

CITY OF BETHEL
CITY COUNCIL

Regular Meeting of July 26, 1994

I. CALL TO ORDER

The meeting was convened at 7:30 PM by Mayor Chris in the Log Cabin, Bethel, Alaska.

II. ROLL CALL

Present: Chris, Jones, Miller, Trantham,
Tubbs, Wintersteen

Absent: Metcalfe (excused)

III. PEOPLE TO BE HEARD

Howard Elliott addressed the Council stating that the Utility Office was so short-handed due to resignations and layoffs that people weren't able to pay their utility bills. Mr. Elliott told the Council its first priority should have been to direct the City Manager to hire a Finance Director to assist with the budget and keep the department staffed.

IV. APPROVAL OF MINUTES

motion M/M by Wintersteen, 2nd by Trantham to approve the minutes of the July 12, 1994, regular meeting as presented. Voice vote. Motion carried unanimously.

IV. APPROVAL OF CONSENT AGENDA/REGULAR AGENDA

motion M/M by Miller, 2nd by Wintersteen to approve by consent, Items A, B and C under New Business. Voice vote. Motion carried unanimously.

motion M/M by Miller, 2nd by Jones to approve the agenda. Voice vote. Motion carried unanimously.

V. MAYOR'S REPORT

Mayor Chris referred Council to her written report, and read the section of the Bethel Municipal Code imposing a curfew on minors.

Mayor Chris asked for Council comments on a proposed form to track projects and assignments of the Council. The Council agreed, by consensus, to utilize the form.

Mayor Chris also made the following appointments: Richard Robb-Transportation Commission;

Terry Mead-Finance Committee; and Andy Scheall-Public Works Committee.

motion M/M by Miller, 2nd by Jones to accept the nominations. Voice vote. Motion carried unanimously.

VII. MANAGER'S REPORT

Acting City Manager Parsi reviewed the City Manager's written report with Council and requested direction on the following items:

1. Sewer Pipe Exchange Request

motion M/M by Miller, 2nd by Jones to approve the City Manager's request to exchange surplus sewer pipe for services rendered.

Council member Trantham asked that the individual receiving the pipe and the services rendered be identified. Mr. Parsi identified Bill Lang as the individual and the services rendered as technical electrical services that City personnel are unable to perform.

vote Voice vote on the motion. Motion carried unanimously.

2. Request to Purchase Lot 4, Block 15, USS 3230

motion M/M by Miller to refer this request to the Planning Commission for its recommendation before taking action. Motion died for lack of a second.

Council member Trantham provided history of the lot and buildings on the lot, stating that the well located on the property is needed as a second source of water for fire protection and future water and sewer line expansion.

motion M/M by Jones, 2nd by Trantham to send a letter to the individual stating that the Council is not willing to sell the property or the building. Voice vote. Motion carried, 5-Yes, 1-no (Miller).

motion M/M by Wintersteen, 2nd by Jones to direct the City Manager to determine the cost to repair the well.

Council member Trantham asked if the cost was for untreated fire protection water or treated drinking water.

motion M/M by Wintersteen, 2nd by Jones to amend the motion to include the costs for both treated and untreated water. Voice vote. Motion carried unanimously.

vote Voice vote on the amended motion. Motion carried unanimously.

Informational Items/Discussion/Questions on City Manager's Report:

Mayor Chris asked Acting City Manager Parsi to comment on the letter from Village Safe Water concerning the status of the City's water and sewer projects. Mr. Parsi responded that he had been sent a profusion of documents from the consultant engineer asking for his recommendations. Mr. Parsi stated that, in his experience, the consultant engineer makes the recommendations to the City, and this was the first occasion in which he was asked to recommend a course of action to the consultant engineer. Mr. Parsi indicated he would complete his review of the material by August 1, and apologized for the delay in responding.

Council member Trantham reminded Council that the last report they had received from the consultant engineer had requested a redesign for part of the lagoon project. Mr. Trantham also recalled that the Council had asked the engineer if there would be any charge to the City for the redesign, which the Council had not had a reply.

Mayor Chris asked that City Administration determine what needed to be done, the ongoing costs of doing it and who would pay for it.

VIII. REPORTS OF STANDING COMMITTEES

Scheduled dates for upcoming Committee/Commission meetings were announced.

Council member Jones reported the Finance Committee did not meet due to a lack of a quorum.

Council member Wintersteen reported that the Port Commission did not meet due to a lack of a quorum.

Council member Miller reported that the Public Works Committee had discussed using the tar in the landfill and mixing it with sand and gravel to create asphalt. Mr. Miller stated that the Public Works Director was investigating the mixture and proposed testing it on a portion of Fourth Avenue. Mr. Miller reported options to the above-ground water and sewer pipes were being investigated by the residents of Blueberry Subdivision, and plans for the landfill were also discussed by the Committee.

Council member Trantham referred Council to the minutes of the Senior Center Advisory Board meetings.

Council member Trantham also reported that the Transportation Commission is in the process of reviewing the Vehicle for Hire Ordinance. Mr. Trantham stated that William Hunter, not the City Manager, indicated he had a petition asking for the restructuring of the Chauffeur's Permit requirements to include a one-year Bethel residency requirement and a test for English language. Mr. Trantham said Mr. Hunter did not present the signed petition to the Commission, and a discussion over the constitutionality of the requirements ensued. Mr. Trantham stated that the Commission approved the sale and transfer of Yellow Cab to new owners.

IX. OLD BUSINESS

ITEM A: Public Hearing--Ordinance #94-15: An Ordinance Authorizing the Disposal of Lot 4, Block 8, USS 3790 to Lucy Crow in Compromise of a Disputed Claim

Mayor Chris opened the Public Hearing. There being no one who wished to speak, Mayor Chris then closed the Public Hearing.

motion M/M by Jones, 2nd by Miller to approve Ordinance #94-15. Poll vote. Motion carried 6-Yes, 0-No.

ITEM B: Public Hearing--Ordinance #94-16: An Ordinance Authorizing the Disposal/Lease of City Property in Furtherance of Development of Local Trade or Industry

Mayor Chris opened the Public Hearing. There being no one who wished to speak, Mayor Chris then closed the Public Hearing.

Mayor Chris referred to the memorandum from the Acting City Manager asking that the Council amend the ordinance to dispose of the property through a use permit until the lot is subdivided.

motion M/M by Jones, 2nd by Trantham to approve Ordinance #94-16 with the amendments of replacing the word "lease" with the words "use permit" throughout the ordinance. Poll vote. Motion carried, 6-Yes, 0-No.

ITEM C: Public Hearing--Ordinance #94-17: An Ordinance Amending Title 14 Harbors and Ports by Adding Chapter 14.04.060-.070 Fishing from Docks Prohibited and 14.08.060-.070 Personal Flootation Device Required

Mayor Chris read the introduction of the ordinance and the proposed changes to the Municipal Code. Mayor Chris then opened the Public Hearing.

Stuart Greydanus stated that the \$300 penalty should be reduced to \$25.

Jim Wycoff asked if the ordinance would apply to people fishing on the sandbar two feet from the seawall.

There being no one else who wished to speak, Mayor Chris closed the Public Hearing.

Council member Wintersteen stated that this ordinance had originated with the Port Commission's concerns regarding people falling off the seawall and drowning, and people getting hurt because of the activity on the dock.

Council member Jones stated that the \$300 penalty seemed harsh and prohibiting fishing off the seawall was penalizing one group of people. Mr. Jones pointed out that the ordinance only covered those fishing on the seawall, it did not apply to children running around on the seawall.

Mayor Chris pointed out the ordinance did not address the floating docks, either.

motion M/M by Wintersteen, 2nd by Miller to table the Public Hearing on Ordinance #94-17 until the August 23 Council meeting and to obtain the attorney's opinion on the Council's concerns. Voice vote. Motion carried unanimously.

Council broke at 9:10 p.m. for a short recess. At 9:20 p.m., Mayor Chris called the meeting back to order.

