
City of Bethel City Council Meeting Minutes

June 26, 2007

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on June 26, 2007 at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Leinberger called the meeting to order at 6:30p

II. ROLL CALL

Comprising a quorum, the following members of Council were present:

Members present:

Mayor Daniel Leinberger
Vice-Mayor Tundy Rodgers (departed meeting at 8:30p)
Council Member David E. Trantham
Council Member Mary Kenick
Council Member Andy McGowan
Council Member Eric Middlebrook
Council Member Yolonda Jorgensen

Others present:

City Manager Wally Baird
City Clerk Sandra Modigh
City Attorney Sharon Sigmon

III. PEOPLE TO BE HEARD

1. Stan Foo, Barrick Gold Corporation's Project Manager, addressed Council to state Barrick Gold & Donlin Creeks concerns regarding ordinance 07-11 and advised Council that he and a representative are available to answer Council inquiries.
2. Alla Tinker addressed Council to speak in favor of ordinance 07-15 and ordinance 07-16, but stated that neither ordinance 07-15 nor ordinance 07-16 addresses the transfer of cab vehicles from company to company and advised council that this is currently a problem.
3. David E. Trantham Jr., as a concerned citizen, addressed Council to state that he has been contacted by investigative reporters regarding the calcium chloride contract. Mr. Trantham stated that regardless of the outcome he will be looking into this matter for his family and his community.

IV. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Rodgers	To approve the Consent & Regular Agenda for the June 22, 2007 Regular City Council Meeting.
SECONDED:	Kenick	
VOTE ON MAIN MOTION	Passed unanimously	

I. APPROVAL OF MEETING MINUTES

All meeting minutes were approved on the consent agenda.

- a) 5/22/07 Regular City Council Meeting
- b) 5/30/07 Special City Council Meeting
- c) 6/7/07 Special City Council Meeting
- d) 6/12/07 Regular City Council Meeting

II. UNFINISHED BUSINESS

Item A- Resolution 07-20: A Resolution Approving A Change In Terminal Tariff #003, Item: Wharfage Fee & Charges (B) Bulk Petroleum Products Inbound

MOVED:	Kenick	To approve resolution 07-20: A Resolution Approving A Change In Terminal Tariff #003, Item: Wharfage Fee & Charges (B) Bulk Petroleum Products Inbound
SECONDED:		
VOTE ON MAIN MOTION	<i>Motion failed for a lack of a second</i>	

Item B- Public Hearing Of Ordinance 07-11: An Ordinance Prohibiting Toxic Substances From Being Transported Through, Used, Discharged, Or generated Within The City Limits Of The City Of Bethel

Public Hearing:

1. Stan Foo, Barrick Gold Corporation's Project Manager, addressed council to speak in opposition of ordinance 07-11.
2. Gordon Mackintosh (DNR Representative) & David Johnson (DEC Representative) addressed council to answer inquiries regarding mining issues.

3. Bob Herron addressed council to state that the community should be involved in this decision because it's a very emotional issue and needs to be further researched and discussed.
4. Carl Berger, Executive Director for the Lower Kuskokwim Economic Development Council, addressed council to state that subsistence use of the river needs to remain the prime use of the river and agreed that the community should be involved in this decision.
5. James Fueg, Barrick Gold Environmental Coordinator, addressed council to address the liability of a response team.

MOVED:	McGowan	To hold an additional 4 public hearings on ordinance 07-11 beginning at the next council meeting as amended.
SECONDED:	Jorgensen	
MOVED:	Trantham	To invite the other two agencies that attended this meeting.
SECONDED:	McGowan	
VOTE ON MAIN MOTION	Carried unanimously	
MOVED:	Jorgensen	To amend the motion to reduce the amount of public hearings from four to two and to schedule a town meeting in between the public hearings.
SECONDED:	McGowan	
MOVED:	McGowan	To suspend the rules to allow public testimony
SECONDED:	Jorgensen	
VOTE ON MAIN MOTION	Carried unanimously	
<p>The representatives from DNR and DEC addressed council to state that they would be available to attend the additional public hearings.</p> <p>The Barrick Gold and the Donlin Creek representatives advised Council that the public hearings conflicted with their schedules and stated that they would make every effort to have representation at a town meeting.</p>		
VOTE ON MAIN MOTION	Carried: 6 - 1 Kenick voting against	
VOTE ON MAIN MOTION	Carried: 5 - 2	

	Kenick, Middlebrook voting against.	
MOVED:	Rodgers	To break for 10 minutes.
SECONDED:	Kenick	
VOTE ON MAIN MOTION	Carried unanimously	

Council Member Rodgers departed the meeting at 8:30p.

