



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

REGULAR COUNCIL MEETING JUNE 23, 1976

CITY OFFICE

7:30 P.M.

Meeting was called to order by Mayor Hoffman at
Present: Alexie, Pike, Elliott, Peltola.
Absent: Andrew, Guinn.

APPROVAL OF MINUTES

M/M Peltola that the minutes of Regular Council Meeting of June 9, 1976 be approved.
Voice vote was taken and was unanimous. Motion passed.

COMMUNICATIONS

The packets distributed to members of Council contained legal documents pertaining to the City of Bethel, et al., v. United States with regard to Community Liquor Sales, Inc. and tax paid to the I.R.S. on income derived from 1967, 68, 69, 70, and 1971. In addition, the tax paid in 1972 and 1973 is also included in the suit filed on behalf of the City. The total amount of the refund action is approximately \$35,000.00 plus interest and an additional \$80,000.00 for calendar years 1972 and 1973.

A summons was also enclosed with regard to a law suit entitled Alvin Owletuck vs. City of Bethel and Police Officer John Sanchez. This particular summons relates to an accident which occurred in January of 1976. Clary Insurance Company has been informed of the summons and retained council to represent the City.

Peltola - What is the status of this law suit?

Bartlett - A court date has not been established and the summons has been answered by the attorney representing the City. The respond to the summons is that the City is denying the charges, therefore Court action will be necessary. In reference to the aforementioned tax case, it will be necessary for the City to identify potential witnesses who will be responsible for testifying on the City's behalf in August of this year.

MANAGER'S REPORT

Manager Bartlett reported that Highway Funds are available from the Alaska Department of Highways which will enable the City of Bethel to complete all road ways within the City Subdivision. The District Highway Office in Nome is responsible for the Bethel area and has indicated that approximately \$94,166.00 is available for road construction purposes within the aforementioned area. The City is in a good position to realize increased revenue from such a project which will pay for



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 2

MANAGER'S REPORT CON'T.

existing equipment recently purchased (e.g., dump trucks, dozer, etc.). In addition, the personnel required to construct the roadways in the Subdivision will also be paid salaries from the amount available.

Elliott - Will the City charge the Dept. of Highways by the truck load?

Bartlett - Yes, with the understanding that all personnel costs will be reimbursed to the City in addition to the use of the equipment.

Peltola - What is the status of this project relative to the need for Council action?

Bartlett - I am presenting this project at this time for briefing purposes only. I will need to develop in conjunction with the City Engineer a plan of action within the next ten days.

Elliott - The City should negotiate with other companies within the area relative to securing addition equipment thru lease arrangements if the City is not capable of completing the entire project.

Bartlett - The utilization of other individuals and/or companies will be taken into consideration as the plan of action is developed. The gravel for the newly developed roads will be procured from stock piled asphalt from the Old Airport. The cost of such will be included in the total amount budgeted for the Subdivision Road Work Project.

Manager Bartlett informed the Council as to the need for notice to be given to Ron Southern 30 days in advance, because City Shop will need the building which Ron currently leases from the City. The building would be used to house either sanitation trucks or water trucks during the winter in order for the City to in compliance with State Sanitation Codes and Regulations. It is estimated that the City will need 30 days to dismantle, move and reconstruct the building to be utilized by the Public Works Dept.

Peltola - An exact plan of the length of time involved in relocating the building will need to be presented at the next City Council Meeting.

Manager Bartlett reported to the Council that the Harry Faulkner issue relative to the pipe borrowed by Faulkner from the City has been referred to the City Attorney for final disposition.

Peltola - I suggest that repayment by Faulkner occur when the last barge arrives in Bethel.



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
Page 3

MANAGERS REPORT CON'T.

Bartlett - A letter has been sent to Faulkner indicating that if the pipe is not on the last barge, he will have approximately 10 days in which to pay the City the cash value of the pipe borrowed. If he fails to pay the City, the matter will be settled in Court.

Manager Bartlett briefed the Council on the need to incorporate the C & S Lease Agreement with the lease arrangement provided Dan Johnson by the City. The owners of C&S are interested in selling the building on their leased property to Dan Johnson. In addition, the lot provided the Prematernal Home by the City has been determined not to be large enough for the new home to be constructed this summer. As a result, a solution to the aforementioned situations is that the C&S lease be merged with Dan Johnson's lease to form one agreement, which will be assigned to Johnson. The new agreement will involve the following: a twenty (20) year lease with two (2) fifteen (15) year renewable options at a cost of \$100/a mo., and an escalation provision to increase the lease amount over each five year period. With regard to the Prematernal Home, the road which extends from the State Highway to Mission Road will need to be moved north approximately 50 feet, thereby encompassing a part of Lot 2 owned by the Prematernal Home. The City will then need to provide title to the new lot created by moving the road to the Prematernal Home, and provide title to Lot 2 to the State Highway Department.

Peltola - Are there any other requirements?

Bartlett - It will be necessary to arrange for John Gregory to have a part of Lot 2 in exchange for a part of his lot in order for the road to be relocated and constructed properly.

M/M by Elliott to authorize the City Manager to develop the proper agreements with Dan Johnson, Prematernal Home, and the State Dept. of Highways.

Roll Call, Yes, Alexie, Hoffman, Pike, Elliott, Peltola. Motion passed.

Manager Bartlett informed Mayor Hoffman of a Public Hearing to be held on Tuesday, July 6, 1976 regarding new regulations pertaining to Municipal Revenue Sharing.

Manager Bartlett introduced representatives from Clary Insurance Company and asked them to discuss the status of the Health Insurance and Retirement Benefit Plans.



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 4

MANAGER'S REPORT Con't.

Clary Insurance reported that 2 insurance companies (i.e., Blue Cross and Travelers) have submitted proposals which include comprehensive health coverage, term life insurance, and retirement benefits. Clary is still waiting for addition proposals and they will develop comparison reports.

Bartlett - The State of Alaska's Health and Retirement plans should be compared with the Clary Insurance findings. All of the proposed plans will be submitted to Council in July for their review and approval.

MAYOR'S REPORT

Mayor Hoffman requested that two items be added to the agenda, Item I - City Equipment and Item J - Road to Louse Town.

M/M by Peltola that the items requested be added to the agenda. Voice vote was taken and was unanimous. Motion passed.

Hoffman - The Bethel Native Corporation will be forming a Bethel Native Council which will work with the City of Bethel when there are mutual problems. The new Council will be composed of the members of the Bethel Native Corporation and will work to secure grants-in-aid.

Peltola - Will there be conflicts of interest relative to the City Council and the new Bethel Native Council?

Hoffman - There are alot of members on the Bethel Native Corporation Board which will sit on the new Council and I will not necessarily be on the new Council.

Bartlett - Will the new Council work with the City to obtain joint grants?

Hoffman - The new Council will be concerned with not only new grants but also the Native Land Claims Settlement Act.

COMMITTEE REPORTS

Peltola - What is the current status of the Bethel Volunteer Fire Dept. relative to the new equipment assigned to the Department at a Council Worksession?

Sanchez - The Fire Dept. has not received the tanker trucks. When the City Shop completes the work on the tanker trucks there will



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 5

COMMITTEE REPORTS CON'T.

still be a need to find a place to park the trucks. The Bethel Heights Substation is too small to park the trucks inside the building.

Bartlett - I've asked Ed Lenhart to report to my office on the exact size specifications of the Substation building.

Peltola - Could we have a report by the City Engineer at our next Council Meeting?

Bartlett - I will have the City Engineer attend the next Council meeting and make a full report.

Elliott - Are there any plans to utilize Cowan Hut? In addition, Nicholson had planned many years ago to construct a place for fire trucks. Nicholson had planned to expand the existing Water Works Building.

Peltola - How far has the City progressed in bringing the City Office up to code?

Bartlett - We have received one estimate regarding what it will take to spray a protective coating over the insulation in the City Office complex. The estimated cost is \$15,000.00 and someone will have to come over from Anchorage to perform the work.

Sanchez - It may be possible for the City to apply the coating using the City's own personnel.

Elliott - We would probably have to train someone.

Peltola - The possibility of doing the work using City resources should be investigated.

Bartlett - I will look into this matter and report back to Council.

PEOPLE TO BE HEARD.

John Shuler - I purchased a lot in the City Subdivision and I do not have electrical power available to the house that I am presently constructing.

Elliott - A letter should be written to the Bethel Utilities Corporation regarding this situation.

Peltola - The Bethel Utilities Corporation has written a letter which indicated that the City would have to be responsible for arranging power



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 6

PEOPLE TO BE HEARD CON'T.

lines in the City Subdivision.

Bartlett - If the City provides for such utilities the cost for installation will need to be passed on for those individuals purchasing lots.

Elliott - This issue should be brought to the attention of the Planning Commission.

Shuler - The current situation is very misleading to City Subdivision lot owners.

Bartlett - I am sure that the Planning Commission is aware of this situation.

Shuler - We need to have this particular matter resolved before the fall of this year.

Bartlett - I will see that this matter is brought before the Planning Commission.

Shuler - Would you please notify me when this meeting takes place.

OLD BUSINESS

Item A. Amendment to Ordinance #71 (Taxi Fares & Permits).

Peltola - This meeting will serve as a Public Hearing regarding the adoption of the amendment to Ordinance #71.

Hugh Short - I feel we need an increase because our expenses are going up every year.

Peltola - When was the last increase?

Short - A year ago. Since this time our insurance rates have gone up along with the cost of gas and maintenance.

Pike - It is my understanding that the taxi cab companies are paying the City sales tax.

Short - That is correct, I do not have the drivers pay the tax, but rather I pay it.

Peltola - Is there future consideration for increased rates within the



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 7

OLD BUSINESS Con't.

proposed amendment?

Bartlett - The amendment contains only the current requested increase.

Sue Taylor - A lot of people coming to Bethel who are considered outsiders are charged higher rates than those charged to Bethel residents.

Short - If there are any problems regarding this situation, I should be contacted or other cab owners.

Maloy - If there has been overcharging, the additional money paid will be refunded to customers. This type of procedure has been followed in the past by the drivers.

Elliott - What do you do when you get a passenger and you ask him where he wants to go and he doesn't know?

Maloy - We either put them on charter or access the situation and take the passenger to his home or some other determined place.

Peltola - If this ordinance is passed, would the taxi cab owners be able to adhere to posting the rates within each individual taxi cab.

Short - I'm in the process of completing signs which will show the rates and we plan to advertise over the radio the new rates.

Peltola - Are your cab drivers furnished with receipt books?

Short - Yes they are.

Hoffman - If there is no more discussion I would like the City Manager to read the proposed amendment.

Manager Bartlett read the amendment to Ordinance #71.

M/M by Peltola that Ordinance #73 be adopted as read.
Roll call vote, Yes, Alexie, Hoffman, Pike, Elliott, Peltola.
Motion passed.

Item B. Amendment to Ordinance #59 (Sale or Lease of City-Owned Real Property.)

Bartlett - I recommend that Council accept the amendment to Ordinance #59 for publication at a later date.



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 8

OLD BUSINESS CON'T.

M/M by Peltola that Ordinance #74 be accepted by Council for publication at a later date.

Roll call vote, Yes, Alexie, Hoffman, Pike, Elliott, Peltola.
Motion passed.

Item C. Court House Project.

M/M by Peltola that Item C be changed to Item K under New Business, and that it be discussed within executive session.

Voice vote was taken and was unanimous. Motion passed.

Item D. Clean-up Project.

Manager Bartlett recommended that this item be tabled until the next meeting.

M/M by Peltola that this item be tabled until the next Council meeting.
Voice vote was taken and was unanimous. Motion passed.

NEW BUSINESS

Item A. Maintenance of State-Owned Airport & Highways.

Bartlett - The Commissioner of the Public Works Dept. of the State of Alaska, Director of Harbors and Docks, Director of Aviation Division, Director of Highways, and the Assistant Commissioner of Public Works were present at a meeting June 19, 1976 in Bethel to discuss the possible transfer of management responsibilities to the City for the State-owned Airport and Highways. In reviewing the management agreement presented, it is unclear as to the exact duties the City would need to perform.

Peltola - If the Council were interested in pursuing this matter there would need to be conditions inserted into the agreement which would protect the City from unforeseen financial obligations.

Rosie Porter - In my opinion, The City would benefit from this agreement relative to enhancing its Public Works Department. However, the City would need to know the specific requirements.

Bartlett - No action is required at this time.

Item B. State Management of Marine Mammals.

Bartlett - I do not have enough information at this time regarding this



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 9

NEW BUSINESS CON'T.

particular matter.

Item C. KYUK's Proposed Television Dish Installation Project.

