



City of Bethel

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Regular City Council Meeting

June 25, 2013

6:30 P.M.

Council Chambers; Bethel, Alaska

Bethel City Council

Approval of the Minutes

City of Bethel City Council Meeting Minutes

June 11, 2013

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on June 11, 2013 at 6:30pm, at the City Council Chambers, Bethel, Alaska.

Mayor Klejka called the meeting to order.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT: Council Member Gene Jr. Peltola
Council Member Joseph Klejka
Council Member Mark Springer
Council Member Rick Robb
Council Member Eric Whitney
Council Member Sharon Sigmon

ABSENT: Council Member Mary Sattler

STAFF: Acting City Clerk Bing Santamour
City Manager Lee Foley
City Attorney Patty Burley

IV. PEOPLE TO BE HEARD

Leif Albertson –
Requested the City maintain the ball diamonds at Pinky's Park.

Jenny Dobson –
Requested the City maintain the ball diamond at Pinky's Park.

Nikki Corbett –
Spoke in opposition to Ordinance 13-15, banning the use of silly string during the Fourth of July.

Daniel Hartmann –
 Spoke in opposition to Ordinance 13-15, banning the use of silly string during the Fourth of July.
 Requested the City maintain the ball diamond at Pinky’s Park. Informed the Council that he has been maintaining the field with his own money and on his own time for many years.

Kevin Morgan –
 Requested the City maintain the ball diamond at Pinky’s Park.

Andrea Jacobs –
 Requested the City maintain the ball diamond at Pinky’s Park.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

MOVED:	Whitney	Motion to approve the Consent and Regular Agenda.
SECONDED:	Robb	
MOVED:	Robb	Remove Ordinance 13-16, 13-17, 12-06 (c) and 13:12 (a) from the consent agenda.
VOTE ON MAIN MOTION	All in favor	

VI. APPROVAL OF THE MEETING MINUTES

Item A – 5-28-2013 Regular City Council Meeting Minutes
Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Item A- Port Commission –
 Port Director Pete Williams-

The next meeting will be Wed night.
 Received good news today, expending geo-bonds to finish boat harbor. P&R and Port are putting together safe boating classes end of July – you’ll see posters soon.

Item B- Planning Commission
Council Representative Rick Robb –
The next meeting will be Tuesday 6:30;
On June 24th the Board of Adjusters (Council) will hear an appeal
hearing on the decision of the Planning Commission from the United
KUC. Inc.

Item C-Public Works Committee –
Vice-Chair Jennifer Dobson-
The Committee will hold a meeting next Tuesday.

Item D-Energy Committee -
Eric Whitney, Council Representative –
A quorum of the body was not established, no meeting held. The next
meeting will be July 1st and the committee has one vacancy.

Item E-Public Safety and Transportation Commission-
Sharon Sigmon, Council Representative-
a meeting was held yesterday at new police station. A new fire truck in
on order which was funded by State grant.
Johnny Furlong was elected as vice chair.

Item F- Finance Committee-
Bobby Sutton, Finance Director-
Meetings are suspended for summer and will resume in fall time.

Item G-Parks and Recreations Committee
Ronda Sargent, Parks and Recreation Director-
Meetings are suspended for the summer and will resume in the fall.

VIII. UNFINISHED BUSINESS

Item A- Public Hearing Of Ordinance 13-14: Amending The City Of
Bethel Land Use Map For Snow Ridge Subdivision.

Mayor Klejka opened the public hearing.

Frank Mazarro, inquired where the subdivision would be located.

Mayor Klejka closed the public hearing.

MOVED:	Springer	Motion to adopt Ordinance 13-14.
SECONDED:	Sigmon	
VOTE ON MAIN MOTION	All in favor	

Item B- Public Hearing Of Ordinance 13-15: Prohibiting The Sale And Use Of Silly String And Other Nuisance Products During The Annual Fourth Of July Celebration.

Mayor Klejka opened the public hearing.

Frank Mazarro spoke in opposition to Ordinance 13-15.

Mayor Klejka closed the public hearing.

MOVED:		Motion to adopt Ordinance 13-15.
SECONDED:		
VOTE ON MAIN MOTION	A motion to adopt was not made.	

IX. NEW BUSINESS

Item A- Introduction Of Ordinance 13-16: Amending BMC Section 5.40 Taxi Cab Chauffeurs, Cell Phone Use Prohibited.

MOVED:	Sigmon	Motion to introduce Ordinance 13-16.
SECONDED:	Springer	
VOTE ON MAIN MOTION	All in favor	

Item B- Introduction Of Ordinance 13-17: Amending BMC Title 10 Traffic.

MOVED:	Sigmon	Motion to introduce Ordinance 13-17.
SECONDED:	Springer	
VOTE ON MAIN MOTION	All in favor	

**Item C- Introduction Of Budget Ordinance 12-06 (c): Fiscal Year 2013
Budget Modification.**

MOVED:	Sigmon	Motion to introduce Budget Ordinance 12-06(c).
SECONDED:	Whitney	
VOTE ON MAIN MOTION	All in favor	

**Item D- Introduction Of Budget Ordinance 13:12 (a): Fiscal Year 2014
Budget Modification.**

MOVED:	Whitney	Motion to introduce Budget Ordinance 13-12 (a).
SECONDED:	Springer	
VOTE ON MAIN MOTION	Motion passes, 5-1 Robb in opposition	

**Item E- AM 13-13: Personal Time Off For The City Clerk June 21st
Through July 5th.**

Passed on the consent agenda.

XII. MAYOR'S REPORT

XIII. MANAGERS REPORT

XIV. CITY CLERK'S REPORT

XV. COUNCIL MEMBER COMMENTS 8:00 58

Council Member Springer-

The budget modification ordinance passed – nice to hear other ideas on how to spend surplus revenue.

As you drive down gravel road, your best dust control is your rear view mirror.

Council Member Robb-

Pleased that this Council did not pass the silly string ordinance.

It's boating season – safe summer, safe boating and good fishing.

Council Member Whitney-

Steamboat Slew is a hazard to navigation with half-sunk barge in the middle of the channel.

Vice Mayor Peltola-
 The salmon have arrived.
 Glad to hear dumpster discussion.
 Another problem out there is loose dogs that dumpster dive.
 Commented on past July 4th activities and encouraged Parks and Recreation to focus on activities for the youth during the festivities.

Mayor Klejka-
 During the Fourth of July celebration the police should be doing all traffic; the booth should come from Finance and P&R should manage the kids games; dedicate \$2000 for prizes for ten different games throughout the festivities.
 Hope to get baseball field gets up to usable standard. The City has big equipment that could be used for maintaining the field rather than relying on volunteers who only have hand tools.
 Another complaint around town is all of the grocery bags all over the place. The City must enforce the ordinance requiring biodegradable bags and takeout containers.
 Recommended fencing in dumpsters so that trash doesn't blow all over.

Council Member Sigmon-
 It is a good time to be in Bethel.
 Heard that someone got a couple a kings already.
 With regard to the silly string ordinance, it is onerous job to clean it up.
 Ballpark topic and nice to hear city manager say he'll take care of that.

XVI. ADJOURNMENT

MOVED:	Spring	Motion to adjourn.
SECONDED:	Peltola	
VOTE ON MAIN MOTION	All in favor	

 Joseph A. Klejka, Mayor

ATTEST:

 Lori Strickler, City Clerk

Bethel City Council

Reports of Standing Committees

City of Bethel, Alaska

Planning Commission

June 13, 2013

Regular Meeting

Bethel, Alaska

I. CALL TO ORDER

A regular meeting of the Planning Commission was held on at 6: 30 pm in the City Hall conference room in Bethel, Alaska.

Chairman, John Guinn, called the meeting to order at 6:30 pm.

II. ROLL CALL

Compromising a quorum of the Commission, the following members were present for roll call:

John Guinn, Joy Shantz (telephonically), Abe Palacios, Cliff Linderoth and Rick Robb. Absent: Mike Walter. Also present was recorder Betsy Jumper.

III. PEOPLE TO BE HEARD

- None

IV. APPROVAL OF AGENDA

MOTION TO APPROVE THE AGENDA FOR THE JUNE 13, 2013 MEETING

MOVED:	Abe Palacios	To approve the agenda for the June 13, 2013 meeting.
SECONDED:	Rick Robb	
VOTE ON MAIN MOTION		
All in favor Motion passes; 5 yes and 0 opposed.		

V. APPROVAL OF MINUTES

MOTION TO APPROVE THE MINUTES FROM THE MAY 9, 2013 MEETING AND THE SPECIAL MEETING MAY 23, 2013

MOVED:	Abe Palacios	To approve the minutes of the May 9, 2013 meeting and the minutes of the special meeting May 23, 2013.
SECONDED:	Rick Robb	
VOTE ON MAIN MOTION		
All in favor Motion passes; 5 yes and 0 opposed.		

VI. COMMISSIONER'S COMMENTS: Rick expressed concerns about the proposed changes to the BMC nuisance rewriting/revisions, specifically why haven't the changes/recommendations gone over to the council as the Planning Commission directed. Also, the tower hearing appeal is set for June 24th.

VII. UNFINISHED BUSINESS: None.

VIII. NEW BUSINESS: A. Resolution 2013-01, Disapproving the Conditional Use Permit Application for a Sixty-foot telecommunications tower at 9116 Ptarmigan Street, Plat 80-2, Block 10, Lot 15, Bethel, Alaska 00559. Cliff Linderoth abstained from voting due to a previously discussed conflict of interest.

MOTION TO ACCEPT THE RESOLUTION

MOVED:	Abe Palacios	To accept resolution 2013-01 disapproving the conditional use permit for a telecommunications tower.
SECONDED:	Joy Shantz	
VOTE ON MAIN MOTION		
All in favor Motion passes; 4 yes and 0 opposed.		

IX. ADJOURNMENT, Motion to adjourn the meeting.

MOVED:	Abe Palacios	To adjourn the meeting at 6:45.
SECONDED:	Cliff Linderoth	
VOTE ON MAIN MOTION		
All in favor Motion passes; 5 yes and 0 opposed.		

Next meeting will be on July 11, 2013.

John Guinn, Chairman

Betsy Jumper, Recorder

Bethel City Council

Unfinished Business

Introduced by: Public Safety and
Transportation Commission
Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #13-16

AN ORDINANCE AMENDING THE BETHEL MUNICIPAL CODE SECTION 5.40 CHAUFFEURS, CELL PHONE USE PROHIBITED

WHEREAS, operating a motor vehicle is a multi-task function and dispatching via radio and telephone complicates and distracts from the safe and professional operation of a "for hire" commercial vehicle.

WHEREAS, using a cell-phone while operating a taxicab has proven to be distracting to chauffeurs and therefore dangerous to the public.

WHEREAS, the State of Alaska and the US Department of Transportation have enacted rules and regulations regarding cell phones and other devices which distract drivers in an effort to promote traffic safety for commercial drivers and the public.

WHEREAS, prohibiting the use of cell-phones by chauffeurs would increase safe driving practices and prevent dangerous driving action.

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. This ordinance is of permanent nature and shall be codified within the Bethel Municipal Code.

SECTION 2. Amendment. Section 5.40 of the Bethel Municipal Code Chauffeurs is amended as follows (new language is underlined and old language is stricken out).

CHAPTER 5.40 CHAUFFEURS

5.40.110 Two-way radio prohibited.

No chauffeur may possess in a taxicab or allow another to operate a scanner capable of monitoring a frequency used by a dispatch service other than that used by the taxicab's dispatch service.

5.40.120 Records. Cell-phone use prohibited.

- A. ~~*Repealed by Ord. 07-16.*~~ A chauffeur may not operate a regulated vehicle while using a cell-phone unless the chauffeur is using his or her cell-phone to report illegal activity, summon medical or other emergency help, prevent injury to a person or property, or when parked without any passengers in the vehicle.

Introduced by: Public Safety and
Transportation Commission
Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- B. A chauffeur operating a permitted vehicle while holding a cell-phone to his or her ear is guilty of violating this subsection of the BMC.
1. A written warning to be added to the Chauffeur's file for the first (1st) offense.
 2. Suspension of Chauffeur's permit for a minimum of (10) days for the second (2nd) offense.
 3. Chauffeur's permit is susceptible to revocation for the third (3rd) offense.

5.40.130 Requirement of check-in and check-out.

Each chauffeur of a taxicab must check in with the dispatch service engaged by the permittee when the chauffeur begins a work shift and check out when the chauffeur departs a work shift.

SECTION 3. Effective Date. This ordinance shall become effective immediately, upon passage by the City Council.

ENACTED THIS DAY OF 2013, BY A VOTE OF IN FAVOR AND OPPOSED.

Joseph A. Klejka, Mayor

ATTEST:

Lori Strickler, City Clerk

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance #13-17

**AN ORDINANCE AMENDING THE BETHEL MUNICIPAL CODE TITLE
10 VEHICLES AND TRAFFIC BY REPEALING CHAPTERS 10.02
MOTOR VEHICLE AND DRIVING OFFENSES – RULES OF THE ROAD;
10.04 MOTOR VEHICLE AND DRIVING OFFENSES – VEHICLE
EQUIPMENT AND INSPECTION, 10.06 INSPECTION OF VEHICLES
AND ADOPTING TITLE 10.01 MOTOR VEHICLE AND DRIVING
OFFENSES**

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. This ordinance is of a permanent nature and shall become a part of the Bethel Municipal Code.

SECTION 2. Amendment to BMC Title 10 Vehicles and Traffic. The Bethel Municipal Code is amended as follows (new language is underlined and ~~old language is stricken out~~):

~~Chapter 10.02~~

~~MOTOR VEHICLE AND DRIVING OFFENSES – RULES OF THE ROAD~~

Sections:

~~10.02.005~~ Traffic control devices—Obedience to and required traffic control devices.

~~10.02.020~~ Traffic control devices—Flashing signals.

~~10.02.030~~ Traffic control devices—Display of unauthorized signs, signals or markings.

~~10.02.050~~ Use of roadway—Driving on right side of roadway—Exceptions and special situations.

~~10.02.055~~ Use of roadway—Passing on right.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
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Vote:

- ~~10.02.060 Use of roadway Limitations on driving left of center.~~
- ~~10.02.065 Use of roadway Overtaking a vehicle on left Limitations.~~
- ~~10.02.070 Use of roadway Passing vehicles proceeding in opposite direction.~~
- ~~10.02.075 Use of roadway No passing zones.~~
- ~~10.02.085 Use of roadway Driving on roadways laned for traffic.~~
- ~~10.02.090 Use of roadway Following too closely.~~
- ~~10.02.120 Right of way Vehicle approaching or entering intersection.~~
- ~~10.02.125 Right of way Vehicle turning left.~~
- ~~10.02.130 Right of way Stop signs and yield signs.~~
- ~~10.02.135 Right of way Vehicle entering roadway.~~
- ~~10.02.140 Right of way Driving of vehicles on approach of authorized emergency vehicles.~~
- ~~10.02.155 Pedestrian rights and duties Pedestrian right of way and safety zones.~~
- ~~10.02.160 Pedestrian rights and duties Crossing at other than crosswalks.~~
- ~~10.02.175 Pedestrian rights and duties Pedestrian on highways.~~
- ~~10.02.180 Pedestrian rights and duties Pedestrian soliciting rides or business.~~
- ~~10.02.190 Pedestrian rights and duties Blind pedestrian devices and right of way.~~
- ~~10.02.195 Pedestrian rights and duties Pedestrians yield to authorized emergency vehicles.~~
- ~~10.02.200 Turning, starting and signals on turning Starting and stopping Required position and method of turning.~~
- ~~10.02.205 Turning, starting and signals on turning Starting and stopping Limitations on turning.~~
- ~~10.02.210 Turning, starting and signals on turning Starting and stopping Starting parked vehicle.~~
- ~~10.02.215 Turning, starting and signals on turning Starting and stopping Turning movements and required signals.~~
- ~~10.02.257 Special stops required Merging from alley, driveway or building.~~
- ~~10.02.260 Special stops required Overtaking and passing school bus.~~
- ~~10.02.265 Special stops required Stop when traffic may be obstructed.~~
- ~~10.02.275 Speed restrictions Basic speed and maximum limits.~~
- ~~10.02.280 Speed restrictions Alteration of limits by state and municipalities.~~
- ~~10.02.295 Speed restrictions Minimum speed regulation.~~
- ~~10.02.325 Speed restrictions Special speed limitations.~~
- ~~10.02.330 Speed restrictions Racing on highway.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~10.02.340~~ Stopping, standing and parking—Stopping, standing or parking on highway and in other locations.
- ~~10.02.345~~ Stopping, standing and parking—Officers authorized to remove vehicles.
- ~~10.02.365~~ Stopping, standing and parking—Additional parking regulations.
- ~~10.02.367~~ Stopping, standing and parking—Loading zone.
- ~~10.02.372~~ Stopping, standing and parking—Public carrier stops.
- ~~10.02.385~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Applicability of regulations to bicycles.
- ~~10.02.395~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Riding on bicycles and certain nonmotorized conveyances.
- ~~10.02.400~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Riding bicycles on roadways and bicycle paths.
- ~~10.02.420~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Parking of bicycles.
- ~~10.02.422~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Applicability of regulations to motorcycles.
- ~~10.02.425~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Riding on motorcycles and motor-driven cycles.
- ~~10.02.427~~ Special rules for bicycles, nonmotorized conveyances, motorcycles and motor-driven cycles—Driving motorcycles and motor-driven cycles on roadways laned for traffic.
- ~~10.02.430~~ Special rules for snowmobiles and other off-highway vehicles—Applicability of regulations—Parental responsibility.
- ~~10.02.445~~ Special rules for snowmobiles and other off-highway vehicles—Riding on snowmobiles and other off-highway vehicles.
- ~~10.02.455~~ Special rules for snowmobiles and other off-highway vehicles—Operation on highway and other locations.
- ~~10.02.480~~ Miscellaneous provisions—Unattended motor vehicle.
- ~~10.02.482~~ Miscellaneous provisions—Limited use of vehicular ways and areas.
- ~~10.02.485~~ Miscellaneous provisions—Limitations on backing.
- ~~10.02.487~~ Miscellaneous provisions—Driving on sidewalk.
- ~~10.02.495~~ Miscellaneous provisions—Riding in and on vehicles and towed objects—Boarding and alighting—Obstructing of driver's view of driving mechanism.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
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~~10.02.497~~ Miscellaneous provisions—Funerals and other processions—
Permits.
~~10.02.505~~ Miscellaneous provisions—Animals on highway and other areas.
~~10.02.515~~ Miscellaneous provisions—Coasting prohibited.
~~10.02.517~~ Miscellaneous provisions—Authorized and emergency vehicles.
~~10.02.520~~ Miscellaneous provisions—Following authorized emergency vehicle;
interference at scene of accident—Crossing fire hose.
~~10.02.530~~ Miscellaneous provisions—Littering, depositing materials and
dragging objects prohibited.
~~10.02.545~~ Miscellaneous provisions—Drivers to exercise care.
~~10.02.560~~ General provisions—Application of traffic regulations.

~~10.02.005~~ Traffic control devices—Obedience to and required traffic control devices.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.005.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.005.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.005. [Ord. 93-07
§5.]

~~10.02.020~~ Traffic control devices—Flashing signals.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.020.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.020. [Ord. 93-07
§5.]

~~10.02.030~~ Traffic control devices—Display of unauthorized signs, signals or markings.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.030.
B. The city adopts by reference all of subsection (d) of 13 AAC 02.030. [Ord. 93-07
§5.]

~~10.02.050~~ Use of roadway—Driving on right side of roadway—Exceptions and special
situations.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.050.
B. The city adopts all of subsection (b) of 13 AAC 02.050. [Ord. 93-07 §5.]

~~10.02.055~~ Use of roadway—Passing on right.
A. The city adopts all of subsection (a) of 13 AAC 02.055.
B. The city adopts all of subsection (b) of 13 AAC 02.055. [Ord. 93-07 §5.]

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~10.02.060 Use of roadway—Limitations on driving left of center.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.060.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.060. [Ord. 93-07 § 5.]~~

~~10.02.065 Use of roadway—Overtaking a vehicle on left—Limitations.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.065.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.065. [Ord. 93-07 § 5.]~~

~~10.02.070 Use of roadway—Passing vehicles proceeding in opposite direction.~~

~~The city adopts by reference all of 13 AAC 02.070. [Ord. 93-07 § 5.]~~

~~10.02.075 Use of roadway—No passing zones.~~

~~A. The city adopts by reference all of subsection (b) of 13 AAC 02.075.~~

~~B. The city adopts by reference all of subsection (c) of 13 AAC 02.075. [Ord. 93-07 § 5.]~~

~~10.02.085 Use of roadway—Driving on roadways laned for traffic.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.085.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.085. [Ord. 93-07 § 5.]~~

~~10.02.090 Use of roadway—Following too closely.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.095.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.095.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.095. [Ord. 93-07 § 5.]~~

~~10.02.120 Right of way—Vehicle approaching or entering intersection.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.120.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.120.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.120. [Ord. 93-07 § 5.]~~

~~10.02.125 Right of way—Vehicle turning left.~~

~~The city adopts by reference 13 AAC 02.125 in its entirety. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
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Introduction Date: June 11, 2013
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~~10.02.130 Right of way—Stop signs and yield signs.~~

~~A. The city adopts by reference all of subsection (b) of 13 AAC 02.130.~~

~~B. The city adopts by reference all of subsection (c) of 13 AAC 02.130. [Ord. 93-07 § 5.]~~

~~10.02.135 Right of way—Vehicle entering roadway.~~

~~The city adopts by reference all of subsection (b) of 13 AAC 02.135. [Ord. 93-07 § 5.]~~

~~10.02.140 Right of way—Driving of vehicles on approach of authorized emergency vehicles.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.140.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.140.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.140. [Ord. 93-07 § 5.]~~

~~10.02.155 Pedestrian rights and duties—Pedestrian right of way and safety zones.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.155.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.155.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.155.~~

~~D. The city adopts by reference all of subsection (d) of 13 AAC 02.155.~~

~~E. The city adopts by reference all of subsection (e) of 13 AAC 02.155. [Ord. 93-07 § 5.]~~

~~10.02.160 Pedestrian rights and duties—Crossing at other than crosswalks.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.160.~~

~~B. The city adopts by reference all of subsection (c) of 13 AAC 02.160.~~

~~C. The city adopts by reference all of subsection (d) of 13 AAC 02.160.~~

~~D. The city adopts by reference all of subsection (e) of 13 AAC 02.160.~~

~~E. The city adopts by reference all of subsection (f) of 13 AAC 02.160. [Ord. 93-07 § 5.]~~

~~10.02.175 Pedestrian rights and duties—Pedestrian on highways.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.175.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.175.~~

~~C. The city adopts by reference all of subsection (d) of 13 AAC 02.175.~~

~~D. The city adopts by reference all of subsection (e) of 13 AAC 02.175. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
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Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
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~~10.02.180 Pedestrian rights and duties—Pedestrian soliciting rides or business.
The city adopts by reference 13 AAC 02.180 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.190 Pedestrian rights and duties—Blind pedestrian devices and right of way.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.190.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.190. [Ord. 93-07
§ 5.]~~

~~10.02.195 Pedestrian rights and duties—Pedestrians yield to authorized emergency
vehicles.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.195.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.195. [Ord. 93-07
§ 5.]~~

~~10.02.200 Turning, starting and signals on turning—Starting and stopping—Required
position and method of turning.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.200.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.200.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.200. [Ord. 93-07
§ 5.]~~

~~10.02.205 Turning, starting and signals on turning—Starting and stopping—Limitations
on turning.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.205.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.205. [Ord. 93-07
§ 5.]~~

~~10.02.210 Turning, starting and signals on turning—Starting and stopping—Starting
parked vehicle.
The city adopts by reference 13 AAC 02.210 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.215 Turning, starting and signals on turning—Starting and stopping—Turning
movements and required signals.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.220.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.220.
C. The city adopts by reference all of subsection (d) of 13 AAC 02.220.
D. The city adopts by reference all of subsection (f) of 13 AAC 02.220. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
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Action:
Vote:

~~10.02.257 Special stops required—Merging from alley, driveway or building.
The city adopts by reference 13 AAC 02.257 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.260 Special stops required—Overtaking and passing school bus.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.260.~~

~~B. The city adopts by reference all of subsection (d) of 13 AAC 02.260. [Ord. 93-07 § 5.]~~

~~10.02.265 Special stops required—Stop when traffic may be obstructed.~~

~~The city adopts by reference 13 AAC 02.265 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.275 Speed restrictions—Basic speed and maximum limits.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.275.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.275.~~

~~C. The city adopts by reference all of subsection (e) of 13 AAC 02.275. [Ord. 93-07 § 5.]~~

~~10.02.280 Speed restrictions—Alteration of limits by state and municipalities.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.280.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.280.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.280.~~

~~D. The city adopts by reference all of subsection (d) of 13 AAC 02.280. [Ord. 93-07 § 5.]~~

~~10.02.295 Speed restrictions—Minimum speed regulation.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.295.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.295. [Ord. 93-07 § 5.]~~

~~10.02.325 Speed restrictions—Special speed limitations.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.325.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.325.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.325.~~

~~D. The city adopts by reference all of subsection (d) of 13 AAC 02.325.~~

~~E. The city adopts by reference all of subsection (e) of 13 AAC 02.325.~~

~~F. The city adopts by reference all of subsection (f) of 13 AAC 02.325. [Ord. 93-07 § 5.]~~

~~10.02.330 Speed restrictions—Racing on highway.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.330.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.330. [~~Ord. 93-07 § 5.~~]

~~10.02.340 Stopping, standing and parking—Stopping, standing or parking on highway and in other locations:~~

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.340.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.340.
- C. The city adopts by reference all of subsection (c) of 13 AAC 02.340.
- D. The city adopts by reference all of subsection (d) of 13 AAC 02.340. [~~Ord. 93-07 § 5.~~]

~~10.02.345 Stopping, standing and parking—Officers authorized to remove vehicles:~~

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.345.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.345.
- C. The city adopts by reference all of subsection (c) of 13 AAC 02.345.
- D. The city adopts by reference all of subsection (d) of 13 AAC 02.345. [~~Ord. 93-07 § 5.~~]

