

**RESOLUTION NO. 4852**

**A RESOLUTION REAFFIRMING THE ALASKA STATEHOOD ACT AND ITS SECTION 28(a) 90 PER CENTUM PROVISION REGARDING OIL ROYALTIES AND REAFFIRMING CITY OF FAIRBANKS RESOLUTION NO. 3701**

**WHEREAS**, on April 21, 1997, the City Council passed Resolution No. 3701 regarding the Alaska Statehood Act and the 90 per centum oil royalty provision of Section 28(a); and

**WHEREAS**, the United States Congress in the passage of the Alaska National Interest Lands Conservation Act (ANILCA) reserved the right to permit further oil and gas exploration, development, and production within the coastal plain of ANWR to include all other ANILCA designated lands in Alaska; and

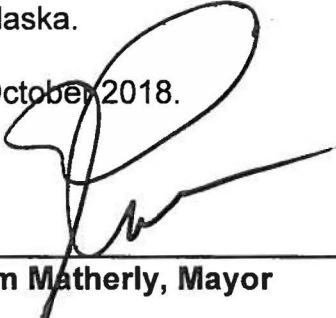
**WHEREAS**, Alaska is entitled to receive 90 per centum of the oil and gas royalties in ANILCA designated lands, as well as on other federal oil and gas leases in accordance with the Alaska Statehood Compact provisions of the Alaska Statehood Act; and

**WHEREAS**, Congress cannot enact legislation in conflict with the Alaska Statehood Compact provisions of the Alaska Statehood Act which violate the United States and Alaska State Constitutions; and

**WHEREAS**, it is our legitimate opinion that any changes to the Alaska Statehood Act should only be made by the people of the State of Alaska by a referendum vote and not by the Alaska State Legislature or federal agencies without the due process American citizens of the State of Alaska and the City of Fairbanks are entitled to.

**NOW, THEREFORE, BE IT RESOLVED** that the Fairbanks City Council on behalf of the citizens of Fairbanks, Alaska, requests that our Congressional Delegation, Governor, and other elected state officials uphold the 90 per centum provision of Section 28(a) of the Alaska Statehood Act, and that in the event that any legislation be passed by Congress to reduce Alaska's share of oil and gas revenue guaranteed to its citizens by the Statehood Act, that such legislation include specific provisions that it must be approved by a vote of the people of the State of Alaska.

**PASSED and APPROVED** this 22nd day October 2018.



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Jim Matherly, Mayor

AYES: PASSED and APPROVED on the CONSENT AGENDA  
NAYS: None  
ABSENT: None  
APPROVED: October 22, 2018

ATTEST:

APPROVED AS TO FORM:



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D. Danyielle Srider, CMC, City Clerk



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Paul Ewers, City Attorney

Introduced by: Council Member Cleworth  
Date: April 21, 1997

RESOLUTION NO. 3701

A RESOLUTION REAFFIRMING THE ALASKA STATEHOOD  
ACT AND ITS SECTION 28. (A) (1) 90% PROVISIONS  
FOR ALASKA REGARDING OIL ROYALTIES.

WHEREAS, the United States Congress in the passage of the Alaska National Interest Lands Conservation Act (ANILCA) reserved the right to permit further oil and gas exploration, development, and production within the coastal plain of ANWR to include all other ANILCA designated lands in Alaska; and

WHEREAS, Alaska is entitled to receive "90 per centum" (90%) of the oil and gas royalties in ANILCA designated lands, as well as on other federal oil and gas leases in accordance with the Alaska Statehood Compact provisions of the Alaska Statehood Act; and

WHEREAS, Congress is considering, with support of many Alaska elected officials, bills reducing Alaska's 90 percent constitutional share of federal oil and gas royalties in violation of the Alaska Statehood Act; and


WHEREAS, Congress cannot enact legislation in conflict with the Alaska Statehood Compact provisions of the Alaska Statehood Act which violate the United States and Alaska State Constitutions; and

WHEREAS, it is our legitimate opinion having accommodated the (UAF) 11-8-55-2-6-56 Territorial Constitutional Convention, that any changes to the Alaska Statehood Act should only be made by the people of the State of Alaska within its rural/urban election

districts by an election direct wide referendum vote and not by the Alaska State Legislature or federal agencies without due process American citizens of the State of Alaska and Fairbanks are entitled to.

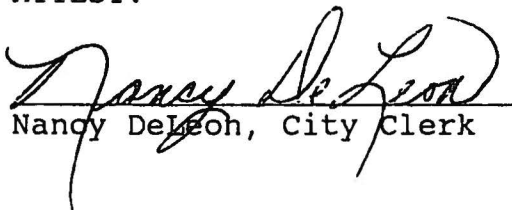
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS that the Fairbanks City Council on behalf of the citizens of Fairbanks, Alaska, established in 1903 request that our Congressional Delegation, Governor, and other elected state officials uphold the Alaska Statehood Compact provision section, 28.(A)(1) 90% of the Alaska Statehood Act, our State Constitution and that in the event that any legislation be passed by Congress to reduce Alaska's share of oil and gas revenue guaranteed to its citizens by the Statehood Act, that such legislation include specific provisions that it must be approved by a vote of the people of the State of Alaska.

PASSED AND APPROVED this 21st day of April, 1997.

  
James C. Hayes, Mayor

AYES:  
NAYS:  
ABSTAIN:  
ABSENT:

ATTEST:

  
Nancy DeLeon, City Clerk

APPROVED AS TO FORM:

  
Herbert P. Kuss, City Attorney