

\*Since Mayor Warner was out of town, Councilman Dale was selected as Acting Mayor.

CALL TO ORDER

Acting Mayor Dale called the meeting to order at 7:30 PM.

ROLL CALL

Present: Dale, Edge, Feaster, Trantham, Vanasse and Wallace.  
Absent: Warner (out of town).

APPROVAL OF MINUTES

M/M by Feaster. 2nd by Trantham to approve the minutes of 04/10/90 Council meeting, with the following correction: page 1 - correct Bob Hope to 'Bob Poe'. Voice vote, motion carried.

APPROVAL OF AGENDA

Councilman Vanasse wanted to add appointment of C.J. Bryan to the PATC Advisory Board on the agenda, but Acting Mayor Dale suggested holding off making committee/commission appointments until after Mayor Warner gets back into town.

M/M by Feaster, 2nd by Vanasse to approve the agenda with the addition of Item G: Proposed Resolution #654 - Earth Day. Voice vote, motion carried.

MAYOR'S REPORT

Acting Mayor Dale postponed the Mayor's report to the next meeting when Mayor Warner is in town.

MANAGER'S REPORT

City Manager Earnest reviewed his written report with Council on the following items:

- south harbor boat launch ramp completed, thanked the public for their support;
- ground for the south harbor parking area been cleared and expanded parking area to be completed soon after Spring breakup;
- Uresco Construction Materials, Inc. awarded the 'finger floats materials' bid with a low bid of: \$40,975.00;
- attached for Council review are comments from the Police Chief on the proposed draft vehicle for hire ordinance;
- Finance department presently reviewing the FY'91 budgets submitted by individual departments and programs - anticipate to present FY'91 budget to Council by May 8 Council meeting;
- from the Juneau trip: House and Senate Committees presently preparing operating budget closeouts and working on the capital budget;
- on April 19th and 20th. met with staff from Representative Hoffman and Senator Binkley's office, DEC, Village Safe Water and Dept. of Commerce and Economic Development and Alaska Energy Authority regarding City's priority capital projects; and Representative Hoffman trying to secure funding for the Alaska Energy Authority in the amount of \$31,000 for the Bethel Utilities feasibility study and financial plan;
- from Anchorage trip: on March 30th met with Mike Hartley of Peratrovich, Nottingham & Drage regarding the emergency rock protection project.
- when asked about the tideland survey, City Manager Earnest indicated that it was not included in the budget process this year.

MANAGER'S REPORT  
continued

Councilman Trantham asked what the status was on the personnel rules and travel policies. City Manager Earnest indicated that the employee committee is currently finalizing the personnel rules and regulations. Also on the letter from Chuck Hunt of the PATC Advisory Board regarding the PATC Director position, it was indicated that they would have to refer it over to the Personnel Department and Personnel Committee for their recommendation before any Council action can be taken.

Councilman Vanasse asked if City Manager and/or the Mayor were planning on going into Juneau towards the end of their session here, since he felt they should go. City Manager Earnest indicated that he plans on going and encouraged the Mayor to go too if he was interested.

COUNCILMEMBER COMMENT

Councilman Wallace indicated that he has been receiving numerous complaint calls regarding Senator Binkley and his actions in Juneau - callers each indicated they were against his actions.

Councilman Trantham asked if any candidates were received for the Public Works Director position; City Manager Earnest indicated he had received 3 applications and interviewed 3, but that he was not planning on doing anything until the situation with the former Director were resolved.

Councilman Vanasse asked what the status of the 3 police vehicles was. City Manager Earnest indicated that they are on the road now and in the process of transferring old vehicles to other departments that are desperate for vehicles. City Manager Earnest further reported on the status of the water/sewer truck bid contract to Council.

Student representative Kristi Thorson briefly reported to Council that students have picked up trash around the school and students busy preparing for prom dance activities and so forth.

REPORTS OF STANDING  
COMMITTEES

Councilman Edge reported that Port Commission met and indicated that the terminal rate increases were passed and approved and still in the process of working on the Port ordinance.

Councilman Vanasse reported that Parks & Recreation Committee to be held May 1st, 7:00 PM at the City offices conference room and working on community facility, swimming pool etc. Asked the student representative to encourage fellow students to attend meetings to make suggestions, etc. on the projects.

Councilman Feaster reported that the Finance Committee is scheduled to meet April 26th, 7:30 PM, at the City Offices conference room.

REPORTS OF STANDING  
COMMITTEES continued

Councilman Trantham reported that Public Works Committee met on April 17th and following items were discussed: letter received from Tundra Ridge Home-owners Association regarding State highway reconstruction - suggested it be routed through the City Manager with Council's approval; reviewing water/sewer rates study; recommend hiring an electrical engineer to look into the pumphouse up-grade and survey of pumphouse and braund building waste heat system.

Councilman Dale reported that Trasportation Commis-sion finally completed drafting the new vehicle for hire ordinance after 3-4 years of working on it and will discuss later in the meeting.

PEOPLE TO BE HEARD

Antone Anvil indicated to Council that there was a need for bike trails in Bethel. Indicated that recently there was a kid that was bumped and was killed. Further indicated that a bike trail was needed for kids sake before too many accidents happen.

Diane Carpenter indicated to Council that she had seen an ad on channel 9 regarding old B.I.A. build-ings to be moved from BNC property by June 10th. Indicated that Pacifica Institute was planning on turning in a bid and use as a community classroom. and in turn asking if the City could donate land for placing the building on. After Council discussion on this matter it was pointed out to Ms. Carpenter that City could not make any decision by their April 30th deadline due to the land disposal ordinance.

COUNCIL BREAK - 10 MINUTES.

motion

Before going into old business, Acting Mayor Dale indicated that he over looked Mr. Maro Kargas' letter and asked that an executive session be added with Council's concurrence regarding legal matter. M/M by Feaster. 2nd by Vanasse to add Item H: Execu-tive Session - legal matter. Voice vote, motion carried.

OLD BUSINESS

Item A: Public  
Hearing Ord 191  
Vehicle for Hire

PUBLIC HEARING ORDINANCE 191 - VEHICLE FOR HIRE

Acting Mayor Dale opened the floor for public hear-ing at this time; after hearing none, public hearing was closed.

Council at this time reviewed the Police Chief and Fire Chief's letter of concern on the ordinance and further discussed the possibility of having a certified mechanic do the vehicle inspections since Police department staff was not equipped for full inspections. Acting Mayor Dale suggested adopting the ordinance and amending at a later date as needed. Council also heard from Transportation Com-missioner Wally Richardson on her comments.

Item A: Public Hearing continued

M/M by Wallace, 2nd by Trantham to accept Ordinance #191 - Vehicle for Hire Ordinance with the following changes: under section 5.20.030 (E) change the word "ministerial" to "administrative"; under section 5.20.040, the last sentence of the paragraph to read: "No Transportation vehicle may be operated until it has been inspected and found to be in compliance with all applicable laws and ordinances and City inspection requirements and with an effective date of June 1, 1990. Poll vote, motion passed unanimously.

Item B: Public Hearing Ord. 185-Land Disposal Re: Peter Thompson Property

PUBLIC HEARING ORDINANCE 185 - LAND DISPOSAL

Acting Mayor Dale opened the floor for public input; but after hearing no public input, public hearing closed.

Councilman Trantham asked if the official 'survey' was ever done, which was a hold up of passing the ordinance last year. Since no one from the Planning Department attended the meeting, and Council needing more information on this, following motion was made.

motion

M/M by Wallace. 2nd by Vanasse to table this item until the May 8th Council meeting, when someone from the Planning department can attend the Council meeting. Voice vote. motion carried.

Item B: Resolution 651-Community Development Block Grant for The Furnace Doctor

RESOLUTION 651-COMMUNITY DEVELOPMENT BLOCK GRANT

Council at this time discussed with Orrie Williams and Bruce Nerby regarding Resolution #651 - the community development block grant program. Orrie basically explained to Council that this was a loan program for small businesses who need assistance in getting started and who would then turn around and hire low income people. He further indicated that Council's approval of the resolution is part of the paperwork process in turning in the loan application to DCRA, and review board would have final approval as to which business gets a loan, but that it was not possible without City of Bethel's participation. Council discussed in length the liability issue and how much the involvement from the City would be required and so forth.

motion

M/M by Feaster. 2nd by Vanasse to accept Resolution #651 with changes on Resolution by replacing any statement that says "City Council" to "City of Bethel" and add owners name where it states "Furnace Doctor". Voice vote, motion carried.

