

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on April 11, 2017 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:	
Mayor Rick Robb	Council Member Norman Ayagalria
Council Member Alisha Welch	Council Member Leif Albertson
Members Absent:	
Vice-Mayor Byron Maczynski	Council Member Nikki Hoffman
Council Member Fred Watson	
Also in attendance were the following:	
City Attorney Patty Burley	City Clerk Lori Strickler
City Manager Pete Williams	

IV. PEOPLE TO BE HEARD

Sam White, ONC Representative- Spoke in support to AM 17-29 related to the ONC Subdivision. Spoke in opposition to Ordinance 17-08 due to its potential impacts to the ONC Subdivision.

Fred Broerman- Spoke as an avid bird watcher, and stated the sewage lagoon and landfill are common areas for birds to gather. Encouraged the Council to, when renovating the area to consider making the area friendly to observations for people to observe the land.

Mary Nanuwak- Stated she does not know where Unkal'ny Subdivision is in Bethel. Provided a statement of concern on the City's retention schedule in that it is important to retain information.

Stated Public Safety is always short of help, supported AM 17-28.

David E. Trantham Jr.- A 51 year resident of the City of Bethel. Stated he has too many concerns for our community, one is the cost of building a port office on the Kuskokwim, believes \$1,600,000 is too much. The City of Bethel has surplus buildings that could be used rather than spending \$800 a square foot. Stated there are rapid changes to the Kuskokwim river channel, in a few years there may not be access to the new port office from the river.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: Approve the Consent and Regular Agenda.

Moved by:	Welch
Seconded by:	Albertson
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	-0

Primary

Amendment: Postpone Indefinitely New Business Item K, AM 17-29 from the agenda.

Moved by:	Albertson
Seconded by:	Welch
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Removal from

Consent: Resolution 17-08, Introduction of Ordinance 17-19 and 17-20

Moved by:	Robb
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VI. APPROVAL OF THE MEETING MINUTES

Item A – 3-28-2017 Regular City Council Meeting Minutes.

Passed on the Consent Agenda

VII. REPORTS OF STANDING COMMITTEES

Public Safety and Transportation Commission –

Council Representative, Norman Ayagalria–

Ground Emergency Medical Transportation Program Resolution was considered and passed.

Coordinating with the Pool Committee to establish solutions on boardwalk location identification.

Reinstatement of the Temporary Police Officer Program was considered by the Commission and the members are considering short term solutions to the current problems the City is facing.

Port Commission –

Council Representative, Alisha Welch –

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

Planning Commission –

City Planner, Ted Meyer–

Conditional Use Permit Application was denied by the Commission.

Recommendation to adopt the Dog Park Ordinance 17-08.

Will be considering another Conditional Use Permit on Thursday of this week.

Parks, Recreation, Aquatic Health and Safety Center Committee –

Committee Chair, Michelle Dewitt–Summarized AM 17-26 presented to the Council by the Committee. Understands there may be a goal for administration to include this item as a union tool.

Dog park designation is important even if it isn't developed anytime soon.

Clean up green up will be on May 12th and hopes that organizations within the community will come together on this day to make this day work.

Repair and replacement fund for the YK Fitness Center is important to consider building into the city's budget. \$25,000 is the recommended amount for the annual allocation.

Requesting solution based leadership to get the trail between the college and the hospital operational again.

Finance Committee –

City Attorney, Patty Burley –

Continue to consider the sales tax code rewrite.

Energy Committee –

Council Representative, Rick Robb –

Considering the idea of using a chemical nano cover on the pool to maintain heat and reduce evaporation.

Consideration of composting and incinerating toilets as it was referred to the Committee.

Public Works Committee –

Council Representative, Byron Maczynski –

VIII. UNFINISHED BUSINESS

Item A – Public Hearing Of Ordinance 17-08: Authorizing The Designation Of Property, Lot 15, USS 4117, As A Community Dog Park.

*Mayor Robb opened the Public Hearing.
 Sam White- Spoke in opposition to Ordinance 17-08.
 Mayor Robb closed the Public Hearing.*

Main Motion: Adopt Ordinance 17-08.

