

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on April 8, 2014 at 6:30pm, in the council chambers, Bethel, Alaska.

Mayor Klejka called the meeting to order at 6:30 pm.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Comprising a quorum of the Council, the following members were present: Council Member Joseph Klejka, Council Member Mark Springer, Council Member Rick Robb, Council Member Eric Whitney, Council Member Sharon Sigmon, Council Member Leif Albertson, Council Member Heather Pike (arrived at 7:24p)

Also in attendance were the following:
City Clerk Lori Strickler, City Manager Lee Foley, City Attorney Patty Burley

IV. PEOPLE TO BE HEARD

Dave Trantham-
As a member of the community since 1965, things are changing rapidly; Bethel doesn't feel like home anymore. For example, because of a 1,000 gallon water tank, he is required to purchase 1,000 gallons of water rather than what is being used which is much less. Some of the changes being made are harsh, it seems as though the City is going broke and is trying to recoup some of the money through the citizens of this community.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: To approve the Consent and Regular Agenda.

Moved by:	Robb
Seconded by:	Sigmon
Action:	Motion carried unanimously by a vote of 6-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon and Albertson
Opposed:	None

**Removal From
Consent Agenda:** Introduction of Ordinance 14-11.

Moved by: | Robb

VI. APPROVAL OF THE MEETING MINUTES

Item A- 3-25-2014 Special City Council Meeting.
Passed on the consent agenda.

Item B -3-25-2014 Regular City Council Meeting.
Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Item A- Port Commission –
Pete Williams, Port Director-
A meeting will be held in a week.
The Brown’s Slough is near completion for excavation but the citizens should still be cautious when traveling in the area.

Item B- Planning Commission –
No one available to provide a report.

Item C-Public Safety and Transportation Commission-
Council Member Sigmon, Council Representative-
No report.

Item D-Energy Committee –
Richard Robb, Committee Representative-
The Energy Committee held a meeting for the first time in seven months this week.
The committee held their election of chair and vice-chair;
accepted the resignation from Leif Albertson and Greg McIntyre and declared a seat vacant due to the member’s absences.

Item E-Public Works Committee-
Frank Neitz, Committee Chair-
The committee has provided the Council with a few recommendations.
The first recommendation is to release an RFP for the removal of vehicles within the City dump.
The second recommendation is to preserve the overall safety of the City by preventing traffic congestion and to do that, the City really needs to consider opening up the donut hole by building a road to connect two areas of town.

The committee has concerns over the sewer lagoon.
 They have been discussion the institutional corridor and how to progress with the funding we have and to look at additional funding for further development of that project.
 Traffic concerns when the new Swansons store opens up.
 AVEC coming on line and the potential for alternative energy.
 Repairing and replacement of city dumpsters.
 Constantly reviewing the pool project.
 Training programs for the City's truck drivers.
 The new well over in City Subdivision is also a topic of concern.

Item F- Finance Committee-
 Hansel Mathlaw, Finance Director –
 A quorum was not met, no meeting was held.

Item G- Parks and Receptions Committee-
 Eric Whitney, Council Representative-
 The Committee has one alternate seat available.
 The Committee held their election of chair and vice-chairs.

VIII. UNFINISHED BUSINESS

Item A – Public Hearing Of Budget Modification 13-12 (f): Moving \$40,000 From 10-51, Administration To 10-56 City Attorney/ Moving \$32,000 To Line Item 10-66-669 From 10-66-623 Cover The Costs Associated With Impoundment.

