
City of Bethel City Council Meeting Minutes

January 29, 2008

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on January 29, 2008 at 6:30p, in the Council Chambers, Bethel, Alaska.

Vice-Mayor Middlebrook called the meeting to order at 6:30p.

II. ROLL CALL

Members present:

Vice-Mayor Eric Middlebrook
Council Member Tundy Rodgers
Council Member Dan Leinberger
Council Member Yolonda Jorgensen
Council Member R. Thor Williams
Council Member Tiffany Zulkosky

Others present:

City Manager Wally Baird
City Attorney Sharon Sigmon
City Clerk Sandra Modigh

III. PEOPLE TO BE HEARD

Jody Malus addressed Council to read into the record her correspondence with Mr. Steve Christopher from Clean Earth Alaska, LLC., regarding the Advanced Chemical Reformer discussed with the Alternative Energy Committee.

Richard Hall addressed Council and provided a state that he is concerned about an outside entity owning 4 or 50 acres right in the middle of our waste disposal area. Mr. Hall advised Council of his findings regarding the Clean Earth Alaska LLC. references.

Mary Gregory, a former Council Member, addressed Council to state that the native land owners do not want action to be taken before they are made aware of the issues related to the Advanced Chemical Reformer proposal. Mrs. Gregory stated that a law should be passed

regarding funeral processions and the lack of respect for them within the community.

Diana Moffet addressed Council to speak in favor of ordinance 08-02.

David E. Trantham Jr. addressed Council to thank the City Clerk for her services to the community. Mr. Trantham stated that he had planned on a lengthy review of the FY08 Audit but would put his information in writing to the City Council.

IV. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Williams	To approve the Consent & Regular Agenda for the January 29, 2008 Regular City Council Meeting as amended removing resolution 08-01, 08-02 and introduction of ordinance 07-12 (G) from the consent agenda and remove Unfinished Business Item -D from the agenda.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION		
Carried unanimously		

V. SPECIAL ORDER OF BUSINESS

Item A-Appoint Candidate To Vacant Council Seat

MOVED:	Rodgers	To allow 3 minutes per candidate for opening statements and 1 minute to answer council questions.
SECONDED:	Leinberger	
MOVED:	Zulkosky	to allow each council members 1 question per candidate
SECONDED:	Leinberger	
VOTE ON MAIN MOTION		
Carried: 5 - 1 Rodgers voting against		

MOVED:	Williams	To remove the word "per" and insert the word "all".
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Jorgensen	To take a 10 minute recess
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	

Each council candidate gave a 3 minute opening statement and council proceeded with 1 question per member to each candidate.

MOVED:	Rodgers	To nominate council candidate Willy Keppel.
SECONDED:	Williams	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Jorgensen	To nominate council candidate Bob Herron.
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Williams	To nominate council candidate Joseph Moses.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Rodgers	To close nominations.
SECONDED:	Jorgensen	
VOTE ON MAIN MOTION	Carried unanimously	

The 1st round of ballots concluded a tied vote, 3-3 for council candidates Bob Herron & Willy Keppel

The 2nd round of ballots concluded a tied vote, 3-3 for candidate Bob Herron & Willy Keppel.

MOVED:	Williams	To ask a second round of questions to remaining candidates.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried unanimously	

Each Council Member asked the remaining candidates a final round of questions.

By a draw of straws, Willy Keppel was appointed to Council.

MOVED:	Rodgers	To suspend the rules to allow public testimony from Daisy May Barerra
SECONDED:	Williams	

VOTE ON MAIN MOTION	Carried unanimously
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Daisy May Barrera addressed council to thank them for the opportunity to participate in the process and advised Council to work together as a team.

Item B-Oath Of Office For Newly Appointed Council Member

Newly appointed City Council Member Willy Keppel completed his oath of office and was seated at the bench.