~~10.02.365 Stopping, standing and parking—Additional parking regulations:~~

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.365.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.365.
- C. The city adopts by reference all of subsection (c) of 13 AAC 02.365.
- D. The city adopts by reference all of subsection (f) of 13 AAC 02.365.
- E. The city adopts by reference all of subsection (g) of 13 AAC 02.365. [~~Ord. 93-07 § 5.~~]

~~10.02.367 Stopping, standing and parking—Loading zone:~~

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.367.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.367.
- C. The city adopts by reference all of subsection (c) of 13 AAC 02.367.
- D. The city adopts by reference all of subsection (d) of 13 AAC 02.367. [~~Ord. 93-07 § 5.~~]

~~10.02.372 Stopping, standing and parking—Public carrier stops:~~

- A. The city adopts by reference all of subsection (a) of 13 AAC 02.372.
- B. The city adopts by reference all of subsection (b) of 13 AAC 02.372.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~C. The city adopts by reference all of subsection (c) of 13 AAC 02.372.
D. The city adopts by reference all of subsection (d) of 13 AAC 02.372. [Ord. 93-07 § 5.]~~

~~10.02.385 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Applicability of regulations to bicycles.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.385.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.385.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.385. [Ord. 93-07 § 5.]~~

~~10.02.395 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Riding on bicycles and certain nonmotorized conveyances.~~

~~A. The city adopts by reference all of subsection (b) of 13 AAC 02.395.
B. The city adopts by reference all of subsection (c) of 13 AAC 02.395.
C. The city adopts by reference all of subsection (d) of 13 AAC 02.395.
D. The city adopts by reference all of subsection (e) of 13 AAC 02.395.
E. The city adopts by reference all of subsection (f) of 13 AAC 02.395. [Ord. 93-07 § 5.]~~

~~10.02.400 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Riding bicycles on roadways and bicycle paths.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.400.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.400.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.400.
D. The city adopts by reference all of subsection (d) of 13 AAC 02.400.
E. The city adopts by reference all of subsection (f) of 13 AAC 02.400.
F. The city adopts by reference all of subsection (g) of 13 AAC 02.400.
G. The city adopts by reference all of subsection (h) of 13 AAC 02.400. [Ord. 93-07 § 5.]~~

~~10.02.420 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Parking of bicycles.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.420.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.420.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.420. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~10.02.422 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Applicability of regulations to motorcycles.
The city adopts by reference 13 AAC 02.422 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.425 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Riding on motorcycles and motor driven cycles.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.425.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.425.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.425.
D. The city adopts by reference all of subsection (d) of 13 AAC 02.425. [Ord. 93-07 § 5.]~~

~~10.02.427 Special rules for bicycles, nonmotorized conveyances, motorcycles and motor driven cycles—Driving motorcycles and motor driven cycles on roadways laned for traffic.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.427.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.427.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.427. [Ord. 93-07 § 5.]~~

~~10.02.430 Special rules for snowmobiles and other off-highway vehicles—Applicability of regulations—Parental responsibility.
The city adopts by reference all of subsection (a) and all of subsection (b) of 13 AAC 02.430. [Ord. 93-07 § 5.]~~

~~10.02.445 Special rules for snowmobiles and other off-highway vehicles—Riding on snowmobiles and other off-highway vehicles.
The city adopts by reference all of subsection (a) of 13 AAC 02.445. [Ord. 93-07 § 5.]~~

~~10.02.455 Special rules for snowmobiles and other off-highway vehicles—Operation on highway and other locations.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.455.
B. The city adopts by reference all of subsection (f) of 13 AAC 02.455.
C. The city adopts by reference all of subsection (g) of 13 AAC 02.455.
D. The following paragraphs and language are a supplement to and do not replace language in the Alaska Administrative Code:~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~1. Snowmobiles and ATVs shall also be permitted to operate only on city owned and maintained streets subject to the following rules and regulations:~~
 - ~~a. Snow machines and ATVs shall be permitted; provided, that the driver of the snow machine is at least sixteen (16) years of age and possesses at minimum a valid Alaska Class D driver's license, or equivalent from another jurisdiction, and complies with all state of Alaska laws and regulations pertaining to driver's licenses.~~
 - ~~b. Snow machines and ATVs must comply with all state of Alaska and city of Bethel traffic laws and ordinances, including but not limited to:~~
 - ~~i. Vehicle must be registered through the Division of Motor Vehicles, and proof of registration must be displayed in the designated location on the vehicle; and~~
 - ~~ii. Vehicle must have liability insurance, and proof of insurance must be presented on demand; and~~
 - ~~iii. Vehicle must be equipped with at least one (1) functional headlight, taillight, and brake light that meets Alaska Administrative Code requirements for said equipment; and~~
 - ~~iv. Vehicle may not carry any passengers other than the operator unless it is designed and equipped by the manufacturer to do so; and~~
 - ~~v. Vehicle operator must abide by all speed limits, regulatory signs, and other traffic safety regulations.~~
 - ~~c. The operator must comply with all state of Alaska and city of Bethel laws and ordinances as they pertain to the use of eye protection and helmets.~~
 - ~~d. Towing of sleds or trailers is permitted only under the following restrictions:~~
 - ~~i. The sled or trailer must be attached by a solid and rigid towing device (ropes, cables, tow straps and the like are prohibited); and~~
 - ~~ii. The sled or trailer must be equipped with the proper lighting that is illuminated if the taillight and brake light of the snow machine or ATV are not visible from behind the sled or trailer; and~~
 - ~~iii. If not required to have lights, the sled or trailer must be equipped with at least two (2) red reflectors, one (1) permanently attached to each uppermost rear corner of the sled or trailer; and~~
 - ~~iv. Trailers being towed must be under one thousand five hundred (1,500) pounds (including its cargo) and the trailer and its cargo cannot be blocking the operator's ability to easily see behind the vehicle and trailer.~~
- ~~2. Definitions. As used in this section:~~
 - ~~a. "Snow machine" means a motor vehicle weighing one (1) ton or less, gross vehicle weight, primarily designed to travel over snow and supported, in part, by skis, belts, cleats, tracks or low pressure tires and includes the vehicle commonly known as a snowmobile or snow go.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~b. "ATV" means a propelled vehicle that has three (3) or more wheels or two (2) or more tracks or treads, measuring less than seventy five (75) inches in width, having a dry weight of one (1) ton or less, being equipped with low pressure tires or rubberized or metal tracks or treads and designed primarily for travel over unimproved terrain.~~

~~3. Offenses. A parent or guardian of a minor under the age of sixteen (16) commits an offense under this section if he/she knowingly permits, or, by insufficient control, allows the minor to operate a snow machine or ATV in violation of this section. Indifference as to the activities or whereabouts of the minor under the age of sixteen (16) shall be prima facie evidence of insufficient control.~~

~~4. Fines.~~

~~a. Any operator or parent or guardian of a minor operator under sixteen (16) found guilty of a violation of this section that will not be charged under state of Alaska statute or Administrative Code is guilty of an infraction and is punishable by a fine of:~~

~~i. Twenty five dollars (\$25) for a first (1st) citation;~~

~~ii. Fifty dollars (\$50) for a second (2nd) citation;~~

~~iii. Seventy five dollars (\$75) for a third (3rd) citation;~~

~~iv. One hundred dollars (\$100) for a fourth (4th) citation, and each one (1) thereafter.~~

~~b. Officers of the Bethel police department may impound snow machines and ATVs whose operators have been cited upon the fourth (4th) citation under the provisions of this section. [Ord. 06-21 §§ 2-5; Ord. 93-07 § 5.]~~

~~10.02.480 Miscellaneous provisions—Unattended motor vehicle.~~

~~The city adopts by reference 13 AAC 02.480 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.482 Miscellaneous provisions—Limited use of vehicular ways and areas.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.482.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.482. [Ord. 93-07 § 5.]~~

~~10.02.485 Miscellaneous provisions—Limitations on backing.~~

~~The city adopts by reference all of subsection (a) of 13 AAC 02.485. [Ord. 93-07 § 5.]~~

~~10.02.487 Miscellaneous provisions—Driving on sidewalk.~~

~~The city adopts by reference 13 AAC 02.487 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.495 Miscellaneous provisions—Riding in and on vehicles and towed objects—Boarding and alighting—Obstructing of driver's view of driving mechanism.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.495.
B. The city adopts by reference all of subsection (c) of 13 AAC 02.495.
C. The city adopts by reference all of subsection (d) of 13 AAC 02.495.
D. The city adopts by reference all of subsection (e) of 13 AAC 02.495.
E. The city adopts by reference all of subsection (f) of 13 AAC 02.495.
F. The city adopts by reference all of subsection (g) of 13 AAC 02.495. [Ord. 93-07 § 5.]~~

~~10.02.497 Miscellaneous provisions—Funerals and other processions—Permits.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.497.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.497.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.497. [Ord. 93-07 § 5.]~~

~~10.02.505 Miscellaneous provisions—Animals on highway and other areas.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.505.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.505.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.505.
D. The city adopts by reference all of subsection (e) of 13 AAC 02.505. [Ord. 93-07 § 5.]~~

~~10.02.515 Miscellaneous provisions—Coasting prohibited.
The city adopts by reference 13 AAC 02.515 in its entirety. [Ord. 93-07 § 5.]~~

~~10.02.517 Miscellaneous provisions—Authorized and emergency vehicles.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.517.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.517.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.517.
D. The city adopts by reference all of subsection (d) of 13 AAC 02.517.
E. The city adopts by reference all of subsection (e) of 13 AAC 02.517.
F. The city adopts by reference all of subsection (f) of 13 AAC 02.517.
G. The city adopts by reference all of subsection (g) of 13 AAC 02.517. [Ord. 93-07 § 5.]~~

~~10.02.520 Miscellaneous provisions—Following authorized emergency vehicle,
interference at scene of accident—Crossing fire hose.
A. The city adopts by reference all of subsection (a) of 13 AAC 02.520.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~B. The city adopts by reference all of subsection (b) of 13 AAC 02.520.
C. The city adopts by reference all of subsection (c) of 13 AAC 02.520. [Ord. 93-07
§ 5.]~~

~~10.02.530 Miscellaneous provisions—Littering, depositing materials and dragging
objects prohibited.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.530.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.530.
C. The city adopts by reference all of subsection (d) of 13 AAC 02.530. [Ord. 93-07
§ 5.]~~

~~10.02.545 Miscellaneous provisions—Drivers to exercise care.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 02.545.
B. The city adopts by reference all of subsection (b) of 13 AAC 02.545. [Ord. 93-07
§ 5.]~~

~~10.02.560 General provisions—Application of traffic regulations.~~

~~The city adopts by reference 13 AAC 02.560 in its entirety. [Ord. 93-07 § 5.]~~

Chapter 10.04

MOTOR VEHICLE AND DRIVING OFFENSES—VEHICLE EQUIPMENT AND INSPECTION

Sections:

~~10.04.001—Scope and effect of regulations—Standards and inspections—Scope
and effect of regulations.~~

~~10.04.002—Scope and effect of regulations—Standards and inspections—
Unlawful to drive unsafe vehicle or violate chapter.~~

~~10.04.003—Scope and effect of regulations—Standards and inspections—
Minimum equipment required on vehicle for sale, rent, lease or loan.~~

~~10.04.004—Scope and effect of regulation—Standards and inspections—Sale or
use of equipment.~~

~~10.04.005—Scope and effect of regulations—Standards and inspections—
Disconnections or alterations of equipment.~~

