
City of Bethel City Council Meeting Minutes

August 19, 2008

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on August 19, 2008 at 6:30p, in the Council Chambers, Bethel, Alaska.

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

II. ROLL CALL

Members present:

Council Member Willy Keppel
Council Member Dan Leinberger
Council Member Tiffany Zulkosky
Mayor Eric Middlebrook
Vice-Mayor Thor Williams
Council Member Tundy Rogers (departed the meeting at 9:31)

Members absent:

Council Member Yolonda Jorgensen

Others present:

Acting City Manager Lee Foley
City Clerk Lori Strickler

III. PEOPLE TO BE HEARD

Jerry Drake

- *Apologized to Mr. Foley for the previous comment made regarding a distribution of a confidential e-mail.*

Beverley Hoffman

- *Spoke in favor of Resolution 08-16.*

Gary Hanson

- *Questioned what percentage of sales tax is being collected.*
- *Stressed that the City Council members represent the City at all times and should be aware of their actions at all times.*

IV. SPECIAL ORDER OF BUSINESS

Item A – Proclamation For The Outstanding Achievements Of Genevive Maczynski.

MOVED:	Zulkosky	Motion to table Item B under Special Order of Business until the next regular meeting
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Rodgers	Motion to suspend the rule to hear from the public
SECONDED:	Keppel	
VOTE ON MAIN MOTION	All in favor	

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Rodgers	Motion to approve the consent and regular agenda.
SECONDED:	Williams	
MOVED:	Keppel	Motion to move Item X, Mayor's Report and Item XI, City Manger's Report to follow Item VI, approval of the Minutes.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	3-3 Motion fails; Williams, Leinberger, and Zulkosky opposed	
MOVED:	Keppel	Motion to table Item C, under Unfinished Business, MOA with the City of Bethel and the Department of Corrections.
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Leinberger	Amend the motion to table date specific, to the date of the Council's next regular meeting.
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	All in favor	

MOTION		
MOVED:	Keppel	Motion to remove from the consent agenda Item B under New Business, Resolution 08-16
SECONDED:		
MOVED:	Keppel	Motion to move Item H under New Business, Council review of past motions made to administration for planning of the road through the donut hole, and any further directives, to Item A under New Business
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Motion fails 4-2; Leinberger and Zulkosky opposed	
MOVED:	Keppel	Motion to move Item N under New Business, Council review of proposed solution to Tundra Ridge Road closure, to Item B, under Unfinished Business
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Zulkosky	Motion to move Executive session to follow approval of the minutes
SECONDED:		
VOTE ON MAIN MOTION	Dies for lack of second	
VOTE ON MAIN MOTION	All in favor	

VI. APPROVAL OF THE MEETING MINUTES

The following items were approved on the consent agenda
Item A – 08/01/2008 Special Meeting
Item B – 08/05/2008 Regular Rescheduled Meeting

VII. UNFINISHED BUSINESS

Item A - Resolution 08-13: City of Bethel Priorities For The FY2009 State of Alaska Legislative Funding Cycle

MOVED:	Leinberger	Motion to adopt Resolution 08-13: City of Bethel priorities for The FY 2009 State of Alaska Legislative Funding Cycle (<i>made at the Aug. 5th Regular City Council Meeting</i>)
SECONDED:	Williams	
MOVED:		
	Williams	Motion to amend Resolution 08-13 to reflect both FY2009 and 2010 funding
VOTE ON MOTION		
	Council concurrence	
MOVED:		
SECONDED:	Leinberger	Motion to amend Resolution 08-13 by moving Item 3, Multi Use Recreation Center to Item 2 on the list
	Zulkosky	
VOTE ON MOTION		
	Motion fails 2-4; Leinberger and Zulkosky in favor	
MOVED:		
SECONDED:	Zulkosky	Motion to amend Resolution 08-13 by adjusting the language from Regional Law Enforcement Center, to Bethel Police Department repair/ replacement
	Williams	
VOTE ON MAIN MOTION		
	All in favor	
MOVED:		
SECONDED:	Keppel	Motion to amend Resolution 08-13 for the Council Members to adjust Resolution 08-13 as they see fit, and to provide it to the City Clerk
VOTE ON MAIN MOTION		
	Dies for a lack of second	
MOVED:		
SECONDED:	Zulkosky	Motion to amend Resolution 08-13 to include succinct language to that of Nome Alaska's
	Leinberger	

VOTE ON MAIN MOTION	All in favor	
MOVED:	Williams	Motion to amend Resolution 08-13 by making Item 4, Energy Improvement and Upgrades; Item 5, Alternative Energy, and Item 6 Dust Control
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Keppel	Motion to amend Resolution 08-13 to include Item 8, Have the tank facilities come under state regulatory law
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	2-4 Motion fails; Keppel and Rodgers in favor	
MOVED:	Leinberger	Motion to amend Resolution 08-13 by adding Item 9, Expanding the Power Cost Equalization Program
SECONDED:	Keppel	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Keppel	Motion to amend Resolution 08-13 by including an Item 10, State subsidizes the fuel for main line barge services
SECONDED:		
VOTE ON MAIN MOTION	Motion dies for lack of second	
MOVED:	Zulkosky	Motion to call the question
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	
VOTE ON MAIN MOTION	All in favor	