ITEM D: Public Hearing--Ordinance #94-18: An Ordinance Amending Title 2, Chapter 2.04.030 Entitled Order of Business by Establishing Agenda Item Executive Session Immediately Following Council Member Comments on the City Council Agenda

Mayor Chris read the introduction of Ordinance #94-18. Mayor Chris then opened the Public Hearing. There being no one who wished to speak, Mayor Chris closed the Public Hearing.

motion M/M by Jones, 2nd by Tubbs to approve Ordinance #94-18 with an effective date of July 26, 1994. Poll vote. Motion carried, 6-Yes, 0-No.

Mayor Chris then declared that the agenda order for the rest of the meeting would follow Ordinance #94-18.

ITEM E: Review and Approval of Lease with YKHC for PATC Facilities

At the request of a Council member, the discussion of this item has been transcribed verbatim.

Chris: Okay, we'll go on to Item E, the PATC lease, reviewing the lease. It starts on page 104. Mr. Parsi, do you wish to speak to this? Okay. We have a lease agreement, a yearly lease agreement, for the lease of PATC with YKHC, and this lease is a yearly agreement that's made between the two parties. Is there any discussion on it? Mr. Miller.

Miller: Madam Mayor, if I may, I'd like to ask Mary Anaruk, the YKHC Community Services Director, what last year's lease amount was.

Anaruk: It was one dollar.

Miller: Madam Mayor, I feel that this is a tragic way for the City to generate revenues. As you all know, alcohol abuse is prevalent in this region, it destroys lives and we have an opportunity to support YKHC in its effort to address these problems by honoring the legislative intent that got us the building here for that purpose. I will oppose any effort to gouge a human service agency for bucks which will cost in services at a later date. The City of Bethel could choose to be partners with YKHC by permitting this one dollar a year lease agreement to continue. I understand that there are very valid arguments that, because the legislature gave us this building with the current use in

mind, that charging rent is, in effect, scorning that original motivation for bringing the building here. I understand YKHC may decide to choose other battles in opposing, in conducting their affairs, and therefore, is restraining from opposing this proposed lease; however, I know from my own employment experience at the Receiving Home, and the fact that YKHC, PATC, the Receiving Home, the Group Home are eligible for Revenue Sharing dollars which come through the City from the state, that, in essence, we are taking that money away from them, and how we will use it may have little to no connection with the purposes driving PATC. I oppose the \$25,000 figure and knowing the inevitable six, five to one vote split about to occur...

Chris: Mr. Miller

Miller: Yes, Madam Mayor?

Chris: That is not a foregone conclusion, and I wish you wouldn't say that.

Miller: No, it's not and I am free to speculate and that is my prerogative as a Council member.

Chris: Well, don't include me in it because that's what you're saying when you're doing that, okay?

Miller: Well, we'll see how that goes Madam Mayor. But I am free to share my opinions as any other citizen in this public forum.

Chris: But don't include me in it. Be honest in what you're saying though, Tad, because you're making some assumptions there that may or may not be correct.

Miller: Madam Mayor, you're role here is to...

Chris: I know what my role is Mr. Miller.

Miller: It is not to edit my freedom of speech.

Jones: Point of order.

Chris: I sure can.

Jones: Point of order. Mr. Miller is not addressing the...

Miller: I'm addressing Council procedure which affects my right as a Council member to represent the people...(inaudible).

Jones: Point of order. The topic is the lease agreement.

Miller: And therefore, I will make a motion to amend the lease amount to read one dollar.

Chris: Do I hear a second? Hearing no second..further discussion? Mr. Jones.

Jones: Madam Mayor I have talked to Mr. Peltola with YKHC. He did not have a problem, or did not express a problem with the lease amount. The City Council directed the City Manager, when he was hired, there would be no more dollar a year leases and he, we have stuck by that with other people. For those reasons at this time I make a motion to approve the lease as presented for YKHC to lease the PATC building.

Wintersteen: I'll second that. Madam Mayor I would like to speak to that as well. It was stated here just a moment ago that this is an important social function for our community. Well I would say that the Court system is an important social function, provides a very important function, yet the City has realized rent for that building from the Court system for a number of years. I wish it were possible, Tad, to do this for a dollar. But times are changing and the City has got to realize revenue where it can glean it from, and this is the case. I would like... I don't know if anyone here can give...maybe Dave is kind of our local historian here, if we have one dollar lease agreements with anyone else? I don't recall that we do.

Trantham: Not currently.

Wintersteen: Not currently. It was a practice in the past, but, we can't afford it.

Chris: Mr. Jones.

Jones: I'd also point out that the lease amount of \$25,000 is considerably below fair market. The Cutting Edge building that we lease, the old McSwanson's building, is not as big, is in not as good of shape, and yet we pay more than that per month than the figure that we're charging PATC. It is below fair market value, we are trying to be reasonable in this.

Chris: Do I remember that the total terms of this lease are less than what they have been in the past because of no maintenance charges or things like that? Or something that changes the total lease amount is actually less than what they've usually seen? Do you remember Dave?

Trantham: That's true.

Chris: So actually, there's been some moving of funds actually where in the past the charges to PATC have been for maintenance and upkeep, those charges were redirected because there actually had not been a whole lot of maintenance and upkeep, they've been redirected over to where they should be put and being called rent, which is actually kind of what it was before, it's just kind of changing the terms. Is that not

correct?

Trantham: That's correct. Mayor Chris?

Chris: Mr. Trantham?

Miller: Madam Mayor.

Chris: Mr. Trantham?

Miller: Point of information.

Chris: Mr. Trantham?

Trantham: Thank you.

Chris: Mr. Trantham has the floor.

Miller: Point of information takes precedence, as you know through your parliamentary training.

Chris: What do you want Mr. Miller?

Miller: It's fine that Mr. Trantham speak before I do, but I would just ask that you respect the sequence of those hands raised.

Chris: I'm trying to most of the time Mr. Miller, I think you know that, too right?

Miller: All right. Thank you Madam Mayor.

Trantham: I yield to Mr. Miller.

Chris: Did you have your hand up first?

Miller: Yes I did, ma'am.

Trantham: I yield to Mr. Miller.

Chris: Okay, then Mr. Miller go ahead.

Miller: I just want to note that the non-profits in the town are benefitting from Revenue Sharing. I don't believe the Alaska Court system, nor the Cutting Edge, fall into that category, and therefore, the entire discussion hinges on funding resources and, as citizens of the state, we might want to consider that the legislature, for all of Alaska, put this building here for our health and dealing with alcohol abuse. On that basis

I will continue to oppose the lease.

Chris: Mr. Trantham?

Trantham: I too had an opportunity to speak to Mr. Peltola, on my property, by the way. He came to see me, in other words. I did not visit his offices. We had a long discussion, I got his perspective, some of it is private and I would like for it to remain that way. This body did give the City Manager direction. There would be no more sweetheart deals, there would be no additional one dollar a year leases. We gave him that direction and he's the one that took the heat for that, he took the heat real heavy because we directed him to do a task and he did it. I wanted to just say that, plus a couple of other things. I would like to, first of all, ask the YKHC representative, can you tell me what your grant award is?

Anaruk: The grant award was...I'm Mary Anaruk of YKHC...was lowered by about \$100,000 this year, so it went from seven hundred and some thousand to six hundred and four.

Trantham: Okay, may I ask you, if it's not confidential, I wouldn't want you to reveal anything. What is your administrative overhead charges?

Anaruk: We have an indirect charge of twenty two percent.

Trantham: Twenty two percent, okay. Would YK be willing to waive that 22% and put it back into the program?

Anaruk: I think, and I couldn't speak to that, our financial officer would have to speak to that, so it would probably be inappropriate. My understanding is that, due to our funding sources and just the way indirect is computed that we have to charge it. We've even (inaudible) grants we could not get our indirect.

Trantham: Well the City of Bethel received in the past a lot of administrative charges on grants that were allowable, but we did not.. we took the full amount and appropriated it into the program itself.

Anaruk: It could be different funding sources and different agencies. I really wouldn't be the appropriate person...

