

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on March 22, 2016 at 6:30 p.m., in the council chambers, Bethel, Alaska.

Mayor Richard Robb 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	<input checked="" type="checkbox"/> Council Member Zach Fansler
<input checked="" type="checkbox"/> Vice-Mayor Byron Maczynski (Arrived at 6:44)	<input checked="" type="checkbox"/> Council Member Nikki Hoffman
<input type="checkbox"/> Council Member Chuck Herman	<input checked="" type="checkbox"/> Council Member Alisha Welch
<input checked="" type="checkbox"/> Council Member Leif Albertson	
Also in attendance were the following:	
<input type="checkbox"/> City Attorney Patty Burley	<input type="checkbox"/> City Clerk Lori Strickler
<input type="checkbox"/> City Manager Ann Capela	<input type="checkbox"/> Assistant To City Clerk Adriane Welch

IV. PEOPLE TO BE HEARD

Dave Trantham-Provided condolences to the family of Gary Vanasse. He held Gary in high regard for his term on City Council, his term on the School Board and volunteered for many other organizations, he gave back to this community. Requested the Council lower the flag to half mass for a week to honor Gary Vanasse.

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 7-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch
Opposed:	0
Primary Amendment:	Move New Business Item H and I to fall under Reports of Standing Committees.
Moved by:	Albertson
Seconded by:	Hoffman
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"/> Herman <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch
Opposed:	0
Removal from the Consent Agenda:	Introduction of Ordinance 16-09, 15-14 (f) and 16-10 from the consent agenda.
Moved by:	Robb

VI. APPROVAL OF THE MEETING MINUTES

Item A – Regular City Council Meeting March 8, 2016

Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Public Safety and Transportation Commission

Council Representative, Chuck Herman –
No one available to provide a report.

Vice-Mayor Maczynski arrived at 6:44p.

Port Commission

Council Representative, Alisha Welch –
Review of Bethel Municipal Code 14.02, the Ports FY 2017 Operating Budget, Bethel Bank Stabilization project as well as the New Port Office.

Planning Commission

Council Representative, Nikki Hoffman-
Presented a recommendation and Ordinance to the Council amending the Bethel Municipal Code regarding Conditional Use Permits in the General Use District.

Parks and Recreation Committee

Council Representative, Kathy Hanson-
 Requested a copy of the Long Building Report on the Pool and Fitness Center.
 Received an update on the Request for Proposal soon to be released for a pool operator.
 Hope to, when a website is developed, to have a direct link to the wind turbine function.
 Dog park development is still being considered.
 Looking at ways to use the Tobacco tax for park and recreation activities.

Finance Committee

Council Representative, Leif Albertson –
 A meeting has not been held since the last city council meeting.

Energy Committee

Council Representative, Zach Fansler –
 Next meeting will be the third Tuesday in April, they are still in need of volunteers.

Public Works Committee

Council Representative, Byron Maczynski –
 Thanked Frank Neitz for his service to the Committee as well as Joseph Klejka and Jennifer Dobson for their willingness to serve as Chair and Vice-Chair.
 Public Works Director Zef, Laukani provided an update to the Council on the construction of the Institutional Corridor.

Marijuana Advisory Committee

Council Representative, NAME –
 Continuing to review the adopted regulations.

AGENDA AMENDED-NEW BUSINESS

Item H – AM 16-24: Renewal Of Stop Loss Insurance Contract With HCC.

Main Motion: Approve AM 16-24.

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

Item I – AM 16-25: Renewal Of Third Party Administrator With TPSC.

Main Motion: Approve AM 16-25

Moved by: Hoffman
Seconded by: Albertson
Action: Postponed

Subsidiary

Motion: Postpone until later in the meeting.

Moved by: Albertson
Seconded by: Hoffman
Action: Motion does not carry by a vote of 6-0
In favor: Robb Maczynski Albertson Fansler Hoffman Welch
Opposed: 0

Primary

Amendment: Amend to postpone until April 12.

