
City of Bethel, Alaska

City Council Minutes

April 11, 2006

Regular Meeting

Bethel, Alaska

CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on April 11, 2006, at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Williams called the meeting to order at 6:30 p.m.

ROLL CALL

Comprising a quorum of the Council, the following were present:

Members present:

Mayor R. Thor Williams
Council Member Andrew McGowan
Council Member Mary Kenick
Council Member Dan Leinberger
Council Member David Trantham Jr. (excused at 11:54p)
Council Member Hugh Dyment (arrived at 6:36p)

Members absent:

Council Member Tundy Rodgers

Others present:

City Manager Wally Baird
City Attorney Sharon Sigmon
City Clerk Sandra Modigh

PEOPLE TO BE HEARD

1. Ben Dudley addressed Council to advise them of National Telecommunications Week and speak in favor of a City of Bethel proclamation recognizing the Police Department's telecommunications.

APPROVAL OF THE CONSENT AGENDA AND REGUALR AGENDA

MOVED:	Leinberger	To approve the Consent and Regular Agenda for the April 11, 2006 Council meeting as amended moving New Business Item F to the first order of business after the Special Order of Business.
SECONDED:	Trantham	
VOTE ON MAIN MOTION Carried unanimously.		

APPROVAL OF MEETING MINUTES

- 3/28/06 Regular Meeting Minutes
- 3/30/06 Special Meeting Minutes

Meeting minutes passed on the consent agenda

SPECIAL ORDER OF BUSINESS

Item A-City Of Bethel America Corps Vista Volunteer Tourism Project Presentation By Sara Scott

Sara Scott gave a power point presentation to update City Council Members, Administration, and the Community on her tourism project efforts during her time as an America Corps Vista Volunteer.

Item F- Participation By ONC With A ICDBG Grant In A City Project In Exchange For City Property

ONC Chair Henry Hunter and ONC Member Ray Watson addressed Council to discuss ONC's participation with the ICDBG Grant and in exchange for City property.

MOVED:	Dyment	To direct administration to work with ONC regarding the ICDBG grant.
SECONDED:	Trantham	
VOTE ON MAIN MOTION		
Carried unanimously.		

REPORTS OF STANDING COMMITTEES

Administrative Cemetery Planning Committee (Council Member Trantham): Council Member Trantham stated the committee has not met since the last Council meeting.

Port Commission (Mayor Williams): Mayor Williams reported that the Commission has not met since the last City Council Meeting.

Senior Advisory Board: Mayor Williams stated that the Board has not met since the last Council meeting.

Public Works Committee (Council Member McGowan): Council Member McGowan stated that the committee has not met since the last Council Meeting.

Finance Committee (Council Member Leinberger): Council Member Leinberger stated that the Committee has not met since the last Council Meeting.

Alternative Energy Committee (Council Member Leinberger): Council Member Leinberger stated that the Committee last met on April 6th and discussed the following:

- Wind power project
- Purchase of Bethel Utilities by the City of Bethel
- Upcoming RFP by Alaska

Public Safety & Transportation Commission (Council Member Dymnt): Council Member Dymnt stated that the Commission last met on April 3rd and discussed the following:

- Controlled Substance testing policy
- Police Department Budget
- Dispatch permits
- Phone numbers in taxi cabs

Parks & Recreation Committee (Vice-Mayor Kenick): Vice-Mayor Kenick stated that the Committee has not met since the last Council meeting.

Council Member Trantham stated that he's been attending the Influenza Committee meetings and has advised Council that he's is not able to attend the next meeting, requesting another Council Member attend.

MOVED:	Trantham	To suspend the rules to allow public testimony.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried unanimously.	

Bob Herron addressed Council to update them on contributions and efforts of the community to bring the Moving Wall to Bethel.

MOVED:	Dymnt	To take a 10 minute recess at 7:33p
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously.	

UNFINISHED BUSINESS

Item A- Public Hearing of Ordinance 05-11 (D): An Ordinance By The Bethel City Council Amending The Adopted Annual FY2005-06 Budget

Public Hearing:

None

MOVED:	Dyment	To adopt ordinance 05-11 (D) as amended.
SECONDED:	Leinberger	
MOVED:	Leinberger	To take \$7500 from line item 06-04AA and place into the Port line item 52-50-699.
SECONDED:	Dyment	
VOTE ON MAIN MOTION	Carried unanimously.	
MOVED:	Leinberger	To approve proposed budget amendments from Mayor Williams included in the Council packet on pgs 65-73.
SECONDED:	Dyment	
MOVED:	Leinberger	To suspend the rules to allow public testimony.
SECONDED:	McGowan	
VOTE ON MAIN MOTION	Carried unanimously.	
<p>Finance Director Walters addressed Council to state that there are proposed amendments by Mayor Williams that could easily be passed by Council this evening, but there are also proposed amendments by Mayor Williams that are conflicting with administrations proposed amendments.</p> <p>Finance Director Walters advised and made suggestions to Council regarding budget amendments.</p>		
MOVED:	Dyment	To postpone ordinance 05-11 (D) amendments until the next Council meeting.
SECONDED:	Leinberger	
MOVED:	McGowan	To postpone ordinance 05-11 (D) in it's entirety until the next Council meeting.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried unanimously.	
VOTE ON MAIN MOTION	<i>No vote due to amendment passed</i>	

Mayor Williams gave a brief description of his proposed amendments	
VOTE ON MAIN MOTION	<i>No vote due to postponement of ordinance 05-11 (D)</i>
VOTE ON MAIN MOTION	<i>Postponed until the 4/25/06 Council Meeting</i>

MOVED:	Leinberger	To direct administration to develop a list of amendments proposed by Mayor Williams and administration that can be agreed upon.
SECONDED:	Dyment	
VOTE ON MAIN MOTION	Carried unanimously.	

Item B- Public Hearing Of Ordinance 06-05: An Ordinance Amending The Sales Tax Code To Provide An Exemption For Senior Citizens' Heating Fuel

Public Hearing:

1. Flora Ulron, ONC Executive Director, addressed Council to advise Council that ONC passed a resolution in support of the ordinance 06-05 and read the resolution into the record.
2. Henry Hunter, ONC Chair, addressed Council to speak in favor of ordinance 06-05 on behalf of ONC and the senior citizens in our community.
3. David Trantham, as senior citizen of the community, addressed Council to state that he has placed this ordinance on the agenda on behalf of the senior citizens of the community. Mr. Trantham requested that Council hold an additional PH on 06-05 and allow the SAB to make a recommendation to Council on behalf of ordinance 06-05.

MOVED:	Dyment	To postpone ordinance 06-05 until the next City Council Meeting
SECONDED:	McGowan	
VOTE ON MAIN MOTION	Carried unanimously (Trantham Jr. abstaining)	

Council Member Dyment requested that the City Attorney research conflict of interest referring to Council Member discussion as a citizen under public testimony.

Item C- Public Hearing of Ordinance 06-07: An Ordinance Amending Section 17.12.030 Of The Bethel Municipal Code Regarding Preliminary Plat; Submittal, Form And Contents

Public Hearing:

None

MOVED:	Leinberger	To adopt ordinance 06-07.
SECONDED:	Kenick	
VOTE ON MAIN MOTION Carried unanimously		

Item D- Public Hearing of Ordinance 06-09: An Ordinance Amending The Front Set Back Requirement For Structures

Public Hearing:

1. Eric Middlebrook addressed Council to speak in opposition of ordinance 06-09.

MOVED:	Dyment	To adopt ordinance 06-09.
SECONDED:	Leinberger	
<p>City Manager Baird spoke in favor of ordinance 06-09.</p> <p>Planning Director Rick Abboud addressed Council to answer Council member inquiries related to ordinance 06-09.</p>		
VOTE ON MAIN MOTION	3- 3-failed (McGowan, Kenick, Trantham Jr. voting against)	

Council concurred to recess from 9:31p until 9:42p

MOVED:	Trantham	To declassify a memorandum dated 3/31/06 regarding the Alcohol Distribution Site Initiative Petition.
SECONDED:	Dyment	
VOTE ON MAIN MOTION	Carried unanimously	

NEW BUSINESS

MOVED:	Dyment	To amend the agenda to address Item E under New Business as Item A.
SECONDED:	Kenick	
MOVED:	Leinberger	To suspend to rules to proceed past 10p.
SECONDED:	Trantham	

VOTE ON MAIN MOTION	Carried unanimously	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Leinberger	To amend the agenda to move Item C under New Business after Item A.
SECONDED:	Kenick	
VOTE ON MAIN MOTION	Carried unanimously	

Item A- Travel Policy For City Council Members

Council Members discussed past travel of a Council Member traveling to Anchorage without Council concurrence, travel arrangements were funded by the State of Alaska.

MOVED:	Dyment	To direct the City Clerk to draft a City Council Member travel policy to provide to Council.
SECONDED:	Kenick	
VOTE ON MAIN MOTION	Carried: 5 – 1 (Trantham Jr. voting against)	

MOVED:	Leinberger	To direct the City Clerk to place out of town guests as the first order of business on future agendas.
SECONDED:	Trantham	
VOTE ON MAIN MOTION	Carried unanimously	

Item B- Approval Of A Grant Agreement For The Back Bone Improvements With The VSW

City Manager Baird updated Council on the current Village Safe Water Project and advised Council to approve the grant agreement.

MOVED:	McGowan	To approve the grant agreement for the back bone improvements with VSW.
SECONDED:	Leinberger	
Jim Patterson, VSW, addressed Council to speak in favor of the motion.		
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Dyment	To approve the contract amendments by CRW Engineers
SECONDED:	Trantham	

Jim Patterson, VSW, addressed Council to speak in favor of the motion.	
VOTE ON MAIN MOTION	Carried unanimously

Item C-Alcohol Distribution Site Proposed Business Plan

City Manager Baird presented to Council a business plan and marketing analysis for a single site alcohol delivery arrangement and answered Council Member inquiries.

City Council discussed alcohol delivery site business plan options.

MOVED:	Kenick	To suspend the rules to proceed past 11p.
SECONDED:	Dyment	
VOTE ON MAIN MOTION	Carried unanimously	

City Attorney Sharon Sigmon summarized a memorandum declassified during the meeting, from her to Council regarding the alcohol delivery site petition outcome.

Item D-Council Input On Lobbying Efforts In Washington D.C

Council Member Leinberger requested Mayor Williams discuss our economic issues and enterprise zone.

Vice-Mayor Kenick advised Council that we are eligible for certain Federal Funds as a community but most of the time the funds are allocated to us through other entities.

Mayor Williams stated that he would like to bring the small boat harbor expansion as a discussion item.

Item E-Possible Rescheduling Of The April 25, 2006 Regularly Scheduled City Council Meeting

MOVED:	Kenick	To reschedule the 4/25/06 Regularly Scheduled City Council Meeting to 4/28/06.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Failed unanimously	

Item F- City of Bethel Purchase Of Bethel Utilities

Council Member Leinberger stated that the Alternative Energy Committee has submitted a recommendation to Council to purchase the Bethel Utilities.

City Manager Baird stated that the option would be advantageous for the City of Bethel.

MOVED:	Dyment	To direct the City Manager to pursue the purchase of Bethel Utilities.
SECONDED:	Kenick	
VOTE ON MAIN MOTION	Carried: 5 – 1 (Trantham Jr. voting against)	

MAYOR'S REPORT

Mayor Williams appointed Corey LePore Sr. to the Planning Commission

MOVED:	McGowan	To approve Corey LePore's appointment to the Planning Commission
SECONDED:	Trantham	
VOTE ON MAIN MOTION	Carried unanimously	

- 2005 Rural Cap Annual Report
- Letters from the Mayor to Representative Mary Kapsner and Senator Lyman Hoffman thanking them for their hard work
- Legislative briefing from Rep. Carl Moses

MANAGER'S REPORT

- Advised Council that he has contacted all parties interested in the Boys Group Home and updated Council on responses.
- Update on poles being placed along the roads in Kasayulie
- Update on Chief Eddie Hoffman Hwy repairs

CITY CLERK'S REPORT

- Special Election
- Digital Recording System Update
- City Attorney will be Acting City Clerk at City Council Meetings during my absences in June

MOVED:	Williams	To approve City Clerk's leave request on April 17 th .
SECONDED:	McGowan	
VOTE ON MAIN MOTION	Carried unanimously	

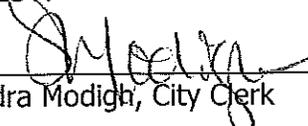
ADJOURNMENT

MOVED:	Dyment	To adjourn the meeting at 11:57p
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried unanimously	

With no further business before the Council, the meeting adjourned at 11:57p.

APPROVED THIS 25th DAY OF APRIL, 2006.

ATTEST:



Sandra Modigh, City Clerk



R. Thor Williams, Mayor