

CALL TO ORDER

Mayor Sullivan called the meeting to order at 7.30 pm.

ROLL CALL

Present: Alexie, Aloysius, Carpenter, Fenn, Sullivan, Veit  
Absent: Bainton (business travel)

APPROVAL OF MINUTES

M/M by Carpenter, 2nd by Fenn to accept the 12/10/84 Council minutes as presented. Voice vote, motion carried.

M/M by Fenn, 2nd by Carpenter to accept the 1/28/85 Council minutes as presented. Voice vote, motion carried.

APPROVAL OF AGENDA

M/M by Carpenter, 2nd by Fenn to approve the agenda with the following changes:

New Business: Inlet request to Item A  
add to Item G - KVNA and VFW Ladies Auxiliary Games of Skill and Chance  
add Item H - Executive Session, Legal Matters - Guinn Lumber

Voice vote, motion carried.

MANAGER'S REPORT

MANAGER'S REPORT

City Manager Stigall reported on the following:

- a. Administration is reviewing the waste heat proposal from Bethel Utilities and will report to Council on the discussions at a future Council meeting
- b. names have been submitted for membership on the Museum Task Force and they will be presented for Council consideration for appointment at the next Council meeting - Administration recommended that the museum remain within the City structure
- c. Home Rule legislation is now before the legislature which would allow Bethel to go directly from 2nd Class status to Home Rule
- d. the City blocked access to the river last week due to open water
- e. some of the seawall pilings have been capped and signs have been posted regarding the unsafe area
- f. recommended a Council work session on the following items: PATC Transition Plan, City land utilization/buildings, committees/commissions
- g. the Finance Director will meet with the Family Clinic board on February 13 regarding the Clinic funding request
- h. the Hustlebuggy is now stopping at the Day Care
- i. requested Council support of HB 97 which grants limited immunity to cities for municipal sponsored recreational activities

motion

M/M by Carpenter, 2nd by Fenn directing Administration to draft a letter in support of HB 97. Voice vote, motion passed.

5B111

POLICE CHIEF REPORT

POLICE CHIEF REPORT

Police Chief Clayton reported on the following:

- a. signs are being placed at the corner of 1st Avenue and the old First National Bank building regarding the seawall construction
- b. Lt. Lamere will have a weekly public service message broadcast on the radio
- c. Officer Hagens is receiving training regarding the utilization of the City's drug dog
- d. all Police Department staff will receive EMT training starting in February
- e. the officers will attend a technical report writing seminar sponsored by KCC
- f. the animal control agent will attend a work session in Anchorage with the Anchorage animal control program
- g. the Department is advertising to fill one vacancy
- h. Officer Barnhardt will attend a 7 week polygraph training session
- i. an investigative division within the Police Department has been established
- j. informed Council that the animal control agent will initiate the use of a dart gun to capture loose dogs
- k. the Department is looking for a better location for the dog pound
- l. review of police calls for the month

Councilmember Fenn asked if the rabies control program has been coordinated with the vet. Chief Clayton indicated that details need to be worked out with the vet and that his office will be contacting the vet to to finalize a plan.

Councilmember Aloysius asked if proper safety measures were in place with respect to the use of darts to immobilize loose dogs. Chief Clayton informed Council that measures are in place to assure that all darts used are retrieved.

MAYOR'S REPORT

MAYOR'S REPORT

Mayor Sullivan reported on the following:

- a. the final draft of the Police Chief contract is available for review
- b. there will be an informal work session with Council after the meeting
- c. the Port Commission met with the City Attorney to discuss the scope of the Port Commission; a revised Port Commission ordinance is being drafted which will exclude ground transport
- d. the ONC board has requested to meet with Council; a date for the meeting will be set later
- e. the Mayor appointed himself to serve on the Port Commission and will appoint someone to fill his seat on the Planning Commission
- f. committee appointments next Council meeting

REPORTS OF STANDING  
COMMITTEES

REPORTS OF STANDING COMMITTEES

Mayor Sullivan reviewed for Council the minutes of the 1/25/85 Finance Committee meeting, the 2/4/85 Port Commission meeting and the 2/4/85 Planning Commission meeting noting that the Planning Commission had approved the placement of a bulk fuel tank storage depot within USS 4000.

