

City of Bethel

P.O. BOX 1388

Bethel, Alaska 99559

Phone: 907- 543-2047

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Regular City Council Meeting

February 28, 2012

6:30 P.M.

Council Chambers; Bethel, Alaska



**City Council Meeting Agenda
 Regularly Scheduled Meeting
 February 28, 2012-6:30 pm
 City Hall 300 State Highway, Bethel, AK
 City of Bethel Council Chambers**

Joseph Klejka
 Mayor
 Term Expires 2012
 543-2984
jklejka@cityofbethel.net

Gene Peltola Jr.
 Vice-Mayor
 Term Expires 2013
 543-3151
gpeltola@cityofbethel.net

Rick Robb
 Council Member
 Term Expires 2013
 543-1879
rrobb@cityofbethel.net

Mary Sattler
 Council Member
 Term Expires 2013
 543-1588
msattler@cityofbethel.net

Gene Peltola Jr.
 Council Member
 Term Expires 2013
 543-3151
gpeltola@cityofbethel.net

Kent Harding
 Council Member
 Term Expires 2012
 543-2276
kharding@cityofbethel.net

Mark Springer
 Council Member
 Term Expires 2013
 545-1450
mspringer@cityofbethel.net

Eric Whitney
 Council Member
 Term Expires 2012
 545-1309
ewhitney@cityofbethel.net

Lee Foley
 City Manager
 543-2047
lfoley@cityofbethel.net

Lori Strickler
 City Clerk
lstrickler@cityofbethel.net

Michael Gatti
 City Attorney

Paul Richards
 Lobbyist
paul_richards@gci.net

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. PEOPLE TO BE HEARD** – Five minutes per person
- V. APPROVAL OF CONSENT AGENDA AND REGULAR AGENDA**
- VI. APPROVAL OF MEETING MINUTES**
 - a) **P3** *2-14-2012 Regular City Council Meeting
- VII. REPORTS OF STANDING COMMITTEES**
 - a) Public Safety and Transportation Commission
 - b) Finance Committee
 - c) Energy Committee
 - d) Port Commission
 - e) Parks and Recreation Committee
 - f) Planning Commission
 - g) Public Works Committee
- VIII. UNFINISHED BUSINESS**
 - a) **P25** Public Hearing Of Ordinance 12-01: Amending Bethel Municipal Code 2.24 Planning Commission (Mayor Klejka)
 - b) **P29** Public Hearing Of Ordinance 12-03: Amending Bethel Municipal Code Section 1.08 General Penalties To Increase The Maximum Penalties For A Violation Of The Bethel Municipal Code From \$500 to \$1,000 (City Manager Foley)
- IX. NEW BUSINESS**
 - a) **P35** *Introduction Of Ordinance 12-04: Amending Planning Office Fees And Charges Schedule For Commercial Site Plan Application For Institutional (Hospital, Educational, And Government) (Planning Commission)
 - b) **P43** *AM 12-14: Administrative And Personal Leave Request For City Manager Foley March 5th Through March 8th (City Manager Foley)
 - c) **P45** AM 12-15: Transfer Of Army National Guard Land and Buildings Determination (City Manager Foley) teleconference
 - d) **46A** Establishing A Date And Time For A Meeting With Meera Kohler, CEO and President Of Alaska Villages Electrical Cooperative (Mayor Klejka)
- X. MAYOR'S REPORT**
- XI. MANAGER'S REPORT**
- XII. CLERK'S REPORT**
- XIII. COUNCIL MEMBER COMMENTS**
- XIV. ADJOURNMENT**

Agenda posted February 22nd, at City Hall, AC Co., Swansons, and the Post Office.

Lori Strickler, City Clerk's Office

(Items on the agenda noted with an asterisk (*) are considered the consent agenda.
 All Resolutions noted with an asterisk (*) will automatically be adopted on the consent agenda unless removed from the consent agenda by Council.
 Ordinances introduced with an asterisk (*) on the consent agenda will automatically be introduced and set for **Public Hearing March 13, 2012**)

Approval of the Minutes

Approval of the Minutes

City of Bethel City Council Meeting Minutes

February 14, 2012

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on February 14, 2012 at 6:30pm, at the City Council Chambers, Bethel, Alaska.

Mayor Joseph Klejka called the meeting to order.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT:

Mayor Joseph Klejka
Vice-Mayor Gene Jr. Peltola
Council Member Kent Harding
Council Member Rick Robb
Council Member Mark Springer (arrived at 6:36p)
Council Member Mary Sattler (arrived at 6:49p)

ABSENT:

Council Member Eric Whitney

STAFF:

City Manager Lee Foley
Assistant to City Clerk Bing Santamour

IV. PEOPLE TO BE HEARD

David Trantham: ANCSA land allotment fulfilled; hopes then to use 300 acres for new city complex for Vision 2025, please review rough sketches and plan; please keep Vision 2025 going.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Robb	Motion to approve the consent and regular agenda.
SECONDED:	Springer	
MOVED:	Robb	Remove from the consent agenda Resolution 12-05 and Ordinance 12-

	03.
VOTE ON MAIN MOTION	All in favor

VI. APPROVAL OF THE MEETING MINUTES

1-24-2012 Regular City Council Meeting

Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Planning Commission
Council Member Rick Robb

Public Safety and Transportation Commission
 Council Member Kent Harding –
 A meeting was not held due to a lack of a quorum.

Finance Committee
 Finance Committee Member Dave Trantham-
 A meeting was not held due to a lack of a quorum.

Port Commission
 Council Member Mark Springer –
 A meeting was not held due to a lack of a quorum.

Parks & Recreation Committee
 Council Member Mary Sattler-
 Provided a recommendation to Council stating their opposition to the acquisition of the Armory Building.

Public Works Committee-
Vice Mayor Joseph Klejka

VIII. UNFINISHED BUSINESS

Public Hearing Of Ordinance 12-02: Amending Bethel Municipal Code Section 13.12.290 Landfill Use And 12.16.010 Solid Waste Collection by Striking five dollars within the Rate Schedule.

Mayor Klejka opened the public hearing.

No one wished to be heard.

Mayor Klejka closed the public hearing.

MOVED:	Robb	Motion to adopt Ordinance 12-02.
SECONDED:	Peltola	
MOVED:	Peltola	Motion to suspend the rules to hear from the Public Works Director, Chuck Willert.
SECONDED:	Harding	
VOTE ON MOTION	All in favor	
VOTE ON MAIN MOTION	All in favor	

IX. NEW BUSINESS

*Resolution 12-05: Resolution by City of Bethel City Council seeking funding from Legislature For \$8 Million For Construction Improvements to the City's Sewer Lagoon following the City's Master Plan.

MOVED:	Harding	Motion to adopt Resolution 12-05.
SECONDED:	Sattler	
MOVED:	Sattler	Motion to amend, to strike \$20 Million and insert \$8 Million.
SECONDED:	Harding	
VOTE ON MOTION	All in favor	
MOVED:	Springer	Motion to amend the title to state "Resolution by the Bethel City Council seeking funding for the construction improvements to the sewage lagoon"; and to amend the resolved statement to say "that the Bethel City Council seeks up to \$8,000,000 (Eight Million Dollars) for construction and improvement to the
SECONDED:	Sattler	

	sewage lagoon as outlined in the City of Bethel Water and Sewer Facilities Master Plan."
VOTE ON MOTION	4 -2 Motion passes, Klejka and Harding opposed
VOTE ON MAIN MOTION	5-1 Motion passes, Robb opposed

*Resolution 12-03 Substitute: Revised Participation in FY 2012 Denali Commission's Transportation Program – Waterfront Project Nomination.

Passed on the consent agenda.

*Introduction of Ordinance 12-03: Amending Bethel Municipal Code Section 1.08 General Penalties to Increase The Maximum Penalties For A Violation Of the Bethel Municipal Code From \$500 to \$1000.

MOVED:	Robb	Motion to introduce Ordinance 12-03.
SECONDED:	Springer	
MOVED:	Peltola	Motion to suspend the rules to hear from the gallery.
SECONDED:	Harding	
VOTE ON MOTION	All in favor	
<i>Council Member Robb wished to withdraw their motion. The Mayor allowed.</i>		

MOVED:	Springer	Motion to introduce Ordinance 12-03.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	5-1 Motion passes, Robb opposed	

*AM 12-09 Reappointment of Abraham Palacios To the Planning Commission For a Term of Three Years.

Passed on the consent agenda.

AM 12-10: Army National Guard Armory And Corresponding Building
Transfer to the City of Bethel.

MOVED:	Springer	Motion to adopt 12-10.
SECONDED:	Harding	
MOVED:	Robb	Motion to amend to accept the land, the outbuildings and the park but not the armory building.
SECONDED:	Peltola	
VOTE ON MOTION	3-3 Motion Fails, Sattler, Peltola Robb in favor	
VOTE ON MAIN MOTION	2-4 Motion fails, Harding and Springer in favor	

MOVED:	Robb	Motion to direct City Manager Foley to write a new Action Memorandum accepting the land located on Chief Eddie Hoffman Highway and the money associated with the Territorial Guard Memorial Park, also accepting the outbuildings on the land adjacent to the Armory building, but not accept the Armory and that ANG will find funds to demolish the armory building if necessary.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	4-2 Motion passes, Springer and Harding opposes	

MOVED:	Springer	Motion to take a ten minute break.
SECONDED:	Robb	
VOTE ON amended MOTION	All in favor	

*AM 12-11 Training And Travel Approval for the City Clerk To Attend The International Institute Of Municipal Clerks' Conference May 20-24th.

Passed on the consent agenda.

*AM 12-12 Appointment of Pat Jennings To the Port Commission.

Passed on the consent agenda.

AM 12-13: Approve the Preliminary Grant Application Submission Regarding the Liquefied Natural Gas (LNG) Project.

MOVED:	Springer	Motion to adopt AM 12-13.
SECONDED:	Robb	
MOVED:	Springer	Motion to amend, to designate the City Manager as the individual to be the contact for this project.
SECONDED:	Peltola	
VOTE ON MOTION	2-4 Motion fails, Springer and Harding in favor	
VOTE ON MAIN MOTION	All in favor	

*AM 12-14: Appointment of John Dickens to the Commission For a Term of Three Years.

Passed on the consent agenda.

- XII. MAYOR'S REPORT**
- XIII. MANAGERS REPORT**
- XIV. CITY CLERK'S REPORT**
- XV. COUNCIL MEMBER COMMENTS**

Council Member Robb-

This was a productive meeting; quyana and Happy Valentine's

Council Member Harding-

Happy Valentine's Day; another storm coming; everyone be safe and careful

Council Member Springer-

As the AML Representative for District 9, he attended meetings in Juneau last week. Some items discussed at the meetings were, revenue sharing topic – oil tax; State appropriates 60 million each year and it can hold max of 180 million; PERS represents large State debt; ALAMAR communication system and City of Bethel has connectivity; microwave computer sites on rail belt (technical) gas line Cook Inlet to Crooked Creek to provide fuel/power.

And proposed gas line to Donlin Creek and ? to come and speak to us – potential unregulated gas line since private dollars used; inter-tie to downriver and will be transparent use; AML meeting in August here – Bethel requesting it a long time and finally got it. 37,000 statewide signatures gathered for legislation for initiative to be presented.

Council Member Sattler-
Happy Valentine’s Day; nice to be warm

Council Member Peltola-
Happy Valentine’s Day; reported on Juneau trip with Mayor Klejka; said good things about City lobbyist, prepared documents by Lori were very helpful; City of Bethel projects well received; 1 negative comment only about boat harbor; brought drowning statistics to share and support the pool request; billion dollar cost associated with gas line run from Donlin Creek to Bethel due to cross refuge and marsh land.

Mayor Klejka-
Juneau was worthwhile. DOT regarding Polk Road; unfortunately, Juneau doesn’t know but Anchorage office does; he asked for status reports when can be given. Happy Valentines to Bethel. (big fire truck status – running and CM Foley said they’re old) Great meeting tonight. You work well together.

MOVED:	Springer	Motion to adjourn.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	All in favor	

XVI. ADJOURNMENT

Council adjourned at 9:05 pm

Joseph A. Klejka, Mayor

ATTEST:

Bing Santamour, Assistant to City Clerk

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ATTEST

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Reports of Standing Committees

Committee Standing Reports of



Public Works Committee Agenda

Regular Meeting Wednesday February 15, 2012 – 6:30PM
City Shop Conference Room

MEMBERS

Jeff Sanders
Chair
Term Expires 12/2012

Frank Neitz
Vice-Chair
Term Expires
12/2013

Joseph A Klejka
Council Rep.
Term Expires 11/2012

Bill Schreiner
Committee Member
Term Expires 12/2013

Jennifer Dobson
Committee Member
Term Expires 12/2014

VACANT
Committee Member
Term Expires /

VACANT
Committee Member
Term Expires /

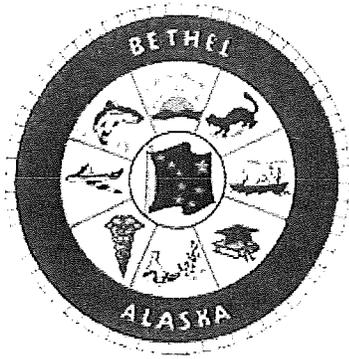
Chuck Willert
Ex-Officio Member

Cheryl Roberts
Secretary/Recorder

AGENDA

- I. CALL TO ORDER
- II. ROLL CALL
- III. PEOPLE TO BE HEARD – (15 Minute Limit)
 - * Sam Blankenship - City of Bethel - I.T. Department
 - Update on Neptune - Metering System
 - * Bill Arnold, City of Bethel - Public Utilities Foreman
 - Update on Frozen Pipes, Residential and Commercial
- IV. APPROVAL OF MINUTES
 - A. Minutes from the previous regular meeting - January 18, 2012.
- V. APPROVAL OF AGENDA
- VI. DIRECTOR'S REPORT
- VII. UNFINISHED BUSINESS
 - A.
- VIII. NEW BUSINESS
 - A. Election of Vice-Chair
 - B. Frozen Service Lines in City Sub - Update - Chuck Willert
- IX. MEMBER COMMENTS
- X. ADJOURNMENT

Cheryl Roberts, Recorder, Public Works Department
Posted: February 10, 2012. AC, Post Office, Swanson's, City Hall



City of Bethel

Committees and Commissions

Recommendation to City Council

Committees and Commissions that wish to make a recommendation to City Council should turn this form in to the City Clerk or to the City Council representative on the committee or commission.

Committee/Commission: Public Works	Chairman: Frank Neitz
Date Submitted: 02/16/2012	Council Rep: Joseph Klejka
Issue: Recommendation on outstanding personnel performance.	
Recommendation:	
A letter of appreciation to acknowledge the Hauled Utility Drivers & Utility Maintenance Workers for working in the record cold conditions over the last 6 weeks. They did all of this with an Uncomplaining Attitude, Teamwork & Great Performance.	

Other:

Received by: Jack Stuckler
Date: 2-21-2012

City of ...
...



Resolution of City Council

Whereas the City Council has received a request from the ...
and whereas the City Council has determined that it is in the best interests of the City to ...

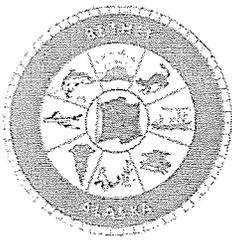
Chairman ...
Council ...

City Clerk ...
...

Resolved, That the City Council do hereby ...

...

...



City of Bethel

Finance Committee Agenda

Regular Meeting

February 23, 2012 – 6:30 p.m.