*Mayor Klejka opened the public hearing.
 No one present to be heard on this issue.
 Mayor Klejka closed the public hearing.*

Main Motion:	Adopt Budget Ordinance 13-12 (f)
Moved by:	Whitney
Seconded by:	Springer
Action:	Motion carried by a vote of 6-1
In favor:	Klejka, Springer, Whitney, Sigmon, Albertson and Pike
Opposed:	Robb
	Divide the question: Action item 1. Moving \$40,000 from Line Item 10-51, Administration to 10-56 City Attorney.
Incidental Motion:	Action item 2. Moving \$32,000 to Line Item 10-66-669 from 10-66-623 to Cover The Costs Associated with Impoundment.
Moved by:	Robb
Seconded by:	Sigmon

Action:	Motion does not carry by a vote of 3-3
In favor:	Robb, Sigmon and Albertson
Opposed:	Klejka, Springer and Whitney

Primary Amendment:	Strike the line item transfer from 10-66-623 to line item 10-66-669.
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Moved by:	Robb
Seconded by:	Sigmon
Action:	Motion failed by a vote of 1-6
In favor:	Robb
Opposed:	Klejka, Springer, Whitney, Sigmon, Albertson and Pike

Incidental Motion:	To hear from the Finance Director on this issue.
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Moved by:	Whitney
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 6-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon and Albertson
Opposed:	None

Council Member Pike arrived at 7:24p, participating telephonically.

IX. NEW BUSINESS

Item A- Introduction Of Ordinance 14-11: Amending Bethel Municipal Code Title 9, Public Peace, Morals And Welfare.

Main Motion:	Introduce Ordinance 14-11.
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Moved by:	Sigmon
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 7-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed:	None

Primary Amendment:	Strike under 9.02.010 "Violation of this section is an infraction and is subject to a three hundred (\$300) dollar fine for each individual violation".
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Moved by:	Springer
Seconded by:	Robb
Action:	Motion failed unanimously by a vote of 0-7
In favor:	None
Opposed:	Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike

Secondary Amendment: Strike "and is subject to a three hundred (\$300) dollar fine for each individual violation".

Moved by: Springer
Seconded by: Sigmon
Action: Motion carried by a vote of 6-1
In favor: Klejka, Springer, Robb, Sigmon, Albertson and Pike
Opposed: Whitney

Primary Amendment: Strike "for the purposes of BMC 9.60.020 and 9.06.030" and insert "within this section."

Moved by: Springer
Seconded by: Sigmon
Action: Motion carried unanimously by a vote of 7-0
In favor: Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed: None

Primary Amendment: Under Subsection 9.06.010 to strike "or air rifle" and insert after within "populated areas" and insert after city manager "or designated shooting ranges."

Moved by: Robb
Seconded by: Pike
Action: Motion carried by a vote of 5-2
In favor: Klejka, Robb, Whitney, Albertson and Pike
Opposed: Springer and Sigmon

Primary Amendment: Strike 9.05.060 and 9.05.070 and insert "Any person working as or for an exhibitor of motion pictures shall enforce the recommended age restrictions of the rating standards established by the Motion Picture Association of America. Strike under 9.05.050 "in an areas during and wherein "X" rated or "R" rated motion pictures are being exhibited.

Moved by: Sigmon
Seconded by: Robb
Action: Motion carried unanimously by a vote of 7-0
In favor: Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed: None

Item B- Resolution 14-08: Request For Payment In Lieu Of Taxes For Fiscal Year 2015.

Passed on the consent agenda.

Item C- AM 14-30: Appointment of Delbert Egoak To The Finance Committee.

Passed on the consent agenda.

Item D- AM 14-31: Approving The Contract Terms And Price For Connecting The Newly Drilled Well To The City Subdivision Water Treatment Plant In Accordance To The Recent Request For Proposal.

Main Motion: To approve AM 14-31.

Moved by:	Springer
Seconded by:	Whitney
Action:	Motion carried unanimously by a vote of 7-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed:	None

Incidental Motion: Take a ten minute break.

Moved by:	Springer
Seconded by:	Whitney
Action:	Motion carried unanimously by a vote of 7-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed:	None

Back on the record at 8:42p.

XII. MAYOR'S REPORT

XIII. MANAGERS REPORT

XIV. CITY CLERK'S REPORT

XV. COUNCIL MEMBER COMMENTS

Council Member Springer-

Annual shout out to the boys at McCann Treatment Center for their trapping of many fox in the area.

Mr. Trantham is correct in his statements; the entire region is facing and will continue to face hardships financially.

