CALL TO ORDER

Mayor Guinn called the regular meeting of the Bethel City Council to order at 7.30 pm.

ROLL CALL

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

APPROVAL OF MINUTES

M/M by Binkley, 2nd by Buttcane to accept the minutes of the 6/20/84 Council meeting as presented. Voice vote, motion carried.

M/M by Binkley, 2nd by Sullivan to accept the minutes of the 8/1/84 Council meeting with the following addition: record the roll call vote by name on the vote concerning the emergency ordinance. Voice vote, motion passed.

APPROVAL OF AGENDA

M/M by Sullivan, 2nd by Twitchell to approve the agenda with the following changes:
a. New Business add Item E - Cab Permit Transfer
b. Unfinished Business add Item E - Youth Facility Land Purchase

MANAGER'S REPORT

City Manager Hoffman reported on the following items:
a. the Blue Ribbon Task Force is reviewing options concerning a prosecuting attorney for the City
b. the FY '85 budget process is underway; Finance Committee will meet on August 23 to develop a working draft by the end of August
c. the transit system survey has been distributed which contains an operating budget for 1985
d. Capital Projects Director Boyette reviewed for Council the seawall project
e. Swansons Store has tendered land to the City for use as a park
f. Rep. Don Young will be in Bethel to tour the seawall project. The City will seek federal funds to complete the seawall project

Police Chief Varnell reported to Council on the following items:
a. a double murder alcohol related
b. a shooting not alcohol related
c. the reserve program is operational with 3 reservists each working one night per week, 4-4 hour shifts per month
d. the Police Department has incurred heavy overtime during the past 8 months, 254 hours of overtime for two weeks of July alone. The question of overtime will need to be addressed during the budget process

MAYOR'S REPORT

Mayor Guinn reported on the following items:

a. the Blue Ribbon Task Force would like to see more people involved - meetings are held every Tuesday at 4 pm
b. Assistant to the Governor, John Shively, has indicated that a permanent District Attorney will be named for Bethel

REPORTS OF STANDING COMMITTEES

No committee reports.

PEOPLE TO BE HEARD

Councilmember Buttcane suggested that Council place revision of Title 4 (Alcohol Statute) as a legislative priority for this coming year due to the confusing language in the Title.

Mr. Buttcane commended the Public Works Department for its quick action to repair the damage done to Bethel roads by the recent rain.

Harry Faulkner addressed Council concerning title to a piece of land along the riverfront. Mr. Faulkner indicated that the title had been used as security for a loan and that once the loan is repaid the title to the property will revert back to him. Mr. Faulkner also wanted the record to reflect that Leo Walsh is not the owner of H2W.

UNFINISHED BUSINESS

PUBLIC HEARING ON LEASE OF LOT 4, BLOCK 8, USS 3790 FOR COMMERCIAL FISHING RELATED BUSINESS

The Public Hearing was held from 8.10 - 8.18 pm.

City Manager Hoffman informed Council that no bids were received and requested that Council extend the bid period until the next Council meeting.

Councilmember Binkley inquired as to the legal status of the City with respect to riparian rights on leased land. City Manager Hoffman indicated that that question has not been researched by the City at this time.

Councilmember Hoffman indicated that the land in question may be an allotment.

motion

M/M by Sullivan , 2nd by Buttcane to table the matter until the next Council meeting. Voice vote, motion carried.

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UNFINISHED BUSINESS

PUBLIC HEARING ON CITY RECLASSIFICATION

Item B: Public Hearing on City Reclassification

Public Hearing from 8.25 - 8.35 pm.

A petition containing the requisite number of signatures calling for a vote on first class status was presented to Council.

City Manager Hoffman informed Council that the Administration is preparing a brochure to mail to all boxholders before the October 2 election outlining the ballot propositions.

Councilmember Sullivan suggested expanding the brochure to include the full impact of the City going first class. M/M by Binkley, 2nd by Buttcane to accept the petition. Voice vote, motion passed.

motion

M/M by Buttcane, 2nd by Binkley setting August 22 as a special council meeting, 7.30 pm, to present the Council's findings as to the feasibility of the City of Bethel going to first class status. Voice vote, motion carried.

Item C: BNC Agreement - Small Boat Harbor

BNC AGREEMENT SMALL BOAT HARBOR

City Manager Hoffman reviewed for Council the proposed agreement.

Bartz Englishoe, BNC Land Manager, asked that attorneys for the City and BNC review the document before signing.

Councilmember Buttcane expressed disagreement with the language in the final paragraph concerning future commercial development in the boat harbor area.

Councilmember Binkley suggested a time limit in the agreement as to non-competitive development.

Councilmember Buttcane asked if it was appropriate for BNC shareholders sitting on Council to vote on the matter and if the City would receive any royalty revenue from BNC's operation in the harbor.

City Manager Hoffman indicated that shareholders could vote if they were not in decision making positions with BNC; that the City would not receive royalty payments from BNC's harbor operations.

motion

M/M by Binkley, 2nd by Sullivan to table action on the agreement until the September meeting and to submit the agreement to the attorneys for review. Voice vote, motion carried.

