



CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559

543-2297 — Area Code 907

MUNICIPALITY OF BETHEL CITY COUNCIL MINUTES JANUARY 22, 1979

COUNCIL CHAMBERS

7:30 P.M.

Mayor Elliott called the Meeting to order at 7:30 p.m. at the Council Chambers. Councilpersons present: Gregory, B. Hoffman, Carpenter, Twitchell, E. Hoffman and Elliott. Councilperson absent: Charles.

INVOCATION

Invocation was given by Councilperson Gregory.

APPROVAL OF MINUTES

M/M by Councilperson B. Hoffman to approve the minutes of January 22, 1979 as written. Voice vote was taken. Motion carried unanimously.

APPROVAL OF AGENDA

M/M by Councilperson E. Hoffman to add to the Agenda . Under New Business ITEM C, D, E., as follows:

- C. THEREFORE BE IT RESOLVED that by virtue of the power of the City Council of the City of Bethel under Section 6.04.180 (f) Yellow Cab Co. of Bethel is hereby issued, effective immediately, two temporary taxicab permits, valid for a period of 30 days from issuance.
- D. NOW THEREFORE BE IT Ordained by the City Council of the City of Bethel that Section 7118 of Ordinance #71 passed on December 29, 1975 be amended to read that the total number of taxi cab permits within the City of Bethel shall be limited to 24 permits.
- E. Move that the Council reconsider Modification #2 of Resolution #242 as passed by the Council on November 13, 1978.

Pole vote was taken. Yeas: B. Hoffman, Carpenter & E. Hoffman. Nay: Elliott, Gregory, Twitchell. Motion defeated.

Manager Hoffman stated that he has a Administration recommendation to add to the Agenda, under New Business Item C., LAND LOT SALES FOR TUNDRA NORTH & PTARMIGAN SUBDIVISION.

M/M by Councilperson Gregory to add ITEM C., under New Business., LAND LOT SALES FOR TUNDRA NORTH & PTARMIGAN SUBDIVISION to the Agenda. Voice vote was taken. Motion carried unanimously.

COMMUNICATIONS

Manager Hoffman stated that he doesn't have anything other than that was handed out in the Council packet.

MANAGER'S REPORT

Manager Hoffman stated that during the week of January 8, 1979, Council authorized the Animal Control Agent to shoot loose dogs. As a result Pat Savage, the Animal Control Agent shot 25 loose dogs within the City.

Manager Hoffman stated that last week Ben Esch and he met with Mike Plunkett of, Lane, Knorr & Plunkett, in regards to the structural problem in the Bowling Alley. Lane, Knorr & Plunkett subcontracted the structural design out to Tryck, Nyman & Hayes and Mr. Plunkett stated that the report on the structural problem was unsatisfactory. He is in the process of obtaining a second opinion from another firm. Manager Hoffman stated that he should be receiving the report either later this week or early next week.

Lyman Hoffman stated that he received a letter from Senator Pat Rodey who is a member of the Alaska Code Revision Commission, regarding Resolution #250 requesting more local control on the number and type of Alcohol Licenses issued in a "wet" community. He stated that Bethel's request would be considered when the revision of the ABC laws are reviewed by the Alaska Code Revision Commission.

Manager Hoffman stated that he is in the process of researching the possibility of amending the sales tax ordinance to include the taxation of raw fish. To date I have found two communities who have a sales tax on raw fish, King Cove and Sand Point. This will come before Council at a future date.

Regarding the City Civic Center Water & Sewer Project at present the final documents are being prepared. The following is the schedule for the rest of the project:

Advertise	January 22
Open Bids	March 15
Notice to Proceed	April 2
Completion	October 15

Regarding the Comprehensive Plan for Bethel the selection Committee narrowed the field down to four firms, Darbyshire and Associates, Alaska Consultants, Simpson Usher Jones and Planning and Management Service. These firms have been

CONTINUATION OF MANAGER'S REPORT

invited to make its presentation on February 10, 1979 to Council, Planning Commission and Representatives of the Bethel Native Council. On February 11, these firms will be available for any further questions.

