

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on March 8, 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	<input checked="" type="checkbox"/> Council Member Alisha Welch
<input checked="" type="checkbox"/> Council Member Chuck Herman	<input checked="" type="checkbox"/> Council Member Nikki Hoffman <i>(arrived after roll call)</i>
<input checked="" type="checkbox"/> Council Member Leif Albertson	
Also in attendance were the following:	
<input checked="" type="checkbox"/> City Attorney Patty Burley	<input checked="" type="checkbox"/> City Clerk Lori Strickler
<input checked="" type="checkbox"/> City Manager Ann Capela	<input type="checkbox"/> Assistant To City Clerk Adriane Welch

IV. PEOPLE TO BE HEARD

Dave Trantham – Acknowledged the eight veterans working hard to establish the Alaska Territorial Guard Memorial. These eight individuals received a grant for \$140,000 to establish the park. The Alaska Territorial Guard Board members received a letter from the City of Bethel stating the ATG Board broke the law, he wishes he would have been provided an opportunity to defend himself.

Eric Middlebrook – As a previous City Council Member, provided some history on the Police Department and the issues with retention. Believes a good working environment is the key to keeping employees, not necessarily a higher salary.

Council Member Hoffman arrived at 6:37 p.m.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: Approve the Consent and Regular Agenda

Moved by: Herman
Seconded by: Maczynski
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: -0

Primary Amendment: Postpone indefinitely Action Memorandum 16-21.

Moved by: Herman
Seconded by: Maczynski
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: -0

Secondary Amendment: Postpone until after the executive session.

Moved by: Herman
Seconded by: Fansler
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: -0

Remove from Consent Agenda: Resoltuion16-10, Resolution 16-11, Resolution 16-12,

Moved by: Robb

Main Motion: Postpone indefinitely Introduction of Ordinances 16-07 and 16-08.

Moved by: Herman
Seconded by: Maczynski
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: -0

VI. APPROVAL OF THE MEETING MINUTES

Item A – Regular City Council Meeting February 23, 2015

Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Public Safety and Transportation Commission

Council Representative, Chuck Herman –

Resolution 16-11 was approved by the Public Safety and Transportation Commission. The Commission does have two vacant positions.

Port Commission

Council Representative, Alisha Welch –

A meeting has not been held since the last City Council Meeting. Looking for volunteers for the Commission.

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 –

The Council will be considering a number of items from the Committee at this meeting.

Finance Committee

Council Representative, Leif Albertson –

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

Energy Committee

Council Representative, Zach Fansler –

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

Public Works Committee

Council Representative, Byron Maczynski –

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

Marijuana Advisory Committee

Council Representative, Zach Fansler –

Looked at modification to the Bethel Municipal Code. Considering what is happening in other communities within Alaska.

Non-Standing Committee

Transit Advisory Board Committee

Council Representative, Chuck Herman –

The Transit Committee is looking at their options since ONC will no longer be participating in the meetings.

VIII. SPECIAL ORDER OF BUSINESS

Item A – Proclamation, Proclaiming March 24, 2016 As World Tuberculosis Day.

Insert Whereas Statement as the second to last whereas:
Whereas, Alaska has a higher than average, National Rate; TB is costly to respond to especially in remote Alaska, the lack of adequate infrastructure and logistics.

Main Motion:

Moved by:	Hoffman
Seconded by:	Herman
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

Insert in the first Whereas statement "singing and speaking" at the end of the statement.

Main Motion:

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

IX. UNFINISHED BUSINESS

Item A – Public Hearing Of Ordinance 16-03: Approving The Disposition Of City Owned Property/Building In The Form Of A Lease Agreement With University Of Alaska Fairbanks For The Teen Center As Well As Disposal Of Personal Property/Supplies And Equipment.

Mayor Robb opened the public hearing.

No one present to be heard.

Mayor Robb closed the public hearing.

Main Motion: Adopt Ordinance 16-03.

Moved by:	Herman
Seconded by:	Fansler
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

Item B – Public Hearing Of Ordinance 16-04: Amending The City Of Bethel Terminal Tariff #004.

Mayor Robb opened the public hearing.

No one present to be heard.

Mayor Robb closed the public hearing.

Main Motion: Adopt Ordinance 16-04.

