

REGULAR COUNCIL MEETING
September 24, 1973

CALL TO ORDER

The meeting was called to order by Vice Chairman Connick at 7:40 P.M. at the KYUK Studio.

ROLL CALL

Present: Connick, Gregory, Crow, Hoffman, Murphy
Absent: Cooke, Romer

READING OF MINUTES

M/M Murphy, Crow, I move we approve the minutes as written. Voice vote with all present members voting in favor of motion. Motion passed.

COMMUNICATIONS

Hoffman suggested a Special Council Meeting and that Shuler call Stater to see if a Council meeting would be advisable next Thursday the 4th of October. Would this be too late for EDA funding.

Straw ballot presented. Murphy wanted other alternatives added:

1. Present location
2. Hatley's Area
3. Other

to get the feeling of the people. M.M Murphy, Gregory, I move that we add the three alternatives to the straw ballot. Roll Call vote with four yes and Hoffman voting no. Motion passed.

MANAGERS REPORT

Shuler reported on the lot at ASHA being used for business purposes. He stated that George Hohman had written a letter in December asking about the possibilities of having a washeteria at housing. Lucy Crow wanted to know if Hohman had permission to write the letter. Shuler said the letter was very open. Shuler then read Butler's letter of 9-21-73 explaining ASHA lots. Hoffman objected to Hohman's writing the letter originally. He also stated that ASHA had once rejected an offer from YUF Housing to build a store at ASHA.

Connick and Murphy asked that Murphy, Shuler, Cooke and Crow meet with Bob Wilson from ASHA, who is scheduled to be in town soon.

Shuler read a letter from District Engineers dated 9-18-73, stating that the corp estimated that the City may have to put in approximately \$50,000.00, if the project exceeds one million dollars. The figures of the monies already spent were given by Shuler. He stated that the total was less than one million. The engineers said that inflation had added to costs.

Connick wanted to know if Joe Chief would get rent money from the Corp, because the redge is sitting on his land. Shuler said that he would be paid. He also stated that there would be meetings at the 3rd teen building for land owners in the slough area.

Shuler reported that the appraisals by Simmons have been misinterpreted by the City. The City will re-negotiate for easement right-of-way or for out-and-out purchase of land. Connick asked about land which will be excavated. Shuler will check on this. He thinks the Corp will try, in those cases to purchase the land. He also stated that it is hard to actually advise the council, because there is nothing in the City budget to allow for such expenses. He also stated funds wouldn't be committed until next fiscal year. He stated the excavation part will be let out on contract, dredging will be done by the Corps. He stated the Corp wanted to complete the ask once it was started. The Corps will be here next Thursday to meet with land owners.

COMMITTEE REPORTS

Gregory - Recreation - presented minutes of their last meeting.

Connick - Transportation - He reported that the committee had met last Friday night, there wasn't a quorum established. Connick stated that a meeting with out him would be alright. Shuler asked council for action with out a committee meeting. Shuler added, court action might be taken if the Transportation Committee didn't do something soon.

Hagen stated the fact that his cab had been sitting for a long time and he wanted some action taken. He claimed the City has been illegal and that Kusko Cab is legal. Shuler stated that the City Attorney suggested that the City issue permits to Kusko Cab and one to Monte's. Shuler explained the background of the problem. The permits were originally issued by the City on the basis of the number of cabs on the road. There was also the question of taxes, who paid how much. It was decided that the decision be made at the special council meeting to be held on 10-4-73.

PEOPLE TO BE HEARD

Dick Graves complained tht a man was running around at Housing that evening with a shot gun. He said the police came and said they could do nothing since this man was on the auxillary police force. He added that another man also had been out there firing a shot at dogs. Graves objected to this: He said that he thought he had the right to make a citizens arrest on the first man who was shooting out at housing. Patrolman Posey explained that a women had originally complained about a lose, "mad" dog and that Jim Denman was out shooting that dog. For this reason Posey said he didn't think it was necessary to arrest Denman. Hoffman complained about the dog problem and the fact that the dog catcher wasn't doing his job. Connick said the dog catcher was doing too much police work and should concentrate on Dogs. The Dog Catcher should catch dogs, otherwise we are misusing PEP funds.

Graves questioned the placement of Denman on the auxillary police force. Posey said that Denman should have a chance to be heard.

Tom Anderson called the radio station eailier. He complained that Denman was shooting any dog near kids when it was getting dark. Tom was concerned over the kids safety. Anderson stated that he thought that there was too much shooting being done in town. He added that the dogcatcher should "catch" dogs or chase them out on the tundra and then shoot them.

Connick stated that he thought the auxillary police force was not officially sanctioned by the council. He also stated that he didn't know who was on the auxillary force, and that many of them are new comers. He stated that there must be some changes in our police dept. and that there are too few local people on the force, and the auxillary should be curbed. Shuler stated that he thinks council approved the auxillary by a resolution. Connick stated there should be rules and regulations for the auxillary. He also stated that there were too many complaints from the community.

Hoffman stated that he thinks the hiring for the police force should be done by the council.

He also stated that the didn't think the Chief of Police should have such power.

Murphy recommended that Shuler meet with the Chief of Police on this matter. Connick suggested that a report be given to each council member, as to the out come of this meeting.

YKHC REPORT

Bertha Anderson gave the council copies of the proposed Health Facility for Bethel from YKHC. YKHC is going to try and obtain funds for a health center. Elections of new officers: Joe Lomack, Pres.; Rae Baxter, 1st V.P. A discussion on combining YKHC and the Native Health Board followed. Shuler stated that he attended the meeting and that he advised the boards to combine to improve health care and services. Anderson recommends that one councilman attend the meeting. Discussion tables until next meeting.

OLD BUSINESS

Ordinance # 58 - Dog Control - Shuler read ordinance. Connick suggested that the council have copies of the four ordinances which would be repealed by this ordinance. Shuler did not have the other four with him. The question of why the City couldn't shoot sleeping darts at dogs rather than actual bullets was brought up. Shuler said that he checked this with Fish and Game and Fish and Wildlife. This did not seem feasible. Connick asked that Shuler write to Fairbanks and Anchorage and see what they do about the dog problem. Connick objected to section 16 which exempts anyone from firearms ordinances. This is State law as it pertains to vicious or mad dogs. Larry Fulton said the City should look into Donna Dinsmore's suggestion of having a spading clinic perhaps sponsored by the City. It was suggested that Shuler check with Anchorage SPCA to see if there is any possibility of having dogs spaded. Tom Anderson said that people should pay for not controlling their own dogs. Money generated from fines would help in dog control. Connick requested that Shuler bring copies of old ordinances before making determination on new ordinance.

Ordinance # 59 - Sale, Lease, Disposition of Real Property - Shuler read ordinance. Hoffman questioned the actual ownership of land by the City. Connick suggested that in section 3-C the word "or" be changed to "and" in the next to last line. He also suggested that all sales should be brought to the land use committee be added. Murphy said that in section 3-C the wording in the next to the last line should read notice shall be posted within that time.

BOARDWALK BIDS

Shuler met with Don Elliott who intends to drill piling only where this is necessary. The piling will be in the ground, on top of the ground or in sand drums only where necessary. All bidders asked about the depth of the pilings. Shuler couldn't give a definite answer. Shuler stated that he thinks the pilings has led to the variances in the bids. Shuler asked if all bids proposals should then be rejected and start anew. Connick asked Elliott if he had taken drilling pilings into consideration when he bid. Elliott said if he had known the council wanted piling for the whole boardwalk his bid would of been higher. A discussion on pilings followed. Murphy thought maybe Luke and Dale interpreted and thought all pilings would be into the ground. He thought this maybe the reason why the other bids were so high. M/M Murphy, Hoffman, I move that we accept Elliotts for \$15,600.00 Roll call vote, with all present members voting in favor of motion. Bid awarded to Bethel Builders.

Murice Budge asked Council why his cab license would soon be revoked. He stated that he had a felony conviction against him. He said that council knew about the felony charge previous to issuing his license. Shuler said that he would check into the ordinance because there is an appeal or hearing procedure, Budge will check with Shuler on this, in the mean time his license is suspended immediately.

LOT SELECTION

Shuler stated that there are 12 lots available that are not yet allocated. These were reviewed at the last work session. The eight applicants are as follows: George Chaney, Peter King, Kate Hopstad, Louise Kanuk, Dan Berlin, Sr., Olrick Atone, Paul Charles, Sr., Charles Guinn. Connick explained that Guinn's is in an exchange for land lost in the slough area. It's in present lots available or lots available within the next 2 years. Connick said the City is obligated to them because of federal relocation laws. M/M Crow, Gregory, I move that the lots be awarded to the above people for purchase. Roll call vote with all present members voting in favor of the motion. Motion passed. Donna Dinsmore asked if those applications not accepted this time have to re-apply or what? Shuler said he would save applications but they should call City office to re-confirm their desires. Shuler also stated that the road is an issue. He stated that it maybe another 2 years before more land is available due to building roads. Connick said that those applications not accepted this time should be given 1st consideration.

Shuler stated that notification of these lots is late, so these people should be given additional time to pay on their lots. December 15, 1973 was decided to be the date when 1/3 down payments should be made by above mentioned lot owners. Shuler reported that 38 people from the 1st subdivision still haven't paid anything on their lots, they may soon lose their lots. M/M Gregory, Crow & I move that these people be given to at least December 15, 1973 for down payment on the lots. Roll call vote with all present members voting in favor of the motion. Motion passed. M/M Murphy, Hoffman, I move we go past 10 O'clock. Voice vote with all present members voting in favor of the motion. Motion passed.

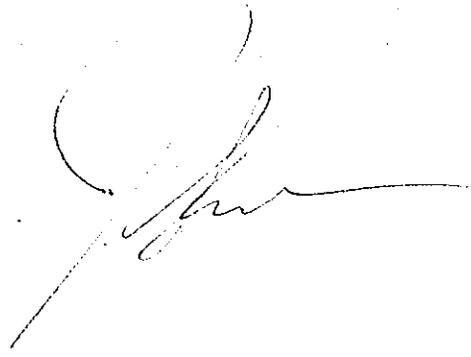
NEW BUSINESS

Resolution 102- Connick suggested that this resolution be tabled until Shuler could get some information from the City attorney.

Resolution 103 - Juvenile Jury - Shuler read the resolution. The Council did not know if Nora Guinn was using juvenile juries. Connick suggested that the resolution be addressed to the court and the school system, and they work with each other on this.

M/M Crow, Murphy, I move we accept resolution 103. Roll call vote with all present members voting in favor of the motion. Motion passed.

Adjourn: 10:40 P.M.

A large, stylized handwritten signature in dark ink, located in the lower right quadrant of the page. The signature is cursive and appears to be the name of the person who signed the document.