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# City of Bethel, Alaska

## City Council Minutes

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February 08, 2005

Regular Meeting

Bethel, Alaska

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### CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on February 8, 2005, at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Dymant called the meeting to order at 6:31p.

### ROLL CALL

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

Andy McGowan	Dave Trantham
R. Thor Williams	Hugh Dymant
Stanley "Tundy" Rodgers	Yolanda Jorgensen
Dan Leinberger	

Also in attendance were the following:

Robert Herron, City Manager  
Sandra Modigh, City Clerk

<b>MOVED BY:</b>	Williams	To suspend the rules allowing New Business Item A (Step Team Performance) to be the first business of order.
<b>SECONDED BY:</b>	Rodgers	

<b>VOTE ON MOTION</b>	Motion passes by unanimous consent
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Major Carl Bailey

- Introduction to the Junior High Step Team

### Step Team Performance

### PEOPLE TO BE HEARD

1. Brad Kehoe
  - Bethel Group Facility Update
  - Discussion regarding the Bethel Group Facility Deed
2. Martin Leonard, Pam Conrad, and Rhonda Sargent (IPP Board Members)
  - Requesting a lease between City of Bethel and the Involved Parent Preschool

Mayor Dymant suggested the IPP Board Members and Mr. Kehoe address the Planning Commission at their next meeting.

3. Rhonda Sargent

- Mrs. Sargent reminded Council to use their microphone during meetings.
- Mrs. Sargent stated that she would like to see the Council become more professional in their dealings with their employees by handling private issues in executive session.

4. John Dickens

- Mr. Dickens wanted to express his appreciation to Bob Herron for his service as the City Mayor.
- Mr. Dickens spoke in favor of Kayla Hagan being appointed to the Public Safety and Transportation Committee.

5. Mrs. Phillips

- Mrs. Phillips spoke in favor of Ordinance #05-03.
- Wanted to remind everyone to have compassion for people.

**APPROVAL OF MINUTES**

<b>MOVED BY:</b>	Trantham	To approve the 1.25.05 Regular Meeting Minutes as amended
<b>SECONDED BY:</b>	Rodgers	

Clerk given the authority to modify 1.25.05 meeting minutes; document appropriate names for meeting motions and seconds.

Requested that the clerk complete minutes from meeting 1.11.05

<b>VOTE ON MOTION</b>	Motion passes by unanimous consent
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**APPROVAL OF CONSENT AND REGULAR AGENDA**

Council Member Trantham requested Item-F (Resolution #05-06) under New Business be removed from the Consent Agenda.

Council Member Leinberger requested Item-D (Resolution #05-05) under New Business be removed from the Consent Agenda.

<b>MOVED BY:</b>	Trantham	To approve the Agenda as amended (removing item F & D from the consent Agenda).
<b>SECONDED BY:</b>	Williams	

<b>MOVED BY:</b>	Leinberger	Move to postpone Item-A (Public Hearing of Ordinance #04-09 B) Unfinished Business to the 2-22-05 Meeting.
<b>SECONDED BY:</b>	McGowan	

Council Member Leinberger stated the motion was made for lack of information, requesting a narrative for each budget modification.

City Manager requested written justification for the budget amendments giving the Finance Department time to prepare a response.

<b>VOTE ON MOTION</b>	Motion fails 3-4 (no-Jorgensen, Williams, Rodgers, and Trantham)	
<b>MOVED BY:</b>	Leinberger	To allow Council Member Jorgensen to rescind her vote.
<b>SECONDED BY:</b>	Jorgensen	

<b>VOTE ON MOTION</b>	Motion fails 3-4 (no-Williams, Rodgers, McGowan, Trantham)	
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<b>VOTE ON MOTION</b>	Passes 7-0	
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<b>MOVED BY:</b>	Leinberger	To suspend the rules to change the order of business. Unfinished Business and New Business ahead of Items 6-10.
<b>SECONDED BY:</b>	Jorgensen	

Council Member Leinberger stated he has received comments from various citizens; quite a number of them have become disenchanted. The true business of the Council (Unfinished & New Business) is discussed too late in the meetings.

Mayor Dymont and Council Member Jorgensen spoke in favor of the motion.

<b>VOTE ON MOTION</b>	Motion passes 4-3 (no-Williams, Rodgers, and Trantham)	
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Unanimous consent to take recess at 7:44p.

Meeting called to order at 7:50p.

**UNFINISHED BUSINESS**

**Item A- A Public Hearing of Ordinance #04-05(B): An Ordinance of the Bethel City Council amending the adopt Annual FY 2004-2005 Budget**

City Manager requested the Finance Department be able to address the line item modifications during the discussion.

