

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on August 8, 2017 at 6:30 p.m., in the council chambers, Bethel, Alaska.

Mayor Richard Robb called the meeting to order at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Comprising a quorum of the Council, the following members were present:	
Mayor Rick Robb	Council Member Mark Springer (arrive after roll call)
Vice-Mayor Fred Watson	Council Member Leif Albertson
Council Member Alisha Welch	Council Member Michael Shantz
Members Absent:	
Naim Shabani	
Also in attendance were the following:	
City Manager Pete Williams	City Clerk Lori Strickler
City Attorney Patty Burley	

IV. PEOPLE TO BE HEARD

Gary Watson, City of Bethel Union President- Spoke in favor of the Union Contract as presented to the Council.

Dave Stovner, City of Bethel Union Vice-President- Spoke in favor of the Union Contract as presented to the Council.

Kathy Hanson, PRAHSC Committee Representative- Spoke in favor of the extension of the pools operation hours as well as the rates as proposed by Health Fitness. Provided many points why it isn't in the City's best interest to increase the daily rate to the facility.

Eileen Arnold, Tundra Women's Coalition Director- Spoke in favor of Ordinance 17-41, and nonprofit gaming.

John Sargent, Union Negotiations-Spoke in favor of the proposed contract presented to the Council.

Lorin Bradbury-Provided some recommended changes to Ordinance 17-39, specific to the deduction of fuel and electricity from sales tax submission to the City when the fuel is being purchased by the landlord.

Council Member Springer arrived at 6:41 p.m.

Gloria Simeon- Provided statements regarding the state of our community and the trash around the roadways, yards and community dumpsters.

Thomas Haviland – Bethel Union negotiator spoke in favor of the proposed contract as presented.

Beverly Hoffman- Representing the YK Delta Lifesavers, requesting support for the rate increase presented by Health Fitness for the YK Fitness Center. Additionally requested the Council not add additional fees for nonprofit agencies that conduct gaming. Requested the council ensure there is healthy recreational outlets for this community.

Michelle Dewitt, Bethel Community Services Foundation- Provided support to Ordinance 17-41, reducing gaming fees. Also provided support to the rates provided by Health Fitness to the YK Fitness Center.

Tim Andrew, Acting Director of Natural Resources for ONC- Spoke on behalf of ONC. In support of Ordinance 17-41, reducing gaming fees. Spoke about the positive impact that ONC has in the community and their past partnerships with the City. He thanked the City for all the hard work that they do.

Buck Bukowski, VFW Representative- Provided support to the reduction in fees on gaming.

Dave Trantham Jr. – Stated he believes the City is in financial trouble and warned the Council in their progression with the institutional corridor. Requested consideration for future appointments to the Finance Committee.

Jon Cochrane, Chair of the Finance Committee- Spoke in favor of the sales tax rewrite as presented by the Finance Committee and the ordinance that reduces the fees associated with gaming.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion:	Approve the Consent and Regular Agenda.
Moved by:	Springer
Seconded by:	Welch
Action:	Motion carries by a vote of 6-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Shantz
Opposed:	-0

Consent Agenda

Removal:	Remove Item A under New Business.
Moved by:	Springer

VI. APPROVAL OF THE MEETING MINUTES

Item A – 8-2-2017 Special Meeting.
Passed on the Consent Agenda

Item B – 8-8-2017 Regular Meeting.
Passed on the Consent Agenda

VII. REPORTS OF STANDING COMMITTEES

Public Safety and Transportation Commission –
No one available to provide a report.

Port Commission
A meeting has not been held due to a lack of a quorum.

Planning Commission –
Hazardous Mitigation Plan Update, staff comments were presented and the Planning Commission reviewed the recommended approval of the plan.

Parks, Recreation, Aquatic Health and Safety Center Committee -
Thanked Pete Williams, City Manager for attending the meeting.
Kasayuli Park Development and other park maintenance issues were discussed. The Committee has spoke with members of administration about the option of privatizing park maintenance and recreational activities; a scope of work has been developed. The Committee also provided a recommendation to the Council that supports the proposed operations plan for the YK Fitness Center which includes the increased rates.

Finance Committee –

A special meeting was held last night to address questions from the Council for tonight. A regular meeting is scheduled for Monday.

Energy Committee -

A meeting was not held due to a lack of a quorum.

Public Works Committee -

A meeting was not held due to a lack of a quorum.

VIII. SPECIAL ORDER OF BUSINESS

Item A – Health Fitness Monthly Report On The YK Fitness Center.

IX. UNFINISHED BUSINESS

Item A – Public Hearing of Ordinance 17-39: Repealing And Replacing Chapter 4.16 Of The Bethel Municipal Code, Sales And Use Tax.

Mayor Robb opened the Public Hearing.

Lorin Bradbury- Spoke in favor of amending the ordinance to reflect an exemption for landlords who pay sales tax on fuel and electricity.

Jon Cochrane- Spoke in favor of the ordinance as presented and does not support the proposed amendment to exempt landlords from having to pay tax on fuel and electricity.

Jarred Karr- Spoke in opposition to the Ordinance as presented because the language and cumbersome and not business owner friendly.

Mayor Robb closed the Public Hearing.

Main Motion: A motion to adopt was made at the July 25, Regular Meeting.

