

CALL TO ORDER

Mayor Kelly called the meeting to order at 7:35 P.M.

ROLL CALL

Present: Anvil, Dale, Hoffman, Hohman, Kelly,
Trantham & Warner.

APPROVAL OF MINUTES

M/M by Dale, 2nd by Warner to accept the minutes of 8/11/88 with the following corrections: pg2-M/M by Warner, 2nd by Trantham to direct City Manager to proceed with the lease and survey process for the tidelands behind the seawall. Voice vote, motion carried.

M/M by Trantham, 2nd by Dale to accept the minutes of 10/27/88 with the following corrections: Under Police Department Report, indicate that amendment #1 to Ordinance #180 be made to reflect the money taken out of the Police Department account after the 6 month budget review. Under Reports of Standing Committees, paragraph 2, indicate it was for water & sewer rate study. Remove the indication that Ordinance 181 was not tabled to November 15th agenda. Voice vote, motion carried.

M/M by Dale, 2nd by Trantham to approve the minutes of 11/9/88 special meeting. Voice vote, motion carried.

APPROVAL OF AGENDA

M/M by Warner, 2nd by Dale to accept the agenda with the following changes: Under New Business, move Item F & G to Item A & B; remove 'tentative' from Item G, and add Item H: Executive Session - Legal matters.

MAYOR'S REPORT

Mayor Kelly expressed her appreciation to the public for attending the meeting. Indicated that Councilman Hoffman might leave early since he was not feeling well. Further reported that she and Councilman Anvil attended the Mayor's Conference for 3 days, and indicated that it was a good turn out.

MANAGER'S REPORT

Admin./Personnel Officer Pavil read the written Manager's report to Council. Councilman Warner asked if the money from the burglary was ever recovered. Police Chief Clayton indicated 'yes' it had been recovered. Admin./Personnel Officer Pavil further indicated that the Community is encouraged to ensure all dogs and cats have rabies vaccination; and OEH will be going door to door to make sure all animals were vaccinated. Also that Animal Control rates to be increased to help fund needed improvement on the Animal Control building. This item was asked to be placed on the 11/29/88 Council agenda. Further reported that the Staff Attorney monthly rates around the State were: lowest \$4,758.00 and highest \$6,933.00 for a full-time Attorney. Also indicated that the Lion's Club and the Boy's Scout to start on the bus shelters; and City bus routes now to include the Low Income Housing Units, slough and KuC College; with possible discounts for college students.

Mayor's Report cont. M/M by Warner, 2nd by Trantham not to charge medicare taxes to past and current employees under section 99.272, and only liable from this point on. Voice vote, motion carried.

Councilman Hohman requested copies of PL.992 on medicare and warranty inspection on PATC. Administration indicated copies would be sent tomorrow.

Jordon Suhr at this time updated and discussed with Council on the Dock and Small Boat Harbor projects.

motion M/M by Warner, 2nd by Dale that Administration be authorized to have sand caps placed at the north parking area of the Small Boat Harbor unless it is proved that funds are not available, and cap it at \$10,000. Poll Vote, motion carried.

FINANCE DIRECTOR'S REPORT Finance Director Kehr apologized to Council for not having a written report available. He further reported that the Sales Tax Auditor, Doug Hansen after reviewing sales taxes, found \$60,000.00 owed in penalties and interest owed by a major business. Further reported that Carolyn Bryan of Computer Applications Services was in the process of installing software system to the computer. Next visit expected on December 12, 1988.

motion M/M by Dale, 2nd by Hohman that a written detailed budget be prepared for the November 29th meeting. Voice vote, motion carried.

COUNCILMEMBER COMMENT Councilman Dale expressed the concern of potential accidents that might happen on the Bush Air runway around the Brown Slough area. Council discussed this item at this time. Councilman Dale recommended that this be presented to the Port Commission. Councilman Dale further expressed the concern of street light vandalism. Expressed that they should be patrolled more often. Councilman Anvil further expressed the concern of streetlights; indicated that one bus stop for school children needs streetlight installed.

motion M/M by Hoffman, 2nd by Dale, that Planning Commission look into slough areas where there is an absence of street lights since there is currently rabid foxes going around and lack of proper lights in that area. Voice vote, motion carried.