PEOPLE TO BE HEARD

PEOPLE TO BE HEARD

Antone Anvil requested an update from Council on the placement of traffic signs at the corner of QFC and the laundromat. City Manager Stigall informed Mr. Anvil that Council at the 1/28 Council meeting decided not to place additional signs at the intersection but rather to limit traffic entering the street from the laundromat. Police Chief Clayton noted for Council that anyone turning left from Ridgecrest to QFC must yield. Councilmember Aloysius suggested that a series of public service announcements be made to inform the public of the revised traffic pattern for the area.

Antone Anvil reminded Council of the need to have the river patrol ready to operate after break-up. Mayor Sullivan noted for Council that the river patrol has been funded for this year and will begin operation immediately after break-up.

Wally Richardson of BNC informed Council of the memorial service for Stan Taff to be held Tuesday, February 12, at the Covenant Church.

UNFINISHED BUSINESS

ORDINANCE 154 ESTABLISHING THE PUBLIC WORKS DEPARTMENT

Item A: Ordinance  
154

motion

City Manager Stigall requested that the ordinance be scheduled for a public hearing at the March 11 Council meeting. M/M by Fenn, 2nd by Veit to schedule Ordinance 154 for a public hearing at the March 11 Council meeting. Voice vote, motion carried.

Item B: Amendment  
1 to Ordinance 138

PUBLIC HEARING ON AMENDMENT 1 TO ORDINANCE 138

motion

City Manager Stigall reviewed for Council the proposed amendment. City Planner Stigall noted for Council that no fee schedule was incorporated in the amendment but that the Planning Commission had recommended a \$25 fee for residential permits and a \$100 fee for commercial permits. Council did not include the fee schedule with the amendment. Tom Warner asked that Council delete the word clearly from the appeal section. M/M by Carpenter, 2nd by Veit to adopt Amendment 1 to Ordinance 138 Establishing Site Plan Review and Procedures for Lot Improvements with the deletion of clearly from clearly mistaken in the appeal section. Poll vote, motion carried.

5B113

UNFINISHED BUSINESS  
CONTINUED

RANDALL CAB PERMIT REQUEST

Mayor Sullivan opened the Public Hearing.

Item C: Randall  
Cab Permit Request

Mayor Sullivan noted for Council that under the City ordinance governing the issuance of cab permits that Council, before issuing the permits, must decide if there is a demand for such permits, the effect additional permits will have on traffic, the effect on the safe use of the streets, and other facts that Council deems relevant to the issuance of the permits.

A discussion took place as to a possible conflict of interest concerning Councilmember Veit who is the accountant for Clark Miller, the owner of Checker Cab. Councilmembers Fenn and Carpenter did not see a conflict involving Mr. Veit. Councilmember Veit indicated that only 1 - 2% of his firm's gross revenue is derived from his work on behalf of Checker Cab. Mayor Sullivan asked for Council direction on the matter expressing his concern that a conflict did exist. Councilmember Veit then agreed to abstain from the discussion and vote on the matter.

Dan Branch, representing James Randall, requested that Council grant Mr. Randall's request.

Clark Miller, Marshall Brussard, and John Miller spoke in opposition to the request.

Frank Mazzaro, Tom Warner and Barb Knapp spoke in support of Mr. Randall's request.

A discussion took place as to the sufficiency of the petition that was circulated and if the number of signatures received (250) was sufficient to establish need. Additionally, Council indicated that some type of formula was needed by which to determine how many cab permits would be issued under the ordinance.

motion

M/M by Fenn, 2nd by Aloysius granting to James Randall five cab permits. Poll vote, 3 yes, 2 no, 1 abstention (Veit). Motion failed.

motion

M/M by Aloysius, 2nd by Carpenter to put a freeze on the creation of additional cab permits until the Vehicle for Hire Ordinance is revised and the Transportation Commission is established. Voice vote, motion carried.

Item D: Legal  
Matters Guinn  
Settlement

EXECUTIVE SESSION LEGAL MATTERS GUINN SETTLEMENT

M/M by Fenn, 2nd by Carpenter to go into executive session concerning legal matters related to the Guinn Lumber Co. settlement. Voice vote, motion carried. Executive session from 9.25 - 9.35 pm.