Item B- Resolution 08-14: City Of Bethel Priorities For the FY 2010 United States Congressional Funding Cycle

MOVED:	Williams	Motion to adopt Resolution 08-14: City of Bethel priorities for the FY 2010 United States Congressional funding cycle
SECONDED:	Rodgers	
MOVED:	Zulkosky	Motion to amend Resolution 08-14 to have Item 3 to have identical wording to that mentioned in Resolution 08-13, the State funding priorities
SECONDED:	Leinberger	
VOTE ON MOTION	All in favor	
MOVED:	Williams	Motion to send the approved Resolution to Senator Steven, Senator Murkowski, and Representative Young's Office's
SECONDED:	Zulkosky	
VOTE ON MOTION	All in favor	
VOTE ON MAIN MOTION	All in favor	

Item C – Determining City Council Vacancy

Item D – Resurrection By Construction Of Front Street And Main

MOVED:	Keppel	Motion to direct the Acting City Manager to write to the Department of Transportation, a notice of 30 days before the cancellation/voiding of the agreement
SECONDED:	Rodgers	
MOVED:	Williams	Motion to amend the motion to direct the Acting City Manager to draft a letter to DOT giving 30 days notice of termination of the MOU
SECONDED:	Rodgers	
VOTE ON MAIN	2-4 Motion fails; Rodgers and Williams in favor	
VOTE ON MAIN	3-3 Motion; fails Leinberger, Middlebrook and	

MOTION	Zulkosky opposed	
MOVED:	Leinberger	Motion to direct the Acting City Manager to draft a resolution, giving a 30day notice to the Department Of Transportation to opt out of the agreement.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Zulkosky	Motion to break for 10
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	

Item E -YKHC's Summer Swim Training Program

MOVED:	Rodgers	Motion to suspend the rule to hear from the Parks and Recreation Director, Janet Athanas
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	All in favor	

Item F – RFP For City Management Services

VIII. NEW BUSINESS

Item A –Council Review Of Past Motions Made To Administration For Planning Of the Road Through The Donut Hole

MOVED:	Zulkosky	Motion to direct the Acting City Manager to begin speaking with Bethel Native Corporation and the State of Alaska, and any other agencies which may be involved; and to work with the Planning Commission regarding a preferred rout and any suggestion for the preferred road.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Williams	Motion to suspend the rule to move Item N under New Business
SECONDED:	Keppel	
VOTE ON MAIN MOTION	All in favor	

Item B – Council Review Of Proposed Solution To Tundra Ridge Road Closure

Item C – Council Directive For Setting The Criteria For Review Of City Manager Applications And Dates For Interviews Of Applicants

MOVED:	Zulkosky	Motion to schedule a special meeting Wednesday September 3 rd to begin at 6:00P and not to exceed two hours
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Zulkosky	Motion to amend the motion; meeting will cover hiring process for the hiring of the City Manager and to set a time line to follow
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	

Item D- Resolution 08-16: City contract with Architects Alaska for the design of A Multi-Use Recreation Center

MOVED:	Zulkosky	Motion to adopt Resolution 08-16: City contract with Architects Alaska for the design of a Multi-use Recreation Center.
SECONDED:	Leinberger	
MOVED:	Zulkosky	Motion to suspend the rule to hear from the Grants Manager and the Parks and Recreation Director on this issue
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Zulkosky	Motion to amend to strike "and sign a one year contract"
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Motion fails 3-2; Keppel and Williams opposed	
MOVED:	Leinberger	Motion to go past 10
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Leinberger	Motion to suspend the rule to allow other members of the public speak on this issue
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	
<i>Jody Malus spoke on the issue.</i>		
VOTE ON MAIN MOTION	All opposed	

Item I– Technical Memorandum Provided By CH@MHILL

Item J–Date For November And December Meetings

MOVED:	Williams	Motion to strike the meetings on the 11 th of November and the 25 th of November and have the regular rescheduled meeting on the 18 th of November and one in December on the 9 th .
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Leinberger	Amend the motion to move the meeting in December from the 9 th to the 16 th of December
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	

MOTION		
MOVED:	Williams	Motion to break for 10 minutes
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	4-1 Leinberger in opposition	

Item L – Direction To City Manager, Department Heads and The City Clerk For Utilizing The City Attorney On Legal Issues

Item O – Personal Leave Request For The City Clerk, November 13th – December 1st

MOVED:	Leinberger	Motion to approve the City Clerk's leave request from November 13 th to December 1 st
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Leinberger	Motion to go into Executive Session for the purpose of the City Clerk's six month evaluation
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	All in favor	

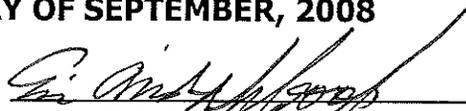
IX. EXECUTIVE SESSION

Item A – Six Month Evaluation Of The City Clerk Per Contract

The Council entered into Executive Session at 10:59p and Exited at 11:33p

X. ADJOURNMENT

APPROVED THIS 9th DAY OF SEPTEMBER, 2008


Eric Middlebrook, Mayor

ATTEST:



Lori Strickler, City Clerk