Moved by:	Shantz
Seconded by:	Albertson
Action:	Postponed

A motion to amend was made at the August 8, Council Meeting:
Amend 4.16.150 Tax Exemptions to amend Rental Units to read:
Cost incurred by owners/landlords for rental units, such as included fuel and electricity are exempt if:

Primary Amendment:	1. The inclusion of fuel and/or electricity is clearly stated in the lease agreement and;
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2. A City of Bethel business license for the rental business or exemption card is provided to the utility company and/or fuel distributor at the time of purchase.

Moved by: Springer
 Seconded by: Watson
 Action: Postponed Indefinitely

Council Member Albertson was previously determined to have a conflict of interest and has stepped down from the Council bench.

Subsidiary Motion: Postpone Indefinitely.

Moved by: Welch
 Seconded by: Springer
 Action: Motion carries by a vote of 5-1
 In favor: Albertson Watson Springer Welch Shantz
 Opposed: Robb

Subsidiary Motion: Hear from the Chairman of the Finance Committee.

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

Primary Amendment: Amend 4.16.010 E. to insert "economic" after indirect.

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

Primary Amendment: Postpone.

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

Item B – Public Hearing Of Ordinance 17-41: Amending The Bethel Municipal Code Chapter 5.04.050(A), Additional Fees For Businesses Selling Games Of Skill And Chance.

Mayor Robb opened the Public Hearing.

Michelle Dewitt- Spoke in favor of ordinance 17-41.

Jon Cochrane – Spoke in favor of Ordinance 17-41.
Shane Iverson – Spoke in favor of Ordinance 17-41.

Mayor Robb closed the Public Hearing.

Main Motion:	Adopt Ordinance 17-41.
Moved by:	Springer
Seconded by:	Watson
Action:	Motion carries by a vote of 5-1
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Shantz
Opposed:	<input checked="" type="checkbox"/> Albertson

Primary Amendment:	Amend to strike 3% and insert 4.5%.
Moved by:	Springer
Seconded by:	
Action:	Does not carry due to a lack of a second.

Primary Amendment:	Amend to strike 3% and insert 4%.
Moved by:	Springer
Seconded by:	Albertson
Action:	Motion carries by a vote of 5-1
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Welch
Opposed:	<input checked="" type="checkbox"/> Shantz

Item C – Public Hearing Of Budget Ordinance 17-28(a): Amending The Fiscal Year 2018 Budget To Include \$11,900 To The University Of Alaska Consortium Library.

Mayor Robb opened the Public Hearing.

Theresa Quiner, Library Director- Spoke in favor of the budget Ordinance as presented.

Mayor Robb closed the Public Hearing.

Main Motion:	Adopt Ordinance 17-28(a).
Moved by:	Springer
Seconded by:	Welch
Action:	Motion carries by a vote of 6-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Shantz
Opposed:	-0

Item D – AM 17-54: Approve The Operations Plan For The YK Fitness Center For July 1,2017 Through June 30, 2018.

Main Motion: A motion to adopt was made at our August 8, Regular Meeting.

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

X. NEW BUSINESS

Item A – Resolution 17-15: Consenting To And Approving The Location Of The Yukon Kuskokwim Health Corporation's Primary Health Facility Contraction And Hospital Improvement Project Funded Through The Alaska Industrial Development And Export Authority.

Main Motion: Adopt Resolution 17-15.

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

Item B – AM 17-55: Approving The Planning Commission's Resolution 2017-01, Authorizing The Vacation Of An Unimproved Right Of Way Located At 800 Chief Eddie Hoffman Highway, US Survey 4117, Lot 51.

Main Motion: Approve AM 17-55.

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

Item C – AM 17-56: Authorizing The City Manager To Negotiate A Contract With The Lowest Bidder For Installation Of The Main Line Of The Institutional Corridor, Phase II.

Main Motion: Approve AM 17-56.

Moved by: Albertson
Seconded by: Springer
Action: Motion carries by a vote of 5-1
In favor: Robb Albertson Watson Springer Welch
Opposed: Shantz

Item D – AM 17-57: Appointment of Thomas Oosterman to the Port Commission.
Passed on the consent agenda.

Item E – Retroactive Leave Approval For City Clerk: August 14, 2017.
Passed on the consent agenda.

Item F – Leave Request For City Attorney: Oct. 17th, and Oct.30 thru Nov.3, 2017.
Passed on the consent agenda.

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

Mayor Richard Robb –
Wished everyone luck in the upcoming hunting season.

Vice-Mayor Fred Watson –
No comment.

Council Member Leif Albertson –
No comment.

Council Member Mark Springer –
Good slate of candidates on the October ballot.

Council Member Alisha Welch–
No comment.

Council Member Michael Shantz–
No comment.

XV. EXECUTIVE SESSION

Item A– Alaska Statutes Title 44.62.310: Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Potential Litigation AVCP-RHA (Owl Park).

Item B– In Accordance With AS 44.62.310 C 1 Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Union Negotiations.

Main Motion: Move into Executive Session-

Item A– Alaska Statutes Title 44.62.310: Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Potential Litigation AVCP-RHA (Owl Park). Those attending Item A were: City Attorney, City Manager and City Clerk.

Item B– In Accordance With AS 44.62.310 C 1 Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity- Union Negotiations. Those attending Item B were: City Clerk, City Attorney, City Manager and Human Resources Director.

Moved by:	Springer
Seconded by:	Albertson
Action:	Motion carries by a vote of 6-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Watson <input checked="" type="checkbox"/> Springer <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Shantz
Opposed:	-0

Council Member Welch departed at 10:06 p.m.
Council Member Springer departed at 10:46 p.m.

XVI. ADJOURNMENT

Main Motion: Adjournment.

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

Council adjourned at 11:38 p.m.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk