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# City of Bethel, Alaska

## City Council Minutes

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September 20, 2004

Special Meeting

Bethel, Alaska

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### CALL TO ORDER

A special meeting of the Bethel City Council was held on September 20, 2004, at 6:30 p.m., in the Council Chambers, Bethel, Alaska.

Mayor Short called the meeting to order at 6:30 p.m.

### ROLL CALL

Comprising a quorum of the Council, the following were present:

Michael O'Brien  
Hugh Short, Jr.  
Hugh Dyment (6:30 PM)

Dave Trantham  
R. Thor Williams

Excused absences:

Stanley "Tundy" Rodgers

Unexcused absences:

Andrei Jacobs

Also in attendance was the following:

Robert Herron, City Manager  
Selena Malone, City Clerk

### PEOPLE TO BE HEARD

Agnes Phillips

- Stated that the Council should take the fourth highest vote getter to fill Council Member Jacobs' seat.

### APPROVAL OF AGENDA

<b>MOVED BY:</b>	O'Brien	To approve agenda for September 20, 2004 Special Meeting.
<b>SECONDED BY:</b>	Williams	

<b>VOTE ON MOTION</b>	Motion carried by unanimous voice vote 4-0
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### NEW BUSINESS

**Item A – Discussion regarding resignation of Council Member Andrei Jacobs, acceptance of resignation of Council Member Jacobs, and discussion of procedure to fill Council seat vacancy.**

<b>MOVED BY:</b>	Williams	To accept the resignation of Council Member Jacobs effective September 20, 2004.
<b>SECONDED BY:</b>	O'Brien	

Mayor Short spoke against the motion and stated that the Council should honor Council Member Jacobs' request of September 28, 2004, as his last meeting.

Council Member Dyment asked Council Member Williams why he wanted the effective date as stated in the motion.

Council Member Williams referenced BMC 2.04.100.A8 and stated that Council Member Jacobs was no longer present in Bethel.

City Manager Herron stated the agenda noticed BMC 2.04.100.A3 and not 2.04.100.A8.

Council Member Dyment stated that he wished Council Member Jacobs resigned in a different process, but that he thought the Council should keep the resignation effective date of September 29, 2004.

Council Member O'Brien stated that this was a moot point and that the Council knows that they are accepting the resignation anyway and that keeping the resignation effective date of September 29, 2004, will buy the Council more time to discuss the methodology of filling the vacancy.

<b>VOTE ON MOTION</b>	Motion fails 1-4 (No – Dyment, O'Brien, Short, Trantham)
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<b>MOVED BY:</b>	O'Brien	To accept the resignation of Council Member Jacobs effective September 29, 2004.
<b>SECONDED BY:</b>	Trantham	

<b>VOTE ON MOTION</b>	Motion passes 4-1 (No – Williams)
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<b>MOVED BY:</b>	Dyment	To declare a vacancy for Council Member Jacobs' position effective September 29, 2004.
<b>SECONDED BY:</b>	Trantham	

Council Member Williams stated that the Council should wait until September 29, 2004 to declare the vacancy.

Council Member O'Brien reiterated that the intent for the meeting was to discuss the process of filling the fourth vacancy.

<b>VOTE ON MOTION</b>	Motion passes 4-1 (No – Williams)
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Council Members discussed the process in which the Council would fill the fourth vacancy.

<b>MOVED BY:</b>	Williams	That it is the hope of this Council that the next Council will fill the vacant position with the candidate who receives the fourth highest votes in the October 5, 2004 Regular Municipal Election, through the appointment process.
<b>SECONDED BY:</b>	O'Brien	

<b>VOTE ON MOTION</b>	Motion passes 4-1 (No – Dyment)
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**Item B – Discussion of withdrawal of declaration of candidacy by Dana Peltola.**

Council Member Trantham asked the City Clerk, through the Mayor, if Dana Peltola had given her resignation in writing.

City Clerk, Selena Malone, stated that she had not received written notification of Dana Peltola's withdrawal of candidacy, but that after she heard of Ms. Peltola's withdrawal, she called Ms. Peltola to verify her withdrawal.

Council Members discussed process of filling the vacancy, should Ms. Peltola be one of the three elected people to serve on the City Council.

City Manager stated that Ms. Peltola would have to decline the Council seat, and that she would have 30 days to change her mind.

**Council Member Comments**

**Council Member Dyment** – stated that the Council let the public know if the Council's intent.

**Council Member O'Brien** – spoke on the importance of voting.

**Council Member Williams** – encouraged people to vote and that noted that they could vote absentee at the City Clerk's office.

**Mayor Short** – No comment.

**ADJOURNMENT**

<b>MOVED BY:</b>	O'Brien	To adjourn the meeting.
<b>SECONDED BY:</b>	Williams	

<b>VOTE ON MOTION</b>	Motion carried by unanimous voice vote 5-0
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With no further business before the Council, the meeting adjourned at 7:27 p.m.

**APPROVED THIS 28<sup>th</sup> DAY OF SEPTEMBER, 2004.**

ATTEST:

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Hugh Short, Jr., Mayor

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Selena Malone, City Clerk