CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559
543-2297 — Area Code 907

MUNICIPALITY OF BETHEL
REGULAR COUNCIL MEETING
JANUARY 9, 1978

COUNCIL CHAMBERS 7:30 P.M.

Meeting was called to order by Mayor Guinn at 7:30 P.M. Present: Councilman Guinn, Twitchell, Hoffman, Gregory, Charles, and Elliott. Absent: Councilwoman Hickling.

APPROVAL OF MINUTES

M/M by Councilwoman Charles that the minutes of the December 12, 1977, and December 27, 1977, Council meetings be approved by Council. Voice vote was taken and was unanimous. Motion carried.

APPROVAL OF AGENDA

Manager Hoffman requested that the following additions be added to the agenda:

1) Item E., under Unfinished Business-Modification of Resolution No. 191
2) Item C., under New Business-Introduction of Resolution No. 221
3) Renewel of Games of Chance and Skill Permit for the Bethel Lions Club

M/M by Councilwoman Gregory that the Agenda be approved with the addition of Item E., under Unfinished Business-Modification of Resolution No. 191(A RESOLUTION ACCEPTING LAND FROM BETHEL NATIVE CORPORATION AND THE CITY OF BETHL TO PROVIDE A PUBLIC CEMETARY.); Item C., under New Business-Introduction of Resolution No. 221(A RESOLUTION OF THE CITY OF BETHEL STRONGLY OPPOSING THE 95% PERMANENT RATE UTILITY TARIFF INCREASE REQUESTED BY RCA ALASKA COMMUNICATIONS, INC.; AND REQUEST THE ALASKA PUBLIC UTILITIES COMMISSION CONSIDER THE ENTIRE FINANCIAL STATUS, NATION-WIDE, OF THE RCA CORPORATION PRIOR TO THE APPROVAL OF ANY RATE MODIFICATION.); and Item D., under New Business- Renewel of Games of Chance and Skill Permit for the Bethel Lions Club. Voice vote was taken and was unanimous. Motion carried.

COMMUNICATIONS

None.

MANAGER'S REPORT

Manager Hoffman reported: Notification was received from the Insurance Services Office that they will conduct a field survey of the Public Fire Protection Facilities in Bethel sometime during the summer of 1978. The last survey performed in Bethel was conducted in 1975, and resulted in Protection Class 9; William Hageuik with the State of Alaska's Fire Service Training will be here in Bethel tomorrow to discuss Bethel's Regional Firefighting Training Center. Anyone interested is invited to participate; The City of Bethel has received a grant from the Office of the Aging that was applied for last September. These funds are for a study on the aged and will include some 80 villages in Western Alaska; and a $26 million package for corrections facilities was presented to the Governor's Commission on the Administration of Justice last week as the first step toward formulating a possible bond issue in the November ballot. Included in the package is a new facility for Bethel at $5 million.

MAYOR'S REPORT

Mayor Guinn stated that although he had nothing to report he would like to see the City evolve better relations with the Bethel Native Corporation, resolve its monetary difficulties, and increase its police protection during the upcoming year.

COMMITTEE REPORTS

Councilwoman Gregory stated that the Personnel Committee had met on December 15, 1977. Councilman Guinn presented for Council's approval the Minutes of the November 30, 1977, Personnel Committee Meeting. M/M made by Councilwoman Gregory that the Minutes of the November 30, 1977, Personnel Committee Meeting be approved as presented. Roll call vote was taken. In favor: Councilman Hoffman, Guinn, Charles, Elliott, and Twitchell. Opposed: None. Abstain: Gregory. Motion carried.
Councilman Elliott announced that the Public Works Committee would be having a luncheon meeting at the Kuskokwim Inn on January 10, 1978, and introduced for Council's approval the Minutes of the November 17, 1977, Public Works Committee Meeting. M/M by Councilwoman Charles that the Minutes of the November 17, 1977, Public Works Committee Meeting be approved by Council. Roll call vote was taken. In favor: Councilman Guinn, Twitchell, Gregory, Elliott, and Charles. Opposed: Hoffman. Motion carried.

Councilman Twitchell announced that the Special Transportation Committee would meet to discuss the Taxi Ordinance changes on January 12, 1977.

Manager Hoffman introduced the Minutes of the Finance Committee Meetings of December 9, 1977, and November 18, 1977, for Council's approval. M/M by Councilwoman Charles that the Minutes of the December 9, and November 18, 1977, Finance Committee Meetings be approved by Council. Voice vote was taken and was unanimous. Motion carried.

Manager Hoffman introduced the Minutes of the Social/Cultural/ and Economic Commitee Meetings of September 8, November 4, and October 20, 1977, for Council's approval. M/M by Councilwoman Gregory that the Minutes of the September 8, November 4, and October 20, 1977, Social/Cultural/ and Economic Committee be approved by Council. Voice vote was taken and was unanimous. Motion carried.

PEOPLE TO BE HEARD

Mr. Hal Burrego suggested that the Administration investigate the possibility of having their supervisory personnel attend and be credited for enrollment in the first aid course being offered at the Recreation Department, as it is a requirement by law that such supervisory personnel complete such a course. Manager Hoffman stated that he would do so.

Chief of Police, John Winjum, presented for Council's review a report of the 1977 activities of the Bethel Police Department. He stated that the graph (attached) did not take into account O/R releases, traffic violations, or cases which are booked into the jail.

Manager Hoffman, in Fire Chief John Sanchez's absence, presented the 1977 Fire Department incident report (attached).

Mrs. Rosy Porter stated that the Study being done on the Aging by Mr. Burleson would not be comprehensive enough to address the priority need of a Intermediate Care Facility and Nursing Home. She requested that such contracts in the future go to committee and be approved by Council.
Mayor Guinn called a recess at 8:45 P.M. Mayor Guinn called the meeting back to order at 9:00 P.M.

UNFINISHED BUSINESS

ITEM A. SPECIAL COMMITTEE TO STUDY FIRST AND SECOND CLASS CITY STATUS SIX MONTH REVIEW

Mayor Guinn stated that the Committee orignally organized to study first and second class city status had made no progress before disbanding. He then reappointed the following new members to serve on the committee: Margaret Cooke, Richard Goldstein, Martin Ivan, Peter Twitchell, Mike Emery, Rosey Porter, and John Shuler.

ITEM B. PUBLIC HEARING ON ORDINANCE NO. 84 (MODIFICATION) (AN ORDINANCE OF THE CITY OF BETHEL PROVIDING FOR THE COLLECTION AND DISPOSAL OF GARBAGE, RUBBISH AND WASTE MATERIAL)

Manager Hoffman introduced Ordinance No. 84(Modification) for a second reading and recommended its adoption by Council. Mayor opened the Public Hearing on Ordinance No. 84(Modification) at 9:20 P.M. Mayor Guinn closed the Public Hearing at 9:25 P.M. Manager Hoffman introduced Ordinance No. 84 (Modification) in its third and final reading. M/M by Councilman Elliott that Council adopt Ordinance No. 84 (Modification) (AN ORDINANCE OF THE CITY OF BETHEL PROVIDING FOR THE COLLECTION AND DISPOSAL OF GARBAGE, RUBBISH AND WASTE MATERIAL) as presented. Voice vote was taken and was unanimous. Motion carried.

ITEM C. PUBLIC HEARING ORDINANCE NO. 104(AN ORDINANCE AMENDING TITLE 3, SECTIONS 3.04.050 OF THE SALES TAX ORDINANCE KNOWN AS "APPLICATION FOR TAX REFUND"; SECTION 3.04.080 KNOWN AS "REMITTANCE OF TAX COLLECTED", AND REPEALING SECTION 3.04.100 KNOWN AS "SELLER'S COMPENSATORY DICOUNT: AND ADDING SECTION 3.04.100 KNOWN AS TIME OF FILING RETURN".)

Mayor Guinn introduced Ordinance No. 104 for a second reading and opened the Public Hearing on Ordinance No. 104 at 9:30 P.M. Mr. Owen Freeman explained the advantageous to the City of having sales tax remitted monthly by the sellers. He then offered an amendment to the Ordinance, which had been suggested by many persons, whom he had discussed Ordinance No. 104 with. He recommended that paragraph E. become paragraph F. of Section 3.04.080; and paragraph E. be added as follows to Section 3.04.080:

> If a seller is required to make deposit under -A- and or -B- above the requirements under those paragraphs will be deemed to have been met if the actual amount deposited equals at least 90% of the amount that should have been deposited as shown by actual sales amounts for the period reported on the quarterly sales tax return, and the difference remitted along with the quarterly report.

Mayor Guinn closed the Public Hearing on Ordinance No. 104 at 9:40 P.M. Manager Hoffman introduced Ordinance No. 104 for a third and final reading with the recommended amendment of paragraph E. to be paragraph F.; and the addition of

paragraph E. to Section 3.04.080 to read as follows:

> E. If a seller is required to make deposit under -A- and or -B- above the requirements under those paragraphs will be deemed to have been met if the actual amount deposited equals at least 90% of the amount that should have been deposited as shown by actual sales amounts for the period reported on the quarterly sales tax return, and the difference remitted along with the quarterly report.

M/M by Councilwoman Gregory that Ordinance No. 104 (AN ORDINANCE AMENDING TITLE 3, SECTIONS 3.04.080 OF THE SALES TAX ORDINANCE KNOWN AS "APPLICATION FOR TAX REFUND"; SECTION 3.04.080 KNOWN AS REMITTANCE OF TAX COLLECTED"; AND REPEALING SECTION 3.04.100 KNOWN AS "SELLER'S COMPENSATORY COLLECTION DISCOUNT" AND ADDING SECTION 3.04.100 KNOWN AS "TIME OF FILING RETURN".) be approved as presented. Roll call vote was taken. In favor: Councilman Guinn, Hoffman, Twitchell, Elliott, Charles, and Gregory. Opposed: None. Motion carried.

