

CALL TO ORDER

Mayor Carpenter called the meeting to order at 7:36 p.m.

ROLL CALL

Present: All members present, with Councilman Warner tardy.

APPROVAL OF MINUTES

M/M by Dale, 2nd by Kelly to accept the minutes of 7/28/88 with the following changes: pg 1, under Mayor's report, change godd to good; pg 2, change word Edco to ATCO; pg 2, esbestus to asbestos; minutes of 9/27/88: pg 3, under Committee reports, change 7.5% to 17.75%; under Mayor's report, change buses to 8 school bus shelters; minutes of 10/6/88: under Mayor's report, indicate reason for executive session was permitted under adverse affect on City's status; pg 2, under Councilmember comments, change 3 years to 30 year lease. Voice vote, motion carried.

APPROVAL OF AGENDA

M/M by Dale, 2nd by Anvil to approve the agenda with the following changes: Postpone Item H - Travel Policies & Procedures until Finance Committee had reviewed the draft; under New Business: change Item D to Item A - Swearing in of new Councilmembers; add Item E: Executive Session - legal matters. Voice vote, motion carried.

MAYOR'S REPORT

Mayor Carpenter reported to Council on the following subject matters:

- received response letter from Walter ^M Rejorus regarding protective custody issues;
- reported that she just got back from Barrow and haven't had time to prepare a report.

MANAGER'S REPORT

City Manager Chinn reported to Council on the following items:

- met with Jordon Suhr regarding remodeling of Braund Building; draft proposals discussed with Council at this time & looking to accomplish within a month;
- State revenue sharing & municipal assistance application for FY'90 currently being processed;

motion

\$ 35,385.20 for

M/M by Dale, 2nd by Trantham to ^{award contract for wingwall} ~~implement work for~~ ^{repair} H2W Contractors and obtain additional insurance if necessary and that 100% performance bonding be a requirement. Voice vote, motion carried.

City Manager Chinn concluded by reporting that the bids have gone out for the ~~water~~ ^{water} truck.

Attorney Brooks Chandler indicated to Council that Chamber of Commerce was meeting Thursday at noon to review the draft sales tax ordinance; settlement was made with Bering Sea Mechanical Contractors with no cost to City; Court granted City with Lonewolf case of \$5 million suit, indicating that he was over the limit of his case; no response received from Gittins Construction regarding PATC facility's warranty; pointed out that the 30 day can be waived on the Peter Thompson issue.

COUNCILMEMBER COMMENT

Councilman Dale suggested changing the number of street lights required in order to replace the bulbs around town. Mayor Carpenter indicated that has been changed from 10 to 6. Councilman Dale concluded by expressing the concern of rabid foxes around town and wondered when the Animal Control Agent would be hired. Police Chief Clayton expected within 2 days.

Councilman Anvil expressed the concern of unpaid PC cases and suggested that they do Community Service work when unable to pay PC bill. Councilman Dale opposed the idea and asked that Chief Clayton report back to Council on issue.

Councilman Kelly expressed the concern of speeders to start being aware due to slippery road conditions and indicated that it would be curteous if anyone besides the Clerk that is recording the meetings to ask permission of the Council just to be sure it's OK with Council, since it does make some of the members uncomfortable.

Councilman Hoffman expressed concern of aluminum boat frozen on the the slough ice with motor and everything. Harbormaster Connick asked by Mayor to look into the matter.

Councilman Trantham indicated that it was brought to his attention that the City Clerk's 6 month and City Manager's one year written performance evaluation had not been done yet. Mayor Carpenter indicated she would have them completed, now that she has time.

Mayor Carpenter expressed the concern of kids on bicycles in the evening with no reflective tapes. Indicated she almost ran into a kid, cause she could not see the kid in the dark. Someone in the public indicated YKHC usually gives those out.

motion

M/M by Dale, 2nd by Trantham to reschedule the meeting of October 25 to October 27th, due to the Special Election of October 25th. Voice vote, motion carried.

REPORTS OF STANDING
COMMITTEES

Councilman Warner reported for Planning Commission and indicated that they met last night and following items were discussed: Capital Projects Priorities; City property adjacent to Elm Fisheries - recommending that Council approve the bid preparation for the property.

motion

M/M by Warner, 2nd by Dale that Parcel B of USS 1002 along the seawall be advertised for bid and to be leased for 10 years for purpose of fish processing. Voice vote, motion carried.

