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# City of Bethel City Council Meeting Minutes

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March 27, 2007

Regular Meeting

Bethel, Alaska

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## **I. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on March 27, 2007 at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Leinberger called the meeting to order at 6:30p

## **II. ROLL CALL**

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

### **PRESENT:**

Council Member Jorgensen  
Council Member Kenick  
Mayor Leinberger  
Council Member McGowan  
Vice-Mayor Rodgers  
Council Member Trantham (exited meeting at 10:04p)

### **ABSENT:**

Council Member Middlebrook

### **STAFF:**

City Manager Baird  
City Attorney Sigmon  
City Clerk Modigh

## **III. PEOPLE TO BE HEARD**

1. Fritz Grenfell addressed Council to state the City should be accountable for their finances.
2. Beverly Hoffman addressed Council to speak in favor of ordinance 07-08 and submitted documents with community signatures in favor of the 07-08 and urging the City Council to pass the ordinance as well as showing favoritism for a 1% sales tax increase for a limited time to pay for the operation & maintenance.
3. Yolonda Jorgensen read a letter into the record on behalf of Donna Perry in support of ordinance 07-08. Mrs. Jorgensen read a second letter into the record on behalf of Rebecca Lopez in favor of ordinance 07-08.
4. Beverly Hoffman addressed council to speak in favor of ordinance 07-08 and submitted documents signed by community members in favor of the ordinance.
5. Natalie Hanson submitted signed documents on behalf of teenagers in Bethel in favor of ordinance 07-08.
6. Linda Curda addressed Council to speak in favor of ordinance 07-08.

**IV. APPROVAL OF THE CONSENT AND REGULAR AGENDA**

<b>MOVED:</b>	Kenick	To approve the Regular and Consent Agenda for the March 27, 2007 Regular City Council Meeting as amended removing resolution 07-16 and resolution 07-17 from the consent agenda.
<b>SECONDED:</b>	McGowan	
<b>MOVED:</b>	Trantham	To table the 3/13/07 meeting minutes until the 4/10/07 council meeting.
<b>SECONDED:</b>	McGowan	
<b>VOTE ON MAIN MOTION</b>	Motion passed 5/1 with Mayor Leinberger voting in the negative.	
<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 6/0 with None voting in the negative.	

**V. APPROVAL OF MEETING MINUTES**

**Item A-3/13/07 Regular City Council Meeting Minutes**  
*Meeting minutes were tabled until the 4/10/07 council meeting*

**VI. UNFINISHED BUSINESS**

**Item A- Public Hearing Of Ordinance #07-08: An Ordinance Designating An Annual Budgetary Allotment For The Planning, Construction, Operation And Maintenance Of A Multiuse Recreation Center**

**Public Hearing:**  
*None*

<b>MOVED:</b>	Jorgensen	To approve ordinance 07-08: An Ordinance Designating An Annual Budgetary Allotment For The Planning, Construction, Operation And Maintenance Of A Multiuse Recreation Center
<b>SECONDED:</b>	McGowan	
<b>MOVED:</b>	Jorgensen	To amend the ordinance for the effective date to read: This ordinance shall become effective upon passage of a 1% sales tax increase in the October, 2007 general election.
<b>SECONDED:</b>	McGowan	

<b>VOTE ON MAIN MOTION</b>	Motion passed 5/1 with Council Member Kenick voting in the negative.	
<b>MOVED:</b>	Trantham	To include a two year sunset clause
<b>SECONDED:</b>	McGowan	
<b>VOTE ON MAIN MOTION</b>	Motion passed 4/2 with Council Member Kenick and Mayor Leinberger voting in the negative.	
<b>MOVED:</b>	Jorgensen	To suspend the rules to allow public testimony.
<b>SECONDED:</b>	McGowan	
Linda Curda addressed Council to speak in favor of ordinance 07-08		
<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 6/0 with None voting in the negative.	
<b>VOTE ON MAIN MOTION</b>	Motion passed 5/1 with Council Member Kenick voting in the negative.	

<b>MOVED:</b>	Rodgers	To break for ten minutes at 7:42p
<b>SECONDED:</b>	Jorgensen	
<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 6/0 with None voting in the negative.	

**Item B-July 2006 City of Bethel Bid For Sodium Chloride & Calcium Chloride**

Mayor Leinberger excused himself as the presiding officer and Mayor due to a conflict of interest in the matter declared at the 3/27/07 council meeting.

Vice-Mayor took over as presiding officer of the meeting.

<b>MOVED:</b>	McGowan	To declassify the confidential memorandum from the City Attorney regarding the KC Supply contract with the City of Bethel.
<b>SECONDED:</b>	Kenick	
<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 5/0 with None voting in the negative.	

Council concurred to take a brief recess while copies of the memo were distributed.