ITEM D. PUBLIC HEARING ORDINANCE NO. 105 (AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A COMPENSATION PLAN FOR CITY COUNCIL MEMBERS AND ITS CODIFICATION WITHIN THE BETHEL CODE OF ORDINANCES AS TITLE 2, SECTION 2.04.210.)

Manager Hoffman introduced Ordinance No. 105 for a second reading. Mayor Guinn opened the Public Hearing on Ordinance No. 105 at 9:45 P.M. Mayor Guinn closed the Public Hearing on Ordinance No. 105 at 9:50 P.M. Manager Hoffman introduced Ordinance No. 105 for a third and final reading. M/M by Councilwoman Charles that Ordinance No. 105 not be adopted by Council. Roll call vote was taken. In favor: Councilman Guinn, Twitchell, Charles, and Gregory. Opposed: Elliott, and Hoffman. Motion carried, Ordinance No. 105 defeated.

ITEM E. MODIFICATION OF RESOLUTION NO. 191 (A RESOLUTION ACCEPTING LAND FROM BETHEL NATIVE CORPORATION AND THE CITY OF BETHEL TO PROVIDE A PUBLIC CEMETARY.)

M/M by Councilman Hoffman that Resolution No. 191 be tabled until a further study of the property in question could be made. Voice vote was taken and was unanimous. Motion carried.

NEW BUSINESS

ITEM A. INTRODUCTION OF RESOLUTION NO. 219(A RESOLUTION OF THE CITY OF BETHEL AUTHORIZING THE CITY MANAGER TO ENTER INTO TRANSFER AGREEMENTS WITH THE STATE OF ALASKA UNDER THE SURPLUS PROPERTY SERVICE DISTRIBUTION PROGRAM.)

Manager Hoffman introduced and read Resolution No. 219. M/M by Councilman Hoffman that Council approve Resolution No. 219 (A RESOLUTION OF THE CITY OF BETHEL AUTHORIZING THE CITY MANAGER TO ENTER INTO TRANSFER AGREEMENTS WITH THE STATE OF ALASKA UNDER THE SURPLUS PROPERTY SERVICE DISTRIBUTION PROGRAM.) Voice vote was taken and was unanimous. Motion carried.

ITEM B. INTRODUCTION OF RESOLUTION NO. 220 (A RESOLUTION OF THE CITY OF BETHEL REQUESTING THE SOCIAL SECURITY ADMINISTRATION FOR A VOTE BY THE EMPLOYEES OF THE CITY OF BETHEL TO CONTINUE OR NOT TO CONTINUE IN THE SOCIAL SECURITY PROGRAM.

Manager Hoffman read and introduced Resolution No. 220. M/M by Councilman Elliott that Council approve Resolution No. 220 (A RESOLUTION OF THE CITY OF BETHEL REQUESTING THE SOCIAL SECURITY ADMINISTRATION FOR A VOTE BY THE EMPLOYEES OF THE CITY OF BETHEL TO CONTINUE OR NOT TO CONTINUE IN THE SOCIAL SECURITY PROGRAM). Voice vote was taken and was unanimous. Motion carried.

ITEM C. INTRODUCTION OF RESOLUTION NO. 221 (A RESOLUTION OF THE CITY OF BETHEL STRONGLY APPOSING THE 95 % PERMANENT RATE UTILITY TARIFF INCREASE REQUESTED BY RCA ALASKA COMMUNICATIONS, INC.; AND REQUESTING THE ALASKA PUBLIC UTILITIES COMMISSION TO CONSIDER THE ENTIRE FINANCIAL STATUS, NATION-WIDE, OF THE RCA CORPORATION PRIOR TO THE APPROVAL OF ANY RATE MODIFICATION.

Manager Hoffman read and introduced Resolution No. 221. Councilwoman Gregory recommended that the last paragraph of Resolution No. 221 be amended to read as follows:

> NOW THEREFORE BE IT RESOLVED that the City Council of the City of Bethel, strongly opposes a 95% permanent rate utility tariff increase requested by RCA Alaska Communications, Inc.; and request the Alaska Public Utilities Commission to consider the entire financial status, nation-wide, of the RCA Corporation prior to the approval of any rate modification.

M/M by Councilman Hoffman that Resolution No. 221 be approved as amended. Voice vote was taken and was unanimous. Motion carried.

ITEM C. RENEWEL OF GAMES OF CHANCE AND SKILL PERMIT FOR THE BETHEL LIONS CLUB

M/M by Councilwoman Gregory that Council renew the Games of Chance and Skill Permit for the Bethel Lions Club for 1978. Voice vote was taken and was unanimous. Motion carried.

M/M by Councilman Elliott that Council adjourn. Voice vote was taken and was unanimous. Motion carried. Meeting was adjourned by Mayor Guinn at 10:00 P.M.

APPROVED:

Mayor John P. Guinn

ATTEST:

Altha J. Hill, City Clerk