

CITY COUNCIL

Antone Anvil
Dario Notti
Mike O'Brien
Agnes Phillips, Mayor
Stanley Rodgers
Karol Sanchez-Pobrislo
Thor Williams

CITY MANAGER

Ken Weaver

CITY CLERK

L.J. Warren

MINUTES

City of Bethel, Regular Council Meeting

February 24, 1998

I. CALL TO ORDER

Mayor Phillips called the meeting to order at 6:31 p.m. at the City Offices conference room.

II. ROLL CALL

Present: Anvil, Notti, O'Brien, Phillips, Rodgers, Sanchez-Pobrislo, Williams

Absent: none

Also Present: City Manager Weaver, City Clerk L.J. Warren.

III. PEOPLE TO BE HEARD

No one had signed up to speak to the Council.

IV. APPROVAL OF MINUTES

Mayor Phillips noted a correction on page 3, the fuel-hauling bid was awarded at \$0.10 per gallon, not \$0.095 per gallon. Also, under the discussion of a discussion to the SART, it should be noted that TWC Director Nancy O'Mara also addressed the Council. Council member Williams noted that the donation to the SART should be shown as coming out of the Police Department budget, and that in the Manager's Report, it should be noted that the City Manager had stated his preference for continued Council ratification of bid awards over \$20,000.

motion M/M by Williams, 2nd by Sanchez-Pobrislo, to approve the minutes of the February 10, 1998 regular City Council meeting, as amended.

vote Voice vote, motion carried unanimously.

V. APPROVAL OF CONSENT AGENDA AND REGULAR AGENDA

Council member Williams removed New Business Item C, Resolution #98-05, PILT Funds, from the Consent Agenda.

motion M/M by O'Brien, 2nd by Williams, to approve New Business Items B, D, and E by consent. (B: Introduction of Ordinance #98-03, Heavy Equipment tax, D: Resolution #98-06, Supporting DCRA, E: Resolution #98-07, Authorizing disposal of seawall pipe.)

vote Voice vote, motion carried unanimously.

City Manager Weaver added Executive Session Item A, Discussion-BIA Oil Spill litigation, to the regular agenda. Mayor Phillips reversed the order of Old Business Items A and B.

motion M/M by Anvil, 2nd by Sanchez-Pobrislo, to approve the agenda as amended.
vote Voice vote, motion carried unanimously.

VI. MAYOR'S REPORT

Mayor Phillips noted that there is a Hovercraft Committee meeting on February 26. Council member Notti will attend as the City's representative on the Committee.

The Mayor stated that she received a letter from the Alaska Council on Alcoholism. The Council plans to produce a video on local option choices in rural Alaska, and they would like suggested names of people to interview in Bethel. Mayor Phillips suggested William Updegrave and Shari Neth, and asked Council to notify her if they think of anyone else that would be helpful.

Mayor Phillips pointed out a memo from Representative Ivan about HB 406. Council member Notti asked to state for the record, his opposition to the prison expansion bill.

VII. MANAGER'S REPORT

City Manager Weaver referred Council to his written reports, and discussed the following:

- **OSHA Citations** – Council member Rodgers questioned why the City received citations, after several previous Council discussions about the state of City vehicles, and his own offer to assist the City in developing maintenance schedules. Council member Notti stated that the mechanics are not solely to blame; they are understaffed and the Council has been aware of that fact for some time. Mr. Weaver added that the mechanics were instructed to redline the vehicles, but they did not follow this instruction. Mayor Phillips agreed with Council member Notti that the Council and Manager both share in the blame for the state of equipment and citations.
- **Police Chief Recruitment** – Mr. Weaver stated that ads have been placed for a new Police Chief to replace Chief Eilers after his resignation is effective April 24. Hopefully, a new City Manager will be on board by that time, and will hire the new Chief. Mr. Weaver further informed the Council that Chief Eiler's wife Dianne has been hospitalized in Anchorage in very serious condition, and that the Chief has gone to Anchorage.
- **Contract for Engineering Services** – Mr. Weaver introduced Ross Dunfee, with ASCG, Inc., the City's new contract engineering services firm. ASCG will work on various issues such as Kasayuli Subdivision, and will help select a firm to conduct a utility rate analysis.
- **Loose Dogs** – Mr. Weaver distributed a complaint letter from Allen DeSousa to the Council. Council discussed the need for a full-time animal control position. No action taken.

