



# City of Bethel

P.O. BOX 1388

Bethel, Alaska 99559

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**Regular City Council Meeting**

May 22, 2012

6:30 P.M.

Council Chambers; Bethel, Alaska





**City Council Meeting Agenda  
Regularly Scheduled Meeting  
May 22, 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](mailto:jklejka@cityofbethel.net)

Gene Peltola Jr.  
Vice-Mayor  
Term Expires 2013  
543-3151  
[gpeltola@cityofbethel.net](mailto:gpeltola@cityofbethel.net)

Rick Robb  
Council Member  
Term Expires 2013  
543-1879  
[rrobb@cityofbethel.net](mailto:rrobb@cityofbethel.net)

Mary Sattler  
Council Member  
Term Expires 2013  
543-1588  
[msattler@cityofbethel.net](mailto:msattler@cityofbethel.net)

Kent Harding  
Council Member  
Term Expires 2012  
543-2276  
[kharding@cityofbethel.net](mailto:kharding@cityofbethel.net)

Mark Springer  
Council Member  
Term Expires 2013  
545-1450  
[mspringer@cityofbethel.net](mailto:mspringer@cityofbethel.net)

Eric Whitney  
Council Member  
Term Expires 2012  
545-1309  
[ewhitney@cityofbethel.net](mailto:ewhitney@cityofbethel.net)

Lee Foley  
City Manager  
543-2047  
[lfoley@cityofbethel.net](mailto:lfoley@cityofbethel.net)

Lori Strickler  
City Clerk  
543-1384  
[lstrickler@cityofbethel.net](mailto:lstrickler@cityofbethel.net)

Michael Gatti  
City Attorney

Paul Richards  
Lobbyist  
[paul\\_richards@gci.net](mailto: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** \*4-24-2012 Special City Council Meeting Minutes
  - b) **P7** \*5-3-2012 Special City Council Meeting Minutes
  - c) **P11** \*5-8-2012 Regular City Council Meeting Minutes
  - d) **P23** \*5-9-2012 Special City Council Meeting Minutes
- VII. REPORTS OF STANDING COMMITTEES**
  - a) Public Safety and Transportation Commission
  - b) Port Commission
  - c) Planning Commission
  - d) Parks and Recreation Committee
  - e) Finance Committee
  - f) Public Works Committee
  - g) Energy Committee
- VIII. UNFINISHED BUSINESS**
  - a) **P35** Public Hearing Of Budget Ordinance 12-06: An Ordinance Establishing A City Of Bethel Budget For Fiscal Year 2012-2013 Beginning July 1, 2012 (City Manager Foley)
  - b) **P41** Resolution 12-12: Supporting A Mercury Risk Assessment Study, Mercury Transportation Accountability, And Mercury Monitoring As Conditions To Permitting The Proposed Donlin Gold Mine (Council Member Whitney)
- IX. NEW BUSINESS**
  - a) **P49** AM 12-22: Adding A City Representative To The Kumarvic Board Of Directors (City Manager Foley)
  - b) **P51** AM 12-23: Directing The Administration To Move Forward With The 100% Design Of The YK Regional Aquatic Health And Safety Center (City Manager Foley)
  - c) **P53** Establishing And Outlining A Plan For The Future Development Of The YK Regional Aquatic Health And Safety Center To Include Partnership Relationships And Bringing Awareness Of Resolution 10-21 Which Has Been Postponed (Council Member Robb)
- X. MAYOR'S REPORT**
- XI. MANAGER'S REPORT**
- XII. CLERK'S REPORT**
- XIII. COUNCIL MEMBER COMMENTS**
- XIV. ADJOURNMENT**

Agenda posted on May 16, 2012, 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 June 12, 2012**)



# **Approval of the Minutes**

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# City of Bethel City Council Meeting Minutes

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April 24, 2012

Special Meeting

Bethel, Alaska

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## I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on April 24, 2012 at 6:00p, at the City Council Chambers, Bethel, Alaska.

Vice-Mayor Peltola called the meeting to order.

## II. PLEDGE OF ALLEGIANCE

## III. ROLL CALL

**PRESENT:** Council Member Kent Harding  
Council Member Joseph Klejka  
Council Member Rick Robb  
Council Member Eric Whitney

**ABSENT:** Council Member Gene Jr. Peltola  
Council Member Mary Sattler  
Council Member Mark Springer

**STAFF:** City Clerk Lori Strickler  
City Manager Lee Foley

## IV. PEOPLE TO BE HEARD

Willy Keppel-  
Spoke in opposition to the City providing alcohol at the Alaska Municipal League event.

## V. APPROVAL OF AGENDA

<b>MOVED:</b>	Harding	Motion to approve the agenda.
<b>SECONDED:</b>	Whitney	

<b>MOVED:</b>	Robb	Motion to postpone "Alaska Municipal League Planning, Alcohol Availability at the Reception" to the next regular city council meeting.
<b>SECONDED:</b>		
<b>VOTE ON MAIN MOTION</b>	Motion does not carry due to a lack of a second.	
<b>MOVED:</b>	Harding	Motion to take a five minute recess.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	3-1 Motion fails, Robb opposed	
<b>VOTE ON MAIN MOTION</b>	3-1 Motion fails, Robb opposed	

*Council Member Sattler arrived at the meeting 6:08pm.*

<b>MOVED:</b>	Harding	Motion to reconsider the vote on the approval of the agenda.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Robb opposed	
<b>MOVED:</b>	Harding	Motion to approve the agenda
<b>SECONDED:</b>	Sattler	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Robb opposed	

*Council Member Springer arrived at the meeting 6:11pm.*

**VI. NEW BUSINESS**

Item -Alaska Municipal League Planning

Location Of The Reception

<b>MOVED:</b>	Whitney	Motion to hold the reception at the VFW.
<b>SECONDED:</b>	Sattler	

<b>MOVED:</b>	Springer	Motion to amend to include the cultural center if the initial choice is not available.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MOTION</b>	5-1 Motion passes, Whitney opposed	
<b>VOTE ON MAIN MOTION</b>	All in favor	

Alcohol Availability During The Reception

<b>MOVED:</b>	Springer	Motion to table until the next Regular City Council Meeting.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MOTION</b>	All in favor	

<b>MOVED:</b>	Springer	Motion to adjourn.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MAIN MOTION</b>	All in favor	

*Council adjourned at 6:28pm.*

**ADJOURNMENT**

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Joseph A. Klejka, Mayor

ATTEST:

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Lori Strickler, City Clerk



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# City of Bethel City Council Meeting Minutes

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May 3, 2012

Special Meeting

Bethel, Alaska

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## I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on May 3, 2012 at 6:30p, at the City Council Chambers, Bethel, Alaska.

Vice-Mayor Peltola called the meeting to order.

