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# City of Bethel City Council Meeting Minutes

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September 11, 2007

Regular Meeting

Bethel, Alaska

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## I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on September 11, 2007 at 6:30p, in the Council Chambers, Bethel, Alaska.

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

## II. ROLL CALL

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

Members present: Mayor Dan Leinberger  
Council Member Mary Kenick  
Council Member David E. Trantham  
Council Member Andy McGowan  
Council Member Middlebrook  
Council Member Yolonda Jorgensen

Members absent: Vice-Mayor Tundy Rodger

Others present: City Attorney Sharon Sigmon

## III. PEOPLE TO BE HEARD

1. R. Thor Williams addressed Council to request a moment of silence in honor of the September 11, 2001 tragedy.
2. Jody Malus addressed Council to inquire about the MOA agenda item between the City of Bethel & Northern Lights Water.
3. Mark Regan addressed Council to state the road reconstruction project and the multiuse path is a great improvement for Bethel and requested that Watsons Corner be reviewed for a future project.
4. Mario Thomas addressed Council to introduce himself and to discuss the MOA.
5. David E. Trantham addressed Council to request permission to plant spruce trees at the Veteran's Cemetery.

<b>MOVED:</b>	McGowan	To allow David E. Trantham permission to plant spruce trees at the Veterans Cemetery.
<b>SECONDED:</b>	Kenick	
<b>VOTE ON MAIN MOTION</b>	Carried unanimously	

#### IV. APPROVAL OF THE CONSENT AND REGULAR AGENDA

<b>MOVED:</b>	Trantham	To approve the Regular Agenda for the September 11, 2007 Regular City Council Meeting as amended by postponing Item A-Resolution 07-27, Item C-City Manager Evaluation, Item D-Approval of the 7/24/07 Meeting Minutes, and Item B-MOA until the next council meeting and by moving executive session as the next order of business.
<b>SECONDED:</b>	McGowan	
<b>VOTE ON MAIN MOTION</b>		
Motion Carried		

#### I. EXECUTIVE SESSION

**Item A- Per BMC 2.04.110 B (2)-Inquiry Into Council Member Tranthams Alleged Violation Of BMC 2.04.090 To Determine Whether BMC Was Violated And If A Violation Has Occurred, Discussion Of Possible Action To Be Taken**

<b>MOVED:</b>	Kenick	To recess for 10 minutes
<b>SECONDED:</b>	Jorgensen	
<b>VOTE ON MAIN MOTION</b>		
Motion Carried		

Council Member Trantham stated he wanted to enter a plea of not guilty of the violation of BMC 2.04.090.

<b>MOVED:</b>	McGowan	To enter into executive session Per BMC 2.04.110 B (2)-Inquiry Into Council Member Tranthams Alleged Violation Of BMC 2.04.090 To Determine Whether MC Was Violated And If A Violation Has Occurred, Discussion Of Possible Action To Be Taken
<b>SECONDED:</b>	Middlebrook	
<p>City Attorney advised Council that this is not an executive session matter.</p> <p>Mayor Leinberger declared the motion out of order</p>		

<b>MOVED:</b>	McGowan	To appeal the Mayors decision
<b>SECONDED:</b>	Middlebrook	
<b>VOTE ON MAIN MOTION</b>	Carried 5-1	
<b>MOVED:</b>	McGowan	To allow a public hearing prior to the executive session.
<b>SECONDED:</b>	Jorgensen	
<b>VOTE ON MAIN MOTION</b>	Failed 4-2	
<b>VOTE ON MAIN MOTION</b>	Failed 4-2	

**II. UNFINISHED BUSINESS**

**Item A- Per BMC 2.04.110 B (2)-Inquiry Into Council Member Tranthams Alleged Violation Of BMC 2.04.090 To Determine Whether BMC Was Violated And If A Violation Has Occurred, Discussion Of Possible Action To Be Taken**

Council discussed the inquiry.

<b>MOVED:</b>	McGowan	To recess for 10 minutes
<b>SECONDED:</b>	Jorgensen	
<b>VOTE ON MAIN MOTION</b>	Carried unanimously	

<b>MOVED:</b>	Middlebrook	To declare that Council Member Trantham has not violated BMC 2.04.090.
<b>SECONDED:</b>	Jorgensen	
<b>MOVED:</b>	Middlebrook	To amend the 7/24/07 meeting minutes to reflect that Council Member Tranthams unexcused absence as excused.
<b>SECONDED:</b>	McGowan	
<b>VOTE ON MAIN MOTION</b>	Carried 6-0	

<b>MOTION</b>	
<b>VOTE ON MAIN MOTION</b>	Carried 5-1

<b>MOVED:</b>	McGowan	To enter into executive session Per BMC 2.04.110 B (2)-Inquiry Into Council Member Tranthams Alleged Violation Of BMC 2.04.090 To Determine Whether MC Was Violated And If A Violation Has Occurred, Discussion Of Possible Action To Be Taken
<b>SECONDED:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>	Failed 4-2	

**Item B- Introduction of Ordinance 07-12 (A): An Ordinance By The Bethel City Council Amending The FY07-08 Budget By Restoring Full Funding For A Full Time Safety Coordinator Position And A Full Time Code Enforcement Officer Position**

<b>MOVED:</b>	Jorgensen	To introduce ordinance 07-12 (A): An Ordinance By The Bethel City Council Amending The FY07-08 Budget By Restoring Full Funding For A Full Time Safety Coordinator Position And A Full Time Code Enforcement Officer Position
<b>SECONDED:</b>	Kenick	
<b>VOTE ON MAIN MOTION</b>	Failed 3-3	

**Item C- Travel Approval For A City of Bethel Representative To Attend The Institute of the North Alaska Dialogue in the Talkeetna Alaskan Lodge**

<b>MOVED:</b>	Middlebrook	To approve payment of registration fee & travel for the Mayor to attend the Institute of the North Alaska Dialogue
<b>SECONDED:</b>	Kenick	
<b>VOTE ON MAIN MOTION</b>	Carried 4-2	

<b>MOVED:</b>	Middlebrook	To proceed past 10p
<b>SECONDED:</b>		
<b>VOTE ON MAIN MOTION</b>		
<i>Failed for lack of a second.</i>		

**III. NEW BUSINESS**

**Item A-Bonfire Celebrations**

<b>MOVED:</b>	Kenick	To direct Administration that we prepare & participate in the midnight bonfire on 12/31/07 to celebrate the 50 years of Statehood.
<b>SECONDED:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>		
Carried 6-0		

**Meeting adjourned at 10p.**

**APPROVED THIS 25<sup>TH</sup> DAY OF SEPTEMBER 2007**

ATTEST:

  
 Sandra Modigh, City Clerk

  
 Daniel C. Leinberger, Mayor