
City of Bethel City Council Meeting Minutes

October 13, 2009

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on October 13, 2009 at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Joseph Klejka called the meeting to order at 6:42p.

Members present:

Mayor Klejka

Council Member Dan Leinberger

Council Member Hugh Dymont

Council Member Thor Williams

Vice-Mayor Eric Middlebrook

Council Member Beverly Hoffman (arrived at 8:07p)

Members absent:

Council Member LaMont Albertson

Others present:

City Manager Lee Foley

Acting City Clerk Cathy Cope

II. PEOPLE TO BE HEARD-

Jody Malus-

Spoke in favor of Ordinance 09-40 and explained the correction made on the news. There is not a question on the Ordinance asking if the City should own a liquor store.

Monica Leinberger-

October is domestic violence month. The Bethel City Council affects communities beyond the Bethel city limits. The Tundra Women's Coalition (TWC) held their annual peace walk on Friday October 2nd; Thursday October 8th TWC participated in the Health Fair; Thursday October 22nd, is the annual candle light ceremony.

Dave Trantham-

Thanked the three outgoing council members for their public service, Council Member Leinberger, Williams and Dymont.

III. APPROVAL OF THE AGENDA

MOVED:	Dyment	Motion to approve consent agenda and regular agenda.
SECONDED:	Middlebrook	
MOVED:	Leinberger	Motion to amend to move the report of the Finance Committee to the next item on the agenda.
SECONDED:		
VOTE ON MOTION	Motion does not carry for lack of a second.	
MOVED:	Middlebrook	Motion to remove item B under Unfinished Business from the agenda.
SECONDED:	Dyment	
VOTE ON MOTION	All in favor	
MOVED:	Middlebrook	Motion to table the approval of the meeting minutes.
SECONDED:	Leinberger	
VOTE ON MOTION	All in favor	
MOVED:	Middlebrook	Motion to table item A under New Business, Solutions to Sales Tax Lien on Dian Carpenter.
SECONDED:	Leinberger	
VOTE ON MOTION	All in favor	
MOVED:	Williams	Motion to remove item B under Special Order of Business from the Consent Agenda.
SECONDED:		
VOTE ON MOTION	All in favor	
MOVED:	Williams	Motion to amend the agenda to remove item 13, Additional Information from the agenda.
SECONDED:	Leinberger	
VOTE ON MOTION	All in favor	
VOTE ON MAIN MOTION	All in favor	

IV. SPECIAL ORDER OF BUSINESS

Item A- Review Canvass Board Certificate Of Election.

Item B –Resolution 09-40: A Resolution Certifying The Results Of The October 6, 2009 Regular City Of Bethel Election.

MOVED:	Dyment	Motion to approve Resolution 09-40.
SECONDED:	Williams	
MOVED:	Williams	Motion to amend to insert write-ins, 105; Proposition 1 Yes votes, 615; Proposition 1 No votes, 523; Proposition 2 yes votes, 642; Proposition 2 no votes, 414.
SECONDED:	Dyment	
VOTE ON MOTION	All in favor	
VOTE ON MAIN MOTION	All in favor	

Item C - Oath Administered To Newly Elected Council Members.

*Joseph Klejka read his oath of office.
Heather Pike read her oath of office.
Eric Middlebrook read his oath of office.
Allen Hippler read his oath of office.
Richard Robb read his oath of office.*

Item D- Seat Newly Elected Council Members.

V. UNFINISHED BUSINESS

Item A –Public Hearing Of Ordinance 09-35: Amending The Bethel Municipal Code 7.50.020 Opening Of The Polls.

*Mayor Klejka opened the public hearing.
No one wished to be heard.*

MOVED:	Middlebrook	Motion to adopt Ordinance 09-35.
SECONDED:	Pike	
VOTE ON MAIN	All in favor	

MOTION	
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Item B – Public Hearing Of Ordinance 09-36: Bethel City Council Establishing Charges For The Rebuilding Of Grinder Pumps And Establishing Of Prohibited Items.

*Mayor Klejka opened the public hearing.
No one wished to be heard.
Mayor Klejka closed the public hearing.*

MOVED:	Hippler	Motion to adopt Ordinance 09-36.
SECONDED:	Pike	
MOVED:	Hippler	Motion to amend, to change the first cost to \$225.00 and second and subsequent to \$450.00.
SECONDED:	Pike	
VOTE ON MOTION	4-1 Motion fails, Hippler in favor	
MOVED:	Middlebrook	Motion to amend, to insert the first and second rebuild to be no cost; the third to be charged \$50.00, the fourth and subsequent to be charged \$75.00.
SECONDED:	Robb	
MOVED:	Pike	Motion to table until the next regular council meeting.
SECONDED:	Hippler	
VOTE ON MAIN MOTION	All in favor	

Item D – Pubic Hearing Of Ordinance 09-37: Amending Utility Shut Off Dates.

*Mayor Klejka opened the public hearing.
No one wished to be heard.
Mayor Klejka closed the public hearing.*

MOVED:	Hippler	Motion to approve Ordinance 09-37.
SECONDED:	Pike	
MOVED:	Hippler	Motion to suspend the rules to hear from the Finance Director, Laurie
SECONDED:	Pike	

	Walters.
VOTE ON MAIN MOTION	All in favor
VOTE ON MAIN MOTION	All opposed

Item B – Resolution 09-37: To Accept Larson Consulting Group As Engineers For The Piped Water And Sewer Institutional Corridor Feasibility Study.

Passed on the consent agenda.

Item E –Public Hearing of Ordinance 09-38: Eliminating Interest On Sewer Utility Deposit.

