

**City Council Meeting
City of Bethel, Alaska
Regular Meeting
October 27, 2015**

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on October 27, 2015 at 6:30 p.m., in the council chambers, Bethel, Alaska.

Assistant City Clerk, Adriane Welch called the meeting to order at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Comprising a quorum of the Council, the following members were present:	
<input checked="" type="checkbox"/> Mayor Rick Robb (telephonic)	<input checked="" type="checkbox"/> Council Member Zach Fansler
<input checked="" type="checkbox"/> Vice-Mayor Byron Maczynski (arrived after roll call)	<input checked="" type="checkbox"/> Council Member Chuck Herman
<input checked="" type="checkbox"/> Council Member Alisha Welch	<input checked="" type="checkbox"/> Council Member Nikki Hoffman
<input checked="" type="checkbox"/> Council Member Leif Albertson	
Also in attendance were the following:	
<input checked="" type="checkbox"/> City Manager Ann Capela	<input checked="" type="checkbox"/> City Attorney Patty Burley (telephonic)
<input checked="" type="checkbox"/> City Clerk Lori Strickler (telephonic)	<input checked="" type="checkbox"/> Assistant City Clerk Adriane Welch

Main Motion: Nominate Council Member Albertson Mayor Pro Tempore.

Moved by:	Robb
Seconded by:	Fansler
Action:	Motion carries by a vote of 6-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch
Opposed:	-0

Primary Amendment: Nominate Council Member Herman Mayor Pro Tempore.

Moved by:	Fansler
Seconded by:	Robb
Action:	Motion carries by a vote of 6-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch
Opposed:	-0

IV. PEOPLE TO BE HEARD

Raymond Pete –
Spoke in favor legal alcohol sales in Bethel.

Mary Nanuwiak –
Spoke in opposition to alcohol sales in Bethel.

Agnes Pete –
Spoke in opposition to alcohol sales in Bethel.

Sandy Charlton –
Provided concerns regarding the operations of the police department and their inaction on his complaint of his stolen property.

Ana Hoffman –
Spoke in opposition to Ordinance 15-32 Alcohol Sales.

Dave Trantham –
Spoke in opposition to Ordinance 15-32.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: Approve the Consent and Regular Agenda.

Moved by: Fansler
Seconded by: Albertson
Action: Motion carries by a vote of 4-2
In favor: Robb Albertson Fansler Herman
Opposed: Hoffman Welch

**Removal
From
Consent
Agenda:**

Remove Ordinance 15-33 and 15-34 from Consent Agenda

Moved by: Fansler

**Primary
Amendment:** Remove the Executive Session Item from the Agenda.

Moved by: Fansler
Seconded by: Albertson
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: 0

Primary

Amendment: Remove the Wilson contract from the Agenda.

Moved by: Hoffman
Seconded by: Welch
Action: Motion does not carry 1-5
In favor: Hoffman
Opposed: Robb Albertson Fansler Herman Welch

Primary

Amendment: Move New Business to fall before Unfinished Business.

Moved by: Welch
Seconded by: Robb
Action: Motion carries by a vote of 2-4
In favor: Hoffman Welch
Opposed: Albertson Robb Fansler Herman

VI. APPROVAL OF THE MEETING MINUTES

Item A – 10-13-2015 Regular Meeting Minutes

Approved on the consent agenda.

VII. REPORTS ON STANDING COMMITTEES

Public Safety and Transportation Commission

Council Representative, Chuck Herman –

A meeting has not been held since the last City Council Meeting.

Port Commission

Council Representative, Alisha Welch –

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

Planning Commission

Council Representative, Nikki Hoffman –

A meeting has not been held since the last City Council Meeting.

Parks and Recreation Committee

Council Representative, Richard Robb –

A meeting has not yet been held.

Finance Committee

Council Representative Leif Albertson –

No actionable items on the agenda for the last meeting. A report on charitable gaming will be discussed at the next meeting.

Public Works Committee

No one present to provide a report.

Energy Committee

Council Representative, Zach Fansler –

A meeting has not been held since the last Council Meeting.

Marijuana Advisory Committee

Council Representative, Zach Fansler –

A meeting has not yet been held.

VIII. SPECIAL ORDER OF BUSINESS

Item A – United Pools Presentation.

Raunicka Ray is not available to provided a report to the City Council.

IX. UNFINISHED BUSINESS

Item A – Public Hearing Of Ordinance 15-32: Amending Bethel Municipal Code Section 5.08, Alcoholic Beverages.

Mayor Pro Tempore Herman opened the public hearing.

David Trantham Jr.–

Spoke in opposition to the proposed Ordinance.

Mary Nanuwak –

Spoke in opposition to liquor sales in Bethel.