City Hall, Bethel, Alaska

Carol Ann Willard
Finance Committee Chair

Clark Davis
Finance Committee Vice Chair

Gene Peltola Jr
Council Representative

Kevin Kristof
Finance Committee Member

Sadie McDaniel
Finance Committee Member

Dave Trantham, Jr.
Finance Committee Member

Ann Willert
Finance Committee Member

Lee Foley
City Manager
543-1373
lfoley@cityofbethel.net

Bobby Sutton
Finance Director
543-1376
bsutton@cityofbethel.net

LaRae Sullivan
Assistant Finance Director
543-1375
lsullivan@cityofbethel.net

I. CALL TO ORDER

II. ROLL CALL

III. PEOPLE TO BE HEARD – Five minutes per person

IV. APPROVAL OF AGENDA

V. APPROVAL OF MINUTES OF REGULAR MEETING November 17, 2011 and January 26, 2012

VI. UNFINISHED BUSINESS

A: Review of Ordinance Purchasing 4.20.090(E) (G), 4.20.100 (E) and 4.20.160 (A) (1). In reference to Local Business Preference.

VII. NEW BUSINESS

A: Annual Election of Chair and Vice-Chair

B: Review of FY 2011 Finance Statements and Annual Audit by Finance Director

VIII. FINANCE DIRECTOR'S COMMENTS

IX. FINANCE COMMITTEE MEMBER COMMENTS

X. ADJOURNMENT

>>>DRAFT<<<

City of Bethel, Alaska Finance Committee Minutes

January 26, 2012

Regular Meeting

Bethel, Alaska

CALL TO ORDER

A regular meeting of the Finance Committee was held on January 26, 2012 at the City Council Chambers.

Meeting called to order by Recorder Sharri Salyers. at 7:05 pm

ROLL CALL

A quorum was not established of the Committee, the following were present:

Trantham

Excused absence(s): Willard, Davis, Kristof, Peltola, Willert, McDaniel

Unexcused absence(s): None

Also in attendance were the following:

Bobby Sutton, Finance Director

Sharri Salyers, Recorder

PEOPLE TO BE HEARD

No one present to be heard

ADJOURNMENT

APPROVED THIS _____ DAY OF _____, 2012.

Bobby Sutton, Finance Director

Chair,

City of Bethel, Alaska Planning Commission

February 9, 2012

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A regular meeting of the Planning Commission was held on February 9, 2012 at 6:30 pm in the City Hall Council Chambers, Bethel, Alaska.

Chairman, John Guinn, called the meeting to order at 6:30 pm.

II. ROLL CALL

Compromising a quorum of the Commission, the following members were present for roll call: John Guinn, Joy Shantz, Cliff Linderoth, David Hames, Mike Walter. Excused: Abe Palacios; Unexcused: Rick Robb.

Ex -Officio members present were the following:

Daniel Shea, Planning Director

Betsy Jumper, Recorder

III. PEOPLE TO BE HEARD

- None

IV. APPROVAL OF AGENDA

MOTION TO APPROVE THE AGENDA OF February 9, 2012

MOVED:	Mike Walter	To approve the agenda for the Feb. 9, 2012 meeting.
SECONDED:	Cliff Linderoth	
VOTE ON MAIN MOTION	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

V. APPROVAL OF MINUTES

MOTION TO APPROVE THE MINUTES FROM the January 12, 2012 Meeting

MOVED:	Joy Shantz	To approve the minutes of the Jan. 12, 2012 meeting.
SECONDED:	Mike Walter	
VOTE ON MAIN MOTION	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

- VI. COMMUNICATIONS:** Dan shared with the group the BNC plans to construct a merchant mall located next to the YKHC administrative building along with a bit of history of the property regarding access points and general concerns and procedures.

VII. PLANNER'S REPORT: The Planner presented his report, and answered a commissioner's query about the progress of the right-of-way issues on Ptarmigan Road.

VIII. COMMISSIONER'S COMMENTS: Everybody glad to get some relief from the extreme cold.

IX. UNFINISHED BUSINESS: None.

X. NEW BUSINESS: **A.** Port Director Peter Williams updated the Commission on the upcoming dredging of Brown's slough.

B. Ordinance #12-01 amending Planning Office Fees for a Commercial Site Plan Application for Institutional Groups and non-profit groups registered as a 501 (c). **(ACTION ITEM)**

MOTION TO RECOMMEND TO CITY COUNCIL TO APPROVE AMENDING PLANNING FEES FOR A COMMERCIAL SITE PLAN APPLICATION FOR INSTITUTIONAL GROUPS AND NON-PROFIT GROUPS REGISTERED AS A 501 (c)

MOVED:	Joy Shantz	To recommend to City Council to approve amending planning fees for a commercial site plan application for institutional and non-profit groups registered as a 501 (c).
SECONDED:	Cliff Linderoth	
VOTE ON MAIN MOTION	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

C. Review 2013 Planning Budget Proposal: The Commission looked over the 2013 proposed budget for the Planning Dept.

XI. ADJOURNMENT, Motion to adjourn the meeting.

MOVED:	Joy Shantz	To adjourn the meeting at 7:20 pm.
SECONDED:	David Hames	
VOTE ON MAIN MOTION	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

Next meeting on March 8, 2012

John Guinn, Chairman

Betsy Jumper, Recorder

Unfinished Business

berlaimfnU Business

Introduced by: Mayor Joseph Klejka
Introduction Date: January 10, 2012
Public Hearing: January 24, 2012
February 28, 2012

Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #12-01

AN ORDINANCE AMENDING THE BETHEL MUNICIPAL CODE SECTION 2.24 PLANNING COMMISSION

BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. This ordinance is of permanent nature and shall be codified within the Bethel Municipal Code.

SECTION 2. Amendment. Sections 2.24 of the Bethel Municipal Code Planning Commission, is amended as follows (new language is underlined and old language is stricken out).

Chapter 2.24 Planning Commission

2.24.010 Assumption of power.

Pursuant to AS 29.35.260(c), the city has assumed the powers of planning, platting and land use regulation.

2.24.020 Establishment of commission.

Pursuant to AS 29.35.260(c) and 29.40.020, there is established the city planning commission. Its duties, functions, procedures and composition shall be as specified in this chapter.

2.24.030 Planning, subdivision and land use functions.

A. The planning commission may:

1. Review and make recommendations on existing and proposed federal, state and city land selection, acquisition, disposal or management practices that affect the city;
2. Make recommendations concerning the city's annual planning budget and work program;
3. Make recommendations concerning all planning consulting contracts to which the city is or proposes to be a party;
4. Make recommendations concerning needed or proposed public improvements;

Action:
Vote:

5. Recommend to the city council the prioritization of the projects in the city's annual and long-term capital improvements program;
6. Recommend to the city council adoption of and changes to subdivision, land use, site plan, land acquisition and disposal, flood control, housing, building and similar codes.

B. The planning commission shall:

1. Maintain and update the official map of the city;
2. Recommend to the city council integrated or consolidated land use and related codes;
3. Regularly review the comprehensive plan or its components and recommend to the city council updates or other changes. The comprehensive plan should include:
 - a. Statements of policies, goals and standards,
 - b. A land use plan,
 - c. A community facilities plan,
 - d. A transportation plan, and
 - e. Recommendations for implementation of the comprehensive plan;
4. Recommend to the city council ordinances to implement the comprehensive plan;
5. Act as the platting authority for the city;
6. Perform such other duties and functions as are provided for in BMC Titles 15, 16, 17 and 18 and other provisions of this code.

2.24.040 Composition and staff.

A. The voting members of the planning commission shall be six (6) citizens who have been residents of the city for at least one (1) year. The seventh (7th) voting member shall be a member of the city council. The planning department manager or his/her designee will act as staff to the commission and may participate in commission discussions, except appeals of decisions of the planning manager or planning staff, but is not allowed to vote.

B. Members shall be appointed to the commission by the mayor and shall be confirmed by the council. Appointments to fill vacancies shall be for the unexpired term only.

C. The term of office shall be three (3) years. Two (2) commission members' terms shall expire each year on December thirty-first (31st). The city council representative will be appointed for the duration of his or her city council term.

D. The planning commission shall designate a member to preside as chairperson for a period of one (1) year. The commission shall also designate as its vice chairperson, a

Introduced by: Mayor Joseph Klejka
Introduction Date: January 10, 2012
Public Hearing: January 24, 2012
February 28, 2012

Action:
Vote:

member who shall exercise the powers of the chairperson during the absence of the chairperson.