Mayor Klejka opened the public hearing.

No one wished to be heard.

Mayor Klejka closed the public hearing.

MOVED:	Hippler	Motion to adopt Ordinance 09-38.
SECONDED:	Pike	
VOTE ON MAIN MOTION	4-1 Motion passes, Middlebrook opposed	

MOVED:	Middlebrook	Motion to take a ten minute break.
SECONDED:	Pike.	
VOTE ON MAIN MOTION	All in favor	

Item F – AM 09-28 BATH 65% Design And Development Structure.

Council Member Hoffman arrived at 8:07p.

MOVED:	Hoffman	Motion to continue to work on the design and development of the structure, parallel with Mikunda Conttrell and Architects of Alaska.
SECONDED:	Pike	
VOTE ON MAIN MOTION	5-1 Motion passes, Middlebrook opposed	

VI. NEW BUSINESS

Item A- Approval Of Council Members To Attend The Alaska Municipal League Annual Conference And Newly Elected Officials Training November 16th Through November 20th In Anchorage.

MOVED:	Middlebrook	Motion to approve council members travel to Anchorage for the Newly Elected Officials Training and AML Conference.
SECONDED:	Hoffman	
MOVED:	Robb	Motion to amend to limit the travel to AML to new city council officials.
SECONDED:		
VOTE ON MOTION	Motion does not carry due to a lack of a second.	
VOTE ON MAIN MOTION	5-1 Motion passes, Robb opposed	

Item B- AM 09-25 Council Member Recognition, Approve Award Of The Method For Recognizing Council Members Who Have Served On The Bethel City Council.

MOVED:	Middlebrook	Motion to approve AM 09-25.
SECONDED:	Hoffman	
VOTE ON MAIN MOTION	All in favor	

Item C- Resolution 09-39: Supporting The State Of Alaska Participation To Financial Aid Students Veterinary Medicine Through The Professional Student Exchange Program Of The Western Interstate Commission For Higher Education.

Passed on the consent agenda.

Item D-Introduction Of Ordinance 09-11 (D)_Bethel City Council Amending The Adopted Annual FY 2010 Budget.

Passed on the consent agenda.

Item E- Introduction Of Ordinance 09-39: City of Bethel Council Allowing For The Abatement Taxes And Penalties And Interesting Related To Taxes.

Passed on the consent agenda.

Item H- Introduction Of Ordinance 09-40: Providing For The Submission To The Qualified Voters Of The City Of Bethel, AK, At A Special Election, For Advisory Questions Pertaining To The Issuance Of Liquor License In The City Of Bethel.

Passed on the consent agenda.

Item I- AM 09-26 Approval To Execute A Contract With Kempel, Huffman & Ellis PC To Obtain Legal Council.

MOVED:	Middlebrook	Motion to suspend the rules to hear from Jody Malus regarding this issue.
SECONDED:	Pike	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Middlebrook	Motion to approve AM 09-26.
SECONDED:	Hippler	
VOTE ON MAIN MOTION	5-1 Motion passes, Robb opposed	

Item J- AM 09-27 Approval To Use USDA/RD Grant Funds For Water And Sewer Revenue Requirement Study.

MOVED:	Middlebrook	Motion to approve AM 09-27.
SECONDED:	Hoffman	
VOTE ON MAIN MOTION	5-1 Motion passes, Klejka opposed	

MOVED:	Robb	Motion to direct the administration to request AKT to give the specifics to where the costs are for the old and new pipes and the hauled system. Where can the City best spend money to decrease the costs?
SECONDED:	Middlebrook	
VOTE ON MAIN MOTION	All in favor	

Item K- Recommendation For Use Of PILT/Revenue Sharing Funds.

MOVED:	Pike	Motion to approve the use of PILT/ Revenue Sharing Funds.
SECONDED:	Hoffman	
VOTE ON MAIN MOTION	5-1 Motion passes, Middlebrook opposed	

Item L - Waste Heat Contract Negotiations.

VII. REPORTS OF STANDING COMMITTEES –

- Port Commission-
No report.
- Public Safety and Transportation-
No report
- Parks and Recreation-
No report.
- Public Works-
No report.
- Cemetery Committee-
No report.
- Planning –
No report.

VIII. MAYOR'S REPORT-

IX. MANAGER'S REPORT-

X. CLERK'S REPORT

XI. COUNCIL MEMBER COMMENTS

Vice-Mayor Middlebrook

- Thanked the Council for their support in reelecting him.
- Blessed with warm weather.
- Best wishes to Lucy Danials who is dealing with some illnesses.

Council Member Pike

- Thanked the community for voting for her.
- Thanked the candidates.
- Alternative Energy Fair October the 17th at the Cultural Center.

Council Member Hoffman

- Congratulations to all of the council members and their election.
- Thanked all of the outgoing council members for their years of service.

Council Member Hippler

No comment.

Council Member Robb

- Honored to sit on Council, it has been more challenging than expected.
- Congratulations to the newly elected council members and thanked the outgoing council members.
- Will hold himself accountable for what he originally running for.

Mayor Klajka

- Local option issue is difficult, it seems like it is going to be an interesting year.
- Thanked all of the former council member for assisting in training and keeping things on track.
- Took the one year term to allow the new council members to grow into their position.

MOVED:	Middlebrook	Motion to adjourn.
SECONDED:	Hoffman	
VOTE ON MAIN MOTION	All in favor	

XII. ADJOURNMENT


Mayor Joseph Klejka

ATTEST

Lori Strickler, City Clerk