



CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559

543-2297 — Area Code 907

CITY COUNCIL MINUTES
NOVEMBER 24, 1980 7:30 P.M.

COUNCIL CHAMBERS

Meeting was called to order by Mayor Guinn at 7:32 p.m. and roll call was taken. Present: Charles, Elliott, Twitchell, B. Hoffman, Carpenter, E. Hoffman, and Guinn. All Present.

APPROVAL OF MINUTES

M/M by Elliott/2nd Twitchell to approve the minutes of 10/27/80 as presented. Voice vote was taken. Motion carried.

APPROVAL OF AGENDA

Manager Hoffman requested the following items be added to the agenda:

- ITEM E. EMERGENCY DOG ORDINANCE
- ITEM F. RECREATION RESOLUTION

and the following item be deleted and suggested the Planning Commission review alternate sites on low income lots for the site selection for Balassa Nicholai:

- ITEM C. LOT 15, BLOCK 10, USS 3790 (AVCP REQUEST)

M/M by Elliott/2nd B. Hoffman to approve the agenda as written with the amendments. Voice vote was taken. Motion carried.

COMMUNICATIONS

None.

MANAGERS REPORT

Manager Hoffman gave a report on the following items:

1. Attendance of the 3-day Unorganized Borough Symposium in Anchorage in which the University Specialists will submit a report within 6 weeks.
2. Attendance of the Alaska Municipal League meetings in Fairbanks along with the Assistant City Manager and several Council Members. The League included several sections that may have an impact on Bethel if they were considered by the Legislature:
 - a. State funded local tax relief
 - b. Funding of the Municipal Assistance Program

"Deep Sea Port and Transportation Center of the Kuskokwim"

- c. Permanent Endorsement for Local Government
3. Dan Boyette hired as the Capital Projects Coordinator to oversee all of the Capital Projects.
 4. WATTS Study conducted between 11/79 - 3/80 by DOTPF has been completed and is available for review.
 5. Tony Stigall's memorandum regarding rental space in the Braund Building.

MAYORS REPORT

Mayor Guinn reiterated the Manager's report regarding the conference in Fairbanks. He reported that one of the legislations introduced that would help the smaller municipalities was a minimum of \$50,000 in revenue sharing guaranteed towards the cities. He requested Carpenter give a report on some of the legislations introduced.

Carpenter reported that the following legislations were introduced:

1. Support for establishment of alternative programs for domestic violent offenders;
2. Requesting of Small Business Loans;
3. Problems in the community colleges be solved;
4. Funding for Waste, Heat Energy Conservation and Solid Waste Disposal Projects.

REPORTS OF THE STANDING COMMITTEES

Twitchell, Parks and Recreation Committee, presented the following recommendations to the Council:

1. The 2 million dollar bond be issued and made available to combine with the city funds designated for construction of a recreation facility;
2. The City of Bethel provide \$14,000 for FY82 to staff a Teen Center with three volunteers;
3. The City Council pressure the City Manager to insure that the construction on Phase II of the 21 Acre Parks is completed this winter to avoid another year delay.

M/M by Carpenter/2nd B. Hoffman to approve the recommendations of the Parks and Recreation Committee. Voice vote was taken. Motion carried.

Carpenter, Finance Committee, reported the Committee had met informally to interview an applicant for the Finance Director position and that another applicants were being considered.

Charles, Planning Commission, gave an informal brief report on their 11/10/80 minutes and stated the minutes had not been passed by the Planning Committee.

M/M by Elliott/2nd Twitchell to accept the 11/10/80 minutes of the Planning Committee. Voice vote was taken. Motion carried.

Mayor Guinn welcomed E. Hoffman back to the Committee, who had been away on several meetings due to health reasons.

PEOPLE TO BE HEARD

Carpenter reported that there had been complaints on the following items:

GARBAGE ORDINANCE. The citizens had complaint that is was costing alot to haul their trash to the dump when cleaning around their property. She requested the Ordinance be modified to issue a special one-day permit at a low rate to citizens who are getting regular services but have a special need for hauling their trash to the dump when cleaning up their property.