## II. PLEDGE OF ALLEGIANCE

## III. ROLL CALL

**PRESENT:** Council Member Joseph Klejka (arrived after roll call 6:32p)  
Council Member Rick Robb  
Council Member Eric Whitney  
Council Member Gene Jr. Peltola  
Council Member Mary Sattler  
Council Member Mark Springer

**ABSENT:** Council Member Kent Harding

**STAFF:** City Clerk Lori Strickler  
City Manager Lee Foley

## IV. PEOPLE TO BE HEARD

*No one wished to be heard.*

## V. APPROVAL OF AGENDA

<b>MOVED:</b>	Robb	Motion to approve the agenda.
<b>SECONDED:</b>	Peltola	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Robb	Motion to move into a committee of the whole.
<b>SECONDED:</b>	Whitney	

<b>VOTE ON MAIN MOTION</b>	All in favor
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**VI. UNFINISHED BUSINESS**

**Item A-** Leased Properties

**Item B-** Bethel Multi-Use Recreation Center

**Item C-** Planning

**VII. NEW BUSINESS**

**Item A-** City Attorney's Office

**Item B-** Parks and Recreation

**Item C-** Municipal Dock

**Item D-** Transit

**Item E-** Public Works Administration

**Item F-** Streets and Roads

**Item G-** Personal Leave Approval For The City Clerk May 4<sup>th</sup> and May 7<sup>th</sup> *Council Member Sattler and Vice-Mayor Peltola departed the meeting at 8:00pm.*

<b>MOVED:</b>	Springer	Motion to come out of the committee of the whole.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Springer	Motion to approve the items discussed while in committee of the whole.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Robb	Motion to approve the City Clerk's leave request for May 5 <sup>th</sup> and May 8 <sup>th</sup> .
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Robb	Motion to adjourn.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	All in favor	

*Council adjourned at 8:38pm.*

**ADJOURNMENT**

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Joseph A. Klejka, Mayor

ATTEST:

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Lori Strickler, City Clerk



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# City of Bethel City Council Meeting Minutes

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May 8, 2012

Regular Meeting

Bethel, Alaska

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## **I. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on May 8, 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:** Council Member Kent Harding  
Council Member Gene Jr. Peltola  
Council Member Joseph Klejka  
Council Member Mary Sattler  
Council Member Rick Robb  
Council Member Eric Whitney  
Council Member Mark Springer (arrived after roll call)

**ABSENT:** None

**STAFF:** City Clerk Lori Strickler  
City Manager Lee Foley

## **IV. PEOPLE TO BE HEARD**

Jennifer Dobson-  
Presented information on the upcoming Walk for Life, taking place May 11<sup>th</sup> at 2:30pm. The goal of this walk for life is to raise awareness that suicide is 100% preventable.

*Council Member Springer arrived at 6:36p.*

Joan Dewey-  
Bethel Friends of Canine Representative, encouraged the community to get involved in saving and protecting the many neglected dogs and puppies in Bethel.

Nancy Elliott –  
Bethel Friends of Canine Representative, requested the Council consider budgeting for a full time animal control officer in the City of Bethel. Provided a list of community businesses that provide donations to Bethel Friends of Canines.

Alisha Coplin –  
Spoke in favor of the Bethel Friends of Canines, and their efforts.

Sheila Silva-  
Spoke in favor of a privately run animal shelter.

David Trantham-  
Spoke in favor of Resolution 12-12.

Grant Fairbanks-  
Praised the Council for working cohesively and professionally.  
Spoke in favor of Resolution 12-12.

Alvin Jimmy Jr. –  
Asked the Council to participate in a Cleanup Challenge May 15<sup>th</sup> with the student council of AI.

Lauren Bradberry-  
Praised the Council for working cohesively and professionally.  
Spoke in opposition to any distribution of alcohol at any City events, including the Alaska Municipal League.

John Wallace-  
Raise awareness regarding the City's air quality and the potential health hazards and suggested the City work on a dust control policy.

Ronda Vanover-  
Spoke in favor of the Bethel Friends of Canines and their efforts.

Dan Hartman-  
Spoke in favor of Resolution 12-12.

Stan Corp-  
Raised awareness on Clean-Up Green-Up and hoped people will get out and clean up the trash around their homes and the community.

**V. APPROVAL OF THE CONSENT AND REGULAR AGENDA**

<b>MOVED:</b>	Robb	Motion to approve the consent and regular agenda.
<b>SECONDED:</b>	Whitney	
<b>MOVED:</b>	Robb	Motion to remove Resolution 12-11, Resolution 12-12, and the Introduction of Budget Ordinance 12-06 from the consent agenda.
<b>VOTE ON MAIN MOTION</b>	All in favor	

**VI. APPROVAL OF THE MEETING MINUTES**

**Item A-** 4-10-2012 Regular City Council Meeting.

<b>MOVED:</b>	Robb	Motion to approve the Meeting Minutes of 4-10-2012, was made at the April 24 <sup>th</sup> Council Meeting.
<b>SECONDED:</b>	Springer	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item B-** 4-24-2012 Regular City Council Meeting  
*Passed on the consent agenda.*

**VII. REPORTS OF STANDING COMMITTEES**

**Item A-** Public Safety and Transportation Commission  
 Council Member Harding-  
 A Commission meeting has not been held since the last City Council Meeting.

**Item B-** Finance Committee  
 Finance Director Bobby Sutton-  
 The Committee is revising the local bidding preference, once the revisions are made and approved by the Committee they will present them to Council for consideration.

**Item C-** Energy Committee

Council Member Whitney-

A Committee meeting was not held due to a lack of a quorum.

**Item D-** Port Commission

Council Member Springer-

A meeting has not been held since the last City Council Meeting.

**Item E-** Parks & Recreation Committee

Barb Mosier, Committee Chair-

Beatify Bethel/Clean-Up Green-Up will be announced soon.

Campfire workers will begin working at the Youth Center, June 16<sup>th</sup>.

The Children’s Fair went well.

The Tundra Ridge playground is being restored. There are many people working together to make that park updates possible.

The Bethel First 100 Years book is well on its way, the City is still looking for \$4,000 to help fund the printing.

The Log Cabin is able to be rented out to community members and organizations again.

The Parks and Recreation Department is working on a Robotic Program for 4H and the Teen Center.

The pool funding is still in the budget, it is important to contact the Governor’s Office to show your support.

**Item F-** Planning Commission

Council Member Robb-

A meeting has not been held since the last City Council Meeting.

**Item G-** Public Works Committee

Mayor Klejka-

A meeting has not been held since the last City Council Meeting.

**VIII. SPECIAL ORDER OF BUSINESS**

**Item A-** Proclamation Recognizing Timmy Robb And Doug Corp For Their Outstanding Efforts In Obtaining Their Eagle Scout Designation.

<b>MOVED:</b>	Whitney	Motion to take a five minute break.
<b>SECONDED:</b>	Springer	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item B-** Proclamation Declaring August 25, 2012 Berry, Very Clean Fish, Moose Harvest Festival Day In The City Of Bethel.

**IX. UNFINISHED BUSINESS**

**Item A-** Public Hearing Of Ordinance 11-13 Substitute: Repealing And Reenacting Title 7 Of The Bethel Municipal Code, Elections.

*Mayor Klejka opened the public hearing.*

*No one wished to be heard.*

*Mayor Klejka Closed the public hearing.*

<b>MOVED:</b>	Springer	Motion to adopt Ordinance 11-13 Substitute was made at the April 24 <sup>th</sup> Regular City Council Meeting.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>		
All in favor		

**Item B-** Alcohol Availability During The Alaska Municipal League Reception.

<b>MOVED:</b>	Springer	The City of Bethel will not solicit or provide alcohol at the Alaska Municipal League event August 15, 2012.
<b>SECONDED:</b>	Sattler	
<b>VOTE ON MAIN MOTION</b>		
6-1 Motion passes, Robb opposed		

**X. NEW BUSINESS**

**Item A-** Resolution 12-11: Establishing Guidelines For Alcohol Consumption During City Sponsored Events.

<b>MOVED:</b>	Harding	Motion to adopt Resolution 12-11.
<b>SECONDED:</b>	Springer	

<b>MOVED:</b>	Harding	Motion to amend to insert "require the service of alcoholic beverages be prohibited at City of Bethel sponsored public functions."
<b>SECONDED:</b>	Springer	
<b>VOTE ON MOTION</b>	4-2 Motion passes, Whitney and Robb opposed	
<b>VOTE ON MAIN MOTION</b>	3-4 Motion fails, Whitney, Robb, Peltola and Klejka	

