

CALL TO ORDER

Mayor Vanasse called the Council meeting to order at 7:36 PM.

ROLL CALL

Present: Dale, Edge, Feaster, Richardson, Trantham, Vanasse and Wallace.

APPROVAL OF MINUTES

It was indicated that Page 4, 5th paragraph needed correction, change word 'not' to 'no' and add words 'of the month' to the end of the paragraph; under Page 6, 1st paragraph change last word 'freeze-up' to 'prior to break-up'; page 8, under Executive Session, change name 'Hicks' to 'Chandler'; and Councilman Trantham indicated that the motion right after executive session needed to be clarified. Councilman Wallace indicated that any personnel actions should go through the Personnel Officer and then if the individual needed an Attorney, than he can provide for his own Attorney; Madam Richardson who had seconded the motion concurred with Councilman Wallace's clarification. Councilman Trantham further asked question if City would not supply an Attorney at City expense for a City employee for an administrative investigation; further asked what this had to do with the police. Councilman Trantham indicated that anyone that read the motion within 5 years from now would not understand the intent of the motion. After further discussion, Madam Richardson further explained to Councilman Trantham that her total clarification of the motion is no Attorney's will be supplied to people that are under investigation for Administrative reasons, and that since she had seconded the motion, that was the intent of the motion. Councilman Wallace indicated that the reason he made the motion was to avoid the situation that had occurred before; and further stated that City is not to provide legal services for any employee under investigation for administrative or personnel reasons, and not involve administrative investigation unless possible criminal investigation was involved. Councilman Dale indicated that it should be denoted that there would be some cases when City would be paying for Attorney fees and that was through Union negotiation things of that nature for employees for grievance, and requested it be included in the motion; City Manager indicated that it was not part of the motion but would be part of the collective bargaining unit. Councilman Trantham requested that the minutes should not be approved until the clarifications were actually made.

motion

M/M by Feaster, 2nd by Trantham to delay approval of minutes of 11/13/90 until clarifications have been typed in. Poll vote, motion carried. 5-yes; 2-no (Edge & Richardson).

APPROVAL OF AGENDA

M/M by Dale, 2nd by Feaster to approve agenda with the following additions: add Ladies VFW to Item A; & add Nelson & Marine, Sales Tax & Department of Labor to Executive Session. Voice vote, motion carried.

Ok271

MAYOR'S REPORT

Mayor Vanasse reported that there were two letters of interest received for the Committee/Commissions. Indicated that he would have to do some research to see if the other applicant met the 1 year residency requirement and that he would make his nomination at the December 11th Council meeting, in time before the next Public Works Committee meeting.

MANAGER'S REPORT

City Manager Earnest reviewed with Council his written Manager's report on the following subject items:

- indicated that 2 laundromat RFP's were received from Northvend, Inc. and combination bid turned in by parties consisting of Howard Elliott, Robyn Lantz and Carl Turnbull, suggested to Council that a selection committee be formed to review the RFP's preferably this week;
- indicated that no Museum RFP's were received and suggested 4 options: 1) prepare budget amendment and continue operating at a probable deficit; 2) prepare a revised RFP and readvertise; 3) see financial assistance from other local organizations and agencies and continue operating the regional museum; or 4) close the museum. City Manager Earnest suggested taking option #3 with the understanding that Museum would have to close if no financial support were received;
- notice of award being prepared on the Ice Road Maintenance IFB for Hoffman/Langlie Homebuilders with a low bid of \$4,440 per trip;
- draft gravel IFB attached for review and comments and indicated to Council that suggestions were welcome before developing final bid document;
- staff attorney job announcement being advertised and suggested that a selection committee be formed prior to the December 11th Council meeting to review the applications;
- on the proposed Ordinance #200 - Dock Building & Adjacent land lease, attached are minutes from the Planning and Port Commission regarding the discussion and Committee recommendations regarding the proposed lease; Administration had requested from Inlet Salmon a proposed lease agreement and the agreement along with the Ordinance to be advertised for 30 days prior to the January 8th public hearing;
- attached is signed gym use agreement with Lower Kuskokwim School District;
- attached is copy of check for \$77,239.00 for the utility services and recently the school district had paid for delinquent utility account totalling approximately \$140,000;
- BNC Snow Fence Temporary Use Permit signed copy attached for locating a snow fence on BNC lands; indicated that City had not been diligent in maintaining the fence and to alleviate this problem, Public Works Department been charged with inspecting and repairing the snow fence on scheduled basis;
- Planning Department been assigned preparing a plan for completing reconveyance of land from BNC to the

MANAGER'S REPORT

City of Bethel under the provisions of Section 14(c) (3) of the Alaska Native Claims Settlement Act (ANCSA) of 1971. Section 14(c)(3) requires village corporations to reconvey land to communities for present and future community needs and public use; - concluded by indicating that earlier this fall the College had requested extension of budget with the Consortium Library building facility maintenance, which in FY'90 the college had expended entire budget, but not posted all of money, and now requesting to expend additional \$6,302 to their \$55,000 annual maintenance budget from the City.

Councilman Dale regarding the Laundromat RFP, volunteered to be on the laundromat RFP review committee. After Council discussion, Councilman Dale and Mayor Vanasse to be on the review committee and meeting scheduled for November 29th at 3:00 PM at the City Offices conference room; it was indicated that the review committee would make recommendations to Council and Council would have final vote. Councilman Dale further suggested to take option #3 on the Musuem status.

motion

M/M by Dale, 2nd by Richardson to exercise option #3 as rendered by Administration in the Manager's report and report to Council at the December 11th Council meeting. Voice vote, motion carried unanimously.

Councilman Dale further questioned the wisdom of putting the gravel IFB out to bid; and volunteered to be on the Staff Attorney selection Committee if no one else was interested - after Council discussion Councilmen Wallace and Feaster to be the selection committee - date to be set after the advertisement closing date.

Councilman Dale further commented by questioning putting the lease proposal along with the ordinance since their proposal would already be known; City Manager to contact City Attorney on this.

Councilman Wallace indicated that City tried to work with Kemp, same thing only backwards, asked if City was in agreement with Inlet Salmon now - it was indicated that they were leasing storage space; asked if the security phones had been installed yet, City Manager Earnest indicated that about 4 were to be installed on a trial basis; Councilman Wallace felt that if Council made action to buy 10 security phones, then 10 phones should be purchased and installed. City Manager Earnest indicated that they wanted to test the phones out before purchasing 10 phones to make sure they were the ones that the City had wanted, but that he would check the status by the next City Council meeting of December 11th.

COUNCIL MEMBER COMMENT  
Ok273

Madam Richardson indicated that she had received couple of calls, and one call was from a lady

COUNCIL MEMBER COMMENT  
continued

regarding the ambulance runs - indicated that she had called an ambulance and when she had realized that she would have to pay \$300, ended up taking a private vehicle. Madam Richardson suggested to put an advertisement, sort of like educating the public, regarding the ambulance fees and emergency situations; and concluded by indicating that a person had called too complaining of the target practice behind Crows sand pit, felt it was dangerous for sno-machiners, people walking and felt that the sand pit behind Crows not be used for target practice anymore.

Mayor Vanasse indicated he had received a similar call and checked with the Police Department and it was indicated that they no longer do evening target shoots, only day time. Indicated he was going to call the individual back to have him call the Police Department.

Madam Edge indicated that she had been receiving complaint calls regarding kids still out riding their bikes, even on icy roads. Indicated that it was dangerous and that maybe parents should prevent their kids from riding their bikes especially when the roads are real icy, since it is hard for vehicles to stop easily without sliding.

Councilman Dale reported that at the last meeting he had reported defective street lights, and still had not been replaced yet as of tonight.

motion

M/M by Dale, 2nd by Edge to repair street lights as soon as possible. Voice vote, motion carried unanimously.

