

I. CALL TO ORDER

A Regular Meeting of the Bethel City Council was held on September 10, 2013 at 6:30pm, in the council chambers, Bethel, Alaska.

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

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Comprising a quorum of the Council, the following members were present:
Council Member Joseph Klejka, Council Member Mark Springer, Council Member Rick Robb, Council Member Eric Whitney, Council Member Sharon Sigmon

Members Absent were:

Council Member Gene Jr. Peltola, Council Member Mary Sattler

Also in attendance were the following:

City Clerk Lori Strickler, City Manager Lee Foley, City Attorney Patty Burley

IV. PEOPLE TO BE HEARD

Tom Doolittle, President of the Bethel Sportsmen's Club – Hoped the City and the Bethel Sportsmen's Club can work out a solution for the use of the Gun Club's leased property and the City's Sandpit. The Bethel Sportsmen's Club is leasing the gun range property from the City of Bethel and the High school wishes to use the area for seasonal sports; with that, access to the back sandpits would be required. The Bethel Sportsmen's club is concerned about liability in the area if the leased land is used for public recreation outside of the intended and agreed upon uses.

Barb Mosier, Parks and Recreation Chair- Provided a report of the Parks and Recreation Committee. The first meeting of the Committee was held last night. The 4 H Program received a new roof this summer and had the building leveled. ONC provided five summer youth workers, who were a great help during the summer season. Diabetes prevention program hosted a native foods program. Campfire came and hosted many events for the community youth. The

Department closed Pinky's Park and did a lot of work to make the park safer for the community. The Department hosted a BMX competition during the community fair. A Land and Water Conservation grant will be used to improve Pinky's Park.

Gary Hanson – Supports the Cross country programs, the recent situation regarding access to the sandpit is a bit unsettling. People are not intending to be adversarial; we need to get this issue figured out for the long term and the short term.

Eli Jacobson - As a member of the Sportsmen's Club, believes the group was not fairly represented at the last City Council meeting. The club has been very accommodating to the cross country team and they are willing to be accommodating as long as the liability issues are addressed.

Craig Rogers, member of the Board of Directors for the Bethel Sportsmen's Club- Provided a history of the Gun Club. The community does not have a safe place to shoot legally within the City limits. They would like to see all of the shooting within the community confined to one area. It is important to protect the members of the community.

David Trantham Jr., Co-Chair of the Alaska Territorial Memorial Park Planning Group – Last week there were a number distinguished guests visiting the community, a Lt. General and two Major Generals. The Alaska Territorial Guard Memorial Park project is to honor men who served in WWII in this area and other areas of the State. When freeze-up come, the group will be have displayed a bronze plaque to recognize these great units. The project will be completed on Pearl Harbor Day, 2014. There are thirteen planter boxes available for adoption.

Cory Tolliver – Here to defend the Bethel Sportsmen's Club in some of the statements that were made at the last City Council Meeting. There was an avenue that should have been pursued that was not pursued. The Bethel Sportsmen's Club is worried about liability. There is a process that the community should take for acquiring access to the land. Cory read from a letter drafted by the group which provided an explanation of the views of the situation.

Jennessy Andrew- Requested the Council consider assisting her and her family in the move of her deceased mother from the Owl Street Cemetery to the Bethel Memorial Cemetery. She stated the conditions at the Owl Street Cemetery are not good for the deceased or the families that wish to visit their loved ones. There is high water preventing access during the summer months.

Agnes Gregory – Supported the comments made by Jennessy. It is important for the loved ones to be able to see their loved ones within a community grave site.

V. APPROVAL OF THE CONSENT AND REGULAR AGENDA

Main Motion: To approve the Consent and Regular Agenda.

Moved by:	Sigmon
Seconded by:	Robb
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Primary Amendment #1: Amend the agenda to move New Business Items C and D above Unfinished Business Item A.

Moved by:	Robb
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Consent Agenda

Removal: Remove intro 13-22 from the consent agenda.

Moved by:	Robb
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VI. APPROVAL OF THE MEETING MINUTES

Item A- August 27, 2013 City Council Regular Meeting Minutes.
Passed on the Consent Agenda.

