

**1. CALL TO ORDER**

A Regular Meeting of the Bethel City Council was held on May 11, 2021 at 6:30 p.m., in the Council chambers, Bethel, Alaska.

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

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

|                                                                                                                                                                                                                                                                                                                                                                  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Comprising a quorum of the Council, the following members were present:</b>                                                                                                                                                                                                                                                                                   |
| City Council Member Alyssa Leary (telephonically)<br>City Council Member Mark Springer (telephonically)<br>City Council Member Rose Henderson (telephonically)<br>City Council Member Conrad McCormick (telephonically)<br>City Council Member Perry Barr (telephonically)<br>Vice-Mayor Haley Hanson (telephonically)<br>Mayor Michelle DeWitt (telephonically) |
| <b>Members Absent:</b>                                                                                                                                                                                                                                                                                                                                           |
|                                                                                                                                                                                                                                                                                                                                                                  |
| <b>Also in attendance were the following:</b>                                                                                                                                                                                                                                                                                                                    |
| City Manager Peter Williams (telephonically), City Clerk Lori Strickler (telephonically), City Attorney Libby Bakalar (telephonically)                                                                                                                                                                                                                           |

**4. PEOPLE TO BE HEARD – Five minutes per person**

Lorin Bradbury- Provided some history on the sales tax ordinance and presented some suggested amendments to the council for consideration. Asked council to review the realtor sales tax. Additionally, requested that the Council not continue to adopt the mask mandate and allow business and organizations to make decisions on mask requirements.

Susan Taylor- With the Sugar Sweetened Beverage Tax postponed indefinitely, suggested closure to the issue by having the public vote on an advisory vote.

Mary Mathias submitted written email testimony suggesting the City Council consider

adopting regulations on oil use.

## **5. APPROVAL OF CONSENT AGENDA AND REGULAR AGENDA**

Main Motion: Approve the Consent and Regular Agenda.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Haley Hanson                                                                                             |
| Seconded by: | Conrad McCormick                                                                                         |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

Council Member Springer, Remove Item 10.5, Introduction of Ordinance 21-20, from the consent agenda.

Vice-Mayor Hanson remove Item 10.9, Resolution 21-09, from the consent agenda.

## **6. APPROVAL OF MEETING MINUTES**

**Item 6.1.** - \*4-27-2021 Regular City Council Meeting  
*Passed on the consent agenda.*

## **7. REPORTS OF STANDING COMMITTEES**

**Item 7.1.** - Committee/Commission/Board Draft Meeting Minutes And Agendas

Port Commission, Council Member Springer- Have not been informed of a meeting.

Planning Commission, Vice-Mayor Hanson- Next meeting will have two Public Hearings, a Conditional Use Permit for a retail marijuana store and an industrial zoning designation for a bulk tank fuel farm for BNC.

Community Action Grant Technical Review Board, Council Member Barr- The application period will close on May 30th. Following the submissions of the applications, the committee will meet in June to review the applications.

Parks, Recreation, Aquatic Health and Safety Center Committee, Mayor DeWitt- Discussed the YK Fitness Center feasibility study with City Manager Williams and the

firm Agnew Beck.

Finance Committee, Council Member McCormick- No meeting since last meeting.

Public Works Committee, Council Member Leary- No meeting since last meeting.

Public Safety and Transportation Commission, Council Member Henderson- Discussed the Police and Fire Department budget. Made motions to support: the summer program, a new fire truck, and increasing the staff for each department.

## **8. SPECIAL ORDER OF BUSINESS**

## **9. UNFINISHED BUSINESS**

**Item 9.1.** - Public Hearing Of Ordinance 21-14: Amending Bethel Municipal Code 4.16.160 Sales Tax Exemptions And Limitations (Interim City Manager Williams)

*Mayor DeWitt was determined to have a conflict of interest on this issue at a previous regular meeting by a majority vote of the members. Mayor DeWitt did not participate or vote on this item. Vice-Mayor Hanson presided over this item of business.*

*Vice-Mayor Hanson opened the Public Hearing.*

Lorin Bradbury, requested the council consider an amendment regarding exempting utilities for landlords.