E. Four members constitute a quorum. Any act of the commission requires an affirmative vote of at least four (4) members.

F. The planning department shall provide administrative support to the commission.

G. Alternate Members. The mayor shall appoint up to two (2) additional members to serve as alternate members, subject to confirmation by the council. An alternate member will be activated as a voting member whenever there is an absence or conflict of interest of another member. At all other times the alternate member shall be an ex officio member.

2.24.050 General procedures.

A. Regular meetings shall be held on a schedule established by the planning commission. The schedule of the regular meeting dates, times and places shall be published at least twice in a newspaper of general circulation in the city. The publication shall cover the regular meetings scheduled for the next twelve (12) months or through the end of the next calendar year. The two (2) publications should be within five (5) to fifteen (15) days of each other. Publication of notice of a specific regular meeting may also be made, but is not necessary unless required by other provisions of this code. A copy of the proposed agenda shall be posted at least five (5) days before the meeting at City Hall and in three (3) other public places where such notices are regularly posted. ~~The posted agenda does not limit the matters the commission may act upon.~~

B. Postponing or Rescheduling of Regular Meetings. A regular meeting may be postponed or rescheduled to another date upon a vote of the majority of the members at a previous regular or special meeting. A regular meeting may be postponed or rescheduled because of an expected lack of a quorum of the members at a scheduled regular meeting. Notice of the postponing or rescheduling of a regular meeting shall be given in accordance with subsection C of this section. If a regular meeting is rescheduled, it may not be rescheduled before five (5) days after the last regular meeting in order to give the public notice of the rescheduled date.

C. Special meetings may be called by the chairperson or shall be called by the chairperson at the request of two (2) members of the commission ~~or the planning manager~~. Notice of special meetings shall be given by posting notice of the date, time and place of the meeting at least five (5) days prior to the meeting at City Hall and three (3) other public places where such notices are regularly posted. ~~A copy of the agenda for the special meeting shall be attached to the posted notice, and matters not on the agenda may not be acted upon by the commission.~~

D. Meetings shall be public and minutes shall be kept. Minutes shall be retained as a public record in the office of the city clerk.

E. Meetings shall be conducted under Robert's Rules of Order with such modifications and additions as may be adopted by the commission.

F. Office and Staff. The commission and its staff shall be provided office space suitable for its needs with adequate room to file its journals, resolutions, records,

Introduced by: Mayor Joseph Klejka
Introduction Date: January 10, 2012
Public Hearing: January 24, 2012
February 28, 2012

Action:
Vote:

reference materials, correspondence, maps, plats and charts, all of which shall constitute public records of the city. The city manager shall make available to the commission, its staff and consultants the public records to aid the furtherance of the performance of the commission's duties.

G. All formal actions of the commission shall be by resolution bearing:

1. The heading, "Resolution of the Bethel Planning Commission";
2. The space for the resolution number to be assigned, "Resolution No. (number)";
3. A short and concise title descriptive of its subject and purpose;
4. A short list of "Whereas" clauses descriptive of the reasons for the resolution, if necessary;
5. The resolving clause, "THEREFORE, BE IT RESOLVED THAT..."; followed by a statement of the action approved by the commission and such factual findings, conclusions and other matters as may be appropriate; and
6. A declaration of the date the resolution was adopted: "Adopted (date)" and designated lines for the signatures of the chairperson and the commission clerk.

H. All funds received by the commission or the planning department as fees, charges, or otherwise shall be deposited in the general fund of the city and may be expended only pursuant to an appropriation.

I. Members of the planning commission may be paid a fee or honorarium and reimbursed for expenses as provided by resolution of the city council.

SECTION 3. Effective Date. This ordinance shall become effective immediately, upon passage by the City Council.

ENACTED THIS _ DAY OF _ 2012, BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

ATTEST:

Joseph A. Klejka, Mayor

Lori Strickler, City Clerk

CITY OF BETHEL, ALASKA

Ordinance #12-03

AN ORDINANCE AMENDING THE BETHEL MUNICIPAL CODE SECTION 1.08 GENERAL PENALTIES

BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. This ordinance is of permanent nature and shall be codified within the Bethel Municipal Code.

SECTION 2. Amendment. Section 1.08 of the Bethel Municipal Code, is amended as follows (new language is underlined and old language is stricken out).

1.08 General Penalties

Sections:

~~1.08.010~~ — Designated.

~~1.08.020~~ — Penalty surcharge authorization and collection.

1.08.010 Designated.

~~Unless otherwise provided, any person, firm or corporation who shall violate any provision of this code shall upon conviction thereof be fined in any sum not to exceed five hundred dollars (\$500) or be imprisoned in the city jail for a period not to exceed thirty (30) days, or both such fine and imprisonment.~~

1.08.020 Penalty surcharge authorization and collection.

~~The surcharge required to be imposed pursuant to AS 12.55.039 is authorized and shall be imposed as a surcharge on penalties imposed for the violation of an ordinance, code provision, or regulation of the city brought under a citation or criminal complaint that would require a proceeding in the Alaska Court System if the defendant were to enter a plea of not guilty. The court may impose and collect the surcharge on all penalties imposed by the court where fines and bail forfeitures are paid to the court. For all criminal proceedings in which the fine or bail forfeiture is collected by the city, the surcharge imposed shall be collected by the city with the payment of the fine or forfeited bail and regularly paid over to the appropriate agency of the state less any collection and administration fee or reimbursement authorized by the state to be retained by the city.~~

1.08.010 General penalty.

- A. Penalty. Unless another penalty is specifically provided by this code for the violation of any particular provision, any person who violates any of the provisions or fails to comply with any of the mandatory requirements of this code, upon conviction, shall be punished by a fine not to exceed three hundred dollars (\$300.00) and the violation shall be treated as an infraction.
- B. Procedure. The charge for the violation of a code provision may be brought by a city police officer, or that city official responsible for the administration and enforcement of the code provision which has been violated. A person charged by dispose of an infraction offense by paying the fine set for the violation charged and pleading "no contest" in person or by mail, or may appear in court to contest the charge. As an infraction, trial is by the court without a jury, and there is no right to court-appointed defense council.
- C. Separate Violations. Each day of a continuing violation of this code shall constitute a separate offense.
- D. Civil Action Alternatives. In addition to any other remedies or penalties which may be provided in this code, or may otherwise be available, the city or any aggrieved person may institute a civil action against a person who violates any provision of the code. In addition to injunctive and compensatory relief, a civil penalty not to exceed one thousand dollars (\$1,000.00) may be imposed for each violation. An action to enjoin a violation may be brought notwithstanding the availability of any other remedy. On application for injunctive relief and a finding of violation or threatened violation, the superior court shall grant the injunction.

1.08.020 Penalty surcharge authorization and collection.

The surcharge required to be imposed pursuant to AS 12.55.039 is authorized and shall be imposed as a surcharge on penalties imposed for the violation of an ordinance, code provision, or regulation of the city brought under citation or criminal complaint that would require a preceding in the Alaska Court system if the defendant were to enter a plea of not guilty. This surcharge is imposed in addition to any other fine or other penalty provided by law. The court may impose and collect the surcharge on all penalties imposed by the court or fines and bail forfeitures that are paid to the court. The surcharge shall be deposited into the general fund of the state of Alaska in accordance with AS 29.25.072.

Introduced by: City Manager Lee Foley
Introduction Date: February 14, 2012
Public Hearing: February 28, 2012
Action:
Vote:

SECTION 3. Effective Date. This ordinance shall become effective immediately, upon passage by the City Council.

ENACTED THIS _ DAY OF _ 2012, BY A VOTE OF _ IN FAVOR AND _ OPPOSED.

ATTEST:

Joseph A. Klejka, Mayor

Lori Strickler, City Clerk

1997
1998

1999

2000

2001

2002

2003

2004

New Business

New Business



Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #12-04

AN ORDINANCE AMENDING PLANNING OFFICE FEES AND CHARGES SCHEDULE FOR COMMERCIAL SITE PLAN APPLICATION FOR INSTITUTIONAL (HOSPITAL, EDUCATIONAL, AND GOVERNMENT).