Moved by:	Albertson
Seconded by:	Welch
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Insert under the Whereas Statements the following Whereas Statements:
 "the City has previously supporting granting a non-exclusive easement across a portion of the land described herein to allow ONC access to their proposed subdivision; the designation of the land for a dog park shall not interfere with or take away the City's intent to grant said non-exclusive easement should ONC's proposed subdivision come to fruition;
 the City's designation of the land as a dog park shall be dependent upon approval by the Bureau of Land Management (BLM) as per the terms of the land ownership; the designation of the land as dog park at this time shall not create an expectation or obligation on the part of the City to fund any changes or improvements along with the designation;
 any funding for the development of the dog park shall be solely at the City Council's discretion and only when the finances of the City allow;"
 Strike under the Now Therefore, Be It Resolved "the City Council authorizes the designation of Lot 15, USS 4117 for the use of a Bethel Dog Park" and insert "upon receipt of approval by the BLM, the City Council designates the non-easement portion of Lot 15, USS 4177 for the use of a dog park."

Primary Amendment:

Moved by:	Albertson
Seconded by:	Welch
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item B – Public Hearing Of Ordinance 17-11: Amending Bethel Municipal Code Chapter 14, Ports And Harbors.

*Mayor Robb opened the Public Hearing.
 No One present to be heard.
 Mayor Robb closed the Public Hearing.*

Main Motion: Adopt Ordinance 17-11.

Moved by: Welch
Seconded by: Ayagalria
Action: Postpone

Primary Amendment: Postpone to the next city council meeting.

Moved by: Welch
Seconded by: Albertson
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: \emptyset

Item C – Public Hearing Of Ordinance 17-12: Amending The City’s Fee And Rate Schedule.

Mayor Robb opened the Public Hearing.

David Trantham Jr. – Spoke in opposition to the proposed amendments to the Ambulance Service fees.

Mayor Robb closed the Public Hearing.

Main Motion: Adopt Ordinance 17-12.

Moved by: Albertson
Seconded by: Ayagalria
Action: Motion does not carry by a vote of 3-1
In favor: Albertson Welch Ayagalria
Opposed: Robb

Primary Amendment: Strike under Planning Appeal \$100.00.

Moved by: Albertson
Seconded by: Welch
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: \emptyset

Item D – Public Hearing Of Ordinance 17-13: Authorizing The Disposition Of Property Pursuant to BMC 4.08.030(B), Five (5) Year Lease Agreement with Department of Law.

Mayor Robb opened the Public Hearing.

No One present to be heard.

Mayor Robb closed the Public Hearing.

Main Motion: Adopt Ordinance 17-13.

Moved by: Welch
Seconded by: Albertson
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

Item E – Public Hearing Of Ordinance 17-14: Authorizing The Acquisition Of Property Pursuant to BMC 4.08.020, Lot 6B, Block 9, Unkal'nyy Subdivision, Bethel, Alaska and authorizing settlement of Trespass Claim against same.

*Mayor Robb opened the Public Hearing.
No One present to be heard.
Mayor Robb closed the Public Hearing.*

Main Motion: Adopt Ordinance 17-14.

Moved by: Ayagalria
Seconded by: Welch
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

Item F – Public Hearing Of Ordinance 17-15: Authorizing The Acquisition Of Property Pursuant to BMC 4.08.020, Lot 6C, Block 9, Unkal'nyy Subdivision, Bethel, Alaska and authorizing settlement of Trespass Claim against same.

*Mayor Robb opened the Public Hearing.
No One present to be heard.
Mayor Robb closed the Public Hearing.*

Main Motion: Adopt Ordinance 17-15.

Moved by: Ayagalria
Seconded by: Welch
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

Item G – Public Hearing Of Ordinance 17-16: Authorizing The Acquisition Of Property Pursuant to BMC 4.08.020, Lot 7B, Block 8, Unkal'nyy Subdivision, Bethel, Alaska and authorizing settlement of Trespass Claim against same.

*Mayor Robb opened the Public Hearing.
No One present to be heard.*

Mayor Robb closed the Public Hearing.

Main Motion: Adopt Ordinance 17-16.

Moved by: Welch
Seconded by: Albertson
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

Subsidiary Motion: Take a five minute break.

Moved by: Ayagalria
Seconded by: Albertson
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

IX. NEW BUSINESS

Item A – Resolution 17-07: Amending Regulations To Effectuate A Comprehensive System For The Creation, Acquisition, Preservation and Retention Of City Information Contained In Any Record Medium.

Passed on the Consent Agenda

Item B – Resolution 17-08: In Support Of Legislation Correcting Problem Caused By Court Ruling And Returning Authority Of Municipalities To File And Enforce Liens For Non-Payment Of Services.

Passed on the Consent Agenda

Main Motion: Adopt Resolution 17-08.