*Vice-Mayor Hanson closed the Public Hearing.*

*Motion to adopt was made at the April 27th Regular Meeting by Council Member McCormick and seconded by Council Member Henderson.*

Motion to amend: insert subsection R under 4.16.160 Rental Units. Costs incurred by owners/landlords for rental units, such as included utilities, fuel, or any other expenses, are not exempt unless the sales tax is paid by owners/landlords in the purchase of fuel and electricity when the cost of such purchase is provided as a part of the total rental cost.

|              |                                                                        |
|--------------|------------------------------------------------------------------------|
| Moved by:    | Rose Henderson                                                         |
| Seconded by: | Alyssa Leary                                                           |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Rose Henderson, |

|          |                  |
|----------|------------------|
|          | Conrad McCormick |
| Opposed: | None             |
| Results: | Motion Carries   |

Motion to amend: Subsection N. 1. Strike new language "provided that any income from the exempt sale is also exempt from federal taxation" 2. Insert new language "Exceptions: A sale of goods or services to any nonprofit when the sale of the goods or services is used to support for-profit business operations or operations that compete with persons engaged in similar business operations, are not exempt from taxation."

|              |                                                                                         |
|--------------|-----------------------------------------------------------------------------------------|
| Moved by:    | Alyssa Leary                                                                            |
| Seconded by: | Rose Henderson                                                                          |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                    |
| Results:     | Motion Carries                                                                          |

Motion to postpone until the next regular meeting to host another public hearing.

|              |                                                                                         |
|--------------|-----------------------------------------------------------------------------------------|
| Moved by:    | Rose Henderson                                                                          |
| Seconded by: | Conrad McCormick                                                                        |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                    |
| Results:     | Motion Carries                                                                          |

**Item 9.2. - Public Hearing Of Ordinance 21-15: Temporarily Reducing Payments Listed Under 5.20.160 A. Of The Bethel Municipal Code For Taxicab, River Taxi, Limousine Or Bus Permit Not In Operational Statues As A Result Of COVID-19 (Public Safety And Transportation Commission)**

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Ordinance 21-15.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Rose Henderson                                                                                           |
| Seconded by: | Alyssa Leary                                                                                             |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |

Results: | Motion Carries

**Item 9.3.** - Public Hearing Of Budget Ordinance 20-12(m): Amending The City Of Bethel Fiscal Year 2021 Budget- Property Maintenance- Piped Water- Hauled Sewer (Interim City Manager Williams)

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Budget Ordinance 20-12(m).

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Alyssa Leary                                                                                             |
| Seconded by: | Rose Henderson                                                                                           |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

## **10. NEW BUSINESS**

**Item 10.1.** - Emergency Ordinance 21-16 Extending The Declaration Of Emergency Issued Through Ordinances 21-08, 21-02, 20-38, 20-32, 20-29, 20-11, 20-09 And 20-08 (Mayor DeWitt)

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Emergency Ordinance 21-16.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Conrad McCormick                                                                                         |
| Seconded by: | Mark Springer                                                                                            |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

**Item 10.2.** - Emergency Ordinance 21-17: Extending Emergency Ordinance 21-10, 21-03, 20-38, 20-34 And 20-27 Establishing A Mandate Within The City Of Bethel That Masks Or Similar Face-Coverings Be Worn In Public In Indoor And Indoor-Adjacent Spaces, And Under Certain Conditions In Outdoor Spaces, During The Covid-19 Public Health Emergency (Mayor DeWitt)

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Emergency Ordinance 21-17.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Mark Springer                                                                                            |
| Seconded by: | Alyssa Leary                                                                                             |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

Make a motion to amend Ordinance 21-17 to insert three new bullet points under Section 3, exemptions to read:

- Persons who are fully vaccinated can visit with other fully vaccinated people in private residences indoors without wearing masks or physical distancing.
- Persons who are fully vaccinated can visit with unvaccinated persons (including children) from a single household who are at low risk for severe COVID-19 disease in a private residence indoors without wearing masks or physical distancing.
- Persons who are fully vaccinated can participate in outdoor activities and recreation without a mask, except in certain crowded settings and venues.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Haley Hanson                                                                                             |
| Seconded by: | Conrad McCormick                                                                                         |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

