

CALL TO ORDER

Mayor Vanasse called the Council meeting to order at 7:31 PM.

ROLL CALL

Present: Dale, Feaster, Lilienthal, Richardson, Trantham, Vanasse & Wallace.

APPROVAL OF MINUTES

M/M by Feaster, 2nd by Richardson to approve the special council meeting minutes of 04/01/91 as presented. Voice vote, motion carried unanimously.

APPROVAL OF AGENDA

M/M by Feaster, 2nd by Richardson to approve the agenda with the following addition: under New Business, add Item A: Sewage Lagoon Overflow Problem. Voice vote, motion carried unanimously.

MAYOR'S REPORT

Mayor Vanasse indicated he had no report tonight.

MANAGER'S REPORT

City Manager Earnest reviewed his written Manager's Report with Council on the following subject items:

- Public Works department located a dumpster truck - located in Canada which met the RFP requirements and working on sending a mechanic in to inspect the vehicle and hope to have the vehicle in during this summer if vehicle is acceptable;
- reported that the dumpster truck was back on the road and past few days, 3 people been hand cleaning the dumpsters around town;
- sewage lagoon fencing RFP opened March 29, 1991, with 2 bids received from: Hoffman/Langlie, Inc. for \$14,420 and H2W Constructors for \$11,520 and Clear-water Fence Co. rejected since it was received in the mail after the bid opening; bid to be awarded tomorrow to the lowest bidder;
- bowling alley repairs work schedule to be started this weekend and other repair plans underway;
- re: bridge repair: been working with DOT&PF and Senator Hoffman's Office in Juneau - crew to be out next week to inspect the bridge and bridge safe for next week with restrictions on load (weight) and currently preparing a resolution for bridge replacement request, which project funding looks good since it's a priority in Juneau at this time;
- Public Works Department placing sand bags around the flume headworks of the sewage lagoon cell wall in an effort to prevent additional seepage of wastewater; DEC been contacted of problem and the Public Works Department also preparing plans for repairing the dike and work to begin as soon as conditions allowed;
- City hosted a PATC transition meeting with interested agencies and went through the transition process, which outline is attached in packet; and to meet again tomorrow at 1:30 PM at the City Offices conference room;
- attached is letter from Alaska Department of Transportation and Public Facilities regarding the termination of the airport security effective March 30, 1991;
- YKCC donated 2 computers to the Police Department and Bethel Lion's club provided assistance in

MANAGER'S REPORT
continued

sending an officer into Sitka for training; City Manager Earnest at this time expressed his appreciation to both YKCC and Bethel Lion's Club for their valued donations;

- referred to the memo he had just passed out regarding PERS and to discuss that further as it came up on the agenda;

- at this time asked that 2 presentations be made:

1) brief presentation by the Police Chief regarding the Police liability insurance options and briefly from the Librarian Teddy Wintersteen; Police Chief McDonald briefly reviewed the police liability insurance options with AML Joint insurance or private insurance carriers, which they recommended the option with Alaska Municipal League joint police liability insurance. After Council discussion, it was recommended that a teleconference be held with AML and Denali Insurance and also to include Mr. Block and City Manager to get back with Council on a date that's convenient to all involved;

- Teddy Wintersteen briefly indicated to Council that she was there to answer any questions Council may have on her report that was in the Council packet. Councilman Trantham reminded Council that the Library's heating system needed to be repaired this summer. Councilman Feaster asked once they moved out to the new proposed library building, if they would continue to seek financial support from the City - she indicated yes they would continue to seek City's financial support even after moving out of the existing library building.

Madam Richardson asked City Manager Earnest about the resolution she had heard being prepared regarding the bridge. City Manager Earnest reported that it was basically a funding proposal which is 80/20 federal aid funding, same as for reconstruction of the Eddie Hoffman Highway and the resolution basically recognizes the deterioration of the brown slough bridge and money be taken out of the DOT budget and interest was to get project funded in FY'92's budget.

At this time, Council discussed with City Attorney Brooks Chandler regarding the discussion they had last week in regards to the Attorney's invoice. Council requested that they receive the invoice on a monthly basis, preferably before the first Council meeting of each month; requested that the invoices be more detailed. Councilman Trantham felt that the personnel matters should be avoided by the Attorney since the City had a set of personnel rules & regulations to go by and if they did not work, to change or update the personnel rules and regulations further indicated that recently there had been too many personnel issues which the Attorney was involved in. Councilman Trantham further suggested that all Attorney requests should go through the City Manager, whether it was to or from the City Attorney. Madam Richardson concurred that they

MANAGER'S REPORT
continued

go through the City Manager, but still felt the Council themselves can call him up if they had any specific questions. After further Council discussion City Attorney Brooks Chandler indicated that he would do his best to carry out Council's request. Councilman Trantham at this time requested the latest copy of the Attorney's invoice before considering Amendment #6 to Ordinance #195 tonight. At this time, City Manager was requested to provide a copy of the invoice to all Councilmembers before considering Amendment #6 on the agenda tonight.

