

CALL TO ORDER Mayor Kelly called the meeting to order at 7:38 PM.

ROLL CALL Present: Anvil, Hoffman, Hohman, Kelly, Trantham and Warner.  
Absent: Dale - out of town.

APPROVAL OF MINUTES M/M by Trantham, 2nd by Anvil to accept the minutes of 2/14/89 Council meeting with the following additions: on page 2, last paragraph, add the City Attorney's comments regarding Council comments in executive sessions; on page 4, 5th paragraph, include City Attorney's expressions. Voice vote, motion carried.

APPROVAL OF AGENDA M/M by Anvil, 2nd by Hohman to accept the agenda with the following additions: under New Business, add Item C: Library Issue; add Item D: Executive Session - Legal and Personnel Matters. Voice vote, motion carried.

MAYOR'S REPORT Mayor Kelly briefly reported to Council that she had attended Governor's Health & Safety Seminar the previous week, which had a good turn out; also reported that she had also attended the Pathway to Holeness seminar last week.

MANAGER'S REPORT City Manager Chinn reported to Council on the following subject matters:  
- contract for Aluminum Recycling been renewed;  
- indicated that State of Alaska DOT offered 11 street lights with City responsible for the maintenance part of it; recommended that they be accepted;  
- regarding stop lights on Ridgecrest Drive and Watson's Corner, recommended that they not be accepted due to extreme weather in this area;  
- letter received from Bethel Utilities Corporation, requesting that the City Complex wiring system be brought up to code by the City. He indicated that that since an electrician had installed the wiring, that it should be brought up to code by Bethel Utilities Corporation;  
- letter received from Jordon Suhr indicating that on the Small Boat Harbor, drill testing was ready to be done; water pump's received, but was recommended that Council hold off on any action until the month of April;  
- heard from Isan's Pizza Owner on the water overflow incident at Isan's Pizza Restaurant on Osage Drive; the matter was referred to City Manager Chinn and Public Works Director Stock to meet with Isan's Pizza Owner;

For the record, Mayor Kelly indicated that Councilman Warner was present now.

City Manager Chinn further indicated that a letter of complaint was received as to the City Manager job advertisement; it was felt that the advertisement was unfair to those under population, etc.

CITY MANAGER'S REPORT  
continued

- on Crowley Maritime matter, notice of delinquency for \$10,500 odd dollars for damages at the dock was sent to them.

Councilman Trantham asked what the status was on City subdivision. City Manager Chinn indicated that City is basically waiting and watching to see what Bureau of Land Management will do. Council addressed the concern of City Attorney commenting on issue to Bureau of Land Management within 90 day period.

FINANCE DIRECTOR'S  
REPORT

Finance Director Kehr reviewed with Council the final Audit report and budget reports of of January 1989 ending. After discussion, Council set a date of March 22, 1989 to hold a budget worksession, 7:30 pm at the City Office Conference Room, to review with the Finance Director his budget report.

COUNCILMEMBER COMMENT

Councilmember Warner indicated that he was contacted by Cal Calvin of CALCO, Inc. in regards to holding a worksession on the insurance report, and that he would be available week of the 23rd. No date was set at this time.

Councilman Anvil expressed the concern of dealing with agenda items, instead of agruing amongst Councilmembers. Felt since there are agenda items to follow, that agruing should be done outside the Council meetings.

REPORTS OF STANDING  
COMMITTEES

John Watts of the Transportation Commission reported that the Commission is trying to meet every Monday night revising the vehicle for hire ordinance. Indicated that one member is needed to complete the Commission. He further indicated that problem the Commission is faced with is the proper permitting procedures - single sheet form, and that the Commission was currently working on that. Also indicated that Delta Cab Company's FCC license was in question since their current FCC license is for Seagull Air Service instead of the Delta Cab taxi service; but indicated that they had applied for an FCC license would take about 10 days. After discussion with Council on the issue, following motion was made.

motion

M/M by Warner, 2nd by Hohman that Delta Cab taxi permit reconsideration be put on the agenda for the 3/28/89 Council meeting. Voice vote, motion carried.

Councilman Trantham reported to Council that Public Works Committee is scheduled to meet on 3/21/89 at the Public Works Committee conference room, 7:30 pm; indicated that the public hearing on water/sewer rates had been rescheduled.

Warren Loschky of Finance Committee indicated that sales tax ordinance & travel policies have not been reviewed yet since the Acting Chair had resigned; & recommended that the Council representatives on the

REPORTS OF STANDING  
continued

on the Finance Committee act as temporary Chair and schedule a Finance Committee meeting.

PEOPLE TO BE HEARD

No people to be heard. COUNCIL BREAK 9:15 - 9:25 PM.

UNFINISHED BUSINESS

PUBLIC HEARING ORDINANCE #186 - VEHICLE FOR HIRE

Item A: Public Hearing Ord #186-Vehicle for Hire

Mayor Kelly opened the public hearing at this time. John Watts of the Transportation Commission indicated that at the January 30th Transportation Commission meeting, about 20 - 27 people from Napakiak, Napaskiak and Kwethluk had attended the meeting to express their concerns on Ordinance #186; further expressed at the meeting was that the River Taxi's are trying to meet the City ordinance's. Mr. Watt's further expressed that he thought the River ordinance was not a good ordinance to enforce. Police Chief Clayton indicated that the whole Vehicle for Hire Ordinance should be redrafted, amended, etc. as one, instead of amending as subsections. After hearing no further public input on the matter, Mayor Kelly closed the public hearing at this time.