Agnes Pete-Phillips –

Spoke in opposition to liquor sales in Bethel.

Mayor Pro Tempore Herman closed the public hearing.

Motion of Privilege:

Motion to take a 10 minute break.

Moved by: Hoffman
 Seconded by: Welch
 Action: Motion does not carry by a vote of 2-4
 In favor: Hoffman Welch
 Opposed: Robb Albertson Fansler Herman

Primary Amendment:

To take a 5 minute break.

Moved by: Hoffman
 Seconded by: Welch
 Action: Motion carries by a vote of 6-0
 In favor: Hoffman Welch Robb Albertson Fansler Herman
 Opposed: 0

Vice-Mayor Maczynski arrived at 7:46 p.m. telephonically.

Subsidiary

Motion: Postponed until Special Meeting on 11/3/2015.

Moved by: Welch
 Seconded by: Maczynski
 Action: Motion does not carry by a vote of 3-4
 In favor: Maczynski Fansler Welch
 Opposed: Hoffman Albertson Robb Herman

Mayor Pro Tempore called a five minute recess.

Vice-Mayor Maczynski disconnected from the meeting.

Main Motion: Adopt Herman's purposed amendments.

Moved by: Robb
 Seconded by: Hoffman
 Action: Motion does not carry by a vote of 3-3
 In favor: Herman Hoffman Robb
 Opposed: Albertson Fansler Welch

Subsidiary

Motion: Postponed until Special Meeting on 11/3/2015.

Moved by: Welch
 Seconded by: Fansler
 Action: Motion does not carry by a vote of 2-4
 In favor: Fansler Welch
 Opposed: Hoffman Albertson Robb Herman

Subsidiary

Motion: Postponed until Special Meeting on 11/3/2015.

Moved by: Hoffman
Seconded by:
Action: Motion does not carry due to a lack of a second.

Primary

Amendment: Strike section 5.08.050 Special Use Permit.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Primary

Amendment: Amend 5.08.010 C 1 to insert "tribal" after "means a state, federal"

Moved by: Fansler
Seconded by: Hoffman
Action: Motion does not carry by a vote of 1-5
In favor: Hoffman
Opposed: Robb Albertson Fansler Herman Welch

Secondary

Amendment: Amend the amendment to insert "state of Alaska recognized" before "tribal."

Moved by: Fansler
Seconded by: Hoffman
Action: Motion does not carry by a vote of 1-5
In favor: Hoffman
Opposed: Welch Robb Albertson Fansler Herman

Secondary

Motion: Amend the Amendment to insert "Federally Recognized" before "tribal."

Moved by: Hoffman
Seconded by: Fansler
Action: Motion does not carry by a vote of 1-5
In favor: Hoffman
Opposed: Welch Robb Fansler Herman Albertson

Main Motion: Called a question.

Moved by: Robb
Seconded by:
Action: Motion does not carry due to a lack of a second.

Amend the definition of school to strike ""School" means the physical building and/or grounds of an educational facility operated either publicly or privately in which are taught subjects commonly taught in throughout the State of Alaska."

And insert "School means the physical facility operated either publicly or privately in which are taught subjects commonly taught in throughout the State of Alaska in which students are at liberty to go to and from freely; not in custody or incarcerated as a part of a general education to a diploma education level, omit college/universities."

Main Motion:

Moved by: Hoffman
Seconded by: Robb
Action: Motion does not carry by a vote of 1-5
In favor: Hoffman
Opposed: Albertson Fansler Herman Robb Welch

Motion of Privilege:

Take a five minute break.

Moved by: Welch
Seconded by: Hoffman
Action: Motion does not carry by a vote of 3-3
In favor: Herman Hoffman Welch
Opposed: Robb Albertson Fansler

Primary Amendment:

Strike section 5.08.060 – Restrictions On Location Of Alcohol Sales

Moved by: Robb
Seconded by: Hoffman
Action: Motion carries by a vote of 4-2
In favor: Robb Herman Hoffman Welch
Opposed: Albertson Fansler

Main Motion:

Postponed to next Special Meeting on 11/3/2015.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 4-2
In favor: Fansler Herman Hoffman Welch
Opposed: Robb Albertson

Motion of Privilege:

Take a 5 minute break. 10:03 p.m.

Moved by: Herman

Item B – AM 15-39: Approving The Agreement Between The University of Alaska, Fairbanks, School Of Natural Science And Extension.

Main Motion: Approve AM 15-39.

Moved by: Hoffman
Seconded by: Fansler
Action: Postponed

Main Motion: Postpone until next regular scheduled meeting.

Moved by: Welch
Seconded by: Fansler
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Council Member Albertson and Council Member Fansler go on record stating they both are employees of UOA however there is not conflict of interest concerns raised by the Council.

Item C – AM 15-47: Authorizing The City Manager To Enter Into A Contract With Wilson Agency For The City’s Brokerage Services.

Motion to approve AM 15-47 was made at the Council’s October 13, Council Meeting by Fansler.

Main Motion:

Moved by: Fansler
Seconded by: Hoffman
Action: Postponed

Main Motion: Postpone until the special meeting on 11/3/2015.

Moved by: Albertson
Seconded by: Fansler
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

X. NEW BUSINESS

Item A – Public Hearing Of Ordinance 15-33: Amending Bethel Municipal Code Chapter 3.64, Personnel Rules And Regulations, Special Provisions, Prohibition Of Discrimination.

Main Motion: Introduce Ordinance 15-33.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Item B – Public Hearing Of Ordinance 15-34: Amending Bethel Municipal Code Chapter 4.20.050, Purchasing, Specifications Generally For Bids And Proposals, Prohibition Of Discrimination.

Main Motion: Introduce Ordinance 15-34.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Item C – AM 15-47a: Appointment Of Kurt Kuhne To The Planning Commission.

Passed on consent agenda.

Item D – AM 15-48: Selection Of Electronic Devices For Council Members And Approving The Electronic Device Policy.

Main Motion: Approve AM 15-48.

Moved by: Hoffman
Seconded by: Fansler
Action: Postponed Indefinitely
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Subsidiary

Motion: Extend the meeting to 11:30 p.m.

Moved by: Fansler
Seconded by: Albertson
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Subsidiary

Motion: Suspend the rules to hear from IT Director.

Moved by: Fansler
Seconded by: Albertson
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Main Motion: Suspend rules to hear from IT Director.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Main Motion: Postpone indefinitely.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Main Motion: Extend to 12:00 a.m.

Moved by: Fansler
Seconded by: Albertson
Action: Motion carries by a vote of 5-1
In favor: Albertson Fansler Herman Hoffman Welch
Opposed: Robb

Item E – AM 15-49: PTO Request For City Manager, Five Days In December.

Passed on the consent agenda.

Item F – AM 15-50: Council’s Consideration Of Membership To National League Of Cities.

Main Motion: Approve AM 15-50.

Moved by: Hoffman
Seconded by: Albertson
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Item G – AM 15-51: Appointment Of Julene Webber To The Public Safety And Transportation Commission.

Passed on Consent Agenda.

Item H – Consideration Of State Legislative Priority Requests.

Main Motion: Direct Administration to prepare a Resolution for the next regular meeting listing five priorities.

Moved by: Robb
Seconded by: Fansler
Action: Motion carries by a vote of 6-0
In favor: Robb Albertson Fansler Herman Hoffman Welch
Opposed: -0

Item I – Consideration Of Continued Funding For The City Of Bethel Public Transit System And Approval To Submit Grant Application.

Requests a full report from the Transportation Committee at the next Regular scheduled meeting.

Main Motion:

Moved by: Fansler
 Seconded by: Welch
 Action: Motion carries by a vote of 6-0
 In favor: Robb Albertson Fansler Herman Hoffman Welch
 Opposed: -0

Main Motion: Adjourn.

Moved by: Robb
 Seconded by: Hoffman
 Action: Motion does not carry by a vote of 3-3
 In favor: Herman Hoffman Welch
 Opposed: Robb Albertson Fansler

Main Motion: Extend 10 minutes.

Moved by: Fansler
 Seconded by: Hoffman
 Action: Motion carries by a vote of 3-3
 In favor: Herman Hoffman Welch
 Opposed: Robb Albertson Fansler

XI. MAYOR’S REPORT

XII. MANAGER’S REPORT

XIII. CLERK’S REPORT

XIV. COUNCIL MEMBER COMMENTS

Council Member Zach Fansler –

Thanks for sticking in and appreciate everyone for that. The TAAV program is a really great program, glad for the exposure.

Council Member Chuck Herman –

Thank you for electing him mayor pro-tempore.

Council Member Leif Albertson –

Thanks to fellow council members for the good meeting discussions.

Council Member Nikki Hoffman –

Thank everyone for their hard work and dedications.

*Council Member Alisha Welch –
No Comment.*

*Mayor Robb –
No Comment.*

XV. ADJOURNMENT

Main Motion: Adjourn.

Moved by: Fansler

Seconded by: Hoffman

Action: Motion carries by a vote of 6-0

In favor: Robb Albertson Fansler Herman Hoffman Welch

Opposed: –0

Council adjourned due at 12:14 a.m.

ATTEST:



Chuck Herman, Mayor Pro Tempore



Adriane Welch, Assistant City Clerk