Moved by: Albertson
Seconded by: Welch
Action: Motion carries by a vote of 4-0
In favor: Robb Albertson Welch Ayagalria
Opposed: 0

Item C – Introduction Of Ordinance 17-17: Authorizing The Disposal of Interest In Easements/Land For Utility Acquired Through Ordinance 16-14 From The Yukon-Kuskokwim Health Corporation.

Passed on the Consent Agenda

Item D – Introduction Of Ordinance 17-18: Authorizing The Disposal of Interest In Easements/Land For Utility Acquired Through Ordinance 16-32 From Kipusvik, LLC.
Passed on the Consent Agenda

Item E – Introduction Of Ordinance 17-19: Amending Bethel Municipal Code Section 1.02 General Provisions.

Main Motion: Introduce Ordinance 17-19.

Moved by:	Welch
Seconded by:	Albertson
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item F – Introduction Of Ordinance 17-20: Amending Bethel Municipal Code Section 17.04 General Provisions And Requirements.

Main Motion: Introduce Ordinance 17-20.

Moved by:	Welch
Seconded by:	Albertson
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item G – AM 17-25: Appointment Of Mary Nanuwak To The Public Safety and Transportation Commission As An Alternate Member.
Passed on the Consent Agenda

Item H – AM 17-26: Direct Administration To Work With HealthFit To Establish A Corporate Membership Agreement With YK Fitness Center For City Employees.

A motion to approve was not made.

Item I – AM 17-27: Directing The City Manager To Enter Into Contracts With CH2M For Engineering Services On The Sewer Lagoon Rehabilitation Project.

Main Motion: Approve AM 17-27.

Moved by:	Welch
Seconded by:	Ayagalria
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item J – AM 17-28: Direct Administration To Prepare And Submit The FY 2018 Grant Application To The Alaska Department Of Health And Social Services To Fund the Bethel Community Service Patrol Program.

Main Motion: Approve AM 17-28.

Moved by:	Albertson
Seconded by:	Welch
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item K – AM 17-29: Providing Consent To The Planning Commission’s Vacation Of Unimproved Right Of Way Located At 800 Chief Eddie Hoffman Highway, US Survey 4117, Lot 51.

Postponed indefinitely.

Item L – Employment Contract Negotiation/Renewal City Attorney.

Main Motion: Postpone until after the Executive Session.

Moved by:	Welch
Seconded by:	Albertson
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

- X. MAYOR’S REPORT**
- XI. MANAGER’S REPORT**
- XII. CLERK’S REPORT**
- XIII. COUNCIL MEMBER COMMENTS**

Mayor Richard Robb –
Be careful on the river, wished everyone a safe and successful spring hunt.

Council Member Leif Albertson –
Happy spring, be careful on the water.

Council Member Alisha Welch –
No comment.

Council Member Norman Ayagalria –

No comment.

XIV. EXECUTIVE SESSION

Item A – Annual Evaluation Of The City Attorney 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.

Item B – Alaska Statutes Title 44.62.310, Matters, the Immediate Knowledge of Which Would Clearly have an Adverse Effect upon the Finances of the Public Entity - Contract Negotiations – City Attorney’s Employment.

Item C – Alaska Statutes Title 44.62.310 Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity-Union Negotiations.

Move into Executive Session to discuss Annual Evaluation Of The City Attorney 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. Those participating in items A are the Council and City Attorney.

Alaska Statutes Title 44.62.310, Matters, the Immediate Knowledge of Which Would Clearly have an Adverse Effect upon the Finances of the Public Entity - Contract Negotiations – City Attorney’s Employment. Those participation in items B are the City Council Members.

Alaska Statutes Title 44.62.310 Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity-Union Negotiations. Those participating in item C are City Council Members, City Manager, City Attorney, City Clerk and Human Resources Manager.

Main Motion:

Moved by:	Albertson
Seconded by:	Welch
Action:	Motion carries by a vote of 4-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria
Opposed:	0

Item L – Employment Contract Negotiation/Renewal City Attorney.

Main Motion: Postpone with City Attorney’s requested amendments until the next regular meeting.

Moved by:	Welch
Seconded by:	Albertson

Action: | Motion carries by a vote of 4-0
In favor: | Robb Albertson Welch Ayagalria
Opposed: | \emptyset

XV. ADJOURNMENT

Main Motion: Adjournment.

Moved by: | Albertson
Seconded by: | Ayagalria
Action: | Motion carries by a vote of 4-0
In favor: | Robb Albertson Welch Ayagalria
Opposed: | \emptyset

Council adjourned at 11:05pm.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk