

- CALL TO ORDER                   The meeting was called to order by Mayor Warner at 7.30 pm.
- ROLL CALL                        All members present.
- APPROVAL OF MINUTES           M/M by Dale, 2nd by Carpenter to approve the minutes of the 1/20/87 meeting as presented. Voice vote, motion carried.
- APPROVAL OF AGENDA            M/M by Chris, 2nd by Korthuis to approve the agenda with the following change: move Item B to the end of Unfinished Business. Voice vote, motion carried.
- MAYOR'S REPORT                 MAYOR'S REPORT
- Mayor Warner reported to Council on the following:
- a. a meeting with Community Regional Affairs Commissioner Hoffman regarding municipal funding for this year
  - b. proposed Day Care legislation
  - c. letter from the Corps of Engineers regarding erosion control projects at Bethel, noting that the Corps required from the City a 5% City match for Corps projects - M/M by Carpenter, 2nd by Korthuis directing the Mayor to sign the letter of intent regarding the City's 5% match on Corps of Engineers' projects. Voice vote, motion carried.
- motion
- MANAGER'S REPORT               MANAGER'S REPORT
- City Manager Widom reported to Council on the following items:
- a. the Hoffman Fuel lawsuit noting that a large balance is still owed
  - b. the scheduled repayment by Bethel Family Clinic of funds borrowed from the City
  - c. reviewed status of proposed Port, Sales Tax, and Vehicle for Hire ordinances
  - d. informed Council of a water pressure problem at the Senior Center that affects the sprinkler system
  - e. updated Council on the City shop lawsuit
  - f. noted that the sales tax forgiveness program resulted in the collection of \$80,000 in owed taxes
  - g. update on Dull Gas back sales taxes owed City
  - h. noted for Council that the Middlebrook case had been transferred to Federal Court because the suit alleges a civil rights violation

REPORTS OF STANDING  
COMMITTEES

REPORTS OF STANDING COMMITTEES

Councilmember Chris reported that the Port Commission will meet on February 1; that the Commission has three openings.

Ward Sattler reported to Council on Operation Mop-Up activities noting for Council that the committee met with the Director of the State Alcohol Beverage Control Board; that the committee is preparing a formal report for Council consideration.

PEOPLE TO BE HEARD

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Clark Miller asked for Council support of legislation making the first offense for bootlegging a felony offense.

Bruce Larsen addressed Council concerning a possible conflict of interest regarding 3 Councilmembers who, overdue in bills owed to the City, seek to dismiss the City Manager for, in part, attempting to collect the overdue bills. Mr. Larsen spoke in support of retaining the City Manager.

Keith McCallison spoke in support of City Manager Widom.

Willis Roehl, Vern Keezer, and Bob Brown spoke in opposition to retaining the City Manager. Mr. Brown addressed Council concerning the City's filing an action against Ed Hoffman for overdue sales tax, objecting to the City's procedures.

UNFINISHED BUSINESS

OATH OF OFFICE

Item A: Oath of  
Office

City Clerk Maiers administered the oath of office to new Councilmember Helen Edge.

Item B: Zoning  
Ordinance

PUBLIC HEARING ZONING ORDINANCE

Mayor Warner reviewed for Council the proposed zoning ordinance. Joseph Anderson, Steven Constantino, Ron Sumstad, Rosie Porter, Harold Kehoe, Bob Brown, Willis Roehl, Dan Osentowski, and Joli Morgan spoke in opposition to the proposed ordinance. Will Updegrave noted that the City needs some type of zoning. John DeLodder of the City Planning Commission noted for Council that the proposed ordinance was an effort to consolidate and streamline various ordinances now in effect that deal with property. Mayor Warner suggested that the matter should be sent back to Planning with instructions to start over. M/M by Chris, 2nd by Carpenter to send the proposed zoning ordinance back to Planning for reconsideration. Voice vote, motion carried.

motion

motion

M/M by Korthuis, 2nd by Chris to go past 10 pm.  
Voice vote, motion carried.

Item D: Cargo  
Dock Operation RFP

CARGO DOCK OPERATION REQUEST FOR PROPOSAL

City Manager Widom reviewed for Council the status of the operation at the City's cargo dock suggesting a Council work session on the matter.

Councilmember Korthuis opposed the City hiring a an outside consultant to study the matter and issue a report to the Council, suggesting that Council and the Port Commission should have a joint work session on the matter. Council set January 29 as a work session with the Port Commission on the operation of the City dock for 1987.