<b>MOVED BY:</b>	Trantham	To hold a second Public Hearing regarding Item-A, Public Hearing of Ordinance #04-09(B).
<b>SECONDED BY:</b>	Williams	

<b>VOTE ON MOTION</b>	Motion passes 5-2 (no-Leinberger & Williams)	
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Council Member Williams requested Administration assistance with the translation of the Annual FY2004-2005 Budget amendments.

**Item B- A Public Hearing of Ordinance #05-02: An Ordinance amending Section 2.12.050 of the Bethel Municipal Code regarding the city attorney.**

<b>MOVED BY:</b>	Williams	To adopt Ordinance #05-02: An Ordinance amending section 2.12.505 of the BMC regarding the City Attorney.
<b>SECONDED BY:</b>	Rodgers	

Council Member Williams spoke on behalf of Ordinance #05-05.

Council and the City Manager discussed how the Ordinance would change the current way of business between Council and the City Attorney.

<b>VOTE ON MOTION</b>	Passes 5-2 (no- Dyment and Jorgensen)
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**Item C-A Public Hearing of Ordinance #05-03: An Ordinance amending Section 8.10.060 of the Bethel Municipal Code regarding smoking outside of the facilities governed by Chapter 8.10 of the Bethel Municipal Code.**

Public Hearing

1. Mr. Herron (as a civilian not the City Manager) spoke in favor of Ordinance #05-03.

<b>MOVED BY:</b>	Rodgers	To adopt Ordinance #05-03: An Ordinance amending Section 8.10.060 of the BMC regarding smoking outside of the facilities governed by the Chapter 8.10 of the BMC.
<b>SECONDED BY:</b>	Trantham	

Council Members spoke in favor of the Ordinance #05-03.

<b>VOTE ON MOTION</b>	Motion passed by unanimous consent.
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Unanimous consent to recess at 8:30p.

Meeting called to order at 8:40p.

**NEW BUSINESS**

**Item B- Discussion of donating to the Yuratet Dance Group to go to Japan**

Council Member Jorgensen informed Council that the Yuratet Dance Group has canceled their trip and the donation is no longer requested.

**\*Item C- Introduction of Resolution #05-04: A Resolution accepting a \$603 grant award from the First Responder Institute.**

*Item C was passed under the consent agenda.*

**Item D-Introduction of Resolution #05-05: A Resolution supporting the preparation and submission of a capitol grant application to the Alaska Department of Transportation to help establish a Bethel Public Transit System.**

Public Hearing

1. John Sargent

- John Sargent mentioned a few key tenets of the City's plan to implement a fixed route public transit system and how the grant opportunity available through the Department of Transportation and Public Facilities and State Transit Office, could help with the implementation.
- Mr. Sargent said if the grant was awarded, the City could start the transportation system with three routes and a buss arriving at each stop every half hour. All that was needed to pursue the grant was the Council's vote in favor of Resolution #05-05-a pledge of \$40,000 from the City's general fund to cover the 20% local cash match required for the \$200,000 grant requested.
- Several Council Members asked questions of Mr. Sargent and made comments to each other about the amount of money being requested, the monetary contributions possible from other agencies, future "what if" scenarios, and the need for more detailed transit system expense and revenue information.

<b>MOVED BY:</b>	Trantham	To approve Resolution #05-05: A Resolution supporting the preparation and submission of a capitol grant application to the Alaska Department of Transportation to help establish a Bethel Public Transit System.
<b>SECONDED BY:</b>	Rodgers	

<b>MOVED BY:</b>	Williams	Amendment to send Resolution #05-05 to the Planning and Public Safety Commission to begin the dialog under the BMC.
<b>SECONDED BY:</b>	Leinberger	

<b>VOTE ON MOTION</b>	Motion passes 6-1 (no-McGowan)
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<b>VOTE ON MOTION</b>	Motion passes by unanimous consent as amended.
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**Item E-FY04 Audit- Council Fiscal Policies**

Council, City Manager, and Finance Director discussion regarding the FY-04 Audit and the Finance Department personnel issues.

**Item F-Introduction of Resolution #05-06: A Resolution that requests the Alaska Department of Transportation, Central Region, Design & Engineering Services to begin the Planning and Design phase for the Construction of an Asphalt Treatment Over Gravel Projects for the east and west ends of Ptarmigan Street.**

Public Hearing

*None to be heard*

<b>MOVED BY:</b>	Rodgers	To adopt Resolution #05-06: A Resolution that requests the Alaska Department of Transportation, Central Region, Design & Engineering Services to begin the Planning and Design phase for the construction of an Asphalt Treatment Over Gravel Projects for the east and west ends of Ptarmigan Street.
<b>SECONDED BY:</b>	Lienberger	

Mr. Trantham thanked everyone that worked on Resolution #05-06.

Mr. Lienberger anticipates the paving to begin in the summer of 2006.

