



# CITY of BETHEL

P. O. Box 388 • Bethel, Alaska 99559

543-2297 — Area Code 907

## MUNICIPALITY OF BETHEL CITY COUNCIL MINUTES APRIL 23, 1979

### COUNCIL CHAMBERS

7:30 P.M.

Meeting was called to order by Mayor Elliott at 7:30 p.m., Present: Twitchell, B. Hoffman, Carpenter, E. Hoffman and Elliott. Absent: Gregory, Charles.

### INVOCATION

None

### APPROVAL OF MINUTES

M/M by B. Hoffman that the minutes of the regular meeting of March 26, 1979 be approved as written. Voice vote was taken and was unanimous. Motion passed.

### APPROVAL OF AGENDA

Assistant City Manager Kraning, requested the Agenda of April 23, 1979 be amended as follows:

- ITEM D. RESOLUTION #261, SIDEWALK - BIKE PATH \$150,000
- ITEM E. RESOLUTION #260, BAC FEES FOR SERVICES
- ITEM F. RESOLUTION #258, FISH TAX
- ITEM G. RESOLUTION #259, WAYSIDE PARK \$89,500.
- ITEM H. LAND SELECTION FOR LAUNDRY FACILITY
- ITEM I. INTRODUCTION OF ORDINANCE #114, BUILDING PERMIT

M/M by E. Hoffman that the Agenda of April 23, 1979 be approved as amended. Voice vote was taken and was unanimous. Motion passed.

### MANAGER'S REPORT

Assistant City Manager Kraning, distributed the following Communication;

- 1) A letter from Phillip Guy announcing the possibility of funding a feasibility study on Napakiak Road.
- 2) The May 18th and 19th Spring Festival for International Museum Day; and;
- 3) Legislative Up-dates from the Alaska Municipal League.

FINANCE DIRECTOR'S REPORT

None

MAYOR'S REPORT

Mayor Elliott requested that the City organize all agencies for a major clean-up day.

Assistant City Manager Kraning, stated that the Public Works Department would begin to organize clean-up day.

Carpenter asked whether private organizations or the City organizes clean-up day?

Mayor Elliott responded that the City initiates clean-up day and invites community participation.

REPORT'S OF THE STANDING COMMITTEES

E. Hoffman - Public Safety/Transportation Committee recommended to Council, that they approve Issac Mutes's request to return his taxi permit in exchange for a limousine permit. It was also recommended that the additional taxi permit not be issued at this time.

Public Safety/Transportation Committee requested that a "NO PASSING" sign be posted in front of the Kuskokwim Inn.

Assistant City Manager Kraning, reported on the Planning Commission meeting. The following recommendations were presented for Council action and approval.

- a) That the City look at all leased State land and negotiate trades of State-owned land back to the City. As a result, the Fish and Game land request is refused until the total trade package is arranged.
- b) A request to approve Lot 7, Block 4, U.S.S. 3230 into lots 7A and 7B, and that lot 7B not be considered a public roadway.
- c) A request to change the Encroachment Ordinance to a Building Permit Ordinance for new construction.
- d) A motion to make provisions in the Building Permit Ordinance for the construction of wells to insure that wells that are built are not a nuisance to the City or neighboring lots.

- e) A motion that the following lots be accepted as recreation land and open space land to be deeded in such a way that there use will be restricted to this purpose:

Recreation lots: ASHA Tract "D"  
21 Acre Park  
Recreation Area Behind KVNA  
Ptarmigan Lots 18, 19, 20, 22  
Lot 1t, U.S.S. 4117  
Centennial Park  
Subdivision lots as follows:

<u>BLOCK</u>	<u>LOTS</u>
6	27 Drainage
6	14
5	4 Drainage
3	21 Open
3	22 Open
4	6 Drainage
3	6 Drainage
7	20
6	25 Underwater
8	8
9	8 Drainage

Assistant City Manager Kraning, reported on the Planning Commission meeting of April 6, 1979, that a motion was made to approve the contract with Darbyshire and Associates for the preparation of the Comprehensive Development Plan.

In addition, a motion for the City to attempt to secure land by the ASHA Pumphouse for the proposed laundry facility be approved.

D. Carpenter - Finance Committee, stated that a meeting will be held on the 3rd of May, to review the applications for Finance Director and review the 6th Month Budget Federal Revenue Sharing.

PEOPLE TO BE HEARD

D. Carpenter stated that she had a call from a citizen about junk cars within the City. It was recommended that the junk cars be shipped to Seattle for scrap and/or that the City consider charging owners for keeping junk cars in front of their houses.

E. Hoffman stated that junk cars could be put into honeybucket lake for a landfill.

UNFINISHED BUSINESS

ITEM A. INTRODUCTION OF MODIFICATION #1 OF ORDINANCE #85  
MODIFYING RATES FOR WATER, SEWER AND GARBAGE.

