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# City of Bethel City Council Meeting Minutes

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July 12, 2011

Regular Meeting

Bethel, Alaska

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## I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on July 12, 2011 at 6:30p, at the City Council Chambers, Bethel, Alaska.

Mayor Middlebrook called the meeting to order at 6:30p.

## II. ROLL CALL

**PRESENT:** Mayor Eric Middlebrook  
Council Member Terry Perry  
Council Member Rick Robb  
Vice-Mayor R. Thor Williams  
Council Member Tundy Rodgers (arrive at 6:41 p.m.)

**ABSENT:** Council Member Heather Pike

**STAFF:** City Clerk Lori Strickler  
City Manager Lee Foley.

## III. PEOPLE TO BE HEARD

Beverly Hoffman-

Spoke in opposition to Ordinance 11-11: Modifying BMC 2.04.100 Council Vacancies Providing For Limits On How Many Meetings Can Be Missed And Defining Unexcused Absences, as it is currently presented. Loose dogs are the issue in Bethel which should be the concentration of the Ordinance.

## IV. APPROVAL OF THE CONSENT AND REGULAR AGENDA

<b>MOVED:</b>	Williams	Motion to approve the consent and regular agendas.
<b>SECONDED:</b>	Perry	

<b>MOVED:</b>	Middlebrook	Remove the June 14 <sup>th</sup> meeting minutes from the consent agenda.
<b>MOVED:</b>	Robb	Remove Ordinance 11-13 from the consent agenda.
<b>MOVED:</b>	Williams	Motion to amend the agenda, to postpone Ordinance 11-13 until such time, the City Clerk determines it is ready for council introduction.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MOTION</b>		
		All in favor
<b>MOVED:</b>	Williams	Motion to amend the agenda, to postpone Ordinance 11-11 until the next city council meeting.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MOTION</b>		
		All in favor
<b>MOVED:</b>	Williams	Motion to remove resolution 11-18 and 11-19 from the consent agenda.
<b>VOTE ON MAIN MOTION</b>		
		All in favor

## I. APPROVAL OF THE MEETING MINUTES

### Item A- 6-14-2011 Regular City Council Meeting Minutes

<b>MOVED:</b>	Williams	Motion to approve the meeting minutes from 6-14-2011.
<b>SECONDED:</b>	Perry	
<b>MOVED:</b>	Williams	Motion to amend the meeting minutes from June 14, 2011 under Unfinished Business Item A, to strike the <u>internal service funds</u> and to insert <u>the administrative overheads to the enterprise funds</u> .
<b>SECONDED:</b>	Perry	
<b>VOTE ON MOTION</b>		
		All in favor
<b>VOTE ON MAIN</b>		
		All in favor

<b>MOTION</b>	
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**Item B-** 6-28-2011 Regular City Council Meeting Minutes

*Passed on the consent agenda.*

**II. REPORTS OF STANDING COMMITTEES**

**Item A-** Finance Committee

Bobby Sutton, Finance Director

A quorum of the committee was not established, no meeting was held.

**Item B-** Parks and Recreation Committee

Council Member Perry,

A quorum of the committee was not established, no meeting was held.

**Item C-** Public Safety and Transportation Commission

Council Member Robb,

The Commission previously voted to not hold a meeting in July.

**Item D-** Energy Committee

No one was available to provide a report.

*Council Member Rodgers arrived at the meeting 6:41pm.*

**III. UNFINISHED BUSINESS**

**Item A** Public Hearing Of Ordinance 11-12: Amending The Bethel Municipal Code Title 6 Sections 6.04.020, 6.04.030, 6.04.085 and 6.04.100 Regarding Animal Control.

*Mayor Middlebrook opened the public hearing.*

*Vice-Mayor Williams read a letter provided by Casie Stockdale and Jennifer Peeks which are recorded with the meeting packet.*

*Mayor Middlebrook closed the public hearing.*

<b>MOVED:</b>	Robb	Motion to adopt Ordinance 11-12.
<b>SECONDED:</b>	Perry	
<b>MOVED:</b>	Perry	Motion to amend, under 6.04.120 Volunteer animal control officer. C. to insert accept that volunteers may not
<b>SECONDED:</b>	Williams	

		destroy animals at the end of the section.
<b>MOVED:</b>	Rodgers	Motion to suspend the rules, to hear from the Chief of Police, Larry Elarton.
<b>SECONDED:</b>	Williams	
<b>VOTE ON MAIN MOTION</b>	All in favor	
<b>MOVED:</b>	Williams	Motion to amend the amendment, to strike <del>destroy</del> and insert <u>euthanize</u> .
<b>SECONDED:</b>	Perry	
<b>MOVED:</b>	Robb	Motion to amend the amendment, to insert <u>routinely</u> in front of euthanize.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MOTION</b>	2-3 Motion fails, Robb and Perry in favor	
<b>VOTE ON MOTION</b>	3-2 Motion fails, Rodgers and Robb opposed	
<b>MOVED:</b>	Williams	Motion to refer Ordinance 11-12 back to the Public Safety and Transportation Commission.
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Robb opposed	