Bartlett - I have received information on the proposed television dish. The City would not be effected by the installation of the dish next to KYUK Studio. The height of buildings on the City compound area could not exceed approximately 32 feet. I will need to draft a resolution for Council approval supporting the KYUK proposal for the new television dish.

Item D. Ratification of Planning Commission Minutes of April 7, 1976.

M/M by Peltola that the minutes of April 7, 1976 be approved. Voice vote was taken and was unanimous. Motion passed.

Bartlett - The Planning Commission has selected two new members who are Rosie Porter and Bea Kristovich. These new members require Council acceptance.

M/M by Peltola that the Council accept the Planning Commission's recommendation regarding new members. Voice vote was taken and was unanimous. Motion passed.

Item E. Proposed Criminal Justice Center.

Bartlett - While in Juneau, I met with the Alaska Criminal Justice Planning Agency and have ascertained that a grant award has been approved by the Federal Regional Office to study the existing jail facility and recommend that it be renovated or a new jail facility be built. The grant is for a one hundred percent funding and must be approved by the State of Alaska.

Item F. State Jail Contract.

Bartlett - I have initiated negotiation with the Division of Corrections relative to the development of a new jail contract. We are proposing that there be an increase in salaries and prisoner maintenance costs. No jail contract has been signed and it is my position that we do not accept the \$130,000.00 being offered by the State. I will keep the Council informed of subsequent negotiations within this area.



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 10

NEW BUSINESS CON'T.

Peltola - What are the consequents if the jail closes?

Bartlett - The State Troopers would need to provide for holding areas and transport prisoners to Anchorage. The cost of these activities would be two to three times higher because of the need to rent rooms at the Kuskokwim Inn and utilize Wien Air Alaska to transport prisoners. In addition to proposing a 12 month contract the City has also offered to sign a six month contract or a nine month contract.

Item G. State Manpower Contract (Public Employment Program).

Bartlett - The City has received a grant award from the State of Alaska's Manpower Office which will provide funding for seven full-time positions over a 90 day period of time relative to implementing the summer recreation program. In addition, the grant award contains fringe benefits at the rate of 14% per employee and 10% administrative costs. The City is not required to match the grant award. I am requesting from the Council acceptance of such grant award in the amount of approximately \$21,000.00.

M/M by Elliott that we authorize the approval of the grant award.
Roll call vote, Yes, Alexie, Hoffman, Pike, Elliott, Peltola.
Motion passed.

Item H. FY 1977 City Budget.

Bartlett - I recommend a Council Worksession to consider the City Budget for FY 1977.

M/M Peltola to have a Council Worksession on Tuesday, July 6, 1976.
Voice vote was taken and was unanimous. Motion passed.

Item I. City Equipment.

Hoffman - I am concerned about the City water truck. The other day when the truck was at my house, the brakes were not working.

Bartlett - I've been informed that the truck is now in functional working order.

Hoffman - Are you sure?

Bartlett - Yes, and you may check the truck any time you wish to do so.

Item J. Road to Louse Town.



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

Regular Council Meeting
June 23, 1976
page 11

NEW BUSINESS CON'T.

Item J. Road to Louse Town.

Hoffman - Kemp Palucci is blocking part of the road to Louse Town. The City needs to inform them that they will need to keep the road clear so that vehicles will be able to utilize the road way.

M/M by Peltola that the City Manager be given authorization to correct this matter.
Roll call vote, Yes, Alexie, Hoffman, Pike, Peltola. Abstain - Elliott.
Motion passed.

Hoffman left the meeting at this time.

Item K. Court House Project.

The Council went into executive session at 10:00 P.M.

The Council returned to open session at 10:40 P.M.

Peltola called the meeting to order.

M/M by Elliott that the Council meeting go beyond the 10:00 P.M. to end Council Meetings.
Voice vote was taken and was unanimous. Motion passed.

M/M by Pike that the Council approve the three (3) recommended options regarding the Court House bid award.
Roll call vote, Yes, Alexie, Pike, Elliott, Peltola.
Motion passed.

M/M by Elliott to authorize the City Manager to create a Court House Sub-committee consisting of a minimum of three (3) Council Members.
Voice vote was taken and was unanimous. Motion passed.

M/M by Pike that the meeting be adjourned.
Voice vote was taken and was unanimous. Motion passed.

Meeting was adjourned at 10:45 P.M.

Edward Hoffman Sr.

Mayor

Rebecca J. Nelson

City Clerk