
City of Bethel City Council Meeting Minutes

January 25, 2011

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on January 25, 2011 at 6:30p, at the City Council Chambers, Bethel, Alaska.

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

II. ROLL CALL

Present: Mayor Eric Middlebrook
Vice-Mayor Thor Williams
Council Member Heather Pike
Council Member Richard Robb
Council Member Terry Perry
Council Member Jennifer Schiedler
Council Member Tundy Rodgers

Absent: None

Also Present: City Manager Lee Foley
City Clerk Lori Strickler
City Attorney Michael Gatti

III. PEOPLE TO BE HEARD

Fred Broerman –Spoke in opposition to Ordinance 11-04: Repealing The Bethel Municipal Code Section 9.12.090 The Sale Of Obscene Material.

IV. APPROVAL OF THE AGENDA

MOVED:	Williams	Motion to approve the consent and regular agenda.
SECONDED:	Pike	

MOVED:	Robb	Motion to remove from the consent agenda, Item A under New Business, Resolution 11-02: Supporting the extension of, and amendment to the Alaska Costal Management Plan.
MOVED:	Robb	Motion to remove from the consent agenda, Item C under New Business, Ordinance 11-04: Repealing The Bethel Municipal Code Section 9.12.090 The Sale Of Obscene Material.
MOVED:	Williams	Motion to amend, to remove from the agenda, Item J under New Business, Review of the city clerk employment contract between the City of Bethel and Lori Strickler.
SECONDED:	Pike	
VOTE ON MOTION		
		All in favor
VOTE ON MAIN MOTION		
		All in favor

V. APPROVAL OF THE MEETING MINUTES

Item A- 1/11/2011 Regular City Council Meeting.

Passed on the consent agenda.

VI. REPORTS OF STANDING COMMITTEES

Item A- Planning Commission, Mayor Middlebrook- Discussion of Resolution 11-02: Supporting the extension of, and amendment to the Alaska Costal Management Plan.

Item B –Port Commission, Vice-Mayor Williams – A quorum was not established for the last meeting, no meeting was held.

Item C- Public Works Committee, Council Member Rodgers- Proposed five year plan of the water and sewer priorities. Easements and right of way issues. BATH Center, recommendation to the council to allow the city manager and the public works director to jointly work with other agencies in move forward with the proposed center.

VII. UNFINISHED BUSINESS

Item A – Public Hearing Of Ordinance 11-01: Amending Title 3 Section 3.56.010 Of The Bethel Municipal Code Regarding Recognized Holidays With Pay.

*Mayor Middlebrook opened the public hearing.
No one wished to be heard.
Mayor Middlebrook closed the public hearing.*

MOVED:	Schiedler	Motion to adopt Ordinance 11-01.
SECONDED:	Rodgers	
MOVED:	Robb	Motion to amend, to strike Washington’s Birthday and <u>inserting Presidents Day.</u>
SECONDED:	Schiedler	
VOTE ON MOTION	3-4 Motion fails, Williams, Pike and Robb in favor	
MOVED:	Schiedler	Motion to amend, to insert after Washington’s Birthday <u>“(Presidents day) per the City of Bethel Collective Bargaining Agreement”.</u>
SECONDED:	Robb	
VOTE ON MOTION	6-1 Motion passes, Williams opposed	
VOTE ON MAIN MOTION	6-1 Motion passes, Williams opposed	

Item B- IM 11-01: City Council Policies And Procedures.

VIII. NEW BUSINESS

Item A – Resolution 11-02: Supporting The Extension Of, And Amendment To The Alaska Costal Management Plan.