Planning/Port Commission to hold joint public hearing on October 24th; Public Works meeting next Tuesday; one vacancy in Transportation Commission.

PEOPLE TO BE HEARD

Harold Kehoe approached Council with concern of parking lots for taxi cabs around stores and public places. Felt it was unfair for him to receive a ticket for stopping to drop off a passenger. Police Chief Clayton to look into the matter and will report back to Council and the drivers.

Allen Glore approached Council of a statement that was made in the Anchorage paper regarding Councilman Kelly's comments. Councilman Kelly to clarify the misunderstanding of her statement, indicated it wasn't meant to discourage or start anything, but she merely meant no harm to anyone, whatever comment she might have made.

Willis Roehl expressed to Council his concern of the City not needing a full-time dog catcher; felt his concern for the taxi driver's that got ticket; and concluded by expressing his appreciation for George Hohman becoming a new Councilmember.

COUNCIL BREAK 9:07 PM thru 9:15 PM.

UNFINISHED BUSINESS:

Item A: Peter
Thompson Issue

PETER THOMPSON ISSUE

Dan Herzer of Orutsararmuit Native Council explained to Council and the public of status of the Peter Thompson Issue. He basically explained that it was being leased out to ONC not to Peter Thompson. He further indicated that 1/2 a million dollars donation should be a good reason for leasing to ONC; and lastly the humanitarian reason for City to lease to ONC. The Council than discussed in detail with the Attorney in preparing a draft ordinance for Council to introduce at a Special meeting this week.

motion

M/M by Trantham, 2nd by Anvil that funds be appropriated for City to start a subdivision plat as soon as possible on the questioned property to see who really owns it. Poll vote, motion carried.

Item B: Contracted
Employees

CONTRACTED EMPLOYEES

City Manager Chinn reviewed with Council the current contracted employees and discussion took place as to who would be contracted and what the contents would be. Council concurred as to having basically the same basic contract outline, with a few differences for each department. Council also decided they would like to review future contracts for employees prior to signing of such contract.

Item C: Staff
Attorney

STAFF ATTORNEY

Councilman Dale expressed the importance of having an on staff attorney with everyday legal matters and drafting of certain ordinances that the City runs into practically everyday. Further expressed the difficulties run into currently with out of town contracted attorneys. Council discussed the subject

Item C: Staff
Attorney continued

further in detail. After a lengthy discussion with the City Manager, the following motion was made.

motion

M/M by Dale, 2nd by Anvil that Administration be directed to find out what other Municipalities pay and how they advertised for the position and sample of the job description for their staff attorney and administration to report back to Council on the matter. Voice vote, motion carried.

Item D: Capital
Projects Priorities

CAPITAL PROJECTS PRIORITIES

Mayor Carpenter reported that she received a letter from Lyman Hoffman requesting that any current Capital Projects that are done to send a list to him and lastly requested that Council start thinking future Capital Projects Priorities and send the list as soon as it was done. Administration's current priority list are as follows: a) water/sewer/solid waste; b) road improvements; c) braund building. Councilman Warner indicated that Planning Commission had concurred with Administration's list. Council discussed question of whether Braund Building should be included in the list. It was decided to hold a work session after the Special meeting on Thursday or Friday, to discuss the priorities list with Jordon Suhr present at the worksession.

Item E: Public Hear-
ing Ord. 181-Land
Issues

PUBLIC HEARING ORDINANCE #181 - LAND ISSUES

After the public hearing was opened by Mayor Carpenter, Bill Bivens of Bethel Native Corporation (BNC) and Vincent Goddard of Inlet Salmon presented their reasons and discussed with Council of their RFP's that were turned in for lease of said property for fish processing purposes. After discussion was completed, public hearing was closed at this time.

Council discussed with the Attorney at this time of the drafting of the ordinance and that the Council has the right to reject or accept all bids.

motion

M/M by Dale, 2nd by Hoffman that property be awarded to the highest bidder with no reservation made by either parties.

Councilman Trantham asked if Councilman Dale could put off his motion until meeting of October 27th to see if any changes happen to occur; Councilman Dale concurred with Councilman Trantham.

motion

M/M by Trantham, 2nd by Dale to postpone item for 2 weeks until the October 27th meeting. Voice vote, motion carried.

Item F: Resolution
#614-Personnel
Control Matrix

RESOLUTION #614 - PERSONNEL CONTROL MATRIX

M/M by Dale, 2nd by Anvil to accept Resolution #614 in it's entirety. Voice vote, motion carried.

