
City of Bethel, Alaska

City Council Minutes

December 9, 2003

Regular Meeting

Bethel, Alaska

CALL TO ORDER

A regular meeting of the Bethel City Council was held on December 9, 2003 at 6:30 p.m. in the council chambers, Bethel, Alaska.

Mayor Short called the meeting to order at 6:30 p.m.

ROLL CALL

Comprising a quorum of the Council, the following were present:

R. Thor Williams	
Dave Trantham	Hugh Dymont
Hugh Short, Jr.	Andrei Jacobs

Excused absence(s): Dario Notti, Stanley "Tundy" Rodgers

Unexcused absence(s):

Also in attendance were the following:

Bob Herron, City Manager
Amanda Roudebush, City Clerk

PEOPLE TO BE HEARD

Gregg Bush, Plasser Dome – Donlin Creek Updates Presentation

- Brief History of Company
- Location of Headquarters
- Donlin Creek Estimated Productions
- Issues of the Project in Donlin Creek

Discussions ensued about the presentation and project plans.
Pamela Bumstead asked questions about the floatation process.

Pamela Bumstead

- Ms. Bumstead spoke about the transfer of the Senior Center to a third party.
- Ms. Bumstead was addressed by Vice Mayor Williams about this subject.

William Updegrave

- Lack of communication between himself and the City of Bethel about the Water and Sewer Project ongoing in City Subdivision.
- Comments about Ordinance # 03-21 he is speaking against the Ordinance.
- Mr. Updegrave was addressed by Mayor Short and City Manager Herron on this issue.

APPROVAL OF MINUTES

MOVED BY:	Jacobs	To approve the amended minutes from the 11-7-03 special meeting and 11-18-03 Council meeting
SECONDED BY:	Williams	

Amendments from Council Member Williams

VOTE ON MOTION	Motion passes unanimously
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*Break 7:35 for 5 Minutes***APPROVAL OF CONSENT AND REGULAR AGENDA**

MOVED BY:	Williams	To approve the amended consent agenda and regular agenda
SECONDED BY:	Dyment	

Move Ordinance-03-21 to Item F; Add Item G: ONC/COB/YKHC Communication Discussion

VOTE ON MOTION	Motion passed unanimously
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MAYOR'S REPORT

- Letter from George Peter, Akiachak Native Community Tribal Administrator, alcohol importation – Submitted a Resolution/Mayor Short requested a Discussion Item on the January meeting
- Women's Coalition Announcement – The Giving Tree
- Local Government Week Announcement - January 11 – 17, 2004
- Message from Senator Lyman Hoffman about Initiative Petitions
- Bert Steadman – Alaska's newest Senator
- Building the Future Report
- Recommendation from the Public Works Committee
- Resolution from YKHC to participate with the City of Bethel and ONC to transfer ownership of Bethel Senior Services to a third party
- Letter from Chris Campbell, Heritage and Environmental Consultant about the Water and Sewer Lines in Bethel concerning Phases II and III of the Project

MANAGEMENT TEAM'S REPORT

City Manager Herron's report included the following:

- Community Economic Development Strategy Plan Work Session II
- Court Expansion Work Session

MOVED BY:	Dyment	To instruct the City Manager to advertise for bids, prepare budget modifications, develop loan packages, and begin negotiations for a lease arrangement for the proposed Court System Expansion
SECONDED BY:	Jacobs	

Discussion ensued about the building structure.

VOTE ON MOTION	Motion passed unanimously
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MOVED BY:	Williams	To amend the motion when awarding design services make future design decisions: City Alternate # 1
SECONDED BY:	Dyment	

VOTE ON MOTION	Motion passed unanimously
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- Community Trails System

MOVED BY:	Williams	To send the issue of community trails back to the planning department for proposals of trails.
SECONDED BY:	Jacobs	

VOTE ON MOTION	Motion Carries Unanimous
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- Luce Property Discussion

MOVED BY:	Williams	To instruct the City Manager to enter into negotiations with CRW about the Luce Property
SECONDED BY:	Jacobs	

VOTE ON MOTION	Motion carries Unanimously
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- Alaska Municipal Management Association meetings in Nome, November 11-12
- Personnel Matters
- City Manager Travel Status

Comments

Vice Mayor Williams asked about a resolution thanking Nome for their hospitality. He also inquired about the financial report.

REPORTS OF STANDING COMMITTEES

Senior Advisory Board – Council Member Trantham referred to the SAB Manager Report in packet. The SAB has not met yet, the next scheduled meeting is for the 16th of December.