COUNCILMEMBER COMMENT

Madam Lilienthal indicated that she received a call regarding the sewage lagoon, but would discuss further as it came on the agenda item and another call in regards to Public Works department, but that she would rather speak with Public Works Director Dave Martin first on it.

Madam Richardson indicated she also received a call in regards to the sewage lagoon and would wait to comment until later in the agenda.

Councilman Trantham thanked the department heads for their reports, indicated that he knew how it can be frustrating to put one together, but that they help Council make informed decisions.

REPORTS OF STANDING
COMMITTEES

Councilman Dale reported that there were 2 vacancies on the Transportation Commission and that there was no meeting scheduled at this time and usually only schedule meetings when chauffeur permit denial appeals were received for Transportation Commission review.

Madam Lilienthal reported that Port Commission met on Thursday to get acquainted with the newly elected officials and next meeting scheduled for April 15th, 7:30 PM at the Port Office regarding the port ordinance and the wharfage and dockage rates.

Madam Richardson reported that there was no Public Safety Committee meeting last Wednesday due to lack of a quorum and regular meetings usually scheduled for 1st Wednesdays of each month. Also reported that the Employee Committee meets every Wednesday at 5:30 PM, and at the last meeting, basically reviewed the PERS issue and also the lady from PERS retirement program was there also to answer any questions. Mayor Vanasse indicated to Madam Richardson that he received a call in regards to the closed employee meeting the first half hour of the meeting, recommended that they call it executive session.

Councilman Wallace reported that the PATC Advisory Board did not have a quorum, but met with Agencies on April 1st and another meeting tomorrow at 1:30 PM with the interested agencies. Mayor Vanasse briefly commented that he would like to see the PATC employees protected through the transition.

REPORTS OF STANDING
COMMITTEES cont.

Councilman Wallace indicated that they were in the process of discussing that.

Councilman Trantham reported that the next Public Works Committee meeting schedule is April 16th and meeting time changed from 7:30 PM to 6:30 PM and agenda items to be: water/sewer rate adjustment analysis and Bethel Utilities Acquisition study review.

Councilman Feaster reported that the next Finance Committee meeting schedule is on April 18th, 7:30 PM at the City Offices conference room. Also reported that the Planning Commission met regarding the Faulkner request and that the recommended resolution would be presented at the next Council meeting; they also approved variances for 17 units in ASHA and a Special Planning Commission meeting scheduled for April 17, to review the Yup'ik Cultural plat and concluded by reporting that the Planning Commission had one vacancy.

Mayor Vanasse reported that there was no Parks and Recreation Committee meeting due to illness.

At this time, Council asked what the status of the staff attorney was. City Manager Earnest indicated that they were still waiting for a response from the individual and still gathering information for him. It was suggested to City Manager Earnest that a cut off date was needed for time limit purposes.

PEOPLE TO BE HEARD

Antone Anvil at this time was recognized and he indicated to Council that he wanted something done of a situation where a handicapped individual lived about a mile away from a dumpster and how inconvenient it was for him to carry his trash all the way to the dumpster; felt a dumpster should be placed closer to the individual's home. Mayor responded by indicating that he would look into it. Mr. Anvil also requested Council do something about the wall across the slough, felt it should be the same way as the other side of the slough. City Manager Earnest indicated that options would be to include it in the CIP list or appropriate something out from the dock fund, but that nothing could be done about it until money was appropriated for it. Felt it should be referred to Port Commission for finding possible funding sources. Mr. Anvil also suggested that something should be done about all the old vehicles in the garage where he parks the Senior Center bus daily. It was pointed out to Mr. Anvil, that for the vehicles not claimed, they usually auction them out, and that the City recently had held an auction.

Robert Hadley at this time indicated that he was appealing to Council regarding his chauffeur permit denial per the ordinance. He indicated he is a single parent, out of a job, and receiving welfare

PEOPLE TO BE HEARD
continued

public assistance and trying to drive a cab so he can get out of public assistance, concluded by indicating that he was basically trying to make his own living. After brief Council discussion, Mayor Vanasse asked that this be placed on the next Council agenda and to include a copy of the Transportation Commission minutes.

COUNCIL BREAK - 9:16 PM to 9:32 PM. *Council briefly discussed the status of the Attorney bill, and it was pointed out the bill could not be found, and could be made available first thing in the morning.

OLD BUSINESS:
Item A: Public Hear-
ing Amend 5 to Ord
195-FY'91 Budget

PUBLIC HEARING AMENDMENT #6 TO ORDINANCE #195-FY'91
BUDGET

Mayor Vanasse opened the floor for public hearing at this time. Hearing no public comments, Mayor Vanasse closed the public hearing. Madam Richardson indicated she received a call from a teenager in regards to the Teen Center budget and the teenager concerned of the budget cuts; Madam Richardson felt the teenagers were being misinformed about the budget process, especially on the Teen Center, since the teenager had indicated he was asked to call Councilmembers expressing their concerns of the budget cuts. Madam Richardson indicated she was dissappointed of the call. Councilman Trantham indicated he would not vote to pass the budget amendment without seeing the Attorney invoice first. Council discussed the budget amendment further in detail.

motion

M/M by Trantham to approve Amendment #6 to Ordinance #195 with the deletion of \$10,000 in the legal cost changing the amount from \$50,000 to \$40,000. *Motion died due to lack of a 2nd.

motion

M/M by Feaster, 2nd by Richardson to approve Amendment #6 to Ordinance #195 as presented.

