

CALL TO ORDER

The meeting of the City Council was called to order at 7.30 pm.

ROLL CALL

All members present.

Councilmember Chris served as Acting Mayor for the meeting until Council formally selected a new Mayor.

APPROVAL OF MINUTES

M/M by Reich, 2nd by Warner to approve the minutes of the 10/14/86 Council meeting with the following change: p 3 - to read "Fire Chief's employment". Voice vote, motion carried.

motion

M/M by Warner, 2nd by Reich to approve the minutes of the 11/6/86 Council meeting as presented. Voice vote, motion carried.

APPROVAL OF AGENDA

M/M by Warner, 2nd by Aloysius to approve the agenda with the following changes: move New Business Item A to Mayor's Report; add new Item A - Budget Discussion. Voice vote, motion carried.

motion

MAYOR'S REPORT

MAYOR'S REPORT - SELECTION OF MAYOR

Councilmember Korthuis nominated Diane Carpenter for Mayor.
Councilmember Chris nominated Tom Warner for Mayor.
Councilmember Reich nominated Fran Reich for Mayor.
M/M by Aloysius to close the nominations. The nominations were closed. Each candidate made a statement as to why they wanted to be Mayor. Council conducted a secret ballot for the selection of a Mayor, agreeing that if no candidate received a majority of votes that the two candidates receiving the highest total of votes would take part in a runoff election. Results of the first ballot for Mayor were: Carpenter 3, Warner 3, Reich 1. Results of the 2nd ballot for Mayor were: Warner 4, Carpenter 3. Councilmember Warner was selected as Mayor.

motion

MANAGER'S REPORT

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There was no formal Manager's Report. Councilmember Chris noted that the PATC Advisory Board has two vacancies, requesting that Administration advertise to fill the vacancies.

Councilmember Carpenter suggested that Council should establish guidelines for the Manager's Report suggesting that the report is too lengthy and contains too many non-policy matters. The matter was set discussion at the next Council meeting.

COUNCILMEMBER COMMENT COUNCILMEMBER COMMENTS

Councilmember Aloysius noted for Council that a ramp had been placed at the end of Kuskokwim Way that is blocking access to the river. The matter was referred to Administration.

Councilmember Aloysius asked for clarification concerning a letter written in regard to police efforts to locate a missing child. Police Chief Clayton informed Council that the State Troopers were notified to assist in the matter; that the Bethel Police conducted an in-town search. Chief Clayton noted for Council that he would respond to the letter explaining police policy in such matters.

Councilmember Aloysius requested that the City review its water testing procedures noting for Council that City water delivered to his house appears to be of substandard quality.

motion

Councilmember Korthuis asked if the insurance company had responded to the City's request for insurance coverage for the City's fuel hauling operation. M/M by Carpenter, 2nd by Dale directing Administration to cease City fuel hauling and foaming until receiving assurance from the insurance company that insurance coverage is in affect. Voice vote, motion carried.

Councilmember Carpenter requested that the Council meet in executive session to discuss a personnel matter. Chief Clayton noted for Council that the matter involved the Police Department and suggested that the discussion be in executive session.

Councilmember Chris stated that prior to going into executive session Council needs to clarify the reason for the executive session.

motion

M/M by Dale, 2nd by Carpenter to place on the agenda Item K, Executive Session, for the purpose of discussing personnel matters involving the Police Department. Voice vote, motion carried.

Councilmember Chris noted that repair work is needed at the Senior Center Building. Councilmember Reich noted that Public Works Director Stock has a priority system in operation for repair to City buildings; that the Senior Center Director should contact the Public Works Director concerning the repair work.

REPORTS OF STANDING
COMMITTEES

REPORTS OF STANDING COMMITTEES

Councilmember Carpenter reported to Council on the meeting of the Alcohol/Drug Task Force noting in particular the following items:

- a. the delayed opening of the Youth Corrections Facility at Bethel requesting that Council send a letter to the Governor and legislature in support of funding for the facility
- b. Task Force review of the Operation Mop-Up proposal for the control of alcohol at Bethel

Mayor Warner reviewed for Council the meeting of the Planning Commission noting that the proposed zoning ordinance is now under review by the Commission.