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

VIII. SPECIAL ORDER OF BUSINESS

Item A – United Pools Presentation.

IX. UNFINISHED BUSINESS

Item A – Public Hearing Of Ordinance 16-05: City Of Bethel Fee And Rate Schedule.

Mayor Robb opened the public hearing.

Dave Trantham – Stated that although the City is facing difficult financial times, they need to be cautious about taking more money from the public.

Mayor Robb closed the public hearing.

Main Motion: Adopt Ordinance 16-05.

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

Opposed: | Robb

Subsidiary

Motion: Suspend the rules to hear from the Port Director, Pete Williams.

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

Subsidiary

Motion: Suspend the rules to hear from the Fire Chief, Bill Howell.

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

Primary Amendment: Amend to strike Basic Life Support (BLS) \$350 and insert \$450 and to strike Advanced Life Support (ALS) \$450 and insert \$600.

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

Amend to insert Appeal to City representative (not a hearing officer) \$50
Strike Appeal /protest/contract Dispute fees and insert Appeal to hearing office \$150
Strike CD (per) \$15

Primary Amendment: Insert Collision Report \$10, Call for Service \$5, Officer Report \$10 and CD \$20

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

Item B – Public Hearing Of Ordinance 15-14 (e): Amending The Fiscal Year 2016 Budget.

*Mayor Robb opened the public hearing.
No one present to be heard.
Mayor Robb closed the public hearing.*

Main Motion: Adopt Ordinance 15-14 (e).

Moved by: Hoffman
Seconded by: Maczynski
Action: Postponed

Main Motion: Suspend the rules to hear from the Finance Director Hansel Mathlaw.

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

Main Motion: Postpone until the next meeting.

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

Item C – Public Hearing Of Ordinance 16-06: Acquisition Of Property, Easements For Institutional Corridor Project – BNC.

*Mayor Robb opened the public hearing.
No one present to be heard.
Mayor Robb closed the public hearing.*

Main Motion: Take a ten minute break.

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

Main Motion: Adopt Ordinance 16-06.

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

Amend to strike in the title "Interest in easements/land for" and insert "from Bethel Native Corporation" after Utility Easements. Insert in the 5th Whereas Statement after easements "from Bethel Native Corporation."
Insert in the 7th Whereas Statement after follows "Easement #1:" and after Parcel 12 B: "Easement #2."
Primary Amendment: Insert in the 8th Whereas Statement "Easement #3:"
Insert in the 10th Whereas Statement "Easement #4:"

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

X. NEW BUSINESS

Item A – Introduction Of Ordinance 16-09: Authorizing The Refund Of Real Estate Sales Tax For Overpayments.

Main Motion: Introduce Ordinance 16-09.

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

Item B – Introduction Of Ordinance 15-14 (f): Amending The Fiscal Year 2016 Budget – Real Estate Sales Tax Overpayments.

Main Motion: Introduce Budget Ordinance 15-14 (f)

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

Opposed: | 0

**Primary
Amendment:**

Amend to strike under line item 10-53-723 \$238,000 and insert \$95,000, and to strike line item 10-39-900 in the amount of \$238,000 and insert 38-46-990 in the amount of \$95,000.

Moved by: Fansler

Seconded by: Hoffman

Action: Motion carries by a vote of 6-0

In favor: Robb Maczynski Albertson Fansler Hoffman Welch

Opposed: 0

Item C – Introduction Of Ordinance 16-10: Repealing And Replacing Bethel Municipal Code 2.40, Access To Public Records.

Main Motion: Introduce Ordinance 16-10.

Moved by: Fansler

Seconded by: Hoffman

Action: Motion carries by a vote of 6-0

In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch

Opposed: 0

Item D – Introduction Of Ordinance 16-11: Amending Bethel Municipal Code 18.36.030 To Add Alcohol Sales And Dispensing As A Conditional Use Permit Designation In The General Use Zone.

Main Motion: Introduce Ordinance 16-11.

