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# City of Bethel, Alaska

## City Council Minutes

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October 25, 2005

Regular Meeting

Bethel, Alaska

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### CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on October 25, 2005, at 6:30p, in the Council Chambers, Bethel, Alaska.

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

### ROLL CALL

Comprising a quorum of the Council, the following were present:

David E. Trantham	Andrew McGowan
Hugh Dymont	R. Thor Williams (attended meeting via teleconference)
Stanley "Tundy" Rodgers	Mary Kenick
Dan Leinberger (arrived meeting at 7:27p)	

Also in attendance were the following:

Wally Baird, City Manager  
Sandra Modigh, City Clerk

### PEOPLE TO BE HEARD

1. Beverly Hoffman addressed Council to state that she is in favor of Resolution #05-38 and the Multiuse Recreation Center Plan. Beverly Hoffman provided Council a statement in favor of the Multiuse Recreation Center Plan signed by 100 community members.
2. Tom Hildreth addressed Council to state that he is favor of the Alcohol Delivery Site.
3. Buck Bukowski addressed Council to state that he is opposed to the Alcohol Delivery Site.
4. Edward Lackey addressed Council to state that he opposed to the Alcohol Delivery Site.
5. Diana Moffett addressed Council to state that she is in favor of Resolution #05-38.
6. Richard Rob addressed Council to state that he is in favor of and would like Council to move forward with the Multiuse Recreation Center Plan.
7. Ross Boring addressed Council to support the Multiuse Recreation Center Plan and stated that he would pay the half percent sales tax to support the Multiuse Recreation Center.

<b>MOVED:</b>	Dyment	To suspend the rules to amend the limit of public testimony from 15 minutes to 5 minutes per person.
<b>SECONDED:</b>	McGowan	
<b>MOVED:</b>	Rodgers	To suspend the rules to allow public testimony
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Passed	Voice vote 5-1 (No: Hugh)
<p>Agnes Phillips addressed Council to state that a restriction on elders would impose on their right to be heard.</p>		
<b>VOTE ON MAIN MOTION</b>	Failed	Roll call vote of 3-3 (Yes: Dyment, Kenick, McGowan)

8. Donna Perry addressed Council to state that she is in favor of the Multiuse Recreation Facility.
9. Susan Taylor addressed Council to state she hopes the Oxford House has not been ruled out for the Boys Group Home. Mrs. Taylor also stated that she is in favor of the Multiuse Recreation Center Plan and is in favor of the Alcohol Delivery Site.
10. Richard Rob again addressed Council to state that he is against the Alcohol Delivery Site.

<b>MOVED:</b>	Rodgers	To take a 5 minute recess at 7:32p.
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence

***Meeting called back to order at 7:42p.***

11. Shair Neth stated that she is in favor of the Multiuse Recreation Center Plan and would like to see the community support the Plan. Mrs. Neth also stated that the Alaska State Statue does give a community the right to create an Alcohol Delivery Site.
12. Pete Christian addressed Council to state that he supports the Multiuse Recreation Center Plan.
13. Yolonda Jorgensen addressed Council to state that she is in favor of the Multiuse Recreation Center Plan and is not in favor of the proposed Alcohol Delivery Site ordinance.

14. Rhonda Sargent addressed Council to state that she is in favor of the Multiuse Recreation Center Plan.
15. Peter Jacobs Sr. addressed Council to state the Bethel has too much bootlegging in the community and stated that he is in favor of the Alcohol Delivery Site.
16. Max Olick, a Kwethluck Village Public Safety Officer, addressed Council to state that he is in favor of the Alcohol Delivery Site.
17. John Bilyeu, Senior Investigator for the Alcoholic Beverage Control Board addressed Council and the public to state that ordinance #05-16 does not violate the people's constitutional rights. Mr. Bilyeu also discussed the tax revenues received by distributors to the City of Bethel.

Mr. Bilyeu answered questions posed from Council Members.

<b>MOVED:</b>	Dyment	To suspend the rules to allow public testimony
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>		
	Passed	Council concurrence

Myron Naneng, AVCP President addressed Council to state that he is favor of the Alcohol Delivery Site.

Mr. Naneng answered questions posed from Council Members.

<b>MOVED:</b>	Leinberger	To suspend the rules to allow public testimony
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>		
	Passed	Voice vote of 6-1 (No: Dyment)

A group of youth including Kristen Langmade, James Jorgensen, Eddie Brown, Emily Jorgensen, and Andrew Jorgensen addressed Council to state that they were in favor of the Multiuse Recreation Center Plan.

<b>MOVED:</b>	Dyment	To recess at 9p.
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>		
	Passed	Voice vote of 6-1 (No: Dyment)

***Meeting called back to order 9:10p***

<b>MOVED:</b>	McGowan	To suspend the rules to allow public testimony.
<b>SECONDED:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence.

