

- ALL TO ORDER: The meeting was called to order by Mayor Tom Warner at 7:37 pm.
- ROLL CALL: All members present except for F.Reich and G.Korthuis (vacation).
- APPROVAL OF MINUTES: M/M by B.Dale, 2nd by H.Edge to approve the minutes of 2/10/87 Council meeting with the following correction: p 5, 1st paragraph, last sentence, to read: Council agreed to review contractual matters during the interim and make no other special restrictions to the Manager's actions. Voice vote, motion carried.
- motion
- APPROVAL OF AGENDA: M/M by B.Dale, 2nd by H.Edge to approve the Agenda with the following changes: Add on under Unfinished Business, Item C: Moravian Church land. And under New Business, Item B: Kuskokwim Community College - Resolution #500, Item G: Legal Matters. The following Items have been switched around: Items B to C; C to D; D to E; E to F. Voice vote, motion carried.
- MAYOR'S REPORT: There was no Mayor's report.
- MANAGER'S REPORT: MANAGER'S REPORT
- Interim Manager Vaska reported to Council on the following items:
- a. City Manager position being advertised state-wide as well as Municipal League newsletter, and will close March 20.
  - b. Agnes Griffith hired as Senior Citizens Center Manager replacing Martha 'Tiny' Jack, and Senior Citizens Advisory Board met to choose finalists, Interim Manager followed their recommendations.
  - c. Interim Manager attend first meeting with Port Commission on February 18th; and another meeting was held on the 24th and they discussed that Council should take action on the tarriff rates as time is getting short before summer.
  - d. Drafts from Operation Mop-Up Committee will be given to Council members soon as its typed up; also they would like to schedule a work session with Council to discuss Task Force work and its recommendations.
  - e. Manager suggested that Council do a two part evaluation on Police Chief: 1) Public discussion; 2) Written Evaluation for Chief's personnel file.
  - f. Kuskokwim Community College (KuCC) presenting a resolution for consideration re: University's restructuring actions. (Resolution 500)
  - g. Leo Walsh case, according to Bob Hicks, he might have resolved the case, and property in question may simply go up for sale.

- h. Moravian Church made a generous offer in regards to property in question. The eroded part of the property will be given to City; if bought can be paid in full or annual basis.
- i. Water/Sewer & Solid Waste improvement plan up for review by Council before mailing in; Commissioner of DEC and his staff are well aware of Bethel's needs in the next fiscal year.
- j. Port Operations study report will be given to Council.
- k. Shop and Senior Center waiting for Tony to come up with a design for the Suggestion Boxes and they will be up soon as they are done where people want them put.
- l. Transportation Committee met 2/17/87, and recommend that Council start reviewing the Vehicle for Hire Ordinance, and get a move on it; plus they need more members appointed.
- m. Evaluations needed for some Directors, Interim Manager felt he wasn't there long enough to do a valid evaluation; thought it should be done by someone familiar with them.
- n. Personnel committee was recommended to review the personnel ordinance; confusion of they are by ordinance rules or rules by resolution.
- o. Information regarding Toe protection of port and seawall is well understood by Legislatures and administration officials; legislature closely looking at protecting the state's investment with the seawall.
- p. Interim Manager wants Council to start thinking about possible drug testing in the future. Two approaches: 1) involves testing before anything happens; 2) testing after something happens. Someone within the community has approached Tony with this subject.

COUNCILMEMBER COMMENT: No comments.

REPORTS OF STANDING COMMITTEES:

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Councilmember Carpenter said that Port and Finance Committee needs more recruiting for more members. Transportation Committee met and wants Council to get going on the Ordinance, and no conclusions made.

Vehicle for Hire Ordinance work session scheduled for March 3, 1987 meeting.

PEOPLE TO BE HEARD:

No people to be heard.

UNFINISHED BUSINESS:  
ITEM A: 1986 Audit Report

Ernst & Whinney Report:

1986 Audit fund balance - minimal this year; 3rd party accountabilities should be monitored closely from now on; Employee benefits was discussed - whether vehicles should be used after hours;

ITEM A: 1986 Audit  
Report (Cont.)

otion

left over Building Fund transferred over to General Fund (for accountable reasons); City earning interest on Utility accounts.  
M/M by D.Chris, 2nd by D.Carpenter to accept;  
roll call: 5 yes and 2 absent.

ITEM B: PORT OPERA-  
TION UPDATE

Port Commission (Donna Chris, Rep.) at its last 2 meetings did not have a quorum, but did have very active meetings. They came up with Options for the operation of the Dock - based on current tarriff rates.

- 1. City would not take on any of the handling charges, but would "issue" permits; would be additional maintenance costs, but would vary depending on the amounts each year.

- 2. City would only purchase the equipment necessary to handle the cargo unloaded by the Seattle Barges, which have their own cranes to off load. (The City would only handle load craters). City would issue terminal and vehicle permits to let the existing handlers offload, for the ones that do not have a crane on barge.

- 3. City would purchase necessary equipment to handle all incoming and outgoing cargo at the dock.

- 4. The City would advertise for (RFP) a firm to operate the Port Facility; but City would continue to have a Harbor Master.

- 5. City would advertise for a firm to provide the handling services including the offloading of all vessels (this could be based on City providing the equipment or firm providing the equipment).  
RECOMMENDATION: Port Commission, based on the income projections, is more favorable for Option 2.