Manager Hoffman stated that it wasn't a written system but Public Works Director Volkman had stated he would allow any individuals that does clean up their property to haul their trash to the dump. He stated that might change with the Director and agreed the Ordinance be amended.

TRW PROJECT. Carpenter reported there were complaints and concerns on the project for a possible dangers to the permafrost. Recommended that a full report from TRW, including environmental safety assurances before the next phase of the project proceed and that the Council review the report.

CAB FARES. Carpenter reported that there had been documented complaints on cabs charging \$10.00 a trip from the airport. She questioned that the City's option was on repeated violations on fares.

Mayor Guinn stated the City had very few options. The complaints had to be documented then the City had an option to remove the cab permits or the chauffeur permits.

RABID FOXES. Carpenter questioned what should be done when a rabid fox is shot.

Police Chief Varnell requested that the Animal Control Agent be contact should anyone shoot one.

Carpenter requested that PATC Director, Jack Flood, be present at the next Council meeting to be formally introduced to the members.

UNFINISHED BUSINESS

ITEM A. OATH OF OFFICE FOR RE-ELECTED COUNCIL MEMBER
(BOB HOFFMAN)

B. Hoffman took his oath and swore in for 2 more years of service on the City Council. He signed his statement.

ITEM B. ELECTION OF MAYOR

Mayor Guinn opened the nominations for the position of the Mayor.

Charles nominated John Guinn.

Elliott nominated Diane Carpenter.

M/M by Twitchell/2nd Charles to close the nominations.

Voice vote was taken. Motion carried.

Secret ballots were passed out and collected. The results were as follows:

Guinn 5 votes

Carpenter 2 votes

Mayor Guinn thanked the Council for their support and trust. He commented on the goals of the Council that have come to realities with the help of the members and the Community. He called for a 5 minute break.

Council adjourned to take a break at 8:30 p.m.

Mayor Guinn called the meeting to order at 8:35 p.m.

NEW BUSINESS

ITEM A. SELECTION OF FIRM TO CONDUCT BUC STUDY

Manager Hoffman reported that the Special Committee, that was formulated by the City Council to review the possibility of purchasing Bethel Utilites, had recommended Retherford and Associates, who had experiences in acquisitions of Power Plants and has specific knowledge of the Bethel Utilities Power Plant. The Committee met with the firm to review a proposal and made several changes requesting the schedule be attached regarding the study and the penalty clause be included in the contract. A bonus would be awarded to Retherford and Associates for early completion of the contract.

Discussion on the item.

M/M by E. Hoffman/2nd B. Hoffman to accept Retherford and Associates as the engineering services for Bethel Utilities. Roll call vote was taken. Yeas: All Council Members. Nays: None. Motion carried.

Manager Hoffman reported that on the agreement between City of Bethel and Bethel Utilities, he had asked Hal Borrego to reconsider their request for the repayment of \$25,000.00, if the study wasn't finished by June 1st and their request on the full rights to the study. He stated he had contacted Mr. Borrego stating he felt it wasn't fair that if the City should retract the \$25,000.00, they shouldn't be entitled to the information on the study. Mr. Borrego felt that was acceptable but would contact their Attorney, who assisted them in drafting the agreement.

Discussion on the item.

M/M by B. Hoffman/2nd Charles to accept the agreement between City of Bethel and Bethel Utilities with the changes deleting lines 24 to 28 on page 2 stating "In the event the study is received by the City subsequent to June 1, 1981, BUC shall have all the benefits of this Agreement provided it repays to the City any amounts reimbursed by the City to BUC under this provision of this Agreement". Roll call vote was taken. Yeas: All Council Members. Nays: None. Motion carried.

ITEM B. RESOLUTION # 319, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA REQUESTING THE STATE OF ALASKA, DEPT. OF TRANSPORTATION AND PUBLIC FACILITIES TO GRANT THE CITY OF BETHEL THE FUNDS FOR WASTE HEAT STUDY AND CONSTRUCTION

M/M by Charles/2nd B. Hoffman that the Council approve and accept Resolution #319, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, REQUESTING THE STATE OF ALASKA, DEPT. OF TRANSPORTATION AND PUBLIC FACILITIES TO GRANT THE CITY OF BETHEL THE FUNDS FOR WASTE HEAT STUDY AND CONSTRUCTION, as presented. Voice vote was taken. Motion carried.