WHEREAS the City Council of Bethel has determined that the City of Bethel Planning Department offers services not currently addressed in the fees and charges schedule;

WHEREAS the City Council of Bethel has determined these services are requested by individuals and businesses;

WHEREAS the City Council of Bethel has determined that these services provided by the Planning Department are of value;

WHEREAS the City Council of Bethel has determined that the fees associated with these services should be based on the cost of the most similar services currently provided;

WHEREAS the City Council of Bethel has determined that the current Site Plan Application for Commercial in Section A is not representative of the cost to provide a friendly environment for Institutional (Hospitals, Educational, and Governmental) status;

WHEREAS the City Council of Bethel has determined that the current cost of \$600 for the first \$100,000 of the total construction costs, plus an additional fee one half of one percent for the portion over \$100,000 of the total construction costs for the submittal of a commercial site plan is not most representative of the cost to development;

WHEREAS the City Council of Bethel has determined that the new fee of \$600.00 for an Commercial Site Plan Application for Institutional (Hospital, Educational and Governmental) will be assessed a flat fee of \$600 for the total cost of the construction;

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that:

Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

SECTION 1. Classification. This ordinance is not permanent in nature and shall not be placed in the Bethel Municipal Code.

SECTION 2. The Fees and Charges schedule is hereby amended, new language is underlined and old language is stricken. It shall be adhered to by all City Departments.

NEW PLANNING FEES

Site plan, infill/moving of residential single family \$25.00
**A \$500.00 fine if infill/moving of residential without site plan application:
Contractor/Owner Responsibility**

Site plan, residential single family new\$25.00
**A \$500.00 fine if developments of a new residential without site plan
application Owner responsibility**

Site plan residential duplex \$100.00
**A \$500.00 fine if developments of a new residential duplex without site plan
application Owner responsibility**

Site plan residential triplex \$200.00
**A \$1000.00 fine if developments of a new residential duplex without site plan
application Owner responsibility**

Site Plan, infill Commercial \$100.00
**A fine of \$1000.00 if infill is done without site plan application: Developers
Responsibility**

Site Plan, Demolition of Building either residential or commercial \$100.00
A fine of \$1000.00 for torn down

Site plan, commercial, major (New Development or existing site improvement)

A. A. Site plan Application Commercial: The application fee for a commercial, institutional, industrial or other non residential development shall be \$600 for the first \$100,000 of the total construction costs, plus an additional fee one half of one percent for the portion over \$100,000 of the total construction costs. Typical construction costs shall include all costs associated with the development for which the application is being submitted, including, but not limited to site improvement for which the application is being submitted, including, but not

Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

limited to, site improvement and building improvement costs including new or additional buildings, but shall include interior furnishings, atypical features, decorative materials or other similar features. For fees calculated based the percentage of construction costs, such costs shall be supported by the sworn statement of a licensed architect, licensed engineer or other qualified individual if an architect or engineer has not been retained for the project as the expected construction costs for projects over \$1,000,000 . Institutional (Hospital, Educational and Governmental) will be assessed a flat fee of \$600 for the total cost of the construction.

- B. For a proposed linear development, the application fee shall be \$150.00 per acre of all land included in the right of way of the proposed linear development project plus \$150.00 per acre located outside of the right of way that will be disturbed as part of a linear development project. A Linear development means land uses such as roads, trails, sewerage and management of pipes, gas and water pipelines, electric, telephone and other transmission or distribution lines, which have the basic function of connecting two points, the rights-of-way therefore, and any accessory structures or uses directly associated therewith. Linear development shall not include residential, commercial, office or industrial buildings, improvements within a development such as utility lines or pipes, or internal circulation roads;
1. For a resource extraction permit application or permit renewal application, the application fee shall be \$1,500.00 plus \$30.00 per acre to be mined within each permit period (Yearly);
 2. For a change of use with no additional development or home occupations, the application fee shall be \$200.00; and

The application fee for mixed residential and non-residential development shall be the sum of the residential and non-residential development fees as calculated according to the relevant fee schedules in (A) above.

~~The application fee required at the time of submission of a development application in accordance with commercial shall:~~

- ~~1. Equal 50 percent of the calculated fee if a public agency is the applicant; and~~
- ~~3. Not exceed \$50,000 unless a public agency is the applicant, in which case the fee shall not exceed \$25,000.~~

Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

Variance.....	\$200.00
Vacation.....	\$300.00
Conditional uses permit	\$200.00
Re-plat, short subdivision, abbreviated plat, supplemental plat, waiver, <u>floodplain land use</u>	\$100.00
.....	plus recording fees
Preliminary subdivision plat.....	\$300.00
.....	plus \$15.00/lot
Final Subdivision plat.....	\$300.00 plus recording fees
Site plan submitted after work has begun.....	\$300.00
Utility Permit	\$400.00
<u>Platting Waiver</u>	<u>\$100.00</u>
<u>Appeal.....</u>	<u>\$100.00</u>

MAPS

Xerographic type single sheet map copy.....	\$5.00 per sheet
Computer generated retracement of single lot or tract with legal Description.....	\$25.00
Computer generated single sheet maps-plats.....	\$50.00 first sheets
.....	\$25.00 each additional sheet
Land Status Map	\$30.00
Street Map (Addresses)	\$50.00
Comprehensive Plan on CD (<i>also available at no cost on City website</i>)	\$25.00

Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

The fee for a Letter of Interpretation or Amended Letter of Interpretation pursuant to Bethel Municipality Code shall be determined according to the following:

1. The application fee for any other Letter of Interpretation or Amended Letter of Interpretation shall be \$200.00.
 - (a) The application fee for the review and processing of a request for a letter stating information that is available in a municipal land use ordinance or stating other information readily available to the public from a source other than the Bethel Planning Commission shall be \$200.00.
 - (b) The application fee for an Amended Certificate of Filing shall be \$200.00 or 10 percent of the original permit fee, whichever is greater, with a maximum fee of \$3,000. If a request for an Amended Certificate of Filing is submitted more than five years following the issuance of the original Certificate of Filing, the fee shall be calculated as if a new application had been submitted.
 - (c) The fee for the review of any study or survey prior to the submission of a development application, including, but not limited to, any threatened or endangered species protocol, threatened or endangered species protocol results or a cultural resource survey, shall be one-third of the estimated application fee calculated in accordance with (a) through (b) above. Any fee submitted in accordance with this provision shall be deducted from the application fee due at the time of submission of the application for the proposed development for which the study or survey was prepared or conducted.

Code Enforcement

Vehicles

Junk Vehicles Removal, per vehicle \$200.00
Based on City of Bethel removing vehicle.

Impound fee, first day \$25.00
Each day after \$20.00

Removal of non-vehicles junk/honey buckets (percentage of cost of removal) 100%
Disposal of items plus city man power (wages), city vehicles usage (gas), court cost, attorney fees, only if property owners don't remove the debris from their property.

Introduced by: Planning Commission
Date: February 28, 2012
Public Hearing:
Action:
Vote:

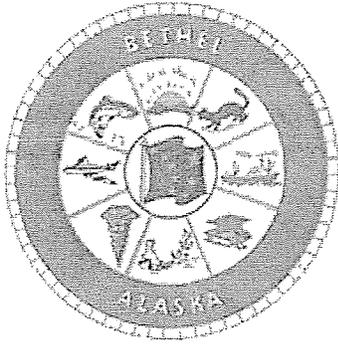
SECTION 3. Effective Date. This ordinance becomes effective ten (10) days after the passage of this ordinance.

ENACTED THIS DAY OF 2012, BY A VOTE OF IN FAVOR AND OPPOSED.

Joseph Klejka, Mayor

ATTEST:

Lori Strickler, City Clerk



City of Bethel

Committees and Commissions

Recommendation to City Council

Committees and Commissions that wish to make a recommendation to City Council should turn this form in to the City Clerk or to the City Council representative on the committee or commission.

