

CALL TO ORDER

Mayor Guinn called the meeting of the City Council to order at 7.32 pm.

ROLL CALL

All present

APPROVAL OF MINUTES

No minutes were presented for approval.

APPROVAL OF AGENDA

M/E by Binkley, 2nd by Sullivan to approve the agenda with the following changes:
a. table Items B and C under Unfinished Business
b. add to New Business
 1. Item B: Curfew
 2. Item C: Oil/Gas
 3. Item D: Southern Law Suit
 4. Item E: Roads
Voice vote, motion carried.

MANAGER'S REPORT

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City Manager Hoffman reported on the following:
a. the utility easement negotiations with BNC for the Juvenile Youth Facility are underway
b. discussions have been held with KYUK concerning the translation of Council meetings into Yu'pik for radio broadcast
c. a request from a Planning Commission member to have the City withdraw from APOC will be placed on an upcoming agenda
d. the Southern law suit will be addressed at the October 22 Council meeting
e. a work session on the City's '85 Capital Projects list for Juneau will held before the end of October

MAYOR'S REPORT

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Mayor Guinn made the following appointments to the Police Chief Review Committee:

- a. John Guinn
- b. Lyman Hoffman
- c. Gene Peltola
- d. Bob Carpenter
- e. Janet Kaiser

It was recommended that the final 3 be interviewed by Council and the review committee.

Councilmembers Sullivan and Veit requested to be involved with the review process and asked to see all applications for the the position.

Councilmember Binkley suggested that additional agency representation be placed on the committee.

Council agreed to make the final selection for the Committee after the run-off election for Council is certified.

POLICE CHIEF REPORT

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Acting Police Chief Clayton reported on the following:

- a. the Police Department has stepped up enforcement under City ordinances with an emphasis at this time on 3-wheelers and ATC's
- b. the City and the State Troopers have concluded a 4 month undercover drug operation which resulted in the issuance of 10 arrest warrants
- c. a new patrol schedule is being developed to provide twice hourly patrol coverage
- d. curfew enforcement and village youth in Bethel
- e. 3 officers will attend the EMT training at Bethel

Council complimented Acting Chief Clayton on the work of the Police Department.

PEOPLE TO BE HEARD

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Councilmember Hoffman expressed his concern about the new numbering system indicating that it is causing confusion for delivery and emergency services. City Manager Hoffman reminded Council that the public has been asked to leave the old numbers on buildings along with the new during the transition period. Planning Director Stigall informed Council that the Planning Department is willing to assist businesses in locating numbers; that many of the problems should be resolved once street signs have been placed about Bethel.

Councilmember Hoffman informed Council that he has talked to the Court system about changing its policy concerning the use of suspended sentences. Mr. Hoffman recommended that community service should be substituted for the suspended portion of a sentence.

Councilmember Hoffman recommended that Council limit public discussion at Council meetings to the People to be Heard portion of the agenda. City Manager Hoffman reminded Council that public input is available during scheduled public hearings at Council.

UNFINISHED BUSINESS

ALCOHOL/VIOLENCE TASK FORCE REPORT

Item A: Alcohol/
Violence Report

Chairperson Carpenter reported to Council on the work of the Alcohol/Violence Drug Task Force. Ms. Carpenter informed Council that the Johnson Institute was preparing a report for Council on the alcohol and drug problem at Bethel. It was recommended that a conference on the future of Bethel be held during March of 1985.

Council complimented the Task Force and Chairperson Carpenter on the work done by the Task Force and inquired as to funding sources for the proposed projects. Ms. Carpenter indicated that the report of the Task Force was preliminary only, that the Task Force was seeking a concept approval, and that funding for the projects would be sought later.

A discussion concerning the role of the City Attorney took place. The Task force concluded that the cost of a City Attorney to work on alcohol related cases and the re-opening of a detox center by the City were cost prohibitive at this time.