Trantham: When the City operated PATC they did not charge an administrative overhead charge. So the City has made a great contribution to that program and for a year or two or three, the lease was for one dollar a year. I think the City recognized a need for this type of program in the past, and everybody is in a financial bind right now, YK, the PATC program, the City programs are in a financial bind. I think there's been some unnecessary hard feelings over this issue. There's been some terrible things said that shouldn't have been said. They're very unfortunate. It's sad. I yield.

Chris: Mr. Jones?

Jones: Again, I want to point out the Bethel City Council's oath is to take care of the best interests of the City of Bethel. That's everybody in the City, not just the non-profits, that's everybody. For that reason, I'm calling for the vote.

Chris: Okay, we have a motion and a second to approve the lease agreement between YKHC and the City of Bethel. I think we should have a roll call on this.

Tucker: Chris? Yes
Jones? Yes
Miller? No
Trantham? Yes
Tubbs? Yes
Wintersteen? Yes

ITEM F: Agreement with AVCP for the Loan of Museum Artifacts

motion M/M by Jones, 2nd by Tubbs to approve the loan agreement with AVCP for the museum artifacts.

Council member Wintersteen expressed his concerns that the Cultural Center had no professional archivist on staff, and that the artifacts were too valuable to jeopardize.

Council member Jones stated that the artifacts were deteriorating rapidly in their current location, and that the artifacts had a better chance of the proper environment at the Cultural Center.

vote Poll vote on the motion. Motion carried, 5-Yes, 1-No (Wintersteen).

X. NEW BUSINESS

ITEM A: Resolution #94-30--Requesting Local Match Monies for the Bethel Bank Stabilization Project

Approved under Consent Agenda

ITEM B: Resolution #94-31--Accepting a Grant from DCRA for Participation in the FY95 Alaska Coastal Management Program

Approved under Consent Agenda

ITEM C: Resolution #94-32--Approving the Conditions of the Farmers Home Administration Rural Alaska Village Grant for Sewer System Funding

Approved under Consent Agenda

ITEM D: Gaming Permit Application

Mayor Chris provided background information on the application from ONC, and indicated that they still owed sales tax to the City.

motion M/M by Trantham, 2nd by Miller to table this item until the next meeting in order for ONC to provide the City with written verification of their status and plans to remit sales tax. Voice vote. Motion carried unanimously.

ITEM E: Discussion Item--Lease of City-Owned Laundromat

Council member Jones stated that the Council had voted to issue an RFP for the lease of the Laundromat, and, until proposals are returned, the City would not be in a position to decide on the status.

Council member Miller stated he hoped to place an advisory question on the ballot to gather the opinion of the public.

Mayor Chris asked that information regarding the Laundromat be made available to the public.

ITEM F: Discussion Item--Public Access to Weight Room

Council member Miller explained that he had requested this item be placed on the agenda in response to residents' concerns, in order to discuss options and direction for the weight room.

Council member Jones pointed out that parents of children using the youth center do not want adults in the same area as the kids. Mr. Jones also reported there had been several accidents in the weight room, exposing the City to great liability.

Council member Trantham stated that the Youth Services Committee had held a public hearing on this issue, and had conducted an effort to relocate the weight room, but were unsuccessful.

motion M/M by Jones that the Youth Center no longer host the weight program after January 1, 1995. Motion died for lack of a second.

In answer to Council member Wintersteen's question, Police Chief Chris Liu said that physical fitness is a requirement for Police Officers, and that the City Manager had discussed relocating the weight room to the Braund Building, which would provide 24-hour access.

Council member Miller requested an attorney's opinion concerning the City's liability and the legal weight a waiver form might have.

Council member Jones requested an opinion on the liability to the City of unsupervised use of the weight room.

Council member Miller also suggested contacting neighboring communities which might have a similar situation.

XI. COUNCIL MEMBER COMMENTS

At the request of a Council member, this item has been transcribed verbatim.