Councilman Trantham reported that a meeting was scheduled for November 30th at the Kuskokwim College regarding the Cultural Center, and suggestion been made that a City representative attend the meeting, and the College architect scheduled to attend the meeting also and encouraged someone from the City attend the meeting; and concluded by asking fellow Councilmembers for suggestions as to how the Eddie Hoffman Senior Center can raise more money for their Senior Center bus, and encouraged public to donate to the Senior Center - it was suggested that Councilman Trantham make an announcement during the public call in show on Fridays/KYUK Radio Station.

Councilman Feaster asked who authorized to put up a stop sign by the M.E. School - Council at this time discussed the objections as to the Stop sign being at that location. Councilman Dale suggested putting up a slow sign with a 20 mph speed zone; City Manager Earnest to look into the matter.

Madam Richardson reported that she hesitently stepped down from the Transportation Commission.

COUNCIL MEMBER COMMENT  
continued

Student Representative Linda Tubbs reported that the slave day at the High School was a success; the drill team to perform on December 7th; and Warrior boys basketball team scheduled to play against the Dillinham Wolverines weekend of November 30th.

REPORTS OF STANDING  
COMMITTEES

Councilman Trantham reported that the Public Works Committee met and indicated that the dumpster truck had been down alot lately and highest recommendation is to purchase a used or new dump truck and Public Works Committee would like to review proposals with Council's permission and referred Council to the utility budget, money still in the purchase equipment section. Mayor Vansse felt they should continue on, and no objections were made from rest of Council and further reported that the next meeting was scheduled for 3rd Wednesday in December.

Councilman Feaster reported that the Finance Committee was scheduled to meet November 29th, 7:30 PM at the City Offices Conference room, regarding the sales tax audit selection and that there was one vacancy on the committee.

Madam Richardson indicated that she enjoyed serving on the Transportation Commission and as reported earlier, had hesitantly stepped down from the Committee and suggested that Councilman Dale should be more attentive at the Committee meetings. Mayor Vanasse thanked Madam Richardson for her service on the Transportation Commission and vehicle for hire ordinance been accomplished after years of drafting.

Mayor Vanasse requested that current list of Committee/Commission vacancies be posted and advertised and Council to call the City Clerk with any updates of the Committee members on the list.

Madam Edge reported that the Port Commission meeting been attempted but no quorum. Mayor Vanasse indicated that he misplaced a letter of interest for the Port Commission, and that he would have it by the next meeting. Port Director Greydanus indicated that an individual had expressed interest in being on the Port Commission but had not been resident for a year. Mayor Vanasse felt the residency requirement should be changed; Councilman Dale felt it should stay the same since that was same as Council residency requirement.

Councilman Trantham indicated that PATC Advisory Board needed to be added onto as part of Resolution #451, which would indicate that they report to the Council.

Mayor Vanasse on behalf of the Parks & Recreation Coordinator welcomed Kristie Rankin-Nerby and Cliff Andrews to the Parks & Recreation Committee and reminded public to attend the public forum on recreational facilities on December 4th.

PEOPLE TO BE HEARD

Councilman Dale wondered what process should be involved to check with Senator Hoffman and Representative Ivan regarding a community swimming pool. Felt that maybe less drownings would occur if there was a place to teach people how to swim. Madam Richardson indicated that Bob Herron had recently met with Yukon Kuskowkim Health Corporation and AVCP, Inc. and recommended Parks & Recreation get together with Mr. Herron. Councilman Dale further iterated that it was a much needed facility and suggested City be leading supporter in the effort.

COUNCIL BREAK 9:07 PM to 9:21 PM.

Councilman Dale before going on indicated that he had overlooked the University of Alaska request for additional \$6,302 since they had not expended the full City cash contribution of \$55,000 in FY'90. Council further discussed this in detail. Finance Director Graham indicated that he was not aware of the situation now, but that the City cuts a check per the Kuskokwim College's bill for \$25,000 every 6 months, and that he felt the problem was in their hands and not Council. Councilman Dale recommended reporting to Council at the next meeting as to the status of this.

NEW BUSINESS:

Item A: Games of  
Chance & Skill-ONC  
& Ladies' VFW

GAMES OF CHANCE & SKILL - O.N.C. & LADIES V.F.W.

M/M by Dale, 2nd by Wallace to approve Games of Chance & Skill applications for Orutsararmuit Native Council and Ladies' VFW Auxillary. Voice vote, motion carried unanimously.

Item B: Faulkner  
Property in Question  
Block 1, Lot 1 &  
USS 3790

FAULKNER PROPERTY IN QUESTION-BLOCK 1, LOT 1, USS  
3790

City Manager Earnest and Mr. Harry Faulkner, Sr. reviewed the status of the property in question Block 1, Lot 1, USS 3790 in detail with Council at this time. After Council discussion, following motion was made.

motion

M/M by Richardson, 2nd by Dale to refer this matter to the Planning Commission as their agenda item and make recommendation to Council. Poll vote, motion carried unanimously.

Item C: Search &  
Rescue Request for  
City Property Lease

SEARCH & RESCUE - REQUEST FOR CITY PROPERTY LEASE

Mayor Vanasse explained to Council that this was a request from Search & Rescue to sublease property in the vicinity of the Bowling Alley for a building to operate out of and coordinate rescue efforts. Indicated that City needs to approve for the sub-lease.

motion

M/M by Dale, 2nd by Wallace to express no opposition to the request. Voice vote, motion carried unanimously.

Ok276

Item D: Seawall  
Moorage

### SEAWALL MOORAGE

Port Director Greydanus indicated to Council that he requested this be added onto the agenda since there had been alot of requests for seawall moorage space that was not there, which is downstream from BNC Fish processing. He further recommended that Council approve more seawall tie on only and not to occupy the land over the seawall and that this was one way of generating more revenue to the City. Madam Richardson indicated that what was happening now is that vessels that do moor along the seawall do claim the land and their spot, which they had no right to do so in the first place. Councilman Dale expressed he was in favor of the proposal. Councilman Trantham indicated that this property in question had been dedicated in the past by Council as to remain open and designated as park area, further felt more exploration and more research of written committment with AC's and to table item until more research is done.

motion

M/M by Dale, 2nd by Wallace to support request to extend seawall moorage to allow Port Director to allow more moorage space as recommended by Port Commission.

Councilman Trantham still felt more research was needed and long ways before May and June came along and indicated that he would not support the motion. Madam Richardson concurred with Councilman Trantham and will not support the motion and felt it can be decided in a more rational way. Former Mayor Tom Warner recollected also that it had been committed open space area and City would provide access to land from the river and indicated that if it were to be approved, more work, more space request and improvements would be asked for and pieces of land would be claimed and all of open space been dedicated after the long time resident and named as Datu's Park, concluded by indicating it would be a disservice to that particular naming.

poll vote

Poll vote, motion failed. 3-yes; 4-no (Feaster, Richardson, Trantham and Vanasse). Mayor Vanasse indicated that he voted against the issue since he needed to see more documentation on this.

Item E: Executive  
Session - Legal  
Matter

### EXECUTIVE SESSION-LEGAL MATTERS

With no objection, Council went into executive session to discuss Department of Labor, Nelson & Marine case and sales tax collection at 10:26 PM. Council came out of executive session at 11:28 PM.

motion

M/M by Dale, 2nd by Wallace to purchase a new coffee pot. Voice vote, motion carried unanimously.

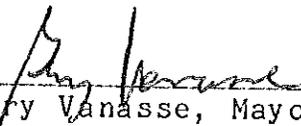
Item E: Executive  
Session continued

M/M by Feaster, 2nd by Dale that City of Bethel  
pursue the Department of Labor's decision. Poll vote,  
motion carried. 6-yes; 1-no (Trantham).

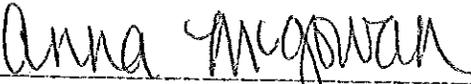
ADJOURNMENT

M/M by Feaster, 2nd by Wallace to adjourn the meeting  
at 11:30 PM. Voice vote, motion carried unanimously.

PASSED AND APPROVED THIS 11<sup>th</sup> DAY OF December, 1990.

  
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Gary Vanasse, Mayor

ATTEST:

  
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Anna McGowan, City Clerk