

Joint Meeting Orutsararmuit Native Council and Bethel City Council

11-2-2021, 6:30 p.m.

ALL PUBLIC MEETINGS OF THE CITY OF BETHEL WILL BE HELD VIRTUALLY

Zoom Meeting Link: <https://us06web.zoom.us/j/81325099122?pwd=d1Y4SFVxRER1N2h6QVd0YW9saTBMQT09>

Zoom Meeting Phone Number

+1 253 215 8782 US (Tacoma)

877 853 5257 US Toll-free

Meeting ID: 813 2509 9122

+1 720 707 2699 US (Denver)

888 475 4499 US Toll-free

Passcode: 079538

+1 301 715 8592 US (Washington DC)

833 548 0276 US Toll-free

+1 312 626 6799 US (Chicago)

833 548 0282 US Toll-free

Written Public Testimony

1) Email cityclerk@cityofbethel.net by 4:00pm the day of the meeting.

2) Specify the written submission is for People To Be Heard.

3) Provide full real name of the person making submission.

Public testimony may be summarized if the length of the submission exceeds the five minutes time limit.

Orutsararmuit Native Council

Ignatius "Louie" Andrew, Traditional Chief

Walter Jim, Chair

Henry Hunter, Sr., Vice Chair

Robert "Bobby" Hoffman

Thaddeus Tikiun

Gloria Simeon

Robert Lekander

Gregory Hoffman

Bethel City Council

Mark Springer, Mayor

CJ McCormick, Vice-Mayor

Perry Barr

Michelle DeWitt

Rose "Sugar" Henderson

Eric Whitney

Beth Hessler

I. CALL TO ORDER

II. ROLL CALL

III. PEOPLE TO BE HEARD

IV. APPROVAL OF AGENDA

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- a. ONC Subdivision Water and Sewer Infrastructure Plans (City)
- b. Violence Prevention/Wellness (COB/ONC)
- c. Multi-Purpose Building Property Transfer (ONC)
- d. Boardwalk Extension Between Cultural Center and YKHC (COB)
- e. Mask Mandate and Marketing to Visitors (ONC)
- f. Nora Guinn Courthouse Space Availability (COB)

VII. COMMENTS

VIII. ADJOURNMENT

Posted on October 28, 2021 at ONC, City Hall, AC Co., Post Office, and Swansons.

City Clerk's Office

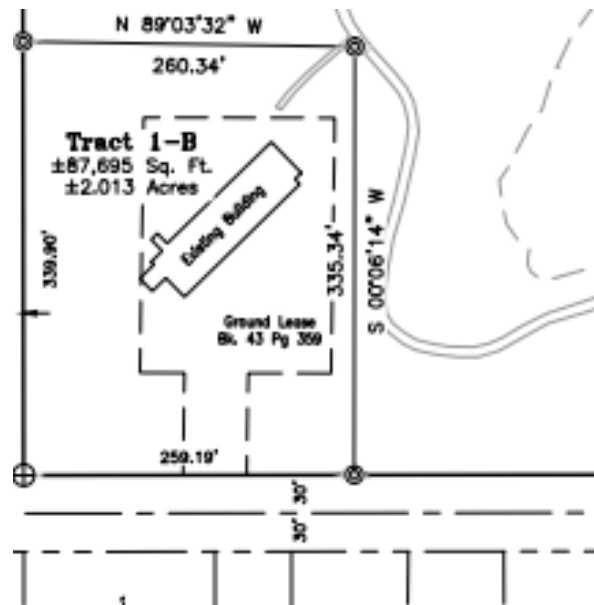
Introduced by: Council Member Springer
Introduction Date: September 28, 2021
Public Hearing Date:
Action: Referred to Planning
Commission
Vote:

CITY OF BETHEL, ALASKA

Ordinance #21-45

AN ORDINANCE BY THE BETHEL CITY COUNCIL AUTHORIZING THE DISPOSAL OF PROPERTY THROUGH TRANSFER PURSUANT TO BMC 4.08.030 (f) DISPOSAL TO NATIVE TRIBAL COUNCIL UNDER FEE SIMPLE OWNERSHIP

WHEREAS, the City of Bethel owns a parcel of land situated in Tract A of Block 9, USS 3770 Northwest Addition, Bethel Townsite, 334 Akiachak Avenue, Bethel containing 87,695 square feet, located in the Public Lands and Institutions District;