Councilman Trantham asked if the City Clerk's 6 month written evaluation has been completed yet; indicated the former Mayor did turn in the written evaluation and asked with that to proceed the paper work. Further expressed that water/sewer rate study needs to be worked on, and would like to see it on the January 1 agenda of Public Works Committee for a public hearing. Also indicated that the City Manager's 18 month written evaluation was overdue and would like to see it on the November 29th Council agenda.

COUNCILMEMBER COMMENT
continued

Councilman Warner indicated tonight was a public hearing by the State regarding D.O.T. and that written comments are due on November 18th. Further proposed that a resolution be drafted opposing the landing fees, and indicated that the letter is due November 16th. At this time Admin./Personnel Officer Pavil was designated to sign as Acting Mayor since she would be out of town. Councilman Warner further indicated Transportation Commission members need to be addressed to resign due to lack of attendance and participation, so other interested individuals can appointed.

REPORTS OF STANDING
COMMITTEES

There were no standing Committee/Commission reports at this time.

PEOPLE TO BE HEARD

No people to be heard at this time. Council break from 9:16 p.m. to 9:26 p.m. Councilmember Dale asked what the status was on the street light repair; Mayor indicated that it would be looked into on November 16th.

UNFINISHED BUSINESS:
Item A: Res.#623-
Pers.Control Matrix

RESOLUTION #623-PERSONNEL CONTROL MATRIX

M/M by Dale, 2nd by Anvil to adopt Resolution #623 - Personnel Control Matrix in it's entirety. Voice vote, motion carried.

Item B: Public
Hearing Ord #182-
Land Disposal

PUBLIC HEARING ORDINANCE #182 - LAND DISPOSAL

Mayor Kelly opened the public hearing at this time on Ordinance #182 - Land Disposal. Council discussed the reasons why the City Attorney made some changes to the original Ord.#182; Admin./Personnel Officer Pavil explained to Council with what information was received from the Attorney. After further discussion with Council, Mayor Kelly closed the public hearing.

motion

M/M by Dale, 2nd by Anvil to adopt the amended version of Ordinance #182 as presented. Poll vote, motion passed unanimously.

Item C: Public Hear-
ing Amended Ord #183
Shooting Range

PUBLIC HEARING AMENDED ORDINANCE #183-SHOOTING RANGE

Police Chief Clayton explained to Council that this ordinance would allow the City Manager to designate shooting range area. Indicated that to date, people do target shoot at the sand pit which was considered illegal. After discussing the amended ordinance 183, Mayor Kelly closed the public hearing.

motion

M/M by Dale, 2nd by Hohman to accept Amended Ordinance #183 with correction of Item C: Carry a firearm or a deadly weapon 'concealed' on his person. Poll vote, motion carried unanimously.

Item D: Braund
Building Renova-
tion Appropriation

BRAUND BUILDING RENOVATION APPROPRIATION

Admin/Personnel Officer reported to Council that the round figure for the renovation of the Braund Building would be \$56,742.00. Public Works Director Stock further explained that Administration could be moved into the Braund Building without any renovation changes. Councilman Dale recommended that the fire codes be adhered to and no other changes. Councilman Trantham reminded Council that Administration has to be moved out of the Court Building by December 15th and Court to take over the Court Building by January 1, 1989; to meet fire codes at the Braund Building would approximately take \$15,000.00 with handicap ramps. Indicated that the State was willing to advance \$15,000.00 for that purpose. Admin/Personnel Officer Pavil indicated that there was no agreement to date with the State, and that negotiation was still in the process. Further discussion took place. M/M by Warner, 2nd by Dale for the body of the City Council to authorize Administration to utilize \$20,000.00 for renovation of the Braund Building and Administration to move by January 1, 1989 - expense to come from the contingency fund with \$15,000.00 to be replaced with rent from the State of Alaska. Poll vote, motion passed.

motion

Before going into New Business, Bruce Nerby asked Council what the City was going to do for vehicle parking once moved to the Braund Building. Mary Pavil indicated that the road going into Police Dept and on to KYUK would be blocked off, and would also help save the utility pipe underneath the road.

