

CALL TO ORDER Mayor Bainton called the meeting to order at 7.30.

ROLL CALL All members present.

APPROVAL OF MINUTES M/M by Chris, 2nd by Warner to approve the minutes of the 5/13/86 Council meeting. Voice vote, motion carried.

APPROVAL OF AGENDA M/M by Warner, 2nd by Carpenter to approve the agenda as presented. Voice vote, motion carried.

MAYOR'S REPORT There was no Mayor's Report.

MANAGER'S REPORT MANAGER'S REPORT

City Manager Widom reported to Council on the following items:

- a. visit with Governor's office concerning the City's \$4 million seawall funding request
- b. met with SOADA concerning PATC grant funds for next fiscal year - will be meeting again with SOADA next week to discuss funding application
- c. will present to Council two City Attorney candidates for interview by Council
- d. budget work session scheduled for May 29
- e. met with Chamber of Commerce concerning the City's sales tax ordinance
- f. introduced Ray Stock, the new Public Works Director, to Council

COUNCILMEMBER COMMENT COUNCILMEMBER COMMENT

Councilmember Chris

- a. petro dock appears to be settling and may need repair to fill in sink holes
- b. the Harbormaster needs more office space

Councilmember Reich

- a. statement challenging reasons for recall petition. Mayor Bainton and Councilmember Aloysius concurred in the comments of Mr. Reich.

Councilmember Warner

- a. asked if the City could support the teen theatre project with an in-kind match - City Manager Widom informed Council that the requested in-kind match included City staff time which would result in overtime payments by the City department involved with the project and that no overtime funds are available
- b. has the City pursued the question of unauthorized use of City seawall pipe - Administration noted that the matter is under review
- c. will the City make known the names of firms audited regarding sales tax payments - Administration noted that publication would not take place unless the City had received a judgment against the party

Councilmember Aloysius

- a. asked Administration if the City was going to use the dirt from the small boat harbor project- City Manager Widom noted that it was not the intention of the City to use it at this time but that he would review with the Public Works Director the feasibility of using the dirt to fill-in pot holes
- b. asked if Kuskokwim Way is a City street and if so could the City remove the junk material along the right-of-way - City Manager Widom noted that Kuskokwim Way is an area targeted for clean-up this spring

REPORTS OF STANDING  
COMMITTEES

REPORTS OF STANDING COMMITTEES

Councilmember Chris reported on the Port Commission meeting noting that the role of the Commission needs to be clearly defined; that the terms of the Commissioners need to be correctly determined; that the Port Commission Ordinance should be revised

Councilmember Carpenter reported on the Transportation Commission meeting noting that the Commission will meet on June 5 to discuss the vehicle for hire ordinance.

PEOPLE TO BE HEARD

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Antone Anvil requested that the City provide a more secure fencing along the seawall; that a bike trail is needed to keep bike riders off the highway; asked why the City Manager had applied for the Fairbanks city manager position so soon after taking the position at Bethel. City Manager Widom noted that he was not sure that the City Council or the City of Bethel would accept his style of management and that in so applying for the Fairbanks job he was keeping his options open.

April Varnell spoke in support of the teens-in-theatre group and suggested that parents volunteer to assist with the program.

Maggie Snow thanked the Administration for its response to the culvert problem along 6th Avenue.

Vern Keezer noted for Council that the recall petition was not done without cause and that people are upset by the actions of Council. Mr. Keezer agreed to meet with Councilmembers to discuss the matter.

Council recessed from 9.20 -9.30 pm.

UNFINISHED BUSINESS

Item A: City  
Council Appoint-  
ment

CITY COUNCIL APPOINTMENT

Ballots were presented to Council containing the names of 5 eligible residents interested in filling the Council seat vacated by Rick Clark. The candidates were:

- a. Antone Anvil
- b. Louie Andrew
- c. Glenn Mordine
- d. Dave Williams
- e. Allan Wintersteen

Louie Andrew was unanimously chosen to fill the vacant Council seat. The City Clerk administered the oath of office to Mr. Andrew.

Item B: PATC  
Advisory Board

PATC ADVISORY BOARD

Mayor Bainton, with the concurrence of Council, appointed the following residents to the PATC Advisory Board:

- a. Charles Hunt
- b. Tom S. Wilson
- c. Louie Andrew
- d. Kriska Evans
- e. Suzanne Via
- f. Kathy Collins
- g. Jerry Fireman
- h. Victoria Foote
- i. Bruce Day

The Mayor indicated that the City Council and the Advisory Board will meet to discuss the role of the advisory board, the meeting date yet to be set.

Item C: Consultant  
for PATC Study

CONSULTANT FOR PATC STUDY

motion

City Manager Widom informed Council that he had received letters of interest from 3 parties to perform the PATC review study and that Administration recommended Joanne Bernier for the project. M/M by Andrew, 2nd by Chris to accept the recommendation of City Manager Widom to hire Joanne Bernier to conduct the PATC review. Poll vote taken, motion carried.

City Manager Widom noted that Administration would meet with the PATC committee to outline the scope of the PATC review.

Item D: J.B. Crow  
Riverfront Lease

J.B. CROW RIVERFRONT LEASE

J.B. Crow addressed Council regarding the lease asking Council to renew the 1985 lease agreement.