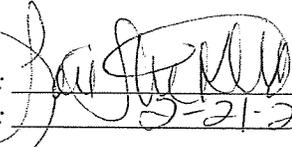
Committee/Commission: PLANNING	Chairman: JOHN GUINN
Date Submitted: FEBRUARY 28, 2012	Council Rep: RICK ROBB

Issue: Amending Planning Office fees and charges schedule for commercial site plan application for Institutional (Hospital, Education, and Governmental).

Recommendation: Institutional (Hospital, Educational and Governmental) will be assessed a flat fee of \$600 for the total cost of the construction.

Other: Striking out from the Planning Office Fees "The application fee required at the time of submission of development application in accordance with commercial shall":

1. Equal 50 percent of the calculated fee if a public agency is the applicant; and
2. Not exceed \$50,000 unless a public agency is the applicant, in which case the fee shall not exceed \$25,000.

Received by: 
Date: 2-21-2012

1. The Commission has received a request from the [redacted] for a review of the [redacted] in the [redacted] area.



The Commission has reviewed the request and has concluded that the [redacted] in the [redacted] area is in compliance with the [redacted] Act.

Approved: [redacted] Secretary
[redacted] Chairman

Approved: [redacted] Secretary
[redacted] Chairman

The Commission has reviewed the request and has concluded that the [redacted] in the [redacted] area is in compliance with the [redacted] Act.

Approved: [redacted] Secretary
[redacted] Chairman

Approved: [redacted] Secretary
[redacted] Chairman

Approved: [redacted] Secretary
[redacted] Chairman

City of Bethel Action Memorandum

Action memorandum No.	12-14		
Date action introduced:	February 28, 2012	Introduced by:	City Manager
Date action taken:		<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
Confirmed by:			

SUBJECT/ACTION: Travel to Juneau for Lobby Efforts & Follow-on PTO in Anchorage

Route to:	Department/Individual:	Initials:	Remarks:

Attachment(s):

Amount of fiscal impact		Account information:
	No fiscal impact	
X	Funds are budgeted for.	10-51-545
	Funds are not budgeted. Budget modification is required. Affected account number:	

Lobby for City's State priorities on March 5-6 and PTO in Anchorage on March 7-8. I will return to Bethel on March 8th evening flight.

Table 1. Summary of the results of the regression analysis.

Variable	Parameter	Standard Error	t-statistic	Probability > t
Intercept	1.234	0.056	21.856	<.0001
	0.876	0.043	20.371	<.0001
Age	0.012	0.003	3.542	<.0001
	-0.005	0.002	-2.561	<.0100
Gender	0.156	0.078	1.987	.0456
	-0.089	0.045	-1.978	.0489
Education	0.023	0.008	2.876	<.0010
	-0.011	0.004	-2.743	<.0010
Income	0.008	0.002	3.912	<.0001
	-0.003	0.001	-3.214	<.0001
Health	0.034	0.012	2.834	<.0010
	-0.018	0.006	-2.967	<.0010
Marital	0.045	0.015	2.967	<.0010
	-0.021	0.008	-2.625	<.0010
Employment	0.015	0.005	3.012	<.0010
	-0.007	0.003	-2.345	<.0100
Social	0.021	0.007	2.987	<.0010
	-0.010	0.004	-2.512	<.0100
Constant	0.001	0.000	1.234	.2234
	-0.000	0.000	-0.123	.9045

Variable	Parameter	Standard Error	t-statistic	Probability > t
Intercept	1.234	0.056	21.856	<.0001
	0.876	0.043	20.371	<.0001
Age	0.012	0.003	3.542	<.0001
	-0.005	0.002	-2.561	<.0100
Gender	0.156	0.078	1.987	.0456
	-0.089	0.045	-1.978	.0489
Education	0.023	0.008	2.876	<.0010
	-0.011	0.004	-2.743	<.0010
Income	0.008	0.002	3.912	<.0001
	-0.003	0.001	-3.214	<.0001
Health	0.034	0.012	2.834	<.0010
	-0.018	0.006	-2.967	<.0010
Marital	0.045	0.015	2.967	<.0010
	-0.021	0.008	-2.625	<.0010
Employment	0.015	0.005	3.012	<.0010
	-0.007	0.003	-2.345	<.0100
Social	0.021	0.007	2.987	<.0010
	-0.010	0.004	-2.512	<.0100
Constant	0.001	0.000	1.234	.2234
	-0.000	0.000	-0.123	.9045

Model Summary

Model	R	R Square	Adjusted R Square
1	.876	.768	.754

City of Bethel Action Memorandum

Action memorandum No.	12-15		
Date action introduced:	02-28-12	Introduced by:	City Manager
Date action taken:		<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
Confirmed by:			

Recommendation for Armory Disposition

SUBJECT/ACTION:

Route to:	Department/Individual:	Initials:	Remarks:

Attachment(s): None

Amount of fiscal impact	Account information:
No fiscal impact	
Funds are budgeted for.	
Funds are not budgeted. Budget modification is required. Affected account number:	

The Administration recommends that the City accept the offer from the National Guard to, 1) return the land on Chief Eddie Hoffman Highway that was previously deeded to the NG; 2) provide financial assistance up to \$140K to assist in establishing an Alaska Territorial Guard Memorial; and 3), turn over the outbuildings and land adjacent to the main Armory building to the City. It is further recommended that the City does not accept the main Armory building, but requests funds from the NG to demolish the building if necessary.

MEMORANDUM FOR THE RECORD

DATE: 11/15/01

Item	Description	Amount	Total
1
2
3
4
5
6
7
8
9
10

REMARKS

Item	Description	Amount	Total
1
2
3
4
5
6
7
8
9
10

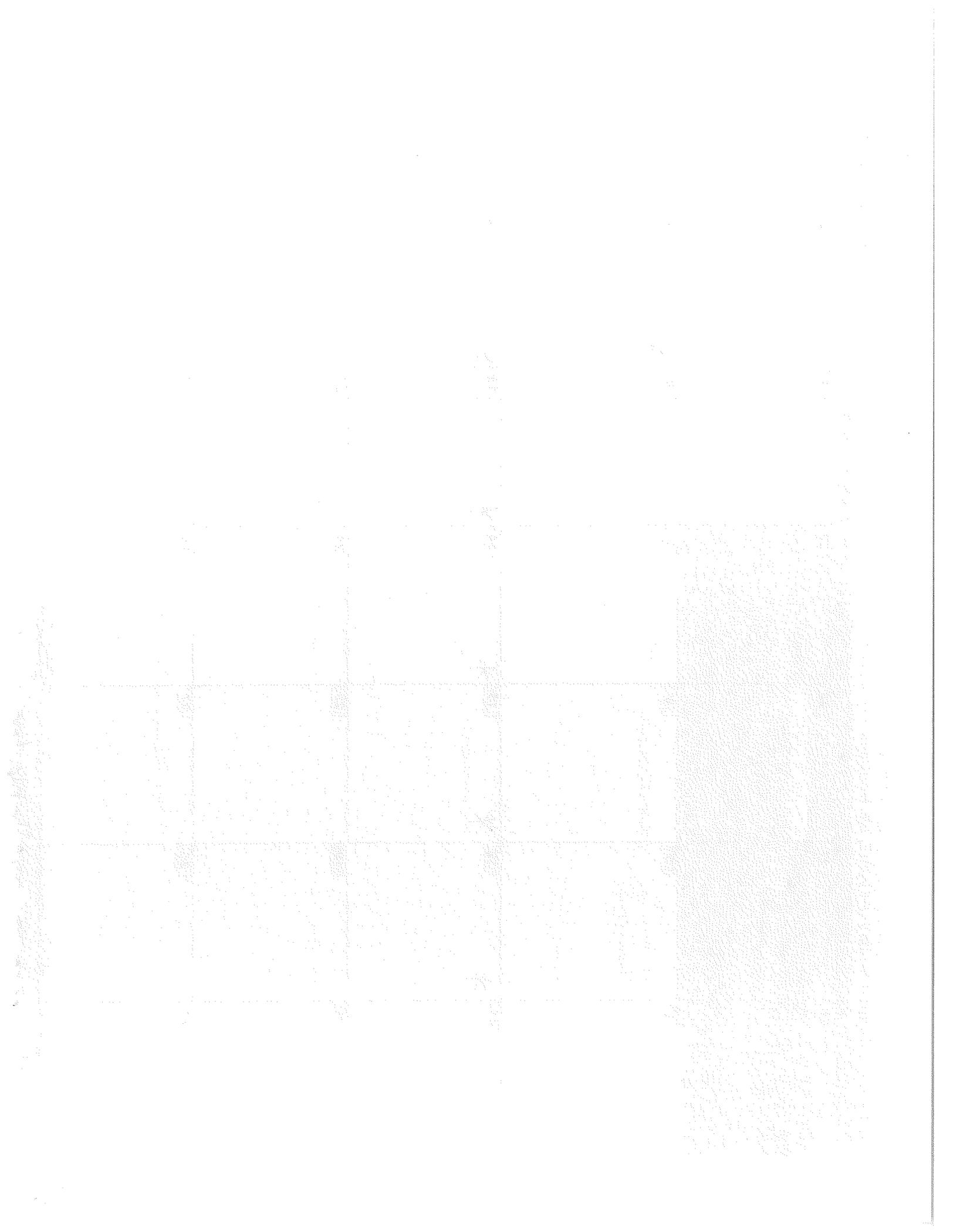
The following information was obtained from the records of the City of ...
The City of ... has a total population of ...
The City of ... has a total area of ...
The City of ... has a total number of ...
The City of ... has a total number of ...