FINANCE DIRECTOR'S REPORT

None

MAYOR'S REPORT

Mayor Elliott would like to personally thank Jay Livey, City Planner for the Comparative Analysis on First Class and Second Class City Status Report.

Mayor Elliott also stated that the City should look into the acquisition of the BIA Site for the purpose of a Police Training Academy.

REPORTS OF STANDING COMMITTEE

Councilperson E. Hoffman representing the Public Safety/Transportation Committee stated that they had a meeting on January 19, 1979 at the KVNA to decide if Yellow Cab Company would be issued two more permits. Currently, the City of Bethel has 22 permits, of those 22 permits, 2 are being held for Checker Cab Company until September 1979, in accordance with Resolution #242. A motion was made by F. McAfee to recommend to Council to issue two additional permits to Yellow Cab. The Administration presented a population average, and recommended that, if the Public Safety Committee choose to increase the number of permits from 22, the increase in population may justify an increase to 24.

It was the Committee's understanding that Council should decide on:

- a) whether to issue the "Checker" permit to Yellow Cab Company
- b) to increase the number of permits within the City;
- c) to take no action until September 1979.

Manager Hoffman stated that in regard to the Committees recommendations that the Special Committee be formed that consists of representatives from the Cab Companies, Cab Drivers Association, From Council, and the Administration. Manager Hoffman stated that the problem that he sees is the criteria that is presently utilized in setting the maximum number of permits is too vague, such as the demand for the service, and the effect on traffic congestion.

CONTINUATION OF STANDING COMMITTEE

M/M by Councilperson Carpenter that a Special Committee be formed consisting of:

- The Mayor or his designee
- 3 Members of the Cab Owners
- 2 Cab Drivers
- 2 Representatives from Administration
- the chairperson of Public-Safety Transportation or his designee.

This Committee will come up with recommendations. Council's consideration. Voice vote was taken. Motion carried unanimously.

Councilperson B. Hoffman stated that since G. Vokman, Public Works is back from his vacation they will have a meeting sometimes next week.

Manager Hoffman stated that the Planning Commission set the prices for the Tundra North and Ptarmigan Subdivision which is on the Agenda and the other items of the Commission are, accepting the plat of Tundra North, the Planning Commission relinquished the City's first option to buy Mike Borrego's lot as it has improvements on it, and a name change on the deed of the lot which were all approved.

M/M by Councilperson Carpenter to accept the report of the Planning Commission of January 19, 1979 as written. Voice vote was taken. Motion carried unanimously.

Councilperson Twitchell stated that the Parks & Receptions Committee would meet on thursday the 25th. The first order of business will be the selection of a chairperson. The meeting will be at 4:00 p.m.

PEOPLE TO BE HEARD

B. Buttane stated that he'd like to take this opportunity to invite all the members of Council and the Public to their open ceremony at the BATC which is scheduled at 12:00 noon this coming saturday, January 27th, they will have an address from Mayor Elliott and Manager Hoffman and a short discussion from there consultant Dr. Phillips, we have also scheduled an all day workshop that everyone is welcome to attend. Jose Ferrara from St. Pauls Island will sponsor a Clinical Abuse Service at the Council Chambers on Saturday at 9:30, his an expert in bi-lingual and bi-cultural Alcoholism services.

Manager Hoffman stated that a copy of the schedule of the opening was left on the table for the Councilmembers.

Father J. Hinsvark commented on the grave yard site's 15 acres that could be used for the living instead of the dead. Father John stated that with that 15 more acres people could make 50 more homes for themselves.

There was some discussion on the 15 acres of the grave yard that the Council dedicated.

R. Luffberry commented on the Ordinance regulating the cab permits.

R. Porter stated that F. Hinsvarks proposal, was consider and discussed for three years and this decision should be left as is.

