



CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559

543-2297 — Area Code 907

MUNICIPALITY OF BETHEL
REGULAR COUNCIL MEETING
JUNE 10, 1977

COUNCIL CHAMBERS

7:30 P.M.

Meeting was called to order by Mayor Peltola at 7:40 P.M.
Present: Council Members Stichick, Guinn, Peltola, Elliott,
and Hickling, who entered at 7:45 P.M.
Absent: Council Members Hinsvark, Charles.

APPROVAL OF MINUTES

M/M by Councilman Guinn to approve the minutes of the May 26,
1977, Special Council Meeting as presented.
Second: Councilman Elliott.
Voice vote was taken and was unanimous. Motion carried.

APPROVAL OF AGENDA

M/M by Councilman Guinn to approve the Agenda for June 10, 1977.
Second: Councilman Elliott.
Voice vote was taken and was unanimous. Motion carried.

COMMUNICATIONS

None other than those distributed to Council prior to the Meeting.

MANAGER'S REPORT

Manager Hoffman announced that Council had been invited by the Bethel Service Unit Native Health Board, Inc., to attend the ground breaking ceremonies of the new Bethel Comprehensive Health Facility on Monday, June 20, 1977, at 5:30 P.M., and to a Potlatch following the ceremonies at the K.V.N.A. Building at 7:30 P.M. Manager Hoffman stated that the Alcohol Beverage Control Board had refused to issue a special permit to the VFW Post No. 10041 allowing the consumption of alcoholic beverages on their premises during their upcoming convention which had been ratified by Council.

FINANCE DIRECTOR'S REPORT

None.

MAYOR'S REPORT

Mayor Peltola announced the appointment of Mike Shantz to the Public Works Committee, and reiterated that vacant seats on standing committees were being advertised in an attempt to involve more citizens in the local government process.

REPORTS OF STANDING COMMITTEES

Councilwoman Hickling recommended that the Minutes of the May 5, 1977, Social and Economic Committee Meeting be accepted as presented to Council. M/M by Councilwoman Hickling to accept the Minutes of the May 5, 1977, Social and Economic Committee Meeting as presented to Council.

Second: Councilman Stichick.

Voice vote was taken and was unanimous. Motion passed.

Manager Hoffman recommended that the Minutes of the Transportation Committee of May 23, 1977, be accepted as presented to Council.

M/M by Councilman Guinn that Council accept the Minutes of the Transportation Committee of May 23, 1977, as presented to Council.

Second: Councilwoman Hickling.

Voice vote was taken and was unanimous. Motion passed.

Councilman Stichick recommended that the Minutes of the Public Safety Committee of April 5, 1977, be approved as presented to Council. M/M by Councilman Stichick that the Minutes of the Public Safety Committee Meeting of April 5, 1977, be accepted as presented to Council.

Second: Councilman Guinn.

Voice vote was taken and was unanimous. Motion passed.

Mayor Peltola reported that the Finance Committee Meeting scheduled for June 10, 1977, had been postponed to June 17, 1977, and recommended that Council accept the Minutes of the May 13, 1977, Finance Committee Meeting as presented to Council. M/M by Councilman Elliott that Council accept the Minutes of the Finance Committee of May 13, 1977, as presented to Council.

Second: Councilwoman Hickling.

Voice vote was taken and was unanimous. Motion passed.

PEOPLE TO BE HEARD

Mrs. Sharon Jenkins addressed the Council with regard to the sale of City Subdivision Lots. She stated that she felt it was unfair that those who had been awarded lots were now not allowed to buy them. Mayor Peltola explained that the sale of lots had been stopped due to an order by the Court, not a decision of the City. In addition, due to that order the Council through recommendations of the Planning Commission would have to determine new criteria by which the lots would be sold, and then repeat the application, advertising, and public hearing on awarded lots in order to sell them.

UNFINISHED BUSINESS

- ITEM A. INTRODUCTION OF ORDINANCE NO. 95
(AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.04
ANIMAL CONTROL OF THE BETHEL CODE OF ORDINANCES
AND REPEALING ORDINANCE NO. 49)

Councilman Stichick, Chairperson of the Public Safety Committee, introduced Ordinance No. 95 for a first reading and recommended its adoption by Council. M/M by Councilman Guinn that Ordinance No. 95 be accepted for publication and that a public hearing be called on Ordinance No. 95 on July 27, 1977.

Second: Councilman Stichick.

Roll call vote was taken.

In favor: Council members Stichick, Peltola, Guinn, Elliott, Hickling.

Opposed: None

Motion carried.

NEW BUSINESS

- ITEM A. CITY MANAGER'S REPORT ON THE DISPOSITION OF
THE CITY OF BETHEL'S LEGISLATIVE PRIORITIES

Manager Hoffman presented the following report on the City of Bethel's Legislative Priorities:

1. Water/Sewer System (Kuskokwim Community College/City)
 - a) \$325,000 grant pending approval of Governor
 - b) \$175,000 legislative appropriation pending Kuskokwim Community College FY 1978 Budget approval by the Legislature
 - c) Require an additional appropriation of \$125,000 to \$150,000