Councilmembers Warner, Chris, Reich, and Andrew expressed their concern regarding the noise resulting from the operation of the freezer vans on the Crow property, Councilmembers citing a petition by the neighborhood residents in opposition to the Crow operation.

Councilmember Carpenter asked for a clarification of which lots were to be included in the lease.

Councilmember Chris asked how the land in question was zoned. Planning Director Gaber informed Council that the riverfront was designated a public use area but that last year Council had agreed to let the land for use by fish processors.

Councilmember Chris suggested that the matter should be referred back to the Planning Commission for a formal recommendation.

motion

M/M by Warner, 2nd by Carpenter directing Administration to enter into a use permit with J.B. Crow for the use of the downstream 1/2 of Lot 3 as proposed by J.B. Crow for use as a storage site for fish totes, the use agreement to be modeled on last year's use permit. Voice vote, motion carried, Councilmember Reich abstained from the vote.

Council briefly discussed what measures were available to abate the noise in the area citing a noise abatement ordinance and moving the operations to the small boat harbor as possible solutions. Council took no action on the suggestions.

NEW BUSINESS

PARTIAL CLOSURE OF FIRST AVENUE

Item A: Partial  
Closure 1st Avenue

City Manager Widom reviewed for Council the proposal to close a portion of 1st Avenue due to the eroding riverbank noting for Council that the City had obtained State approval for the closure.

motion

M/M by Carpenter, 2nd by Andrew to partially close 1st Avenue to thru traffic. Voice vote, motion carried.

motion

City Manager Widom asked for Council approval to purchase sandbags for riverfront protection. M/M by Aloysius, 2nd by Carpenter to approve the expenditure of \$60,000 for sandbags to provide protection of the riverbank from the end of the existing seawall to the fish and game property. Poll vote, motion carried.

Item B: ONC Land  
Lease Request

ONC LAND LEASE REQUEST

City Manager Widom reviewed for Council the request by ONC for a parcel of City land for residential construction. Administration noted that the Planning Commission has denied the request and also recommended against the request.

Dan Herzer of ONC reviewed for Council ONC's request noting that ONC intends to rebuild a house for a Bethel resident who has been living on the site for 18 years.

Councilmember Chris asked if other agencies had been contacted to assist with the problem. Mr. Herzer noted that agencies such as AVCP and BNC did not have land available.

City Manager Widom noted that to grant the request would potentially encourage squatting on City land.

Councilmember Reich suggested that if the City does not approve the request that the City should take action to remove all squatters from City lands.

motion

M/M by Reich, 2nd by Andrew directing Administration to enter into a lease agreement with ONC for the lease of a 10,000 square foot piece of land to be used as a site for a house for Peter Thompson, the lease to be for the life of Peter Thompson with a reverter to the City, the cost of the lease to be set by Council at the next meeting. Poll vote, motion failed, 2 yes (Andrew, Reich), 5 no (Aloysius, Bainton, Carpenter, Chris, Warner).

Item C: Employee  
Utility Benefit

EMPLOYEE UTILITY BENEFIT

City Manager Widom reviewed for Council the present employee utility benefit of \$35.00 per month noting that Councilmember Aloysius had requested that the benefit be reviewed by Council.

Councilmember Aloysius indicated that it was his understanding that the benefit had been discontinued on July 1, 1985; that employee salaries had been increased to compensate for the lose of the benefit.

The matter was set for additional discussion at the June 10 Council meeting.

Item D: Emergency Ordinance 86-1

EMERGENCY ORDINANCE 86-1 - BUDGET SCHEDULE

motion

City Manager Widom reviewed for Council the proposed emergency ordinance extending the budget time period until June 30, 1986. M/M by Reich, 2nd by Aloysius to adopt Emergency Ordinance 86-1. Poll vote, motion carried.

Prior to adjourning, Council further addressed the question of hiring for the City Attorney position. City Manager Widom reviewed for Council the requirements of the purchasing ordinance noting that the ordinance does not include within the definition of covered positions the attorney position.

motion

M/M by Aloysius, 2nd by Reich directing Administration to bring to Council the names of at least 2 attorneys for consideration as the City Attorney for Bethel. Voice vote, motion carried.

City Council agreed to meet twice a month during the summer following Council's regular meeting schedule.

motion

City Manager Widom requested that Council adjourn to executive session to discuss his employment contract. M/M by Chris, 2nd by Carpenter to go into executive session to discuss personnel matters. Voice vote, motion carried, Warner voting no. Upon return from executive session M/M by Aloysius, 2nd by Andrew to amend the City Manager's contract as follows:

motion

- a. #9 - annual leave increased from 15 to 30 days per year with one day per month of sick leave; at termination of employment maximum cash payment of 15 days of accrued but unused vacation leave
  - b. #12 - relocation expenses increased to \$10,000
- Voice vote, motion carried.

ADJOURNMENT

M/M by Chris to adjourn. The meeting adjourned at 11.15 pm.

PASSED AND APPROVED THIS 10<sup>th</sup> DAY OF JUNE, 1986.

  
Marge Bainton, Mayor

ATTEST:

  
Wayne J. Maiers, City Clerk