Councilmember Chris reviewed for Council the meeting of the Port Commission noting that vacancies exist on the Port Commission. Port Commissioner Suhr expressed his interest in re-appointment to the Commission for another term. Mayor Warner, with the approval of Council (motion by Aloysius) reappointed Jordan Suhr to the Port Commission.

PEOPLE TO BE HEARD

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Ward Sattler noted for Council that Operation Mop-Up will hold a meeting on November 12, at noon, at the Kuskokwim Inn to discuss the alcohol problem at Bethel.

Police Chief Clayton requested that Council appoint a replacement for Marge Bainton to the Public Safety Commission. Chief Clayton volunteered to serve on the committee to work on Operation Mop-Up.

Councilmember Carpenter suggested that the City Council establish a Public Safety Committee. Councilmember Chris suggested that the Alcohol/Drug Task Force be made a permanent Council committee.

Councilmember Carpenter requested that the Council at a future date place the committee ordinance on the agenda for discussion.

Jordan Suhr of Quadra Engineering reported to Council on the water/sewer study noting for Council that a survey regarding utility services is available for the public. Councilmembers received a survey for completion.

Councilmember Aloysius noted that the Healing Ourselves Conference will take place at Bethel on November 21, 22, and 23.

NEW BUSINESS

Item A: Budget
Discussion

BUDGET DISCUSSION

Councilmember Carpenter suggested that Council needs to take action on the budget deficit.

Mayor Warner recommended that Council first conduct the scheduled work sessions with City department heads on department budgets before taking any action on the deficit.

motion

M/M by Carpenter, 2nd by Dale to impose an immediate travel freeze and to require Council approval of all expenditures over \$500.00. After further discussion the motion was withdrawn.

Council set work sessions on the budget deficit for November 18 and 20.

Item B: Ordinance
173 - PATC Advisory
Board

PUBLIC HEARING ON ORDINANCE 173 - PATC ADVISORY
BOARD

Mayor Warner reviewed the proposed ordinance and opened the Public Hearing. There were no public comments.

Councilmember Aloysius expressed his reservations about the need for such an ordinance. Councilmember Reich noted that the ordinance will fully establish the PATC Advisory Board and suggested that board membership should be open to residents of the region. M/M by Carpenter, 2nd by Korthuis to adopt Ordinance 173 with the following change: amend the ordinance to read Phillips Alcoholism Treatment Center. Poll vote, motion carried.

motion

Item C: PATC
Regulations

PATC REGULATIONS

Mayor Warner reviewed for Council the proposed regulations. It was noted that the language regarding conflict of interest is the standard language for incorporating conflict provisions into the regulations. Councilmember Aloysius recommended that the section on executive sessions be deleted.

motion

M/M by Chris, 2nd by Aloysius to adopt the PATC Rules and Regulations with the following change: delete the last sentence of section (a) of Goals and Policies, sentence beginning "Program goals...". Voice vote, motion carried.

motion

M/M by Aloysius, 2nd by Chris to go past 10 pm. Voice vote, motion carried.

Item D: Introduc-
tion Ordinance 174

INTRODUCTION ORDINANCE 174 - SALES TAX INTEREST/
PENALTY FORGIVENESS

M/M by Carpenter, 2nd by Korthuis to introduce and set for Public Hearing at the December 9 Council meeting Ordinance 174. Voice vote, motion carried.

Item E: Brown
Slough Easement

BROWN SLOUGH CHANNEL EASEMENT

City Planning Director Gaber reviewed for Council the proposed vacation of the certain easements along Brown Slough noting for Council that the project requiring the easements has been abandoned by the City Mayor Warner noted that the Planning Commission has recommended vacating the easements. M/M by Carpenter, 2nd by Dale to vacate 21 easements along Brown Slough. Poll vote, motion carried, Reich abstained.