NEW BUSINESS

Item A: Taxi
De-Regulation
Issue

TAXI DE-REGULATION ISSUE

M/M by Warner, 2nd by Anvil to table Taxi Deregulation issue indefinitely. Voice vote, motion carried.

Item B: Intro Ord
#184-Amending
Vehicle for Hire

INTRODUCTION ORDINANCE 184-AMENDING VEHICLE FOR HIRE

Councilman Dale indicated that he wanted this item placed on the agenda; stated the reason why he wanted this placed on the agenda, is to help back up the Special Election of October 25, 1988.

motion

M/M by Dale, 2nd by Anvil to introduce Ordinance #184 for public hearing at the next November 29th regular Council meeting. Poll vote, motion passed unanimously.

Item C: Resolution
#622-PERS Contract
Employees

RESOLUTION #622 - P.E.R.S. CONTRACT EMPLOYEES

Administrative/Personnel Officer Pavil indicated that currently the Police Department and City Manager were under P.E.R.S., and the Admin./Personnel Officer, Finance Director and P.A.T.C. Director request that they be included in the PERS retirement System.

Item C: Res.#622
continued

Councilman Warner expressed that he was not for Resolution #622, because it would cost the City more money and weakens other retirement plans.

motion

M/M by Dale, 2nd by Warner not to enact Resolution #622. Poll vote, motion passed. 6-yes; 1-no.

Item D: Amend 1
to Ord.177-Animal
Control

AMENDMENT 1 TO ORDINANCE 177-ANIMAL CONTROL ORD.

Doctor J.R. Krevens explained to Council that the current Ordinance is basically concentrating on dogs and due to increase of cats in Bethel, he indicated that due to fear of foxes with rabies around town and the villages, he expressed that 'cats' should also be included since there is an increase of cat pets over a few years.

motion

M/M by Dale, 2nd by Anvil to introduce Amendment #1 to Ordinance #177 for public hearing at November 29, meeting. Poll vote, motion passed. 6-yes; 1-no (Warner).

Item E: Amend 1
to Ord 180-Re-
establish V&E
Foreman

AMENDMENT 1 TO ORDINANCE 180-REESTABLISH V&E FOREMAN

Administrative/Personnel Officer Pavil and Finance Director Kehr explained to Council that the reason why this was not on the packet until tonight were certain additions and amendments that had to be made per the direction of the City Manager.

motion

M/M by Dale, 2nd by Warner that the V & E Foreman position be created immediately from within ranks of Public Works and money to come from Administration, with understanding that budget amendment be forthcoming. Poll vote, motion passed unanimously.

Item F: Finance
Director Contract
Ratification

FINANCE DIRECTOR CONTRACT RATIFICATION

Administration/Personnel Officer Pavil explained to Council that under Section 10, subsection B of the Finance Director's contract was basically standard to contracts. Councilman Dale indicated that he was against this issue.

motion

M/M by Dale, 2nd by Anvil to ratify this contract for services for Finance Director with deletion under Section 5 of P.E.R.S. and changing it to regular City retirement plan. Voice vote, motion carried.

Item G: Committee/
Commission Appt.

COMMITTEE/COMMISSION APPOINTMENTS

Mayor Kelly nominated Bruce Nerby to Port Commission; Antone Anvil liason to PATC Advisory Board; George Hohman to Finance Committee; and John Watts III and Ramona Soza to Transportation Commission. M/M by Dale, 2nd by Warner to approve Mayor Kelly's nominations. Voice vote, motion carried.

motion

Item H: Executive
Session

EXECUTIVE SESSION

M/M by Warner, 2nd by Dale to go into executive session to discuss legal matters. Voice vote, motion carried.

M/M by Dale, 2nd by Warner to get out of executive session at 11:50 P.M. Voice vote, motion carried.

ADJOURNMENT

M/M by Trantham, 2nd by Dale to adjourn the meeting of 11/15/88 meeting at 12:01 a.m. Voice vote, motion carried.

PASSED AND APPROVED THIS 13th DAY OF December, 1988.

Clara Kelly
Clara Kelly, Mayor

ATTEST:

Anna McGowan
Anna McGowan, City Clerk