**Item B- Resolution 12-12: Supporting A Mercury Risk Assessment Study, Mercury Transportation Accountability, And Mercury Monitoring As Conditions To Permitting The Proposed Donlin Gold Mine.**

*Council Member Sattler declared a conflict of interest.*

*Mayor Klejka ruled, Council Member Sattler does have a conflict of interest.*

*Vice-Mayor Peltola requested the Mayor rule on his potential conflict of interest.*

*Mayor Klejka ruled Vice-Mayor Peltola does not have a conflict of interest, and reminded the council they could overrule his decision. The Council unanimously determined Vice-Mayor Peltola did not have a conflict of interest in this matter.*

*Council Member Sattler stepped down from the Council bench.*

<b>MOVED:</b>	Whitney	Motion to adopt Resolution 12-12.
<b>SECONDED:</b>	Springer	

<b>MOVED:</b>	Peltola	Motion to amend, to strike "and arsenic" under the first whereas.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MOTION</b>	6-0, All in favor, Sattler abstained	

<b>MOVED:</b>	Springer	Motion to amend, to strike the second whereas statement.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MOTION</b>	4-2 Motion passes, Klejka and Whitney opposed, Sattler abstained	

<b>MOVED:</b>	Springer	Motion to amend, to insert " <u>river watershed</u> " after "Kuskokwim" in the third whereas.
<b>SECONDED:</b>		
<b>VOTE ON MOTION</b>	Motion does not carry due to a lack of a second.	

<b>MOVED:</b>	Springer	Motion to amend, to insert in the fourth whereas " <u>methyl</u> " prior to "mercury."
<b>SECONDED:</b>	Harding	
<b>VOTE ON MOTION</b>	4-2 Motion passes, Robb and Whitney opposed, Sattler abstained	

<b>MOVED:</b>	Robb	Motion to amend, to strike the fourth whereas.
<b>SECONDED:</b>	Springer	
<b>VOTE ON MOTION</b>	1-5 Motion fails, Robb in favor, Sattler abstained	

<b>MOVED:</b>	Springer	Motion to amend, to strike the fifth whereas.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MOTION</b>	5-1 Motion passes, Whitney opposed, Sattler abstained	

<b>MOVED:</b>	Springer	Motion to amend, to insert " <u>public access to</u> " prior to "air and water monitoring, or" in the sixth whereas.
<b>SECONDED:</b>	Whitney	
<b>VOTE ON MAIN MOTION</b>	3-3 Motion fails, Robb, Peltola and Klejka opposed, Sattler abstained	

<b>MOVED:</b>	Springer	Motion to amend, to strike the sixth whereas.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MOTION</b>	5-1 Motion passes, Whitney opposed, Sattler abstained	
<b>MOVED:</b>	Robb	Motion to strike the seventh whereas.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MAIN MOTION</b>	3-3 Motion fails, Peltola, Springer and Peltola opposed, Sattler abstained.	
<b>MOVED:</b>	Whitney	Motion to postpone.
<b>SECONDED:</b>	Springer	
<b>VOTE ON MAIN MOTION</b>	6-0 All in favor, Sattler abstained	
<i>Resolution 12-12 is postponed until the May 22<sup>nd</sup> City Council Meeting.</i>		

*Council Member Sattler returned to the council bench.*

**Item C- Introduction Of Budget Ordinance 12-06: An Ordinance Establishing A City Of Bethel Budget For Fiscal Year 2012-2013 Beginning July 1, 2012.**

<b>MOVED:</b>	Sattler	Motion to introduce Budget Ordinance 12-06.
<b>SECONDED:</b>	Whitney	
<i>Council Member Sattler departed the meeting.</i>		
<b>MOVED:</b>	Springer	Motion to suspend the rules to hear from the Finance Director, Bobby Sutton.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MAIN MOTION</b>	All in favor	
<i>Council Member Sattler returned to the meeting.</i>		

<b>VOTE ON MAIN MOTION</b>	All in favor
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**Item D-** Options Of Hiring An Engineer For The City Of Bethel.

**Item E-** City Of Bethel/ONC Transit System Operations Update

**XII. MAYOR'S REPORT**

**XIII. MANAGERS REPORT**

**XIV. CITY CLERK'S REPORT**

**XV. COUNCIL MEMBER COMMENTS**

Council Member Sattler-

The amount of trash around Bethel is appalling.  
Supported the comments made by John Wallace regarding dust control.  
Thanked Parks and Recreation for their Clean-Up Green-Up efforts.

Council Member Robb-

Enjoyed this meeting, and all of the involvement from the public.  
A warning was announced by search and rescue, to stay off the river.  
May 18<sup>th</sup> is the High School Graduation, congratulated the students.

Council Member Springer-

Will be attending a board meeting in Anchorage at the end of the week for AML.  
Thanked the young men at McCann for their ongoing Clean-up Green-Up efforts,  
as well as their ongoing contributions to the community.

Council Member Whitney –

Thanked the Bethel Bike Path Group and their bike path clean up.  
Please get out there and clean up the community.

Council Member Harding-

Thanked the council members for defeating his resolution, and their ability to agree to disagree.  
Bethel Sportsman's Club is working on rang rules and rang plans. Meetings for the club will be held every Monday night.

Vice-Mayor Peltola-

Requested City Administration look into the liability faced by the City if volunteers work at the dog pound.

Supported the comments expressed by John Wallace regarding the dust control issues in Bethel.

The Fish and Wildlife Office adopted a portion of the highway; the office is going to conduct their won clean-up green-up in their portion of the road.

Be safe when traveling.

Mayor Klejka-

Look forward to the break up party, which should be occurring soon.

This was a really exciting meeting with all of the public participation.

Believes it is important to enforce our plastic bag ordinance, the bags around the community are extensive.

Budget meeting will be held tomorrow at 6:30p.

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

## **XVI. ADJOURNMENT**

*Council adjourned at 9:24p.*

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Joseph A. Klejka, Mayor

ATTEST:

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Lori Strickler, City Clerk

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# City of Bethel City Council Meeting Minutes

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May 9, 2012

Special Meeting

Bethel, Alaska

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## I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on May 9, 2012 at 6:30p, at the City Council Chambers, Bethel, Alaska.

Mayor Klejka called the meeting to order.

## II. PLEDGE OF ALLEGIANCE

## III. ROLL CALL

**PRESENT:** Council Member Joseph Klejka  
Council Member Kent Harding  
Council Member Rick Robb  
Council Member Gene Jr. Peltola  
Council Member Mark Springer

**ABSENT:** Council Member Mary Sattler  
Council Member Eric Whitney

**STAFF:** City Clerk Lori Strickler  
City Manager Lee Foley

## IV. PEOPLE TO BE HEARD

*No one wished to be heard.*

## V. APPROVAL OF AGENDA

<b>MOVED:</b>	Springer	Motion to approve the agenda.
<b>SECONDED:</b>	Harding	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Robb	Motion to move into a committee of the whole.
<b>SECONDED:</b>	Springer	

<b>VOTE ON MAIN MOTION</b>	All in favor
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**VI. NEW BUSINESS**

Item A- Property Maintenance

Item B- Hauled Refuse

Item C- Landfill Operations

Item D- Recycling

Item E- Hauled Water

Item F- Hauled Sewer

Item G-Piped Water

Item H-Bethel Heights Water Treatment Facility

Item I- City Sub Water Treatment Facility

Item J- Piped Sewer

Item K-Sewer Lagoon

Item L-Vehicle & Equipment Maintenance

<b>MOVED:</b>	Springer	Motion to move out of committee of the whole.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MAIN MOTION</b>	All in favor	

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

*Council adjourned at 7:38pm.*

**ADJOURNMENT**

\_\_\_\_\_  
Joseph A. Klejka, Mayor

ATTEST:

\_\_\_\_\_  
Lori Strickler, City Clerk



# **Reports of Standing Committees**

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# City of Bethel, Alaska

## Planning Commission

May 10, 2012

Regular Meeting

Bethel, Alaska

### I. CALL TO ORDER

A regular meeting of the Planning Commission was held on May 10, 2012 at 6: 30 pm in the City Hall Council Chambers, Bethel, Alaska.