Councilmember Sullivan recommended civil charges be filed against ordinance violators thereby not requiring incarceration, reducing the legal costs and housing costs. Mr. Sullivan also indicated that bootlegging should be a top law enforcement priority.

Councilmember Veit recommended that the City Attorney be present at Council meetings.

motion

H/M by Veit, 2nd by Sullivan directing the City Administration to advertise and select a full-time City Attorney from Bethel to advise the Council on legal matters. Voice vote, motion carried.

motion

H/M by Buttane, 2nd by Sullivan to give conceptual acceptance to the preliminary report of the Alcohol and Drug Task Force and to set the report for a public hearing at the next Council meeting. Voice vote, motion carried.

Councilmember Hoffman recommended a drunk in public ordinance be adopted which sets a fine for violators, the fine to be split between the City and State.

Councilmember Hoffman requested that Council request AVCP to pass a resolution in support of the Task Force report.

Councilmember Buttane suggested that copies of the preliminary report be sent to the villages for their review and comment.

Mayor Guinn suggested that the resolution requesting AVCP support of the preliminary report should be taken to the AFN convention for consideration.

motion

M/M by Binkley, 2nd by Veit directing Administration to draft a resolution for AVCP's consideration in support of the preliminary report by the Alcohol and Drug Task Force and to have AVCP submit the resolution to the AFN convention. Voice vote, motion passed.

Council agreed to hold a special council meeting prior to the AVCP convention to approve the resolution to be submitted to AVCP.

Item D: Pensgard
Purchase

PENSGARD PURCHASE

City Manager Hoffman reviewed for Council the suggested purchase price of the Pensgard land, the price being \$487,000 with payments as follows:

- a. \$225,000 downpayment
- b. remainder in 9 equal payments spread over 9 years at 10% interest.

Councilmember Sullivan asked if an appraisal had been done on the land. City Manager Hoffman informed Council that an appraisal had not yet been received.

Councilmember Veit asked why the City was buying the land. City Manager Hoffman reminded Council the purchase was recommended by Council over a year ago as part of the dock expansion program.

Councilmember Veit inquired if the City was purchasing with the intention of making money on the property. City Manager Hoffman indicated that the land was being purchased to increase space at the dock; that the land could be leased to users of the dock.

Councilmember Sullivan suggested that no action be taken until the appraisal has been received; that the City need to consider the impact such a purchase may have on land values in general and on the Walsh land arbitration in particular.

motion

M/M by Sullivan, 2nd by Veit to set October 11 as a special council meeting to consider the AVCP resolution, the Pensgard appraisal, and the City Attorney review of the Southern lawsuit. Voice vote, motion carried.

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Councilmember Binkley did not participate in the discussion.

UNFINISHED BUSINESS

PUBLIC HEARING ON ORDINANCE 82, WATER TANK SIZE

Item E: Ordinance
82, Water Tank Size

City Manager Hoffman reviewed for Council the proposed change to Ordinance 82 and recommended that the matter be brought back to Council at the next meeting.

Public Hearing from 9.51 - 9.53.

Councilmember Hoffman asked who gave the City the power to set tank sizes in older buildings. City Manager Hoffman informed Council that older buildings were grand-fathered into the ordinance.

Councilmember Sullivan suggested that the recommendations of the Planning Department concerning the Ordinance be included at the next Council meeting.

Council set the matter for the October 22 Council meeting.

Item F: Amendment
1, Ordinance 74

PUBLIC HEARING ON AMENDMENT 1 TO ORDINANCE 74,
LANDS DISPOSAL ORDINANCE

Public Hearing from 9.54 - 9.57.

Councilmember Buttane recommended that non-profits be charged no more than \$100/month lease/rental fee. Councilmember Veit recommended that non-profits be charged no less than \$100/month lease/rental fee.

The matter was set for a public hearing at the next Council meeting.

