



City of Bethel

"Deep Sea Port and Transportation Center of the Kuskokwim"

• P. O. BOX 7, BETHEL, ALASKA 99559

18 November 1970

REGULAR CITY COUNCIL MEETING

9 November 1970

The meeting was called or order by Mayor Bill Zahradnicek. Roll was called.
PRESENT: Ben Dale, Jack Baxter, John Guinn, Bill Zahradnicek, Kevin Murphy,
Eddie Hoffman.

ABSENT: Bruce Crow.

Minutes of the previous meeting were approved as corrected.

COMMUNICATIONS: The City Clerk read the following letters; 1) Don Statter, Director of Rivers and Harbors, in regards to that agency's monetary participation in the Seawall project; 2) Art Nicholson requested priority consideration of his liquor license application, should Council decide to approve any application; 3) Community Liquor Sales, Inc., stating their views on the present quandry over liquor applications; 4) Burton Biss, City attorney, instructing Council in a line of policy to follow re: the various liquor applications now pending before the Council; 5 & 6); Community Liquor Sales, Inc., and Bethel Development Corp., dba Kuskokwim Inn, requesting Council's approval for renewal of liquor license; 7) John & Jan Malone requesting a land use rental agreement; 8) Yukon-Kuskokwim Health Corp. Resolution seeking Council's approval of their application to become a Local Comprehensive Health Planning Group.
M/M Baxter, Dale that the Malone's request for land use rental be placed on the agenda. Motion passed unanimously.

Complaints and People to Be Heard: None

Treasurer's Report: None

Administrator's Report: Mr. Webb was out of town, so Mayor Zahradnicek read the Administrator's Report to the Council.

The Mayor then noted the omission of the reading of the minutes of a Special Meeting held 5 November, at which time contracts for the maintenance of roads and the City dump were approved by Council, for release to bidders, as of 9 November. Bids to be opened 30 days from date of release. A contract with Bethel Broadcasters, Inc. was also approved by Council, and it was agreed at this time that the City would administer funds for this Corporation.

Mayor's Report: Mr. Zahradnicek commented on the letter from Don Statter of River and Harbors, informing us that this agency would only commit themselves to 25% of the total bill encumbered at the time of the Seawall disaster.

The Mayor than asked Dave Swanson to comment on the meeting of August 13th at the Armory with Jan Malone, Council members, Mayor Don Shantz, Dave Swanson and ~~other~~ representatives from the other agencies involved. Mr. Swanson stated he couldn't recall any mention of a 25% figure being mentioned, as it wasn't known at that time just what cost would be involved. It was Mr. Swanson's understanding that NC, RDA, R & H, and the City would each contribute \$100,000. toward the cost of the project.



Mayor Zahradnicek then stated his understanding of the situation was that River & Harbors, NC Co, and RDA would each contribute \$10,000. and the City would pay the balance. Now that we have the bill, which only amounts to \$25,551.26, according to Rivers and Harbors they will only pay 25% of the total. Both NC and RDA have already made their money available for our expenditure.

The Mayor then suggested to the Council and community that an ordinance be considered and possibly put into effect before the next general election, that election of the Mayor be by ordinance and required to be elected by the general public in the City of Bethel.

The Mayor next requested that once a month at a regular meeting, the Council receive a list of the City's expenditures.

Mr. Zahradnicek also recommended that as soon as possible the Council be presented with a copy of the budget and within 90 days or 4 months, a copy of the revised budget be furnished for their information.

A titled and corrected list of tabled items to be attached to the agenda for each meeting. Tabled items to be in running sequence from each meeting, be they added or subtracted.

On behalf of the City, but more on a personal note, I want to commend John and Jan Malone on their decision to stay in Bethel.

Standing Committees: Baxter had 2 items to place on the agenda; 1) Old Business: Jim Mather property - he has again contacted Jack and wants a decision. This item had previously been brought before the Council; 2) Request from Chuch Herold for a land rental agreement for his garage, until he can purchase land for this use. M/M Baxter, Guinn these 2 items be placed on the agenda. Passed unanimously.

Old Business: Liquor Policy: Mayor Zahradnicek re-read the City Administrator's recommendations for the pending applications. M/M Murphy, Hoffman that in accordance with Item 3 of the Administrator's recommendations, all liquor applications be denied, as the quota for Bethel is presently filled and approval of any license at this time, would put the City over their quota. Discussion followed.

Baxter stated that Council could request Community Liquor Sales to withdraw one of their applications in favor of one the Council may approve. According to Mr. Biss, this action would not jeopardize the other applications now pending before the Court. The City could take the position that it is economically feasible for the City to issue another beverage dispensary license within the community at the present time. Mayor Zahradnicek suggested that since the City retains an attorney for advice and counsel, then his thinking and guidance should be heeded.

