



CITY of BETHEL

P. O. Box 537 • Bethel, Alaska 99559

543-2297 — Area Code 907

SPECIAL COUNCIL MEETING
July 30, 1976

KUSKOKWIM INN

12:00 (NOON)

Meeting was called to order by Acting-Mayor Peltola at 12:20 P.M.
Present: Guinn, Elliott, Pike.
Absent: Hoffman, Andrew, Alexie.

OLD BUSINESS

Item A. Resolution #172 - A resolution for the Road Easement Right-of-way by the Bethel Native Corporation to the City of Bethel.

Bartlett - After discussing the easement situation with the City Attorney, it is our legal counsel's opinion that the City Council take the position of requesting from the Bureau of Land Management (BLM) approval of an interim right-of-access across the public land delineated in the aforementioned Resolution #172, and to request a permanent easement on such land for access to the electrical utility owned by the Bethel Utilities Corporation.

Hal Borrego - I am in full agreement with the Council taking the position of applying for an interim right-of-access and permanent easement to the BLM. The Bethel Utilities Corporation has the power of eminent domain and therefore is in a position to condemn private land in order to obtain access to the new power plant. The aforementioned easements will need to include not only a provision for a road way, but also electrical distribution lines.

Bartlett - In my opinion, the City of Bethel should not give up its right to request, pursuant to Section 14 (b) of the Alaska Native Land Claims Settlement Act, certain parcels of land designated in the Bethel Native Corporation's Resolution #76-44. The City is responsible for the implementation of comprehensive land-use planning policies and procedures relevant to the future growth and development of the municipality of Bethel and its residents.

M/M by Peltola that the Council take the position of requesting an interim right-of-access and permanent easement for the BUC.
Roll call vote, Yes, Peltola, Guinn, Pike, Elliott. Motion passed.

Item B. Resolution #174 - a Resolution of the City of Bethel, Alaska Providing for Capital Improvement Construction Property; the Disposition of Surplus Real Property; and Lease of Said Capital Improvement to the State of Alaska.

Bartlett - I recommend to Council that Resolution # 174 be amended to read as follows: Section 3. That in order to finance the cost of construction of the proposed Court building, the City shall contract

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with a private lending institution for a loan not to exceed the principal sum of Seven Hundred and Fifty Thousand Dollars (\$750,000.00), payable over a period of twenty-five (25) year term at the prevailing rate of interest of eleven per cent (11%) per annum, evidenced by the City's promissory note secured by a deed of trust encumbering the property and improvements to be erected thereon.

M/M by Pike that Resolution #174 be amended as presented by the City Manager.

Roll call vote, Yes, Peltola, Guinn, Pike, Elliott. Motion passed.

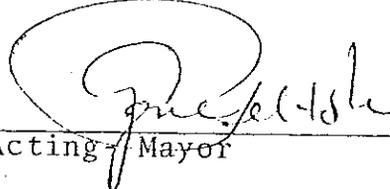
M/M by Guinn to adjourn.

Voice vote was taken and was unanimous. Motion passed.

Meeting was adjourned at 12:50 P.M.



City Manager



Acting Mayor