Jones: I have three, but I can read what I wrote. I've had several people, including here, make comments and on the radio about a quote that was misquoted and I'd like to make sure everybody understands it. "I'll listen to anybody concerning any problem that they have concerning the City and I'll help if I can. I can't guarantee if I can help, but I will try. But if you want to talk racism or make racist remarks, I don't have the time, nor the patience, to put up with it and just get out of my way." Now that's my whole original quote. It wasn't just "get out of my way," but it was if you want to bring racism into it. Number two, I've had a couple of people, a couple of citizens who want to know the status of all temporary waivers for the water and sewer tanks that we've issued since back in the winter. They also want the City to enforce its own ordinances if those waivers have expired, and I think that's completely legitimate. If we've issued a waiver to help people have time to get something done, that's terrific, but they have a responsibility to fulfill their requirement. The last thing is that I do have some concern over the alcohol petition and I want people to understand there's a strong possibility that a "No" vote, if this goes to the voters, a "No" vote means that the local option has changed, we're removing the restrictions on sale. A "Yes" vote would limit the sales to a City-run liquor store, but a "No" vote removes the other restrictions. I know there's going to be another opinion coming out but if this does get enough signatures to go on the ballot, and if this stands the way it is now, then our local option will change, irregardless of which way the vote goes. The local option will change. Bethel will not be damp, and it won't be dry either. That's all.

Wintersteen: I had two concerns. One has to do with the continuing issue of our labor negotiations with the Union. Frankly, I just got in at one o'clock today and spent the afternoon reading this, and then I noticed that inside the pocket there's a memo, a several page memo about them. I hope that we can resolve them soon. The way it's stated in there isn't the way I remember, it wasn't the direction we gave, but I'm going to have to look at that more carefully. The other concern I had is that some time ago, I was assured by City Administration that the businesses in this town that owe sales tax were really coming across nicely, and it was a cleaned up issue and everything was smooth. We dealt with this ONC issue, dealing with hundreds of thousands of dollars perhaps, an unnamed amount. I would like to have more information on that. If we have companies, businesses that owe, I don't care what they owe, they owe. I'd sure like to know about that. That's just something that I've been in a haze about. We just don't know and haven't heard about. If there is a number of people out there like that, then the City Council needs to know about it so we can deal with it.

Miller: I want to stress Mr. Jones' point that the vote on the alcohol initiative, should it get to the ballot, deserves complete understanding by the voters and I believe there's a city...Attorney General opinion due out this week or soon which will tell us exactly what that vote will mean. I believe that the informed decision is the best one. I want to say that it concerns me that members of Council have contacted the employers of members of the public who have made disagreeable statements and believe that that could be understood as intimidation. We should, rather, encourage public debate and facilitate that discussion rather than attempting to hinder it. I have no further comments.

Tubbs: I have no comments Madam Mayor.

Trantham: I'd like to take this opportunity to thank our Planning Manager who has not worked for the City of Bethel very long, but he is leaving us. He's moving on to Kodiak. I know he came to us fresh out of college. I had the opportunity to follow former Mayor Diane Carpenter's recommendation that we do post-employment interviews, and I conducted that interview at the City office. There were a couple of witnesses there. This employee certainly wants the community to know that he worked well with the City Manager and the City Manager worked well with him, and due to unstable political atmosphere in the community, he decided to move on elsewhere. I want to thank Tom for his services to the people of Bethel. I think he did the best he could. He worked well with the Planning Commission and thank you Tom, if you're out there listening. We'll miss you and hope you do well in Kodiak, at least as well as you did here. I received a number of phone calls recently, had some personal contacts, indicating that they were grateful to the City Council for holding their own, hanging in there. They support us in the actions that we have taken. I've had a couple of people say that they did not support the actions taken by City Council. My last item is a little more serious. There are no secrets in this community of Bethel, none, absolutely none. When we as Council members run our mouths, it gets back to other Council members, and I'm getting pretty sad, sick and tired of Mr. Miller attempting to discredit the other six Council members. This is what people are telling me. When you teach hate, it comes back to grab you. When you live hate, it comes back to grab you. It really does. One time I was taught to hate. When I was in the military, I was taught to hate Japanese people. It took me a long time to get over that, it came back to bite me. The military taught me that, to hate. They had a reason for that. There is no reason for people in our community to teach hate, none. It'll come back to grab you, because there are no secrets in this town. You run your mouths, sometimes it's changed around a little bit. It's time that we acted professionally, especially...we have no right to discredit that I could think of. We can disagree on things as you saw disagreement here tonight. I heard something tonight about the five-one vote, I saw Mr. Wintersteen get the one vote tonight. Am I correct?

