

Introduced by: City Manager Herron
Date: February 13, 2001
Public Hearing: February 27, 2001
Action: Passed
Vote: Unanimous

CITY OF BETHEL, ALASKA

SUBSTITUTE ORDINANCE #01-09

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE BETHEL MUNICIPAL CODE PROVIDING AUTHORITY TO IMPOSE CERTAIN FEES AND REQUIRING ANNUAL REVIEW OF SUCH FEES

BE IT ORDAINED by the City Council of Bethel, Alaska, that:

Section 1. Classification. This ordinance is permanent in nature and shall be placed in the Bethel Municipal Code.

Section 2. Amendment of Section 2.16.090A. Section 2.16.090 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

2.16.090 Equipment

A. The department shall be equipped with such apparatus and other equipment as may be required from time to time to maintain its efficiency and properly protect life and property ~~from fire.~~ The department may provide Basic Life Support and Advanced Life Support ambulance services. Advanced Life Support ambulance services are those ambulance runs which require the use of intravenous fluids, medications, heart monitors, and/or the opening of airways. For providing Basic Life Support ambulance services, a charge of \$350 shall be made. For providing Advanced Life Support ambulance services, a charge of \$450 shall be made. These ambulance charges may be periodically adjusted by non-Code ordinance.

Section 3. Amendment to Section 2.20 Section 2.20 of the Bethel Municipal Code is amended to add the following section (new language is underlined and old language is stricken out):

2.20 Police Department

2.20.030. Protective Custody

A person who appears to be incapacitated by alcohol or drugs or other substance, or intoxicated in a public place, and the health or safety of the person or others is at risk, may be taken into protective custody and assisted by a police officer to the person's home

or, when medical care is required and such care is inadequate at the state jail, to a healthcare facility. When the person's home is unavailable and the person is not in need of medical care in a healthcare facility, the person may be transported to the state jail, where he or she will be evaluated by the jail medical personnel. Upon determination by the jail medical personnel, the person may thereafter be taken to a healthcare facility or retained in the jail for no longer than 12 hours. A fee for taking a person into protective custody in accordance with this section shall be established and may be periodically adjusted by non-Code ordinance.

Section 4. Amendment to Chapter 4.04 Chapter 4.04 of the Bethel Municipal Code is amended by adding the following section to read as follows:

4.04.020 Fees and Charges Revenue Estimate – Preparation.

The city manager shall prepare and submit to the council not later than May 1st of each year, an estimate of revenue that the City will receive from all fees and charges that the City assesses during the next fiscal year. The city manager shall propose any changes to such fees and charges for the next fiscal year that the manager deems necessary. A schedule of fees and charges shall be included as an appendix to the annual budget estimate prepared in accordance with section 4.04.020.

Section 5. Amendment to Section 6.04.050 Section 6.04.050 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

6.04.050 Dog licensing

A city dog license shall be required for all dogs six months of age or older. The license shall expire on December 31 of each year. A valid rabies immunization certificate shall be required before the dog license will be issued. The fee for licensing shall be established and may be periodically adjusted by non-Code ordinance. ~~The city council, no later than November 30th of each year, shall establish a fee schedule for licensing of animals. If the city council does not establish a fee schedule by November 30th of each year, then the fee schedule in existence shall continue to be the fee schedule for that year.~~

Section 6. Amendment to Section 6.04.070D Section 6.04.070 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

6.04.070 Impoundment

D. The city council shall establish and may periodically adjust set, no later than January 31st of each year, an impoundment fee schedule and a destruction fee by non-

Code ordinance. ~~The schedule shall provide for an escalated schedule of fees for repeated impoundment during a twelve-month period.~~

Section 7. Amendment of Section 10.15.070A. Section 10.15.070 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

10.15.070 Recovery of Costs and Forfeiture.

A. All proceeds from the sale of removed vehicles shall be forwarded to the City of Bethel. All costs of removing, storing, selling and destroying removed vehicles, including court costs, may be charged or assessed by the City against the vehicle, the registered owner of the vehicle, and any person who has acquired an ownership interest in the vehicle from or through the registered owner. The actual amount of the charges shall be established and may be periodically adjusted by non-Code ordinance. Any funds that are remaining after all of the above mentioned costs have been accounted for will remain in a separate account and any owner or lien holder that has a legal right to funds remaining from the sale of a particular vehicle will have sixty days after the date of the sale to file a claim for those funds and if no claim is filed, the funds will become the property of the City.

Section 8. Amendment of Section 13.12.050. Section 13.12.050 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

13.12.050 Changes in Service

Applicants or customers desiring an increased level in service shall pay an additional deposit ~~to equal to~~ two months service. Customers shall be charged \$25 per change for any change in services, unless the City Council adjusts the charges by non-Code ordinance.

Section 9. Amendment of Section 13.16.010C. Section 13.16.010 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

13.16.010 Solid Waste Collection

C. Public use of the municipal landfill:

| <u>Frequency of Service</u> | <u>Rate</u> |
|----------------------------------|-----------------------|
| Four cubic yards or less per day | Free |
| More than four cubic yards | \$5.00 per cubic yard |

The Landfill, subject to approval by the City Council, shall establish and may periodically adjust additional rates, charges, and fees for the use of the Landfill, including but not limited to rates, charges, and fees for dumping oil, glycol, and oversized items.

Section 10. Amendment of Section 13.16. Section 13.16 of the Bethel Municipal Code is amended to add the following section: (new language is underlined and old language is stricken out):

13.16.100 Change of Services

A charge of \$25 per change will be charged for any change in services, unless the City Council adjusts the charges by non-Code ordinance.

Section 11. Amendment of Section 15.10.190F. Section 15.10.190 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

15.10.190 Application and Fee

F. Fees as determined by non-Code ordinance. ~~by resolution of the City Council.~~
(Ord #165, 1985)

Section 12. Amendment of Section 17.04.080. Section 17.04.080 of the Bethel Municipal Code is amended to read as follows (new language is underlined and old language is stricken out):

17.04.080 Fees—Schedule

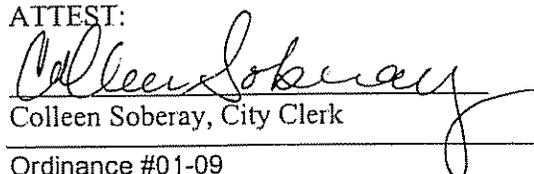
The fee schedule shall be established by non-Code ordinance ~~the city council by resolution upon the recommendation of the planning director.~~ The fee schedule may ~~shall~~ be reviewed periodically ~~annually~~ for possible revisions. (Ord. 135 §135.25.020, 1982)

Section 13. Effective Date. This ordinance shall become effective immediately.

PASSED AND APPROVED THIS 13th DAY OF MARCH 2001, by a vote of * in favor and * opposed.


Stanley "Tundy" Rodgers, Mayor

ATTEST:


Colleen Soberay, City Clerk