Moved by: Hoffman

Seconded by: Welch

Action: Motion carries by a vote of 6-0

In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch

Opposed: 0

**Subsidiary
Motion:** Suspend the rules to hear from Planning Director Ted Meyers.

Moved by: Hoffman

Seconded by: Welch

Action: Motion carries by a vote of 5-0

In favor: Robb Albertson Fansler Hoffman Welch

Opposed: 0

Primary

Amendment: Amend to strike under the fifth whereas statement to strike "only"

Moved by: Hoffman
Seconded by: Fansler
Action: Motion carries by a vote of 5-0
In favor: Robb Albertson Fansler Hoffman Welch
Opposed: 0

Vice-Mayor Maczynski departed the meeting at 9:22p.

Item E – Resolution 16-13: Supporting The Sewer Lagoon Project.

Passed on the consent agenda.

Item F – AM 16-22: Appointing Of Daniel Maczynski To The Public Safety And Transportation Commission.

Passed on the consent agenda.

Item G – AM 16-23: Appointing Of Tom McCallson To The Marijuana Advisory Committee.

Passed on the consent agenda.

XI. MAYOR'S REPORT

Vice-Mayor Maczynski arrived at 9:52.

XII. MANAGER'S REPORT

XIII. CLERK'S REPORT

XIV. COUNCIL MEMBER COMMENTS

Mayor Richard Robb –
Provided condolences to the family and friends of Gary Vanasse.
Camai will be held April 1,2 and 3.
Ducks Unlimited will be held on April 2.
Be safe out there.

Vice-Mayor Byron Maczynski –
No comment.

Council Member Albertson –

Provided condolences to the family and friends of Gary Vanasse.
Be safe on the river.

Council Member Zach Fansler –
Provided condolences, thought and prayers to the family and friends of Gary Vanasse.

Council Member Nikki Hoffman –
No comment.

Council Member Alisha Welch –
No comment.

XV. EXECUTIVE SESSION

Item A – AS 44.62.310 (C) 1: Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity – Labor Negotiation Contract Between City of Bethel Employees Association, Local 6055, APEA/AFT And City Of Bethel.

Item B – Executive Session To Discuss The Annual Evaluation Of The City Clerk As Per Alaska Statutes 44.62.310: Personnel Matters (Unless the Person Has Requested To Have The Subjects Discussed In Public) Or Subjects That Tend To Prejudice The Reputation And Character Of A Person.

Move into Executive Session To Discuss Alaska Statutes 44.62.310 (C): Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity – Labor Negotiation Contract Between City of Bethel Employees Association, Local 6055, APEA/AFT And City Of Bethel.

Those participating in the Executive Session will be the Council Members, City Attorney Burley, City Manager Capela and City Clerk Strickler.

Move into Executive Session To Discuss Alaska Statutes 44.62.310: Personnel Matters (Unless The Person Has Requested To Have The Subjects Discussed In Public) Or Subjects That Tend To Prejudice The Reputation And Character Of A Person.

Those participating in the Executive Session will be the Council

Main Motion: Members and the City Clerk.

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

Council Member Hoffman departed the meeting at 11:00p.

Main Motion: As provided in the City Clerk's Contract approve a 3% salary increase.

Moved by: Albertson
Seconded by: Welch
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Fansler Welch
Opposed: 0

XVI. ADJOURNMENT

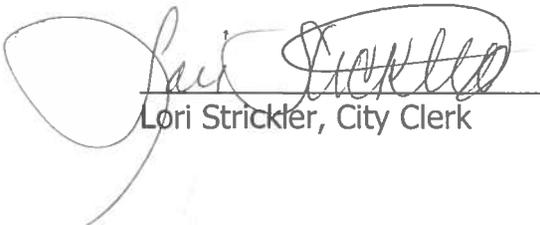
Main Motion: Adjourn

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Fansler Welch
Opposed: -0

Council adjourned at 11:41 p.m.


Richard Robb, Mayor

ATTEST:


Lori Strickler, City Clerk