

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on August 9, 2016 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:	
<input checked="" type="checkbox"/> Mayor Rick Robb	
<input checked="" type="checkbox"/> Vice-Mayor Byron Maczynski (arrived at 6:37 p.m.) (departed at 8:48 p.m.)	
<input checked="" type="checkbox"/> Council Member Leif Albertson	
<input checked="" type="checkbox"/> Council Member Alisha Welch	
<input checked="" type="checkbox"/> Council Member Mary Weiss	
Members Absent:	
<input type="checkbox"/> Council Member Nikki Hoffman	<input type="checkbox"/> Council Member Zach Fansler
Also in attendance were the following:	
<input checked="" type="checkbox"/> City Attorney Patty Burley	<input checked="" type="checkbox"/> City Clerk Lori Strickler
<input checked="" type="checkbox"/> City Manager Ann Capela	<input type="checkbox"/> Assistant To City Clerk Adriane Welch

IV. PEOPLE TO BE HEARD

Mary Nanuwak – Supported the action of the Marijuana Advisory Committee.
Was sad to hear City Manager Capela will be leaving the City.

Garrett Lieb – Provided a sample of what the Bethel Heights water treatment plant water, stated the water from this treatment plant is poor quality. The City needs to make changes to the system to improve the water quality.

Vice-Mayor Maczynski arrived at 6:37 p.m.

Stacie Reardon, Health Fitness Representative – Introduced Shadie Rabie and updated the Council on the progress at the YK Fitness Center.

David Trantham, Jr. – 71 years ago, on the 14th of October, the War in the Pacific ended. Remember Victory Over Japan day.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: Approve the Consent and Regular Agenda.

Moved by: Welch

Seconded by: Albertson

Action: Motion carries by a vote of 5-0

In favor: Robb Albertson Welch Weiss Maczynski

Opposed: -0

Remove Resolution 16-25, Introduction of Budget Ordinance

Main Motion: 16-17 (a), Ordinance 16-22, 16-23 and 16-24.

Moved by: Robb

VI. APPROVAL OF THE MEETING MINUTES

Item A – Special City Council Meeting July 19, 2016

Passed on the consent agenda.

Item B – Regular City Council Meeting July 26, 2016

Passed on the consent agenda.

VII. REPORTS OF STANDING COMMITTEES

Public Safety and Transportation Commission

Council Member Weiss, Council Representative –
No report.

Port Commission

Council Representative Alisha Welch- A meeting of the Commission has not been held since the last City Council Meeting.

Planning Commission

Ted Meyer, Planning Director –

Considered the three ordinance on Marijuana Zoning presented to the City Council.

Parks and Recreation Committee

Kathy Hanson, Parks, Recreation Aquatic Health and Safety Center –

Provided a recommendation to the City Council to implement the City of Bethel Employee Health Program.

Determination of the maintenance needs at the Owl Street Park.

Designation of the Dog Park next to the Public Health Nursing facility.

Development of the City owned website to the YK Fitness Center, this will be maintained by the facility director.

The Facebook page for the facility is also being put together. The facility director and staff is looking into the water usage at the facility.

Please to see the improvement plan for Pinky's Park, the soccer field.

Finance Committee

City Manager Capela, Committee Member –

The Committee will be meeting again to consider the changes to the sales tax code.

Energy Committee

Council Representative, Zach Fansler –

No one available to provide a report.

Public Works Committee

Council Representative, Byron Maczynski –

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

Marijuana Advisory Committee

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

VIII. SPECIAL ORDER OF BUSINESS

Item A – Lieutenant Governor Mallott, Presents The State's Fiscal Crises.

Lieutenant Governor was unable to attend.

IX. NEW BUSINESS

Item A – Resolution 16-25: Protesting The Issuance Of A Restaurant Eating Place Liquor License To Baba's Pizza & Sub Owned By Surasak Suwanprapa.

1) Baba's Pizza & Sub Opportunity To Defend Per 3 AAC 304.145.

No one from Baba's Pizza and Subs was present to be heard.

Main Motion: Adopt Resolution 16-25

Moved by: Albertson
Seconded by: Welch
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Welch Weiss
Opposed: -0

Main Motion: Suspend the rules to hear form the Planning Director, Ted Meyer.

Moved by: Welch
Seconded by: Maczynski
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Welch Weiss
Opposed: -0

Main Motion: Suspend the rules to hear from the Fire Chief, Bill Howell.

Moved by: Welch
Seconded by: Maczynski
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Welch Weiss
Opposed: -0

Item B – Introduction Of Budget Modification 16-17: A Budget Modification Amending The Fiscal Year 2017 Budget – Sales Tax Audits.

Main Motion: Table.

Moved by: Albertson
Seconded by: Welch
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Welch Weiss
Opposed: -0

Item C – Introduction Of Ordinance 16-22: Amending Bethel Municipal Code 18.20.030 To Add Indoor And Outdoor Marijuana Cultivation Facilities.

Main Motion: Introduce Ordinance 16-22.

Moved by: Weiss
Seconded by: Albertson
Action: Motion carries by a vote of 5-0
In favor: Robb Maczynski Albertson Welch Weiss
Opposed: -0

Item D – Introduction Of Ordinance 16-23: Amending Bethel Municipal Code 18.36.030 To Add Indoor Marijuana Cultivation Facilities, Standard Marijuana Product Manufacturing, Marijuana Testing Facilities, And Marijuana Retail Stores.

Main Motion: Introduce Ordinance 16-23.

Moved by:	Maczynski
Seconded by:	Weiss
Action:	Motion carries by a vote of 5-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Weiss
Opposed:	-0

Item E – Introduction Of Ordinance 16-24: Amending Bethel Municipal Code 18.40.030 To Add Indoor And Outdoor Marijuana Cultivation Facilities, Standard Marijuana Product Manufacturing Facilities, And Marijuana Concentrate Manufacturing Facilities.

Main Motion: Introduce Ordinance 16-24.

Moved by:	Welch
Seconded by:	Maczynski
Action:	Motion carries by a vote of 5-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Weiss
Opposed:	-0

Item F – AM 16-51: Directing Administration To Set Up A Meeting With AVCP, RHA To Discuss The Contract For Owl Park And Maintenance Improvements.

Main Motion: Approve 16-51.

Moved by:	Welch
Seconded by:	Maczynski
Action:	Motion carries by a vote of 5-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Welch <input checked="" type="checkbox"/> Weiss
Opposed:	-0

Item G – Personal Time Off, City Attorney August 11 And August 29 & 30, 2016.

Approved on the consent agenda.

Item H – City Manager Recruitment Process.

X. MAYOR'S REPORT

XI. MANAGER'S REPORT

XII. CLERK'S REPORT

XIII. COUNCIL MEMBER COMMENTS

Mayor Richard Robb –

Provided condolences to the Williams' family.

The silvers are running. For the moose hunter, the tags will be available soon.

Mr. Trantham has address the City and Council on various facts and issues, clarified to the public and to Mr. Trantham that there was nothing mentioned in the investigation nor was the Alaska Territorial Guard.

Vice-Mayor Byron Maczynski –

No comment.

Council Member Albertson –

Encouraged the public to get out and vote.

Council Member Mary Weiss –

No comment.

Council Member Alisha Welch –

No comment.

XIV. EXECUTIVE SESSION

Item A – AS 44.62.310 (C) 1: Matters, The Immediate Knowledge Of Which Would Clearly Have An Adverse Effect Upon The Finances Of The Public Entity – Settlement Offer, City Of Bethel vs. Faulkner Walsh et.al.

Item B – 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 – Sales Tax Enforcement.

Move into Executive Session To Discuss Alaska Statutes
44.62.310: Matters, The Immediate Knowledge Of Which Would
Clearly Have An Adverse Effect Upon The Finances Of The
Public Entity Settlement Offer, City Of Bethel vs. Faulkner Walsh
et.al.

Move into Executive Session To Discuss Alaska Statutes AS
44.62.310 (C) 1: Matters, The Immediate Knowledge Of Which
Would Clearly Have An Adverse Effect Upon The Finances Of

Main Motion: The Public Entity – Sales Tax Enforcement.

Those participating in the Executive Session will be the Council Members, City Attorney Burley, City Clerk and City Manager Capela.

Moved by:	Welch
Seconded by:	Maczynski
Action:	Motion carries by a vote of 5-0
In favor:	<input checked="" type="checkbox"/> Robb <input checked="" type="checkbox"/> Maczynski <input checked="" type="checkbox"/> Albertson <input checked="" type="checkbox"/> Weiss <input checked="" type="checkbox"/> Welch
Opposed:	-0

Vice-Mayor Maczynski departed the meeting at 8:48 p.m.

Item B – Introduction Of Budget Modification 16-17 (a): A Budget Modification Amending The Fiscal Year 2017 Budget – Sales Tax Audits.

Main Motion: Pull table.

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

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

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

Primary

Amendment: Amend to strike \$20,000 and insert \$15,000.

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

XV. ADJOURNMENT

Main Motion: Adjourn.

Moved by: Welch

Seconded by: Albertson

Action: Motion carries by a vote of 4-0

In favor: Robb Albertson Weiss Welch

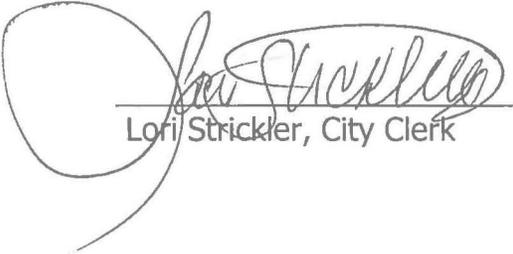
Opposed: -0

Council adjourned at 9:54 p.m.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk