

CALL TO ORDER

City Manager Hoffman called the regular meeting of Bethel City Council to order at 7.35 pm.

City Manager Hoffman accepted nominations for acting mayor. M/H by Sullivan, 2nd by Hoffman nominating John Binkley for acting mayor. There were no other nominations. Voice vote, motion carried. John Binkley served as acting mayor for the meeting.

ROLL CALL

Present: Binkley, Buttane, Hoffman, Sullivan,
Twitchell, Veit
Absent: Guinn

APPROVAL OF MINUTES

motion

M/H by Twitchell, 2nd by Sullivan to accept the 5/29/84 Council minutes as presented. Voice vote, motion carried.

M/H by Buttane, 2nd by Sullivan to accept the minutes of the 6/6/84 Council meeting as presented. Voice vote, motion carried.

motion

M/H by Sullivan, 2nd by Veit to adopt the following statement as clarification of the minutes of 2/27/84:

that the City acknowledge and account for all deficits, by transfer from the general fund, upon recognition and record such deficits in the City's accounting system and to report to Council on such deficit transfers when discovered.

Voice vote, motion carried.

APPROVAL OF AGENDA

M/H by Sullivan, 2nd by Hoffman to accept the agenda as amended:

New Business: add Item C -- BNC Land Development
Small Boat Harbor
add Item D -- SWACPCSA Fund Proposal

Voice vote, motion carried.

MANAGER'S REPORT

City Manager Hoffman reported to Council on the following items:

1. a proposed City ordinance concerning the disposal of City land will be introduced at the July Council meeting
2. the following interview schedule for positions with the City has been established:
 - a. 6/22 - Finance Director (Finance Committee)
 - b. 6/26 - PATC Director
 - c. 6/28 - Personnel Officer
 - d. the City has received no applications for Internal Auditor position

STANDING COMMITTEE
REPORTS

M/H by Buttane, 2nd by Sullivan to accept the 6/4/84 Planning Commission minutes as presented. Voice vote, motion carried.

POLICE CHIEF REPORT

Police Chief Varnell reported to Council on the following items:

1. the River Patrol is policing the Small Boat Harbor
2. recommended that the police boat not be docked at the Small Boat Harbor due to security problems

PEOPLE TO BE HEARD

Councilmember Hoffman reported to Council that the City may be trespassing upon the property of Oscar Anvil in City Subdivision. Councilmember Binkley recommended that the matter be sent to the Planning Commission.

Councilmember Sullivan recommended that the Finance Committee and Council hold a joint work session to establish budget development parameters prior to the July council meeting and to bring the recommendation to the July council meeting. Council concurred in the recommendation.

Louie Andrew requested that speed limit signs be placed in the Small Boat Harbor. The matter was referred to Administration.

Councilmember Veit read a letter from an unnamed Bethel resident concerning alleged pilfering of City materials for private use. Councilmember Twitchell indicated that similar comments had been made to him concerning the pilfering of City property. City Manager Hoffman informed Council that the material is kept at Public Works but is not fenced off and therefore difficult to control. Councilmember Sullivan recommended fencing the area holding City material and keeping an inventory of materials. Councilmember Buttane suggested that if anyone knows of such activity that they should report it to the police department.

Liz Illg, Director of TWC, requested a reduction in City utility rates charged to TWC for hook-up and use of the City sewer system. Ms. Illg asked that Council not charge TWC but count the withheld charges as a City in-kind match for TWC funding purposes. City Manager Hoffman suggested including the request in the City budget for next year. Councilmember Buttane suggested that the increase in user charges is contrary with City policy encouraging hook-up to the City system. Councilmember Hoffman supported the request by TWC indicating that other non-profits receive such reduced fees. City Manager Hoffman reported to Council he has agreed to grant a 1 year reduced rate to TWC; Ms. Illg indicated that the reduced rate was acceptable. M/H by Buttane, 2nd by Hoffman to implement the reduced utility rate for TWC until a policy concerning such rates is established by Council. Voice vote, motion carried.

PEOPLE TO BE HEARD
CONTINUED

Jerry Korthuis spoke in opposition to the use of the small boat harbor by planes for dockage and storage purposes and requested that Council reconsider permitting plane use of the harbor.

