CALL TO ORDER

Mayor Vanasse called the Council meeting to order at 7:32 PM.

ROLL CALL

Present: Dale, Feaster, Lilienthal, Richardson, Trantham, Vanasse and Wallace.

APPROVAL OF MINUTES

M/M by Feaster, 2nd by Wallace to approve the minutes of 03/12/91 with the following correction: page 5, on first paragraph, change word 'insemination' to 'dissemination'.

Councilman Trantham indicated he did not concur with page 5 as written, since he felt the information was false.

poll vote

Poll vote, motion carried. 6-yes; 1-no (Trantham).

APPROVAL OF AGENDA

M/M by Feaster, 2nd by Richardson to approve the agenda with the following addition: under New Business, add Item C: Proposed Resolution #675 - Support Ak. State Housing Authority Funding Request. Voice vote, motion carried.

MAYOR'S REPORT

Mayor Vanasse suggested to Councilmembers to keep comments to a limit due to a lengthy agenda and at this time, Mayor Vanasse presented a plaque award on behalf of the Police Department, to Patty Waters for doing more than what her job description required. Mayor Vanasse thanked Ms. Waters for her services and encouraged anyone from the public to call him for any employee recognition.

MANAGER'S REPORT

City Manager Earnest reviewed his written Manager's report with Council on the following subject items:
- met with representatives of federal and state regulatory agencies regarding Small Boat Harbor dredging project, as it relates to the permitting process;
- information attached regarding Yup'ik Cultural Center and ONC Bowling Alley Proposal in the Council packet;
- technical changes made to Amendment #5 to Ordinance #195, with latest amendment passed out earlier before the Council meeting;
- draft auditor RFP needing Council action tonight;
- lengthy discussion with Council on the status of sales tax regarding appeals, and Attorney's letter discussed;
- 2 reports attached from CH2M Hill and FPE/Roen Engineers, Inc. regarding the acquisition of Bethel Utilities Corporation and suggested that the lengthy reports should be reviewed in a Council worksession, and that the Public Works Committee and the Finance Committee should also be given a chance to review the reports;
- braund building rehabilitation cost estimate attached in Council packet;
- DH&SS asserts that the 2 FY'88 PATC grants were not fully expended - Administration requested that the Auditors review this further and requested the

MANAGER'S REPORT continued

State for time extension so the City Auditors can review the situation;
- Economic Development Committee meeting scheduled for 3/28/91 at Kusko Hotel at 11:00 AM for those who might be interested in attending;
- informed Council that he responded to a comment made by Anchorage Assemblyman Barnett regarding the Anchorage Hillside Trooper protection, and referring to Bethel as having free 'police' trooper protection.

motion

M/M by Feaster, 2nd by Wallace to direct City Manager and Finance Director to advertise the Auditor RFP as presented. Voice vote, motion carried unanimously.

Mayor Vanasse asked regarding the Bethel Utilities Acquisition Study - City Manager Earnest indicated a Council worksession was necessary in the future and that he would get back with Council as soon as a date was set, where AEA and consultants could be at the worksession also.

Madam Richardson asked if the Braund Building renovation was included in the Capital Improvements Projects list; after she was informed that it was included, she requested she be provided with a copy of the resolution.

COUNCILMEMBER COMMENT

Madam Lilienthal indicated she received a call regarding confiscated snow machines, 3-wheelers, motorcycles, etc. by the Police Department, wondering if the vehicles were still kept, and if so, wondering if there was a list of serial numbers for these vehicles where they could be posted publicly for people to review for possible claims. Police Chief McDonald indicated they do have a list of serial numbers for confiscated vehicles and those not claimed would be possibly auctioned off in the future, as done in the past.

Councilman Dale asked what the status was on the City Attorney - City Manager Earnest indicated that the individual was checking on housing availability, etc. Councilman Dale further commented that the City had 2 attorney's now, felt the new Attorney should be working directly for Council and 2 sets of Attorneys was not needed. Councilman Feaster indicated that a big discussion was held at the last Council meeting regarding this Attorney position as to what it's title was going to be and who he was going to work for and Administrative/ Personnel Officer been directed to draft the job description and main goal overall was to save money. Further discussion was held regarding the City/Staff Attorney matter.

Councilman Trantham asked the City Manager that 2 letters were received from an Engineer and wondering why his bill could not be fully paid. City Manager referred to Amendment #5 to Ord.#195 and basically said money could not be paid unless appropriated.

COUNCILMEMBER COMMENT continued

Brief discussion also took place whether employees could vote if they would like to go on PERS or not. It was indicated to Mr. Trantham that this was an agenda item, and could be discussed at that time.

Councilman Feaster asked for the status of the Tundra Ridge road. Public Works Director Martin indicated that the ptarmigan road to Tundra Ridge was still closed and that the Public Works Department had been real busy lately with trying to unthaw culverts all over town.

REPORTS OF STANDING COMMITTEES

Madam Richardson reported that the Public Safety Committee met March 13th and basically learning the budgeting process for Fire and Police Department and indicated that the normal meeting times were 1st Wednesday of each month and next agenda item is to review next fiscal budget. Madam Richardson also reported that the Employee Committee meets every Wednesday at 5:30 PM and encouraged that employees should vote as to whether they want PERS retirement program or not. Council further discussed the PERS issue at this time. City Manager Earnest expressed that he did not want any action taken by Council until all information ie, financial impact to the City, etc., was provided to Council. Nelson Davies felt that the employee committee did have a general idea about PERS. After further discussion on the matter, Councilman Dale requested that PERS be put on the next Council agenda.

Madam Lilienthal reported that there was a special Port Commission meeting on first week of April to welcome and inform the new members and next meeting scheduled for 3rd Monday in April, 7:30 PM at the Port Offices.

Councilman Dale reported that the Transportation Commission had 2 vacancies and as the next meeting date is scheduled, he would announce it. Madam Richardson requested that she be informed when the next meeting date was set.

Councilman Wallace reported that PATC Advisory Board had not met yet; basically waiting until after YKHC, BCS, PATC and City Administration have met regarding the PATC Transfer issue, which at this time had been rescheduled but a time not set yet.

Councilman Trantham reported that the Public Works Committee met on the 16th of March and indicated that the agenda item was the water/sewer rate study, but since the IBM Computer 34 went out that night of the meeting, information was not provided; instead a worksession was held to review Public Works accomplishments and a 1992 draft budget was provided. Next meeting scheduled for April 17, 1991.

Councilman Feaster reported that the Planning Commission meeting was rescheduled and the Finance

REPORTS OF STANDING COMMITTEES cont.

Committee met last week and items reviewed were: laundry operations and sales tax.

Mayor Vanasse reported that there was no Parks & Recreation meeting this month, but next meeting scheduled for April 1, 1991, 7 PM at the Log Cabin.

PEOPLE TO BE HEARD

Don Shantz was heard at this time, and he approached Council in regards to dealing with break up time. Felt that money should be budgeted for dealing with break-up season, instead of dealing with it as it occurs and felt City did not have work schedules based on past experience.

COUNCIL BREAK 8:53 PM to 9:03 PM.

At this time, Mayor Vanasse indicated he forgot to add City Clerk's hours on the agenda from the previous meeting, since City Clerk had requested action be taken on record regarding the City Clerk hours.

motion

M/M by Trantham, 2nd by Wallace to add executive session - City Clerk hours on the agenda. Voice vote motion carried unanimously.

OLD BUSINESS:
Item A: Public Hearing Amend 5 to Ord 195-FY'91 Budget

PUBLIC HEARING AMENDMENT #5 TO ORDINANCE #195-FY'91 BUDGET

Before opening the floor for public hearing, City Manager Earnest discussed and reviewed the most recent amendment that was passed out before the meeting tonight. Mayor Vanasse opened the floor for public hearing at this time. Public Safety Committee Chairman Don Dinius indicated to Council that at their last meeting, approved the Police Department's amended budget, but no action taken on the Fire Department's budget.

Teen Center Coordinator Nelson Davies pointed out that he did not like the 16.85% cut the Teen Center was getting. Pointed out the yearly teen activities that were no longer taken due to budget cuts. Concluded by indicating he was strongly opposed to it. Jack McDonald also briefly reviewed with Council the budget process for the Police Department, as well as the Teen Center since the department was put under his supervision. Hearing no other public input, Mayor Vanasse closed the public hearing, and asked if there was any Council input.

Councilman Dale expressed his concern of the Teen Center budget cut, since teenagers needed some place positive to go where they would not get into trouble. Also asked of the following questions: the $55,000 expense increase in Administration; $9,500 cut in Parks & Recreation and asked what the $25,350 was for in the Finance budget. City Manager Earnest at this time addressed Councilman Dale's questions and concerns. Councilman Trantham also further discussed with Council the $50,000 increase in professional fees and requested a copy of the

Item A continued

attorney's invoices be more specific, since he felt the invoices from the Attorney were too vague. Input also received from the public was to keep the Teen Center open.

motion

M/M by Feaster, 2nd by Richardson to accept Amendment #5 to Ordinance #195 as presented at the meeting.

Mayor Vanasse indicated with Councilman Dale regarding the Teen Center and felt more documentation was needed. City Manager Earnest reviewed further with Council the Teen Center budget; the laundry budget item decline; and the general fund contribution to laundromat.

Poll vote

Poll vote on motion, motion failed. 2-yes; 5-no (Dale, Lilienthal, Trantham, Vanasse and Wallace).

Council went into discussion as to what to do next, since the City Manager needed direction tonight. After discussion, Council directed Administration to present another amendment to be introduced at the Special meeting scheduled for April 1, 1991.

Item B: Public Hearing Ord 200 Warehouse & Adjacent Land lease

PUBLIC HEARING ORDINANCE #200 - WAREHOUSE & ADJACENT LAND LEASE

Mayor Vanasse opened the floor for public hearing at this time; hearing none, public hearing was closed. Councilman Dale asked if the disposal/acquisition of property ordinance was followed; felt pay back to Lessor if no adequate time notice was given regarding Dock expansion. Stuart Greydanus expressed that the new proposal was in front of Council tonight and Inlet Salmon had requested action by January 1991, and now they kept putting it off. Council further reviewed and discussed Inlet Salmon's proposal with Rodney Gissells of Inlet Salmon.

motion

M/M by Dale, 2nd by Wallace to approve the concept of the proposal, but the contents be worked out. Voice vote, motion carried.

Item C: BNC Cultural Land Proposal

BNC CULTURAL CENTER LAND PROPOSAL

Mayor Vanasse indicated to Council that action needed to be taken one way or another tonight on this issue and re-explained the BNC Cultural Land Proposal process with Council and the public. It was also pointed out that Chevron might have a valid claim of the Petro dock property under ANCSA. Councilman Dale felt proposal was not acceptable as presented.

motion

M/M by Dale to reject BNC Cultural Land Proposal as presented with proposal involving the additional 2 acres. *Motion died due to lack of a 2nd.

1c265

Council further discussed the reconveyance of 2

Item C continued

acres of land and further discussion on the process.

motion

M/M by Wallace, 2nd by Feaster to go ahead with additional 2 acres of USS 4000 and give 1.5 acres to BNC for purpose of a Cultural Center and accept the 8.5 acres. Poll vote, motion failed. 3-yes; 3-no (Dale, Lilienthal and Trantham); 1-abstaining (Richardson).

At this time Council went on a break to try and determine if Madam Richardson vote would be considered a yes vote since someone from the public indicated that an abstaining vote would mean a yes vote when a vote outcome was a tie vote. COUNCIL BREAK 11:15 PM to 11:37 PM. Mayor Vanasse indicated to the public that after reviewing the City ordinances, that he determined the abstaining vote was not a yes vote.

Item D: Review Ord 190-Sales Tax

REVIEW ORDINANCE #190 - SALES TAX

Mayor Vanasse indicated that the reason why this was on the agenda was to basically address the sales tax penalty and interest letters recently received, and which was also a request from Councilman Dale.

motion

M/M by Wallace to accept Ordinance #190 as presented *Mayor Vanasse pointed out that this was already an ordinance in affect, that basically the letters received was the issue here and that an amendment to the sales tax ordinance would need to be made to address the letters. After Council discussion, they referred to the Attorney's letter discussed at the last meeting and none of the Councilmembers did not show interest at this time make an amendment.

City Manager Earnest referring to Don Shantz's question regarding the letters submitted, indicated that he can meet with Ms. Achee tomorrow.

NEW BUSINESS:
Item A: Proposed Resol 674-Support Public Broadcasting Funding

PROPOSED RESOLUTION #674 - SUPPORT FOR PUBLIC BROADCASTING FUNDING

M/M by Dale, 2nd by Wallace to adopt Resolution #674 as presented. Voice vote, motion carried. 6-yes and 1 abstain (Trantham).

Item B: ONC Bowling Alley Land Proposal

ONC BOWLING ALLEY LAND PROPOSAL

Mayor Vanasse indicated to Council that the City received a letter from ONC's Attorney proposing to get title for the land the bowling alley was in, in trade for the repairs to the bowling alley to bring it up to original state as when rented. It was pointed out that the land had the same value as the final estimated repair costs would be. Council discussed the land proposal further in detail.

motion
1c266

M/M by Dale, 2nd by Trantham that Bowling Alley be refurbished in an amount suggested by the City

Item B continued	Manager in the amount of $15,000 maximum and to come out of the contingency fund. Poll vote, motion carried unanimously.
Item C: Proposed Resol 675-AK. State Housing Authority	PROPOSED RESOLUTION #675-ALASKA STATE HOUSING AUTHORITY Mayor Vanasse indicated that he was informed by the City Clerk that in order for Council to pass a Resolution, that it needed to be in writing and asked that this be placed on the special agenda of April 1, 1991.
Item D: Executive Session	M/M by Dale, 2nd by Wallace to go into executive session to discuss City Clerk hours at 12:11 AM. Voice vote, motion carried unanimously. Council came out of executive session at 12:31 AM.
motion	M/M by Wallace, 2nd by Dale that City Clerk hours be back to regular hours starting the next pay period, April 1, 1991. Voice vote, motion carried unanimously.
ADJOURNMENT	M/M by Wallace, 2nd by Feaster to adjourn the meeting at 12:32 AM. Voice vote, motion carried.

PASSED AND APPROVED THIS 23 DAY OF April, 1991.

Gary Vanasse, Mayor

ATTEST:

Anna McGowan, City Clerk