<b>VOTE ON MOTION</b>	Motion passes by unanimous consent.
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<b>MOVED BY:</b>	Leinberger	To reaffirm the negotiating team to meet with the BNC negotiating team.
<b>SECONDED BY:</b>	Jorgensen	

Council Member Leinberger would like to see Council move forward in negotiations with BNC.

<b>VOTE ON MOTION</b>	Motion passes 4- 2 (no-Williams &Trantham, Rodgers- abstain)
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**MAYOR'S REPORT**

- Mayor Dyment thanked the community volunteers for their hard work.
- Mayor Dyment discussed his lobbying trip to Juneau.
- Reviewed the latest Boundary Commission Report.
- Commission/Committee applications

Council Member Rodgers requests to be dismissed.

Kayla Hagan appointed to the Public Safety & Transportation Commission by Councils unanimous consent.

Martin Leonard appointed to the Parks & Recreation Committee by Councils unanimous consent.

Jeff Severn appointed to the Port Commission by Councils unanimous consent.

Michael Cho appointed to the Public Safety & Transportation Commission by Councils unanimous consent.

Robert Beans appointed to the Finance Committee by Councils unanimous consent.

Pat Jennings appointed to the Planning Commission by Councils unanimous consent.

<b>MOVED BY:</b>	Jorgensen	To proceed past 10p.
<b>SECONDED BY:</b>	Williams	

<b>VOTE ON MOTION</b>	Motion passes 4-3 (no-Dyment, Rodgers & McGowan)
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Recess at 10:01p

Council Member Rodgers excused at 10:06p

Call to order 10:10p

- Mayor Dymont reviewed the recommendation to City Council from the Planning Commission.

#### **MANAGER'S REPORT**

- Recruitment Packet
- E&O for Committee/Commission Members
- CAFR of The PERS FY 04
- OMNI Enterprises INC. lease
- City Managers Resignation
- TACAN-Attachment
- Village safe Water Plans
- Personnel Matters
- Travel Status
- Resolution #04-16
- Resignation

Mayor called a Special Meeting March 1, 2005 regarding Village Safe Water.

Mayor called a Special meeting Friday, February 11, 2005 at 5:30p (Single Item Agenda-City Manager Development).

City Manager shared concerns regarding ONC; meeting to be scheduled.

#### **CLERK'S REPORT**

- Recommendation of the previous City Clerk and myself for council to review and update the Rules of Procedure to reflect the current laws are in place and are being followed.

Mayor Dymont volunteered to review and update the Rules of Procedure.

Council Member Leinberger requested new name plates and business cards for Council members.

#### **REPORTS OF STANDING COMMITTEES**

Mayor Dymont requested the City Clerk to contact all Committee/Commission chairs to remind members what the law says regarding meeting attendance.

Parks and Recreation Committee- Council Member Jorgensen reported the P&RC has not has a quorum since September or August of 2004.

Public Works Committee- *Nothing to report at this time.*

Finance Committee- Council Member McGowan reported the Finance Committee met on February 27, 2005, did not have a quorum.

Public Safety and Transportation Commission- *Nothing to report at this time.*

Senior Advisory Board- *Nothing to report at this time.*

Planning Commission- *Nothing to report at this time.*

Port Commission- Council Member Williams reported he met with the State Senate Transportation Commission to discuss the Port Authority, conveyed our position as a City; we are there to help.

**COUNCIL MEMBER COMMENTS**

Council Member Trantham- Council Member Trantham read a letter from the Governor. Council Member Trantham requested Council Members review the supplement digest in their packets and reminded all to send greetings to Sargent Connick.

Council Member Jorgensen- Wanted to make a public announcement thanking Jason Malone and others for raising money for the Junior High Step Team.

Council Member McGowan- *No comments*

Council Member Rodgers- *No comments*

Council Member Williams- Stated reasons why he was glad to see Attorney General Renkes leave.

Council Member Leinberger- *No comments*

Mayor Dymant- Reported a discussion with the Speaker of the House (Mr. Harris) regarding PERS & TERS.

<b>MOVED BY:</b>	Leinberger	To adjourn meeting.
<b>SECONDED BY:</b>	Williams	

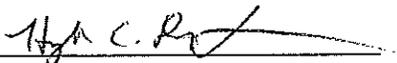
<b>VOTE ON MOTION</b>	Motion passes by unanimous consent.
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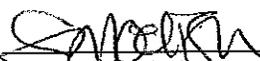
**Adjournment**

With no further business before the Council, the meeting adjourned at 10:59p.

**APPROVED THIS 22<sup>nd</sup> DAY OF FEBRUARY, 2005.**

ATTEST:

  
Hugh Dymant, Mayor

  
Sandra Modigh, City Clerk