Steven Constantino reported to Council that a fish processor has been trespassing on City property by placing its processing equipment on City land. City Manager Hoffman reported to Council that he has had assurances that the boat will be relocated. Councilmember Sullivan stated that more than assurances are needed; that if no action is taken by the trespassing party that the City should evict the trespasser. Councilmember Buttane suggested that the Harbormaster be directed to request that the party remove themselves and if compliance is not forthcoming on the request that the City take legal action. Sarge Connick, City Harbormaster, noted for Council that City ordinances do not specifically grant the Harbormaster the power to remove parties from the seawall area; that he is charging moorage fees for use of the area. Councilmember Buttane recommended amending the ordinance to empower the Harbormaster with enforcement rights along the seawall. City Manager Hoffman noted that the engineers for the seawall project have been asked to develop a maintenance manual for the seawall.

Frank Sirilo requested that Council provide for an area in the small boat harbor for use by the handicapped in launching their boats.

Councilmember Twitchell requested that the ramp at the small boat harbor be repaired. City Manager Hoffman reported that the engineers are working on a repair plan.

Council directed Administration to address the trespass question along the seawall as soon as possible.

Marjorie Lowe addressed Council concerning the problem of itinerant merchants operating in Bethel. City Manager Hoffman reminded Council that there is a City ordinance regulating itinerant merchants; that the City will advertise the ordinance so as to inform the residents of its provisions.

UNFINISHED BUSINESS

USER FEES, SMALL BOAT HARBOR

Item A: User Fees
Small Boat Harbor

Public Hearing from 8.53 - 9.07 pm.

City Manager Hoffman recommended that user fees at the small boat harbor not be introduced at this time due operation and security problems existing at the harbor. Harbormaster Connick concurred with the City Manager and suggested implementing the fees next year at which time the harbor should be ready for full use.

Jerry Korthis informed Council that it was the recommendation of the Port Commission that the fee schedule be set now but not implemented until the boat harbor is fully operational.

Louie Andrew asked Council to consider limiting public use to the three fingers area of the harbor and to recognize other areas within the harbor as areas reserved for traditional users of that land.

Councilmember Sullivan opposed implementing a user fee until moorage and security problems are solved and opposed use of the harbor by planes.

motion

M/M by Sullivan, 2nd by Veit that the Small Boat Harbor user fees be held in abeyance until such time as the improvements and the security measures that are necessary for the harbor to function effectively have been put into a workable form and that the fees be brought back for consideration not later than March 15, 1985. Voice vote, motion passed.

motion

M/M by Buttane, 2nd by Sullivan to amend Emergency Ordinance 84-3 by deleting that section of the emergency ordinance which permits aircraft and float planes use of the small boat harbor. Poll vote, 5 yes, 2 no, motion passed.

Item B: Introduction of Amendment 1 to Ordinance 143

INTRODUCTION OF AMENDMENT 1 to ORDINANCE 143, AN ORDINANCE ESTABLISHING HOURS FOR THE OPERATION OF CERTAIN BUSINESSES WITHIN BETHEL.

motion

M/M by Sullivan, 2nd by Veit to introduce Amendment 1 to Ordinance 143, an amendment setting the hours of operation until 2 am., and to set the amendment for a public hearing in 30 days.

Councilmembers Buttane and Hoffman opposed the amendment. Poll vote, 3 yes, 3 no, motion failed.

UNFINISHED BUSINESS
CONTINUED

Item C: Repeal of
Ordinance 68

REPEAL OF ORDINANCE 68, AN ORDINANCE ADOPTING
PLUMBING, ELECTRICAL, BUILDING AND FIRE CODES FOR
THE CITY OF BETHEL

Public Hearing from 9.22 - 9.30 pm.

City Manager Hoffman reviewed for Council the pro-
posed ordinance indicating that the State is re-
sponsible for inspection under the above-listed
codes.

Councilmember Sullivan supported the repeal.

Councilmember Buttane suggested that if the City
does become a home rule city that Council would
need to consider re-establishing the above codes.

Andy Edge suggested that the City can utilize the
building permit system to insure that qualified
people are doing plumbing, electrical and building
work at Bethel.

motion

M/M by Sullivan, 2nd by Twitchell to adopt Ordi-
nance 169, an ordinance repealing Ordinance 68, an
ordinance adopting uniform codes for the City of
Bethel. Poll vote, 6 yes, 0 no, motion passed.

Council recessed from 9.35 - 9.45 pm.

Item D: Day Care
Recommendations

DAY CARE RECOMMENDATIONS

City Manager Hoffman reviewed for Council the
State recommendations concerning the day care pro-
gram, one of which was that the City should admin-
ister the program.

Lorraine Foster, Bethel Social Services' Director,
recommended that if the City assumes operation of
the day care program that it does so next fiscal
year; Councilmember Sullivan concurred

Mother Goose Day Care had no comments concerning
the recommendations.

Councilmember Buttane recommended that the City
take over the program at the expiration of the con-
tract on June 30, 1984. Lorraine Foster spoke in
opposition to the recommendation stating that such
a take-over would not permit a smooth transition.
Councilmembers Sullivan and Veit suggested that the
City solicit bids for operation of the program.

motion
motion

M/M by Sullivan, 2nd by Twitchell directing Admin-
istration to request proposals from licensed day
care providers in Bethel early next year and that
Administration prepare a fact sheet regarding the
implications of the City assuming operation of the
day care program, the report to come before Council
by March 15, 1985. Voice vote, motion passed.

NEW BUSINESS

JUVENILE DETENTION FACILITY

Item A: Juvenile
Detention Facility

City Manager Hoffman reviewed for Council the Planning Commission site recommendation for the proposed facility, that being the west side of USS 4000 near the new jail location.

Dave Arnold and Newton Chase, representing the State of Alaska, suggested that the recommended site was not large enough to accommodate probable future expansion of the facility and requested that Council approve the use of the remainder of Lot 4, that is, the remainder of the lot on which the new jail is located, as the site location.

Stan Taff, BNC Land Manager, informed Council that the area recommended by the State as the site belongs to BNC and that a new price would have to be negotiated with BNC for the land. City Manager Hoffman recommended that the City negotiate a purchase price with BNC for the additional land.

Councilmember Binkley inquired as to how much land the State was seeking for the facility. Mr. Arnold indicated the State required a 2 1/2 acre minimum, a maximum of 5 acres.

Councilmember Buttane stated that the City has \$300,000 from the State to purchase the land, that if the State requires a larger area that the State will need to supplement the \$300,000 grant to the City.

Gene Schaeffer of the State Department of Health and Social Services suggested that Council empower the City Manager to negotiate with BNC for additional land subject to State approval.

Councilmember Binkley stated that he wanted Council involvement in the negotiations.

motion

M/M by Sullivan, 2nd by Twitchell that a committee composed of Councilmembers Buttane and Binkley, the City Manager and a representative from the Planning Department negotiate a price with BNC concerning the purchase of land for a juvenile detention facility and to poll Council as to the results of the negotiation. Voice vote, motion carried.

NEW BUSINESS CONT

LEASE OF LOT 4, BLOCK 8, USS 3790

Item B: Lease
Lot 4, Block 8,
USS 3790

City Manager Hoffman reviewed for Council the request to lease the land for fish processing purposes.

motion

M/M by Buttane, 2nd by Hoffman to introduce for a public hearing the lease of Lot 4, Block 8, USS 3790 with use of the lot limited to use by fish processors and related businesses and to set the public hearing for the July Council meeting. Voice vote, motion carried.

Item C: BNC Land
Development Small
Boat Harbor

BNC LAND DEVELOPMENT SMALL BOAT HARBOR

City Manager Hoffman reviewed for Council BNC's development request for the small boat harbor. The City Manager noted for Council that two parcels of land within the small boat harbor are available for commercial development. BNC wants to keep parcel B for commercial development and seeks to amend the agreement with the City concerning parcel A, which is owned by the City, to provide that the City will not enter into commercial use of Lot A in competition with BNC.

Councilmember Sullivan inquired if the amendment to the agreement means that the City cannot charge fees for the use of the small boat harbor. Mr. Sullivan indicated that if such a prohibition is contemplated by the amendment that he would oppose the amendment.

Stan Taff, BNC Manager, stated that a final document is needed between the City and BNC concerning the Small Boat Harbor.

motion

M/M by Sullivan, 2nd by Twitchell directing Administration to negotiate with BNC a final agreement concerning the Small Boat Harbor land use and to bring the agreement to Council at the July Council meeting. Voice vote, motion passed.

Item D: SWACPCSA
Funding Request

SWACPCSA FUNDING REQUEST

Councilmember Veit reviewed for Council the request by SWACPCSA for a \$29,000 grant reminding Council SWACPCSA had received such monies from the City in the past. Mr. Veit indicated his support for the request.

motion

M/M by Veit, 2nd by Twitchell to refer the funding request to the Finance Committee for consideration and recommendation. Voice vote, motion carried.

ADJOURNMENT

ADJOURNMENT

motion

H/M by Sullivan to adjourn. The meeting adjourned
at 10.52 pm.

PASSED AND APPROVED THIS *15th* DAY OF *August*, 1984.

John Guinn
John Guinn, Mayor

ATTEST:

Wayne G. Hiers
Wayne G. Hiers, City Clerk

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