



CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559

543-2297 — Area Code 907

MUNICIPALITY OF BETHEL REGULAR COUNCIL MINUTES

MAY 9, 1977

COUNCIL CHAMBERS

7:35 P.M.

Meeting was called to order by Mayor Peltola at 7:35 P.M.
Present: Council Members Elliott, Peltola, Charles, Hinsvark,
Hickling; Council Members Elliott and Stichick arrived late.
Absent: Guinn.

INVOCATION

Invocation was given by Father Hinsvark.

APPROVAL OF MINUTES

M/M by Councilwoman Charles to approve the Minutes of the
April 25, 1977, Regular Council Meeting as presented.
Voice vote was taken and was unanimous. Motion carried.

APPROVAL OF AGENDA

M/M by Councilman Hinsvark to approve the Agenda with the addi-
tion under NEW BUSINESS - Item G - Resolution No. 197
(A RESOLUTION OF THE CITY OF BETHEL, ALASKA APPOINTING, FROM
THE QUALIFIED ELECTORS OF THE MUNICIPALITY, JUDGES OF ELECTION
IN PRECINCTS NUMBER ONE AND TWO). Voice vote was taken and was
unanimous. Motion carried.

COMMUNICATIONS

None other than those contained in Council packets dis-
tributed prior to the meeting.

MANAGER'S REPORT

Manager Bartlett reported that Resolution No. 191 had been
modified to incorporate acceptance of land by the City of
Bethel from the Bethel Native Corporation for a public
cemetary immediately contiguous outside of one-half ($\frac{1}{2}$)
of the circumfrance of a five (5) mile radius circle having
a center point known as Watson's Corner, and with the said
one-half ($\frac{1}{2}$) being northeast of a diameter running northwest
and southwest, and recommended its adoption. M/M by Councilman
Hinsvark to approve the modification of Resolution No. 191.
Voice vote was taken and was unanimous. Motion passed.

Manager Bartlett stated that State Officials interested in the Firefighters Training Center would arrive on May 11, 1977, to discuss the lease agreement for operation and maintenance of the Bethel Center. Finally, Manager Bartlett offered for Council's consideration the Jesuit Home's application for a Games of Chance and Skill Permit. M/M by Councilman Stichick to approve the Jesuit Group Home application for a Games of Chance and Skill Permit. Voice vote was taken and was unanimous. Motion carried.

FINANCE DIRECTOR'S REPORT

Finance Director Ralph Englebreth reported that the budget was on schedule with expenditures equal to revenues received. Councilman Stichick recommended that in the future miscellaneous expenditures over \$10,000.00, be broken down into separate categories.

MAYOR'S REPORT

Mayor Peltola asked that Council observe the progress of House Bill #509, which if passed would have a serious effect on the sales tax revenues of the City of Bethel. Mayor Peltola also recommended that the Public Safety Committee investigate the numerous citizen reports that bootlegging offenses had increased without repercussions from the Police Department. Mayor Peltola reiterated that the State Department of Fish and Game would continue to hear testimony for and against zoning of subsistence fishing until May 16, 1977.

COMMITTEE REPORTS

Councilman Stichick reported that the Public Safety Committee Meeting had been postponed until May 10, 1977.

Councilwoman Hickling reported that the Social and Economic Committee had met on May 5, 1977, and announced that a workshop on the OEDP Plan had been scheduled for May 11, 1977. M/M by Councilwoman Hickling to accept the Social and Economic Committee Meeting Minutes of April 15, 1977, as presented to Council. Voice vote was taken and was unanimous. Motion passed.

Councilwoman Charles stated that the Transportation Committee will meet on May 23, 1977.

Councilman Hinsvark announced that there will be a meeting of the Parks and Recreation Committee on Thursday May 12, 1977, in Council Chambers.

Councilman Hinsvark reported that the Planning Committee recommendations for land reclamation had been referred to the State Department of Aviation. He reviewed the waiver of deed requirement requested by lending institutions, in order that purchasers of City Subdivision lots be able to obtain financing. M/M by Councilman Hinsvark that the Planning Committee Meeting Minutes of April 7, 1977, be ratified. Voice vote was taken and was unanimous. Motion passed.

PEOPLE TO BE HEARD

Councilman Elliott asked what repercussions might follow if at this time the Council chose to allocate the City Subdivision lots by a different method than used previously? Manager Bartlett advised by legal Counsel, stated that another group could file suit against the City on other grounds and that legal Counsel had advised to follow through with the law suit now filed against the City. M/M by Councilman Stichick that Manager Bartlett continue to follow legal Counsel's recommendation. Roll call vote was taken. Yes: Hickling, Hinsvark, Stichick, Charles, Peltola, Elliott. Motion passed.

UNFINISHED BUSINESS

- Item A. Public hearing on Ordinance No. 97
(AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF
PORT FACILITY REGULATIONS FOR THE PORT OF BETHEL
AND ITS CODIFICATION WITHIN THE BETHEL CODE OF
ORDINANCES AS CHAPTER 10.08)

Manager Bartlett introduced Ordinance No. 97, for a second reading. Councilman Elliott acting as chairperson for the Public Works Committee recommended its approval by Council.