~~10.04.006—Scope and effect of regulations—Standards and inspections—When
inspection required—Roadside inspection.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~10.04.007~~ — Scope and effect of regulations — Standards and inspections —
Unsafe or defectively equipped vehicle.
- ~~10.04.008~~ — Scope and effect of regulations — Standards and inspections —
Disposition of equipment citation.
- ~~10.04.009~~ — Scope and effect of regulations — Standards and inspections —
Prohibited practices.
- ~~10.04.010~~ — Lighting equipment — When lights are required.
- ~~10.04.015~~ — Lighting equipment — Visibility, distance and mounted height of
lights.
- ~~10.04.020~~ — Lighting equipment — Headlights.
- ~~10.04.025~~ — Lighting equipment — Taillights.
- ~~10.04.030~~ — Lighting equipment — Reflectors.
- ~~10.04.035~~ — Lighting equipment — Stop lights.
- ~~10.04.037~~ — Lighting equipment — Turn lights.
- ~~10.04.040~~ — Lighting equipment — Additional lighting requirements.
- ~~10.04.070~~ — Lighting equipment — Parking lights.
- ~~10.04.090~~ — Lighting equipment — Authorized emergency vehicles.
- ~~10.04.095~~ — Lighting equipment — Flashing yellow vehicular hazard and warning
lights.
- ~~10.04.097~~ — Lighting equipment — Special school bus lighting equipment.
- ~~10.04.100~~ — Lighting equipment — Flashing blue lights on vehicles.
- ~~10.04.145~~ — Lighting equipment — Restrictions on lighting equipment.
- ~~10.04.205~~ — Brakes and other equipment — Brakes.
- ~~10.04.210~~ — Brakes and other equipment — Horns and warning devices.
- ~~10.04.215~~ — Brakes and other equipment — Noise prevention — Mufflers.
- ~~10.04.225~~ — Brakes and other equipment — Windshields and wipers.
- ~~10.04.227~~ — Brakes and other equipment — Steering assembly, wheel alignment
and body condition.
- ~~10.04.230~~ — Brakes and other equipment — Tires.
- ~~10.04.247~~ — Brakes and other equipment — Color and special equipment on
school buses.
- ~~10.04.252~~ — Brakes and other equipment — Slow moving vehicle emblem.
- ~~10.04.255~~ — Brakes and other equipment — Air conditioning equipment.
- ~~10.04.257~~ — Brakes and other equipment — Emission control systems.
- ~~10.04.260~~ — Brakes and other equipment — Television receivers and headsets.
- ~~10.04.265~~ — Brakes and other equipment — Anti-spray device.
- ~~10.04.270~~ — Brakes and other equipment — Safety belts.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~10.04.272~~ Brakes and other equipment—Energy absorption systems.
- ~~10.04.275~~ Brakes and other equipment—Towed vehicles—Connections and safety devices.
- ~~10.04.320~~ Equipment on motorcycles, motor driven cycles and bicycles—Headlights.
- ~~10.04.325~~ Equipment on motorcycles, motor driven cycles and bicycles—Taillights.
- ~~10.04.330~~ Equipment on motorcycles, motor driven cycles and bicycles—Stop and turn lights.
- ~~10.04.335~~ Equipment on motorcycles, motor driven cycles and bicycles—Reflectors.
- ~~10.04.340~~ Equipment on motorcycles, motor driven cycles and bicycles—Brakes.
- ~~10.04.345~~ Equipment on motorcycles, motor driven cycles and bicycles—Hand grips, foot rests and handle bars.
- ~~10.04.350~~ Equipment on motorcycles, motor driven cycles and bicycles—Equipment for riders.
- ~~10.04.355~~ Equipment on motorcycles, motor driven cycles and bicycles—Other equipment.
- ~~10.04.400~~ Equipment on snowmobiles and other off-highway vehicles—Lights and reflectors.
- ~~10.04.405~~ Equipment on snowmobiles and other off-highway vehicles—Brakes.
- ~~10.04.410~~ Equipment on snowmobiles and other off-highway vehicles—Throttle.
- ~~10.04.415~~ Equipment on snowmobiles and other off-highway vehicles—Mufflers and emission control systems.
- ~~10.04.420~~ Equipment on snowmobiles and other off-highway vehicles—Other equipment.

~~10.04.001 Scope and effect of regulations—Standards and inspections—Scope and effect of regulations.~~

- A. The city adopts by reference all of subsection (b) of ~~13 AAC 04.001.~~
- B. The city adopts by reference all of subsection (c) of ~~13 AAC 04.001.~~
- C. The city adopts by reference all of subsection (d) of ~~13 AAC 04.001.~~ [Ord. 93-07 § 5.]

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~**10.04.002 Scope and effect of regulations—Standards and inspections—
Unlawful to drive unsafe vehicle or violate chapter.**~~

~~The city adopts by reference 13 AAC 04.002 in its entirety. [Ord. 93-07 § 5.]~~

~~**10.04.003 Scope and effect of regulations—Standards and inspections—
Minimum equipment required on vehicle for sale, rent, lease or loan.**~~

~~The city adopts by reference 13 AAC 04.003 in its entirety. [Ord. 93-07 § 5.]~~

~~**10.04.004 Scope and effect of regulation—Standards and inspections—Sale
or use of equipment.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.004.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.004.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.004. [Ord. 93-07
§ 5.]~~

~~**10.04.005 Scope and effect of regulations—Standards and inspections—
Disconnections or alterations of equipment.**~~

~~The city adopts 13 AAC 04.005 in its entirety. [Ord. 93-07 § 5.]~~

~~**10.04.006 Scope and effect of regulations—Standards and inspections—
When inspection required—Roadside inspection.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.006.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.006.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.006. [Ord. 93-07
§ 5.]~~

~~**10.04.007 Scope and effect of regulations—Standards and inspections—
Unsafe or defectively equipped vehicle.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.007.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.007.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.007.~~

~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.007. [Ord. 93-07
§ 5.]~~

~~**10.04.008 Scope and effect of regulations—Standards and inspections—
Disposition of equipment citation.**~~

~~The city adopts by reference 13 AAC 04.008 in its entirety. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

**~~10.04.009 Scope and effect of regulations—Standards and inspections—
Prohibited practices.~~**

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.009.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.009.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.009. [Ord. 93-07 § 5.]~~

~~10.04.010 Lighting equipment—When lights are required.~~

~~The city adopts by reference 13 AAC 04.010 in its entirety. [Ord. 93-07 § 5.]~~

**~~10.04.015 Lighting equipment—Visibility, distance and mounted height of
lights.~~**

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.015.~~
- ~~B. The city adopts by reference all of subsection (c) of 13 AAC 04.015. [Ord. 93-07 § 5.]~~

~~10.04.020 Lighting equipment—Headlights.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.020.~~
- ~~B. The city adopts by reference all of subsection (e) of 13 AAC 04.020.~~
- ~~C. The city adopts by reference all of subsection (f) of 13 AAC 04.020.~~
- ~~D. The city adopts by reference all of subsection (g) of 13 AAC 04.020. [Ord. 93-07 § 5.]~~

~~10.04.025 Lighting equipment—Taillights.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.025.~~
- ~~B. The city adopts by reference all of subsection (c) of 13 AAC 04.025. [Ord. 93-07 § 5.]~~

~~10.04.030 Lighting equipment—Reflectors.~~

~~The city adopts by reference all of subsection (a) of 13 AAC 04.030. [Ord. 93-07 § 5.]~~

~~10.04.035 Lighting equipment—Stop lights.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.035.~~
- ~~B. The city adopts by reference all of subsection (c) of 13 AAC 04.035. [Ord. 93-07 § 5.]~~

~~10.04.037 Lighting equipment—Turn lights.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.037.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.037.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.037. [Ord. 93-07 § 5.]~~

~~10.04.040 Lighting equipment — Additional lighting requirements.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.040.~~
- ~~B. The city adopts by reference all of subsection (c) of 13 AAC 04.040.~~
- ~~C. The city adopts by reference all of subsection (d) of 13 AAC 04.040.~~
- ~~D. The city adopts by reference all of subsection (e) of 13 AAC 04.040.~~
- ~~E. The city adopts by reference all of subsection (f) of 13 AAC 04.040.~~
- ~~F. The city adopts by reference all of subsection (g) of 13 AAC 04.040.~~
- ~~G. The city adopts by reference all of subsection (h) of 13 AAC 04.040.~~
- ~~H. The city adopts by reference all of subsection (i) of 13 AAC 04.040.~~
- ~~I. The city adopts by reference all of subsection (j) of 13 AAC 04.040.~~
- ~~J. The city adopts by reference all of subsection (k) of 13 AAC 04.040.~~
- ~~K. The city adopts by reference all of subsection (l) of 13 AAC 04.040.~~
- ~~L. The city adopts by reference all of subsection (m) of 13 AAC 04.040.~~
- ~~M. The city adopts by reference all of subsection (n) of 13 AAC 04.040.~~
- ~~N. The city adopts by reference all of subsection (o) of 13 AAC 04.040.~~
- ~~O. The city adopts by reference all of subsection (p) of 13 AAC 04.040.~~
- ~~P. The city adopts by reference all of subsection (q) of 13 AAC 04.040. [Ord. 93-07 § 5.]~~

~~10.04.070 Lighting equipment — Parking lights.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.070.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.070.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.070.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.070. [Ord. 93-07 § 5.]~~

~~10.04.090 Lighting equipment — Authorized emergency vehicles.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.090.~~
- ~~B. The city adopts by reference all of subsection (c) of 13 AAC 04.090.~~
- ~~C. The city adopts by reference all of subsection (g) of 13 AAC 04.090. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~10.04.095 Lighting equipment — Flashing yellow vehicular hazard and warning lights.~~

- ~~A. The city adopts by reference all of subsection (c) of 13 AAC 04.095.~~
- ~~B. The city adopts by reference all of subsection (d) of 13 AAC 04.095.~~
- ~~C. The city adopts by reference all of subsection (e) of 13 AAC 04.095.~~
- ~~D. The city adopts by reference all of subsection (f) of 13 AAC 04.095.~~
- ~~E. The city adopts by reference all of subsection (g) of 13 AAC 04.095.~~
- ~~F. The city adopts by reference all of subsection (h) of 13 AAC 04.095.~~
- ~~G. The city adopts by reference all of subsection (i) of 13 AAC 04.095. [Ord. 93-07 § 5.]~~

~~10.04.097 Lighting equipment — Special school bus lighting equipment.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.097.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.097.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.097. [Ord. 93-07 § 5.]~~

~~10.04.100 Lighting equipment — Flashing blue lights on vehicles.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.100.~~
- ~~B. The city adopts by reference all of subsection (e) 13 AAC 04.100.~~
- ~~C. The city adopts by reference all of subsection (f) of 13 AAC 04.100.~~
- ~~D. The city adopts by reference all of subsection (g) of 13 AAC 04.100.~~
- ~~E. The city adopts by reference all of subsection (h) of 13 AAC 04.100. [Ord. 93-07 § 5.]~~

~~10.04.145 Lighting equipment — Restrictions on lighting equipment.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.145.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.145.~~
- ~~C. The city adopts by reference all of subsection (d) of 13 AAC 04.145.~~
- ~~D. The city adopts by reference all of subsection (e) of 13 AAC 04.145. [Ord. 93-07 § 5.]~~

~~10.04.205 Brakes and other equipment — Brakes.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.205.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.205.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.205. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~10.04.210 Brakes and other equipment — Horns and warning devices.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.210.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.210.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.210.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.210. [Ord. 93-07 § 5.]~~

~~10.04.215 Brakes and other equipment — Noise prevention — Mufflers.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.215.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.215. [Ord. 93-07 § 5.]~~

~~10.04.225 Brakes and other equipment — Windshields and wipers.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.225.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.225.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.225.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.225.~~
- ~~E. The city adopts by reference all of subsection (f) of 13 AAC 04.225.~~
- ~~F. The city adopts by reference all of subsection (g) of 13 AAC 04.225. [Ord. 93-07 § 5.]~~

~~10.04.227 Brakes and other equipment — Steering assembly, wheel alignment and body condition.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.227.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.227. [Ord. 93-07 § 5.]~~

~~10.04.230 Brakes and other equipment — Tires.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.230.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.230.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.230.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.230.~~
- ~~E. The city adopts by reference all of subsection (e) of 13 AAC 04.230.~~
- ~~F. The city adopts by reference all of subsection (f) of 13 AAC 04.230. [Ord. 93-07 § 5.]~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~10.04.247 Brakes and other equipment — Color and special equipment on school buses.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.247.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.247.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.247.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.247. [Ord. 93-07 § 5.]~~

~~10.04.252 Brakes and other equipment — Slow-moving vehicle emblem.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.252.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.252.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.252. [Ord. 93-07 § 5.]~~

~~10.04.255 Brakes and other equipment — Air conditioning equipment.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.255.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.255.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.255.~~
- ~~D. The city adopts by reference all of subsection (d) of 13 AAC 04.255. [Ord. 93-07 § 5.]~~

~~10.04.257 Brakes and other equipment — Emission control systems.~~

~~The city adopts by reference 13 AAC 04.257 in its entirety. [Ord. 93-07 § 5.]~~

~~10.04.260 Brakes and other equipment — Television receivers and headsets.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.260.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.260.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 04.260. [Ord. 93-07 § 5.]~~

~~10.04.265 Brakes and other equipment — Anti-spray device.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.265.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.265. [Ord. 93-07 § 5.]~~

~~10.04.270 Brakes and other equipment — Safety belts.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.270.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.270.
C. The city adopts by reference all of subsection (c) of 13 AAC 04.270. [Ord. 93-07 § 5.]~~

~~**10.04.272 Brakes and other equipment—Energy absorption systems.**~~

~~The city adopts by reference 13 AAC 04.272 in its entirety. [Ord. 93-07 § 5.]~~

~~**10.04.275 Brakes and other equipment—Towed vehicles—Connections and safety devices.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.275.
B. The city adopts by reference all of subsection (b) of 13 AAC 04.275.
C. The city adopts by reference all of subsection (c) of 13 AAC 04.275.
D. The city adopts by reference all of subsection (d) of 13 AAC 04.275.
E. The city adopts by reference all of subsection (e) of 13 AAC 04.275.
F. The city adopts by reference all of subsection (f) of 13 AAC 04.275. [Ord. 93-07 § 5.]~~

~~**10.04.320 Equipment on motorcycles, motor-driven cycles and bicycles—Headlights.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.320.
B. The city adopts by reference all of subsection (b) of 13 AAC 04.320.
C. The city adopts by reference all of subsection (c) of 13 AAC 04.320.
D. The city adopts by reference all of subsection (d) of 13 AAC 04.320. [Ord. 93-07 § 5.]~~

