

Regular Council Meeting
July 27, 1971

CALL TO ORDER

The meeting was called to order at 8:03 P.M. Councilman Baxter requested roll call in absence of Mayor Zahradnicek.

ROLL CALL

Present: Jack Baxter, Bruce Crow, John Guinn, Ed Hoffman, and Kevin Murphy

Absent: Ben Dale and Bill Zahradnicek (late).

M/M Baxter, Hoffman that John Guinn serve as acting mayor.

Motion passed unanimously by voice vote.

MINUTES

Minutes of regular meeting July 13, 1971 were approved with correction of addition to Councilman Crow's statement about placing Mendola liquor license on this meeting agenda. Councilman Crow stated he named two reasons for repeating the agenda item; the one stated already in the minutes, full council consideration and secondly an opportunity to hold a public hearing on the license.

COMMUNICATIONS

Ltr. dtd. 7/23/71 from A.C. Mathews, Corps of Engineers to David E. Webb reference compliance with public law 91-646.

Ltr. dtd. 7/21/71 - from Roger Riddell to David E. Webb re: the legal attachment of Braund Equipment by the City and discussion of settlement.

The Administrator indicated he would like to discuss the Braund settlement in executive session prior to council acting on the correspondence.

M/M Dale, Zahradnicek that the Braund correspondence be put on this agenda. Motion carried by voice vote.

COMPLAINTS AND PEOPLE TO BE HEARD

Frank Benoit investigating officer of the Michael Snow incident, where a child was reportedly injured in the vicinity of the teen center building, reported that the child had not been injured in the incident and that he did not fall from the teen center steps, but while on the ground playing. The report was at the request of City Administrator Webb to dispell rumors about the accident.

ADMINISTRATORS REPORT

The Administrator requested Brown's Slough be included in the

request for executive session.

MAYORS REPORT

None

REPORTS OF STANDING COMMITTEES

None

TREASURER'S REPORT

None

OLD BUSINESS

M/M Baxter, Dale for an executive session to include Browns Slough and Braund Inc negotiations. Motion carried by voice vote.

Council adjourned into executive session at 8:20 P.M. for approximately 15 minutes and reconvened at 8:45 P.M.

Brown's Slough - Councilman Crow suggested that the City Administrator summarize William Wakeland's report of estimates on the land acquisition. Mr. Webb, in summary, said ball park figures included a base of \$50,000.00 a possible ceiling of \$100,000.00 and likely \$70,000.00. Fees for the land acquisition work would run about \$5,000.00 from Mr. Wakeland if Council chose his firm. \$800.00 expense has been incurred to date on compiling the estimate information.

M/M Crow, Zahradnicek City Administrator be authorized to counsel with the City Attorney relative to commitments on the Browns Slough and City Administrator be advised to work on possible other sources for funding. Motion carried unanimously by voice vote.

Alices Restraunt - Alice & Joe Mendola liquor dispensary license.

M/M Crow, Hoffman, that Council protest the granting of a liquor license to Alice and Joe Mendola by the ABC Board without a public hearing in Bethel and that the City Attorney be requested to thoroughly investigate the ABC granting of the license with a subsequent report to council for possible action.

During discussion about the license and liquor policies set by council, Councilman Dale called for point of order. Mayor Guinn ruled against it and proceeded to re-cap the events leading to policy decisions council has made on liquor.

M/M Baxter, Zahradnicek that council move on to next agenda item. Crow called for point of order and Chair called the vote on the motion.

ROLL CALL VOTE

Yes - Crow, Guinn, Hoffman, Murphy
No - Baxter, Dale and Zahradnicek

- Motion carried 4 to 3.

Ordinance No. 6 - Burning Ordinance, Reference was made to Section 3 disallowing buring without a burning permit by council.

M/M Dale, Hoffman to delte Section 3 all together.

It was pointed out that an ordinance can't be amended by a motion, but must go through ordinance amending procedure.

Dale, with permission of second refrased the motion to say the City of Bethel go through amendment procedures to delete Section 3 of the ordinance.

ROLL CALL VOTE

Yes - Crow, Dale, Guinn, Hoffman and Murphy

No - Baxter

Abstain - Zahradnicek

Straightening of 4th Avenue - Requested by Major Shantz of the National Guard, for straightening of 4th avenue. Council two years ago gave their approval.

M/M Zahradnicek, Dale the administrator be instructed to have right of way surveys done so stratigtening of 4th avenue can be accomplished and council appropriate funds for the project.

Motion carried voice vote.

M/M Crow, Zahradnicek that the Braund settlement be placed on the agenda before the dump truck. Motion carried unanimously by voice vote.

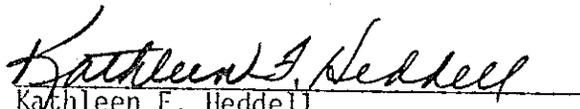
M/M Crow, Zahradnicek to authorize the City Administrator to negotiate to get whatever we can out of the deal with Braund, Inc. subject to final approval of council. Motion carried by unanimous voice vote.

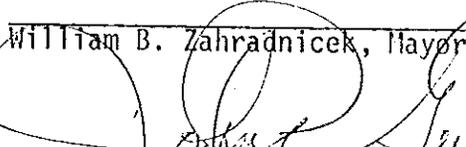
M/M Crow, Zahradnicek the dump truck item be tabled until next meeting. Motion carried by unanimous voice vote.

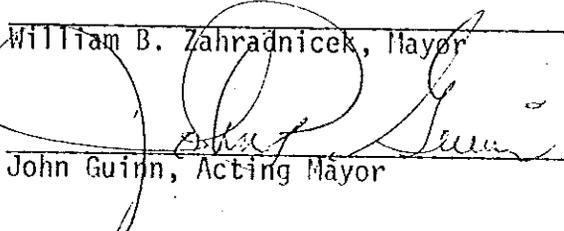
Councilman Crow moved for adjournment, hearing no objection the meeting was adjourned.

Adjournment: 9:30.P.M.

I hereby certify these minutes to be true and correct to the best of my knowledge.


Kathleen F. Heddell
City Clerk


William B. Zahradnicek, Mayor


John Guinn, Acting Mayor