City Council, Council Chamber Events, US Holidays

Mar 2012 (Alaska Time)

Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	1	2	3
		6:30pm - Regular				
4	5	6	7	8	9	10
6pm - Parks and 6:30pm - Energy	7pm - Public Safety			6:30pm - Planning	*	
11	12	13	14	15	16	17
Daylight Saving	*	6:30pm - Regular	*	* APOC Statements		St. Patrick's Day
18	19	20	21	22	23	24
7pm - Port			6:30pm - Public	6:30pm - Finance		
25	26	27	28	29	30	31
	6:30pm - Regular					

* Meera is available for a noon teleconference



Mayor's Report

Mayor's Report

City of Bethel, Alaska

Bethel Transit Committee Minutes

February 16, 2012

Regular Meeting

Bethel, Alaska

CALL TO ORDER

A regular meeting of the Bethel Transit Committee was held on February, at 6:30 p.m. at the Public Works Upstairs Conference Room.

In the absence of a Chair, Vice Chair Dana Peltola called the meeting to order at 6:34 p.m.

ROLL CALL

Comprising a quorum of the Committee, the following were present:
 Luke Smith, Dana Peltola, Arvin Dull and John Sargent

Excused absence(s): Glenn Watson, Joe Klejka, Shane Iverson.

Unexcused absence(s): None

Also in attendance were the following:

Christi Woods, Transit Manager/Recorder of Minutes

PEOPLE TO BE HEARD

None

APPROVAL OF AGENDA

MOVED BY:	L. Smith	To approve the agenda.
SECONDED BY:	J. Sargent	

VOTE ON MOTION	Motion carried by unanimous vote.
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NEW BUSINESS

Item A — Discussion Item: Joint Task Force Update

Information from the Joint Task Force Meeting was passed on to the Transit Committee Members.

Item B— Transit Meeting Frequency

MOVED BY:	A. Dull	To hold the meetings Monthly, on the 3 rd Thursday at 6:30 pm in the Public Works Conference room.
SECONDED BY:	J. Sargent	

VOTE ON MOTION	Motion carried by unanimous consent.
-----------------------	--------------------------------------

Item C – Fares, Advertising and Other Sources of Income

MOVED BY:	J. Sargent	To recommend to both Councils to change fares from age 3-18 \$1.00 (presently) to 13-59 \$2.00.
SECONDED BY:	D. Peltola	

MOVED BY:	A. Dull	Motion to amend Senior Citizen age from age 60 (presently) to age 65 to conform to the City's definition of Seniors eligible for Senior Citizen Tax Exempt age.
SECONDED BY:	L. Smith	

VOTE ON MOTION	Failed 2-2
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MOVED BY:	L. Smith	To Table until next meeting
SECONDED BY:	A. Dull	

VOTE ON MOTION	Motion carried by unanimous consent.
-----------------------	--------------------------------------

MEMBER COMMENTS

John Sargent said he thinks we have some important issues we are dealing with. He feels the people of Bethel are depending on us and thanked everyone for their participation.

Arvin Dull said he has questions about Robert's Rules and is going to look into the rules as he feels that you can suspend rules to go with majority vote

Luke Smith stated he has learned a lot in the 3 months he has been doing this and wants to continue to help the community. He appreciates working with all in the committee.

Dana Peltola said that if people think it's boring being on a committee, it's not as there is a lot to learn. It's nice to be able to help the community.

ADJOURNMENT

MOVED BY:	A. Dull	To adjourn the meeting.
SECONDED BY:	L. Smith	

VOTE ON MOTION	Motion carried by unanimous voice vote.
-----------------------	---

With no further business before the Committee, the meeting adjourned at 7:42 p.m.

APPROVED THIS 15th DAY OF MARCH 2012

Glen Watson, Chair

Christi Woods, Recorder

Bethel City Council

Office of the City Manager

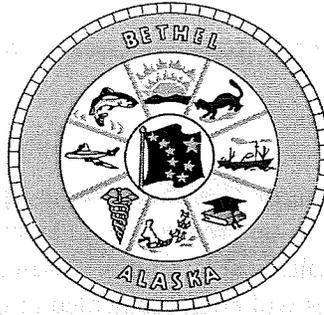
Manager's Report

REPORT OF THE COMMITTEE ON THE
REVISION OF THE PHYSICS DEPARTMENT

MANAGER'S REPORT

CITY OF BETHEL

Post Office Box 1388
Bethel, Alaska 99559
Voice: 907-543-1373
Fax: 907-543-1394



February 21, 2012

From: Lee M. Foley, City Manager

To: Bethel City Council

Info: Lori Strickler, City Clerk

Subj: City Manager's Report

Listed below are some of the action items and activities that I've been working on, and involved in, for the period February 7-21, 2012

CITY ADMINISTRATION ACTION ITEMS AND ACTIVITIES

Projects:

- **Old Russian Orthodox Church Cemetery** – The bridge that enables relatives to visit their loved ones who have passed on has become greatly deteriorated and unsafe for passage. The City is reviewing options to replace the dilapidated bridge to provide a safe means for people to visit the facility.
- **Alaska Territorial Guard Memorial** – A business plan has been developed, a name for the statute representing those who served (Anguyagta – Warrior/Soldier) has been tentatively identified, and fencing to protect the memorial has been donated. Several platform designs have been put forth for consideration. The plan for a formal dedication of this worthy tribute to the ATG is currently scheduled for July 2012.
- **Recycle Center** – The RFP was issued with bids to be opened on Thursday, February 23, 2010. Only one submission has been received to date.

Legal Issues:

- **Diane Carpenter Case** – Settlement check received and liens have been released.

Miscellaneous:

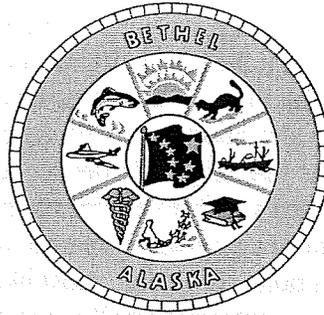
- **Extreme Weather Freeze-ups** – Four (4) houses out of 157 in City Sub reported freeze-up problems with their systems to the Administration. Subsequently, the problems at all four (4) houses have been resolved, one (1) temporarily. Permanent fixes will be implemented in groups to all City Sub houses commencing this Spring, and will continue until completed. This effort will be undertaken to preclude further freeze-up problems in the future.
- **Old Armory Facility** – A revised Action Memorandum has been forwarded to Council detailing the recommendations for finalizing the former Armory building issue and associated matters. Supportive of this AM, the Administration wrote to BG Bridges to ascertain whether or not the National Guard will put money in an escrow account for future demolition of the main Armory building (Enclosure 1).
- **Bethel Transit System** – ONC has not yet tendered their share of the grant funding required for the second quarter of FY2012. The amount owed is \$30,703.94 (Enclosure 2). I directed the City's Grant Manager, John Sargent, to meet face-to-face with Zach Brink, Luke Smith, and James Paul on Tuesday, February 21, 2010, to ascertain when the City might receive the monies owed. At this meeting, it appeared that the ONC process to obtain the funds had just barely commenced, and no date was given for tendering their match. Since we are already two thirds of the way through the third quarter of FY2012, and the Transit System is operating without parallel funding for the second quarter of FY2012, I instructed John Sargent to inform ONC that it was the City's intent to temporarily suspend operations at the close of business on Wednesday, February 29, 2012, if matching funds for the second quarter of FY2012 were not received.

