

CALL TO ORDER Mayor Warner called the meeting to order at 7.30 pm.

ROLL CALL All members present except for Councilmember Dale.

APPROVAL OF MINUTES M/M by Korthuis, 2nd by Chris to approve the minutes of the 6/9/87 Council meeting as presented. Voice vote, motion carried.

motion M/M by Chris, 2nd by Korthuis to approve the minutes of the 6/15/87 Council meeting as presented. Voice vote, motion carried.

APPROVAL OF AGENDA M/M by Reich, 2nd by Korthuis to to approve the agenda with the following addition: Item D under New Business - Executive Session, Legal Matters. Voice vote, motion carried.

MAYOR'S REPORT There was no Mayor's Report.

MANAGER'S REPORT

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City Manager Chinn reported to Council on the following items:

- a. meetings with State agencies regarding the leasing of space in the Braund Building
- b. met with George Silides regarding seawall
- c. met with Representative Hoffman and Senator Binkley regarding the State funding for Bethel
- d. met with Public Works employees regarding the reorganization of the Public Works department
- e. noted that Swalling Construction will have a temporary mooring post at the petro dock for the unloading of fuel barges
- f. noted that plans are underway for the 4th of July program sponsored by the City
- g. noted that the fencing along the seawall had been installed; signs for emergency ladders have been ordered; sand moved from the dock

Councilmember Chris asked when the fence would be installed along the seawall. City Manager Chinn noted that the contractor has responsibility for installing the fence; that the subcontractor on the job, Sonny's, noted that the work should be done by mid-July.

FINANCE DIRECTOR
REPORT

FINANCE DIRECTOR REPORT

Finance Director Donnell noted that the City is within the FY '87 budget at this time and that he does not expect any major variations before the end of the fiscal year. A discussion took place regarding the City's encumbrance system with Finance Director Donnell noting that the system should be on line in the near future. City Manager Chinn noted that the City's cash management program is under review along with a City investment policy.

COUNCILMEMBER COMMENT COUNCILMEMBER COMMENT

Councilmember Carpenter asked the status of the purchase of the Moravian Church property. Mayor Warner noted that the ordinance had been amended to permit the purchase; that Administration should move forward with the matter; that funds are designated for the purchase in the contingency fund; that the City has a five year period for the purchase.

Councilmember Carpenter questioned the cutting of payments to the volunteer firefighters and emt's. City Manager Chinn noted that the matter had been discussed during the budget hearings; that the payments would continue the first quarter of FY '88, a review of continuing payments to be made after the first quarter.

REPORTS OF STANDING COMMITTEES

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Port Commission meeting - Councilmember Chris noted that the Commission would meet on Monday, June 29.

Planning Commission - Mayor Warner reported on the special Planning Commission meeting regarding the utility rate study. Council took no action on the report.

PEOPLE TO BE HEARD

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There were no public comments.

UNFINISHED BUSINESS

RIVER PATROL

Item A: River Patrol

Mayor Warner reviewed for Council the proposal by NRI to operate the river safety patrol for this summer. A discussion took place as to NRI using the City's boat and motor. M/M by Chris, 2nd by Carpenter to conceptually approve the proposal by NRI to operate the river patrol and directing the Administration and City Attorney to work out the details with NRI regarding the boat and motor, insurance, level of staff training, and proposal amount. Poll vote, motion carried.

Item B: Floating
Docks Seawall

FLOATING DOCKS ALONG SEAWALL

Mayor Warner reviewed for Council the matter of placing floating docks along the seawall noting that there was no Port Commission recommendation due to the cancellation of the Commission's meeting.

City Manager Chinn noted for Council that the engineers on the project, Galliett and Silides, have stated that the design of the docks is satisfactory.

Councilmember Chris asked if the City's liability is greater with the docks in the water or not in the water. City Attorney Chandler noted that if the use of the seawall is increased with the placement of the docks that the City's liability potential would increase.

motion

M/M by Chris, 2nd by Korthuis directing the Administration to place two double docks in front of the Joe Lomack building and near Kemp Fisheries and a single dock at the mid-point of the Mission Road segment of the seawall. Voice vote, motion carried.

NEW BUSINESS

MUSEUM ENTERPRISE FUND

Item A: Museum
Enterprise Fund

Mayor Warner reviewed for Council the recommendation from Administration to establish a museum enterprise fund to better provide for the accounting of museum funds. M/M by Reich, 2nd by Korthuis to move the museum from general fund accounting to enterprise fund accounting. Poll vote, motion carried.

motion

Item B: Police
Chief Contract

POLICE CHIEF CONTRACT

Police Chief Clayton, upon request by Council, agreed to conduct the contract negotiation in public session. After discussion between Chief Clayton and Council, M/M by Carpenter, 2nd by Korthuis to approve the following contract terms:

- a. 2 year contract
- b. \$61,200 with adjustment for any COLA
- c. 20 working days of annual leave with a City buy-out of no more than 10 accrued days
- d. 1 sick day per month, accruable
- e. standard City health insurance
- f. existing training and education benefits
- g. no utility benefit

f. inclusion in P.E.R.S. (State retirement plan)
Poll vote, 3 yes, 3 no (Chris, Edge, Warner), motion failed. M/M by Chris, 2nd by Carpenter to approve the following contract terms: same as the previous motion except with the inclusion of the employee utility benefit and the salary to remain the same as the current salary. Poll vote, 4 yes, 2 no (Edge, Warner), motion carried.

motion

motion M/M by Korthis, 2nd by Chris to go past 10 pm.
Voice vote, objection heard. Poll vote, carried.

Item C: Council
Agenda Procedures

COUNCIL AGENDA PROCEDURES

City Manager Chinn recommended to Council certain changes to Council procedures in order to expedite Council meetings and to facilitate review of matters by Council. After discussion, Council directed Administration to place the matter on the next Council agenda.

Item D: Legal
Report

LEGAL REPORT

City Attorney Chandler reviewed for Council legal matters involving the City and requested an executive session to discuss the following legal matters:
a. public works building damage suit
b. access to City sandpit
c. Malone seawall lawsuit
d. Binkley lease for dock space
e. Nelson Brown land lease
f. Bethel Utilities claim for overpayment of taxes

*and left the meeting at this time
6:30 pm 7/21/87*

Councilmember Carpenter excused herself from discussion involving the sandpit matter due to family involvement; Councilmember Korthis excused himself from discussion involving the Bethel Utilities claim due to the fact that Mr. Korthis worked as an employee for Bethel Utilities. M/M by Chris, 2nd by Edge to go into executive session to discuss legal matters involving the City as requested by the City Attorney. Voice vote, motion carried.

motion

Upon return from executive session Council took the following actions:

motion

M/M by Chris, 2nd by Reich directing the Administration to secure the services of an electrical contractor to inspect the electrical system at the City utility building. Voice vote, motion carried.

motion

M/M by Reich, 2nd by Chris directing Administration not to retain foundation experts to review the foundation of the City utility building. Voice vote, motion carried.

motion

M/M by Chris, 2nd by Edge authorizing the City Attorney to seek injunctive relief against unauthorized use of the City sand pit. Voice vote, motion carried.

ADJOURNMENT

M/M by Chris to adjourn. The meeting adjourned at 11.34 pm.

PASSED AND APPROVED THIS 21st DAY OF JULY, 1987.

Attest:
Wayne D. Maiers
Wayne D. Maiers, City Clerk
7E234

Tom Warner
Tom Warner, Mayor