

PI
SPECIAL MEETING COUNCIL MINUTES
02/01/89

CALL TO ORDER

The Special Council meeting was called to order at 8:20 P.M. by Acting Mayor Tom Warner.

NOTE: Hearing no objections, Councilman Warner was appointed as Acting Mayor since Mayor Kelly was not at the Special meeting.

ROLL CALL

Present: Dale, Hohman, Trantham and Warner.
Absent: Anvil - out of town; Hoffman - Military Duty; Kelly - illness in the family.

APPROVAL OF AGENDA

City Clerk McGowan noted for Council that she had misunderstood the Attorney over the phone and indicated that Item A under New Business was suppose to be Delta Spirit 2000. John Stachelrodt was contacted but he had indicated that he would not be able to make it to the meeting.

motion

M/M by Dale, 2nd by Trantham to approve the agenda as presented. Voice vote, motion carried.

COUNCILMEMBER COMMENT

Councilman Trantham expressed his concerns, stating that the City Ordinance requires 2 Council meetings per month; last 1/24/89 Council meeting was postponed due to weather and indicated that whoever cancelled the meeting for 1/30/89 should have contacted the Councilmembers.

Acting Mayor Warner requested the agenda items from 1/24/89 agenda that are not on tonight's agenda to be included in the February 14 Council agenda. Further indicated that he concurs with Councilman Trantham on notification of cancelled Council meetings.

PEOPLE TO BE HEARD

Mary Pavil indicated that if Council is so concerned of the Council meeting schedules with the City Ordinance, she expressed that the ordinance needs to be looked at since its not clear on certain sections.

Harry Faulkner, Jr. approached Council regarding the ice roads project; wanted the project started as soon as possible. And if RFP's are sent out, that there should be 2 RFPs prepared - one for putting up flags and one for safety drill tests. Council discussed the issue at this time. Councilman Dale expressed his concerns that the person plowing the ice roads should also be responsible to do the flagging and liability would fall on them also, not under the City. Couple motions were made by Councilman Dale, but after discussions he withdrew his motions.

motion

M/M by Dale, 2nd by Trantham that RFP be constructed by City Administration to keep ice road open to villages of Kwethluk and Akiachuk, not to exceed \$31,072.00. Poll vote, motion passed unanimously.

PEOPLE TO BE HEARD
continued

City Manager Chinn at this time requested some time to present a proposal to Council. Acting Mayor Warner recognized him at this time. In order to facilitate a replacement for his position, City Manager Chinn requested a separation between City of Bethel and himself. He requested that the remainder of his contract be bought out until May 26, 1989, and that he keep his benefits until then. He also further referred to the letter he had submitted through the City Clerk to the Council requesting he be granted travel and relocation expenses. He concluded by indicating that there were on staff personnel that are capable of Acting as City Manager on an Interim basis until a full time City Manager can be hired; employees as Fire Chief Barker or Police Chief Kevin Clayton were suggested.

Councilman Warner expressed concern of having all the Councilmembers present to discuss the matter. Councilman Trantham at this time requested for verification of AS 23.10.375-23.10.400 language. Acting Mayor Warner clarified that the statute states that adequate provision be made for financing the return transportation to their place of recruitment inside and outside the state upon termination of employment. Further stated for the record that a formal written notification was required, and that the letter received from Lanston, dated January 20, 1989 is a formal notification for such request. After further discussion on the matter, Acting Mayor Warner asked that this be placed on the next regular meeting of 2/14/89.

UNFINISHED BUSINESS
Item A: Travel
Policies

TRAVEL POLICIES

Councilmembers discussed the drafts on the travel policies, and reviewed the comments made from the Finance Committee; also a letter from the Employee Committee was recognized. After discussing the travel policies, following changes were made to the Finance Committee's draft copy:
Page one: Item C - changing trip report to 5 days; Item D - changing finance department to personnel department; under AUTHORIZATION - change whole paragraph to "Department Heads must approve travel for employees in their department. The City Manager must approve department head travel. All travel must be approved by the City Manager or designee." Page two: under TRAVEL EXPENSES INCLUDE - change wording of Item 2 (Subsistence expenses) to Cost Reimbursables.

After further discussion with the City Manager and the Pers/Administrative Officer Pavil on the changes just made, Acting Mayor Warner requested that the travel policies be retyped with the changes and be presented to Council at their meeting of 2/14/89 for further review.