Moved by: Fansler
Seconded by: Welch
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: \emptyset

Subsidiary

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

Moved by: Hoffman
Seconded by: Albertson
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: \emptyset

Item C – Wind Turbine Maintenance Contract With Northern Power.

Main Motion: A motion to approve was made at the February 9, 2016 Regular Meeting.

Moved by: Fansler
Seconded by: Herman
Action: Motion carries by a vote of 7-0
In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: \emptyset

Main Motion: Establish a contract with Northern Power for a three year contract for Full Coverage in the amount of \$17,500.

Moved by: Welch
Seconded by: Herman
Action: Motion does not carry by a vote of 2-5
In favor: Herman Welch
Opposed: Albertson Robb Fansler Hoffman Maczynski

Establish a contract with Northern Power for a five year contract for Full Coverage in the amount of \$26,500.

Main Motion:

Moved by:	Fansler
Seconded by:	Hoffman
Action:	Motion carries by a vote of 6-1
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
Opposed:	<input checked="" type="checkbox"/> Welch

X. NEW BUSINESS

**Item A – Introduction Of Ordinance 16-05: City Of Bethel Fee And Rate Schedule.
*Passed on the consent agenda.***

**Item B – Introduction Of Budget Ordinance 15-14 (e): Amending The Fiscal Year 2016 Budget.
*Passed on the consent agenda.***

**Item C – Introduction Of Ordinance 16-06: Acquisition Of Property, Easements For Institutional Corridor Project- BNC.
*Passed on the consent agenda.***

**Item D – Introduction Of Ordinance 16-07: Acquisition Of Property, Easements For Institutional Corridor Project AVEC.
*Postponed indefinitely during the approval of the agenda.***

**Item E – Introduction Of Ordinance 16-08: Acquisition Of Property, Easements For Institutional Corridor Project –YKHC.
*Postponed indefinitely during the approval of the agenda.***

Item F – Resolution 16-10: Requesting The Governor And State Legislators Provide Funding In The Fiscal Year 2017 State Capital Budget To Fully Fund The State Of Alaska Municipal Harbor Facility Grant Program.

Main Motion: Adopt Resolution 16-10.

Moved by:	Welch
Seconded by:	Fansler
Action:	Motion does not carry by a vote of 1-6
In favor:	<input checked="" type="checkbox"/> Welch
Opposed:	<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

Item G – Resolution 16-11: Supporting The Health And Well-Being Of Our Children And Firefighters And Endorsing The Toxic Free Children’s Act.

Main Motion: Adopt Resolution 16-11.

Moved by:	Herman
Seconded by:	Fansler
Action:	Motion does not carry by a vote of 3-4
In favor:	<input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Welch
Opposed:	<input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Hoffman

Item H –Resolution 16-12: Preparation And Submission Of Fiscal Year 2015 Staffing For Adequate Fire And Emergency Response Grant Application To Request Funding To Cover Salary And Benefits Of Two To Four Firefighter/EMTs .

Main Motion: Adopt Resolution 16-12.

Moved by:	Herman
Seconded by:	Fansler
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

Subsidiary

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

Moved by:	Fansler
Seconded by:	Herman
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:

Strike in the fourth Whereas statement, “and prepare for the expected additional calls associated with upcoming alcohol sales in Bethel.”

Moved by:	Hoffman
Seconded by:	Welch
Action:	Motion carries by a vote of 4-3
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch
Opposed:	<input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Fansler

Item I – AM 16-15: Directing Administration To Work with LONG Building To Establish A Sole Source Draft Contract For Council Approval.

Main Motion: Approve AM 16-15.

Moved by: Herman

Seconded by: Fansler

Action: Motion carries by a vote of 7-0

In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch

Opposed: -0

Item J – AM 16-16: Directing Administration To Include Members Of The Parks, Recreation, Aquatic Health And Safety Center Committee On The Request For Proposal Review Committee For Pool Operators.

Main Motion: Approve AM 16-16.

Moved by: Herman

Seconded by: Fansler

Action: Motion carries by a vote of 7-0

In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch

Opposed: -0

Item K – AM 16-17: Directing Administration To Release A Request For Proposals For Repairs To The Pinky Park Boardwalk.

Main Motion: Approve AM 16-17.