Wintersteen: That's right.

Trantham: And it goes around. It's not always five-one group against another group. But we've got some bad stuff going on in our community, some real terrible things are being said. Many of these things that are being said are half-truths or not truths at all. It's time that we thought before we speak out, we do our research. As I said earlier this evening, we make darn sure on all these issues. There's other people in the community that are teaching hate, they're teaching other things that are not good. As Councilman Metcalfe said, it's time that we did something positive and get off some of the negatives, and make sure before you take action, make dog gone sure before you run your mouth, because it all goes around in one great big circle. Everything that we say goes on, and sometimes it's changed a little bit. Hate will destroy us, it destroyed Hitler. You get away with it for a little while. It's time that we move forward in a positive manner. If I hear anymore of this attempt to discredit me, if I hear anymore of these attempts to discredit any member of this body, I will take it one step further than this table. I thank you very much.

Chris: I have only one item, but it's fairly broad. I want you to know that I well know my role here at this table, Mr. Miller. My role in sitting here at this table is to organize these meetings and see that the business of this Council is conducted as it should be through parliamentary procedure. That is my role here, that is my only role as Mayor. But because I took the role as Mayor did not take anything away from me as a Council member, and by gum I can tell you anything as another Council member, and I have never, ever, told you anything to do. I never told you not to go to the Concerned Citizens meeting, as you told on the radio. I never told you not to go to that. I told you that I didn't approve of your taking part of any discussion if you did at that time, because I didn't think it was within the ethics of this Council after we had made the decisions we had made. Likewise, I sat on a Council where there was always a four three split and I really resent being included in any number game that you want to play. I've told the same thing to other Council members who attempted to put me in a certain category. I do not vote category, I vote by what I feel is right. I have no hidden agendas, I'm not on anybody's side, I'm just here to do the best I can for the City. As a Council member, that comes first and foremost, and that is my responsibility. Being the Mayor is just sitting here, Tad, and saying "yes you can do this, yes you can do that." I don't have any feeling for the Mayorship besides that. I know what my role is here. I have no desires for any political thing beyond this. I have no caring for anything except for my job here and what role I play here. I try to do it as honestly as I can, I try to maintain order, I try to keep things going. But I will not allow anyone to put me in a category in which I don't belong. I didn't know how I was going to vote on that anymore than you knew how I was going to vote on it, so don't put me in that category. I'm tired of being...of people misrepresenting things. If people want to know something, I have a telephone number that's listed in the book, and if they want to know another side of the story besides the one they have heard, I encourage them to call me and this includes the newspaper, it includes anyone who wants to know my side of the story. If you don't want to know it and you just want to put out there what you want to put out there, then that's fine. But if you want to know our side of the story, come to

the Council, come to the Council members, we're all Council members and that's all we are. All we're trying to do is the best we can and each of us try to do it in our own way, but I don't think we need to negate anything that anybody else does, I think we're all trying to do the best we can and that's all. I agree with Mr. Trantham that we don't need to pull each other down and that's really all I have to say.

XII. EXECUTIVE SESSION

ITEM A: Legal Strategy: Lonewolf v. City of Bethel and McPeck v. City of Bethel

motion M/M by Jones, 2nd by Miller to go into Executive Session for the purpose of discussing legal strategy in Lonewolf v. City of Bethel and McPeck v. City of Bethel. Voice vote. Motion carried unanimously.

motion M/M by Jones, 2nd by Wintersteen to come out of Executive Session. Voice vote. Motion carried unanimously.

XII. ADJOURNMENT

motion M/M by Wintersteen, 2nd by Jones to adjourn the meeting at 10:50 p.m. Voice vote. Motion carried unanimously.

PASSED AND APPROVED THIS 9th DAY OF AUGUST, 1994.



Donna J. Chris, Mayor

ATTEST:



Connie Tucker, City Clerk