**Item 10.3.** - Emergency Ordinance 21-18: Repealing And Replacing Ordinance 21-

16 Testing And Quarantine Mandates And Adopting Mandates That Allow For Quarantine And Testing Exemptions If The Traveler Has Received The Recommended Covid-19 Vaccination (Mayor DeWitt)

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Emergency Ordinance 21-18.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Rose Henderson                                                                                           |
| Seconded by: | Conrad McCormick                                                                                         |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

Motion to amend Ordinance 21-18 under Section 2, Testing isolation and Quarantine Requirements, Subsection 4 to strike 14 days and insert 10 days for the quarantine requirements if an individual does not get a molecular test.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Haley Hanson                                                                                             |
| Seconded by: | Rose Henderson                                                                                           |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

**Item 10.4.** - Emergency Ordinance 21-19: Exempting 13.04.290 Of The Bethel Municipal Code To Prevent Water Shut Off For Non-Payment For An Additional 60 Days (Mayor DeWitt)

*Mayor DeWitt opened the Public Hearing.*

*No one present to be heard.*

*Mayor DeWitt closed the Public Hearing.*

Main Motion: Adopt Emergency Ordinance 21-19.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Mark Springer                                                                                            |
| Seconded by: | Conrad McCormick                                                                                         |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |

Opposed: | None  
Results: | Motion Carries

**Item 10.5.** - \*Introduction Of Ordinance 21-20: Repealing Chapters 2.24 (Planning Commission), 2.25 (Public Safety And Transportation Commission), 2.52 (Boards, Committees And Commissions), And 14.04 (Port Commission) And Establishing Chapter 2.60 (Committees Commissions And Ad Hoc Committees) (Mayor DeWitt)

Main Motion: Introduce Ordinance 21-20.

Moved by: | Conrad McCormick  
Seconded by: | Alyssa Leary  
In favor: | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick  
Opposed: | None  
Results: | Motion Carries

Motion to amend to strike the name of the Parks Recreation Aquatic Health and Safety Center Committee to the Community Parks and Recreation Committee.

Moved by: | Conrad McCormick  
Seconded by: | Alyssa Leary  
In favor: | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick  
Opposed: | None  
Results: | Motion Carries

**Item 10.6.** - \*Introduction of Ordinance 21-21: Amending Chapter 5.20 (General Provisions Related To Taxicabs, Chauffeurs, And Dispatch Services) By Removing The Public Safety And Transportation Commission From That Chapter (Mayor DeWitt)

*Passed on the consent agenda.*

**Item 10.7.** - \*Introduction Of Ordinance 21-22: Authorizing The Acquisition Of Interest In Land For A Utility Easement From Frank Jones Involving The Bethel Avenues Piped Water And Sewer Project - Phase I (City Manager Williams)

*Passed on the consent agenda.*

**Item 10.8.** - \*Introduction Of Budget Ordinance 20-12(n): Amending The City Of

Bethel Fiscal Year 2021 Budget- Fuel Tank Farm Review (City Manager Williams)

*Passed on the consent agenda.*

**Item 10.9.** - \*Resolution 21-09: Formally Naming Unnamed Municipal Parks (PRAHS Committee)

Main Motion: Adopt Resolution 21-09.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Haley Hanson                                                                                             |
| Seconded by: | Conrad McCormick                                                                                         |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

**Item 10.10.** - \*AM 21-10: Direct Administration To Negotiate And Execute A Three-Year Contract Between The City Of Bethel And The Company Whose Proposal Scored The Highest Number Of Points For Marine Transportation Services. BMC Section 4.20.040 Prevents The Revelation Of The Company Name Until After City Council Approves The Contract Award (City Manager Williams)

*Passed on the consent agenda.*

**Item 10.11.** - Amendment To Employment Agreement Between The City of Bethel And Lori Strickler (Mayor DeWitt)

Main Motion: Approve amendment to employment agreement between the City of Bethel and Lori Strickler.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Alyssa Leary                                                                                             |
| Seconded by: | Rose Henderson                                                                                           |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

**Item 10.12.** - \*IM 21-07: Presentation Of The City's Water And Sewer Services Expenditures Compared To Budget From July 1, 2020 To April 30, 2021 – Utilities Maintenance – Water And Wastewater Activity Report (City Manager Williams)

*Passed on the consent agenda.*

## **11. REPORTS**

**Item 11.1.** - Mayor's Report

**Item 11.2.** - City Manager's Report

**Item 11.3.** - Clerk's Report

## **12. COUNCIL MEMBER COMMENTS**

Mayor DeWitt- No comment.

