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# City of Bethel City Council Meeting Minutes

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June 22, 2010

Regular Meeting

Bethel, Alaska

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## **I. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on June 22, 2010 at 6:30p, in the Council Chambers, Bethel, Alaska.

Mayor Joseph Klejka called the meeting to order at 6:31p.

## **II. ROLL CALL**

### **Present:**

Council Member Allen Hippler  
Council Member Beverly Hoffman  
Mayor Joseph Klejka  
Vice-Mayor Eric Middlebrook  
Council Member Heather Pike (arrived at 7:02)  
Council Member Richard Robb  
Council Member Thor Williams

### **Absent:**

None

### **Also Present:**

City Manager Lee Foley  
City Clerk's Assistant Alyse Lincoln

## **III. PEOPLE TO BE HEARD**

John Active-

Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to help run the Senior Center.

Jenny Daisy-

Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to help run the Senior Center.

Katherine Peter-

Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to help run the Senior Center.

Louise Charles-

Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to the Senior Center.

Henry Hunter-  
Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to help run the Senior Center.

Julius Pleasant-  
Spoke in favor of the Senior Center. Asking the City to donate \$50,000 to help run the Senior Center.

Dan Leinberger-  
Spoke in opposition to Ordinances 10-23 and Ordinance 10-26, and suggested amendments to the documents.

Spoke in opposition to Ordinance 10-26 due to the question of the City's authorization and jurisdiction to prevent Donlin Creek from transporting hazardous materials.

**IV. APPROVAL OF THE AGENDA**

<b>MOVED:</b>	Hoffman	Motion to approve the consent and regular agenda.
<b>SECONDED:</b>	Middlebrook	
<b>MOVED:</b>	Robb	Motion to remove the 6/8/2010 meeting minutes from the consent agenda Introduction of Ordinance 10-26 from the consent agenda.
<b>MOVED:</b>	Robb	Motion to move AM 10-32 to the first order of business after the approval of minutes.
<b>SECONDED:</b>	Williams	
<b>VOTE ON MOTION</b>	All in favor.	
<b>MOVED:</b>	Hoffman	Motion to moved Item H, Dust Control, to follow Item J, AM 10-32.
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MOTION</b>	All in favor.	
<b>MOVED:</b>	Williams	Motion to remove Resolution 10-33 and Resolution 10-34 from the consent agenda.
<b>VOTE ON MAIN MOTION</b>	All in favor.	

**V. APPROVAL OF THE MEETING MINUTES**

**Item A-6/8/2010 Regular City Council Meeting**

<b>MOVED:</b>	Williams	Motion to approve the 6/8/2010 Regular City Council Meeting Minutes.
<b>SECONDED:</b>	Hoffman	
<b>MOVED:</b>	Middlebrook	Motion to amend, Mayor Klejka's Comments under the Council Member Comments to strike, and insert .
<b>SECONDED:</b>	Williams	
<b>VOTE ON MOTION</b>	All in favor.	
<b>VOTE ON MAIN MOTION</b>	All in favor.	

**NEW BUSINESS**

**Item J-** AM 10-32: Request from ONC for \$50,000.00 Contribution for Senior Center.

<b>MOVED:</b>	Williams	Motion to direct the City Administration to establish a budget modification in the amount of \$50,000 for the FY2011 budget for contribution to ONC.
<b>SECONDED:</b>	Hoffman	
<b>MOVED:</b>	Hippler	Motion to amend, strike <del>\$50,000</del> and insert <u>\$20,000</u> .
<b>SECONDED:</b>	Pike	
<b>VOTE ON MAIN MOTION</b>	4-3 Motion passes, Klejka, Hoffman, and Williams opposed.	
<b>VOTE ON MAIN MOTION</b>	6-1 Motion passes, Robb opposed	

**Item H-** Dust Control Update

<b>MOVED:</b>	Middlebrook	Motion to suspend the rules to hear from the Public Works Director, Chuck Willert.
<b>SECONDED:</b>	Hoffman	

<b>VOTE ON MAIN MOTION</b>	All in favor
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**I. UNFINISHED BUSINESS**

**Item A – Public Hearing of Ordinance 10-23:** An Ordinance Placing an Advisory Question Before The Qualified Voters At The City Of Bethel Regular Election, October 5, 2010 "Shall The Bethel City Council Members Receive A Fifty Dollar (\$50) Stipend For Each Council Meeting They Attend."