Eric Middlebrook addressed Council to state that he is against the Alcohol Delivery Site.

**APPROVAL OF THE CONSENT AGENDA AND REGULAR AGENDA**

<b>MOVED:</b>	Rodgers	To approve the Consent and Regular Agenda for the October 25, 2005 as amended removing resolution#05-38 from the consent agenda.
<b>SECONDED:</b>	Trantham	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence

<b>MOVED:</b>	Rodgers	To suspend the rules to address item B, Public Hearing of Ordinance #05-17 under Unfinished Business next.
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence.

**Item B- Public Hearing of Ordinance #05-17: An Ordinance Authorizing the Acquisition of Land From the St. Sophia Orthodox Church in Exchange for City of Bethel Land**

**Public Hearing:**

1. Bishop Nicholai addressed Council to state that he would like to see the new Russian Orthodox Church building built in Bethel and he provided a to Council Members.

<b>MOVED:</b>	Dyment	To adopt Ordinance #05-17: An Ordinance Authorizing the Acquisition of Land From the St. Sophia Orthodox Church in Exchange for City of Bethel Land
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>	Passed	Roll call vote 6-1 (No: Trantham)

<b>MOVED:</b>	Dyment	To give direction to the City Manager to consummate the land exchange with the St. Sophia Russian Orthodox Church and the City of Bethel.
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>	Passed	Unanimous roll call vote

<b>MOVED:</b>	Leinberger	To suspend the rules to proceed past 10p.
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Failed	Roll all vote 3-4 (Yes: Dyment, Kenick, McGowan & Leinberger)

<b>MOVED:</b>	Dyment	To rescind Council Members Tranthams vote on the previous motion.
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>	Passed	Unanimous roll call vote

<b>MOVED:</b>	Leinberger	To suspend the rules to proceed past 10p
<b>SECONDED:</b>	Dyment	
<b>MOVED:</b>	Rodgers	To amend the motion to proceed past 10:00p until 10:30p.
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>	Passed	Roll call vote 6-1 (No: Williams)
<b>VOTE ON MAIN MOTION</b>	Passed	Unanimous voice vote

<b>MOVED:</b>	Rodgers	To recess for 5 minutes.
<b>SECONDED:</b>	Leinberger	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence

***Meeting called back to order at 10:05p***

<b>MOVED:</b>	Dyment	To suspend the rules to move item C, the Bethel Multiuse Recreation Center Plan Presentation by Agnew Beck Consulting under Special Order of business as the next order of business.
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>	Passed	Roll voice vote 6-1 (No: Leinberger)

**SPECIAL ORDER OF BUSINESS**

**Item A- Bethel Multiuse Recreation Center Plan Presentation by Agnew Beck Consulting**

Mr. Agnew Beck gave Council a power point presentation regarding the proposed Bethel Multiuse Recreation Center Plan. Mr. Beck then answered questions posed by Council Members.

<b>MOVED:</b>	Leinberger	To suspend the rules to proceed past 10:30p.
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Passed	Roll call vote 5-1 (No: Rodgers- due to technical difficulties Mayor Williams was unable to participate in the vote of this motion)

<b>MOVED:</b>	Leinberger	To suspend the rules to address resolution #05-38.
<b>SECONDED:</b>	Dyment	
<b>VOTE ON MAIN MOTION</b>	Passed	Council concurrence

**Item B- Resolution #05-38: A Resolution Supporting Development of a Multiuse Recreation Facility in Bethel**

<b>MOVED:</b>	Dyment	To adopt Resolution #05-38: A Resolution Supporting Development of a Multiuse Recreation Facility in Bethel.
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>	Passed	Unanimous voice vote

**Item C- Award of Appreciation Presented to Former Council Member Yolonda Jorgensen**

Council presented former Council Member Yolonda Jorgensen with an Award of Appreciation

*Council Member Rodgers was excused from the meeting at 10:49p*

**Item B- Backbone Water & Wastewater Facilities Upgrade Project Presentation**

Mike Rabe addressed Council to update and provide to Council a presentation regarding the Backbone Water & Wastewater Facilities Upgrade Project

**ADJOURNMENT**

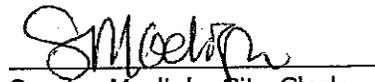
<b>MOVED:</b>	Dyment	To adjourn at 10:59p.
<b>SECONDED:</b>	McGowan	
<b>VOTE ON MAIN MOTION</b>		
Passed	Unanimous voice vote	

With no further business before the Council, the meeting adjourned at 10:59p.

**APPROVED THIS 29<sup>th</sup> DAY OF NOVEMBER, 2005.**

  
R. Thor Williams, Mayor

ATTEST:

  
Sandra Modigh, City Clerk