Vice-Mayor Hanson- No comment.

Council Member Barr- No comment.

Council Member Leary- Encouraged members of the public to get vaccinated.

Council Member Springer- Sends condolences to the Michael family in Kwethluk for their loss. Lillian Atmak Michael, long time KYUK employee.

Council Member Henderson- Encouraged the residents using four-wheelers to slow down and to not use the side of the road that has the pedestrian walking path when travelling on the side of the road.

Council Member McCormick- Echoed Council Member Henderson's concerns about four-wheelers and added that in residential areas to please drive less than 15 mph to reduce the amount of dust in the air.

## **13. EXECUTIVE SESSION**

**Item 13.1.** - In Accordance With AS 44.62.310.C(2)- Subjects That Tend To Prejudice The Reputation And Character Of Any Person, Provided The Person May

## Request A Public Discussion- City Clerk Annual Evaluation (Mayor DeWitt)

Main Motion: Move into executive session, following a ten minute break, in accordance with as 44.62.310.c(2)- subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion- City Clerk annual evaluation.

Those attending are Council Members and City Clerk Strickler.

|              |                                                                                                          |
|--------------|----------------------------------------------------------------------------------------------------------|
| Moved by:    | Mark Springer                                                                                            |
| Seconded by: | Haley Hanson                                                                                             |
| In favor:    | Perry Barr, Haley Hanson, Alyssa Leary, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                                     |
| Results:     | Motion Carries                                                                                           |

*Council Member Leary departed the meeting at 10:20 p.m.*

Motion to provide an annual increase to the City Clerk in the amount of 3%.

|              |                                                                                            |
|--------------|--------------------------------------------------------------------------------------------|
| Moved by:    | Mark Springer                                                                              |
| Seconded by: | Rose Henderson                                                                             |
| In favor:    | Perry Barr, Haley Hanson, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                       |
| Results:     | Motion Carries                                                                             |

## 14. ADJOURNMENT

Main Motion: Adjournment.

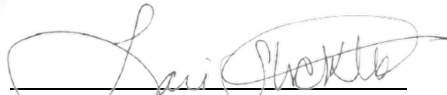
|              |                                                                                            |
|--------------|--------------------------------------------------------------------------------------------|
| Moved by:    | Mark Springer                                                                              |
| Seconded by: | Haley Hanson                                                                               |
| In favor:    | Perry Barr, Haley Hanson, Mark Springer, Michelle DeWitt, Rose Henderson, Conrad McCormick |
| Opposed:     | None                                                                                       |
| Results:     | Motion Carries                                                                             |

*Meeting ended at 10:30 p.m.*

  
Michelle DeWitt (Jun 7, 2021 12:35 AKDT)

Michelle DeWitt, Mayor

ATTEST:

  
Lori Strickler, City Clerk

# 5-11-2021 Regular City Council Meeting Minutes

Final Audit Report

2021-06-07

|                 |                                              |
|-----------------|----------------------------------------------|
| Created:        | 2021-06-05                                   |
| By:             | Lori Strickler (lstrickler@cityofbethel.net) |
| Status:         | Signed                                       |
| Transaction ID: | CBJCHBCAABAAItFE1bERtri-Una_092I9iMCcWs4nkp1 |

## "5-11-2021 Regular City Council Meeting Minutes" History

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Signature Date: 2021-06-07 - 8:35:04 PM GMT - Time Source: server- IP address: 24.237.58.188- Signature captured from device with phone number XXXXXXXX0557

 Agreement completed.

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