*Mayor Klejka opened the public hearing.  
No one wished to be heard.  
Mayor Klejka closed the public hearing.*

<b>MOVED:</b>	Williams	Motion to adopt Ordinance 10-23.
<b>SECONDED:</b>	Pike	
<b>MOVED:</b>	Hoffman	Motion to amend, to be \$50 for each Regular City Council meeting and strike <del>Special City Council meetings.</del>
<b>SECONDED:</b>	Pike	
<b>VOTE ON MOTION</b>	5-2 Motion passes, Williams and Robb opposed	
<b>MOVED:</b>	Middlebrook	Motion to amend, to insert or <u>\$15 stipend for Special City Council Meeting.</u>
<b>SECONDED:</b>	Williams	
<b>VOTE ON MOTION</b>	4-3 Motion passes, Pike, Klejka and Hoffman opposed	
<b>VOTE ON MAIN MOTION</b>	5-2 Motion passes, Klejka and Middlebrook opposed	

**Item B- Public Hearing Of Ordinance 10-24:** An Ordinance Of The Bethel City Council Amending The Bethel Municipal Code 3.64.060 Political Activity To Add New Subsections Authorizing Public Safety Volunteers To Serve On The City Council.

*Mayor Klejka opened the public hearing.  
No one wished to be heard.  
Mayor Klejka closed the public hearing.*

*Council Member Williams declared a conflict of interest.*

*Mayor Klejka ruled the Council Member Williams does have a conflict of interest. Council Member Williams stepped down from the council bench.*

<b>MOVED:</b>	Middlebrook	Motion to adopt Ordinance 10-24.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MAIN MOTION</b>	5-1 Motion passes, Klejka opposed	

<b>MOVED:</b>	Robb	Motion to take a 10 minute break.
<b>SECONDED:</b>	Middlebrook	
<b>MOVED:</b>	Hippler	Motion to amend, to strike <del>10</del> and insert <u>5</u> minute break.
<b>SECONDED:</b>	Hoffman	
<b>VOTE ON MOTION</b>	4-3 Motion fails, Middlebrook, Robb, Williams and Pike opposed	
<b>VOTE ON MAIN MOTION</b>	6-1 Motion fails, Hippler opposed	

## II. NEW BUSINESS

**Item A – Resolution 10-33:** A Resolution To Accept And Approve The Staffing For Adequate Fire And Emergency Response Program Grant Award In The Amount Of \$133,779.

<b>MOVED:</b>	Williams	Motion to adopt Resolution 10-33.
<b>SECONDED:</b>	Pike	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item B – Resolution 10-34:** A Resolution Of Preparation And Submission Of A Grant Application To The Edward Byrne Memorial Justice Assistance Grant (Jag) Program FY 2010 Local Solicitation.

<b>MOVED:</b>	Hoffman	Motion to adopt Resolution 10-34.
<b>SECONDED:</b>	Williams	

<b>MOVED:</b>	Pike	Motion to suspend the rules to hear from Police Chief, Larry Elarton.
<b>SECONDED:</b>	Middlebrook	
<b>VOTE ON MAIN MOTION</b>	6-1 Motion passes, Hippler opposed	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item C- Resolution 10-35:** A Resolution Supporting The Preparation And Submission Of An FFY 2010 State Homeland Security Grant Application.  
*Passed on the consent agenda.*

**Item D- Resolution 10-36:** A Resolution Of The Bethel Aquatic Training and Health Center Construction Funding Through The United States Department Of Agriculture, Rural Development, Community Facilities Program.  
*Passed on the consent agenda.*

**Item E- Introduction Of Ordinance 10-25:** An Ordinance Amending BMC Section 2.04.120 Voting To Change Voting Procedure For Telephonic Participants.  
*Passed on the consent agenda.*

**Item F- Introduction Of Ordinance 10-26:** An Ordinance On The October 5<sup>th</sup> 2010 Municipal Ballot A Referendum Advising The City Of Bethel Of The Need To Enact Regulation Of Certain Toxic Substances From Being Transported Through, Used, Discharged, Or Generated Within The City Limits Of The City Of Bethel.

<b>MOVED:</b>	Middlebrook	Motion to introduce Ordinance 10-26.
<b>SECONDED:</b>	Williams	
<i>Council Member Pike declared a conflict of interest.  Mayor Klejka ruled, Council Member Pike does have a conflict of interest.</i>		
<b>MOVED:</b>	Williams	Motion to overrule the Mayor's decision on the conflict of interest.
<b>SECONDED:</b>	Hoffman	
<b>MOVED:</b>	Middlebrook	Motion to suspend the rules to hear from the galley.
<b>SECONDED:</b>	Robb	
<b>VOTE ON MAIN</b>	3-3 Motion fails, Klejka, Hippler and Hoffman	

<b>MOTION</b>	opposed
<b>VOTE ON MAIN MOTION</b>	3-3 Motion fails, Middlebrook, Robb and Klejka opposed
<i>Council Member Pike stepped down from the council bench.</i>	
<b>VOTE ON MAIN MOTION</b>	3-3 Motion fails, Williams, Klejka and Hippler opposed

*Council Member Pike returned to the council bench.*

**Item G-** Introduction of Ordinance 09-11(i): An Ordinance Amending the FY2010 Budget.

*Passed on the consent agenda.*

**Item I-** IM 10-08: TDX Wind Energy Support

**Item K-** IM 10-09: Bethel Aquatic Training and Health Center Construction Funding Through USDA Grant.

**Item L-** AM 10-33: Motion To Approve Attached Land Lease Between The City Of Bethel And Unit Company General Contractors.