UNFINISHED BUSINESS

ITEM A. PUBLIC HEARING ON MODIFICATION #1 OF ORDINANCE #110. (VEHICLE FOR HIRE)

Manager Hoffman stated that if the Council was going to give this back to the Public Safety/Transportation Committee he recommended that this be tabled and referred to the Public Safety/Transportation Committee for further consideration.

Councilperson Carpenter asked what would we ask the Public Safety/Transportation Committee?

Manager Hoffman stated that we would ask the PSTC two things:

1. "Is there a better system to set the maximum number of permits allowed within the City?"
2. What criteria would the Council utilize in distributing those permits to which Cab Companies?

Manager Hoffman stated that our attorney stated that we also should address Section 2.04.020 GENERAL REQUIREMENTS FOR PERMITS. Which would add a following paragraph:

"Has within the past five years been convicted of a felony involving assaultive conduct, theft, possession of or traffice in drugs, or sexual misconduct, or any offense involving sale of intoxicating liquor in violation of local option".

M/M by Councilperson Gregory to table Item A Public Hearing ON MODIFICATION #1 OF ORDINANCE #110., (VEHICLE FOR HIRE) to refer to PSTC and hold the Public Hearing on this modification on February 12, 1979. Motion carried.

ITEM B. INTRODUCTION OF MUNICIPAL MOTOR VEHICLE TAX
ORDINANCE #115

Manager Hoffman stated that last year on December 27, 1978 Council moved to hold an election within this coming year on presenting before the voters the issue of whether this Community would levy Motor Vehicle Registration Tax. It was approved. Before we proceed any further we have to adopt an Ordinance to that affect.

Manager Hoffman stated that the Status says "A notice must be filed on or before January 1 of the proceeding year of the election under this section is to become affective." Manager Hoffman said that the Division of Motor Vehicles hasn't really made up their mind on whether the Ordinance or the motion has to be passed before the new year. He also recommended that this Ordinance be introduced and a Public Hearing date be set for February 26, 1979.

M/M by Councilperson Gregory tthat we have a 10 minute break. Voice vote was taken. Motion carried.

Mayor Elliott felt ill so was advised to leave during the break. Councilperson E. Hoffman was asked by Mayor Elliott to take his place.

Acting Mayor E. Hoffman called the meeting back to order at 8:30 P.M.

Manager Hoffman gave the Councilpersons and public the price list of the registration fee for the Vehicles. Manager Hoffman stated that we would go ahead and put the Vehicle Registration on the October Ballot if required.

M/M by Councilperson Carpenter that the Motor Vehicle Tax be ear marked for Road Maintenance. Roll call vote was taken. Yeas: Carpenter, Elliott, Twitchell, B. Hoffman, E. Hoffman and Gregory. Motion carried unanimously.

M/M by Councilperson Gregory that Ordinance #115, (ORDINANCE WHEREBY THE CITY OF BETHEL ELECTS TO COME UNDER THE PROVISIONS OF APPLICABLE STATE LAW AUTHORIZING THE LEVY OF A MOTOR VEHICLE REGISTRATION TAX.) be approved by Council and a Public Hearing be set on February 26, 1979. Voice vote was taken. Motion carried.

ITEM C. FIRST CLASS CITY STATUS REPORT

Manager Hoffman stated that the 1st Class City Status Report was mailed to the Councilpersons in their packets. The Financial Study hasn't been completed.

We are in the process of hiring an individual firm to do our 5 year Comprehensive Plan. Included in the Plan is the powers of 1st and 2nd Class Cities. The section on the powers of the 1st and 2nd Class Cities should be reviewed before the decision on whether or not we become a 1st Class City.

Councilperson Twitchell stated that the Community School Committee has an Advisory School Committee now made to review financial matters.

Manager Hoffman stated that Mr. Twitchell does sit on the Advisory School Committee.

M/M by Councilperson Carpenter that the City accept the report of the City Planner on the 1st Class City and that we request Councilperson Twitchell to forward the School Committee's Reports and that he keep the Councilpersons informed on the LKSD School Budget.

M/M by Councilperson Carpenter to amend her motion to add and that the findings be delayed and that the findings not be made public until after the Comprehensive Planning group studies it and aim for the October Election, also requests that the School Committee review the Operating Budget and make recommended cuts for Council's consideration. Voice vote on the amended motion was taken. Motion carried unanimously.

Voting on the main motion. Voice vote was taken. Motion carried unanimously.

NEW BUSINESS

ITEM A. APPLICATION FOR GAMES OF SKILL & CHANCE

Manager Hoffman stated that we have 2 applications for the Games of Skill & Chance, from the Catholic Church and Community for Better School. Catholic Church is a religious and charitable Organization and is requesting the Games of Skill & Chance for Bingo and Raffle Lottery for 1979. The Community for Better Schools is a Civic Organization, requesting Games of Skill & Chance for Carnivals and the Alaska State Fair.

M/M by Councilperson Gregory to approve the Catholic Church and Community for Better Schools request for Games of Skill & Chance for 1979. Voice vote was taken. Motion carried unanimously.

ITEM B. ADVERSION THERAPY PROGRAM FOR BETHEL ALCOHOLISM TREATMENT CENTER

Manager Hoffman stated that Item B was put on the Agenda by the Acting Mayor, E. Hoffman.

Acting Mayor, E. Hoffman stated that the City of Bethel has alot of cases of Alcoholism Treatments. He stated that he was wondering if we could send B. Buttane, Director of BATC, to Seattle to attend the Schick Shaddle Center for one weeks training.

B. Buttane commented that Schick Shaddles program has about the same results as the Alcohol Anonymous (AA) here in Bethel or any other place.

B. Buttane commented on how they go about keeping some-one from drinking.

M/M by Councilperson Gregory to send B. Buttane to the Schick Shaddles Adversion Therapy Program for one (1) weeks training. Roll call vote was taken. Yeas: Twitchell, Carpenter, B. Hoffman, Gregory, E. Hoffman. Motion carried unanimously.

ITEM C. TUNDRA NORTH AND PTARMIGAN SUBIDIVISION LAND SALE

Manager Hoffman stated that the Planning Commission recommended that the prices be set as they were appriased by the Appraisal Company of Alaska as follows:

<u>PTARMIGAN SUBDIVISION</u>	<u>TUNDRA NORTH SUB.</u>
Lot 8 - \$7,500	Lot 1 - \$7,000
" 9 - 7,500	" 2 - 7,000
Lot 10 - 7,500	Lot 3 - 7,000
" 11 - 7,250	" 4 - 7,000
Lot 12 - 7,250	Lot 5 - 7,000
	" 6 - 7,000

There was some discussion on the lots.

M/M by Councilperson Carpenter to accept the Planning Commissions recommendations of Tundra North and Ptarmigan Subdivision Land Sale Price List. Roll call vote was taken. Yeas: Twitchell, Carpenter, E. Hoffman, Gregory, B. Hoffman. Motion carried unanimously.

M/M by Councilperson B. Hoffman to correct the minutes of November 22, 1978 of Modification #2 of Resolution #242, (ESTABLISHING THE MAXIMUM NUMBER OF TAXI CAB AND LIMOUSINE PERMITS TO BE AVALLABLE FOR DISTRIBUTION) to include in the record that Roll call vote was taken, and was approved.

ADJOURNMENT

M/M by Councilperson Gregory to adjourn. Voice vote was taken. Motion carried unanimously.

Adjournment was at 9:40 p.m.

PASSED AND APPROVED This 12th day of Feb.
1979.

APPROVED BY:



DONALD ELLIOTT, Mayor

ATTEST:


IRENE WILLIAMS, City Clerk