Council discussed with Mr. Watts as to what the problem would be if the river taxi's were to dealt with like any other taxi business in town; Mr. Watts indicated the problem they would be faced with was the dispatch station. Councilman Anvil expressed his concerns as to River taxi's being out of town and that they not have to be bothered by City of Bethel ordinances.

motion

M/M by Warner, 2nd by Hohman to table pending further review. Voice vote, motion carried.

Item B: Public Hearing Sales tax Ord. BMC 4.16

PUBLIC HEARING BMC 4.16 SALES TAX ORDINANCE

Mayor Kelly opened the public hearing at this time. Warren Loschky as an individual, and not representing any of the Committee's he's in, expressed his comments to Council on the City Attorney's letter on the draft sales tax ordinance. After hearing no other input from the public on the draft sales tax ordinance, Mayor Kelly closed the public hearing at this time. Council further discussed their concerns with the draft sales tax ordinance. It was expressed that the City would gain more with the recommended changes from the Chamber of Commerce and the Finance Committee. It was also mentioned that the provision on all businesses sending in monthly sales tax reports should be included in the ordinance. Request was made that no action be made tonight, and that a worksession be scheduled with City Attorney present.

motion

M/M by Warner, 2nd by Hohman that worksession be scheduled at the next meeting with the City Attorney present on the revisions of the draft sales tax ordinance. Voice vote, motion carried.

Item C: Small Boat  
Harbor Improvements

SMALL BOAT HARBOR IMPROVEMENTS

City Manager Chinn indicated to Council that this was brought up few months ago, and that basically the sand gap for the parking area was ruined. City Manager Chinn recommended that crushed asphalt method be used to repair the parking area, since it was the cheaper method. Council then discussed which fund the repair would come from.

motion

M/M by Trantham, 2nd by Hohman to appropriate \$26,000.00 for asphalt gap for parking area to repair at the Small Boat Harbor and fund to come from £470. Poll vote, motion passed unanimously.

NEW BUSINESS  
Item A: FY'88  
Audit Report

FY'88 AUDIT REPORT - MIKUNDA, COTTRELL & CO.

Joe Newhouse of Mikunda, Cottrell & Co. briefly reviewed the final audit report with Council.

motion

M/M by Warner, 2nd by Hohman to accept Mikunda, Cottrell & Co.'s final FY'88 Audit Report. Voice vote, motion carried.

Item B: Administra-  
tive Personnel

ADMINISTRATIVE PERSONNEL

City Clerk McGowan indicated to Council that the letter she presented to Council was basically a request for a 4 1/2 maternity leave; and as to what Council wanted to do with the City Clerk position, whether to advertise or hire the current Administrative Assistant Karol Kohl to temporarily fill in the position. City Clerk McGowan indicated that if her maternity leave was granted, she would be off from June 23, 1989 to November 6, 1989.

motion

M/M by Hohman, 2nd by Hoffman to grant City Clerk McGowan her maternity leave and to advertise for the temporary City Clerk as soon as possible. Voice vote, motion carried.

Item C: Library  
Issue

LIBRARY ISSUE

It was indicated to Council that the library foundation improvements project would cost around \$20,000.00. Council discussed the issue of applying for grants through ONC.

motion

M/M by Hohman, 2nd by Anvil to place the library issue on the 3/28/89 agenda. Voice vote, motion carried.

Item D: Executive  
Session

EXECUTIVE SESSION

City Manager Chinn indicated to Council that under legal issues, following were to be discussed: Crowley Maritime case; delinquent utility customers; Herrera vs Bethel Police Department; and under personnel issue, the City Manager's proposal.

Item D: Executive  
Session cont.

Council discussed the issue of the City Manager's separation proposal in executive session, since at the last meeting it was discussed during public meeting. Council then discussed in public the City Manager's separation proposal. Councilman Anvil expressed his concerns that he agrees with the City Manager, since couple of months ago, Council decided not to renew his contract. Councilman Warner felt that Council should not have to pay for 2 months of no work from the City Manager. Further discussion took place on the separation proposal.

motion

M/M by Anvil, 2nd by Hoffman to accept the City Manager's separation proposal.

After further discussion on the motion, Councilman Hohman suggested that Council be given two days to consider the proposal. Councilman Anvil wanted to vote on the matter now.

Poll vote, motion failed. 3-yes; 3-no, Hohman, Trantham and Warner.

motion

M/M by Trantham, 2nd by Hohman to go into Executive session to discuss legal matters. Voice vote, motion carried. 12:00 AM

motion

M/M by Trantham, 2nd by Warner to get out of executive session. Voice vote, motion carried. 12:25 am

motion

M/M by Warner, 2nd by Hohman to accept Crowley Maritime proposal for \$55,000.00. Voice vote, motion carried.

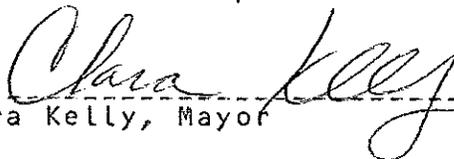
motion

M/M by Warner, 2nd by Hohman to direct City Attorney to proceed with utility delinquent accounts on Ray Long, Keith McCallson, Chris Murphy and Florence Nichols. Voice vote, motion carried.

motion

M/M by Warner, 2nd by Trantham to adjourn. 12:35 AM.

PASSED AND APPROVED THIS 11th DAY OF April, 1989.

  
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Clara Kelly, Mayor

ATTEST:

  
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Anna McGowan, City Clerk