Item C- Public Hearing Of Ordinance 07-13: An Ordinance Prohibiting Payment Of Any Demand Which Does Not Have Proper Supporting Documentation

Public Hearing:

None

MOVED:	Middlebrook	To approve ordinance 07-13: An Ordinance Prohibiting Payment Of Any Demand Which Does Not Have Proper Supporting Documentation
SECONDED:	Jorgensen	
VOTE ON MAIN MOTION	Carried unanimously	

III. NEW BUSINESS

Item A- Resolution 07-23: A Resolution Rescinding Resolutions #02-14 & #07-16, Both In Support Of Transferring The Port Of Bethel Municipal Dock From The State Of Alaska To The City Of Bethel

Resolution 07-23 was approved by council on the consent agenda.

Item B- Introduction Of Ordinance 06-12 (G): An Ordinance Of The Bethel City Council Amending The Adopted Annual FY06-07 Budget Establishing An Increase Of Funds To The Vehicle Maintenance Account

Ordinance 06-12 (G) was introduced on the consent agenda a set for public hearing on July 10, 2007.

Item C- Introduction Of Ordinance 06-12 (H): An Ordinance Of The Bethel City Council Amending The Adopted Annual FY06-07 Budget Establishing An Increase Of Funds To The SART Account

Ordinance 06-12 (H) was introduced on the consent agenda a set for public hearing on July 10, 2007.

Item D- Introduction Of Ordinance 07-15: An Ordinance Amending The Bethel Municipal Code, Chapter 5.30.070 Regarding The Number Of Vehicles Operating Per Permit

Ordinance 07-15 was introduced on the consent agenda a set for public hearing on July 10, 2007.

Item E- Introduction Of Ordinance 07-16: An Ordinance Amending The Bethel Municipal Code Chapters 5.30.140 & 5.40.120 Regarding Records Kept By Chauffeurs And Dispatch Services

Ordinance 07-16 was introduced on the consent agenda a set for public hearing on July 10, 2007.

IV. REPORTS OF STANDING COMMITTEES

Parks & Recreation Committee (Council Member Jorgensen) reported that the committee has not met since the last council meeting due to a lack of a quorum. The committee did hold a work session and discussed clean-up-green-up and thanked all local businesses that donated prizes.

Port Commission (Council Member Kenick) reported that the commission did meet however apologized for not having a report.

Public Works Committee (Council Member McGowan) reported that the committee has not met since the last council meeting due to a lack of a quorum.

Cemetery Committee (Mayor Leinberger) reported that the committee discussed the following at their last meeting:

- Veterans Cemetery Ceremony

Alternative Energy Committee (Mayor Leinberger) reported that the committee has not met since the last council meeting.

Public Safety & Transportation Commission (Council Member Middlebrook) reported that the commission has not met since the last council meeting.

MOVED:	Kenick	To direct administration to follow up on the recommendation by the PS&T Commission regarding pedestrian safety.
SECONDED:	Middlebrook	
VOTE ON MAIN MOTION		
Carried unanimously		

Finance Committee (Council Member Trantham) reported that the committee has not met since the last council meeting. The committee submitted 2 recommendations to council from previous

- approval of the formula developing new water & sewer rates
- sales tax exemptions

V. MAYOR'S REPORT

- Alaska Marketplace call for business idea applications
- BUC meeting regarding alternative energy
- CRW meeting

VI. MANAGER'S REPORT

- BUC meeting
- Chief Eddie Hoffman Highway construction

MOVED:	Middlebrook	To approve the City Mangers leave on August 8 th .
SECONDED:	Trantham	
VOTE ON MAIN MOTION		
Carried unanimously		

VII. CITY CLERK'S REPORT

- AML Summer Conference Meeting
- 4th of July Celebration/parade

VIII. COUNCIL MEMBER COMMENTS

Council Member Jorgensen - advised the community to enjoy their summer and the upcoming holiday; advised that she would be out of town over the weekend; hug an elder.

Council Member Kenick-no comment

Council Member McGowan-no comment

Mayor Leinberger-advised to be safe during the holiday; invited Council & the community to the Veterans Cemetery Ceremony Dedication on July 7th.

Council Member Middlebrook-stated that he attended Mr. Oscar Kilbucks 1 yr feast and gave support to the City Clerk regarding the recent lawsuit filed.

Council Member Trantham- stated that all agenda items are important including the consent agenda; recognized the Acting Finance Director Richard Wallace for bringing great change and strides to the community; requested the Mayor and Administration present Richard a thank you letter with Council Member signatures; thanked Jody Malus for volunteering on the Finance Committee; thanked the City Clerk for her AML assistance; discussed AML Summer Meeting travel & AML Region Representation; thanked the DEC & DNR Representatives for attending the meeting; stated that we need to work on communications.

IX. ADJOURNMENT

MOVED:	Jorgensen	To adjourn the meeting at 9:48 p.m.
SECONDED:	Middlebrook	
VOTE ON MAIN MOTION	Carried unanimously	

With no further business before the Council the meeting adjourned at 9:48 p.m.

APPROVED THIS 10TH DAY OF JULY 2007.

ATTEST:


Sandra Modigh, City Clerk



Daniel C. Leinberger, Mayor