Assistant City Manager Kraning, recommended that the Council accept for publication Modification #1 or Ordinance #85, Modifying rates for water, sewer and garbage rates and establishment of a Public Hearing on May 30, 1979.

M/M by E. Hoffman to accept Modification #1 of Ordinance #85, for publication and a Public Hearing be established for May 30, 1979 at 7:30 - Council Chambers. Voice vote was taken and was unanimous. Motion passed.

ITEM B. PUBLIC HEARING ON THE MOTOR VEHICLE REGISTRATION  
TAX ORDINANCE

Assistant City Manager Kraning, stated that Manager Hoffman recommended that this item be tabled until all of the Council members were present since it relates to a taxation issue.

E. Hoffman stated that we do have a quorum and Council should vote on this issue.

B. Hoffman asked if any other 2nd Class Cities had the Motor Vehicel Tax Ordinance.

Assistant City Manager Kraning, stated that no other 2nd Class City had a Motor Vehicle Tax. Ketchikan,, Petersburg, and Anchorage did have the tax, but were Home Rule or First Class Cities.

Mayor Elliott opened the Public Hearing on Ordinance #115, Motor Vehicle Registration Tax, at 8:10 p.m. to the public.

M/M by Carpenter to accept Ordinance #115, MOTOR VEHICLE REGISTRATION TAX as written. Roll call vote was taken. Yeas: B. Hoffman, Carpenter and Elliott. Nay: Twitchell and E. Hoffman. Motion failed.

ITEM C. APPROVAL OF LIBRARY SELECTION POLICY

Assistant City Manager Kraning, stated that T. Winterstein from the Library, was available for questions.

T. Winterstein commented that the KCC Policy Advisory Council approved the policy and she is requesting Council's approval.

M/M by B. Hoffman to approve the Kuskokwim Consortium Library LIBRARY SELECTION POLICY. Voice vote was taken and was unanimous. Motion passed.

NEW BUSINESS

ITEM A. MUTE'S REQUEST TO EXCHANGE THE TAXI PERMIT FOR A LIMOUSINE PERMIT, RESOLUTION #242, MODIFICATION #3

Assistant City Manager Kraning, read Modification #3 of Resolution #242, (A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA MODIFYING THE NUMBER OF LIMOUSINE AND TAXI PERMITS.) Kraning stated that the Public Safety/Transportation Committee approved Mute's request.

M/M by Carpenter to approve Resolution #242, Modification #3 the exchange of Taxi Permit to the Limousine Permit to Mutes with the stipulation that the taxi permit not be re-issued. Voice vote was taken and was unanimous. Motion passed.

ITEM B. APPROVAL OF CONTRACT FOR THE COMPREHENSIVE DEVELOPMENT PLAN

Kraning stated the Comprehensive Plan Contract with Darbyshire and Associates had been approved by the City Attorney and the Planning Commission and requested Council's approval.

ITEM C. APPROVAL OF REPLACED WATER AND SEWER SYSTEM, BETHEL HEIGHTS

Assistant City Manager Kraning, requested Council's acceptance of the Bethel Heights Water and Sewer System. Council approved the system as a temporary measure previously, this is the final contract acceptance.

M/M by E. Hoffman to accept the Bethel Heights Water and Sewer System. Voice vote was taken and was unanimous. Motion passed.

ITEM D. RESOLUTION #261, SIDEWALK - BIKE PATH \$150,000

Assistant City Manager Kraning, read the Resolution #261, (A RESOLUTION FROM THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA REQUESTING THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION TO DEDICATE \$150,000 BOND FUNDS FOR BETHEL SIDEWALKS AND BIKE TRAILS.) Voice vote was taken and was unanimous. Motion passed.

ITEM E. RESOLUTION #260, BETHEL ALCOHOLISM TREATMENT CENTER FEES FOR SERVICES

Kraning read Resolution #260, (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA REQUESTING THE PAYMENTS COLLECTED AS FEES FOR SERVICE FOR THE BETHEL ALCOHOLISM TREATMENT CENTER TO BE USED AS ADDITIONAL REVENUES FOR THE DELIVERY OF THE ALCOHOLISM TREATMENT AND PREVENTION PROGRAM.)

B. Buttane stated that Bethel Alcoholism Treatment Center received third party payments from the Veteran's Administration and requested monies received be allocated to Bethel Alcoholism Treatment Center with the appropriate administrative cost deducted.

M/M by E. Hoffman to approve Resolution #260, (REQUESTING THE PAYMENTS COLLECTED AS FEES FOR SERVICE FOR THE BETHEL ALCOHOLISM TREATMENT CENTER, TO BE USED AS ADDITIONAL REVENUES FOR THE DELIVERY OF THE ALCOHOLISM TREATMENT AND PREVENTION PROGRAM.) Voice vote was taken and was unanimous. Motion passed.