VII. REPORTS OF STANDING COMMITTEES

Item A- Port Commission –
Mark Springer, Council Member-
A meeting has not been held since the last City Council meeting.

Item B- Planning Commission
Rick Robb, Council Member –
A meeting is scheduled for Thursday. The Commission will be discussing a Conditional Use Permit for a cell phone tower on Gunderson Court.
There are two vacancies on the Commission.

Item C-Public Works Committee –
Joseph Klejka, Mayor-
A meeting will be held on Thursday of this week.

Item D-Energy Committee –
 Leif Albertson, Chair of the Committee,
 A quorum of the committee was not established at the last meeting.

Item E-Public Safety and Transportation Commission-
 Sharon Sigmon, Council Representative-
 A quorum of the committee was not established at the last meeting.

Item F- Finance Committee-
 Bobby Sutton, Finance Director -
 A meeting has not been held since the last city council meeting.

Item G-Parks and Recreations Committee
 No one available to provide a report.

NEW BUSINESS

Main Motion: Amend the agenda to move Item D under New Business to fall before item C under New Business.

Moved by:	Robb
Seconded by:	Sigmon
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Item D- Approval Of Addendum To The Previously Approved Lease Agreement Between The City Of Bethel and The Bethel Sportsmen’s Club.

Incidental Motion: Motion to suspend the rules to hear from Mr. Doolittle during this discussion.

Moved by:	Springer
Seconded by:	Robb
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Main Motion: Approval of the Addendum to the lease agreement between the Bethel Sportsmen’s Club and the City of Bethel.

Moved by:	Robb
Seconded by:	Springer
Action:	Motion failed unanimously by a vote of 0-5
In favor:	None
Opposed:	Klejka, Springer, Robb, Whitney and Sigmon

Primary Amendment #1: Motion to amend the lease agreement to insert "and educational activities."

Moved by: Springer
Seconded by:
Action: Motion ruled out of order, the item is not on the agenda.

Item C- The City's Construction Of A Road Near The Sand Pit To Provide Access To The Area For Cross Country Meets.

Main Motion: Take a ten minute break.

Moved by: Whitney
Seconded by: Sigmon
Action: Motion carried unanimously by a vote of 5-0
In favor: Klejka, Springer, Robb, Whitney and Sigmon
Opposed: None

VIII. UNFINISHED BUSINESS

Item A –Public Hearing Of Ordinance 13-21: Amending BMC Title 13.20 Cemetery.

*Mayor Klejka opened the public hearing.
No one wished to be heard.
Mayor Klejka closed the public hearing.*

Main Motion: Adopt Ordinance 13-21.

Moved by: Whitney
Seconded by: Sigmon
Action: Item and amendment postponed until the next council meeting.

Primary Amendment #1: Amend by striking "death certificate" and insert Burial "Transit permit" under BMC 13.20.020 A.

Moved by: Robb
Seconded by: Springer
Action: Motion carried unanimously by a vote of 5-0
In favor: Klejka, Springer, Robb, Whitney and Sigmon
Opposed: None

Secondary Amendment #1:	Amend primary amendment #1 by striking "certified" which falls before "death certificate."
Moved by:	Springer
Seconded by:	Sigmon
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Primary Amendment #2:	Amend by striking "a copy of the deceased's DD214" and insert "proof of eligibility" under BMC 13.20.040 K.
Moved by:	Springer
Seconded by:	Robb
Action:	Motion failed by a vote of 1-4
In favor:	Robb
Opposed:	Klejka, Springer, Whitney and Sigmon

Primary Amendment #3:	Amend to insert "Permits for interments to the Veterans Memorial Cemetery located within the Bethel Memorial Cemetery will be granted to any that apply."
Moved by:	Robb
Seconded by:	
Action:	Motion does not carry due to a lack of a second.
In favor:	
Opposed:	

Subsidiary Motions:	Suspend the rules to hear from Mr. Trantham.
Moved by:	Whitney
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Primary Amendment #4:	Amend by inserting under 13.20.040 "A veteran may reserve an adjoining plot for a spouse or other immediate family member."
Moved by:	Springer
Seconded by:	Whitney
Action:	This amendment along with the main motion have been postponed until the next meeting.