Item B: City
Lobbyist

CITY LOBBYIST

Councilman Hohman reported to Council that he did get ahold of Nels Anderson, John Sackett, Mark Ernest and Sam Kito regarding the City Lobbyist position for the City of Bethel. He indicated that he only got ahold of Mr. Ernest and Mr. Anderson, which both had expressed interest. City Manager Chinn indicated to Council that the session had already started and might be good for future date. Council further discussed the matter.

motion

M/M by Dale, 2nd by Hohman that City negotiate a contract at this point with Nels Anderson for \$19,000.00 with current legislative session and remaining \$19,000.00 come from the contingency fund. Poll vote, motion failed. 3-yes; 1-no (Warner).

Councilman Hohman requested at this time that it be placed on the 2/14/89 Council agenda for further consideration.

NEW BUSINESS:

Item A: Games of
Chance and Skill

GAMES OF CHANCE AND SKILL - AVCP, INC./LADIES VFW

M/M Hohman, 2nd by Trantham to approve the Games of Chance & Skill applications for AVCP, Inc. Voice vote, motion carried.

motion

M/M by Trantham, 2nd by Dale to approve the Games of Chance & Skill applications for Ladies VFW Auxiliary. Voice vote, motion carried.

Item B: City Audit
Status Report

CITY AUDIT STATUS REPORT

Mikunda, Cottrell's Joe Newhouse reviewed his draft City Audit Report for FY'88 with Council. After lengthy discussion on the draft report, Acting Mayor Warner with concurrence of Council scheduled a Council worksession to review the audit report with Joe Newhouse on Tuesday, February 7th, at 7:30 pm, at the Braund Building Conference room.

motion

M/M by Hohman, 2nd by Dale, that interested Councilmembers hold a worksession with the Finance Director to review the audit report on Friday - Feb.3rd; Saturday - Feb.4th; and Monday - Feb.6th, at 1:30 pm in the Braund Building conference room. Voice vote, motion carried.

Item C: Hiring
Freeze

HIRING FREEZE

Councilman Trantham indicated to Council that he had the item placed on the agenda since Council currently does not know the financial status of the City. Council then went into discussing the position of Admin/Personnel Officer that is soon to be vacant. M/M by Dale, 2nd by Hohman and amended that City Council be involved in hiring the Admin/Personnel position. Poll vote, motion failed. 3-yes; 1-no (Warner).

Item C: Hiring
Freeze - cont.

HIRING FREEZE continued

Councilman Warner expressed his concerns that the City Council should not be involved in hiring less than top level Administration positions.

motion

M/M by Hohman, 2nd by Dale, that hiring of Admin/ Personnel Officer position be freezed. Voice vote, motion carried.

Item D: Executive
Session - Legal
Matters & Personnel
Matters

EXECUTIVE SESSION - LEGAL MATTERS/PERSONNEL MATTERS

City Attorney Brooks Chandler reported to Council and the public the following legal matters status':
a) Bethel Utilities case - hearing scheduled for February 17th; b) Crowley Case - hearing scheduled for April 9th; c) Brown Case - Hearing on February 7th at 9:30 a.m. d) Guinn Case - waiting on Superior Court ruling. The items for executive session:
a) Hoffman Fuel Sales tax issue; b) Glore case; c) former insurance carrier; d) Anderson Case; e) APEA Election; f) Binkley case. Attorney Chandler expected no action.

Councilman Trantham requested that the personnel matter issue be postponed til next meeting when the Mayor will be present.

motion

Before going into Executive session, Councilman Hohman requested from Council the following motion: M/M by Hohman, 2nd by Dale, that City provide him with a round trip ticket and per diem for 4 days to Anchorage to gather information on Bethel Utilities purchase from APEA, APUC & City of Anchorage. Poll vote, motion failed. 2-yes; 2-no (Trantham, Warner).

motion

M/M by Dale, 2nd by Trantham to go into executive session at 11:30 pm to discuss the above legal matters. Voice vote, motion carried.

motion

M/M by Hohman, 2nd by Dale to get out of executive session at 12:26 p.m. Voice vote, motion carried.

ADJOURNMENT

M/M by Dale, 2nd by Trantham to adjourn the meeting. 12:28 am. Voice vote, motion carried.

PASSED AND APPROVED THIS

14th DAY OF February, 1989

Clara Kelly
Clara Kelly, Mayor

ATTEST:

Anna McGowan
Anna McGowan, City Clerk