Chairman, John Guinn, called the meeting to order at 6:40 pm.

### II. ROLL CALL

Compromising a quorum of the Commission, the following members were present for roll call:

John Guinn, Rick Robb, Mike Walter, Abe Palacios, Cliff Lindertoth; Absent: Joy Shantz and David Hames

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 May 10, 2012

<b>MOVED:</b>	Rick Robb	To approve the agenda for the May 10, 2012 meeting, with noted corrections.
<b>SECONDED:</b>	Abe Palacios	
<b>VOTE ON MAIN MOTION</b>	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

### V. APPROVAL OF MINUTES

#### MOTION TO APPROVE THE MINUTES FROM the April 12, 2012 Meeting

<b>MOVED:</b>	Abe Palacios	To approve the minutes of the April 12, 2012 meeting.
<b>SECONDED:</b>	Rick Robb	
<b>VOTE ON MAIN MOTION</b>	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

**VI. COMMUNICATIONS:** Ongoing projects, BNC, AND YKHC, that's about it.

VII. **PLANNER'S REPORT:** Planner's report a bit lengthy; there was a code enforcement issue at 133 Main Street, with steps taken to put up a no occupancy notice on the building. Public works will be working with the owners to tear down the building.

VIII. **COMMISSIONER'S COMMENTS:** Bubba, none; Cliff, none; Mike, happy to see river breaking up, sad to see Dan going; Rick, sorry to see Dan leave too, planning budget pretty simple, no 10,000 for desks, whittled down to 2000.00; John, glad to see the river breaking up, we may be in for a flood, very sorry to see Dan go.

IX. **UNFINISHED BUSINESS:** None

X. **NEW BUSINESS: A. Proposed Subdivision, "Snow Ridge", located at Tundra Ridge and Ptarmigan Streets:** An overview and discussion of the proposed Snow Ridge Subdivision, located at the Charles native allotment was done. Public Works, Fire Dept. and Police Dept. have a copy of the preliminary plat for comments/concerns. There's 3 different zones in that area that would need to be rezoned to accommodate a new subdivision (currently it's general use, open space, and preservation).

**B. Terminal Station and Cable Beach Landing on Portion Tract 5D, Plat 92-2:  
MOTION TO ACCEPT THE TERMINAL AS PLANNED**

<b>MOVED:</b>	Abe Palacios	To approve the terminal station and cable beach landing.
<b>SECONDED:</b>	Mike Walter	
<b>VOTE ON MAIN MOTION</b>	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

**C: Request for Proposal Draft for City of Bethel Water and Sewer Rates Cost Analysis:** John Sargent, Grant Writer for the City of Bethel, provided the commission an overview of the RFP. It was decided that the group would get their comments/concerns to Betsy Jumper by May 18<sup>th</sup>, via email, and then she would forward to John.

**D: Prospective Applicants for the Planning Director's Position:** Dan informed the group of the status of filling the Planning Director's vacancy.

XI. **ADJOURNMENT, Motion to adjourn the meeting.**

<b>MOVED:</b>	Abe Palacios	To adjourn the meeting at 7:50.
<b>SECONDED:</b>	Mike Walter	
<b>VOTE ON MAIN MOTION</b>	All in favor 5-0 Motion passes; 5 yes and 0 opposed.	

Next meeting on June 7, 2012

\_\_\_\_\_  
John Guinn, Chairman

\_\_\_\_\_  
Betsy Jumper, Recorder



# Public Works Committee Agenda

Regular Meeting Wednesday May 16, 2012 – 6:30PM  
City Shop Conference Room

## MEMBERS

Frank Neitz  
Chair  
Term Expires  
12/2013

Jennifer Dobson  
Vice-Chair  
Term Expires  
12/2014

Joseph A Klejka  
Council Rep.  
Term Expires  
11/2012

Bill Schreiner  
Committee Member  
Term Expires  
12/2013

Jeff Sanders  
Committee Member  
Term Expires  
12/2013

Scott Guinn  
Committee Member  
Term Expires  
12/2014

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)
- IV. APPROVAL OF MINUTES
  - A. Minutes from the previous regular meeting - April 18, 2012.
- V. APPROVAL OF AGENDA
- VI. DIRECTOR'S REPORT
- VII. UNFINISHED BUSINESS
  - A. Update - Closeout of 2 Outstanding Grants
  - B. Update - Sewer Lagoon
  - C. Update - 5 Year Plan
  - D. Update - Armory
  - E. Update - Recycle Center
  - F. Neptune - Update Rate Study - Meter Housing
  - G. Institutional Corridor
  - H. Log Cabin
- VIII. NEW BUSINESS
  - A. Road Maintenance & Snow Removal Policy for Winter Conditions - J. Sanders
  - B. Proposed Resolution for Council Consideration - City Council
  - C. Ordinance #09-12 - Polystyrene Foam Disposable Food Service Ware
  - D. RFP - Cost Analysis of the City of Bethel's Water & Sewer Utilities - City Council - John Sargent, Grant Development Manager
  - E. RFP - Water & Sewer Master Plan Update
- IX. MEMBER COMMENTS
- X. ADJOURNMENT

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



# **Unfinished Business**

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Introduced by: City Manager Foley  
Introduction Date: May 8, 2012  
Public Hearing: May 22, 2012  
Action:  
Vote:

*Reflects all modifications  
approved through May 9, 2012*

## **CITY OF BETHEL, ALASKA ORDINANCE #12-06 (AMENDED)**

### **AN ORDINANCE ESTABLISHING A CITY OF BETHEL BUDGET FOR FISCAL YEAR 2013 BEGINNING JULY 1, 2012**

**Be it Ordained** by the City Council of Bethel as follows:

**Section 1.** That Ordinance 12-06, a non-code ordinance, establishes a City of Bethel Annual Budget for fiscal year 2013.

**Section 2.** There is hereby appropriated out of the revenues of the City of Bethel, for the fiscal year beginning July 1, 2012, the sum of \$26,179,389, which sum is deemed by Council to be necessary to defray all expenditures of the City during said budget year to be divided and appropriated in accordance with the attached budget proposal as follows:

#### **General Fund - Operating**

City Administration	\$670,778
City Clerk & Council	219,389
Finance Department	867,209
Planning Department	277,357
Information Technology Services	521,228
City Attorney's Office	111,211
Fire Department	1,162,696
Police Department	2,771,611
Public Works-Administration	167,351
Streets & Roads	1,182,912
Property Maintenance	762,714
Parks & Recreation	624,902
Community Services	157,531
In-Kind & Transfers	553,896
Indirect Cost Recovery	(415,241)

**TOTAL GENERAL FUND - OPERATING** **\$9,635,544**

#### **General Fund - Projects**

City Administration	\$0
City Clerk & Council	65,000
Finance Department	0
Planning Department	0
Information Technology Services	65,000
City Attorney's Office	0
Fire Department	0
Police Department	4,000
Public Works-Administration	0
Streets & Roads	0
Property Maintenance	0
Parks & Recreation	0
Community Services	5,000