City Manager Earnest indicated that the \$2,500 needed to be considered in the Fire Department budget for fire extinguishers and \$3,000 would need to be appropriated for the PERS transfer if Council chose to transfer the employees retirement plans. Councilman Trantham further expressed that the full intent of his request to review the attorney's bill was to check on balances and felt there were many other needs within other departments on the budget.

Poll vote

Poll vote on motion, motion carried. 4-yes; 3-no (Dale, Trantham and Wallace).

NEW BUSINESS:
Item A: Sewage
Lagoon Overflow
Problem

SEWAGE LAGOON OVERFLOW PROBLEM

City Manager Earnest reviewed the process of the sewage lagoon problem, as to when it was discovered and what steps have been taken up to date to deal with the problem.

Item A continued

City Manager Earnest indicated that the unfortunate find of the real problem showed how serious the overflow had been from when first expected. Indicated that he appreciated the work of the Public Works Department for immediately placing sand bags along the sewage lagoon dike and that the water sample tests from 4 chosen sites were taken and that City would get the test results back within a week. It was also reported that about 30 - 35 million gallons seeped out of the sewage lagoon and that the funding request was back in Juneau.

After further lengthy discussion, City Manager Earnest was directed to continue the public service announcements on the radio daily both in English and Yup'ik and post warning notices in effected areas both in English and Yup'ik and to keep Council informed of the situation status at all times. Council also indicated that public should be warned not to fish on the dock, and for those not getting City utility services, not to drink water from the slough. For the properties that might be directly involved in the sewage leak to contact the City Manager. Parents were also warned to closely watch their kids when they send them out to play and also to watch their pets.

Item B: Proposed
Resol 676-Request
FAA for more Storage
Bays

PROPOSED RESOLUTION #676-REQUEST FEDERAL AVIATION
ADMINISTRATION FOR MORE ADDITIONAL STORAGE BAYS

City Manager Earnest indicated that he received a response late this afternoon pertaining to the content of this resolution, indicating that the storage bays have been closed, and the funding would not be available for this particular request. City Manager Earnest suggesting tabling item until after other funding sources can be seeked.

motion

M/M by Trantham, 2nd by Feaster to table Resolution #676. Voice vote, motion carried unanimously.

Item C: Public
Employee's Retirement
System (PERS) Dis-
cussion

PUBLIC EMPLOYEE'S RETIRMENT SYSTEM (PERS) PROGRAM
SYSTEM DISCUSSION

At this time Council heard from the Employee Committee Co-Chair George Young, Acting Finance Director Dean Baugh and Administrative/Personnel Officer Corlis Taylor regarding the PERS status. Mr. Young reported that 76 employees turned out to vote, which 75 were in support of PERS, while 1 voted against PERS; also reported that in order for City to go into PERS, that Council would need to pass a resolution, amending the existing resolution City has regarding PERS; once in PERS, current permanent employees would have the option of enrolling in PERS or remaining in the present Transamerica, and as transition occurs, new employees filling empty positions would automatically be covered under PERS. Mr. Young concluded that the 75 employees that voted in support of PERS would ask Council's support in

Item C continued

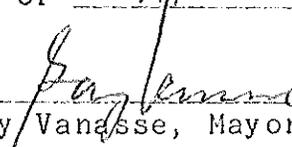
passing the resolution and that the PERS representative indicated that June 1, 1991 was a good target date for an effective date. It was also pointed out that the Employee Committee supported the idea of including the Phillip's Alcohol Treatment Center employees in the PERS program.

Acting Finance Director Dean Baugh also briefly reviewed the financial impact to the City with Council. Indicated it would cost \$3,000 for the lady to come out and do the actuarial study update. A letter from Transamerica would also be received as to whether penalty charges would be applied for early withdrawal. Corlis Taylor also reported that once in PERS, the current permanent employees would have the choice whether they want to go on PERS retirement program or not, and any new employee hired after the PERS goes in affect, would automatically be enrolled in PERS program. Also indicated that the City and the PERS representative would also need to sit down with each and every eligible employee to review with them, as to what they want and to see how much the cost would be for each employee. After further Council discussion, Administration was directed to prepare the resolution and that this be added on the next Council agenda.

ADJOURNMENT

M/M by Dale, 2nd by Richardson to adjourn the Council meeting at 10:42 PM. Voice vote, motion carried unanimously.

PASSED AND APPROVED THIS 23 DAY OF April, 1991.



Gary Vanasse, Mayor

ATTEST:



Anna McGowan, City Clerk