Dale stated the purpose of having Community Liquor Sales handling all the liquor license was so they could re-sell the license for a fee of \$40,000 to whomever had received Council's approval. Anyone else going into business has to pay \$25.00 for a business license. The other thing is: there's an issue where there shouldn't be one. Liquor is voted into Bethel and there's still one license available.

POLL VOTE: Dale, no; Baxter, no; Guinn, no; Zahradnicek, no; Murphy, yes; Hoffman, yes. Motion didn't carry.

M/M Baxter, Dale that Council recess for 5 minutes for an Executive Session with Trustees of Community Liquor Sales who were present. Vote unanimous.

M/M made and seconded to proceed past 10:00 PM. Motion carried unanimously.

M/M Baxter, Dale that Community Liquor Sales be requested to withdraw one beverage dispensary license from Court proceedings now in progress, in favor of Council's consideration of another application.

POLL VOTE: Hoffman, yes; Murphy, yes; Zahradnicek, yes; Guinn, yes; Baxter, yes; Dales, yes. Motion passed unanimously.

Nicholson-Dale Liquor License Application: M/M Baxter, Dale that this application be removed from the table. Motion passed unanimously. Discussion followed.

M/M Dale, Baxter that the Nicholson-Dale and Mendola applications be tabled until Council has confirmation of a withdrawal of a liquor license application by Community Liquor Sales. Motion carried unanimously.

Bethel Social Services Contract: M/M Guinn, Dale that contract be accepted in its entirety.

Murphy noted a discrepancy in Item 9, and asked for this to be corrected.

Guinn, Dale amended the original motion to include the correction of Item 9 - that the City will pay for all major repairs in excess of \$100., if not due to negligence. Motion and amendment carried unanimously.

Malone Request for Land Rental Agreement: M/M Baxter, Dale that the rental rate for said property be established upon Baxter's return to City. In the meantime, Malone's will be allowed to leave the trailer on City property. Motion carried unanimously.

Chuck Herold's Land Rental Request: M/M Baxter, Dale that Mr. Herold be granted land usage until Baxter's return to City and can re-activate his committee. Upon agreement of rental between Land Usage Committee, Council and Mr. Herold, the rent will be retroactive to time of occupancy by Mr. Herold. The same agreement and proceedings will also apply to the Malones. Motion carried unanimously.

Liquor License Renewals: M/M Baxter, Murphy that the license of both the Community Liquor Sales, Inc., and Kuskokwim Inn be approved for renewal. Motion carried unanimously.

Wien Airlines Mail Schedule: Councilman Hoffman requested Council to send a letter to Wien requesting a mail schedule at 3:00 PM rather than at 5:30 PM. Discussion followed.

M/M Murphy, Hoffman that Council authorize the Mayor to write a letter to Wien requesting better scheduling of mail and passenger service. Motion carried unanimously.

Lease Agreement with Bethel State School: Mayor Zahradnicek noted that the date of 15 November for occupancy of the Community Building, by the School was purely a matter of routine, rather than reality. However, the School will take over as soon as possible, once the City accepts the building from Braund, Inc., and the correct date will be inserted at that time.

The rental agreement negotiated between the City Administrator and the State will be \$2,200. per month, with the City being exempt from all responsibility for the building other than the normal wear and tear. The lights, heat, custodian services, water and sanitation bills will be included in the rent. At the end of 60 days, the costs of operation will be reviewed, and if at that time, the City feels it can't afford the cost of operation, a new contract with the State will be re-negotiated.

Mr. Fancher noted that the State will provide all custodial equipment and supplies. The rental rate is based on the State's policy of .20 cents per square foot per month for custodian services, plus .15 cents per square foot for utilities. Mr. Fancher emphasized the fact that the date of 15 November, could, and would, be changed when necessary.

Mayor Zahradnicek recommended that due to the double-shifting of classes at the school, that Council approve this contract, with certain changes at the time of acceptance of the building. Discussion followed.

M/M Dale, Baxter that contract be accepted as written, with re-negotiation 60 days after activation of contract. Motion passed unanimously.

Jim Mather Property: This is 100 feet x 200 feet, adjacent to the cemetery, and Mr. Mather's price is \$1,500. Discussion followed.

M/M Dale, Baxter that this property be purchased by the City for future use as an extension to the cemetery.

The Mayor recommended that the Deed of Trust be placed in escrow pending title search ~~and disbursement of funds~~ satisfactory to the City and the disbursement of funds. Dale and Baxter amended the original motion to include this recommendation. Motion passed unanimously.

M/M Baxter, Guinn for adjournment. Passed unanimously.

I hereby the above minutes are true and correct to the best of my knowledge.


JEAN FAULKNER, City Clerk

WM. B. ZAHRADNICEK, Mayor