In-kind & Transfers	0
<b>TOTAL GENERAL FUND - PROJECTS</b>	<b>\$139,000</b>

**General Fund - Capital Expenditures**

City Administration	\$0
City Clerk & Council	0
Finance Department	0
Planning Department	0
Information Technology Services	0
City Attorney's Office	0
Fire Department	0
Police Department	75,000
Public Works-Administration	0
Streets & Roads	0
Property Maintenance	30,000
Parks & Recreation	50,000
Community Services	0
In-kind & Transfers	70,000
<b>TOTAL GENERAL FUND - CAPITAL EXP.</b>	<b>\$225,000</b>

**General Fund - Xfer for Capital Projects**

In-kind & Transfers	\$708,333
<b>TOTAL GENERAL FUND - XFER FOR CAPITAL PROJ.</b>	<b>\$708,333</b>

**TOTAL GENERAL FUND \$10,707,877**

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**Special Revenue Funds**

E-911 Services	197,416
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**TOTAL SPECIAL REVENUE FUNDS \$197,416**

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**Capital Project Funds**

Land Planning and Development	\$51,500
Park Development Fund	\$30,000
Bethel Multi-Use Recreational Facility	\$0
Public Safety Building	2,920,000
Port Multi-Facility Improvements Fund	540,000
Fleet Replacement Fund	270,000

**TOTAL CAPITAL PROJECT FUNDS \$3,811,500**

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**Enterprise Fund-Solid Waste**

Hauled Refuse	\$307,975
Landfill Operations	379,507
Recycling	10,000

Transfers Out	35,000
<b>TOTAL ENTERPRISE FUND-SOLID WASTE</b>	<b>\$732,482</b>
<b>Enterprise Fund-Water &amp; Sewer</b>	
Utility Billing	\$215,482
Hauled Water	1,605,284
Hauled Sewer	1,681,329
Piped Water	399,820
Piped Sewer	611,072
Water Treatment - BH	737,106
Water Treatment - CS	738,477
Sewer Lagoon	138,829
Capital Outlay	0
Indirect Cost Recovery	(30,968)
Transfers Out	70,000
<b>TOTAL ENTERPRISE FUND-WATER &amp; SEWER</b>	<b>\$6,166,431</b>
<b>Enterprise Fund-Port</b>	
Municipal Dock-Operating Projects	\$649,334
Capital Outlay	150,000
Transfers Out	0
	80,000
<b>TOTAL ENTERPRISE FUND - PORT</b>	<b>\$879,334</b>
<b>Enterprise Fund-Leased Properties</b>	
Court Complex	\$714,005
Other Leased Properties	29,435
Projects	0
Capital Outlay	45,000
Transfers Out	0
<b>TOTAL ENTERPRISE FUND-LEASED PROPERTIES</b>	<b>\$788,440</b>
<b>Enterprise Fund-Bethel Public Transit System</b>	
Transit System	\$362,936
Capital Outlay	0
<b>TOTAL ENTERPRISE FUND-TRANSIT SYSTEM</b>	<b>\$362,936</b>
<b>Internal Svc Fund-Employee Group Health</b>	
Employee Group Health Benefits	\$1,299,000
Capital Outlay	0
<b>TOTAL INTERNAL SVC FUND-EMP GROUP HEALTH</b>	<b>\$1,299,000</b>
<b>Internal Svc Fund-Vehicle &amp; Equipment Maint.</b>	
Vehicle & Equipment Maintenance	\$1,222,073
Capital Outlay	0

**TOTAL INTERNAL SVC FUND-VEHICLE & EQUIP** **\$1,222,073**

**Internal Svc Fund-Fleet Replacement Fund**

Capital Outlay \_\_\_\_\_ \$0

**TOTAL INTERNAL SVC FUND-FLEET REPLACEMENT** **\$0**

**Endowment Fund**

Transfers Out \_\_\_\_\_ \$11,900

**TOTAL ENDOWMENT FUND** **\$11,900**

**Section 3.** That the FY2013 budget is adopted for a period of one (1) year, that being from July 1, 2012 to June 30, 2013.

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

\_\_\_\_\_  
Joseph A. Klejka, Mayor

ATTEST:

\_\_\_\_\_  
Lori Strickler, City Clerk



## CITY OF BETHEL

Finance Director's Office

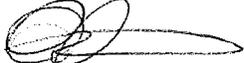
P.O. Box 1388

Bethel, Alaska 99559

Ph. (907) 543-1376

Fax (907) 543-5294

# Memorandum

**To:** Lori Strickler, City Clerk  
**From:** Bobby Sutton, Finance Director   
**Cc:** Lee M. Foley, City Manager  
**Date:** May 16, 2012  
**Re:** Rental Car Charges in Anchorage

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In response to the request from Council Member Springer of how much the City expends on rental car charges in travel to Anchorage, the following information is provided. From July 1, 2011 through April 30, 2012, the City expended \$1,504.59 for Anchorage based rental car charges. Based on this amount over a ten month period, an annual projection of \$1,800.00 would be reasonable.

If you have any questions, please feel free to contact me.



Introduced by: Council Member Whitney  
Date: May 8, 2012  
May 22, 2012  
Action:  
Vote:

## *CITY OF BETHEL, ALASKA*

### **Resolution # 12-12** *(Amended 5-8-2012)*

#### **A RESOLUTION BY THE BETHEL CITY COUNCIL SUPPORTING A MERCURY RISK ASSESSMENT STUDY, MERCURY TRANSPORTATION ACCOUNTABILITY, AND MERCURY MONITORING AS CONDITIONS TO PERMITTING THE PROPOSED DONLIN GOLD MINE**

- WHEREAS,** the type of geology found in the area of the Kuskokwim contains high concentrations of mercury and arsenic and has been referred to as the "mercury belt";
- ~~**WHEREAS,** recent studies conducted by the BLM on methyl mercury, as part of the Red Devil Mine Remedial Investigation process, have shown elevated mercury levels in streams where mining has occurred in the Kuskokwim drainage;~~
- WHEREAS,** the people of the Kuskokwim river watershed have traditionally enjoyed subsistence lifestyles which include consuming pike, burbot and predatory fish;
- WHEREAS,** there is currently a fish consumption advisory in effect along the middle Kuskokwim river because of methyl mercury content of some fish species;
- ~~**WHEREAS,** the proposed Donlin Gold Mine may process between 20 and 40 tons of mercury per year in the mill, which is unprecedented in Alaska;~~
- ~~**WHEREAS,** the current Alaska large mine permitting system may not require a mercury risk assessment study, mass balance analysis, air and water monitoring, or shipping manifests for transporting mercury;~~
- WHEREAS,** a risk assessment study performed by an independent contractor would benefit everyone living and fishing along the Kuskokwim River, as it would help ensure that future mines along the Kuskowim River are built to prevent mercury contamination;

Introduced by: Council Member Whitney

Date: May 8, 2012

May 22, 2012

Action:

Vote:

**WHEREAS,** unknown amounts of mercury will be captured and exported off-site, and publicly available shipping manifests would provide accountability during transportation;

**WHEREAS,** air, water, and fish tissue monitoring during and after the life of the mine would provide timely mercury exposure levels and allow for immediate correction and mitigation should mercury contamination problems arise;

**NOW, THEREFORE, BE IT RESOLVED** that in order to protect the health of the people of the Kuskokwim river and their natural resources used for subsistence, the Bethel City Council urges the State of Alaska to require in permitting that Donlin LLC conduct a mercury risk assessment study, mandate that mercury transport manifests be publicly available, and that ongoing air, water, and fish tissue monitoring be conducted throughout the lifecycle of the mine to identify unforeseen mercury contamination of the Kuskokwim River Watershed.