VIII. REPORTS OF STANDING COMMITTEES

The City Clerk read the following recommendations for the record:

- The Public Works Committee recommends a budget modification no greater than \$3,500.00, for the purchase of new computer equipment for the Public Works Administrative Assistant.
- The Public Safety Commission recommends that the Council direct the City Attorney to draft an ordinance establishing an alcoholic beverage delivery site.

Finance - Mayor Phillips stated that the Finance Director would mail a draft of the new sales tax ordinance to each Committee member. The next meeting is at 7:00 p.m. on March 12.

Planning - Council member Notti stated that the Commission did not have a quorum at their February 12 meeting. They met on February 19, but took no official action on the one agenda item, "Proposed Road from Eddie Hoffman Highway in vicinity of east side of Bethel Airport."

Public Works - Council member O'Brien reported that the next meeting would be on February 17, 7:30 p.m. at the City Shop.

Youth Services - Council member Sanchez-Pobrislo reported on the open house held at the Youth Center on February 21. The next Committee meeting is on March 10. Council member Williams suggested that the Committee look into "latch-key" grants. City Manager Weaver noted that the City could look into such grants, but most likely would not qualify due to staffing requirements.

Transportation - Council member Williams noted that the Commission would meet on March 5. Mr. Williams stated that he believes the Council should not make Commission decisions.

Port - Council member Rodgers reported that the Commission met on February 23. Dredging of the small boat harbor has started. The Commission has developed their 1998 "wish list," which includes new loading ramps.

Public Safety - Council member Anvil reported that the Commission would like a clarification on their role in approving the Police Department vehicle take-home policy. They will meet on March 2.

Senior Advisory - Council member Anvil stated that Senior's Valentine's Day party was a great success. The annual Elder's conference will be in April.

The Council took a 10-minute break.

IX. OLD BUSINESS

Item A: City Manager Recruitment (Phillips).

After a brief discussion, Mayor Phillips asked each Council member to select three candidates for a shortlist. Council member Williams requested that the shortlist selection be done at the special meeting scheduled for February 25. Council member O'Brien agreed, and stated that recruitment funding should remain at \$5,000.00. Council member Williams stated that he would like an update on applications for the position of city clerk.

motion M/M by Williams, 2nd by Anvil, to suspend the rules of procedure to allow for discussion of the recruitment of a new city clerk.

vote Voice vote, motion carried unanimously

City Clerk L.J. Warren updated the Council on applications received to date. After some discussion, Council scheduled a work session to review City Clerk applications, for 6:30 p.m. on March 4, at the Log Cabin.

Council took a 10-minute break.

motion M/M by Williams, 2nd by O'Brien, to suspend the rules of procedure and discuss New Business Item A, Alcohol Beverage Delivery Site.

vote Voice vote, motion carried unanimously

New Business Item A: Alcoholic Beverage Delivery Site

Mayor Phillips called on Public Safety Commission chairman Tom Hildreth, who deferred to Commissioner Shari Neth. Ms. Neth reviewed the materials provided in the packet and outlined the Commission's reasons for recommending that the Council establish such a site. Council discussion followed. Ms. Neth, Alaska State Trooper Shepherd, and Investigator Achee of the BPD answered council questions. Council members Sanchez-Pobrislo, Williams, Notti, and Anvil expressed support for the idea.

motion M/M by Williams, 2nd by O'Brien, to discuss the idea at the March 10 Council meeting, decide if they want to restrict delivery of beverages to Bethel residents, decide if they want to refuse delivery to persons accused of alcohol-related crimes, and then send the issue to the attorney for an ordinance draft.

vote Voice vote, motion carried unanimously

Council returned to Old Business at this time.

Item B: Public Hearing, Ordinance #98-02, Amendments to FY98 Budget

Mayor Phillips opened the public hearing on the ordinance. Seeing and hearing no one to speak to the ordinance, Mayor Phillips closed the public hearing. The Manager and Council discussed the original ordinance, and the amendments to the ordinance proposed by the Manager. Council discussed whether the City should pay for streetlights in subdivisions.

motion M/M by Rodgers, 2nd by Notti, to amend Ordinance #98-02 by adding Budget Modification #98-15, Changes to State Grant CDBG "Honeybucket" line items.

vote Voice vote, motion carried unanimously

motion M/M by Rodgers, 2nd by O'Brien, to amend Ordinance #98-02 by adding Budget Modification #98-16, Changes to Port Enterprise Fund line items.

vote Voice vote, motion carried unanimously

motion M/M by O'Brien, 2nd by Rodgers, to amend Ordinance #98-02 by adding Budget Modification #98-17, Changes to Planning Department line items.

vote Voice vote, motion carried unanimously

motion M/M by Williams, to amend Ordinance #98-02 by adding Budget Modification #98-18, Changes to Public Works Department-Streets and Boardwalks line items, providing for 8 streetlights in the new AVCP subdivision, 11 streetlights in Larson subdivision, and 4 streetlights at the BIA corners, with matching budget amounts to be determined by the Finance Director.