<b>MOVED:</b>	Robb	Motion to approve AM 10-33.
<b>SECONDED:</b>	Middlebrook	
<b>MOVED:</b>	Middlebrook	Motion to amend, to insert a clause requiring a notification/report of the quantity and type of material and how it is stored on site.
<b>SECONDED:</b>	Williams	
<b>VOTE ON MOTION</b>	All in favor	
<b>MOVED:</b>	Middlebrook	Motion to amend, to require a payment of \$800 a month rate and include a prorated rate from the time they began using the facility.
<b>SECONDED:</b>	Hippler	
<b>VOTE ON MOTION</b>	6-1 Motion passes, Robb opposed	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item M- AM 10-34: Request Authorization To Attend A 2-Day Training Program In Crisis Leadership For Local Officials**

<b>MOVED:</b>	Hoffman	Motion to approve AM 10-34.
<b>SECONDED:</b>	Pike	
<b>MOVED:</b>	Middlebrook	Motion to amend, to allow any council member attend this training at their own expense.
<b>SECONDED:</b>	Pike	
<b>VOTE ON MOTION</b>	All in favor	
<i>This item will be discussed at a special meeting to be determined at a later date.</i>		

**Item N- 4<sup>th</sup> Of July Parade Start Time Concerns**

**III. REPORTS OF STANDING COMMITTEES**

<b>MOVED:</b>	Robb	Motion to extend the meeting until 10:30p.
<b>SECONDED:</b>	Williams	
<b>VOTE ON MAIN MOTION</b>	5-2 Motion passes, Pike and Klejka opposed	

Planning Commission-

-There are two regular committee vacancies and two alternate vacancies on the commission.

Port Commission-

- One regular vacancy and two alternate vacancies
- K300
- Still working on the Tariff.
- Credit card machine at the boat harbor.
- Due to vandalism, the port is looking at getting cameras at the small boat harbor. The city currently has 24/7 on site surveillance.

Public Safety and Transportation Commission

- Next meeting on July 6 at the Council Chambers.
- One regular vacancy and two alternates.

Parks and Recreation Committee

- Recommendation to the Council was to look into the Armery building incorporated into the parks and recreation department.
- Summer program
- 26 people using the community garden.
- 4<sup>th</sup> of July is a busy time for the parks and recreation department.

Public Works Committee-

- Calcium chloride.
- Crowley will have sulfur this fall.
- Dumpsters are being misused which are damaging the dumpster trucks.
- Q2 lift station, has been moved closer down to the airport and should be operate able by August 10<sup>th</sup>.

Finance Committee-

Sales tax collections, the list has been getting smaller.

Energy Committee-

Next meeting will be on July 6<sup>th</sup>.

- IV. MAYOR'S REPORT**
- V. MANAGER'S REPORT**
- VI. CLERK'S REPORT**
- VII. COUNCIL MEMBER'S COMMENTS**

Hippler-

- People are concerned about the consequences of a mine, it is important for the City to work with Donlin Creek as opposed to pushing them away to assist in obtaining a positive impact.

Williams-

- Fishing season has started, be safe and don't drink while boating.

Hoffman-

- Be safe fishing and keep the rivers clean.
- The Kuskokwim Salmon working group, information on the open fishing times and areas can be found at the Department of Fish and Game.

Robb-

- Thanks the elders for their participation under People to be Heard.
- Thanked everyone for their hard work at balancing the budget.

-Commercial fishing on Friday, a great opportunity. Quality over quantity is a good thing.  
 -Friday- had a special meeting with people from Rasmussen Foundation, thanked the people who came out from the community who gave comments.

Pike

-Thanked everyone for the hard work put forth on the budget.  
 -Please be safe out there on the boat.

Middlebrook-

-Tough issues on the council the council has worked well together.

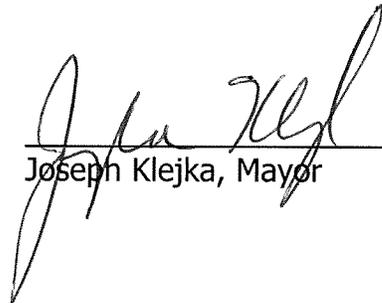
Mayor

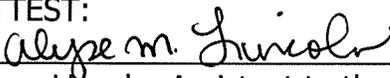
-Special council meeting on June 26, Friday at noon.  
 -Looking forward to the 4<sup>th</sup> of July. Will be doing the dunking tank and encourages the City Council to do so.

**VIII. ADJOURNMENT**

<b>MOVED:</b>	Hippler	Motion to adjourn.
<b>SECONDED:</b>	Pike	
<b>VOTE ON MAIN MOTION</b>		
		All in favor

*Meeting adjourned at 10:32 PM.*

  
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 Joseph Klejka, Mayor

ATTEST:  
  
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 Alyse Lincoln, Assistant to the City Clerk