**ENACTED MAY 22, 2012 BY A VOTE OF 0 IN FAVOR AND 0 OPPOSED.**

---

Joseph A. Klejka, Mayor

ATTEST:

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Lori Strickler, City Clerk



## Fact Sheet: Mercury in Burbot (Lush) and Pike from the Middle Kuskokwim River Area – June 2, 2011

Fish and other traditional foods are very nutritious and are usually an excellent choice for a healthy diet. However, some fish may not be safe for women of child-bearing age and young children to eat in large amounts because they contain mercury.

### Why are we concerned about mercury?

Mercury is a toxin that, at high levels, can damage the brain and other organs. Because they are still developing, young children and fetuses (unborn babies) are more sensitive to mercury than adults. Mercury in the mother's body can pass to the fetus.

### Where does mercury in Alaska come from?

- *Natural sources* – these include breakdown of local bedrock into streams; forest fires and volcanoes.
- *Human-caused sources* – these include global air pollution from burning fuels and garbage, and mining runoff.
- Mercury deposited in wetlands is transformed by bacteria into *methylmercury*, which accumulates (builds up) in fish and other animals up the food chain.

### How do I find out how much and which Alaska fish are safe to eat?

Various agencies, including the Alaska Department of Environmental Conservation, U.S. Fish and Wildlife Service, and the Bureau of Land Management have measured mercury in different marine and freshwater fish species in Alaska. The Alaska Division of Public Health has developed consumption guidelines for women and children on how much of each fish they can safely eat, based on the amount of mercury in a variety of fish species. These guidelines:

- Reflect what we have learned from other states and national agencies.
- Include what we know from studying mercury in food and the effects of mercury on children.
- Include a large margin of safety so you can be safe even if you do not follow the guidelines strictly.
- Recommend that **women who are or can become pregnant (generally those aged 15 to 45 years), nursing mothers, and children aged 12 years and under** adjust their Alaska fish consumption by choosing to eat fish that are low in mercury, like salmon. Men, elders, teenage boys, and women past child-bearing age can safely eat unlimited amounts of most Alaska fish, including pike and burbot (or lush, as it is often called).
- Are available at: [www.epi.hss.state.ak.us/eh/fish/FishConsumptionGuidelines.pdf](http://www.epi.hss.state.ak.us/eh/fish/FishConsumptionGuidelines.pdf).

### Measuring mercury in people

Although mercury concentrations in fish can be used to help approximate mercury exposure in people who eat fish, Alaska has a program that tests for actual mercury levels in people through hair samples. **If you are a woman of child-bearing age, you can get your hair tested and find out your own mercury levels – for free!** Hair collection is done by a health care provider, and samples are sent to the Alaska State Public Health Laboratory. Results are sent back to the woman and her health care provider within 2 months. If you are one

of the very few women in Alaska who has a high hair mercury level, the Alaska Division of Public Health and your health care provider will work with you to help reduce your mercury exposure.

**Mercury in the Middle Kuskokwim River area**

The Middle Kuskokwim River area is a historic mining district, and also has naturally high concentrations of mercury in bedrock and sediments. Mercury testing in fish from this area was done in 2010, and the Alaska Division of Public Health has used those results to answer the question, "How much pike and burbot from the Middle Kuskokwim River area can women and children safely eat?"

This table shows current recommendations for fresh (not dried) pike meat, burbot (lush) meat, and burbot liver, from the Middle Kuskokwim River and nearby streams. Mercury concentrations increase toward the bottom of the table, so pike meat from the George River has the highest average concentration in this set of samples. Higher average mercury concentrations mean that fewer meals per month are recommended.

*The following guidance is preliminary.* It will be updated with final numbers and additional guidance for dried pike and pike of different sizes, when the testing is completed. For example, large pike (i.e., those longer than 2 feet) generally have higher mercury concentrations than small pike, even if they are from the same area.

**Preliminary Consumption Guidelines for Women and Children  
Who Eat Pike and Burbot (Lush) from the Middle Kuskokwim River Area**

Fish species, tissue, and location	Mercury concentration (average, mg/kg, wet weight) <sup>1</sup>	Recommended meals per month
Burbot liver from the Mid-Kuskokwim River	0-0.15	Unlimited
Burbot liver from the George River Pike meat from the Stony River Pike meat from the Mid-Kuskokwim River	0.15-0.32	up to 16
Burbot meat from the Mid-Kuskokwim River	0.32-0.40	up to 12
Pike meat from the Holitna River Burbot meat from the George River	0.40-0.64	up to 8
Pike meat from the George River	0.64-1.2	up to 4

<sup>1</sup> From State of Alaska guidelines, *Fish Consumption Advice for Alaskans: A Risk Management Strategy to Optimize Public Health*, available at: [www.epi.hss.state.ak.us/bulletins/docs/rr2007\\_04.pdf](http://www.epi.hss.state.ak.us/bulletins/docs/rr2007_04.pdf).

**For more information:** Contact the Alaska Division of Public Health, 3601 C St., Suite 540, Anchorage, AK 99503, (907) 269-8000 or [www.epi.hss.state.ak.us/eh/fish/](http://www.epi.hss.state.ak.us/eh/fish/).



May 2, 2012

Honorable Joe Klejka  
Mayor  
City of Bethel  
PO Box 1388  
Bethel, AK 99559

**RE: Resolution #12-12**

Dear Mayor Keljka:

Donlin Gold appreciates the opportunity to comment on the City of Bethel Resolution #12-12, relating to a mercury assessment study, mercury transportation accountability, and mercury monitoring as conditions to permitting the proposed Donlin Gold Mine.

The Donlin Gold project is a proposed gold mine located approximately 12 miles inland from the village of Crooked Creek on lands owned by the Calista Corporation and the Kuskokwim Corporation. The project is a 50:50 partnership between NovaGold and Barrick Gold. Donlin Gold LLC is the operating company that manages the project. If developed it would be one of the largest gold mines in the world, with an estimated 33 million ounces of gold. Up to 3,000 jobs are anticipated during the 3-4 year construction phase of the project, including port construction, and between 800-1,400 jobs during the 27 year mine life.

Donlin Gold has spent over 16 years doing exploration work, project design and extensive environmental studies to define the project and better understand the baseline environmental conditions as well as potential impacts of the mine. We understand the concerns people in the region have with regard to mercury. Mercury management will be an important aspect of the mine operations, including the capture of mercury from air emissions and its shipment to a federally regulated facility outside Alaska. This process will follow strict requirements set forth in the mine's operating permits.

The permitting process for the Donlin Gold project will take at least 3 years to complete and will be managed by Federal and State regulatory agencies whose job it is to protect the public. Nearly 100 permits and authorizations would be required to construct and operate the mine. We hope to submit an application for the first permits sometime this summer.

Donlin Gold, 4720 Business Park Blvd., Suite G-25, Anchorage, AK 99503  
Tel (907) 273-0200 Fax (907) 273-0201 [www.DonlinGold.com](http://www.DonlinGold.com)

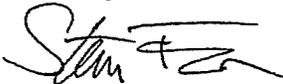
Mayor Klejka  
May 2, 2012

The U.S. Army Corps of Engineers is expected to be the lead federal agency conducting an Environmental Impact Statement as will be required by the National Environmental Policy Act (NEPA). Coordination of State of Alaska permits will be conducted by the Large Mine Permitting Team (LMPT). The LMPT is an interagency group, coordinated by the Alaska Department of Natural Resources, Office of Project Management and Permitting that works cooperatively with federal resource agencies and the Alaskan public to see that projects are designed, operated and reclaimed in a manner consistent with the public interest.

