

CITY OF BETHEL

P.O. Box 388 • Bethel, Alaska 99559

543-2297—Area Code 907

CITY COUNCIL MINUTES JULY 22, 1981 7:30 P.M. COUNCIL CHAMBERS

MEETING TO ORDER

The regular Council meeting was called to order at 7:24 p.m. by Mayor Guinn.

ROLL CALL

Present: Charles, Twitchell, B. Hoffman, E. Hoffman and Guinn.

Absent: Elliott and Carpenter

APPROVAL OF MINUTES

City Clerk Jennings read the summary report for the 6/22/81 regular Council meeting.

Motion

M/M B.Hoffman/2nd E. Hoffman to approve the reading of the summary report for the 6/22/81 meeting. Voice vote was taken and motion carried.

APPROVAL OF AGENDA

Mayor Guinn requested the following item be tabled since B. Hoffman and E. Hoffman will be unable to vote because they are on the B.N.C. Board.

Unfinished Business:

Item A. Resolution #337 of the City Council of the City of Bethel requesting land from B.N.C. for the Small Boat Harbor as a portion of land under ANSCA 14(c) 3.

Motion

M/M B. Hoffman/2nd Twitchell to approve the agenda as amended. Voice vote was taken and motion carried.

MANAGERS REPORT

Manager Hoffman gave a report on the following items:

- (1) The two reports on the First Class City Study were received by the City from Darbyshire and Associates. The copies are available at the office for review.
- (2) The City has signed the FY82 Jail Contract with the State of Alaska for \$520,740. Last year, the contract was for \$464,592.
- (3) The National Park Service will have a field team gathering resource information for the Kisaralik River Study this season. This is required as a result of the passage of the Alaska National Interest Lands Conversations Act. Also, the Governor has approved \$1,000,000 to study the feasibility of the Kisaralik Dam Project.
- (4) Last week, Dan Boyette, George Hohman, George Silidas and I met with Jerry Whemiund and Ron Lear from the Governor's office to present the Legislative Project for Bethel. HB50, which has the majority of the Project will be acted on by the Governor tonite.

- (5) He received a letter from Kit Duke, DOTPF, informing him that there is going to be a delay on the dock until additional information has been received.

MAYORS REPORT

None.

REPORTS OF STANDING
COMMITTEES

Manager Hoffman gave a report on the Public Safety and Transportation Committee held July 17, 1981. There was no recommendations for the Council to consider.

Motion

M/M Charles/2nd E. Hoffman to accept the Public Safety and Transportation Committee report for July 17, 1981 as presented. Voice vote was taken and motion carried.

PEOPLE TO BE HEARD

E. Hoffman gave a brief report on the meeting he attended in Anchorage with the Cook Inlet Native Association. They were considering to built a three-story Recreation Center and he had requested a fourth floor be added for a ten-room Medical Center. He requested the Council draft a Resolution supporting the Cook Inlet Native Association on the new alcohol treatment center to be located in Anchorage for consideration at the next Council meeting.

Andy Edge requested appropriate railings be installed alongside the steps leading to the Courthouse. He had problems in gripping the ledge alongside the steps.

Charles announced that last month, she was offically appointed to the Southcentral Health Planning and Development Board by YKHC. She reported the Board met every three month's and should anyone have any suggestions or problems on health issues, to contact her.

E. Hoffman, also, announced that Martha Jack was appointed to the National Social Recreational Center and himself as the Honorary Member.

Council congratulated Charles and E. Hoffman on their appointments to the Boards.

UNFINISHED BUSINESS

Item A. Resolution
#337, Small Boat Harbor

This item was tabled since E. Hoffman and B. Hoffman would not be able to vote because they are on the B.N.C. Board.

Item B. Public Hearing
on Modification #1 of
Ordinance #114

Mayor Guinn opened the public hearing at 7:50 p.m.

