



# City of Bethel Police Dept.

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**PUBLIC NOTICE**  
REGULAR MEETING OF THE  
PUBLIC SAFETY & TRANSPORTATION COMMISSION  
**Tuesday, May 06, 2014 - 7:00 p.m.**  
**157 SALMONBERRY RD- BETHEL POLICE DEPARTMENT**  
**AGENDA**

**Members**

Johnny Furlong,  
*Chair*

Pat Jennings  
*Vice Chair*

Sharon Sigmon  
*Council Representative*

Joan Dewey

Jennifer Dobson

Naim Shabani

**Ex-Officio Members**

Vacant  
*Chief of Police*

George Young  
*Fire Chief*

KaJena Baty  
*Recorder*

- I. CALL TO ORDER
- II. ROLL CALL
- III. PEOPLE TO BE HEARD
- IV. APPROVAL OF AGENDA
- V. APPROVAL OF MINUTES FROM THE REGULAR MEETING OF  
April 1, 2014
- VI. CHIEFS' COMMENTS  
Fire Chief  
Police Chief
- VII. TRANSPORTATION INSPECTOR'S REPORT
- VIII. COUNCIL REPRESENTATIVE'S COMMENTS
- IX. UNFINISHED BUSINESS  
A. Revocation of Chauffeur Permit
- X. NEW BUSINESS  
A. Leash Law Compliance Resolution
- XI. COMMISSION MEMBER'S COMMENTS
- XII. ADJOURNMENT

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KaJena Baty, *Recorder*

POSTED on April 30, 2014.  
POST OFFICE, AC, SWANSONS, CITY HALL, & POLICE DEPT.

Next Public Safety and Transportation Commission Meeting will be **September 2, 2014.**

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# City of Bethel, Alaska

## Public Safety & Transportation Commission

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April 1<sup>st</sup>, 2014

Regular Meeting

Bethel, Alaska

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### I. CALL TO ORDER

A regular meeting of the Public Safety and Transportation Commission was held on April 1<sup>st</sup>, 2014 in the Bethel City Hall Council Chambers.

This meeting was called to order at 7:03PM

### II. ROLL CALL

Present: Pat Jennings *Vice Chair*  
Joan Dewey  
Jennifer Dobson  
Naim Shabani

Absent: Sharon Sigmon *Council Representative*  
Excused absent: Johnny Furlong *Chair*

Ex-Officio Present: George Young *Fire Chief*  
Andre Achee *Police Lieutenant*  
KaJena Baty *Recorder and Transportation Inspector Designee*

### III. PEOPLE TO BE HEARD

*No one present to be heard.*

### IV. APPROVAL OF AGENDA

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

### V. APPROVAL OF MINUTES

<b>MOVED:</b>	Dewey	Motion to approve the minutes from the regular meeting of March 4 <sup>th</sup> , 2014.
<b>SECONDED:</b>	Dobson	
<b>VOTE ON MAIN MOTION</b>	All in favor	

## VI. CHIEFS' COMMENTS

George Young *Fire Chief*- Believes alcohol abuse has declined, cab drivers are not making as much money, heard Camai was slow this year. When the town went from damp to open there was a lot of worry that things would sky rocket, but an Ace employee said it was really only busy during the first week then tapered off. Suspects' kids today may be smoking pot instead of drinking. Is for the ballot initiative to decriminalize it. Has never seen a violent crime result from smoking pot in 32 years of ambulance calls. Bethel Winter House has really served a real need.

Andre Achee *Police Lieutenant*- Business as usual. Stats were done after we went from damp to wet status, initially there was a spike in the first month (October) but there would have been anyway due to PFDs, as it does every year. Our CSP program and the Sobering Center frees up the ER and State Jail for more violent offenders. A Chauffeur had driven through Standard Oil Rd to Pacifica cut directly across the road and T-boned another car. Will be suspended under the authority of the Transportation Inspector and we will look to revoke. Will also be charged for Reckless Driving which is a criminal offense. The Police Department still has many vacancies, 2 vacant CSPs, 2 vacant Dispatch positions, 2 sergeant vacancies, and 1 Chief of Police vacancy. Dispatch is doing a phenomenal job covering four shifts with three people.

## VII. TRANSPORTATION INSPECTOR REPORT

KaJena Baty- Alaska Cab Co. did all of their inspections for the month of March they have 13 cab permits that they dispatch for. There were 4 vehicle transfers, 3 permit renewals, 2 chauffeurs switched between companies, and 3 chauffeurs renewed their permits. *See Transportation Inspector's Report for complaints.* A Kusko Cab driver had their permit stolen out of their vehicle.

