

CALL TO ORDER	The meeting was called to order at 7.30 pm.
ROLL CALL	All members present (Chris late).
APPROVAL OF MINUTES	M/M by Dale, 2nd by Reich to approve the minutes of the 12/9/86 Council meeting as presented. Voice vote, motion carried.
APPROVAL OF AGENDA	M/M by Dale, 2nd by Korthis to approve the agenda with the following change: Unfinished Business, add Item E - Appointments/Operation Mop-Up. Voice vote, motion carried.
MAYOR'S REPORT	MAYOR'S REPORT  Mayor Warner read a letter from Warren Loschky in which he expressed his appreciation to Council for work on behalf of the City of Bethel.
MANAGER'S REPORT	MANAGER'S REPORT  City Manager Widom extended season's greetings to the residents of Bethel.
COUNCILMEMBER COMMENT	COUNCILMEMBER COMMENTS  Councilmember Carpenter noted that the public discussion about the appointment of a Council replacement for Mr. Aloysius is centered around the retention or non-retention of the City Manager. Councilmember Carpenter asked that Council reconsider its decision to retain the City Manager. Mayor Warner noted that he will attempt to submit to Council the names of people who are neutral with respect to the retention of City Manager Widom. M/M by Carpenter, 2nd by Dale to add to the agenda the City Manager's contract as Item H, New Business. Voice vote, motion carried.
REPORTS OF STANDING COMMITTEES	REPORTS OF STANDING COMMITTEES  Councilmember Carpenter reviewed for Council the meeting of the Alcohol/Drug Task Force noting for Council that the Task Force is planning a Youth Conference to discuss drug, alcohol, and suicide problems facing the youth of Bethel.
PEOPLE TO BE HEARD	PEOPLE TO BE HEARD  There were no public comments.

UNFINISHED BUSINESS

PUBLIC HEARING ON ORDINANCE 175 - ZONING

Item A: Ordinance  
175 - Zoning

Mayor Warner reviewed for Council the status of the proposed ordinance and opened the public hearing.

Hal Borrego of Bethel Utilities requested that Council re-zone a portion of the Bethel Utilities property to non-industrial (general use); that the review process in the proposed ordinance is too long; that the section on parking should be deleted; that the time period to obtain a variance within the proposed ordinance is too long.

Kathleen Connolly, representing the Kuskokwim Transportation Company requested that the proposed ordinance be changed to establish Lots 9, 10, 11 of Block 20 as industrial instead of general use.

Rosie Porter, Editor of the Tundra Drums, recommended that additional public hearings be held on proposed ordinance.

Councilmember Dale spoke in opposition to the proposed ordinance. Councilmember Carpenter suggested that Council hold additional hearings on the ordinance. Councilmember Reich noted that the City faces potential enforcement problems with the proposed ordinance. City Planner Duncan noted for Council that the proposed ordinance will be easier to enforce than the present City ordinances dealing with zoning issues; recommended that Council hold work sessions on the ordinance. Mayor Warner noted that the ordinance is not intended to change Bethel; that most of Bethel is not affected by the ordinance; that certain residential areas are those areas directly affected by the proposed ordinance.

motion

M/M by Carpenter, 2nd by Dale to continue the public hearing on Ordinance 175 at the 2nd Council meeting in January and that prior to that meeting a Council work session will be held on the proposed ordinance. Voice vote, motion carried. Council agreed to set the work session date at its first meeting in January.

Item B: Public  
Hearing Amendment 1  
to Ordinance 72

PUBLIC HEARING AMENDMENT 1 TO ORDINANCE 72 - NON-PROFIT TAX EXEMPTION

Mayor Warner read for Council the proposed amendment and opened the public hearing. Jerry Brigham, KYUK station manager, spoke in support of the amendment and asked that Council extend the exemption to sales by non-profits. City Manager Widom recommended that the exemption be available to all organizations that have a 501(c) federal tax status but spoke in opposition to extending the ordinance to sales. M/M by Carpenter, 2nd by Dale to adopt Amendment 1 to Ordinance 72, the amendment to read purchases by 501(C) organizations. Poll vote, motion carried.

motion

Item C: Amendment 1 PUBLIC HEARING AMENDMENT 1 TO ORDINANCE 172 - BUDGET  
to Ordinance 172 REVISION  
Budget Revision

Mayor Warner reviewed for Council the proposed budget revision and opened the public hearing.

Mary Wilda Warner asked how much money was set aside for emergencies in the revised budget and if Council had a policy for the distribution of emergency funds. Mayor Warner noted that the contingency fund contained \$49,700; that the budget does not include funding for non-City organizations. Councilmember Reich noted that a review process for distribution of money to non-City organizations had been established last year. Councilmember Carpenter suggested that Council needed two funds, one for non-budgeted small items, a second for true emergencies.

motion

M/M by Chris, 2nd by Reich to adopt Amendment 1 to Ordinance 172, an amendment to the FY '87 budget. M/M by Carpenter, 2nd by Dale to amend Amendment 1 by adding \$3000 to the Teen Center and \$3000 to the Parks and Recreation personnel budgets and to reduce the Public Works, Facilities and Operations, budget by \$6000. Councilmember Chris was opposed to making any changes to the budget revision as presented; City Manager Widom spoke in opposition to making the change but recommended that if the change was adopted that the money come from the contingency fund and not the Public Works department. Mayor Warner spoke in opposition to using contingency funds suggesting that Council would be reviewing the budget in March and could make adjustments then if necessary. Poll vote on the amendment to the main motion, 5 yes, 1 no (Chris). Poll vote on the main motion to adopt Amendment 1 to Ordinance 172 with the addition of \$3000 in personnel funds for the Teen Center and Parks and Recreation and a reduction of \$6000 in the Public Works, Facilities and Operations, budget, 5 yes, 1 no (Chris).