Moved by: Herman

Seconded by: Fansler

Action: Motion carries by a vote of 7-0

In favor: Robb Maczynski Albertson Herman Fansler Hoffman Welch

Opposed: -0

Item L – AM 16-18: Directing Administration To Coordinate With Other Community Agencies To Establish A Working Group To Review And Comment On The Donlin Gold EIS.

Main Motion: Approve AM 16-18.

Moved by: Herman

Seconded by: Hoffman

Action: Motion carries by a vote of 6-1

In favor: Robb Albertson Herman Fansler Hoffman Welch

Opposed: Maczynski

Item M – AM 16-19: Directing The City Clerk’s Office To Establish An Ordinance And Operating Procedures To Commence By-Mail Elections For The 2017 Election Year.

Main Motion: Approve AM 16-19.

Moved by: Herman

Seconded by: Hoffman

Action: Motion carries by a vote of 5-2

In favor: Maczynski Herman Fansler Hoffman Welch

Opposed: Robb Albertson

Main Motion: Postpone until the first meeting in May.

Moved by: Fansler

Seconded by: Welch

Action: Motion carries by a vote of 5-2

In favor: Maczynski Herman Fansler Welch Albertson

Opposed: Robb Hoffman

Council took a ten minute break.

Item N – AM 16-20: Authorizing Administrative Leave To The City Clerk To Attend The Government Social Media Conference.

Passed on the consent agenda.

Item O – AM 16-21: Approving The Retention Plan For The Police Department.

Postponed until after the Executive Session.

Item P- Approving The Emergency Leave For The City Manager.

Passed on the consent Agenda.

Item Q-Administrative Leave Request For City Manager To Attend PERS Summit.

Passed on the consent Agenda.

Item R- Direct Administration To Conduct A Salary Survey For All City Positions.

Main Motion: Direct Administration to conduct a Salary Survey for all City positions.

Moved by: Hoffman

Seconded by: Welch

Action: Postponed

Main Motion: Postpone until after the Executive Session.

Moved by: Albertson

Seconded by: Hoffman

Action: | Motion carries by a vote of 7-0
In favor: | Robb Maczynski Albertson Herman Fansler Hoffman Welch
Opposed: | -0

XI. MAYOR'S REPORT
XII. MANAGER'S REPORT
XIII. CLERK'S REPORT
XIV. COUNCIL MEMBER COMMENTS

Mayor Richard Robb –
Cama-i festival is coming up, the Ducks Unlimited Banquet is also around the corner.

Vice-Mayor Byron Maczynski –
No comment.

Council Member Albertson –
The State is having historic budget problems, encouraged people to speak up for the State funding important to them; be involved in the process.

Council Member Chuck Herman –
No comment.

Council Member Zach Fansler –
It is very important for people to be involved in the State's budgetary process.
Provided encouragement to the local mushers during the Iditarod.

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/Potential Litigation Regarding Real-estate Taxes.

Item B – 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.

Move into Executive Session To Discuss:
 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/Potential Litigation Regarding Real-estate Taxes.
 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 Those participating in the Executive Session will be the Council Members, City Attorney Burley, City Manager Capela and City Clerk Strickler.

Main Motion:

Moved by:	Albertson
Seconded by:	Maczynski
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

Council Member Herman departed the meeting at 9:00 p.m.

Council went back on the record at 11:13 p.m.

Mayor Robb read a press release regarding 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/Potential Litigation Regarding Real-estate Taxes.

Item O – AM 16-21: Approving The Retention Plan For The Police Department.

Item R- Direct Administration To Conduct A Salary Survey For All City Positions.

A motion to direct administration to conduct a salary survey was made previous in the meeting.

Main Motion:

Moved by:	Hoffman
Seconded by:	Welch
Action:	Motion does not carry by a vote of 1-5
In favor:	<input checked="" type="checkbox"/> Robb
Opposed:	<input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Herman <input checked="" type="checkbox"/> Fansler <input checked="" type="checkbox"/> Hoffman <input checked="" type="checkbox"/> Welch

XVI. ADJOURNMENT

Main Motion: Adjourn

Moved by:	Fansler
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Seconded by: Welch

Action: Motion carries by a vote of 6-0

In favor: Robb Maczynski Albertson Fansler Hoffman Welch

Opposed: -0



Richard Robb, Mayor

ATTEST:



Loni Strickler, City Clerk