initial support to accomplish its stated goals.
- (5) Grant applications must be picked up or requested to be sent by mail from the office of the city clerk and must be submitted by and postmarked no later than October 31 of each year.
- (6) The discretionary fund committee shall be composed of five community members and a council person who will function as the chairman, six total, all appointed by the mayor.

- (7) The members of the committee shall serve a three-year term with staggered appointment with a limit of two consecutive full terms, (i.e., two members for a three-year term, two members for a two-year term and one member for a one-year term. Initially this will be decided by the committee at its first meeting by drawing lots.) Unless appointed to fill a vacancy, terms begin July 1 and terms expire June 30.
- (8) Citizens desiring to be members of the committee must apply to the office of the mayor on the date specified by the mayor and city council for appointment to the committee.
- (9)
 - a. Procedures for scoring proposals from applicants shall be decided by the committee as a whole during the first organizational meeting. Members at this meeting should be made aware of procedures in place in case of conflicts of interest.
 - b. Members shall have a distribution meeting to review and discuss their numerical valuations and weightings assigned to each grant application. Prior to the distribution meeting committee members must submit their numerical assessments to the chief financial officer to verify that they are true and correct on the Monday of the week when the distribution will become public. Members shall disclose their numerical valuations by reading them into the record during the distribution meeting.

SECTION 2. That the effective date of this Ordinance shall be the ___ day of _____ 2010.

Jerry Cleworth, City Mayor

AYES:
 NAYS:
 ABSENT:
 ADOPTED:

ATTEST:

APPROVED AS TO FORM:

 Janey Hovenden, CMC, City Clerk

 Paul J. Ewers, City Attorney