ITEM C. INTRODUCTION OF ORDINANCE #125, AN ORDINANCE PROVIDING FOR THE REGULATION OF SOLICITATION WITHIN THE CITY OF BETHEL

M/M by Elliott/2nd Charles to table the item until the next Council meeting because the 30 days hadn't elapsed to hold a public hearing and that the public hearing be scheduled for the next Council Meeting. Voice vote was taken. Motion carried.

ITEM D. BUSINESS LICENSE

M/M by B. Hoffman/2nd E. Hoffman to introduce the Ordinance, and the public hearing be scheduled for December 22, 1980. Voice vote was taken. Motion carried.

ITEM E. EMERGENCY DOG ORDINANCE, AN EMERGENCY ORDINANCE OF THE CITY CONCIL OF THE CITY OF BETHEL, ALASKA DECLARING A STATE OF EMERGENCY ON ANY LOOSE OR WANDERING DOGS WITHIN THE BETHEL CITY LIMIT COMMENCING ON NOVEMBER 25, 1980, FOR A PERIOD OF 60 DAYS

Frank Debon, Animal Control Agent, requested the Ordinance be extended for another 60 days with the exception that he or another animal control agent be appointed to shoot the dogs.

A petition was presented by Sharon McDonald to the Council which a portion states as follows:

Be it resolved: That one person, the animal control officer, be the only person with authority to shoot and dispose of dogs in the Bethel area and that police officers should not be allowed to shoot or dispose of any animals subject to the City's Emergency Ordinance or any following emergency ordinances for the shooting of dogs.

Manager Hoffman stated that, if the Ordinance is passed, it should be the Chief of Polices' decision as to who should be appointed to shoot the dogs and when they should shoot, since the Animal Control Program is under the Police Department.

Discussion on the item.

Steve Haver stated he felt the Ordinance had a lack of support from the Council and requested the Council consider a proper funding for the Animal Control Program.

Pete Wallis suggested the City Council look into other sources for raising funds to support the Program.

Charles stated their have been a lack of support from the citizens in the community and suggested the businesses or corporations to supplement the Program with additional funds to create an adequate animal control within the City.

John Hastie suggested that instead of using funds on other departments such as the Bethel Park, the funds should be used to hire another animal control agent to enact the Ordinance properly.

Discussion on the item.

M/M by E. Hoffman/2nd B. Hoffman that the Council accept and approve AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, DECLARING A STATE OF EMERGENCY ON ANY LOOSE OR WANDERING DOGS WITHIN THE BETHEL CITY LIMITS COMMENCING ON NOVEMBER 25, 1980, FOR A PERIOD OF 60 DAYS. Voice vote was taken. Motion carried.

M/M by Charles/2nd Carpenter that the administration actively pursue avenue increased funds in the Animal Control Department so that the Dog Control Ordinance could be adequately enforced, in next fiscal years budget. And that either the Public Safety Committee and/or Environmental Committee review the matter and get support and participation from concerned citizens from the community to establish a better program. Voice vote was taken. Motion carried.

Mayor requested the City administration sent an announcement through the radio advising the citizens where they can get their dogs vaccinated.

ITEM F. RECREATION RESOLUTION, A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF BETHEL, ALASKA, REQUESTING THAT THE \$2,000,000.00 BOND BE SPENT ON A RECREATION FACILITY WITHIN THE CITY OF BETHEL

M/M by B. Hoffman/2nd E. Hoffman that the City Council accept and approve the RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, REQUESTING THAT THE \$2,000,000.00 BE SPENT ON A RECREATION FACILITY WITHIN THE CITY OF BETHEL as presented. Roll call vote was taken. Yeas: all Council Members. Nays: None. Motion carried.

Meeting adjourned at 10:00 p.m.

PASSED AND APPROVED:


John Guinn, Mayor

ATTEST:


Elsie Jennings, City Clerk