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# City of Bethel City Council Meeting Minutes

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October 27, 2009

Regular Meeting

Bethel, Alaska

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## **I. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on October 27, 2009 at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Joseph Klejka called the meeting to order at 6:30p.

## **II. ROLL CALL**

### **Members present:**

Mayor Joseph Klejka

Council Member Heather Pike

Council Member Allen Hippler

Council Member Beverly Hoffman

Council Member Richard Robb

Vice-Mayor Eric Middlebrook participated telephonically

### **Others present:**

City Manager Lee Foley

Acting City Clerk Cathy Cope

## **III. PEOPLE TO BE HEARD-**

### **Dave Trantham-**

Spoke in favor of opting out of local option; consultants are available to help the City at no charge.

### **Gary Vanasse-**

Spoke in favor or opting out of local option, would like the City to remain damp in status. Supports the idea of not allowing the sales of alcohol within the City of Bethel.

## **IV. APPROVAL OF THE AGENDA**

<b>MOVED:</b>	Robb	Motion to approve the agenda.
<b>SECONDED:</b>	Hippler	

<b>MOVED:</b>	Robb	Motion to amend, to remove items A, B, C and D from the consent agenda.
<b>MOVED:</b>	Hoffman	Motion to amend to make time certain 7:00p the teleconference with the former Alcohol Beverage Control Member, Doug Griffen; and 7:40p LEED Certification.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MOTION</b>	All in favor	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**V. UNFINISHED BUSINESS**

**Item A**– Public Hearing Of Ordinance 09-11 (D) Bethel City Council Amending The Adopted Annual FY 2010 Budget.

*Mayor Klejka opened the public hearing.  
No one wished to be head.*

<b>MOVED:</b>	Hoffman	Motion to postpone until the next regular city council meeting.
<b>SECONDED:</b>	Pike	
<b>VOTE ON MAIN</b>	All in favor	

**Item B** – Public Hearing Of Ordinance 09-36: Bethel City Council Establishing Charges For The Rebuilding Of Grinder Pumps And Establishing Of Prohibited Items.

*Mayor Klejka opened the public hearing.*

Eli Jacobson- Spoke in favor of the idea Ordinance 09-36 however thinks penalties should be stricter.

Fritz Charles- Spoke in favor of the idea Ordinance 09-36 however thinks penalties should be stricter.

*Mayor Klejka closed the public hearing.*

<b>MOVED:</b>	Hippler	Motion to adopt Ordinance 09-36.
<b>SECONDED:</b>	Hoffman	

<b>MOVED:</b>	Hippler	Motion to move into a committee of the whole.
<b>SECONDED:</b>	Hoffman	

<b>VOTE ON MAIN MOTION</b>	All in favor
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<b>MOVED:</b>	Hoffman	Motion to move out of the committee of the whole.
<b>SECONDED:</b>	Hippler	

<b>VOTE ON MAIN MOTION</b>	All in favor
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Gary Vanasse – Suggested a percentage of the replacement cost.

Eli Jacobson- Spoke in favor of what was suggested by some council members and spreading out the cost would be a good idea.

<b>MOVED:</b>	Hippler	Motion to amend, to make the effective date January 1, 1010; the fine or service charge should be prorated over four subsequent water bills; prior to the effective date written notification will be provided to all piped water customers in the water bill.
<b>SECONDED:</b>	Hoffman	

<b>VOTE ON MOTION</b>	All in favor
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<b>MOVED:</b>	Hoffman	Motion to amend, to have the service charge for the first rebuild be half the cost of a grinder pump and the second rebuild be the full cost of the grinder pump.
<b>SECONDED:</b>	Hippler	

<b>MOVED:</b>	Hoffman	Motion to amend to insert "and or replacement".
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MOTION</b>	All opposed	
<b>MOVED:</b>	Hoffman	Motion to amend to insert half the cost of the rebuild would be charged and the second rebuild and any rebuild thereafter would be the full cost of the rebuild.
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MAIN MOTION</b>	3-2 Motion fails, Robb and Middlebrook opposed	
<b>MOVED:</b>	Robb	Motion to amend, the first rebuild is \$50.00, the second is \$225.00 the third and subsequent is \$450.00 in a calendar year.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MOTION</b>	4-1 Motion passes, Middlebrook opposed	
<b>VOTE ON MOTION</b>	4-1 Motion passes, Middlebrook opposed	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Middlebrook opposed	

**NEW BUSINESS- Time certain 7:00p.**

**Item G** – Teleconference with Doug Griffin, Former ABC Board Member.

**UNFINISHED BUSINESS- Time Certain 7:40p.**

**Item F** – LEEDS Certification For Bethel Aquatic Training & Health Center, Teleconference With David Moore, Architects Alaska.

<b>MOVED:</b>	Pike	Motion to adopt Leeds Silver Certificate in the design of the BATH Center.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MAIN MOTION</b>	All in favor	

<b>MOVED:</b>	Hippler	Motion to take five minute break.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item C – Public Hearing Of Ordinance 09-39: City Of Bethel Council Allowing For The Abatement Taxes And Penalties And Interesting Related To Taxes.**

*Mayor Klejka opened the public hearing.  
 No one wished to be heard  
 Mayor Klejka closed the public hearing.*

<b>MOVED:</b>	Hoffman	Motion to postpone until the next regular city council meeting and refer to the Finance Committee in the mean time.
<b>SECONDED:</b>	Middlebrook	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Robb opposed	

**Item D – Public Hearing Ordinance 09-40: Providing For The Submission To The Qualified Voters Of The City Of Bethel, AK, At A Special Election, For Advisory Questions Pertaining To The Issuance Of Liquor License In The City Of Bethel.**

*Mayor Klejka opened the public hearing.  
 No one wished to be heard  
 Mayor Klejka closed the public hearing.*

<b>MOVED:</b>	Hippler	Motion to adopt Ordinance 09-40.
<b>SECONDED:</b>	Hoffman	
<b>MOVED:</b>	Robb	Motion to amend, to insert "Item 5 under Section 2, Should the City of Bethel support the City to apply for a liquor license and the operation of a city owned liquor store?"
<b>SECONDED:</b>	Hoffman	

<b>MOVED:</b>	Hoffman	Motion to suspend the rules to hear from the galley.
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MAIN MOTION</b>	All in favor	
Gary Vanasse explained his understanding of the local option allowing the City to own a liquor store.		
<b>VOTE ON MOTION</b>	All in favor	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item E – Public Hearing Of Ordinance 09-33: Increasing The Pump House Water Rates.**

*Mayor Klejka opened the public hearing.*

*Eli Jacobson- Spoke in opposition to the ordinance and asked for a closer examination of the numbers listed on the ordinance because they didn't seem accurate to him.*

*Mayor Klejka closed the public hearing.*

<b>MOVED:</b>	Hoffman	Motion to adopt Ordinance 09-33.
<b>SECONDED:</b>	Hippler	
<b>MOVED:</b>	Hippler	Motion to table until the next regular meeting.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**VI. NEW BUSINESS**

**Item A- Resolution 09-43: Support For A Funding Request To The Denali Commission As Part Of The FY 2010 Transportation Program Waterfront Project Nomination Process To Pay For Design, Permitting, And Pre-Construction Work At The Bethel Small Boat Harbor.**

<b>MOVED:</b>	Hoffman	Motion to adopt Resolution 09-43.
<b>SECONDED:</b>	Robb	

<b>VOTE ON MAIN MOTION</b>	All in favor
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**Item B- Resolution 09-44:** Support For The Preparation And Submission Of A Renewable Energy Fund Grant Application To Request Funding For The Bethel Biomass Recycling Project.

<b>MOVED:</b>	Hoffman	Motion to adopt Resolution 09-44.
<b>SECONDED:</b>	Hippler	
<b>MOVED:</b>	Middlebrook	Motion to amend, to strike the second whereas and strike at the Recycling Center and insert "for the City of Bethel."
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MOTION</b>	All in favor	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item C- Resolution 09-45:** Support For A Funding Request To The Denali Commission As Part Of The FY 2010 Transportation Program Road Project Nomination Process To Pay For Pre-Engineering Work On Ridgecrest Drive.

<b>MOVED:</b>	Hippler	Motion to adopt Resolution 09-45.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item D- Resolution 09-46:** Requesting The Alcohol Beverage Control Board Not Grant Any Liquor Licenses In The City Of Bethel For At Least The Full 90 Days Time Limit For Making A Decision On Any Liquor Licenses Application.

<b>MOVED:</b>	Hoffman	Motion to adopt Resolution 09-46.
<b>SECONDED:</b>	Robb	
<b>MOVED:</b>	Robb	Motion to amend to strike in "to increase injuries and death rates due to alcohol" and insert "to allow time to enact ordinances to mitigate any effect opting out of local option may have within the City of Bethel and the Yukon Kuskokwim Region."
<b>SECONDED:</b>	Middlebrook	

<b>VOTE ON MOTION</b>	5-1 Motion passes, Klejka opposed
<b>VOTE ON MAIN MOTION</b>	All in favor

**Item E-** Bethel Fire Station Emergency Repairs.

<b>MOVED:</b>	Middlebrook	Motion to approve the City Manager evoking Sections 4.20.180 and Section 4.20.190 of the BMC, Emergency Procurement for the purposes of emergency shoring on the Bethel Fire Station.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**VII. REPORTS OF STANDING COMMITTEES**

**Planning Commission –**

No report.

**Port Commission –**

No report.

**Public Safety and Transportation –**

No report.

**Parks & Recreation –**

BATH Work Session held operating cost reduction discussed.

Public information packet is in the works.

Two students are going to apply for the Committee.

**Public Works Committee-**

No report.

**Finance Committee-**

Work session held to discuss the Bethel Utilities Tack over by TDX.

Finance Reports show a 2 million dollar drop, we are looking into the cause.

**Cemetery Committee-**

No report.

**VIII. MAYOR'S REPORT**

**IX. MANAGER'S REPORT**

<b>MOVED:</b>	Hoffman	Motion to extend the to 10:15p.
<b>SECONDED:</b>	Hippler	

<b>VOTE ON MAIN MOTION</b>	All in favor
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- X. CLERK'S REPORT**
- XI. COUNCIL MEMBER COMMENTS**

**Council Member Hoffman-**

No comment.

**Council Member Robb –**

Explained his discomfort with passing the consent agenda items without discussion and feels the discussion is important for the public and the Council.

**Council Member Hippler –**

Pleased with the open discussion.

**Vice-Mayor Middlebrook-**

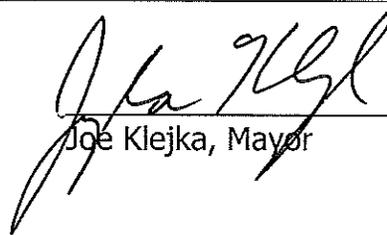
Thanked the council members for all of their work and appreciated their indulgence for him calling in.

**Mayor Klejka-**

Stressed the importance of the consent agenda and encouraged the public to take a look at it on the website.

**XII. ADJOURNMENT**

<b>MOVED:</b>	Hoffman	Motion to adjourn.
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MAIN MOTION</b>	All in favor	

  
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 Joe Klejka, Mayor

ATTEST:  
  
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 Lori Strickler, City Clerk