~~**10.04.325 Equipment on motorcycles, motor-driven cycles and bicycles—Taillights.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.325.
B. The city adopts by reference all of subsection (b) of 13 AAC 04.325. [Ord. 93-07 § 5.]~~

~~**10.04.330 Equipment on motorcycles, motor-driven cycles and bicycles—Stop and turn lights.**~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.330.
B. The city adopts by reference all of subsection (b) of 13 AAC 04.330. [Ord. 93-07 § 5.]~~

~~**10.04.335 Equipment on motorcycles, motor-driven cycles and bicycles—Reflectors.**~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.335.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.335. [~~Ord. 93-07 § 5.~~]

**~~10.04.340 Equipment on motorcycles, motor-driven cycles and bicycles—
Brakes.~~**

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.340.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.340. [~~Ord. 93-07 § 5.~~]

**~~10.04.345 Equipment on motorcycles, motor-driven cycles and bicycles—
Hand grips, foot rests and handle bars.~~**

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.345.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.345. [~~Ord. 93-07 § 5.~~]

**~~10.04.350 Equipment on motorcycles, motor-driven cycles and bicycles—
Equipment for riders.~~**

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.350.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.350.
- C. The city adopts by reference all of subsection (c) of 13 AAC 04.350. [~~Ord. 93-07 § 5.~~]

**~~10.04.355 Equipment on motorcycles, motor-driven cycles and bicycles—
Other equipment.~~**

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.355.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.355. [~~Ord. 93-07 § 5.~~]

**~~10.04.400 Equipment on snowmobiles and other off-highway vehicles—
Lights and reflectors.~~**

- A. The city adopts by reference all of subsection (a) of 13 AAC 04.400.
- B. The city adopts by reference all of subsection (b) of 13 AAC 04.400. [~~Ord. 93-07 § 5.~~]

**~~10.04.405 Equipment on snowmobiles and other off-highway vehicles—
Brakes.~~**

The city adopts by reference 13 AAC 04.405 in its entirety. [~~Ord. 93-07 § 5.~~]

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

**~~10.04.410 Equipment on snowmobiles and other off-highway vehicles—
Throttle.~~**

~~The city adopts by reference 13 AAC 04.410 in its entirety. [Ord. 93-07 § 5.]~~

**~~10.04.415 Equipment on snowmobiles and other off-highway vehicles—
Mufflers and emission control systems.~~**

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.415.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.415. [Ord. 93-07
§ 5.]~~

**~~10.04.420 Equipment on snowmobiles and other off-highway vehicles—
Other equipment.~~**

~~A. The city adopts by reference all of subsection (a) of 13 AAC 04.420.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 04.420. [Ord. 93-07
§ 5.]~~

Chapter 10.06

INSPECTION OF VEHICLES

Sections:

~~10.06.010 Unlawful to drive unsafe vehicle.~~

~~10.06.020 Owner or driver to comply with inspection requirements.~~

~~10.06.030 Inspection by officer.~~

~~10.06.040 Roadside inspection.~~

~~10.06.050 Notice and approval of repair or adjustment—Exception.~~

~~10.06.090 Prohibited practices.~~

~~10.06.010 Unlawful to drive unsafe vehicle.~~

~~The city adopts by reference 13 AAC 06.010 in its entirety. [Ord. 93-07 § 5.]~~

~~10.06.020 Owner or driver to comply with inspection requirements.~~

~~A. The city adopts by reference all of subsection (a) of 13 AAC 06.020.~~

~~B. The city adopts by reference all of subsection (b) of 13 AAC 06.020.~~

~~C. The city adopts by reference all of subsection (c) of 13 AAC 06.020. [Ord. 93-07
§ 5.]~~

~~10.06.030 Inspection by officer.~~

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 06.030.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 06.030.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 06.030. [Ord. 93-07 § 5.]~~

~~10.06.040 Roadside inspection.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 06.040.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 06.040.~~
- ~~C. The city adopts by reference all of subsection (c) of 13 AAC 06.040. [Ord. 93-07 § 5.]~~

~~10.06.050 Notice and approval of repair or adjustment — Exception.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 06.050.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 06.050. [Ord. 93-07 § 5.]~~

~~10.06.090 Prohibited practices.~~

- ~~A. The city adopts by reference all of subsection (a) of 13 AAC 06.090.~~
- ~~B. The city adopts by reference all of subsection (b) of 13 AAC 06.090.~~
- ~~C. The city adopts by reference all of subsection (f) of 13 AAC 06.090. [Ord. 93-07 § 5.]~~

Chapter 10.01

MOTOR VEHICLE AND DRIVING OFFENSES

Sections:

10.01.010 Adoption of State Traffic Laws

10.01.020 Adoption of State Penalties

10.01.030 Violation – Infraction

10.01.040 Police Training Surcharge

10.01.050 Applicability of Traffic Regulations to Public Employees

10.01.060 Disposition of Citation

10.01.070 Failure to Respond or to Appear

10.01.080 Judgment, Costs, Fees and Relief from Default Judgment

10.01.090 Defendant Under Eighteen

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

10.01.100 Forfeiture

10.01.010 Adoption of State Traffic Laws.

The City adopts all statutes and regulations of the State of Alaska, as they presently exist and as they may be revised in the future, relating to motor vehicles offenses, as the traffic code for the City.

10.01.020 Adoption of State Penalties

The City adopts all applicable penalties, fines, bail and bail forfeiture schedules and procedures and other penalty related provisions of the statutes and regulations of the State of Alaska and the Alaska Rules of Court, as they presently exist and as they may be revised in the future, as the provisions applicable to the violation of any provisions adopted by Section 10.01.010.

Additionally, the City adopts all applicable penalties outlined in AS 28.90.030 regarding offenses committed within highway work zones and traffic safety corridors as they presently exist and as they may be revised in the future.

10.01.030 Violation – Infraction

A violation of the traffic code of the City is an infraction within the terms of AS 28.40.050, and is punishable by a fine not to exceed three hundred dollars (\$300).

10.01.040 Police Training Surcharge

The City adopts AS 12.55.039 which adds a surcharge of Ten (\$10) Dollars to the fine or other penalty for all offenses cited by the City under this chapter. The surcharge is not part of the fine. It must be assessed separately, listed separately on the citation and on the judgment, and receipted using a separate accounting code.

The surcharge is mandatory. It may not be waived, deferred or suspended. However, a judge may allow a defendant who is unable to pay the surcharge to perform community work service under AS 12.55.055(c) in lieu of the surcharge.

In imposing the fine, the court may not reduce the fine by the amount of the surcharge or otherwise consider the applicability of a surcharge to the offense. AS 12.55.035(f).

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

10.01.050 Applicability of Traffic Regulations to Public Employees

The provisions of this title shall apply to the drivers of all vehicles owned or operated by the United States, the State or any borough, town, district or any other political subdivision of the State, subject to the specific exemptions as are set forth in this title or the state Vehicle Code.

10.01.060 Disposition of Citation

A. Optional Court Appearance:

1. A defendant charged with a minor offense for which a bail forfeiture amount has been established must within 30 days after the citation was issued:

- (a) appear for arraignment at the time and place indicated on the citation. Arraignment must be conducted in accordance with District Court Criminal Rule 1; or
- (b) enter a plea of not guilty and request trial by mailing or delivering a signed plea as directed on the citation; or
- (c) enter a plea of no contest and submit payment of the citation, plus any surcharge established by statute, as directed on the citation; or
- (d) provide proof of compliance to a law enforcement agency if a statute, regulation, or ordinance permits dismissal of the citation upon a showing of compliance, except that proof of compliance also may be made to the court for violation of AS 28.15.131 (failure to carry or exhibit license) or AS 28.22.019 (proof of insurance). The court or municipality shall dismiss the citation upon notification from the agency or proof of compliance.

2. A defendant who mails or delivers an unsigned copy of the citation with the defendant's payment will be deemed to have entered a plea of no contest unless the defendant designates otherwise.

B. Mandatory Court Appearance. A defendant charged with a minor offense for which no bail forfeiture amount has been must:

- 1. Appear for arraignment at the time and place indicated on the citation or summons. Arraignment must be conducted in accordance with District Court Criminal Rule 1; or
- 2. Provide proof of compliance to a law enforcement agency if a statute, regulation, or ordinance permits dismissal of the citation upon a showing of compliance. The court or municipality shall dismiss the citation upon notification from the agency.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

10.01.070 Failure to Respond or to Appear.

A. Failure to Respond to Citation.

1. Default Judgment. If a defendant fails to respond as provided in 10.01.060, the court may, without finding probable cause to believe the defendant committed the offense, enter a default judgment of conviction as provided in 10.01.080.

2. Warning Notice Requirement. At least 15 days before default judgment is entered, a notice advising the defendant of the consequences of a failure to respond must be sent to the defendant at the address on record with the Division of Motor Vehicles or the address shown on the citation.

3. Citations Filed With Municipalities. If the citation is initially filed with the City, as authorized by Alaska Court System Administrative Bulletin 39, the City may request a default judgment by filing with the court the citation and an affidavit from a City employee stating that the City sent the defendant the warning notice required in 2. above and the defendant failed to respond. Requests for default judgment must be filed within six months after the citation was issued.

B. Failure to Appear After Summons. If a defendant who has been served a summons fails to appear, the court may enter a default judgment of conviction as provided in 10.01.080.

C. Failure to Appear for Trial. If a defendant has been sent notice of a trial date and then fails to appear on the scheduled date, the court may, without finding probable cause to believe the defendant committed the offense, enter a default judgment of conviction as provided in 10.01.080. The notice of a trial date must advise the defendant of the consequences if the defendant fails to appear.

10.01.080 Judgment, Costs, Fees, and Relief from Default Judgment.

A. Fine. A judgment of conviction must order payment of the fine as follows:

1. After Plea or Trial.

(a) Pursuant to AS 12.25.230(c), the fine may not exceed the amount listed on the bail forfeiture or fine schedule.

(b) The City prohibits a reduction from the scheduled fine amount absent the City's express consent.

(c) For offenses that require a mandatory court appearance, the court may impose a fine up to the maximum authorized by statute or ordinance.

B. Default Judgment. A default judgment entered under 10.01.070 must require the defendant to pay the scheduled bail or fine amount if the offense is an optional court appearance offense or the maximum penalty if the offense is a mandatory court appearance offense.

Introduced by: Public Safety and
Transportation Commission
Introduction Date: June 11, 2013
Public Hearing: June 25, 2013
Action:
Vote:

10.01.090 Defendant under Eighteen

A defendant under 18 years of age at the time of the offense must be accompanied by a parent, guardian, or legal custodian at any court appearance for a minor offense until the defendant reaches age 18.

10.01.100 Forfeiture

A. A default judgment or a judgment entered on a no contest plea must order forfeiture of any seized items listed on the citation or other charging document.

1. All other judgments of conviction must order forfeiture of:

- (a) Any seized items listed on the citation or other charging document if a statute or ordinance requires the item to be forfeited upon conviction, and
- (b) Any other items ordered by the court to be forfeited when forfeiture is authorized by statute or ordinance.

B. Forfeited items shall be disposed of at the discretion of the prosecuting authority, unless otherwise ordered by the court.

SECTION 3. Effective Date. This section shall become effective immediately upon the passage by the City Council.

ENACTED THIS __ DAY OF 2013 BY A VOTE OF _____ IN FAVOR AND __ OPPOSED.

Joseph A. Klejka, Mayor

ATTEST:

Lori Strickler, City Clerk

Action:
 Vote:

CITY OF BETHEL, ALASKA
ORDINANCE #12-06(C) PROPOSED

An Ordinance of the Bethel City Council Amending the Adopted Annual FY 2013 Budget

Be it Enacted by the Bethel City Council that the FY 2013 Annual Budget be amended as follows:

Section 1. That the following sums of money as may be needed or deemed necessary to provide for increased expenses and liabilities of the City of Bethel are hereby appropriated for the corporate purposes and objects of the City hereinafter specified for Fiscal Year 2013, July 1, 2012 to June 30, 2013.