Parks and Recreation Committee Next meeting schedule the third Tuesday in January.

Planning Commission – No Comments

Port Commission – Next meeting December 15, 2003

Public Works Committee – No comments.

Public Safety and Transportation Commission – Dispatch recorder discussion; Hazards at Q1; Minors and a curfew; City expansion or encourage public to get a City impound law; legal or ethical responsibility to Harrelson

Finance Committee – Next meeting Thursday, December 11, 2003 at 6:30 p.m.

UNFINISHED BUSINESS

Item A – Public Hearing for Ordinance #03-15: Authorizing the City to sell the Phillip Ayagnirvik Treatment Center to, and enter into a ground lease with, Yukon Kuskokwim Health Corporation

Public Hearing:

Jack Robert Crow, VP YKHC

- Spoke of the need for Residential Treatment Facilities
- Spoke in favor of Ordinance #03-15

John McIntyre

- Economic implications
- Spoke of the programs that are offered
- Spoke in support of Ordinance #03-15

Joe Green

- PATC programs for the Yukon-Kuskokwim area
- Spoke in support of Ordinance #03-15

Valerie Davidson, Executive VP, YKHC

- Diminishing revenues
- Spoke in support of Ordinance #03-15

City Manager Herron

- Referred to a memo in the packet discussing the different types of treatments
- Spoke in support of Ordinance #03-15

Leonard Able – Clinical Behavioral Health Administrator, YKHC

- Spoke that the people who have a substance abuse problem, usually have a mental health problem as well. YKHC is set up to address both issues at the same time.
- Spoke in favor of Ordinance #03-15

MOVED BY:	Williams	To reject Ordinance #03-15: Authorizing the City to sell the Phillip Ayagnirvik Treatment Center to, and enter into a ground lease with, Yukon Kuskokwim Health Corporation
SECONDED BY:		

VOTE ON MOTION	Motion fails due to no second
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MOVED BY:	Dyment	To approve Ordinance #03-15: Authorizing the City to sell the Phillip Ayagnirvik Treatment Center to, and enter into a ground lease with, Yukon Kuskokwim Health Corporation
SECONDED BY:	Jacobs	

Discussion ensued about the issue of how the building is, and will be used. Discussion ensued about why to/not to go ahead and sell the building

VOTE ON MOTION	Motion passes with a roll call vote 4-1 (Williams)
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Item B – Public Hearing for Ordinance #03-16: Amending the Bethel Municipal Code Section 5.40.020 to clarify the maximum number of times a chauffeur applicant can take the written and the driving tests in one calendar year.

MOVED BY:	Williams	To approve Ordinance #03-16: Amending the Bethel Municipal Code Section 5.40.020 to clarify the maximum number of times a chauffeur applicant can take the written and the driving tests in one calendar year.
SECONDED BY:	Jacobs	

Discussions ensued.

VOTE ON MOTION	Motion Passes roll call vote 4-1 (Trantham)
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Item C – Public Hearing for Ordinance #03-17: Amending the section 2.52.035 of the Bethel Municipal Code to allow each City Council member to be appointed to more than one Board, Committee, or Commission if approved by the City Council.

MOVED BY:	Williams	To approve Ordinance #03-17: Amending the section 2.52.035 of the Bethel Municipal Code to allow each City Council member to be appointed to more than one Board, Committee, or Commission if approved by the City Council.
SECONDED BY:	Dyment	

Discussions about the Ordinance.

VOTE ON MOTION	Motion was post-poned until the next regularly scheduled meeting.
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MOVED BY:	Williams	To post-poned Ordinance #03-17: Amending the section 2.52.035 of the Bethel Municipal Code to allow each City Council member to be appointed to more than one Board, Committee, or Commission if approved by the City Council.
SECONDED BY:	Dyment	

Discussions about the Ordinance.

VOTE ON MOTION	Motion Passes unanimous
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Item D – Public Hearing for Ordinance #03-18: Amending the section 2.04.010 of the Bethel Municipal Code regarding the location and dates for the City Council regular meetings.

MOVED BY:	Jacobs	To approve the amended Ordinance #03-18: Amending the section 2.04.010 of the Bethel Municipal Code regarding the location and dates for the City Council regular meetings.
SECONDED BY:	Williams	

VOTE ON MOTION	Passes unanimously
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MOVED BY:	Williams	To amend Ordinance #03-18: Amending the section 2.04.010 of the Bethel Municipal Code regarding the location and dates for the City Council regular meetings, taking out the dates.
SECONDED BY:	Trantham	

VOTE ON MOTION	Motion passes unanimously
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Item E – Public Hearing for Ordinance #03-20: Authorizing the City of Bethel to enter into a sole-source contract with affiliated appraisers of Alaska for appraisals of the property parcels needed for the Bethel River Bank Stabilization Project, and exempting the transaction from certain provisions of Chapter 4.20 of the Bethel Municipal Code.