The regulatory agencies will lead a robust process that will involve multiple public comment periods and a comprehensive review of all possible impacts, including the potential environmental and human health concerns for mercury as well as other contaminants. A variety of state regulations will drive the mercury review, including air quality (18AAC 50); groundwater, surface water, and solid waste (18 AAC 70); wastewater (18 AAC 72 and 18 AAC 83) and solid waste (18 AAC 60). Permits will require systems to monitor mercury and contain or control it to standards designed to protect public and environmental health.

Mayor Keljka, we appreciate the concerns expressed in resolution #12-12. While several of the whereas sections do not relate to Donlin Gold, the questions and concerns specific to Donlin Gold will be considered by the government agencies responsible for permitting our project. Donlin Gold is fortunate that Barrick Gold is a world leader in mercury management. Barrick's expertise in this field, using state of the art technology, will be an asset in working with the agencies to develop mercury monitoring and controls. We urge the city council to familiarize itself with the project, familiarize itself with the permitting process, and participate to the extent needed to protect the interests of the community of Bethel. We support a rigorous permitting process that will consider public input and the best available science. The project will be a better one with a well informed public that participates in the public comment periods ahead.

Sincerely,



Stan Foo

General Manager

Donlin Gold, 4720 Business Park Blvd., Suite G-25, Anchorage, AK 99503  
Tel (907) 273-0200 Fax (907) 273-0201 [www.DonlinGold.com](http://www.DonlinGold.com)

# **New Business**

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# City of Bethel Action Memorandum

Action memorandum No.	12-23		
Date action introduced:	May 22, 2012	Introduced by:	City Manager
Date action taken:		<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Denied
Confirmed by:			

SUBJECT/ACTION:

Requesting a City Representative be added to the Kumarvik Board of Directors.

Route to:	Department/Individual:	Initials:	Remarks:
	City Manager		Drafted the AM

Attachment(s):

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

In the past, Council did not wish to have a representative on the Kumarvik Board of Directors. The Administration recommends that the Council reconsider that position and assign the City Manager, or his designee, as the City's official representative on the Kumarvik Board.



# City of Bethel Action Memorandum

Action memorandum No.	12-24		
Date action introduced:	May 22, 2012	Introduced by:	City Manager
Date action taken:		<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
Confirmed by:			

SUBJECT/ACTION:

Directing Administration to advance to 100% Completion of the Design Phase of the YK Regional Aquatic Health and Safety Center Previously Known as the BATH Center.

Route to:	Department/Individual:	Initials:	Remarks:
	Finance Director		
	Parks and Recreation Director		
	Public Works Director		

Attachment(s):

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

The current Kumarvik Board is in favor of moving forward with completion of the design phase of the BATHC from 65% to 100%. If Council concurs, and so directs, the Administration will contact Architects Alaska and have the design phase completed using current BATHC funds on hand.



Introduced by: Lee Foley, City Manager  
Date: March 9, 2010  
May 11, 2010  
Action: Tabled until the audit is received.  
Vote:

## *CITY OF BETHEL*

### **Resolution # 10-21**

#### **APPROVAL OF ARCHITECTS ALASKA, INC. TO PROCEED WITH TASK #4: CONSTRUCTION DOCUMENTS (95% AND 100% COMPLETE), AS SPECIFIED IN CONTRACT NUMBER BET-AA-001-08**

**WHEREAS**, the City of Bethel signed a contract with Architects Alaska, Inc. to provide professional architectural and engineering services for the design of a multi-use recreation center in Bethel, officially termed the *Bethel Aquatic Training and Health Center*;

**WHEREAS**, Architects Alaska completed Task 1, Task 2, Geotechnical Investigation, and Mechanical Life-Cycle Cost Analysis in order to fulfill the first part of the contract (35% complete);

**WHEREAS**, Architects Alaska completed Task 3 and preliminary LEED-certified registration, design, and documentation in order to fulfill the second approval from City Council (65% complete);

**WHEREAS**, Mikunda Cottrell & Co. prepared a five-year business plan at the request of the Bethel City Council for the Bethel Aquatic Training and Health Center, which showed a loss in the first year (\$39,729) and income in the succeeding four years (\$21,427, \$18,279, \$14,110, \$9,737);

**WHEREAS**, Mikunda Cottrell & Co. is revising the business plan to include additional considerations that will have a positive impact on operating revenue;

**WHEREAS**, the City of Bethel prioritized the aquatic center as its #2 priority for its FY 2011 \$4 million federal request and as its #3 priority for its FY 2011 \$4 million State of Alaska request;

**WHEREAS**, per the contract, Bethel City Council approval is required for Architects Alaska, Inc. to proceed with Task 4, Construction Documents (95% and 100% complete), as the next step in the architectural and engineering design process;

Introduced by: Lee Foley, City Manager  
Date: March 9, 2010  
May 11, 2010  
Action: Tabled until the audit is received.  
Vote:

**NOW, THEREFORE, BE IT RESOLVED** that the Bethel City Council approves of the work completed by Architects Alaska, Inc. thus far (65% complete) and approves Architects Alaska, Inc. to proceed with Task 4: Construction Documents (95%-100%).

**ENACTED THIS \_ DAY OF \_ 2010 BY A VOTE OF \_\_\_\_\_ IN FAVOR AND \_\_\_\_\_ OPPOSED.**

\_\_\_\_\_  
Joseph Klejka, Mayor

ATTEST:

\_\_\_\_\_  
Lori Strickler, City Clerk

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*Bethel City Council*

*Office of the Mayor*

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# **Mayor's Report**

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*Bethel City Council*

*Office of the City Manager*

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# **Manager's Report**

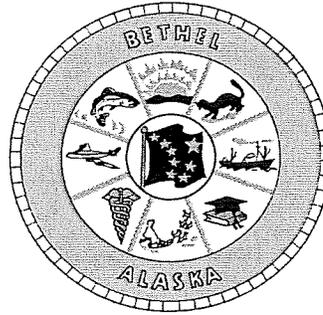
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# CITY OF BETHEL

Post Office Box 1388  
Bethel, Alaska 99559  
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May 15, 2012

**From:** Lee M. Foley, City Manager

**To:** Bethel City Council

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**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 May 1-15, 2012

## CITY ADMINISTRATION ACTION ITEMS AND ACTIVITIES

### Projects:

- **Council's State Priorities** – All of the projects and/or equipment requested by the Council were placed in the State's Capital Budget that was subsequently approved by the Governor. None of Bethel's requests were vetoed.
- **Water & Sewer Infrastructure** – The draft RFP for a comprehensive production and delivery cost analysis was reviewed by the Planning Commission at their regularly scheduled meeting on Thursday, May 10, 2012. Recommendations were incorporated and the draft RFP will now go to the Public Works Committee for review and comments on Wednesday, May 16, 2012.

### Legal Issues:

- **In-House Attorney** – Two applications for the City Attorney's position have been forwarded to Council for review, comments, and consideration.

### Miscellaneous:

- **Planning Director's Position** – A list of finalists for this position have been identified and all have participated in telephonic interviews. The resumes of the finalists have

been shared with the Planning Commission. One of the finalist did a face-to-face interview in Bethel and the rest are being scheduled to do so. The Administration hopes to make an offer to the successful candidate by the middle to last portion of June.

Thank you.