UNFINISHED BUSINESS

Item D: Waterfront Land Use Policy

WATERFRONT LAND USE POLICY

City Manager Hoffman reviewed for Council the proposed policy statement.

Capital Projects Director Boyette spoke in support of the policy statement indicating that the riparian owner has precedence over the public user.

motion

M/M by Buttcane, 2nd by Sullivan to accept the policy statement concerning waterfront land use with inclusion of the statement that disputes in-involving use of such land be brought to City Council. Voice vote, motion carried.

Capital Projects Director Boyette reviewed for Council the Faulkner land question indicating that Mr. Walsh appears to be the record holder of the land in question; that any value set for the land will be based upon pre-seawall value; that item 7b of the proposed agreement with Mr. Walsh has been changed from 30 to 60 days and that paragraph 8 has been stricken.

Councilmember Buttcane spoke in support of the agreement and the purchase of the land.

Councilmember Binkley suggested that the language regarding the selection of the arbitration board required additional work.

Capital Projects Director Boyette informed Council that money is available to purchase the property.

Stan Taff, BNC Manager, reminded Council that BNC would require assurances as to access to the river for Elm Fisheries after the seawall is completed. Mr. Taff indicated that BNC would like to review the waterfront land use policy; that BNC has not granted the City an easement across its land for the seawall project pending a future use agreement between the City and BNC.

Councilmember Sullivan asked BNC for a clear state-as to its easement requirements along the water-front.

Mr. Taff indicated that BNC was seeking assurance that BNC would have comparable use of the land after the seawall is completed.

motion

M/M by Buttcane, 2nd by Binkley to place the agreement on the August 22 Council meeting. Voice vote, motion passed.

motion

M/M by Buttcane, 2nd by Hoffman directing Administration to purchase the Walsh land as per the proposed agreement as amended and to return the agreement to Council at the August 22 Council meeting. Voice vote, motion passed.

Council recessed from 9.46 - 10.03.

motion

M/M by Twitchell, 2nd by Sullivan to go past 10 pm. Voice vote, motion passed.

Item E: BNC Land Purchase Juvenile Youth Facility

BNC LAND PURCHASE JUVENILE YOUTH FACILITY

City Manager Hoffman reviewed for Council the negotiations concerning the purchase of land for a juvenile youth facility. BNC has agreed to sell the land for $2.00 per sq. ft.

Councilmember Binkley suggested that another meeting with BNC is required.

Stan Taff, BNC Manager, informed Council that BNC would sell for $300,000 which price is approximately $2.00 per sq. ft.

motion

Correction see below:

M/M by Sullivan, 2nd by Twitchell to table the matter until the committee reports back to Council at the August 22 meeting.

Councilmember Buttcane opposed the motion stating that the matter should be placed on the August 22 agenda for action.

Voice vote, motion carried.

NEW BUSINESS

QFC LAND LEASE

Item A: QFC Land Lease

City Manager Hoffman reviewed for Council the proposed lease. M/M by Buttcane, 2nd by Hoffman to approve the lease as amended. Voice vote, motion carried.

Item B: Resolution 434, Erosion Control

RESOLUTION 435, EROSION CONTROL FUNDING REQUEST

M/M by Sullivan, 2nd by Twitchell to adopt Resolution 434 requesting funds for erosion control at Bethel. Voice vote, motion carried.

Item C: Resolution 435, Erosion Control

RESOLUTION 436, EROSION CONTROL FUNDING REQUEST

M/M by Sullivan, 2nd by Hoffman to adopt Resolution 435 requesting funds for erosion control at Bethel. Voice vote, motion carried.

.h155

9/19/84 WFM

MOTION SHOULD READ: TO TABLE THE MATTER UNTIL THE COMMITTEE REPORTS BACK TO COUNCIL NO LATER THAN THE AUGUST 22 COUNCIL MEETING AND FOR ADMINISTRATION TO TAKE A POLL VOTE OF COUNCIL ON THE AGREEMENT IF THE AGREEMENT IS CONCLUDED BEFORE AUGUST 22.

Item D: Resolution 436, Family Clinic Funding Request

RESOLUTION 437, BETHEL FAMILY CLINIC FUNDING REQUEST

M/M by Twitchell, 2nd by Binkley to adopt Resolution 436, a resolution requesting funds for the Bethel Family Clinic. Voice vote, motion carried.

Item E: Limo Permit Transfer

LIMO PERMIT TRANSFER

City Manager Hoffman reviewed for Council the request by Isaac Mute to transfer his limo permit to Larry Black.

Mr. Black indicated that he would like to operate as a cab business if the permits were transferred.

Councilmember Sullivan informed Mr. Black that the granting of cab status was not guaranteed; that Mr. Mute had been denied such status earlier.

motion

M/M by Sullivan, 2nd by Twitchell to refer the matter to the transportation committee for its recommendation. Voice vote, motion passed.

Council decided to continue the summer schedule for September, scheduling the next Council meeting for the third Wednesday in September.

ADJOURNMENT

M/M by Sullivan to adjourn. The meeting adjourned at 10.21 pm.

PASSED AND APPROVED THIS 29th DAY SEPTEMBER, 1984.

John Guinn, Mayor

ATTEST:

Wayne J. Maiers, City Clerk

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