MOVED:	Williams	Motion to adopt Resolution 11-02.
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SECONDED:	Rodgers	
MOVED:	Rodgers	Motion to suspend the rules, to hear from the Planning Director, Dan Shea.
SECONDED:	Pike	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Robb	Motion to postpone until the next regular meeting agenda.
SECONDED:		
VOTE ON MAIN MOTION	Motion does not carry due to a lack of a second.	
VOTE ON MAIN MOTION	All in favor	
MOVED:	Robb	Motion to suspend the rules to go back to People to be heard.
SECONDED:	Schiedler	
VOTE ON MAIN MOTION	All in favor	

PEOPLE TO BE HEARD

Dave Compton-
 Provided some information to the council and community regarding the Kuskokwim Little League program.

Item B- Introduction Of Ordinance 11-02: Modifying Bethel Municipal Code 2.52.050 Boards, Committees And Commissions Terms.

Passed on the consent agenda.

NEW BUSINESS

Item C- Introduction Of Ordinance 11-03: Amending Bethel Municipal Code Sections 4.10.010 And 4.10.020 Allowing For The Sale Of City Of Bethel Personal Property To Include Internet Sales.

Passed on the consent agenda.

Item D- Introduction Of Ordinance 11-04: Repealing The Bethel Municipal Code Section 9.12.090 The Sale Of Obscene Material.

MOVED:	Robb	Motion to introduce Ordinance 11-04.
SECONDED:	Pike	
VOTE ON MAIN MOTION	5-2 Motion passes, Williams and Rodgers opposed	

Item E – AM 11-08: City Council Annual Action Items, File Review And Modification.

MOVED:	Schiedler	Motion to approve AM 11-08.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Robb	Motion to take a ten minute break.
SECONDED:	Williams	
VOTE ON MAIN MOTION	6-1 Motion passes, Schiedler opposed	

Item F - AM 11-09: Mayor’s Appointment Of Carol Sutton To The Public Safety And Transportation Commission.

Mayor Middlebrook appointed Carol Sutton to the Public Safety and Transportation Commission. The Council concurred.

Item G – AM 11-10: Assigning A Request Amount For The Federal Priority, Dredging Of The Kuskokwim River.

MOVED:	Pike	Motion to suspend the rules to hear from the Port Director, Pete Williams.
SECONDED:	Williams	
VOTE ON MAIN MOTION	All in favor	

MOVED:	Pike	Motion to amend something previously adopted, Resolution 11-01: City of Bethel priorities for the FFY 2012 United States Congressional Funding
SECONDED:	Schiedler	

		Cycle, to strike, the Federal Priority Dredging of the Kuskokwim River.
VOTE ON MAIN MOTION	2-5 Motion fails, Pike and Schiedler in favor	

MOVED:	Williams	Motion to amend something previously adopted, Resolution 11-01: City of Bethel priorities for the FFY 2012 United States Congressional Funding Cycle, to insert a request of <u>\$25,000,000 With no match funds required from the City of Bethel</u> under Priority 4. Dredging of Kuskokwim River.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	5-2 Motion passes, Schiedler and Pike opposed	

Item H- IM 11-02: City Clerk's Office Passport Processing And Requested Travel To Surrounding Communities.

MOVED:	Robb	Motion to allow the city clerk to travel to the surrounding communities to process passports.
SECONDED:	Schiedler	
VOTE ON MAIN MOTION	1-6 Motion fails, Williams in favor	

MOVED:	Robb	Motion to direct the city clerk to put out a public service announcement to get the word out to the surrounding communities of their ability to obtain the requirements to become a passport acceptance agent.
SECONDED:	Pike	
VOTE ON MAIN MOTION	2-5 Motion fails, Pike and Robb in favor	

Item I- Council Members Priorities For The Fiscal Year 2012 Budget.

Council concurred to hold a special meeting on February 15, 2011 at 6:00p.m.

Item J- Review Of The City Clerk Employment Contract Between The City Of Bethel And Lori Strickler.

Postponed until the next regular city council meeting.

- I. MAYOR'S REPORT**
- II. MANAGER'S REPORT**
- III. CLERK'S REPORT**
- IV. COUNCIL MEMBER'S COMMENTS**

Council Member Perry-
Thanked the City Attorney, Michael Gatti, for his visit to Bethel and the training he provided.
Dress warm and be seen.
Cribbage game night Wednesday at the Log Cabin.