\*Leo Nakel of KTC and Dwight Lefner of D&G Express both expressed that City should have their auditors audit the handling fees, plus City check handling charges (revenues) for the City.

motion

M/M by D.Carpenter, 2nd by B.Dale to set a public hearing on Dock Operations next regular council meeting (3/10/87). voice vote: motion carries.  
(Pete to check on KTC's and D&G's offer to check City's books on handling charges)

Item C: Moravian  
Church Land

MORAVIAN CHURCH LAND; LOT 1 & LOT 2 of BLOCK 2 OF  
USS 870:

motion

M/M by D.Carpenter, 2nd by B.Dale to adopt recommendations to purchase Moravian Church land.  
Discussion (for public knowledge): the lots located down on the river front, negotiations have been going on for several months, they are basically giving City first right of refusal on the property; property was 'altered' by the City; eroded part of the property will be given to City; purchase price: \$65,536.00.  
Warner: paragraph 3 needs better statement.

Roll call: 5 yes and 2 absent; motion passes.

motion

M/M by B.Dale, 2nd by D.Chris to go past 10 pm;  
motion carries.

UNFINISHED BUSINESS:  
ITEM A: Appeal Sales  
Tax Ruling-Faulkner

Finance Director Donnell discussed with Council why he refused Faulkner's Sales Tax exemption. The reason being that Faulkner was not collecting sales tax, making him not eligible for an exemption. Out of town sales not required. More discussion on Faulkner's situation, decided that Interim Manager call Attorney Hicks on definition of "common carrier"; and discuss this further on 3/6/87 meeting.

ITEM B: Kuskokwim Com-  
munity College-Res.#500  
motion

RESOLUTION #500: Kuskokwim Community College:

M/M by B.Dale, 2nd by D.Chris to accept for adop-  
tion Resolution #500 in its written form. Voice  
vote: 4 yes, motion carries; \*D.Carpenter abstained  
from voting due to possible conflict of interest.

ITEM C: RESOLUTION 499  
Support of District  
Recorder's Office:  
motion

RESOLUTION 499 - SUPPORT DISTRICT RECORDER OFFICE:

M/M by B.Dale, 2nd by D.Carpenter to accept  
Resolution #499 with the following correction:  
the 8th paragraph of Resolution, "NOW THEREFORE  
BE IT RESOLVED by the City Council of Bethel, Ak,  
that the Bethel City Council requests that the  
District Recorder's Office, located at Bethel,  
Alaska, remain open." Unanimous vote passes with  
changes.

ITEM D: Amendment 2,  
to Ordinance 166: Set-  
ting of Dock Charges.

AMENDMENT 2 to ORDINANCE 166: SETTING OF DOCK  
CHARGES:

Council took no action, and none was contemplated.

ITEM E: Drug Testing  
Policy for City Em-  
ployees:

Interim Manager says this is an extremely complex  
issue for Council to begin thinking of for the  
future. He suggested two approaches: 1) involves  
testing before anything happens; 2) have employees  
submit some sort of testing after an accident. The  
matter has been brought to Interim Manager by  
several members of the Community.

ITEM F: Police Chief  
Evaluation:

POLICE CHIEF EVALUATION:

Interim Manager reported that after talking with  
the Chief, that they do two part evaluation: 1)  
Public discussion; 2) Written evaluation for his  
Personnel file.

B.Dale - gives all his confidence, wanted to know<sup>3</sup> if he has gone to FBI schooling yet. Chief said he has not gone yet, but hold on discussion until June.

D.Carpenter - says he is doing a great job, encourages him to keep up the good work. Has recommendations for goals/objectives for the Dept, then move on to finish evaluation. Also recommends that Public Safety report be given every council meeting.

D. Chris - commend on how professional they are. Appreciates professional manner and good work his Department has. Also working with schools is a wonderful work (community education).

H.Edge - all news she has heard from public are all good news, and in the past when shes called for help, they had been there within few minutes, plus would relay back with reports.

Warner - no detrimental news from public, all good news; Chief was very knowledgeable when he went in for questions; and make sure no problems occur again with the toximeter. Also this time that the Department stay within budget. Recommends local hire/Yup'ik female hire? Also commented on investigations, whether they will improve in the future. \*Chief says investigations are improving alot more, and if prosecutors had problems with investigations, Chief would be first to know.

motion

M/M D.Chris, 2nd by B.Dale to direct Mayor to write written evaluation for Police Chief, consulting with Tony, and bring to Council for review. Unimous vote; motion carried.

ITEM G: LEGAL MATTERS

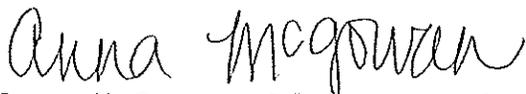
LEGAL MATTERS:

BETHEL UTILITIES - LITIGATION

At this time they went into executive session and regular meeting adjourned at 11:44 pm. M/M by D. Chris, 2nd by B.Dale to go into executive session, motion carries.

PASSED AND APPROVED THIS 10<sup>th</sup> DAY OF MARCH, 1987.

ATTEST:



Anna McGowan, Administrative Assistant  
for Wayne J. Maiers, City Clerk



Tom Warner, Mayor