Item G: Auditor
Selection

AUDITOR SELECTION

City Manager Hoffman recommended that the City retain the firm of Ernst/Whinney for the City audit.

motion

M/M by Binkley, 2nd by Buttane to retain the firm of Ernst/Whinney to perform the City's 1984 audit. Poll vote, motion carried unanimously.

Item H: Faulkner
Land Permit

FAULKNER LAND PERMIT

City Planner Stigall reviewed the Planning Commission recommendation to deny the permit. Mr. Stigall informed Council that the permit request was denied by the Planning Commission because Mr. Faulkner had not supplied sufficient information for Commission approval. M/M by Sullivan, 2nd by Twitchell to deny Mr. Faulkner's land permit request. Voice vote, motion carried.

motion

Item I: Mayor
Appointments

MAYOR APPOINTMENTS

Mayor Guinn appointed Parks/Recreation Director Rahn Parker to the KuCC Council; Council approved the appointment.

Appointment to the Alaska Coastal Policy Council was tabled until the special council meeting of October 11.

Mayor Guinn, with Council approval, appointed Lin Laughy and Kent Harding to the Planning Commission.

M/H by Hoffman, 2nd by Binkley to go past 10 pm. motion passed.

Item J: UMTA Grant UMTA GRANT # 441

City Manager Hoffman reviewed for Council the resolution requesting funds to purchase and additional bus for the transit system.

Councilmember Veit recommended that the enterprise programs for the City make periodic reports to the Council on their operations. City Manager Hoffman indicated that such was a priority of the Finance Director.

motion

M/H by Binkley, 2nd by Buttane approving the resolution requesting UMTA funds for the purchase of a bus for the Bethel transit system. Poll vote, motion carried.

NEW BUSINESS

OATH OF OFFICE

Item A: Oath
of Office

City Clerk Naiers administered the oath of office to new councilmember Robert Carpenter.

Council expressed their appreciation to outgoing Councilmember Twitchell for his work as a Councilmember.

Item B: Curfew

CURFEW

Council recommended that a siren be purchased to sound when the City curfew goes into effect.

Item C: Oil and
Gas

OIL AND GAS

Councilmember Veit recommended that the City extend a formal invitation to the Alaska Oil and Gas Association to consider Bethel as a field base for exploration of oil and gas reserves in the area.

motion

M/H by Veit, 2nd by Sullivan directing Administration to invite AOGA to Bethel to present a proposal concerning oil and gas development in the area. Voice vote, motion carried.

Item D: Southern
Lawsuit

SOUTHERN LAWSUIT

City Manager Hoffman reviewed for Council the lawsuit and recommended that the matter be set for review with the City Attorney at the October 22 Council meeting.

Councilmember Veit stated the need to have the City Attorney be present at Council meetings and asked if the City has insurance covering actions by Councilmembers. City Manager Hoffman informed Council that Councilmembers are covered by the City's insurance policy.

Councilmember Sullivan reminded Council that the City Attorney represents the City of Bethel, not staff members individually.

Council set the matter for review with the City Attorney at the special council meeting on October 11.

Item E: Roads

ROADS

Councilmember Veit informed Council that City maps indicate roads that do not exist and inquired if the City had plans to build such roads.

City Manager Hoffman informed Council that he would review the matter with the Capital Projects Director and report back to Council.

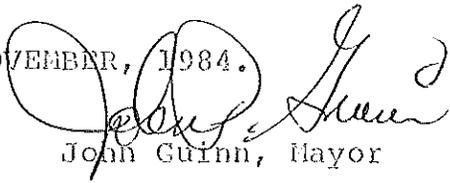
Councilmember Sullivan reminded Council that the Planning Commission directed Administration to set roads as a priority.

The matter of Weinland Circle and other roads was referred to Administration for review with direction to report back to Council.

Adjournment

H/M by Binkley to adjourn. The meeting adjourned at 10.45 pm.

PASSED AND APPROVED THIS 12th DAY OF NOVEMBER, 1984.


John Guinn, Mayor

ATTEST:


Wayne J. Baiers, City Clerk