

**I. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on May 9, 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**

<b>Comprising a quorum of the Council, the following members were present:</b>	
Mayor Rick Robb	Council Member Norman Ayagalria
Council Member Mark Springer	Council Member Fred Watson
Council Member Alisha Welch	Council Member Leif Albertson
Council Member Naim Shabani	
<b>Also in attendance were the following:</b>	
City Attorney Patty Burley	Asst. City Clerk Kevin Morgan
City Manager Pete Williams	

**IV. PEOPLE TO BE HEARD**

Mary Nanuwak- Stated that she came to the meeting when it was time to replace Byron Maczynski's seat, but nobody was around, so she left. She thought it was unfair as she was interested in the seat. She congratulated the new councilmember and wished them well. She believes that air containments are a danger for the people in this area. She commended the community members who picked up trash along the road.

**V. APPROVAL OF THE CONSENT AND REGULAR AGENDA**

**Main Motion:** Approve the Consent and Regular Agenda.

Moved by:	Springer
Seconded by:	Welch
Action:	Motion carries by a vote of 7-0

In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0
<b>Primary Amendment:</b> Remove "Item F" from Unfinished Business and move it after "Executive Session."	
Moved by:	Welch
Seconded by:	Springer
Action:	Motion carries by a vote of 7-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Ayagalria <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0
<b>Removal from Consent:</b> Item A and Item B from New Business.	
Moved by:	Albertson

**VI. APPROVAL OF THE MEETING MINUTES**

**Item A** – 4-20-2017 Special City Council Meeting.  
*Passed on the Consent Agenda*

**Item B** – 4-24-2017 Special City Council Meeting.  
*Passed on the Consent Agenda*

**Item C** – 4-25-2017 Regular City Council Meeting.  
*Passed on the Consent Agenda*

**Item D**– 5-1-2017 Special City Council Meeting.  
*Passed on the Consent Agenda*

**VII. REPORTS OF STANDING COMMITTEES**

**Public Safety and Transportation Commission –**

Council Representative, Norman Ayagalria– They had a meeting May 3<sup>rd</sup>. Update about YKHC expansion project. The City of Bethel will be involved in transit planning. Currently, Department of Transportation and YKHC are working together on this project. There are high times of traffic in the area of the project during the morning due the dropping off of children to the school in the area coinciding with the shift changes of hospital employees.

He also spoke of legislation (Ground Emergency Medical Transportation Services) that can benefit the Fire Department that is currently going through the legislature.

They discussed Animal Control. Loose dogs can cause financial difficulty to families water and sewer services, due to denial of service because of unclean areas caused by loose dogs. Loose

dogs can be trapped with traps from the City and citations can be given out. It's not feasible to have an animal control officer right now.

They are requesting one extra full-time position for the Fire Department due to a 20% increase of service calls. The new ambulance will be here on the fall barge. They also looked into re-instating a Temporary officer program but have not made a decision about it yet.

#### **Port Commission –**

Council Representative, Alisha Welch – Will meet on the 15th. Looking for more members.

#### **Planning Commission –**

Council Representative, Mark Springer– Will meet May 11 to discuss a new subdivision ordinance and will have a public hearing on the Blue Sky Subdivision proposal.

#### **Parks, Recreation, Aquatic Health and Safety Center Committee –**

Michelle Dewitt spoke – They met on May 8<sup>th</sup>. They talked about three main topics. They appreciated the Clean up Green up Proclamation by Council. Wanted the City to consider having City employees participate in Clean Up Green Up during work hours and would like other organizations to consider doing that as well.

There are questions and hesitations about who and how this year's 4<sup>th</sup> of July event will be run. Last year, the City Manager directed a temporary summer hire to coordinate the event with a Parks and Rec employee and significant Volunteer hours. This year due to travel schedules, the committee will not be able to provide the 50-100 hours of volunteer time needed for the event. Park's and Rec Budget under Public Works is only 43% spent with two months left in the budget. Would like the City to use some of those funds to hire a temporary staff to coordinate the 4<sup>th</sup> of July. Would like the city to consider privatizing certain recreational opportunities such as park maintenance, event coordination, supporting local sport leagues, and recreational programs.