UNFINISHED BUSINESS  
CONTINUED

Item E: Mute Limo  
Permit Transfer

motion

ISSAC MUTE LIMOUSINE PERMIT TRANSFER

City Manager Stigall reviewed for Council the permit transfer request noting for Council that the earlier permit transfer between Mr. Mute and Larry Black, granted by Council, has been withdrawn by Mr. Mute; that Mr. Mute now wishes to transfer the limo permit to Mr. Feizi Mustafa. M/M by Fenn, 2nd by Carpenter authorizing the transfer of Mr. Mute's limo permit to Feizi Mustafa upon the condition that Mr. Mustafa meets all ordinance requirements regarding limo permits. Voice vote, motion carried. Council directed Administration to report back to Council at the next Council meeting regarding the transfer.

NEW BUSINESS

Item A: Inlet  
Request

INLET REQUEST FOR BULK STORAGE FACILITY

Mayor Sullivan moved Item F under New Business to Item A with the concurrence of Council.

Earl King of Cherrier, King, Cherrier and Wade Rogers of Tesoro presented to Council a proposal to establish at Bethel a 4,000,000 gallon fuel and gas storage facility. Mayor Sullivan inquired as to any time requirements regarding the proposal. Mr. King indicated a June construction date for the facility with a lease of 50 years for the land on which the facility would be placed.

Harold Galliet of the engineering firm of Galliet and Silides noted for Council that the present petro port at Bethel was designed to accommodate two companies; that the proposal was a consistent use of the petro port; and that the proposal would carry little risk for the City. Mr. Galliet noted that the present petro port would require an extension to its wing walls to facilitate the new facility.

Mayor Sullivan noted that Council would have to follow the public review process concerning the leasing of City land and requested Administration to present to Council, at the March Council meeting, an update on the status of the land requested for lease. Mayor Sullivan noted that as soon as the land review study has been received and reviewed by Council that the public hearing process on leasing the land could commence. Council took no further action on the request.

NEW BUSINESS CONT

INTRODUCTION OF ORDINANCES 158 - 161

- Items B, C, D  
and E - Ordinance  
158 - 161
- City Manager Stigall presented to Council for introduction ordinances establishing City departments and a budget process for the City, requesting that Council set the ordinances for a public hearing at the March 11 Council meeting.
- motion M/M by Carpenter, 2nd by Fenn to introduce Ordinance 158, an ordinance establishing the Community Services Department. Voice vote, motion carried.
- motion M/M by Fenn, 2nd by Carpenter to introduce Ordinance 159, an ordinance establishing the Finance Department. Voice vote, motion carried.
- motion M/M by Aloysius, 2nd by Fenn to introduce Ordinance 160, an ordinance establishing a Department of Administration. Voice vote, motion carried.
- motion M/M by Carpenter, 2nd by Veit to introduce Ordinance 161, an ordinance establishing a budget procedure for the City of Bethel. Voice vote, motion carried.

The four ordinances were set for a public hearing at the March 11 Council meeting.

Item F: 1st Quarter Budget Report

FIRST QUARTER BUDGET REPORT

Finance Director Donnell presented to Council a budget report on the General Fund through December. Mr. Donnell reviewed for Council the format of the report and indicated that based upon the 1st quarter report, the General Fund was operating within the proposed 1985 budget. City Manager Stigall noted for Council that Administration will be presenting to Council monthly budget reports.

Item G: Games of Skill and Chance

GAMES OF SKILL AND CHANCE

Council reviewed the requests for games of skill and chance permits for KVNA, the Lion's Club, the VFW and VFW Ladies' Auxiliary. Councilmember Aloysius expressed his reservation about KVNA's request and asked for more information on its operation. Council directed Administration to request from the State financial and roster reports on KVNA and to obtain from all local agencies holding games permits year end financial statements.

ADJOURNMENT

M/M by Aloysius to adjourn. The meeting adjourned at 10.20 pm.

PASSED AND APPROVED THIS 26<sup>th</sup> DAY OF FEBRUARY, 1985.

ATTEST:

Wayne J. Maiers, City Clerk

Joe Sullivan, Mayor