Council Member Rodgers –
Thanked the Attorney, Michael Gatti for his visit.
Extended condolences to families who have lost loved ones this month.
Safety, winter has just started. Make sure the headlights are working on vehicles. Dress warm be reflective, and be safe.
Extended his apologies to the council for the conflict of interest issue brought up at the last meeting, although a conflict has been established because of the proposed conflict and hope that the council understand the predicament he faces when voting on certain issues.
Go hug an elder.

Council Member Robb-
Thanked the mushers and volunteers for a great K300. The race was successful due to community support.
Thanked the volunteer fire department and the paid staff for their dedication and hard work.
Monday, February 7th the Public Safety and Transportation Commission meeting will be held at the Police Annex Building.
Bethel Teen Center is holding an open house.
Individuals with mental illness should be provided the same rights as those who do not have mental illness.

Vice-Mayor Williams-
Thanked and recognized the Bethel Fire Department for their quick response to a house fire.
There has been dangerous weather which can kill, we as Alaskans need to be prepared.

Council Member Pike-
 Read a newspaper article about the local Subway made a generous donation of their tips to the needy children.
 K300 was a lot of fun and a successful race.

Council Member Schiedler-
 Thanked the Attorney, Michael Gatti for his visit.
 Thanked and recognized the Bethel Fire Department for their quick response to a house fire.
 Louie Ambrose saved lives while running the K300 and should be recognized for his assisting those in need.
 Condolences to Billy and his family, keep an eye on the kids, get them reflective tape. There is nothing more precious than our kids.

Mayor Middlebrook-
 Thankful for the warm weather.
 Thanked the City Attorneys for their visit.
 Condolences to the friends and family of Ron Peltola.

City Attorney Michael Gatti-
 Enjoyed the visit to the City of Bethel, thanked the council for the opportunity to meet with city officials.

V. EXECUTIVE SESSION

MOVED:	Pike	Item A -Matters, Unless The Person
SECONDED:	Schiedler	Has Requested To Have The Subjects Discussed In Public- Subjects That Tend To Prejudice The Reputation And Character Of A Person-City Attorney Annual Evaluation. Executive Session to include: City Attorney Michael Gatti and Leilla Kimbrell. Item B- Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Confidential Memorandum With Regard To The Bethel Utilities Corporation Rate Increase And Suggested Future City Action From Representing

		<p>Attorney Dean Thompson. Executive Session to include: City Clerk, City Manager, City Attorneys Michael Gatt, and Leilla Kimbrell.</p> <p>Item C- Matter, Unless The Person Has Requested To Have The Subjects Discussed In Public- Subjects That Tend To Prejudice The Reputation And Character of A Person-City Clerk Annual Evaluation. Executive Session to include: City Clerk</p>
VOTE ON MAIN MOTION	All in favor	

Council Member Rodgers departed the meeting at 9:10p.m.

Council entered into Executive Session at 9:10p.m.

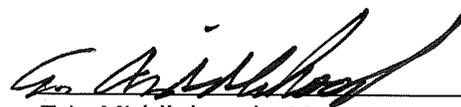
Item A - P97 Matters, Unless The Person Has Requested To Have The Subjects Discussed In Public- Subjects That Tend To Prejudice The Reputation And Character Of A Person-City Attorney Annual Evaluation.

Item B- Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Confidential Memorandum With Regard To The Bethel Utilities Corporation Rate Increase And Suggested Future City Action From Representing Attorney Dean Thompson.

Item C- Matter, Unless The Person Has Requested To Have The Subjects Discussed In Public- Subjects That Tend To Prejudice The Reputation And Character of A Person-City Clerk Annual Evaluation.

Council adjourned at 11:

VI. ADJOURNMENT


Eric Middlebrook, Mayor

ATTEST:

Lori Strickler, City Clerk