#### **Finance Committee –**

City Attorney Patty Burley-

They had a Special Meeting on May 8<sup>th</sup>. They reviewed changes and tabled items. They expect to finish the revisions on the sales tax code on the 22<sup>nd</sup>.

#### **Energy Committee –**

Council Representative, Rick Robb –

No new meeting to report.

#### **Public Works Committee –**

Council Representative, Naim Shabani –

Next meeting May 17th

**VIII. SPECIAL ORDER OF BUSINESS**

**Item A – Election of Vice-Mayor.**

<b>Nomination:</b>	Albertson
Motion:	Welch
<b>Nomination:</b>	Watson
Motion:	Ayagalria
<b>Nomination:</b>	Springer
Motion:	Shabani

*Council Member Springer declined the Nomination.*

Round One Voting  
5 Votes for Watson  
2 Votes for Albertson

Council Member Fred Watson was elected Vice-Mayor by the Council.

*Council Member Ayagalria left the chambers at 7:10pm*

**IX. UNFINISHED BUSINESS**

**Item A – 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.*

<b>Main Motion:</b>	Adopt Ordinance 17-11 was made at the April 11, Regular Meeting.
Moved by:	Welch
Seconded by:	Ayagalria
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"/> Welch <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0
<b>Primary Amendment:</b>	Strike from 14.03.200b "A request must be submitted to the Port Director at least four (4) hours in advance." and change to "The port director should be notified at least four hours in advance.
Moved by:	Springer
Seconded by:	Shabani

Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Secondary  
Amendment:** Strike "should" insert "shall"

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary  
Amendment:** 14.04.030(h) change "July" to "January."

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary  
Amendment:** 14.04.030(I) Strike Section "I" and change to "No employee of the Port Department or any member of their immediate family may hold a seat on the Commission"

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Moved by: Shabani  
Seconded by: Springer  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary  
Amendment:** 14.04.040(A) strike "and the Federal Maritime Commission"

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary  
Amendment:** 14.04.070(c) insert "attempt to" between "shall" and "meet" in the first sentence.

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Moved by: Albertson  
Seconded by: welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** Accept City Attorney recommendations for 14.04.100.

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Moved by: Springer  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** Strike out 14.04.110

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Moved by: Welch  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** 14.05.010 strike "number" and replace with "official number or State Registration number."

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** 14.05.220(a) strike "Port Director "insert "US Coast Guard" in second sentence.

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** 14.05.220 a,b,c,d Replace transport and transported with "handle/handled and handling" as appropriate.

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary**

**Amendment:** 14.06.020(a) add to the end of the sentence "and any applicable penalties."

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Moved by: Albertson  
Seconded by: Springer

Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Subsidiary Motion:** 5 minute break

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Moved by: Springer  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary Amendment:** 14.08.050(a) strike "City Clerk" and insert "Port Director."

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Moved by: Welch  
Seconded by: Springer  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Item B – Public Hearing Of Ordinance 17-22: Amending The City Of Bethel Fee And Rate Schedule.**

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

**Main Motion:** Adopt Ordinance 17-22.

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Primary Amendment:** Under Garbage and Landfill rates, Under Vehicle Disposal at the Dump, per vehicle if batter and liquids are removed insert after free in the price section "limit to two per year."

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Secondary Amendment:** Add "For each additional vehicle disposal \$200 if battery and liquids are removed; \$300 if battery and liquids are not removed."

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Item C – Public Hearing of Ordinance 17-23: Amending Bethel Municipal Code 13.08.360 Experiments and Innovations.**

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

**Main Motion:** Adopt Ordinance 17-23.

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Moved by: Albertson  
Seconded by: Shabani  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

Change the first three sentences to "Nothing in this Chapter shall be construed to prohibit the use of experimental and/or innovative processes or procedures for waste treatment. The operation of such device, process or procedure shall have the prior written approval of the Public works Director. After a public hearing of the Public Works Committee, the Public Works Director shall evaluate the advice of the Public Works Committee in approving such devices, processes and procedures to ensure that they are not in conflict with the health and welfare of the city."