M/M by Dale, 2nd by Aloysius directing the City Planning Department to present to Council at a future date information concerning 7 City properties within the Brown Slough area. Voice vote, motion carried.

Item F: Moravian
Church Land

MORAVIAN CHURCH LAND

City Planner Gaber reviewed for Council the offer by the Moravian Church to sell to the City certain land located along the waterfront noting that the Planning Commission has recommended that the City purchase the land. Councilmember Dale spoke in support of purchasing the land suggesting that the area be used as a beach area for landing boats which would allow the City to not place floating docks along the seawall. Connie Sauterbein, representing the Moravian Church, noted for Council that the Moravian Church is willing to consider an easement for Tract E as part of the sale of Lots 1 and 2.

M/M Carpenter, 2nd by Dale directing the Administration to negotiate the purchase and/or lease of Lots 1 and 2 and Tract E with the Moravian Church and to bring the results of the negotiation back to Council. Voice vote, motion carried.

M/M by Chris, 2nd by Aloysius that items 2 and 3 listed in the November 7 memo from the Planning Department concerning the replat of Moravian Church land be included with the negotiation for the lease or purchase of Moravian Church land by the City. Voice vote, motion carried.

Item G: Certifi-
cation of Census

CERTIFICATION OF CITY CENSUS - RESOLUTION 496

City Planner Gaber reviewed for Council the resolution recertifying the City census at 4462 residents. M/M by Dale, 2nd by Chris to accept the resolution re-certifying the City census at 4462 residents. Voice vote, motion carried.

Item H: Seawall
Lawsuit

SEAWALL LAWSUIT

motion

Mayor Warner reviewed for Council the background of the lawsuit concerning the construction of that portion of the seawall along Mission Road. George Silides, engineer on the project, asked Council to re-affirm its decision to maintain a joint City-engineer defense with respect to the Malone lawsuit regarding the seawall construction. M/M by Dale, 2nd by Korthuis to reassert the City's intent not to settle the Malone seawall lawsuit without consulting the other defendant. Voice vote, carried.

Item I: Use of
City Vehicles/
Vehicle Allowance

USE OF CITY VEHICLES/VEHICLE ALLOWANCE

Councilmember Dale expressed his concern about the use of City vehicles after 5 pm and the inclusion of vehicle allowances in contracts. Council set the matter for a future agenda.

Item J: Erosion
Control/Seawall
Project

EROSION CONTROL/SEAWALL PROJECT

Mayor Warner reviewed for Council the status of the two projects. Special Assistant Dale Wagner noted for Council that \$325,000 remains in project funds recommending that a portion of the balance remaining be used to add 50 feet to the Mission Road seawall.

motion

M/M by Chris, 2nd by Aloysius to extend Mission Road seawall by 50 feet at a cost of no more than \$125,000. Poll vote, motion carried. Council agreed to retain any funds remaining after completion of the 50 foot extension for contingencies and possible use at the petro dock.

Item K: Personnel
Matter, Police De
partment

EXECUTIVE SESSION - POLICE PERSONNEL MATTER

M/M by Dale, 2nd by Carpenter to go into executive session regarding a personnel matter that may tend to prejudice the reputation of a member of the police department. Voice vote with Councilmember Reich expressing an objection to the executive session stating that he would not attend the session. Poll vote on the executive session, 6 yes, 0 no. Council took no action upon return from the executive session.

ADJOURNMENT

M/M by Dale to adjourn. The meeting adjourned at 12.05 am.

PASSED AND APPROVED THIS *9th* DAY OF NOVEMBER, 1986.

ATTEST:

Wayne J. Maiers
Wayne J. Maiers, City Clerk
6k116

Tom Warner
Tom Warner, Mayor