No second Motion failed, no second.

motion M/M by Rodgers, 2nd by Williams, to amend Ordinance #98-02 by adding Budget Modification #98-18, Changes to Public Works Department-Streets and Boardwalks line items, providing that no funds be allocated for streetlights in AVCP and Larson subdivisions, that AVCP and Walter Larson be contacted by the City and requested to install streetlights in their respective subdivisions, and providing funds for 4 streetlights at the BIA corners, with matching budget amounts to be determined by the Finance Director.

vote Voice vote, motion carried unanimously.

- motion** M/M by O'Brien, 2nd by Notti, to amend Ordinance #98-02 by adding Budget Modification #98-19, Changes to Public Works Department-Administration line item, to provide a new computer for the Public Works Admin. Assistant, with a cap of \$2,000.00.
- vote** Voice vote, motion carried unanimously
- motion** M/M by Williams, 2nd by Rodgers, to amend Ordinance #98-02 by adding Budget Modification #98-20 Changes to Administration Department line items, to provide for City Manager relocation costs (both outgoing and incoming).
- vote** Voice vote, motion carried, 6-Yes, 1-No (Phillips)
- motion** M/M by Rodgers, 2nd by Sanchez-Pobrislo, to adopt Ordinance #98-02 as amended.
- vote** Roll call vote, motion carried, unanimously.
- motion** M/M by Williams, 2nd by O'Brien, to suspend the rules and continue the meeting past 10:00 p.m.
- vote** Voice vote, motion carried, 5-Yes, 2-No (Rodgers, Sanchez-Pobrislo).

X. NEW BUSINESS

Item B: Introduction of Ordinance #98-03 – Heavy equipment tax (Rodgers) – Introduced by Consent

Item C: Resolution #98-05, Supporting PILT payments to cities in the unorganized borough (Phillips)

Council member Williams stated that he would like to see the Resolution amended by removing the words "to pay for Village Public Safety Officers" from the resolved clause.

- motion** M/M by Williams, 2nd by O'Brien, to adopt Resolution #98-05 with Council member William's amendment.
- vote** Voice vote, motion failed, 2-Yes, 5-No (Anvil, Notti, O'Brien, Rodgers, Sanchez-Pobrislo).
- motion** M/M by Notti, 2nd by Rodgers, to adopt Resolution #98-05 in its' original form.
- vote** Voice vote, motion carried, unanimously.

XI. COUNCIL MEMBER COMMENTS

Anvil – Some large piles of snow obstruct the vision of drivers. He would like the City to take care of this problem.

Notti – Thanked the City Manager and City Clerk for jobs well done.

O'Brien – Noted his support for the alcoholic beverage delivery site.

Phillips – Asked the Manager a few questions about the ice road.

Rodgers - no comment.

Sanchez-Pobrislo – Thanked the City Manager and City Clerk for jobs well done.

Williams – Thanked the City Manager and Clerk for their efforts. Noted that several large statewide meetings will be held in Bethel this May.

XII. EXECUTIVE SESSION

motion M/M by Williams, 2nd by O'Brien, to go into Executive Session at 10:20 p.m., to discuss legal strategy for negotiations in the BIA Oil Spill case.

vote Voice vote, motion carried unanimously.

motion M/M by Williams, 2nd by Rodgers, to come out of Executive Session at 10:25 p.m.

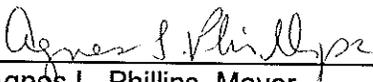
vote Voice vote, motion carried unanimously.

XIII. ADJOURNMENT

motion M/M by O'Brien, 2nd by Rodgers, to adjourn the meeting at 10:25 p.m.

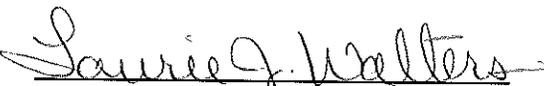
vote Voice vote, motion carried unanimously.

PASSED AND APPROVED THIS 10TH DAY OF MARCH, 1998



Agnes L. Phillips, Mayor

ATTEST:



Laurie J. Walters, Acting City Clerk