Item E: City Audit  
RFP

CITY AUDIT REQUEST FOR PROPOSAL

City Manager Widom reviewed with Council the proposed RFP for audit services for the City of Bethel. M/M by Korthuis, 2nd by Reich to accept the RFP for audit services for the City of Bethel with the inclusion in the RFP the City Manager's recommendation that audit cost for the 2nd and 3rd year be limited to a certain % increase over the first year cost and that the date for presentation of the final audit report be January 31 of each year. Voice vote motion carried.

motion

Item G: Port  
Ordinance

PORT ORDINANCE

The item was moved to Item B, Council Calendar, under New Business.

Item H: Sales  
Tax Ordinance  
Update

SALES TAX ORDINANCE UPDATE

The item was moved to Item B, Council Calendar, under New Business.

Item I: Vehicle  
for Hire Work  
Session Date

VEHICLE FOR HIRE ORDINANCE WORK SESSION DATE

Council set February 17, 7.30 pm, Log Cabin, as the time and place for a work session on the proposed vehicle for hire ordinance.

Item I: City  
Manager Contract

CITY MANAGER CONTRACT

This item was originally Item B, Unfinished Business

Mayor Warner reviewed for Council the status of the review process that had taken place regarding the City Manager's contract with the City.

motion

M/M Carpenter, 2nd by Dale to go into executive session to discuss personnel matters. City Manager Widom requested that the matter be discussed in public. The motion was withdrawn.

Councilmember Reich suggested that the City was in the middle of a cycle and should proceed with caution in this matter.

Mayor Warner opened the meeting up for public comment. The following spoke in opposition to the retention of the City Manager: Bob Brown, Willis Roehl, Vern Keezer, Mindy Johnson, Chris Cooke, Gary Vanasse, and Harold Kehoe. The following spoke in favor of retaining the City Manager: Keith McCallison, Ted Simmons, Bruce Perry, Ron Sumstad, Will Updegrave, and Josephine Angaiak.

motion

M/M by Dale, 2nd by Korthuis to terminate the contract of City Manager Widom, without cause, effective January 27. Councilmember Chris asked if the motion was based upon the evaluation process previously conducted by Council; that if it was, then the process should be repeated so that new Councilmember Edge could participate in the evaluation. Councilmember Edge declined to take part in the evaluation. City Manager Widom responded to the public comments regarding his administration of the City. Poll vote on the motion, 4 yes, 3 no (Chris, Reich, Warner). Upon completion of the vote, City Manager Widom thanked the residents of Bethel for the opportunity to work on their behalf and then left the meeting. Councilmember Reich tendered his resignation from Council and left the meeting. Council took no action on Mr. Reich's statement of resignation from Council.

Councilmember Dale suggested that the City Council appoint City Clerk Maiers as acting City Manager; that the acting manager serve for a period not to exceed 6 months. Councilmember Carpenter suggested that the Municipal League could assist the City during the interim period. Council set a special meeting for Thursday, January 29, at which to appoint an interim City Manager.

NEW BUSINESS

LEGISLATIVE PRIORITIES

Item A: Legisla-  
tive Priorities

Mayor Warner suggested that the City should submit a short list of capital projects to Juneau for consideration, recommending that the list be limited to water/sewer funds and toe and bottom protection for the seawall. Council suggested that streets and roads money also be requested. Mayor Warner disagreed with the inclusion of streets and roads maintenance funds as part of the City's capital project request for 1987. M/M by Dale, 2nd by Korthuis to set as the City's 1987 capital project list, in the order of priority, for submission to the State Legislature the following items: (a) toe and bottom protection for the seawall; (b) water/sewer funds. Poll vote, motion carried.

motion

Item B: DCRA Reso-  
lution

RESOLUTION 498 - DCRA AFTER SCHOOL STUDY FUNDING GRANT

M/M by Carpenter, 2nd by Dale to adopt Resolution 498 accepting \$2500 from DCRA for the purpose of conducting a study to determine what programs were available for school age children living at Bethel. Voice vote, motion carried.

motion

Item C: Games of  
Skill and Chance

GAMES OF SKILL AND CHANCE

Council voiced no objection to the Games of Skill and Chance permit request from the VFW.

Original agenda Item B, Council Calendar, under New Business, was placed as part of a work session to be held after the Special Council meeting on January 29 at 7.30 pm.

ADJOURNMENT

M/M by Chris to adjourn. The meeting adjourned at 11.35 pm.

PASSED AND APPROVED THIS 10<sup>th</sup> DAY OF FEBRUARY, 1987.

ATTEST:

  
Wayne J. Maiers, City Clerk

  
Tom Warner, Mayor