City Manager Baird advised Council of his actions once he was aware of the situation with Big Foot and KC Supply.

Dan Leinberger addressed Council to discuss the inquiries regarding the KC Supply contract with the City of Bethel.

*Council concurred to recess for ten minutes at 8:35p.*

<b>MOVED:</b>	McGowan	To direct the City Manager to direct KC Supply to pay the remaining freight charges along with any storage fees associated with the shipment and deliver possession to the City of Bethel and that they be inspected so that they are as represented before the we sign off on it and put a date on it.
<b>SECONDED:</b>	Trantham	

<b>MOVED:</b>	Kenick	To suspend the rules to allow public testimony
<b>SECONDED:</b>	Jorgensen	

<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 5/0 with None voting in the negative.
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Dan Leinberger addressed Council to state that he is not in opposition of the motion.

<b>MOVED:</b>	McGowan	To include April 30 <sup>th</sup> as the due date, storage fees to be accessed from 12/27/06 with a 15 day grace period and to have the City Manager draft a report for Council to review.
<b>SECONDED:</b>	Jorgensen	

<b>VOTE ON MAIN MOTION</b>	Motion passed 3/2 with Council Member Kenick and Council Member Trantham voting in the negative.
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Council concurred to recess for ten minutes at 9:24p

<b>VOTE ON MAIN MOTION</b>	Motion Failed 1/4 with Council Member Jorgensen, Council Member Kenick, Council Member McGowan, and Council Member Trantham voting in the negative.
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<b>MOVED:</b>	McGowan	To table the issue until the 4/10/07 council meeting.
<b>SECONDED:</b>	Trantham	

<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 5/0 with None voting in the negative.
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<b>Moved:</b>	McGowan	To direct administration to come up with new solutions other than provided by the City Attorney.
<b>Seconded:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>	Motion Passed Unanimously 5/0 with None voting in the negative.	

**VII. NEW BUSINESS**

**Item A-Resolution 07-13: A Resolution Supporting The Alaska Municipal League Position On PERS**

*Resolution 07-13 was passed on the consent agenda*

**Item B-Resolution 07-14: A Resolution Supporting The 2007 Camai Dance Festival By Providing A Donation In The Amount Of Sales Taxes Collected On Admissions Sold To Attend The Festival**

*Resolution 07-14 was passed on the consent agenda*

**Item C- Resolution 07-15: A Resolution By The Bethel City Council Authorizing Temporary Construction Easement #29 To DOT & PF For Upgrade Of The Chief Eddie Hoffman Highway**

*Resolution 07-15 was passed on the consent agenda*

**Item D- Resolution 07-16: A Resolution In Support Of The Transfer Of The Dock Area Of The Port Of Bethel From The State Of Alaska To The City Of Bethel For Reasonable Consideration From The State**

<b>Moved:</b>	Kenick	To adopt resolution 07-16: A Resolution In Support Of The Transfer Of The Dock Area Of The Port Of Bethel From The State Of Alaska To The City Of Bethel For Reasonable Consideration From The State
<b>Seconded:</b>	Jorgensen	

City Manager Baird advised Council of previous action taken by Council regarding the matter and spoke in favor of the resolution.

<b>MOVED:</b>	Kenick	To proceed past 10p.
<b>SECONDED:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>	Motion passed 4/2 with Vice-Mayor Rodgers and Council Member Trantham voting in the negative.	
Council Member Trantham exited the meeting at 10:04p		
<b>VOTE ON MAIN MOTION</b>	Motion passed 4/1 with Council Member McGowan voting in the negative.	

**Item E- Resolution 07-17: A Resolution Approving An Increase In The Port Of Bethel Fuel Through-Put Tax**

<b>MOVED:</b>	Kenick	To adopt resolution 07-17: A Resolution Approving An Increase In The Port Of Bethel Fuel Through-Put Tax
<b>SECONDED:</b>	Jorgensen	
<b>MOVED:</b>	Jorgensen	To table resolution 07-17 until the 4/10/07 council meeting
<b>SECONDED:</b>		
<b>VOTE ON MAIN MOTION</b>	<i>Failed for lack of a second.</i>	
<b>MOVED:</b>	Rodgers	To adjourn at 10:30p
<b>SECONDED:</b>	Jorgensen	
<b>VOTE ON MAIN MOTION</b>	Motion passed 3/2 with Council Member Kenick and Mayor Leinberger voting in the negative.	
<b>VOTE ON MAIN MOTION</b>		

The meeting adjourned at 10:30p.m.

APPROVED THIS 8<sup>th</sup> DAY OF MAY 2007 BY A VOTE OF 4 IN FAVOR AND 3 OPPOSED.

ATTEST:

  
Sandra Modigh, City Clerk

  
Daniel C. Leinberger, Mayor