8j114

Item F: Personnel
Control Matrix
continued

Council discussed with the City Manager that they would like to see some kind of merit increase to all the City employees since the last time they had an increase was back in 1985. No action was taken at this time.

Item G: Resolution
#619 - Suicide
Prevention

RESOLUTION #619 - SUICIDE PREVENTION/MENTAL HEALTH

M/M by Dale, 2nd by Warner that Resolution #619 be accepted as presented. Voice vote, motion carried.

Councilman Dale asked what the status was on the motion that was made in May regarding the Fred Pete land issue, which an ordinance was suppose to be introduced after that time. Administration Planning Dept. were asked to draft an ordinance for introduction at the October 27th meeting.

COUNCIL BREAK 11:30 PM to 11:35 PM.

NEW BUSINESS:

Item A: Swearing in
of New Council-
members

SWEARING IN OF NEW COUNCILMEMBERS

Mayor Carpenter briefly made a departing and appreciation speech to her fellow Councilmen. She reviewed with Council as to what projects were accomplished, what plans were made and what projects were still pending from when she came on board. She showed her appreciation to fellow Councilmen for their efforts and devotion in attending late night meetings, although some disagreements do occur. She thanked them and wished them good luck in the future months. She further congratulated the new Councilmember George Hohman, Jr. and the 2 re-elected Councilmembers Ben Dale and Tom Warner.

Councilmembers each expressed their appreciation and farewell to Mayor Carpenter and recognition of all her hard work as first year Councilmember and 2nd year as Mayor.

City Clerk McGowan at this time swore in Joseph Ben Dale to Seat #2; George H. Hohman, Jr. to Seat #4; and Thomas J. Warner to Seat #7. All three seats are 2 year seats, ending in September of 1990.

Councilman Hohman nominated Tom Warner for temporary Mayor for selection of Mayor. Following are the nominations made: Antone Anvil, Clara Kelly and Tom Warner. After a secret ballot of the Council, City Clerk McGowan counted the ballots with the following number of votes: Anvil - 0; Kelly - 4; Warner - 3. Congratulations to our New Mayor Clara Kelly!

Item B: Resolution
#621-Election
Judges

RESOLUTION #621 - ELECTION JUDGES

M/M by Dale, 2nd by Warner to accept Resolution 621 in it's entirety. Voice vote, motion carried.

Item C: AML Conference

AML CONFERENCE

City Manager Chinn reminded Council that anyone interested in attending should apply by October 21 otherwise, after that date, the registration fee would be a little higher. Mayor Kelly encouraged any interested member to attend the conference since it provides help and information to Municipalities. Council discussed the membership with AML at this time. Some of the Councilmembers expressed their doing away with membership with AML itself. After discussing the membership payment for this fiscal year, Council decided to at least send someone to represent the City.

motion

M/M by Dale, 2nd by Trantham to send the Mayor in to Fairbanks to attend AML. Voice vote, motion carried.

Item D: ONC-Use Permit

ONC - USE PERMIT

Councilman Warner explained to Council that the ONC use permit was specifically for permission for ONC to implement gardens/plants on City property.

motion

M/M by Trantham, 2nd by Dale to accept ONC Use Permits as presented. Voice vote, motion carried.

Item E: Executive Session

EXECUTIVE SESSION

motion

M/M by Warner, 2nd by Dale to go into Executive Session to discuss on going litigations. Attorney Chandler indicated that he would ask for actions to made on couple of cases. Voice vote, motion carried. Council went into executive session at 12:15 a.m.

M/M by Anvil, 2nd by Hoffman to get out of executive session at 1:15 a.m. Voice vote, motion carried.

motion

M/M by Hohman, 2nd by Hoffman to reject Binkley's settlement offer on property. Voice vote, motion carried.

motion

M/M by Warner, 2nd by Trantham to reject settlement offer on Bobby Japhet case. Voice vote, motion carried.

motion

M/M by Warner, 2nd by Trantham that there is no objection to the settlement of negotiations on the Shop roof case. Voice vote, motion carried.

ADJOURNMENT

M/M by Warner, 2nd by Hoffman to adjourn the meeting of 10/11/88 at 1:26 a.m. Voice vote, motion carried.

PASSED AND APPROVED THIS 27 DAY OF OCTOBER, 1988.

ATTEST:

Anna McGowan
Anna McGowan, City Clerk
R-1116

Clara Kelly, Mayor