Item C-Advanced Chemical Reformer – Clean Earth Energy Alaska, LLC. Presentation By Steve Christopher

MOVED:	Williams	To allow 30 minutes for the presentation
SECONDED:		
VOTE ON MAIN MOTION	<i>Motion died for lack of a second</i>	

Steve Christopher from Clean Earth Alaska, LLC., participating telephonically, provided a presentation on Advanced Chemical Reformer and answered council inquiries.

MOVED:	Leinberger	To suspend the rules to allow public testimony
SECONDED:	Williams	
VOTE ON MAIN MOTION	Carried unanimously	

MOVED:	Zulkosky	To suspend the rules to proceed past 10p.
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	

Public Works Director Wayne Olge inquired about permits, costs, and the nondisclosure statement.

Item D- Proclamation Marking 2008 As The 10th Anniversary Of The City Of Bethel Smokefree Public Places Ordinance, The First Smokefree City Ordinance In Alaska

MOVED:	Williams	To approve The Proclamation Marking 2008 As The 10 th Anniversary Of The City Of Bethel Smokefree Public Places Ordinance, The First Smokefree City Ordinance In Alaska
SECONDED:	Rodgers	
VOTE ON MAIN MOTION		
Carried unanimously		

VI. APPROVAL OF MEETING MINUTES

- Item A-1/8/08 Regular City Council Meeting**
- Item B-1/14/07 Special City Council Meeting**

Meeting Minutes were approved on the consent agenda.

VII. UNFINISHED BUSINESS

Item A- Public Hearing Of Ordinance 07-24: An Ordinance By The Bethel City Council Amending Chapter 2.04 Of The Bethel Municipal Code To Provide A Stipend For City Council Members

Public Hearing:

1. David E. Trantham addressed council to speak in opposition to ordinance 07-24.

MOVED:	Leinberger	To approve ordinance 07-24: An Ordinance By The Bethel City Council Amending Chapter 2.04 Of The Bethel Municipal Code To Provide A Stipend For City Council Members
SECONDED:	Zulkosky	

MOVED:	Leinberger	To incorporate the proposed amendments included in the packet on page 48.
SECONDED:	Zulkosky	
MOVED:	Williams	In chapter 2.04.106 insert strike "\$50" and insert "\$150" and to strike the word "or" insert a "comma" and to insert "and committee/commission meetings" at the end of the sentence.
SECONDED:	Leinberger	
MOVED:	Williams	To table the ordinance until the February 26 th Council meeting.
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	Carried unanimously	
VOTE ON MAIN MOTION		
VOTE ON MAIN MOTION		
VOTE ON MAIN MOTION	<i>Tabled until the 2/26 council meeting</i>	

Item B- Public Hearing Of Ordinance 08-01: An Ordinance of The Bethel City Council Codifying The Increase Of Sales Tax And Use Tax Rates From Five Percent To Six Percent

Public Hearing:

None

MOVED:	Williams	To approve ordinance 08-01: An Ordinance of The Bethel City Council Codifying The Increase Of Sales Tax And Use Tax Rates From Five Percent To Six Percent
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION		
Carried: 5 - 2 Rodgers, Keppel voting against.		

Item C- Public Hearing of Ordinance 07-12 (F): An Ordinance of the Bethel City Council Amending the Adopted Annual FY 2008 Budget By Removing Funding For One Entry Level Police Officer Position And Adding Funding For Two Temporary Police Officer Position And Associated Costs

Public Hearing:

None

MOVED:	Leinberger	To approve ordinance 07-12 (F): An Ordinance of the Bethel City Council Amending the Adopted Annual FY 2008 Budget By Removing Funding For One Entry Level Police Officer Position And Adding Funding For Two Temporary Police Officer Position And Associated Costs
SECONDED:	Williams	
VOTE ON MAIN MOTION		
Carried unanimously		
MOVED:	Williams	To amend line item 1061501 from two temporary to 6 temporary police officers
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION		
Carried unanimously		
MOVED:	Zulkosky	To suspend the rules to allow the Finance Director Laurie Walters to address council.
SECONDED:	Jorgensen	
VOTE ON MAIN MOTION		
Carried unanimously		

Laurie Walters suggested council also amend the ordinance title.	
VOTE ON MAIN MOTION	Carried: 5 - 2 Rodgers, Keppel voting against
VOTE ON MAIN MOTION	Carried: 5 - 2 Rodgers, Keppel voting against

VIII. NEW BUSINESS

Item A- Resolution 08-01: A Resolution Supporting The Offer BY Clean Earth Energy Alaska To Prepare And Submit A Proposal To The Denali Commission And Alaska Energy Authority To Purchase And Install An Advanced Chemical Reformer And Related Facilities

MOVED:	Leinberger	To approve resolution 08-01: A Resolution Supporting The Offer BY Clean Earth Energy Alaska To Prepare And Submit A Proposal To The Denali Commission And Alaska Energy Authority To Purchase And Install An Advanced Chemical Reformer And Related Facilities
SECONDED:	Jorgensen	
MOVED:	Zulkosky	To table the resolution until the 1 st council meeting in May.
SECONDED:	Leinberger	
MOVED:	Zulkosky	To suspend the rules to proceed past 11p.
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried unanimously	

VOTE ON MAIN MOTION	Failed unanimously	
MOVED:	Rodgers	To suspend the rules to allow public testimony
SECONDED:	Keppel	
VOTE ON MAIN MOTION	Carried unanimously	
Jody Malus addressed council to provide her research on the matter.		
VOTE ON MAIN MOTION	Failed unanimously	

MOVED:	Williams	To suspend the rules to move item D to item C
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	

Lori Strickler addressed council to discuss the conditional offer of employment.

Item D- Conditional Offer of Employment For City Clerk Position

MOVED:	Leinberger	To increase the starting pay from \$51,000 to \$54, 000.
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	Carried unanimously	

Item B-Resolution 08-02: A Resolution Supporting The Preparation And Submission Of A Grant Application To The Alaska Energy Authority And Denali Commission For The Purchase And Installation Of One Or More Small Commercial Wind Turbines

MOVED:	Zulkosky	To approve resolution 08-02: A Resolution Supporting The Preparation And Submission Of A Grant Application To The Alaska Energy Authority And Denali Commission For The Purchase And Installation Of One Or More Small Commercial Wind Turbines
SECONDED:	Williams	
MOVED:		
	Rodgers	To strike the word "small" and insert "large" in the title.
SECONDED:	Williams	
VOTE ON MAIN MOTION		
Carried unanimously		
MOVED:		
	Leinberger	To strike the last whereas and insert "City intends to apply for a 2008 High Energy Cost Grant by the March 28, 2008 deadline to cover the full match required for the alternative energy project mentioned herein, thereby requiring no cash match from the City" and to insert "and Denali Commission" in the now therefore after the word authority and to insert "one or more" in the now therefore after the words installation of and to remove "be it further resolved....."
SECONDED:	Williams	
VOTE ON MAIN MOTION		
Carried unanimously		
VOTE ON MAIN MOTION		
Carried unanimously		

Item C- Introduction Of Ordinance 07-12 (G): An Ordinance Of The Bethel City Amending The Adopted Annual FY 2008 Budget

MOVED:	Zulkosky	To introduce ordinance 07-12 (G): An Ordinance Of The Bethel City Amending The Adopted Annual FY 2008 Budget
SECONDED:	Leinberger	
VOTE ON MAIN MOTION		
Carried unanimously		
<p>Finance Director Laurie Walters addressed council to answer inquiries related to ordinance 07-12 (G).</p>		
MOVED:	Zulkosky	To create line item 08-G37 to set aside matching funds for potential capital projects contingent upon receipt of matching dollars: 2 line items \$200,00-fire station roof, \$200,00-PD for a total increase of \$400,000, no decreases
SECONDED:	Leinberger	
VOTE ON MAIN MOTION		
Carried: 5 - 2 Rodgers, Keppel voting against		
VOTE ON MAIN MOTION		
Carried unanimously		
MOVED:	Zulkosky	To create line item 08-G38 increasing council training/travel \$3000, decreasing 0
SECONDED:	Jorgensen	
VOTE ON MAIN MOTION		