Secondary Amendment #1: Amend primary amendment #4 by striking "or other immediate family member."

Moved by: Sigmon
Seconded by: Robb
Action: Motion carried unanimously by a vote of 5-0
In favor: Klejka, Springer, Robb, Whitney and Sigmon
Opposed: None

Subsidiary Motion: Postpone until the next meeting.

Moved by: Springer
Seconded by: Whitney
Action: Motion carried by a vote of 4-1
In favor: Klejka, Springer, Whitney and Sigmon
Opposed: Robb

IX. NEW BUSINESS

Item A -- Introduction Of Ordinance 13-22: City Of Bethel Fee And Rate Schedule.

Main Motion: Introduce Ordinance 13-22.

Moved by: Springer
Seconded by: Sigmon
Action: Motion carried unanimously by a vote of 5-0
In favor: Klejka, Springer, Robb, Whitney and Sigmon
Opposed: None

Primary Amendment #1: Amend to un-strike "Site Plan Commercial, Major" and all corresponding language to maintain the existing fee.

Moved by: Robb
Seconded by: Springer
Action: Motion carried unanimously by a vote of 5-0
In favor: Klejka, Springer, Robb, Whitney and Sigmon
Opposed: None

Primary Amendment #2: Amend by remove all of the suggested changes under Bethel 4-H youth Center and maintaining the current fees.

Moved by: Robb
Seconded by: Springer

Action:	Motion carried by a vote of 4-1
In favor:	Klejka, Springer, Robb and Whitney
Opposed:	Sigmon

Primary Amendment #3: Remove all changes except for records fees and appeals fees.

Moved by:	Robb
Seconded by:	Springer
Action:	Motion carried by a vote of 4-1
In favor:	Klejka, Springer, Robb and Whitney
Opposed:	Sigmon

Item B – AM 13-18: Approval Of City Manager’s Personal And Administrative Leave October 21-31, 2013.

Passed on the consent agenda.

Item E- Personal Time Off Leave Approval For City Attorney September 19 and October 28-November 4.

Passed on the consent agenda.

Item F- Annual Increase For City Attorney Per Employment Contract After Satisfactory Evaluation.

Subsidiary

Motion: Suspend the rules to hear from the Finance Director.

Moved by:	Springer
Seconded by:	Sigmon
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Main Motion: Provide the City Attorney an annual raise of 3.5%.

Moved by:	Sigmon
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

Primary Amendment #1: Amend by inserting after “3.5” “the effective date to be the date of the annual evaluation completion.”

Moved by:	Sigmon
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 5-0

In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None
Primary Amendment #2:	Amend by inserting "Not to exceed the budgeted amount."
Moved by:	Robb
Seconded by:	Springer
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None

XII. MAYOR'S REPORT

XIII. MANAGERS REPORT

XIV. CITY CLERK'S REPORT

XV. COUNCIL MEMBER COMMENTS

Council Member Springer-

Last week Bethel was visited by a number of military personal as mentioned by Mr. Trantham. Had an opportunity to personally thank General Katkus for his efforts in the transfer of the Old Armory buildings.

Council Member Robb-

This has been another marathon meeting. There were a number of difficult issues and am very impressed with the way this community can come together to work out issues.

It is moose hunting season, don't forget to turn in your moose permits.

Council Member Sigmon-

Out of town recently and her daughter looked at her and said she couldn't wait to get back to Bethel. She very much appreciates our community.

It is moose season, please be careful; the Best of luck to all of the hunters.

Council Member Whitney-

Heating season is coming up, maintain your boiler and your chimney or wood stove.

Mayor Klejka-

Thanked Council Member Springer for his representing the Council at the Military Luncheon.

The CEO of Taco Bell was out at the high school; thanked him for his time.

XVI. ADJOURNMENT

Main Motion: Adjournment

Moved by:	Springer
Seconded by:	Sigmon
Action:	Motion carried unanimously by a vote of 5-0
In favor:	Klejka, Springer, Robb, Whitney and Sigmon
Opposed:	None



Joseph A. Klejka, Mayor

ATTEST:



Lori Strickler, City Clerk