2. Sewall Project (City of Bethel)
 - a) \$500,000 legislative appropriation pending...
 - b) Reduce to \$300,000 and divert funds to Port Facility Project involving the design and construction of a freight storage facility at the Municipal Port in Bethel...
3. Waste Heat Recovery Project (City of Bethel and Bethel Utilities)
 - a) \$135,000 legislative appropriation pending (through the State Energy Office)
 - b) The legislative appropriation intent should include the following:
 - 1) Direct allocation of the \$135,000 to the City of Bethel by the State Energy Office.
 - 2) Assistance from the State Energy Office in securing matching federal funds...
 - 3) Assistance from the State Energy Office in securing a low interest loan for BUC relative to partially funding the Waste Heat Recovery Project...
4. Kuskokwim Alcohol Treatment Center (City of Bethel)
 - a) \$187,500 legislative appropriation is pending for Bethel to construct an Alcohol Treatment Center...
 - b) Insure that the funds are discretionary (i.e., capital improvement and/or program operations) when determining legislative intent...
5. Municipal/State Jail Service Contract (Division of Corrections of the State Department of Health and Social Services and City of Bethel)
 - a) Estimated legislative appropriation equals \$235,000.00
 - b) A letter will be sent by the City of Bethel on June 1, 1977, requesting a contract at the \$235,000 plus level, to be signed and executed by July 1, 1977, or jail services on behalf of the State will be terminated...
6. FY 1978 Budget (Grant) for BAYC (State Office of Alcohol and City of Bethel)
 - a) Provide documentation and general information on the Fire Code status of the facility to the SOA in order to insure continued funding...
 - b) Request legislative appropriation allowing for a 5% increase State-wide for all basic alcohol treatment grant actions...

7. Renovation (Rehabilitation) of existing Port Facility (State Department of Transportation and the City of Bethel)
 - a) Develop a specific construction plan to be implemented by the City of Bethel involving the following:
 - 1) Elevation of the surface area of the Port by 3 feet...
 - 2) Construction of a security place
 - 3) Renovation of the Port facility wall area adjacent to Brown Slough...
 - b) Submission of the aforementioned construction plan to the State Department of Transportation addressing the need for the remaining \$150,000 on account to be released to the City in June of 1977.

ITEM B. REVIEW OF CITY SUBDIVISION LITIGATION

Mayor Peltola reported that that the Court had ordered the City to stop the sale of City subdivision lots which had been awarded based upon criteria which the Court had refused to accept. He added that there were two methods by which the lots could be sold at this time: 1) open lottery; 2) to the highest bidder.

Mr. Michael Bell, counsel for the plaintiff in the law suit filed against the City, stated that he believed that the City could ascertain the following criteria in accepting applications for the City Subdivision Lots: 1) 30 day residency; 2) eliminate existing lot owners. He further suggested that the City require an application fee to cover the costs of administering the processing of applications, require that payment for the lot be received in full within one year, and that the initial 1/3 down payment be nonrefundable to those persons who later decided not to build and sell their lots back to the City.

Ms. Rosy Porter, spokesman for the Planning Commission, stated that the Planning Commission had decided to require that payment for a lot be received in full within a period of one year. She further stated that the Planning Commission after careful deliberation felt that its priorities were 1) to offer the Subdivision Lots for sale as quickly as possible so that building would not be further delayed, 2) and to do so in a manner which would leave the least likelihood for lawsuit, which would again delay the sale and building of homes within the City Subdivision.

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With these priorities in mind the Planning Commission, stated Ms. Porter, recommended that the Council adopt Resolution No. 200 (A RESOLUTION ESTABLISHING GUIDELINES AND CRITERIA FOR THE SELECTION OF RESIDENTIAL LOT OWNERS IN THE VILLAGE SUBDIVISION BY THE PLANNING COMMISSION AND CITY COUNCIL OF THE CITY OF BETHEL.) Mayor Peltola suggested that action on the Resolution should be postponed until the Opinion of the Court had been received.

M/M by Councilman Stichick to table Resolution No. 200 until July 6, 1977.

Second: Councilman Elliott.

Roll call vote was taken.

In favor: Council members Stichick, Peltola, Guinn, Elliott, Hickling.

Opposed: None

M/M by Councilman Guinn to amend the motion to table Resolution No. 200 indefinitely.

Second: Stichick.

In favor: Council members Stichick, Peltola, Guinn, Elliott, Hickling.

Opposed: None

ITEM C. OVERALL ECONOMIC DEVELOPMENT PLAN

Manager Hoffman introduced the Overall Economic Development Plan for Council's review and recommendations. Ms. Pat Harrington stated that the purpose of the OEDP was to give the Economic Development Administration an overview of Bethel's needs during the next two years. She stated that the OEDP had to be filed with the EDA no later than June 30, 1977, in order for the City of Bethel to be eligible to apply for funding through the EDA during the next two years.

ITEM D. BUILDING AND LAND LEASE

Manager Hoffman stated that the Elm Corporation had requested the lease of the "Old Library" and a 50' x 70' Section of land in front of the "Old Library". M/M by Councilman Guinn that the lease of the "Old Library" and adjoining land be approved for publication, and a public hearing on the lease on July 13, 1977.

Second: Councilman Elliott.

Voice vote was taken and was unanimous. Motion carried.

ITEM E. RESCHEDULING OF COUNCIL MEETING OF JUNE 22, 1977

Councilwoman Hickling reported that the Governor on his visit would be unable to attend the Council Meeting due to an already full schedule, so rescheduling of the June 22, 1977, Council Meeting was unnecessary.

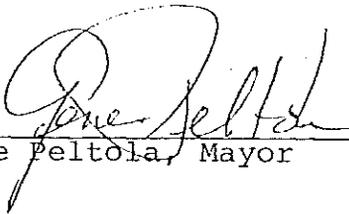
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ADJOURNMENT

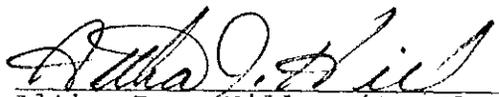
M/M by Councilman Guinn that Council adjourn.
Second: Councilman Elliott.
Voice vote was taken and was unanimous. Motion carried.
Mayor Peltola adjourned the meeting at 9:00 P.M.

APPROVED:



Gene Peltola, Mayor

ATTEST:



Altha Jean Hill, City Clerk