MOVED:	Williams	To amend the motion to increase line item 10-52-541 \$3000
SECONDED:	Zulkosky	
VOTE ON MAIN MOTION	Carried unanimously	
VOTE ON MAIN MOTION	Carried: 6 - 1 Keppel voting against	
VOTE ON MAIN MOTION	Carried unanimously	

Item E- Organization of Council

MOVED:	Zulkosky	To have the Vice-Mayor become Mayor and vote in a new Vice-Mayor
SECONDED:	Leinberger	
VOTE ON MAIN MOTION	Carried: 6 - 1 Williams voting against	

Council Member Williams nominated himself.

Council Member Jorgensen nominated Council Member Leinberger.

Council Member Middlebrook nominated Council Member Rodgers.

By a vote of 4-3, Council Member Williams was elected Vice-Mayor.

Item F-Public Safety & Transportation Commission Appointment

Mayor Middlebrook appointed Pat Jennings to the Public Safety & Transportation Commission.

MOVED:	Rodgers	To appoint Pat Jennings to the Public Safety & Transportation Commission
SECONDED:	Williams	

VOTE ON MAIN MOTION	Carried unanimously
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MOVED:	Zulkosky	To suspend the rules to proceed into executive session to conduct the City Attorney Annual Evaluation Per Bethel Municipal Code 2.01.110 B. 2.
SECONDED:	Leinberger	

VOTE ON MAIN MOTION	Failed: 2 - 5 Middlebrook, Zulkosky voting for.
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Item G-Town Hall Meetings

MOVED:	Williams	To have quarterly town meetings at the log cabin
SECONDED:	Zulkosky	

MOVED:	Zulkosky	To suspend the rules to allow public testimony.
SECONDED:	Leinberger	

VOTE ON MAIN MOTION	Carried unanimously
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Diana Moffet addressed council to advise them of her reasoning of the request.

MOVED:	Zulkosky	To table the agenda item until the next council meeting allowing the City Attorney & the City Clerk time to research the matter.
SECONDED:	Leinberger	

VOTE ON MAIN MOTION	Carried: 6 - 1 Rodgers voting against
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VOTE ON MAIN MOTION	<i>Tabled until the 2/12 council meeting.</i>
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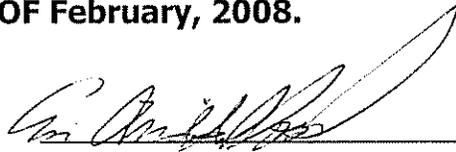
MOVED:	Zulkosky	To suspend the rules to proceed into executive session to conduct the City Attorney Annual Evaluation Per Bethel Municipal Code 2.01.110 B. 2.
SECONDED:	Jorgensen	
MOVED:	Williams	To table the item until the Special Meeting on February 4 th .
SECONDED:	Rodgers	
VOTE ON MAIN MOTION	Carried unanimously	
VOTE ON MAIN MOTION	<i>Tabled until the 2/4 special council meeting.</i>	

IX. ADJOURNMENT

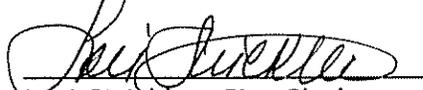
MOVED:	Jorgensen	To adjourn the meeting.
SECONDED:	Williams	
VOTE ON MAIN MOTION	Carried unanimously	

With no further business before the Council, the meeting adjourned at 1:35a.

APPROVED THIS 26th DAY OF February, 2008.


Eric Middlebrook, Mayor

ATTEST:


Lori Strickler, City Clerk