MOVED BY:	Williams	To approve Ordinance #03-20: Authorizing the City of Bethel to enter into a sole-source contract with affiliated appraisers of Alaska for appraisals of the property parcels needed for the Bethel River Bank Stabilization Project, and exempting the transaction from certain provisions of Chapter 4.20 of the Bethel Municipal Code.
SECONDED BY:	Dyment	

VOTE ON MOTION	Motion passes Unanimous voice vote.
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Item F – Public Hearing for Ordinance #03-08(B): Amending the adopted FY 2003-2004 Budget for the purchase of two one-tone Sander Plow Trucks.

MOVED BY:	Trantham	To approve Ordinance #03-08(B): Amending the adopted FY 2003-2004 Budget for the purchase of two one-tone Sander Plow Trucks.
SECONDED BY:	Jacobs	

VOTE ON MOTION	Motion passes unanimous roll call vote.
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Break at 9:30 for 5 minutes

NEW BUSINESS

Item A – Discussion – Waste oil

Council Member Williams addressed the Council with reasons why he wanted to discuss this item.

MOVED BY:	Williams	To suspend the rules to go past 10:00 p.m.
SECONDED BY:	Dyment	

VOTE ON MOTION	Motion passes unanimously.
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City Manager Herron spoke on a report of how to regulate the waste oil.
Gregg Sargent addressed the Council about what the City does at the present time with the used oil.

Item B - Discussion – “Donut Hole”

Council member Williams gave presentation of the City of Bethel putting in a road from Ptarmigan to down to meet Chief Eddie Hoffman Highway.

Discussion ensued about the road and details pertaining to a design of a new road.

MOVED BY:	Williams	To send the issue to planning for discussion and future feasibility study, with a deadline of February.
SECONDED BY:	Trantham	

Discussion ensued about the actual feasibility of the idea of a new road.

VOTE ON MOTION	Motion passes unanimously
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Item C – Discussion Item – Water and Sewer Project - moved to next agenda due to Council Member Rodgers absence.

Item D – Update on Lawsuits against the City of Bethel

Discussion ensued about legality of discussion. Council Member Williams only wanted to bring up to date the NEW Council. Discussions were made on the process of how a lawsuit is handled. Council had a lengthy discussion on Policy Making lawsuits, and Council involvement.

Item E – Discussion - Communication between BNC, ONC, City of Bethel, and YKHC

Council discussed a potential misunderstanding of how the City of Bethel did not advise the ONC to ask for land donations.

Item F - Introduction of Ordinance #03-21: An Ordinance authorizing the acquisition of interests land from various owners for utility easements involving City Subdivision.

MOVED BY:	Williams	To introduce Ordinance #03-21: An Ordinance authorizing the acquisition of interests land from various owners for utility easements involving City Subdivision.
SECONDED BY:	Jacobs	

Discussion ensued on the introduction. Council wanted a copy of material to be delivered to people on the list.

VOTE ON MOTION	Motion passes Unanimous
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Council Member Comments

Council Member Dymont concerned about the size of the City of Bethel Police Force. He would like Council to address this issue in the future.

Council Member Jacobs spoke of Village friendliness and thanked the community for excellent customer service.

Council Member Williams addressed the issue of YKHC not yet signing the lease agreement that the City Council passed because of time restraints. Spoke about attending the LKSD board meeting on the issue of gas prices in Bethel. Would like Financial Report because no 2nd meeting this month. Happy Holidays to everyone in the community.

MOVED BY:	Williams	To suspend the rules to go past 11:00 to 11:10.
SECONDED BY:	Jacobs	

VOTE ON MOTION	Motion passes unanimously
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Council Member Trantham asked that Resolution #03-35 be move to next meeting on January 13, 2004 due to Public Notification. He spoke of a letter he received from AML. He would like to put on the next agenda Legislative Priorities for the City of Bethel. He asked for Public input for this upcoming meeting.

Mayor Short agreed that this meeting went well.

MOVED BY:	Jacobs	To adjourn the meeting at 11:10 p.m.
SECONDED BY:	Williams	

VOTE ON MOTION	Motion passed unanimously.
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APPROVED THIS ____ day of _____ 2003.

ATTEST:

Hugh Short, Jr., Mayor

Amanda Roudebsuh, City Clerk