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*Bethel City Council*

*Office of the City Clerk*

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# **Clerk's Report**





# City of Bethel, Alaska

City Clerk's Office

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

## **Upcoming Council Events:**

May 8<sup>th</sup> Regular Meeting  
May 17<sup>th</sup> Special Meeting  
May 22<sup>nd</sup> Regular Meeting

## **Primary Focus**

The preclearance request to the Department of Justice is very extensive. I have been the preclearance request letter and supporting documents which will be mailed out on May 29<sup>th</sup>.

## **Ongoing Projects**

### **Alaska Municipal League Summer Meeting**

Betty Svensson will be in Bethel May 31<sup>st</sup> to meet with local officials as well as to go over details of the AML meetings with the City Clerk's Office.

In preparation for the AML meetings and reception the City Clerk's Office has:

- Working on a pamphlet to provide to the guests in advance of their visit with information about Bethel.
- Looking into inexpensive gift bag options to provide to the attendees.
- Met with event planner and caterer to finalize some planning details.
- Purchased items for the welcome bags.

### **Passport**

The City Clerk's Office is preparing for the bi-annual passport audit which will occur mid May.

### **Council Chamber Audio Equipment**

The City Clerk's Office and the Technology Department spent much of April 25<sup>th</sup> with the Chariot Group. They did an extensive review of the chambers and are preparing a detail list of items necessary to complete an upgrade to the

audio/phone system. Following their write-up, the Clerk's Office will prepare an RFP for the upgrade.

### **Projects**

With the growing use of Social Media, the City of Bethel is again considering different options for staying in touch and informing the public. Due to records management concerns and the ongoing need for constant updating, the City has been hesitant in the past to venture into such technologies. With the developing technologies as well as other communities using these tools effectively, the City Clerk's Office is beginning to research a Social Media Policy with the hope to have something developed by the end of July.

# **Additional Information**

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The Delta Discovery

Summer Fishin' Edition



It is that time of year again when fishermen on the Kuskokwim River are blessed with fish. First the smelt and then the tasty King Salmon. Thanks to my friend John for sharing with us one of your fish. It was excellent! How very lucky are we to be able to enjoy such gifts from the river - quyana cakneq!

Know what happens when you don't advertise? nothing.

543-4113

# HOOK, LINE 'N SINKER

## City investigates public nuisance complaints

by K.J. Lincoln

Residents and relatives of those living on East Avenue in Bethel have approached the City of Bethel Planning Commission and the Bethel City Council to let them know that they are tired of the noise and public intoxication coming from the Yukon Lodge hotel. Yukon Lodge is located on East Avenue across the slough.

Bethel resident Vernon Kylook speaking on behalf of his mother Laura and the neighborhood surrounding the Yukon Lodge, testified before the council under People to be Heard about the disturbing occurrences taking place at the Yukon Lodge during the April 12 city council meeting.

"The problem I have is an establishment like the Yukon Lodge and like motels/hotels is the property owners or whoever owns these premises allowing excessive use of alcohol with no concern for their hotel guests' safety, health or well being," said Kylook. "The Yukon Lodge, I've noticed and have heard the patrons going in are pretty much 100% native. As we all know, there is a problem with alcohol and alcoholism with the native population within this region. How can we heal as individuals or families or as a community locally and regionally who struggle with alcohol use and alcoholism with such establishments in our face. You know, enough is enough."

Another spoke in support of the residents who live in the vicinity of Yukon Lodge.

Elizabeth Sunnyboy. She said that she's seen drunk people vomiting, cussing, and swearing, and peeing all over the place. Little children cannot even play out.

"Our children can't play out. I would like to see our children play safe, be outdoors but they can't," she said.

Another thing Sunnyboy spoke of was the amount of traffic after and around midnight.

"I sat there from midnight to 2am. The cabs are there all hours of the time. I thought they had some kind of...curfew at certain hours but they are there all the time honking and honking and these elders are trying to sleep," she said. "We have a cultural value to respect our elders and have them have their rest but they aren't getting it."

Kylook brought up that he had lost some of his relatives who died in hotels in Bethel due to excessive drinking.

"Who's responsible for their deaths? I know they've drank, however who's regulating these premises?" he asked. "I encourage the neighborhoods and communities surrounding such hotels to speak up - see something say something."

Kylook made a plea in regards to those who own the hotels in town where excessive intoxication is known to be a problem.

"This is not our way of life. We're hurting. Have a little empathy towards people that are struggling with the use of alcohol or alcoholism," Kylook said.

During the April 26th city council meet-

ing, Kylook again spoke under People to be Heard about the issue.

"I believe that we've all established that the Yukon Lodge is a major problem and it has been a problem from the day they opened originally as the Hammer Manor. The location of the Yukon Lodge is in an area of Bethel that has been devastated by alcohol use and alcoholism for decades. You all on the city council don't know how we feel or hurt to see our own native people going in and out of the Yukon Lodge on a daily basis unless you've lived in our shoes or in our homes surrounding this Yukon Lodge," he said. "With summer fast approaching I guarantee you the problem will continue to get worse. It is literally the calm before the storm. I've heard horror stories regarding the place with the windows open, drunks hanging out of the windows smoking cigarettes on the premises. We can't live in peace and quiet with this happening all the time. The only way that city council member or the voters can correct the problem is to shut the place down for good and put more stringent laws and regulations on such hotels or motels in Bethel and the surrounding areas. So help us help ourselves by closing this godforsaken place down so we can start healing as individuals, families and as a community."

City Manager Lee Foley reported to council that indeed the City has been working on how to approach the subject and that the Yukon Lodge has been the topic of the

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## Yukon Lodge from page 3

last three department head meetings.

He also said that Fire Chief George Young recently went over to the establishment and conducted an in-depth inspection of the facility where he identified a lot of different difficulties.

Additionally, he also said that Planning Director Dan Shea has been over there on several occasions and talked with the people individually and told them what they needed to do.

"While the council is debating this and deciding how best to proceed, we are looking at various avenues as well that we may be able to recommend to the council for consideration," said Foley.

The City Administration is following the nuisance abatement ordinance in the Bethel Municipal Code.

Foley assured the council that they will be seeing the results of the investigation once it is completed.

"And the ultimate recommendation could be to enforce the nuisance law and declare it a nuisance and seek relief?" asked Council Member Rick Robb.

"Yes sir, that's correct," said Foley.

People to be Heard was again opened by vote of council and Kylook expressed his agreement.

"I do understand the laws regarding on ongoing investigation so I respect the city council's decision to hold this for now until they finalize the investigation. I understand to my knowledge the investigation started on April 1st and they have 45 days from that day," he said. "So we'll be looking forward to hear hopefully some results and possible closures on this nuisance of an establishment."

On early Sunday morning June 5, 2011 a little past midnight, the Yukon Lodge and the surrounding area appeared to be quiet. Upon further inspection of the area, there was a lone man who looked like he was in his 20's walking down East Avenue intoxicated.

On one of the windows at the Yukon Lodge there was a note, "Attention Customers. Yukon Lodge does not sell cigarette by stick. It's against the law. - Manager"

Later on, on the same day in the evening around 8-9pm, the Yukon Lodge had 2 cars parked in front of it. There was a security camera at the front door, which was locked. Entrance could only be gained from inside by asking permission after pushing the intercom button. Nearby a family was busy cutting fish by their home.

Once the door was opened, the odor of stale alcohol was apparent. In the lobby were 4-5 people, one of which was a woman and one was a little boy - a toddler. The people were just sitting or standing and did not seem to be doing anything in particular.

When speaking with the Proprietor, he said that the Yukon Lodge is in compliance regarding fire safety issues.

"I fixed everything," he said. "Everything is okay now."

When asked about the complaints of public drunkenness and the taxis making noise, he said that that has been taken care of.

"It's quieted down, everything good," he said.

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