**Primary Amendment:**

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Secondary Amendment:**

Strike "approving" and Insert "considering approval of all."

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Item D – Public Hearing Of Budget Ordinance 16-17(I): Police Department’s ProComm Agreement Payment Schedule Change.**

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

**Main Motion:** Adopt Budget Ordinance 16-17(I).

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Moved by:	Springer
Seconded by:	Albertson
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"/> Welch <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0

**Item E – AM 17-31: Directing The City Manager To Enter Into A Contract With The Successful Proposer For General Insurance Broker Services.**

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

**Main Motion:** Approve AM 17-31 was made at the April 25, Regular Meeting.

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Moved by:	Springer
Seconded by:	Watson
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"/> Welch <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0

**Primary**

**Amendment:** Strike “to enter into” and insert “negotiate and execute.”

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Moved by:	Springer
Seconded by:	Albertson
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"/> Welch <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Shabani
Opposed:	0

**X. NEW BUSINESS**

**Item A –Introduction of Ordinance 17-25: Authorizing The Disposal Of Property Pursuant To BMC 4.08.030(B) Lease Agreement Between The City Of Bethel And Alaska Department Of Environmental Conservation-ADEC.**

**Main Motion:** Introduction of Ordinance 17-25.

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Moved by: Springer  
Seconded by: Albertson  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Item B – Introduction of Budget Ordinance 16-17(m): Amending the Adopted Annual FY 2017 Budget- Classification Study.**

**Main Motion:** Introduce Budget Ordinance 16-17(m).

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Moved by: Springer  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

**Item C – AM 17-35: Approve the City Clerk’s Request For Administrative Leave May 22 And May 23, 2017.**

*Passed on the Consent Agenda*

**Item D –IM 17-03: Monthly City Council Financial Report**

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

Mayor Richard Robb – To State Boards are meeting in Bethel: The Mental Health Board, and the Advisory Board on Alcohol and Drug abuse. They will be meeting Tuesday, Wednesday and Thursday morning at the Cultural Center. Wishes everyone safe boating.

Vice-Mayor Fred Watson – Congratulates winner of the Break Up. Wants everyone to remember to wear life jackets and boat safely this summer.

Council Member Leif Albertson – Reminded everyone that June 24<sup>th</sup> is the date for the Bethel Half Marathon. Call him at 543-4553 if you have any questions.

Council Member Alisha Welch – Wants everybody to stay safe on river and remember to Clean up Green up.

Council Member Mark Springer – Commended Break Up Bash. Commended the boys from McCann Treatment Center for a great job of cleanup the Kasayuli area. The Governor recognized Correctional Officers week and he wanted to extend those wishes to Correctional Officers from our area. Wishes wife happy anniversary.

Council Member Naim Shabani – Looking forward to the summer. This was his 1<sup>st</sup> regular meeting as a Council Member and he would like to thank everybody involved with the meeting.

## **XV. EXECUTIVE SESSION**

**Item A** – 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.

**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.

Move into executive session –

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 attending Item A are City Attorney Patty Burly, City Manager Pete Williams, Laura Cloward Human Resources at the City of Bethel, and Council.

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 attending Item B was the Council.

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**Main Motion:**

Moved by: Springer

Seconded by: welch

Action: Motion carries by a vote of 6-0

In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani

Opposed: 0

**Item F** – Employment Contract Negotiation/Renewal City Attorney.

*Mayor Robb opened the Public Hearing.*

*No one present to be heard.*

*Mayor Robb closed the Public Hearing.*

## **XVI. ADJOURNMENT**

**Main Motion:** Adjournment.

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Moved by: Albertson  
Seconded by: Welch  
Action: Motion carries by a vote of 6-0  
In favor:  Robb  Albertson  Welch  Watson  Springer  Shabani  
Opposed: 0

*Council adjourned at 11:20am.*



Richard Robb, Mayor

ATTEST:



Kevin Morgan,  
Assistant City Clerk