Manager Hoffman stated the modification was setting a minimum requirement on water and sewage holding tanks for new home constructions. Some of the major reasons were that there is substantial problems in retaining employees on the honey bucket haul system; also, with larger tanks, there would be a lesser need for home services. He reported the modification was given considerable discussion by the Planning Commission and the Public Works Committee; they recommended the Council pass is as presented.

B. Hoffman asked when the effective date was.

Manager Hoffman responded it wasn't set yet but since several people had ordered and financed homes, he suggested to set the effective date for September, 1981.

Rosie Porter stated that if the Council is going to force the citizens to adhere to such requirements, there should be some sort of recourse for the citizens should the city fail to provide services and their tanks freeze.

Discussion on the requirements of the modification.

Paula Maloy questioned if the City had ever consulted the Attorney about the possibilities of citizens suing the City for damages because the city failed to provide the services.

Manager Hoffman stated the Ordinance's implemented were reviewed by the Attorney. He would have to respond to the legality of the Ordinance if there were any problems.

Charles stated Bethel is in a unique situation because it's growing all the time and that there will always be a dissatisfaction with something somewhere. Therefore, regulations have to be made to improve the solution or they worsen. She stated that if Bethel is to keep growing, solutions need to be made that will benefit the community.

She, also, stated that for the past years, the utility system had improved a lot and the modification was one way of installing a better system.

Mayor Guinn agreed the modification but he suggested the following changes:

- (1) Change the minimum requirements to 300 gallons;
- (2) Specifically state that if there are any exceptions, they can be brought before the Planning Commission;
- (3) The effective date be set for January, 1982.

Charles reported the Planning Commission and Public Works Committee had met and discussed it; they recommended the minimum requirements be modified to: 300 gals/1 bedroom, 500 gals/2 bedroom with increments of 200 gallons per bedroom. Also, other issues discussed were the city provide information to the consumers they would be serviced once a week and how to install and maintain the tanks.

Manager Hoffman read the recommended modification to the Council and public.

There was a lengthy discussion on the modification and the problems that would occur once the new system started.

City Planner Stigall reported, as discussed by Planning Commission, there was no ideal solution in preventing problems. Hopefully, with the help of various departments, the servicing problems within the community would be solved.

Mayor Guinn summarized the input received from the public by stating the major problem expressed was the tanks freezing up if the service aren't provided. He suggested the Council pass the Ordinance with an effective date of January, 1982, and that Planning Commission and Public Works Committee consider further review in positive responsibilities should there be service problems before the effective date.

Paula Maloy suggested that options be open for anyone not interested in installing running water and flush toilet be included.

Mayor Guinn closed the public hearing at 8:45 p.m.

Motion

M/M E. Hoffman/2nd Twitchell to redirect Modification #1 of Ordinance #114 to Planning Commission and the Public Works Committee for further review and modification. Poll vote was taken. Yeas: None. Nays: Charles, Twitchell, E. Hoffman, B. Hoffman and Guinn. Motion failed.

Motion

M/M Twitchell/2nd E. Hoffman to accept and approve Modification #1 of Ordinance #114 with an effective date of January, 1982, and that Planning Commission consider further review in positive responsibilities should there be service problems before the effective date. Poll vote was taken. Yeas: Charles, Twitchell, E. Hoffman, B. Hoffman and Guinn. Nays: None. Motion carried.

RECESS
BACK TO ORDER

Council recessed at 8:54 p.m.
Mayor Guinn called the meeting back to order at 9 p.m.

Item C. Public Hearing on Modification #5 of Ordinance #85

M/M E. Hoffman/2nd Twitchell to table the item because the Finance Committee has recommendations to be presented at the next Council meeting. Voice vote was taken and motion carried.

Item D. Expansion of Bethel Medium Draft Port Facility

Manager Hoffman reported there were considerations in acquiring the following lots for the expansion of the municipal dock:

Block 19, Lots 1, 2, & 3
Block 20, Lots 3, 4, 5, 6, 7, & 8

Hopefully, the funds to be used for the project would be received tonight.