Thank you.

Enclosures

CITY OF BETHEL

Post Office Box 1388
Bethel, Alaska 99559
Voice: 907-543-1373
Fax: 907-543-1394



February 15, 2011

Brigadier General Mike Bridges,
Commander, AKARNG Readiness Center
Alaska Army National Guard
Post Office Box 5800
JBER, Alaska 99505

RE: Bethel National Guard Armory Facility

Dear General Bridges:

During the course of the regularly scheduled meeting of the Bethel City Council that was held on Tuesday, February 14, 2012, the old facility's disposition was an agenda item for discussion and consideration.

The City would welcome the opportunity to have the section of the property where the outbuildings are located, and the outbuildings themselves, turned over to us when the National Guard relocates to its new facility at the Bethel Airport. However, the Council feels strongly that to accept the old Armory building without committed funding for future demolition would not be prudent. Additionally, the insurance costs proposed by our carrier for this building appear quite high due to the asbestos and lead-based paint contained therein.

Some time ago, Mayor Klejka had the opportunity to meet with your predecessor and informally discuss the prospective turnover. It is my understanding that during the course of that informal and non-binding discussion, General Katkus indicated that funding for future demolition might be obtained and perhaps placed in an escrow account to be utilized only for the purpose of demolishing the building at a time of the City Council's choosing. Prior to the Council meeting last night, I had explored an option such as this with Jerry Walton. His response was to the effect that there is no clause in the lease agreement to address this issue, and he knew of no funding mechanism available for a proposal of this type. While he is technically correct, paragraph 7(a); Tenant's Right, Etc, grant's the tenant's right "to demolish, remove, or otherwise dispose of any improvements presently, or subsequently, situated upon the demised premises." Paragraph 7(d)(1) would also seem to lend support to

the premise that the tenant would remove the main building at the tenant's expense, or enable the landlord to demolish said building at the expense of the tenant.

When we all met earlier and you broached the thought that you no longer had a need for the outbuildings and the lots on which they are located, and would like to turn them over to the City as is, I felt that was a very positive offer and the Council certainly felt likewise. The Council was also appreciative of the offer to recover the property on Chief Eddie Hoffman Highway that was originally deeded to the National Guard for their new facility. Finally, the National Guard's offer to contribute funding up to approximately \$140,000.00 to assist in the development of a permanent memorial to the Alaska Territorial Guard that would be located in a place of honor in Bethel, most likely in a preserved section of the Veteran's Affairs Cemetery, was extremely well received.

What I would like to explore, General, is the possibility of a means and mechanism where the City can accept the turnover excluding the main Armory building, and have funding provided for future demolition of the main building. If the old Armory is formally designated as a former defense site, that designation would appear to provide the basis to consider the Council's desire for demolition funds. I believe a similar designation was used to clean up the former defense site known as White Alice.

I hope you can appreciate the Council's position with this issue, Sir. They welcome what you have graciously offered, but are reluctant to assume ownership of the main building without a funding mechanism for demolition in the future. If you could review this possibility within your command, and advise me of a determination at your convenience, I would be most appreciative.

Thank you.

Sincerely,

Lee M. Foley
City Manager

Cc: City Council



City of Bethel

P.O. Box 1388 Bethel, AK. 99559

907-543-1383

INVOICE

12/31/2011

Bill To:

ORUTSARAMIUT NATIVE COUNCIL
PO BOX 927
BETHEL, AK. 99559

Date 12/31/2011

Terms: Due Upon Receipt

Description	Net Amount
FY12 2nd Quarter Transit Grant Matching 5311 - Operating	\$ 27,560.64
FY12 2nd Quarter Transit Grant Matching 5311 - Administration	\$ 3,143.30
Amount Sales Tax Total Amount	<u>\$30,703.94</u>

UNITED STATES OF AMERICA
DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION



TO : SAC, NEW YORK

FROM : SAC, NEW YORK
DATE: 11/15/77

RE: [REDACTED]

(S)

NY 100-100000-1000

NY 100-100000-1000

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Bethel City Council

Office of the City Clerk

Clerk's Report

Clark's Report



City of Bethel, Alaska

City Clerk's Office

To: City Council
From: Lori Strickler
Subject: Clerk's Report

Upcoming Council Events:

March 13, Regular City Council Meeting
March 27, Regular City Council Meeting

Alaska Municipal League Summer Meeting

The AML Summer Meeting scheduled for August 14th, 15th and 16th, AML staff expects approximately 100 attendees. It is appropriate for the host community to provide a reception for the conference which the City Clerk's Office is preparing a budget for inclusion in the FY2013 Budget for council's approval.

The Council should consider having a special meeting to provide direction to the Clerk's Office for the event planning.

Election Preparation

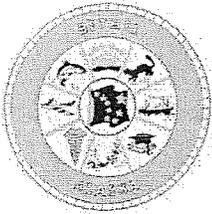
Discussions with the attorneys on the election Ordinance 11-13 are approximately 50% complete. Our goal is to have this in front of Council February 28th for the first of two public hearings.

Election calendar completed and discussions with State Officials regarding redistricting issues.

Fiscal Year 2013 Budget Preparation

There will be a few substantial requests in the City Clerks proposed budget to administration. The increases include \$65,000 for the updates to the City Council's audio equipment and \$20,000 for the Alaska Municipal League Summer Conference. The City Clerk's proposed budget has been reviewed by Administration.

The Council had asked at the last regular meeting for the City Clerk's Office to provide them information on Vision 2025. Unfortunately, after speaking with the City Manager, every department head, David Trantham, and a few previous council members, I am still unable to come up with any documentation other than the map that was once on the "Mayor's Wall." If I happen to come across anything, I will be sure to provide it to the Council.



The City of Bethel currently has vacancies on the following Committees & Commissions.

Port Commission (2 Commission Vacancies 2 Alternate Vacancies)

2 two year term

Public Works Committee (1 Committee Vacancies and 2 Alternates Vacancies)

1 two year term

Public Safety & Transportation Commission (2 Commission Vacancies and 2 Alternate Vacancies)

1 three year term

1 two year term

Energy Committee (2 Committee Vacancy 2 Alternate Vacancies)

1 two year term

1 three year term

Parks & Recreation Committee (2 Committee Vacancies and 1 Alternate Vacancy)

Finance Committee (2 Alternate Vacancies)

Planning Commission (2 Alternate Vacancies)

1 three year term

The City of Bethel is committed to citizen involvement in local government to develop programs and services, which provide efficient and positive benefits for residents, workers and visitors.

The City has established committees which are advisory in nature and commissions which are quasi-judicial. Qualifications to serve vary with the committees and commissions, but the most important qualifications are interest and a willingness to serve your community.

If you are interested in offering your services to Bethel's community, by serving on a committee or commission, please pick up an application at the City Clerk's office or contact the City Clerk at 543-1384 or at lstrickler@cityofbethel.net for more information.

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 two year term

Energy Commission (2 Vacancies and 2 Alternates)
1 two year term

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

Energy Commission (2 Vacancies and 2 Alternates)
1 two year term

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

Energy Commission (2 Vacancies and 2 Alternates)
1 two year term

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

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Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

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1 two year term

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

Energy Commission (2 Vacancies and 2 Alternates)
1 two year term

Public Safety & Transportation Commission (2 Vacancies and 2 Alternates)
1 three year term

Energy Commission (2 Vacancies and 2 Alternates)
1 two year term

Additional Information

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