Mayor Peltola opened a public hearing on Ordinance No. 97, at 8:30 P.M. Manager Bartlett stated that the Wharfage and Docking fees referenced in the Ordinance will take effect automatically after posting for twenty (20) days if not challenged by Council, and that there had been no significant increases in those fees. Mayor Peltola closed the public hearing on Ordinance No. 97, at 8:45 P.M. Manager Bartlett introduced Ordinance No. 97, for a third and final reading with the following amendments:

- 1) Section 8- Preferential assignments are subject to the approval of the Public Works Director instead of Council.
- 2) Section 18- Changed to read tanker instead of vessel, and the following added to the last line; unless special permission has been granted by the Port Director.
- 3) Section 24- Changed to read; No smoking is allowed on a municipal wharf or in a municipal warehouse except in in designated smoking areas established by the Port Director. Persons violating this section will be refused admittance to such areas.

4) Section 26- To read as follows; It shall be unlawful for any person to place or deposit any rubbish, refuse or articles of an offensive character likely to create a nuisance upon any wharf or wharf road or street leading to a wharf, except at places and in the manner as determined by the Port Director. Any person, firm or corporation who shall violate this section shall, upon conviction thereof, be punished in accordance with Chapter 8.44 of the Bethel Code of Ordinances.

Manager Bartlett recommended its adoption with amendments in the Bethel Code of Ordinances as Chapter 10.08. M/M by Councilman Stichick to adopt Ordinance No. 97 as amended. Roll call vote was taken. Yes: Elliott, Hickling, Charles, Hinsvark, Peltola, Hinsvark, Stichick. Motion passed.

NEW BUSINESS

Item A. Introduction of Ordinance No. 95
(AN ORDINANCE AMENDING TITLE 13, CHAPTER
12.04 ANIMAL CONTROL OF THE BETHEL CODE
OF ORDINANCES AND REPEALING ORDINANCE NO. 49.)

M/M by Councilman Stichick to table Ordinance No. 95 until such time as the Public Safety Committee could offer recommendations to be incorporated in Ordinance No. 95. Voice vote was taken and was unanimous. Motion carried.

Item B. Introduction of the Port of Bethel's Wharfage and Docking rates.

Manager Bartlett reiterated that the Wharfage and Docking Fees would be posted for twenty (20) days, unless Council takes exception during that time, they will become effective.

Item C. Introduction of Ordinance No. 98
(AN ORDINANCE AMENDING SECTIONS 8.32.010 AND
8.36.020 OF TITLE 8, PUBLIC PEACE, SAFETY AND
MORALS, AND SECTION 9.16.010 OF TITLE 9, VEHICLES
AND TRAFFIC OF THE BETHEL CODE OF ORDINANCES.)

Manager Bartlett introduced Ordinance No. 98 for a first reading. M/M by Councilman Elliott to accept Ordinance No. 98, and call a public hearing on Ordinance No. 98, on May 23, 1977. Voice vote was taken and was unanimous. Motion passed.

Item D. Resolution No. 194
(A RESOLUTION OF THE CITY OF BETHEL, ALASKA,
ESTABLISHING A SPECIAL COMMITTEE OF CITY COUNCIL
TO STUDY A MAYORAL-COUNCIL AND FIRST CLASS CITY
STATUS FORM OF MUNICIPAL GOVERNMENT)

Manager Bartlett introduced Resolution No. 194, and recommended its adoption. Mayor Peltola stated that Council should be informed of the ramifications and impact on the City of the conversion to first class city status should the need for a decision by Council be necessary in the future. M/M by Councilman Stichick to accept Resolution No. 194. Roll call vote was taken. Yes: Peltola, Stichick, Charles, Hinsvark, Hickling, Elliott. Motion passed.

Item E. Resolution No. 195
(A RESOLUTION OF THE CITY OF BETHEL, ALASKA,
EXTENDING THE LEASE PERIOD OF THE AGREEMENT FOR
CONSTRUCTION AND OPERATION OF A MUNICIPAL DOCK
FACILITY AT BETHEL)

Manager Bartlett introduced Resolution No. 195, and recommended its approval. M/M by Councilman Elliott to approve Resolution No. 195. Voice vote was taken and was unanimous. Motion carried.

Item F. Resolution No. 196
(A RESOLUTION OF THE CITY OF BETHEL, ALASKA,
PROVIDING FOR THE FUTURE DISPOSITION OF MUNIC-
IPALLY OWNED REAL PROPERTY DESIGNATED FOR THE
PURPOSE OF ESTABLISHING A SMALL BOAT HARBOR)

Manager Bartlett introduced Resolution No. 196, and recommended its approval, with the following amendment:

1) Paragraph five (5) will now read as follows;
Be it further resolved, that such land purchased with State funds will not be sold or otherwise disposed of for other purposes inconsistent with the establishment and operation of a public small boat harbor unless otherwise provided for by the State of Alaska and the City of Bethel under mutual agreement.

M/M by Councilman Elliott that Council accept Resolution No. 196, with amendments. Roll call vote was taken. Yes: Stichick, Peltola, Hickling, Hinsvark, Charles, Elliott. Motion carried.

Item G. Resolution No. 197
(A RESOLUTION OF THE CITY OF BETHEL, ALASKA
APPOINTING, FROM THE QUALIFIED ELECTORS OF
THE MUNICIPALITY, JUDGES OF ELECTION IN PRECINCTS
NUMBER ONE AND TWO.)

Manager Bartlett introduced Resolution No. 197, and recommended its approval. M/M by Councilman Hinsvark to approve Resolution No. 197. Voice vote was taken and was unanimous. Motion passed.

ADJOURNMENT

M/M by Councilman Hinsvark to adjourn. Voice vote was taken and was unanimous. Motion carried. Meeting was adjourned at 9:30 P.M. by Mayor Peltola.

APPROVED:



Gene Peltola - Mayor

ATTEST:



Altha J. Hill - City Clerk