## VIII. COUNCIL MEMBER'S COMMENTS

Council Member Sigmon- *Not present to be heard.*

## IX. UNFINISHED BUSINESS

*No Items*

## X. NEW BUSINESS

### A. Consideration of A Summer Recess.

<b>MOVED:</b>	Shabani	Motion to recess for the summer months of June, July, and August.
<b>SECONDED:</b>	Dewey	
<b>VOTE ON MAIN MOTION</b>	All in favor	

### B. Revocation of Chauffeur Permits.

<b>MOVED:</b>	Dobson	Motion to postpone the topic of revocation of chauffeur permits until the next regular meeting.
<b>SECONDED:</b>	Dewey	
<b>VOTE ON MAIN MOTION</b>	All in favor	

## I. COMMISSION MEMBER COMMENTS

Joan Dewey- *Prayers to the family of Bing Santamour. The month of April is Sexual Assault Awareness month. They just had the Choose Respect march, there was a good turnout. In the past springtime and December were the two highest times of Sexual Assaults.*

Naim Shabani- *Looks forward to working with everyone and doing good things for the city.*

Jennifer Dobson- *Would like to thank everyone at the Police Department who has been working long hours. Noticed the packets were emailed at an ungodly hour of the night.*

Pat Jennings- *Thanks everyone for coming, was surprised at the sudden death of Bing has known her for many years.*

Andre Achee- *At the last council meeting a new ordinance was put into effect, no cell phones for cab drivers. Wanted to know if there had been any negative feedback from the cab drivers. The mural in the entry was done by the Bethel High School Art Department, they did a fantastic job we really appreciate it.*

## II. ADJOURNMENT

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

*Meeting adjourned at 7:46pm*

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.

\_\_\_\_\_  
KaJena Baty, Recorder

\_\_\_\_\_  
Johnny Furlong, Chair

Chapters [5.20](#) through [5.50](#) BMC in denying, suspending, or revoking the license or permit.

C. An appeal from any final decision of the commission made in accordance with this section shall be filed in the Superior Court, Fourth Judicial District, Bethel, Alaska, no later than thirty (30) days following service of that decision upon the affected licensee or permittee at the last known address. Review by the court shall be limited to determining whether the decision appealed is supported by substantial evidence.

D. A permittee or licensee who has been issued a citation for a violation of a provision of Chapters [5.20](#) through [5.50](#) BMC, or subjected to a penalty, may contest that citation or penalty by filing a notice of appeal with the commission no later than fifteen (15) days after the day the citation or penalty has been issued. Such an appeal shall be considered by the commission in accordance with the procedures established in BMC [5.20.060](#) and subsection B of this section. [Ord. 01-02 § 3.]

#### **5.20.110 Denial, suspension, or revocation of license or permit.**

A. The transportation inspector shall have the power to suspend or revoke a chauffeur's license.

1. The transportation inspector shall immediately suspend or revoke a chauffeur's license if a chauffeur is convicted by a court of competent jurisdiction of an offense set forth in BMC [5.40.030](#);
2. The transportation inspector shall suspend or revoke a chauffeur's license upon receipt of evidence sufficient to cause the transportation inspector to conclude that it is more likely than not that a chauffeur is incapable of controlling a motor vehicle safely;
3. The transportation inspector shall deny, suspend, or revoke the chauffeur's license of any chauffeur failing or refusing to take a drug and/or alcohol test in accordance with BMC [5.20.085](#).

B. Upon a request by the transportation inspector or on its own initiative, the commission shall have the power to suspend or revoke a taxicab, river taxi, and limousine or bus permit.

1. The commission shall suspend or revoke a taxicab, river taxi, limousine or bus permit upon finding after a hearing that:
  - a. A permittee has not operated pursuant to the permit for forty-five (45) consecutive days or for ninety (90) days in any twelve- (12-) month period; provided, that such failure to operate is not caused by strike, public catastrophe, or other act beyond the control of the permittee but not including insolvency;
  - b. A permittee has sold or otherwise lost the use of the vehicle which was being operated pursuant to the permit and has failed to replace it within sixty (60) days after the date of such sale or loss;
  - c. A permittee has failed to make any payments required under Chapters [5.20](#) through [5.50](#) BMC or to make any payments (including but not limited to business license fees and sales taxes) or remit any fees required by any other provisions of this code;
  - d. A permittee has submitted a false or misleading inspection report from a designated inspection station.

2. The commission may suspend or revoke a taxicab, river taxi, limousine or bus permit upon finding after a hearing that a permittee has violated any provision of Chapters

[5.20](#) through [5.50](#) BMC. The commission may suspend or revoke a chauffeur's license upon finding after a hearing that a licensee has violated any provision of Chapters [5.20](#) through [5.50](#) BMC;

3. The transportation inspector shall immediately suspend or revoke a taxicab, river taxi, limousine or bus permit upon being provided with appropriate notice that a permittee has been convicted by a court of competent jurisdiction of an offense set forth in BMC [5.30.040](#);

4. The transportation inspector may immediately revoke a permit under this subsection if the transportation inspector determines that continued operation of the permit will result in substantial risk to the public health or welfare. If the transportation inspector revokes a permit based upon such determination, the revocation action shall expire in ten (10) days, unless within this time the commission holds a hearing and determines that a continued emergency revocation is warranted until such time as the commission makes a decision on an appeal to the revocation, should such an appeal be filed by the permittee.

C. The commission may suspend or revoke a dispatch service permit upon a finding after a hearing that:

1. Such dispatch service has not commenced operation within ninety (90) days after issuance of the permit;

2. Such dispatch service has failed to provide dispatch services for a period of ninety (90) consecutive days; provided, that such failure to operate is not caused by strike, public catastrophe or other act beyond the control of the dispatch service other than insolvency; or

3. Such dispatch service does not have a valid radio station license issued by the Federal Communications Commission ("FCC") or such dispatch service is not in compliance with any terms and conditions imposed on it by the FCC.

D. Violation of any of the terms and conditions of a suspension or revocation imposed by this section is a separate violation.

E. Upon suspension or revocation of a chauffeur's state driver's license, his or her chauffeur's license shall simultaneously and automatically become void. A chauffeur shall surrender his or her chauffeur's license to the transportation inspector and cease operating a regulated vehicle immediately upon suspension or revocation of the chauffeur's state driver's license. Such a chauffeur shall not thereafter operate a vehicle for which a chauffeur's license is required unless he or she is first (1st) issued a new chauffeur's license in accordance with BMC [5.40.030](#).

F. A permittee or licensee must surrender his or her permit or license to the transportation inspector immediately upon suspension or revocation.

G. A permittee or licensee may appeal a suspension or revocation by the transportation inspector to the commission in accordance with BMC [5.20.100](#). A permittee or licensee may appeal a suspension or revocation by the commission to the Superior Court in accordance with BMC [5.20.100](#).

H. Unless provided otherwise in Chapters [5.20](#) through [5.50](#) BMC, a permit or license that is revoked shall become void and revert to the commission. [Ord. 03-10 § 4; Ord. 01-02 § 3.]

### **5.20.120 Penalties and remedies.**

Introduced by:  
Date: May 6, 2014  
Action:  
Vote:

# CITY OF BETHEL, ALASKA

## Resolution #14-\_\_

### A RESOLUTION FROM THE CITY OF BETHEL PUBLIC SAFETY AND TRANSPORTATION COMMISSION

**WHEREAS**, the City of Bethel establishes and enforces city ordinances to promote the health and public safety of Bethel city limits;

**WHEREAS**, City of Bethel, Ordinance #11-12 Municipal Code, section 6.04.020 *Care and Restraint of Dogs* requires that NO DOGS MAY RUN AT LARGE WITHIN THE CITY LIMITS, (no person having charge or control of said animal may permit the animal to run at large within the city);

**WHEREAS**, loose doge run in public streets, impeding traffic and causing dangerous situations when vehicles try to avoid hitting the dogs;

**WHEREAS**, there are young children who play outdoors and who run after loose dogs risking serious injury as they also run into the streets;

**WHEREAS**, loose, unrestrained dogs are a danger to humans if they bite or otherwise injure persons;

**WHEREAS**, loose, unrestrained dogs can be a danger to other animals by attacking, biting or scaring other dogs, cats, or poultry.

**THEREFORE, BE IT RESOLVED THAT** the Public Safety and Transportation Commission strongly recommends active enforcement of the City of Bethel laws regulating leashing and restraint of dogs, that the city make a concerted effort to educate the public about the necessity for keeping dogs on a leash, and for dog owners to be held accountable for loose dogs and any damage they may cause.

**PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_ 2014, BY A \_\_\_\_ VOTE IN FAVOR AND A \_\_\_\_ VOTE IN OPPOSITION.**

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Johnny Furlong, Chair

ATTEST:

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KaJena Baty, Recorder

City of Bethel, Alaska

Resolution #14-\_\_  
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