Bing Santamour was an amazing woman with a lot of contributions to our community, sincere condolences to her friends and family.

Council Member Sigmon-

Glad the weather is breaking, and hoping break up with follow.

Thanked the citizens for being mindful of the pedestrians, we have a lot of people in town right now for Tribal Gathering.

Council Member Albertson-

Received a nice letter from AVEC in the electric bill this month; looking forward to the transfer.
Provided condolences to the family of Bing Santamour.

Council Member Pike-
No comment.

Mayor Klejka-
Condolences to the family of Bing Santamour.
The High School Band is going to Nome to compete in a State competition, best of luck to them.
Ice classic tickets are being sold.
Welcomed all of the delegates that have come to town for Tribal Gathering.

Council Member Whitney-
The Salvation Army is coming to Bethel this week. They are looking for ways they can provide services within the community.

Vice-Mayor Robb-
Condolences to the family members of Bing Santamour.
Condolences to the family members of James Williams.
The Salvation Army is coming to town and will provide a presentation at the Covenant church.
Happy Easter.

XVI. 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- Update From Attorney On The Investigation Of City Contracts And Agreements Regarding 1) Demolition Of The Old Police Station 2) Agreements With Bobby Sutton Up To And Including The Personnel Action Request Beginning March 2013 Through His Employment As Finance Director And His Post City Employment As A Consultant 3) Agreements And Leases For Use Of The City Airport Sandpit By Private Entities 4) Financial Accounting Of Leave Use By Salaried Employees Not Covered By The Collective Bargaining Agreement For The Period Of 12 Months 5) Investigation Of Employee Complaints Regarding Inappropriate Intimidation Of Employees By Supervisors 6) Hire Outside Council To Review And Advise City Council On The Existing Violation With Regard To The Bethel Municipal Code Section 3.64.050, Employment Of Relatives.

Move into Executive Session for 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-Update From Attorney On The Investigation Of City Contracts And Agreements Regarding 1) Demolition Of The Old Police Station 2) Agreements With Bobby Sutton Up To And Including The Personnel Action Request Beginning March 2013 Through His Employment As Finance Director And His Post City Employment As A Consultant 3) Agreements And Leases For Use Of The City Airport Sandpit By Private Entities 4) Financial Accounting Of Leave Use By Salaried Employees Not Covered By The Collective Bargaining Agreement For The Period Of 12 Months 5) Investigation Of Employee Complaints Regarding Inappropriate Intimidation Of Employees By Supervisors 6) Hire Outside Council To Review And Advise City Council On The Existing Violation With Regard To The Bethel Municipal Code Section 3.64.050, Employment Of Relatives

Main Motion: Those included in the executive session will be City Attorney.

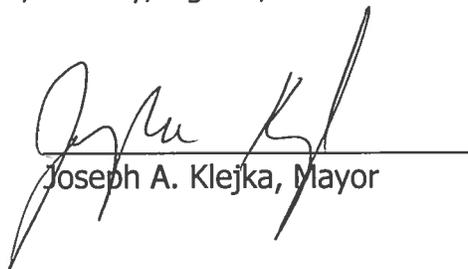
Moved by:	Springer
Seconded by:	Robb
Action:	Motion carried unanimously by a vote of 7-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon, and Albertson
Opposed:	None

Council went back on the record at 9:43p.

XVII. ADJOURNMENT

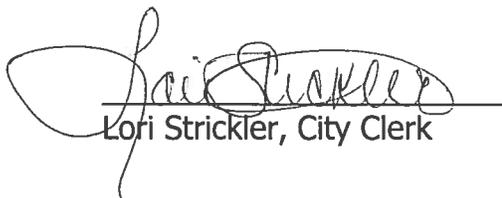
Main Motion: Adjourn

Moved by:	Springer
Seconded by:	Robb
Action:	Motion carried unanimously by a vote of 7-0
In favor:	Klejka, Springer, Robb, Whitney, Sigmon, Albertson and Pike
Opposed:	None



Joseph A. Klejka, Mayor

ATTEST:



Lori Strickler, City Clerk