ITEM F. RESOLUTION #258, (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA SUPPORTING REVISION IN THE ALASKA STATUTE, TITLE 43, RELATING TO FISHERIES TAX, ALLOWING FOR AN INCREASE IN THE TAX AND MAKING REFUNDS, TO ALL LOCAL GOVERNMENTS.)

Kraning read Resolution #258, (SUPPORTING REVISION IN THE ALASKA STATUTE, TITLE 43, RELATING TO FISHERIES TAX, ALLOWING FOR AN INCREASE IN THE TAX AND MAKING REFUNDS TO ALL LOCAL GOVERNMENTS.) Kraning stated that Resolution #258, Fish Tax was asking the legislature to include second class cities in their legislation.

M/M by Carpenter to approve Resolution #258, Revision in the Alaska Statute, Title 43, relating to Fisheries Tax, allowing for an increase in the tax and making refunds to all local governments. Voice vote was taken and was unanimous. Motion passed.

Mayor Elliott requested that administration send a telegram of Resolution #258.

ITEM G. RESOLUTION #259, (REQUESTING THE STATE ALASKA DIVISION OF PARKS, TO ALLOW THE MUNICIPALITY TO ADMINISTER THE WAYSIDE PARK BOND FUNDS FOR THE PURPOSE OF CONSTRUCTING A OUTDOOR SPORTS PAD WITHIN THE DESIGNATED TWENTY-ONE PARKS SITE AND TO PROVIDE PLANNING FUNDS FOR A COMMUNITY SWIMMING POOL

Kraning read Resolution #259, (REQUESTING THE STATE OF ALASKA DIVISION OF PARKS, TO ALLOW THE MUNICIPALITY TO ADMINISTER THE WAYSIDE PARKBOND FUNDS FOR THE PURPOSE OF CONSTRUCTING A OUTDOOR SPORTS PAD WITHIN THE DESIGNATED TWENTY-ONE PARKS SITE AND TO PROVIDE PLANNING FUNDS FOR A COMMUNITY SWIMMING POOL.

Council member Hoffman asked for the location of the proposed sports pad. Kraning responded that it will be in the Twenty-one Acre Park.

M/M by Carpenter to approve Resolution #259, REQUESTING THE STATE OF ALASKA, DIVISION OF PARKS, TO ALLOW THE MUNICIPALITY TO ADMINISTER THE WAYSIDE PARK BOND FUNDS FOR THE PURPOSE OF CONSTRUCTING A OUTDOOR SPORTS PAD WITHIN THE DESIGNATED TWENTY-ONE PARKS SITE AND TO PROVIDE PLANNING FUNDS FOR A COMMUNITY SWIMMING POOL. Voice vote was taken and was unanimous. Motion passed.

ITEM H. LAND SELECTION FOR LAUNDRY FACILITY

Kraning recommended the approval of the land site for the laundry facility. Five (5) acres were requested from the Department of Education, located near the Bethel Heights pump station. The City would trade five (5) acres at a later time to the Department of Education for school construction.

M/M by Carpenter to approve the LAND SELECTION FOR LAUNDRY FACILITY. Voice vote was taken and was unanimous. Motion passed.

ITEM I. INTRODUCTION OF ORDINANCE #114, (AN ORDINANCE OF THE CITY OF BETHEL ESTABLISHING A BUILDING PERMIT SYSTEM AND ENCROACHMENT RULES AND REGULATIONS FOR ALL LOTS, STREETS, ROADS, ALLEYS AND EASEMENTS THAT ARE UNDER THIS JURISDICTION OF THE CITY OF BETHEL.

Assistant City Manager, Kraning, recommended that Ordinance #114, be approved for publication and a Public Hearing be established for May 30th, 1979.

M/M by E. Hoffman to hold a Public Hearing on the INTRODUCTION OF ORDINANCE #114, ESTABLISHING A BUILDING PERMIT SYSTEM AND ENCROACHMENT RULES AND REGULATIONS FOR ALL LOTS, STREETS, ROADS, ALLEYS AND EASEMENTS THAT ARE UNDER THIS JURISDICTION OF THE CITY OF BETHEL. Voice vote was taken and was unanimous. Motion passed.

ADJOURNMENT

M/M by E. Hoffman to adjourn. Voice vote was taken and was unanimous. Motion passed.

Adjournment at 9:00 p.m.

PASSED AND APPROVED this 14th day of May, 1979.

APPROVED BY:

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DONALD ELLIOTT, MAYOR

ATTEST:

Irene C. Williams  
IRENE WILLIAMS, CITY CLERK