Motion

M/M E. Hoffman/2nd B. Hoffman to accept Phase I, Expansion of the Bethel Medium Draft Port Facility. Poll vote was taken. Yeas: Charles, Twitchell, B. Hoffman, E. Hoffman and Guinn. Nays: None. Motion carried.

John Binkley announced that they were planning to upgrade and install sandfill into his area to provide the necessary dock expansion.

E. Hoffman suggested that instead of Mr. Binkley spending his money, he should let the City install the sand since the funds are going to be allocated for the project.

Discussion on how the City and Mr. Binkley can work out an agreement to allow him to conduct his own business.

Motion

M/M E. Hoffman/Twitchell that John Binkley and Manager Hoffman meet and discuss the possibilities of Mr. Binkley conducting his business on the property. Poll vote was taken. Yeas: Charles, Twitchell, B. Hoffman, E. Hoffman and Guinn. Nays: None. Motion carried.

NEW BUSINESS

Item A. Games of
Chance and Skill
Application

Manager Hoffman presented the Games of Chance and Skill application submitted by Bethel Social Services.

E. Hoffman stated there was enough organizations sponsoring Bingo's in town. Instead of Bethel Social Services applying for such application, they should request for donations from the organizations if additional funds are needed.

Discussion on the item.

Motion

M/M B. Hoffman/2nd Charles to approve Bethel Social Service application for Games of Chance and Skill. Poll vote was taken. Yeas: Charles, B. Hoffman and Guinn. Nays: Twitchell and E. Hoffman. Motion failed.

Item B. Resolution
#339, Youth Hostel

Manager Hoffman stated the Resolution was accepting the grant funds allocated to the City for the water and sewer project for the Youth Hostel.

Motion

M/M B. Hoffman/2nd Charles to adopt Resolution #339, A RESOLUTION OF THE CITY OF BETHEL APPROVING A GRANT AGREEMENT AND AUTHORIZING THE EXECUTION THEREOF: SUCH A GRANT BEING A GRANT FROM THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR THE PURPOSE OF FINANCING A YOUTH HOSTEL WATER AND SEWER PROJECT as presented. Poll vote was taken. Yeas: Charles, Twitchell, B. Hoffman, E. Hoffman and Guinn. Nays: None. Motion carried.

Item C. Modification
#7 of Resolution #242
Bus Permits

Manager Hoffman presented the modification and stated after a considerable discussion, the Public Safety and Transportation Committee had recommended the following to the Council:

- (1) The Council adoption the modification as presented;
- (2) The City approve a contract between the City of Bethel and Dan Lush for the operation of the buses if approved by the State.

He reported, at Council's request, Nelson Brown had conducted a bus system demonstration which proved successful. Since then, Mr. Brown had sold the Hustlebuggy business to Dan Lush. The modification was issuing two bus permits to the program.

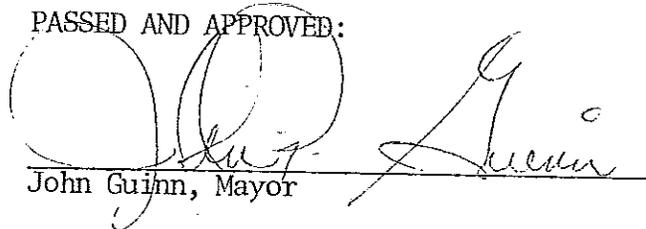
Motion

M/M E. Hoffman/2nd Twitchell to accept and approve Modification #7 of Resolution #242, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, MODIFYING THE NUMBER OF LIMOUSINE AND TAXI PERMITS as presented and for the City to negotiate the leases of the two buses from the grant program, if approved by the State of Alaska. Poll vote was taken. Yeas; Charles, Twitchell, E. Hoffman, B. Hoffman and Guinn. Nays: None. Motion carried.

ADJOURNMENT

M/M E. Hoffman/2nd Twitchell to adjourn the meeting. Voice vote was taken and motion carried. Meeting adjourned at 9:40 p.m.

PASSED AND APPROVED:


John Guinn, Mayor

ATTEST:


Stephanie Walker, City Clerk

Date: 8/25/81