

ORDINANCE NO. 6335

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE SECTION 2-653,
CITY COUNCIL APPROVAL OF EXCESS EXPENDITURES**

WHEREAS, the Mayor and City Council develop an annual budget that provides for general and capital expenses with available revenue; and

WHEREAS, the City's budget is approved by an ordinance that requires at least two readings and must provide an opportunity for public testimony; and

WHEREAS, any amendments to the City's budget must also be by ordinance; and

WHEREAS, Fairbanks General Code currently allows for an appropriation by resolution under Sec. 2-149; and

WHEREAS, unlike an ordinance that requires two readings, a resolution can be adopted after only one reading per Fairbanks General Code Sec. 2-147(b) and does not require an opportunity for public testimony; and

WHEREAS, there are specific circumstances that may call for an appropriation by resolution, however it is generally preferable to appropriate funds using an ordinance so the public has more notice and better opportunity for public testimony.

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

Section 1. Fairbanks General Code Sec. 2-653 is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

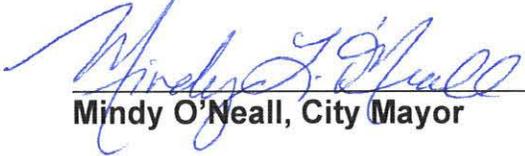
Sec. 2-653. - City council approval of excess expenditures.

(a) ~~The director of finance~~ **chief financial officer** shall not permit without city council approval **by ordinance**, ~~during any budget year,~~ unless expressly provided for in Charter or Code **otherwise**, any expenditure or contract or incurring of any liability, ~~in excess of the amount appropriated for each department, except that~~

(b) ~~†The director of finance~~ **chief financial officer** is authorized to accept grants of restricted funds from asset forfeiture programs without city council preapproval so long as there is no financial obligation placed upon the city. ~~Examples of such grants are asset forfeiture proceeds under state, federal or local law. The proceeds of such grants shall~~ **must** be held in a trust account and not be included in the general fund. The mayor is authorized to expend such grant funds in accord with the restrictions placed upon the grant without an appropriating

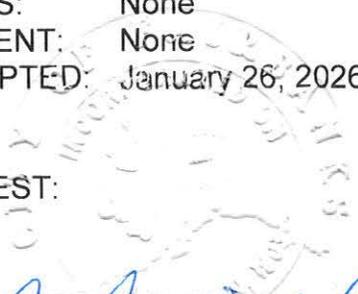
ordinance. An annual report of all such receipts and expenditures shall be made by the director of finance **chief financial officer** to the mayor and city council in January of each subsequent year.

Section 2. The effective date of this ordinance is six days after adoption.


Mindy O'Neall, City Mayor

AYES: Sprinkle, Cleworth, Ringstad, Marney, Tidwell, Therrien
NAYS: None
ABSENT: None
ADOPTED: January 26, 2026

ATTEST:



D. Danyielle Snider, MMC, City Clerk

APPROVED AS TO FORM:


Thomas A. Chard II, City Attorney