Section 2. The following is a summary of the changes by fund and department:

GENERAL FUND REVENUES

Budget Modification 13-3(A)

Changes to General Fund Revenues

	Increases	
1040405	Fish Tax	1,250
1045469	Misc. Permits/Licenses/Fees	1,100
1049487	Investment Income	15,000
1049488	Police Misc. Income	1,500
1049495	Miscellaneous Income	3,798
	Total Increases	22,648
	Decreases	
	Total Decreases	0
TOTAL	Net Change to General Fund Revenues	22,648

GENERAL FUND APPROPRIATIONS

Budget Modification 13-3(B)

Changes to Administration Department line items

	Increases	
1051502	Overtime	1,875
1051508	Leave Cashout	8,618
1051511	Medicare	48
1051513	Life Insurance	392
1051516	Workers Compensation	524
1051519	Utility Benefit	56
1051545	Travel/Training	7,200
1051646	Drug Testing/Background Checks	6,753
1051790	Allowance for Special Events	7,498
	Total Increases	32,964
	Decreases	
1051515	Unemployment	(1,945)
1051668	Hardware/Software Support	(1,000)
	Total Decreases	(2,945)
TOTAL	Net Change to General Fund Appropriations	30,019

Budget Modification 13-3(C)

Changes to Finance Department line items

	Increases	
1053520	Relocation Expenses	8,775

1053545	Training/Travel	4,000
1053669	Other Purchased Services	12,104
	Total Increases	24,879
	Decreases	
1053502	Overtime	(2,928)
1053508	Leave Cashout	(8,500)
1053519	Utility Benefit	(4,000)
1053640	Sales Tax Audits	(11,838)
	Total Decreases	(27,266)
TOTAL	Net Change to General Fund Appropriations	(2,387)

Budget Modification 13-3(D)

Changes to I.T. Services Department line items

	Increases	
1055502	Overtime	914
1055508	Leave Cashout	3,229
1055516	Workers Compensation	433
1055649	Other Professional Services	6,262
1055668	Software Support	8,741
	Total Increases	19,579
	Decreases	
1055515	Unemployment	(1,150)
1055519	Utility Benefit	(3,000)
1055669	Other Purchased Services	(10,000)
1055732	Equipment Rental	(7,000)
1055772	Unified Phone System Install	(25,000)
	Total Decreases	(46,150)
TOTAL	Net Change to General Fund Appropriations	(26,571)

Budget Modification 13-3(E)

Changes to Fire Department line items

	Increases	
1060502	FLSA Overtime	26,460
1060506	Call Back Overtime	10,337
1060510	Social Security	785
1060516	Workers Compensation	71
1060721	Insurance	4,214
	Total Increases	41,867
	Decreases	
1060508	Leave Cashout	(14,000)
1060662	Property Maintenance	(54,189)
	Total Decreases	(68,189)
TOTAL	Net Change to General Fund Appropriations	(26,322)

Budget Modification 13-3(F)

Changes to Police Department line items

	Increases	
1061510	Social Security	473
1061519	Utility Benefit	24,228
1061669	Other Purchased Services	15,000
	Total Increases	39,701
	Decreases	
1061508	Leave Cashout	(5,000)
1061668	SART Exams	(10,000)
1061721	Insurance	(18,400)
1061722	Insurance Deductible Expense	(25,000)
	Total Decreases	(58,400)
TOTAL	Net Change to General Fund Appropriations	(18,699)

Budget Modification 13-3(G)

Changes to Public Works Administration Department line items

Increases		
1065502	Overtime	70
1065508	Leave Cashout	242
1065515	Unemployment	2,038
1065519	Utility Benefit	5,000
	Total Increases	7,350
Decreases		
1065545	Travel/Training	(1,000)
1065561	Supplies	(1,000)
1065721	Insurance	(1,000)
	Total Decreases	(3,000)
TOTAL	Net Change to General Fund Appropriations	4,350

Budget Modification 13-3(H)

Changes to Streets and Roads Department line items

Increases		
1066620	Electricity-Street Lights	24,644
	Total Increases	24,644
Decreases		
1066508	Leave Cashout	(15,000)
1066515	Unemployment	(2,829)
1066721	Insurance	(1,500)
	Total Decreases	(19,329)
TOTAL	Net Change to General Fund Appropriations	5,315

Budget Modification 13-3(I)

Changes to Property Maintenance Department line items

Increases		
1070502	Overtime	6,000
1070510	Social Security	181
1070515	Unemployment	275
1070516	Workers Compensation	1,662
1070690	Capital Expenditures	17,190
	Total Increases	25,308
Decreases		
1070508	Leave Cashout	(10,000)
1070512	Employee Group Benefits	(2,000)
1070519	Utility Benefit	(2,000)
1070602	Gasoline/Diesel/Oil	(14,000)
1070721	Insurance	(2,452)
	Total Decreases	(30,452)
TOTAL	Net Change to General Fund Appropriations	(5,144)

Budget Modification 13-3(J)

Changes to Parks and Recreation Department line items

Increases		
1071502	Overtime	585
1071510	Social Security	2,492
1071515	Unemployment	8,825
1071775	4th of July Games and Activities	2,000
	Total Increases	13,902
Decreases		
1071508	Leave Cashout	(9,000)
1071512	Employee Benefits	(2,902)
	Total Decreases	(11,902)
TOTAL	Net Change to General Fund Appropriations	2,000

Budget Modification 13-3(K)

Changes to Community Service line items

	Increases	
		Total Increases
		0
	Decreases	
1072750	Community Meeting Expenses	(1,000)
1072754	After Hours Armory Expenses	(40,000)
		Total Decreases
		(41,000)
TOTAL	Net Change to General Fund Appropriations	(41,000)

Budget Modification 13-3(L)

Changes to In-Kind and Transfers Line Items

	Increases	
1073653	Cash Transfer -W/S Enterprise Fund	82,587
1073663	Cash Transfer - Fire Station Capital Project Fund	38,500
1073634	Cash Match - Prior Year Utility Relocation Expense to SOA	59,902
		Total Increases
		180,989
	Decreases	
1073661	Cash Transfer - Hazard Mitigation Plan Match	(20,000)
		Total Decreases
		(20,000)
TOTAL	Net Change to General Fund Appropriations	160,989

	TOTAL CHANGE TO GENERAL FUND REVENUES	
		Total Increases
		22,648
		Total Decreases
		0
	Cumulative Change to General Fund Revenues	22,648

	TOTAL CHANGE TO GENERAL FUND APPROPRIATIONS	
		Total Increases
		411,183
		Total Decreases
		(328,633)
	Cumulative Change to General Fund Revenues	82,550

	TOTAL CHANGE TO GENERAL FUND BUDGET	
		Change to General Fund Revenues
		22,648
		Change to General Fund Appropriations
		82,550
	Cumulative Increase/Decrease to General Fund Budget	59,902

SOLID WASTE ENTERPRISE FUND APPROPRIATIONS

Budget Modification 13-3(M)

Changes to Hauled Refuse Department line items

	Increases	
		Total Increases
		0
	Decreases	
5070508	Leave Cashout	(3,300)
5070515	Unemployment	(735)
5070519	Utility Benefit	(1,200)
5070545	Travel/Training	(1,800)
5070561	Supplies	(900)
5070602	Gasoline/Diesel/Oil	(12,500)
5070669	Other Purchased Services	(1,000)
5070683	Minor Equipment	(1,000)
		Total Decreases
		(22,435)
TOTAL	Net Change to Solid Waste Fund Appropriations	(22,435)

Budget Modification 13-3(N)

Changes to Landfill Operations Department line items

Increases		
5071501	Salaries	52,000
5071502	Overtime	5,000
5071512	Employee Group Benefits	5,500
5071516	Workers Compensation	8,000
5071518	PERS	13,000
1071623	Heating Fuel	6,500
	Total Increases	90,000
Decreases		
5071519	Utility Benefit	(2,500)
5071545	Travel/Training	(1,891)
5071602	Gasoline/Diesel/Oil	(9,000)
5071683	Minor Equipment	(4,998)
5071650	Lab Tests	(1,776)
	Total Decreases	(20,165)
TOTAL	Net Change to Solid Waste Fund Appropriations	69,835

TOTAL CHANGE TO SOLID WASTE FUND BUDGET		
	Change to Solid Waste Fund Revenues	0
	Change to Solid Waste Fund Appropriations	47,400
	Cumulative Increase/Decrease to Solid Waste Fund Budget	47,400

WATER & SEWER ENTERPRISE FUND APPROPRIATIONS

Budget Modification 13-3(O)

Changes to Water and Sewer Enterprise Fund Revenue line items

Increases		
5142416	Metered Piped Water Commercial	20,000
5143416	Contract Sewer	5,800
5146490	Transfer In from General Fund	82,587
5149435	Reconnect Fees	1,751
5149495	Miscellaneous Revenue	21,885
	Total Increases	132,023
Decreases		
	Total Decreases	0
TOTAL	Net Change to Water & Sewer Fund Revenues	132,023

Budget Modification 13-3(P)

Changes to Hauled Water Department line items

Increases		
5181502	Overtime	26,000
5181510	Social Security	487
5181516	Workers Compensation	26,771
5181623	Heating Fuel	4,755
5181722	Insurance Deductible Expense	20,690
	Total Increases	78,703
Decreases		
5181508	Leave Cashout	(25,000)
5181515	Unemployment	(3,500)
5181518	PERS	(10,000)
5181519	Utility Benefit	(5,000)
5181563	Wearing Apparel	(3,500)
5181601	Hauled Water Parts	(4,000)
5181602	Gasoline/Diesel/Oil	(10,000)
	Total Decreases	(61,000)
TOTAL	Net Change to Water & Sewer Fund Appropriations	17,703

Budget Modification 13-3(O)

Changes to Piped Water Department line items

Increases		
5182502	Overtime	24,000
5182602	Gasoline/Diesel/Oil	10,000
5182623	Heating Fuel	9,531
	Total Increases	43,531
Decreases		
5182508	Leave Cashout	(6,500)
5182515	Unemployment	(1,301)
5182519	Utility Benefit	(2,000)
5182592	Plumbing Supplies	(6,000)
5182649	Engineering Services	(1,000)
	Total Decreases	(16,801)
TOTAL	Net Change to Water & Sewer Fund Appropriations	26,730

Budget Modification 12-4(T)

Changes to Bethel Heights Water Treatment Department line items

Increases		
5183502	Overtime	8,000
5183519	Utility Benefit	3,138
5183621	Electricity	23,640
5183623	Heating Fuel	82,403
5183721	Insurance	5,005
	Total Increases	122,186
Decreases		
5183515	Unemployment	(1,000)
5183592	Plumbing Supplies	(1,500)
	Total Decreases	(2,500)
TOTAL	Net Change to Water & Sewer Fund Appropriations	119,686

Budget Modification 13-3(R)

Changes to City Sub Water Treatment Department line items

Increases		
5184502	Overtime	4,100
5184508	Leave Cashout	2,138
	Total Increases	6,238
Decreases		
5184515	Unemployment	(1,000)
5184545	Training/Travel	(2,500)
	Total Decreases	(3,500)
TOTAL	Net Change to Water & Sewer Fund Appropriations	2,738

Budget Modification 13-3(S)

Changes to Hauled Sewer Department line items

Increases		
5185502	Overtime	11,600
5185510	Social Security	508
5185516	Workers Compensation	4,482
	Total Increases	16,590
Decreases		
5185501	Salaries	(40,000)
5185508	Leave Cashout	(25,000)
	Total Decreases	(65,000)
TOTAL	Net Change to Water & Sewer Fund Appropriations	(48,410)

Budget Modification 13-3(T)

Changes to Piped Sewer Department line items

Increases		
5186502	Overtime	21,000
5186621	Electricity	22,028
5186623	Heating Fuel	13,871
	Total Increases	56,899
Decreases		
5186501	Salaries	(7,500)
5186508	Leave Cashout	(6,000)
5186519	Utility Benefit	(3,000)
5186545	Training/Travel	(1,500)
5186561	Supplies	(5,000)
5186669	Other Purchased Services	(15,000)
5186721	Insurance	(2,412)
	Total Decreases	(40,412)
TOTAL	Net Change to Water & Sewer Fund Appropriations	16,487

Budget Modification 13-3(U)

Changes to Sewer Lagoon Department line items

Increases		
5187502	Overtime	6,500
5187519	Utility Benefit	89
	Total Increases	6,589
Decreases		
5187602	Gasoline/Diesel/Oil	(7,500)
5187727	Advertising	(2,000)
	Total Decreases	(9,500)
TOTAL	Net Change to Water & Sewer Fund Appropriations	(2,911)

TOTAL CHANGE TO WATER & SEWER FUND REVENUES		
	Total Increases	132,023
	Total Decreases	0
	Cumulative Change to Water & Sewer Fund Revenues	132,023

TOTAL CHANGE TO WATER & SEWER FUND APPROPRIATIONS		
	Total Increases	330,736
	Total Decreases	(198,713)
	Cumulative Change to Water & Sewer Fund Appropriations	132,023

TOTAL CHANGE TO WATER & SEWER FUND BUDGET		
	Change to Water & Sewer Fund Revenues	132,023
	Change to Water & Sewer Fund Appropriations	132,023
	Cumulative Increase/Decrease to Water & Sewer Fund Budget	0

MUNICIPAL DOCK ENTERPRISE FUND APPROPRIATIONS

Budget Modification 13-3(V)

Changes to Municipal Dock Department line items

Increases		
5250508	Leave Cashout	1,434
5250518	PERS	3,270
5250601	Vehicle Maintenance	6,941
5250602	Gasoline/Diesel/Oil	9,069
5250661	Vehicle Maintenance (to ISF)	16,000
	Total Increases	36,714
Decreases		
5250776	Hydrographic Survey	(36,714)

	Total Decreases	(36,714)
TOTAL	Net Change to Municipal Dock Fund Appropriations	0

	TOTAL CHANGE TO MUNICIPAL DOCK FUND APPROPRIATIONS	
	Total Increases	36,714
	Total Decreases	(36,714)
	Cumulative Change to Municipal Dock Fund Appropriations	0

	TOTAL CHANGE TO MUNICIPAL DOCK FUND BUDGET	
	Change to Municipal Dock Fund Revenues	0
	Change to Municipal Dock Fund Appropriations	0
	Cumulative Increase/Decrease to Municipal Dock Fund Budget	0

LEASED PROPERTIES ENTERPRISE FUND APPROPRIATIONS

Budget Modification 12-4(AA)

Changes to Leased Properties Fund - Court Complex line items

	Increases	
5355621	Electricity	20,000
	Total Increases	20,000
	Decreases	
5355623	Heating Fuel	(20,000)
	Total Decreases	(20,000)
TOTAL	Net Change to IT Services Fund Appropriations	0

	TOTAL CHANGE TO LEASED PROPERTIES FUND REVENUES	
	Total Increases	0
	Total Decreases	0
	Cumulative Change to Leased Properties Fund Revenues	0

	TOTAL CHANGE TO LEASED PROPERTIES FUND APPROPRIATIONS	
	Total Increases	20,000
	Total Decreases	(20,000)
	Cumulative Change to Leased Properties Fund Appropriations	0

	TOTAL CHANGE TO LEASED PROPERTIES FUND BUDGET	
	Change to Leased Properties Revenues	0
	Change to Leased Properties Appropriations	0
	Cumulative Increase/Decrease to Leased Properties Fund Budget	0

EMPLOYEE GROUP BENEFITS INTERNAL SERVICE FUND APPROPRIATIONS

Budget Modification 13-3(W)

Changes to Employee Group Benefits line items

	Increases	
5450723	Premium Life AD&D LTD	35,000
	Total Increases	35,000
	Decreases	
5450646	Claims Paid	(35,000)
	Total Decreases	(35,000)
TOTAL	Net Change to Employee Group Benefits Appropriations	0

	TOTAL CHANGE TO EMPLOYEE GROUP BENEFITS FUND REVENUES	
--	--	--

	Total Increases	0
	Total Decreases	0
	Cumulative Change to Employee Group Benefits Fund Revenues	0

	TOTAL CHANGE TO EMPLOYEE GROUP BENEFITS FUND APPROPRIATIONS	
	Total Increases	35,000
	Total Decreases	(35,000)
	Cumulative Change to Employee Group Benefits Fund Appropriations	0

	TOTAL CHANGE TO EMPLOYEE GROUP BENEFITS FUND BUDGET	
	Change to Employee Group Benefits Fund Revenues	0
	Change to Employee Group Benefits Fund Appropriations	0
	Cumulative Increase/Decrease to Employee Group Benefits Fund Budget	0

BETHEL TRANSIT SYSTEM ENTERPRISE FUND APPROPRIATIONS

Budget Modification 13-3(X)

Changes to Bethel Transit System Appropriations

	Increases	
5650502	Overtime	3,000
5650516	Workers Compensation	17,000
5650690	Capital Expenditures	13,500
	Total Increases	33,500
	Decreases	
5650501	Salaries	(23,500)
5650512	Employee Group Benefits	(5,000)
5650515	Unemployment	(5,000)
	Total Decreases	(33,500)
TOTAL	Net Change to Bethel Transit System Fund Appropriations	0

	TOTAL CHANGE TO BETHEL TRANSIT SYSTEM FUND REVENUES	
	Total Increases	0
	Total Decreases	0
	Cumulative Change to Bethel Transit System Fund Revenues	0

	TOTAL CHANGE TO BETHEL TRANSIT SYSTEM FUND APPROPRIATIONS	
	Total Increases	33,500
	Total Decreases	(33,500)
	Cumulative Change to Bethel Transit System Fund Appropriations	0

	TOTAL CHANGE TO BETHEL TRANSIT SYSTEM FUND BUDGET	
	Change to Bethel Transit System Revenues	0
	Change to Bethel Transit System Appropriations	0
	Cumulative Increase/Decrease to Bethel Transit System Fund Budget	0

VEHICLE & EQUIPMENT MAINTENANCE INTERNAL SERVICE FUND APPROPRIATIONS

Budget Modification 13-3(Y)

Changes to V&E Maintenance Department line items

	Increases	
5750502	Overtime	15,000
5750515	Unemployment	1,933
5750516	Workers Compensation	2,798
5750690	Capital Expenditures	5,485
	Total Increases	25,216
	Decreases	
5750601	Parts	(11,216)

5750602	Gasoline/Diesel/Oil	(10,000)
5750721	Insurance	(4,000)
	Total Decreases	(25,216)
TOTAL	Net Change to V&E Maintenance Fund Appropriations	0

	TOTAL CHANGE TO V&E MAINTENANCE FUND REVENUES	
	Total Increases	0
	Total Decreases	0
	Cumulative Change to V&E Maintenance Fund Revenues	0

	TOTAL CHANGE TO V&E MAINTENANCE FUND APPROPRIATIONS	
	Total Increases	25,216
	Total Decreases	(25,216)
	Cumulative Change to V&E Maintenance Fund Appropriations	0

	TOTAL CHANGE TO V&E MAINTENANCE FUND BUDGET	
	Change to V&E Maintenance Revenues	0
	Change to V&E Maintenance Appropriations	0
	Cumulative Increase/Decrease to V&E Maintenance Fund Budget	0

TOTAL CHANGE TO OVERALL CITY BUDGET

	<i>Change to Revenues Increase/(Decrease)</i>	154,671
	<i>Change to Appropriations Increase/(Decrease)</i>	261,973
	These changes <i>INCREASE</i>↑ the overall expenditures/expenses of the City by	107,302

Section 3. Effective Date. This ordinance becomes effective immediately upon adoption.

PASSED AND APPROVED THIS ___ DAY OF JUNE 2013 BY A VOTE OF ___ IN FAVOR AND ___ OPPOSED.

ATTEST:

Joseph A. Klejka, Mayor

Lori Strickler, City Clerk



CITY OF BETHEL

Finance Director's Office

P.O. Box 1388

Bethel, Alaska 99559

Ph. (907) 543-1376

Fax (907) 543-3817

Memorandum

To: Bethel City Council
Cc: Lee Foley, City Manager
From: Bobby Sutton, Finance Director
Date: June 17, 2013
Re: Amendments to Ordinance 12-06(c)

It has come to my attention that a few amendments are needed to the budget modification for FY 2013 currently under consideration, Ordinance 12-06(c). They are as follows:

Fire Department (10-60)

Under the areas to be decreased, please replace the amounts in the budget modification to read as follows:

- 10-60-508 Leave Cashout ~~(\$14,000)~~ (\$7,000)
- 10-60-662 Property Maint ~~(\$54,189)~~ (\$14,249)
- 10-60-501 Salaries (\$37,000)
- 10-60-512 Employee Benefits (\$10,189)

Leased Properties – Court Complex (53-55) and Property Maintenance (10-70)

We were just notified last week that the Courthouse Ventilation Upgrade project will cost more than budgeted in the amount of up to \$15,000. The Property Maintenance division has offered to cover this amount by a reduction in its other purchased services budget but a budget modification by Council is necessary to allocate this amount to Leased Properties.

- 53-55-692 Ventilation Upgrade \$15,000
- 10-70-669 Other Purchased Svcs (\$15,000)
- 53-46-490 Transfers In \$15,000
- 10-73-621 Cash Transfer-Leased Properties \$15,000

Should you have any questions about these amendments, please feel free to contact me for further explanation.

Action:
 Vote:

CITY OF BETHEL, ALASKA
ORDINANCE #13-12(a) PROPOSED

An Ordinance of the Bethel City Council Amending the Adopted Annual FY 2014 Budget

Be it Enacted by the Bethel City Council that the FY 2014 Annual Budget be amended as follows:

Section 1. That the following sums of money as may be needed or deemed necessary to provide for increased expenses and liabilities of the City of Bethel are hereby appropriated for the corporate purposes and objects of the City hereinafter specified for Fiscal Year 2014, July 1, 2013 to June 30, 2014.

Section 2. The following is a summary of the changes by fund and department:

GENERAL FUND (10)

Budget Modification 14-1(A)

Changes to General Fund Revenues

Increases		
1040407	Tobacco Tax	300,000
	Total Increases	300,000
Decreases		
	Total Decreases	0
TOTAL	Net Change to General Fund Revenues	300,000

Budget Modification 14-1(B)

Changes to Parks and Recreation Line Items

Increases		
1071775	Recreational Activities	20,000
	Total Increases	20,000
Decreases		
	Total Decreases	0
TOTAL	Net Change to General Fund Appropriations	20,000

Budget Modification 14-1(C)

Changes to In-Kind and Transfers Line Items

Increases		
1073694	Transfer to Parks Development Capital Project Fund	100,000
	Total Increases	100,000
Decreases		
	Total Decreases	0
TOTAL	Net Change to General Fund Appropriations	100,000

TOTAL CHANGE TO GENERAL FUND REVENUES		
	Total Increases	300,000
	Total Decreases	0
	Cumulative Change to General Fund Revenues	300,000

TOTAL CHANGE TO GENERAL FUND APPROPRIATIONS		
	Total Increases	120,000
	Total Decreases	0
	Cumulative Change to General Fund Revenues	120,000

	TOTAL CHANGE TO GF FUND BALANCE	
	Change to General Fund Revenues	300,000
	Change to General Fund Appropriations	120,000
	Cumulative Increase/Decrease to GF Fund Balance	180,000

PARKS DEVELOPMENT CAPITAL PROJECT FUND

Budget Modification 14-1(D)

Changes to Parks Development Capital Project Fund Revenues

	Increases	
2646490	Transfer In from General Fund	110,000
	Total Increases	110,000
	Decreases	
	Total Decreases	0
TOTAL	Net Change to YK Regional Aquatic Health & Safety Center Revenues	110,000

Budget Modification 14-1(E)

Changes to Parks Development Capital Project Fund Expenditures

	Increases	
2650690	City Parks Development	40,000
2650693	Dog Park	10,000
2650694	Bike/Walking Paths	60,000
	Total Increases	110,000
	Decreases	
	Total Decreases	0
TOTAL	Net Change to Parks Development Capital Project Appropriations	110,000

	TOTAL CHANGE TO PARKS DEVELOPMENT CAPITAL PROJECT FUND REVENUES	
	Total Increases	110,000
	Total Decreases	0
	Cumulative Change to Parks Development Capital Project Fund Revenues	110,000

	TOTAL CHANGE TO PARKS DEVELOPMENT CAPITAL PROJECT FUND APPROPRIATIONS	
	Total Increases	110,000
	Total Decreases	0
	Cumulative Change to Parks Development Capital Project Fund Appropriations	110,000

	TOTAL CHANGE TO PARKS DEVELOPMENT CAPITAL PROJECT FUND	
	Change to Parks Development Capital Project Fund Revenues	110,000
	Change to Parks Development Capital Project Fund Appropriations	110,000
	Cumulative Increase/Decrease to Parks Development Capital Project Fund	0

TOTAL CHANGE TO OVERALL CITY BUDGET

	<i>Change to Revenues Increase/(Decrease)</i>	410,000
	<i>Change to Appropriations Increase/(Decrease)</i>	230,000
	These changes <i>INCREASE</i>↑ the overall expenditures/expenses of the City by	(180,000)

Section 3. Effective Date. This ordinance becomes effective immediately upon adoption.

PASSED AND APPROVED THIS ___ DAY OF JUNE 2013 BY A VOTE OF ___ IN FAVOR AND ___ OPPOSED.

ATTEST:

Joseph A. Klejka, Mayor

Lori Strickler, City Clerk

CITY OF BETHEL

P.O. Box 1388
Bethel, Alaska 99559

Memorandum

To: Bethel City Council
Cc: Lee Foley, City Manager
From: Lori Strickler, City Clerk for Joseph A. Klejka, Mayor
Date: June 4, 2013
Re: Justifications for Budget Modification Request

Listed below is an explanation for the budget modification requested in 13-12 (a).

The enclosed Ordinance 13-12 (a) if passed will authorize a modification of the FY 2014 Budget for the City of Bethel. The intent of this ordinance is to establish a use for the newly imposed tobacco excise tax.

With \$70,681.52 received after two months of tobacco excise tax submissions, the City can estimate an increase to the General Fund balance of over \$300,000 for the FY 2014 Budget. The increase to the General Fund balance from the excise tax submission was not identified in the passage of the operating budget, Ordinance 13-12, because of lack of data at the time of passage.

To help insure suitable use of the funds, the Council must find designations that will benefit the community, but will not become reliant on the funds, which may not be a dependable source of revenue.

Beginning with an estimated \$300,000 in fund balance, the budget modification allocates the following:

- \$10,000 to a community dog park.
- \$50,000 to the Senior Center which was allocated in the City's original budget and not identified specifically in this Ordinance.
- The remaining amount is broken up into three parts:
 - 25% Parks and Recreation (Account Number 2650690 City Park Development at \$40,000 and Account Number 1071775 Recreational Activities at \$20,000)
 - 25% Bike/Walking Paths (Account Number 2650694 \$60,000)
 - 50% General Fund (\$120,000)

Bethel City Council

New Business

City of Bethel Action Memorandum

Action memorandum No.	13-14		
Date action introduced:	June 18, 2013	Introduced by:	City Manager
Date action taken:		<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
Confirmed by:			

SUBJECT/ACTION:

Approve City Manager's Personal Time Off and Training Request for July 5, 2013, and for August 5-9, 2013.

Route to:	Department/Individual:	Initials:	Remarks:

Attachment(s):

Amount of fiscal impact		Account information:
	No fiscal impact	
XXXXXXXXXXXXXXXXXXXX	Funds are budgeted for.	Training
	Funds are not budgeted. Budget modification is required. Affected account number:	

The City Manager will be in Bethel on July 5th and will be reachable by cell phone and/or email. He will be in Anchorage for the period August 5-7, 2013 for medical procedures and August 8-9, 2013 to attend a National Seminar on Human Relations and the Law.

During the August portion of this trip, he will have access through cell phone and email, but response may be slow.

**CITY OF
BETHEL****Lori Strickler <lstrickler@cityofbethel.net>**

Pinky's Park User Ban

3 messages

Jenni Dobson <jennidobson@gmail.com>

Mon, Jun 17, 2013 at 9:38 AM

To: msattler@cityofbethel.net, ewhitney@cityofbethel.net

Cc: Joseph Klejka <jklejka@cityofbethel.net>

Dear Mary and Eric,

A multi-sport group of Pinky's Park ball field users spoke at the June 11th Council meeting about needed repairs and maintenance at the ball field. Two days later, Little League, Softball, and Ultimate received the attached letter from Parks & Recreation. **The letter informs users that they cannot use the field without purchasing liability insurance, registering their leagues with the city, and signing the attached hold harmless agreement.** This marks a drastic change from previous policy, in which any one was able to reserve and use the field.

I am concerned that the liability insurance requirement is unreasonable and will be a major barrier to use of Bethel parks. While Little League possesses insurance (purchased it so they could use the school field), to my knowledge, no other users of the ball field have insurance. At twice weekly pick-up Ultimate games, for example, we routinely host a rotating group of teens from the Bethel Youth Facility or occasional Bethel summer visitors. It would be impossible to require everyone that desire to toss a Frisbee disk on a field a couple of times during the summer to register and pay for insurance. This policy would thereby eliminate the entire Bethel Adult Softball League, Ultimate, soccer, and other pick up games that occur at the City of Bethel's one and only ball field. Sadly, this has been foreshadowed by many other community sports that have struggled to meet the City's demands for liability insurance including basketball and roller derby. After destroying community basketball and roller derby, it seems that the City is intent on banning field sports.

I do understand the City's concern over liability, but I believe there are many potential solutions that fall in between banning field sports and requiring person stepping into the ball field to have insurance. After consulting with over a dozen other ball field users, here are a couple of possible solutions:

- The City could post a "Use at Your Own Risk" sign at the ball field.
- The City could consider asking all field users to sign waivers excusing the City from liability for injuries related to the field.
- The City of Bethel could maintain the ball field, so that large holes and dangerous fencing are not likely to cause injury. Note that field users have been requesting these issues be fixed for many years at Parks & Recreation Committee meetings with no action until now.

In closing, it's clear to see this is a dangerous precedent. Where will the City's concerns for liability end? Will kids using the Pinky's Park playground be required to buy insurance? What about anyone that uses the boardwalks? When the proposed dog park is built, will dogs be required to carry insurance? It's time to stop the insanity and support the users of Bethel parks. Why else do Bethel parks exist?

Will you please support Bethel field users by introducing this agenda topic for the June 25th Council meeting?

Sincerely,

Jenni Dobson, Ultimate Player & general user of Pinky's Park field
jennidobson@gmail.com
543-2819, 545-3241

2 attachments



close field letter.pdf
417K



Hold Harmless Agreement.pdf
75K



CITY OF BETHEL

PARKS AND RECREATION 4-H DEPARTMENT
P.O. Box 1388
Bethel, Alaska 99559
Phone: 907-543-7711
FAX: 907-543-2183

June 13, 2013

Re: Park Improvements

Dear Field users,

In response to recent complaints regarding the state of the baseball/softball field, the City will be closing the field from **June 17, 2013 to June 23, 2013** in order to perform much needed and requested repairs. During that time no members of the public will be allowed on the fields.

Upon reopening, it will be important that all paperwork is in place for League's in order to ensure that issues are addressed in a more timely fashion in the future. **Because of the liabilities brought up by the League's recently, the City is forced to strictly follow the guidelines set out by the insurance company for use of fields by a League. As such, all Leagues must register their use of the field, must designate a point of contact, must schedule their use and must provide proof of insurance.** We are sure this will not be an issue and are more than willing to sit down and discuss any questions or concerns you might have or to assist in any way that we can.

Prior to the re-opening of the field, please return a roster of League members. Please identify one or two points of contact for the League and please provide proof of League insurance. If you have specific dates which you need or want to use the field, please contact the Parks and Recreation Department to schedule those. Scheduling will be done on a first come first served basis.

Please be assured that the improvements commenced now are only the beginning. The City will continue working on the ball field throughout both this summer and next. We hope you will continue an open dialogue so that we may provide the best possible services for the community.

Sincerely,

Ronda A. Sargent
Director

cc: City Manager; City Attorney



HOLD HARMLESS AGREEMENT

The City of Bethel has agreed to allow the _____ League (hereinafter "League") to use the Softball field in Pinky's Park for season practice and games. The League agrees that to the fullest extent permitted by law, the League shall defend, pay on behalf, indemnify, and hold harmless the City, its programs, departments and other organizations involved in the administration of the softball field and programs involved in the use of the Softball Field in Pinky's Park, its elected and appointed officials, employees, agents and volunteers and others working on behalf of the city, against any and all claims, demands, suits or losses, including all costs connected therewith, and for any damages which may be asserted, claims or recovered against or from the City, its elected and appointed officials, employees, volunteers and others working on behalf of the City, by reason of personal injury, including bodily injury or death or property damage, including loss of use thereof, which arises out of or is in any way connected or associated with the League's use of the Softball Field at Pinky's Park.

The League further agrees to obtain and keep in effect throughout the period of use of the Softball Field in Pinky's Park a broad form general liability insurance policy. The League shall provide the City a copy of the policy or a certificate of insurance verifying the current coverage.

Signed: _____
City of Bethel Representative

Date: _____

Signed: _____
League Representative
Print Name: _____

Date: _____

Bethel City Council

Office of the Mayor

Mayor's Report

Bethel City Council

Office of the City Manager

Manager's Report

CITY OF BETHEL

Post Office Box 1388
Bethel, Alaska 99559
Voice: 907-543-1373
Fax: 907-543-1394



June 18, 2013

From: Lee M. Foley, City Manager

To: Bethel City Council

-

Info: Lori Strickler, City Clerk

Subj: City Manager's Report

Listed below are some of the action items and activities that I've been working on, and involved in, for the period June 4 - 18, 2013.

CITY ADMINISTRATION ACTION ITEMS AND ACTIVITIES

Projects:

- **YK Aquatic Center** - Regular weekly teleconference meetings between the Project Management Team and City Administration are held each Friday at 9:00 a.m. The following items are germane:
 1. Two dedicated barges are making their way upriver and should be in Bethel sometime during the week of June 17-21, 2013
 2. BSI has coordinated with YUUT for the placement of job trailers on YUUT gravel pads.
 3. The surveyor is on the site completing layout work.
 4. Geo fabric is being installed on the ground and sand will start being delivered.
 5. A traffic plan is being coordinated with YUUT so as not to disrupt their training schedule.
 6. FF&E – ProDev has gathered freight information from Northland for budgeting and is coordination with Sam Blankenship and John Sargent regarding IT and the Rasmussen Foundation. A mid-July meeting in Bethel to further consolidate FF&E plans is tentatively scheduled for July 15, 2013.
 7. ProDev has requested BSI to promulgate submittals for Special Inspectors (concrete mix designs, welder qualifications, etc.) and to verify plan for installing epoxy coating for pile caps.
-

8. Next year's budget will request funding for a full-time Aquatic Center Manager/Senior Life Guard and one full-time life guard.
- **Institutional Corridor** – The Administration has not yet received the official Legislative Grant letter from the State that officially notifies the City of the \$7M award to move forward with this project.
 - **Public Works Shop Floor** – Flooring replacement is moving forward satisfactorily.

Thank you.

Bethel City Council

Office of the City Manager

Management Team Reports

Bethel City Council

Office of the City Clerk

Clerk's Report



City of Bethel, Alaska

City Clerk's Office

To: City Council
From: Lori Strickler
Subject: Clerk's Report

Upcoming Council Events:

July 23, 2013 Regular City Council Meeting

The Council's will have a Joint Task Force Meeting in August.

OUT OF THE OFFICE

The City Clerk will be out of the office sporadically from June 24th through July 8th some of that time will be spent on the river with limited cell phone access.

Records Retention

Modifications from the departments have been submitted. The City Clerk's Office is in the process of reviewing each document type which includes the suggested length of retention as well as the format of retention. Once completed with the final modification, the City Clerk will provide the document to the City Attorney for review before its submission to the City Council for approval.

The Office is also preparing for the next sendoff of ordinances for document preservation. The Council has provided funding for this project for three years now and with that funding we have been able to preserve and bind all ordinances from 1958 through 2001. Following the preservation of ordinances, the City Clerk's Office will start on the meeting minutes. Just a reminder, all meeting minutes, ordinances, resolutions and proclamations from the start of the City in 1958 are available on the City's website.

Second round of training will begin the week of July 22nd for the records coordinators. Additionally, the Laserphiche software will be put on the remaining computers and become ready for formatting.

Additionally, we will be going to each department to help organize the records files.

Election

Preclearance request was submitted to the Department of Justice.

Included in this report is a copy of the election calendar.

Social Media

The City of Bethel is in the early, early stages of establishing a facebook page. The Social Media Policy is being reworked into an Ordinance for Council's consideration. This is not high on the priority list but is still on the to do list.

Passports

It is the passport season. The City Clerk's Office processes on average 10 passports a month but the next few months it could be as high as 10 a week. The new Assistant to the City Manager is in the process of getting trained and taking the Acceptance Agent test. Once she is approved by the Department of Justice the City will have two acceptance agents available to process passports.

Board of Adjustment Hearing

The City Clerk's Office has been busy preparing for the Board of Adjustment Hearing which will take place June 24th in the council chambers.

2013 Election Calendar

Date	Task to be Completed
	<p>Prepare new absentee/early ballot request and information for persons requesting an absentee ballot. A person can apply for an absentee ballot after January 1 of each year for that calendar year.</p> <p>Update election forms to include candidate filing information.</p> <p>Populate website with newly revised election forms.</p> <p>Inventory and order election supplies/forms.</p> <p>Review and revise manual for training/poll.</p>
	<p>Notify elected officials of the deadline for ballot propositions via the clerk report. Continue to remind them until the period closes.</p> <p>Update and prepare candidate filing forms and nomination petition to include Financial Disclosure forms. Also include information on political sign posting.</p> <p>Prepare notice of Council Vacancy.</p> <p>Send notice of vacancy ad to newspaper.</p> <p>Post notice of vacancy on website</p> <p>Contact ballot programmer and printer to notify them of election and filing period dates and to make arrangements for ballot/memory card delivery for city precincts and review board use for testing and counting.</p> <p>Prepare advertisement for notice of voter registration to run the month of August.</p> <p>Prepare council resolution confirming elections officials.</p>
June	Contact polling places to insure the use of their building.
June	Send a letter to election officials to inquire about serving.
July	Council to adopt resolution for election officials. After the resolution is adopted, send confirmation letters to officials.
July 29th	Post Notice of Voter Registration Deadline (Sept. 1). Voter registration must be posted prior to the posting of the notice of election.
July 29th	Post Notice of Offices to be Filed. At least three calendar days before nominations are open post notice of office to be filled.
July 29th	Filing Packets available for pickup.
August 5th	Open declaration for filing from 8a to 5p on regular business days. First day candidate packets are available. BMC 7.30.020 D ***within four days of receiving the filing the clerk must notify them to inform them of the excitement or rejection of their nominating petition.
August 5th-20th	Through the nomination period continue to update the website of candidate list.
August 20th	4p Filing deadline for Candidate Packets/Last day to withdraw

August 16th	All propositions must be passed by Ordinance to be on the ballot.
August 21st	First day to file as a write in.
August 21st	Name drawing for the ballot.
August 21st	Post final candidate list to website and email to council , staff and media.
August 26th	Provide information to the Ballot and Memory card vendors to insure adequate delivery of election material.
August 30th	Post notice of Election
September	Send letter to poll workers and canvas board review confirming their attendance at the polls.
	Training for election workers (Contact Becka to find out when she is doing the Bethel precincts and the surrounding villages)
September 17th	Absentee Voting in person starts.
September 20th	Last day to apply for absentee by mail.
September 30th	Create list of absentee inperson and bymail ballots to distribute to election precincts.
October 1st	ELECTION DAY polls open at 8 am and close at 8 pm
October 2nd	E-mail questioned voter list to State for confirming eligibility.
October 3rd	Canvass Board Meets. BMC 7.90.020
October 8th	Check request for Election Workers
October 8th	5p Deadline to file for recount/contesting the election
October 8th	Regular City Council Meeting and certification of election results.
October 10th	Arrange travel for council members to AML
October 14th	Special City Council meeting to elect mayor, vice mayor and appointment of the boards.
October 18th	Deadline for a recount
October 21st	Send Notice to Question ballot Voters
November 11th	May destroy Election Ballots per retention schedule

Bethel City Council

Additional Information

