

ALL TO ORDER Mayor Guinn called the special meeting of the City Council to order at 7.40 pm.

ROLL CALL Present: Binkley, Buttane, Guinn, Hoffman, Sullivan, Veit
Absent: Twitchell

APPROVAL OF AGENDA M/M by Sullivan, 2nd by Veit to approve the agenda with the following changes:
1. delete Item C
2. move Item D to Item C
3. new Item D - Recall Election
Voice vote, motion carried.

UNFINISHED BUSINESS FIRST CLASS CITY STATUS

Item A: First Class Status City Manager Hoffman reviewed the petition request to place on the October ballot the question of Bethel going to first class status. The City has conducted various studies to determine if Bethel should go to first class status, included among the studies are the Darbyshire report, Mikunda/Cottrell report and the desires of the residents of Bethel as indicated by the petition.

Councilmember Hoffman indicated that before the question goes to the voters it must be publicized that native allotments are not taxable. City Manager Hoffman informed Council that a pamphlet on first class status will be sent to all box-holders outlining any changes that would occur if the City went to a first class status.

motion M/M by Buttane, 2nd by Sullivan that the City Council of Bethel has determined that the City has the ability to assume first class status, that it has published its findings, that a petition has been received to place the question on the ballot and that therefore the matter should be set for the October 2 ballot. Voice vote, motion carried.

Councilmember Sullivan stated that the informational pamphlet should clearly state that trust property is not taxable.

Item B: Small Boat Harbor Agreement SMALL BOAT HARBOR AGREEMENT

Bartz Englishoe, BNC Land Manager, reviewed for Council BNC's interest in the agreement for commercial development. Mr. Englishoe indicated that other areas in the harbor are available for commercial development and that the City has no need to commercially compete with BNC in the harbor area. M/M by Sullivan, 2nd by Hoffman to table the matter until the next Council meeting. Voice vote, motion carried.

Item C: Juvenile
Youth Facility Land
Purchase

JUVENILE YOUTH FACILITY LAND PURCHASE

City Manager Hoffman reported to Council that the ad hoc committee's report recommended the purchase of the land for \$300,000 plus an additional \$10,000 to purchase a utility right of way for the facility. It was noted that State funds would be used to purchase the land and acquire the right of way. Councilmember Buttane indicated that the State had no problems with the amount and was satisfied with the land selected.

M/M by Buttane, 2nd by Sullivan to purchase from BNC the land within Lot 4 closest to the highway for \$300,000 and to obtain a utility right of way from BNC for \$10,000 and to deed the purchased land to the State to be used as the site for the Juvenile Youth Facility. Councilmember Buttane informed Council that as an employee of the State he may be in conflict in voting on the matter and would abstain from the vote if Council so desired. Council waived any question of conflict regarding Mr. Buttane. Poll vote, motion carried unanimously.

Item D: Recall
Petition

RECALL PETITION

City Clerk Maiers presented to Council a recall petition containing the required number of signatures to place the question before the voters. The petition seeks to recall the following Council members: John Binkley, Robert Buttane, John Guinn, Ed Hoffman, Joe Sullivan and Peter Twit-
chell.

Councilmember Buttane spoke in opposition to placing the matter on the ballot indicating that the petition did not state sufficient cause to recall the named Councilmembers.

Councilmember Sullivan spoke in favor of placing the question before the voters.

It was noted that only 3 Councilmembers would appear on the recall ballot, those three being the mid-term Councilmembers, John Binkley, John Guinn and Joe Sullivan.

motion

M/M by Sullivan, 2nd by Binkley to accept the recall petition and to place it on the October 2 ballot. Voice vote, motion carried.

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OTHER DISCUSSION

Councilmember Hoffman inquired as to back rent of \$4000 owed to the City by KTC and why certain buildings had not been removed from the dock area by KTC. Councilmember Binkley of KTC informed Council that the matter was under discussion with the City Manager, that KTC had paid all but \$1100 which will be paid shortly, and that if the property in question is not cleared of the buildings by the end of the month the City could take legal action if it so wished but that the matter should be resolved by then.

Chuck Pensgard, owner of Chuck's Place, addressed Council concerning a drainage problem at his place of business that resulted from road work done by the City. He requested that the City either pay for the cost to repair the foundation of his building or purchase the property.

Councilmember Buttane noted that the Port Commission had addressed the problem at the August 20 Port Commission meeting and that no decision was made concerning the purchase of the property by the City.

City Manager Hoffman indicated that funds are available for the purchase of the property and that Administration favors purchasing the property.

Councilmember Veit asked where the funds would come from to make the payments. City Manager Hoffman stated that Port revenue funds are available to pay for the property.

motion

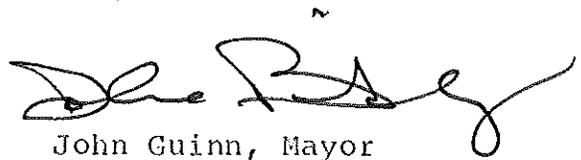
M/M by Buttane, 2nd by Hoffman directing Administration to negotiate a price for the purchase of Chuck's Place property and to bring the purchase document along with Port Commission recommendations to Council at the September 19 meeting. Voice vote, motion carried.

ADJOURNMENT

M/M by Sullivan to adjourn. The meeting adjourned at 9 pm.

PASSED AND APPROVED THIS 19th DAY OF SEPTEMBER, 1984.

ATTEST:



John Guinn, Mayor

Jayne J. Maiers, City Clerk

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