motion

correction

note: poll vote on  
amendment to main  
motion - 4 yes, 2 no  
(Chris, Warner)

W.J. Maiers  
2/10/87

Item D: Erosion  
Control Funds

#### EROSION CONTROL FUNDS

City Manager Widom reviewed for Council the status of City seawall/petro port funds. George Silides, engineer on the project, recommended that the City authorize the contractor to extend the downstream wing wall at the petro dock by 60 feet. Assistant to the City Manager Dale Wagner recommended that the City retain all the remaining funds as a contingency fund for the project. Councilmember Dale asked if the City faced an emergency if the wing wall at the seawall was not extended. George Silides noted that an emergency situation did not exist but that there would be some risk to the petro dock if the wing wall was not extended. Mr. Silides noted for Council that there is no additional Corps of Engineers money available at this time for the project.

motion

City Manager Widom recommended that the wing wall at the petro dock be extended an additional 60 feet. Mayor Warner recommended that Council retain a portion of the funds, up to \$100,000, as a contingency fund. M/M by Dale, 2nd by Korthuis to extend the petro dock downstream wing wall a distance 51 linear feet, poll vote, motion carried.

motion

M/M by Korthuis, 2nd by Dale to go past 10 pm. Voice vote, motion carried.

Item E: Appointments

APPOINTMENTS/OPERATION MOP-UP

Mayor Warner, with the concurrence of Council, made the following appointments to the Operation Mop-Up committee:

- |               |              |
|---------------|--------------|
| Athena Logan  | Ward Sattler |
| Dave Williams | Barry Gold   |
| Carl Berger   | Pat Takagi   |
| Bryan Shuler  | Galen Paine  |
| Dave Williams | Phil Webb    |

M/M by Carpenter, 2nd by Reich supporting Operation Mop-Up and directing the committee to investigate and develop a proposal and to report back to Council by February 28 with recommendations and an action plan for implementation. Voice vote, motion carried.

NEW BUSINESS

TEEN CENTER SCHEDULE

Item A: Teen Center Schedule

City Manager Widom reviewed for Council the proposed Teen Center holiday schedule. Teen Center Coordinator Nelson Davies presented additional options for Council consideration. Councilmember Carpenter recommended that the Teen Center remain open the maximum number of hours possible, within budget, this holiday season and that Administration develop a holiday schedule for the Teen Center. Council concurred in the recommendation.

Item B: Resource Development Council

RESOURCE DEVELOPOMENT COUNCIL

M/M by Dale, 2nd by Reich to table the matter until the first Council meeting in Janaury. Voice vote, motion carried.

Item C: Dog Impoundment Holding Period

DOG IMPOUNDMENT HOLDING PERIOD

City Manager Widom reviewed for Council the present ordinance noting that the City Attorney recommended that dogs be held a minimum of 2 days. Councilmember Carpenter suggested an emergency ordinance be passed regarding the dog problem. The matter was set for the Janaury 13 Council meeting, Administration to bring to Council a revision to the present ordinance clarifying inconsistent timing language in the ordinance.

Item D: Police  
Chief Role

CLARIFICATION OF ROLE OF POLICE CHIEF

Councilmember Carpenter suggested that the role of the Police Chief with respect to Council and the City Manager needs clarification; that the position of Police Chief has a direct relationship to Council in that the position is hired and fired by Council.

City Manager Widom suggested that supervision of the Police Chief is with the City Manager as is the supervision of all department heads within the City. Councilmember Carpenter suggested that the daily operations are under the City Manager but that if the manager and the police chief cannot agree then the matter should be brought to Council; that Council sets policy for the City. Council took no additional action on the matter.

Item E: City Lobbying

CITY LOBBYING AND THE 1987 LEGISLATURE

City Manager reviewed for Council the matter of City lobbying efforts this legislative session. Mayor Warner spoke in opposition to a paid City lobbyist. M/M by Dale, 2nd by Carpenter to table the matter until the first Council meeting in February, voice vote, motion carried.

motion

Item F: Games of Skill and Chance

GAMES OF SKILL AND CHANCE - VFW LADIES AUXILIARY

Council voiced no objection to the Ladies Auxiliary request for a games of skill and chance permit for 1987.

Item G: City Clerk Schedule

CITY CLERK SCHEDULE

Council reviewed a request by the City Clerk for certain vacation and leave without pay time off. A discussion took place as to why the City Clerk position was only budgeted as a part time position. M/M by Dale, 2nd by Carpenter to approve the request for leave by the City Clerk and to appoint Anna McGowan as acting City Clerk during the absence of the City Clerk. Voice vote, motion carried.

motion

Item H: City Manager Contract

CITY MANAGER CONTRACT

Councilmembers Carpenter and Dale called for the immediate termination of the City Manager's contract. Mayor Warner and Councilmember Chris suggested that discussion of the City Manager's contract should be done, as scheduled, at the end of January. M/M by Dale, 2nd by Chris to hold a formal evaluation of the City Manager at a special meeting of Council to be held on January 20, poll vote, 5 yes, 1 no (Carpenter).

motion

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ADJOURNMENT

M/M by Reich to adjourn. The meeting adjourned at  
11.52 pm.

PASSED AND APPROVED THIS <sup>17th</sup> DAY OF JANUARY, 1987.

Tom Warner, Mayor



ATTEST:

*Anna McGowan*

for Wayne J. Maiers, City Clerk  
6L166