*The Ordinance was referred to the Public Safety and Transportation Commission.*

#### IV. NEW BUSINESS

- Item A- Resolution 11-18: Preparation And Submission Of A Homeland Security Grant.

<b>MOVED:</b>	Rodgers	Motion to adopt Resolution 11-18.
<b>SECONDED:</b>	Perry	
<i>Police Chief, Larry Elarton provided an explanation on some of the items which may be obtained through this grant.</i>		
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Williams opposed	

**Item B- Resolution 11-19: Rural Transportation Assistance Program.**

<b>MOVED:</b>	Robb	Motion to adopt Resolution 11-19.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Williams opposed	

**Item C- AM 11-34 Wind Energy Fees Study Grant Extension.**

<b>MOVED:</b>	Robb	Motion to adopt AM 11-34.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**Item D- Approval Of Mayor Middlebrook To Attend The AML Conference In Sitka From August 10-12<sup>th</sup>.**

<b>MOVED:</b>	Williams	Motion to approve Mayor Middlebrook's attendance to the AML Conference in August.
<b>SECONDED:</b>	Rodgers	
<b>VOTE ON MAIN MOTION</b>	All in favor	

**V. MAYOR'S REPORT**

Summarized a letter from the Air Force regarding the White Alice demolition.

**VI. MANAGERS REPORT**

Summarized a letter to USDA who is over the City of Bethel's water and sewer projects. The intent of the letter was to open the dialogue regarding the impending amount of money due to USDA.

**VII. CITY CLERK'S REPORT**

Provided an update to the community on election deadlines and timeframes as well as the deadline for letters of interest to fill the vacant city council seat.

**VIII. COUNCIL MEMBER COMMENTS**

Council Member Robb-  
 Appreciate the public comments on the animal control ordinance 11-11.  
 King season was a bit disappointing for most people, we are all hoping for a  
 stronger silver season.

Council Member Perry-  
 It has been a quick meeting.  
 Be safe out there.

Mayor Middlebrook-  
 Mimic what was mentioned by other members of the council

Vice-Mayor Williams-  
 Reminded the community that there might still be a summer out there.  
 Hope that everyone is able to get their fish catch.

Council Member Rodgers-  
 Retracted the apology to the Salmon Working Group. The largest run of kings is  
 going to open the 5<sup>th</sup>, the commercial opens on the 5<sup>th</sup> preventing the people  
 subsisting from getting fish. People depend on the river and the Salmon  
 Working Group, the State and the Feds are ruining it for them.

**IX. EXECUTIVE SESSION**

<b>MOVED:</b>	Rodgers	Motion to move into Executive Session- Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The City – Pending Or Potential Litigation (City v. Hoffman Fuel Service, Inc., et al. Cases)
<b>SECONDED:</b>	Williams	
<b>VOTE ON MAIN MOTION</b>	All in favor	

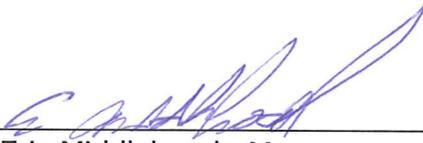
*Council entered Executive Session at 7:45p.m.  
 Council exited Executive Session at 8:06p.m.*

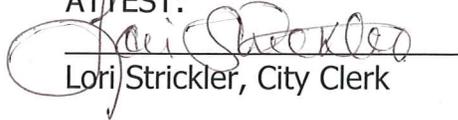
*Mayor Middlebrook summarized the discussion of options provided by the city  
 attorney and provided direction to the attorney.*

<b>MOVED:</b>	Rodgers	Motion to adjourn.
<b>SECONDED:</b>	Perry	
<b>VOTE ON MAIN MOTION</b>	4-1 Motion passes, Williams opposed	

**X. ADJOURNMENT**

*Council adjourned at 8:38 pm*

  
 Eric Middlebrook, Mayor

ATTEST:  
  
 Lori Strickler, City Clerk