Item C) Res. #652 - Capital Improvements Reappropriation

RESOLUTION #652 - CAPITAL IMPROVEMENTS REAPPROPRIATION

City Manager Earnest indicated to Council that this resolution was basically amending language on two of the capital improvements appropriation, and further indicated that 2 of the projects fund balances were

Item C: continued

due to lapse by July 1 of this year, and indicated by adding language to the capital improvements reappropriation list would expand another 5 years to the lapse time; City Manager further discussed with Council that even with the addition of items to the list, would not constitute the original intention of using the money for those purposes.

motion

M/M by Feaster. 2nd by Vanasse to accept Resolution #652 as presented. Poll vote, motion failed. 3-yes; 3-no (Dale, Edge & Wallace).

Item D: Resolution  
653-Pers. Control  
Matrix - PATC

RESOLUTION #653 - PERSONNEL CONTROL MATRIX

City Manager Earnest indicated to Council that this was a request from the P.A.T.C. Director to reclassify the Administrative Assistant and the Substance Abuse Counselor positions. Councilman Trantham pointed out to Council personnel rules and regulations 2.48.020 which state that it has to be referred to Personnel Department, than to Personnel Committee for their recommendations and than finally to Council for final action.

motion

M/M by Feaster. 2nd by Wallace to send Resolution 653 to Personnel Department and to Personnel Committee as personnel rule 2.48.020 and report back to City Council. Voice vote, motion carried.

On the letter from the PATC Advisory Chairman Chuck Hunt on making the PATC Director a department head request was discussed and Council wanted a resolution presented regarding this.

motion

M/M by Wallace. 2nd by Feaster after referring this to the Personnel Department and Personnel Committee for their recommendations, to present a Resolution to Council within 2 Council meetings. Voice vote, motion carried.

Item E: Intro.  
Amend 5 to Ord 189  
FY'90 Budget re:  
Binkley case

INTRODUCTION AMEND 5 TO ORD 189-FY'90 BUDGET

M/M by Trantham, 2nd by Feaster to introduce for public hearing, Amendment #5 to Ordinance #189 at the May 8th Council meeting. Voice vote, motion carried.

Item F: Proposed  
Terminal Rate  
Increase

PROPOSED TERMINAL RATE INCREASE

Port Director Greydanus reported to Council that the Port Commission has approved the terminal rate increases on the following: full terminal use permit from \$300 to \$500; limited use permit from \$250 to \$350; and independent use permit from \$100 to \$200.

motion

M/M by Vanasse. 2nd by Trantham to pass the terminal rate increase proposals as presented. Voice vote motion carried.

Item G: Res.654  
Earth Day

RESOLUTION #654 - EARTH DAY

M/M by Wallace, 2nd by Vanasse to accept Resolution #654 as presented. Voice vote, motion carried.

Item H: Executive  
Session  
motion

EXECUTIVE SESSION - LEGAL MATTER

M/M by Feaster, 2nd by Trantham to go into Executive Session to discuss legal matter regarding Dimitri's Restaurant at 11 PM. Voice vote, motion carried.

motion

M/M by Wallace, 2nd by Trantham to get out of executive session. Voice vote, motion carried.

motion

M/M by Feaster, 2nd by Wallace to accept the sales tax settlement as proposed by Dimitri's. Poll vote. motion carried unanimously.

ADJOURNMENT

M/M by Feaster, 2nd by Wallace to adjourn the council meeting at 11:24 PM. Voice vote, motion carried.

PASSED AND APPROVED THIS 8th DAY OF May, 1990.

Tom Warner  
Tom Warner, Mayor

ATTEST:

Anna McGowan  
Anna McGowan, City Clerk