WHEREAS, the City of Bethel entered into a ground lease with Ortusarmiut Traditional Native Council (ONC) in 1985, which expired on November 30, 2020;

WHEREAS, the City wishes to dispose of the property through transfer, in accordance with BMC 4.08.030(F), Disposal to Native Tribal Council, under fee simple ownership as outlined in this Ordinance;

WHEREAS, located on site is a one-story wood frame building containing 4,953 square feet of fully finished building area owned by ONC;

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WHEREAS, the fair market value of the land as of December 1, 2020 was approximately \$44.42 per square foot, excluding building improvements;

WHEREAS, the City wishes to transfer the above-described land to ONC under fee simple ownership exempting the transfer from the stated waived immunity from suit for the purpose of enforcing any conditions attached to the disposal of the City's interest and without compensation to the City;

WHEREAS, the City Council appreciates and respects our partnership with ONC and recognizes organizational collaboration between the entities is essential to the viability of our hosted public programs;

NOW, THEREFORE BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, the City Council authorizes the disposal of property, as described under Section 2 of this Ordinance.

SECTION 1. Classification. This is a non-codified Ordinance and shall not become part of the Bethel Municipal Code.

SECTION 2. Terms of Disposal

Legal Description. The property that is the subject of the disposal is described as: a parcel of land situated in Tract A of Block 9, USS 3770 Northwest Addition, Bethel Townsite, 334 Akiachak Avenue.

Description of the City's Interest Being Disposed of: A parcel of property containing 87,695 square feet of level to sloping land with about two-third filled with sand. Electricity, telephone, water, and sewer lines serve the site. The land is located within the Public Lands and Institutions District.

Method of Disposal: Gift deed transfer under fee simple ownership without reverter.

Value of the City's Interest: The appraised value of the property as of December 1, 2020 was approximately \$3,895,411.

SECTION 3. Authority and Immunity Waiver. Pursuant to Bethel Municipal Code 4.08.030(F), Disposal to Native Tribal Council, the disposal made by the City to ONC shall include a requirement that ONC waive any immunity from suit for the purpose of enforcing any conditions attached to the disposal of the City's interest in the above-

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Introduction Date September 28, 2021
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described real property to ONC.

SECTION 4. Effective date. This ordinance shall become effective immediately upon enactment by the City Council.

**BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA
THIS __ DAY OF ____ 2021 BY A VOTE OF _ IN FAVOR AND _ OPPOSED.**

Michelle DeWitt, Mayor

ATTEST:

Lori Strickler, City Clerk

CITY OF BETHEL, ALASKA

EMERGENCY ORDINANCE 21-48

AN ORDINANCE BY THE BETHEL CITY COUNCIL 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

- WHEREAS,** the Centers for Disease Control and Prevention stated that fully-vaccinated people who contract the delta variant of the COVID-19 virus carry similar levels of the virus as unvaccinated people who contract the variant;
- WHEREAS,** therefore, it is understood that people who have received the COVID-19 vaccine, while more protected against serious illness, hospitalization, and death, may still transmit the virus to others more readily than other variants of the coronavirus;
- WHEREAS,** with a sharp acceleration of COVID-19 positive cases in the City of Bethel and the Yukon-Kuskokwim Region, we have returned to a high level of community transmission according to the CDC;
- WHEREAS,** it is imperative that we take seriously our role in protecting this community and region, and every resident, visitor, business, organization, and agency should do their part to protect each other from this serious disease; if we don't all participate in these mitigation and prevention measures, then the benefits will not be realized; and
- WHEREAS,** the Council finds that it is in the best interest of the public peace, health, welfare and safety, and to preserve the health, safety, and lives of the citizens of the community and region, to establish a policy that masks and face-coverings should be worn when interacting in public spaces in the community of Bethel, consistent with this resolution.

NOW THEREFORE BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA:

SECTION 1. This is a non-codified Ordinance of general and permanent nature and shall become part of the Bethel Municipal Code.

SECTION 2. Mandate:

City of Bethel, Alaska

Ordinance #21-48

1 of 3

To reduce the possibility of community spread of COVID-19, it is the mandate of the City of Bethel that face coverings be worn when people are in high-risk public situations including but not limited to:

- Inside of, or in line to enter, any indoor public space;
- Obtaining services from a healthcare facility;
- Waiting for or riding on public transportation or while in a taxi or bus;
- Engaged in work, whether at the workplace or performing work off-site, when:
 - Interacting in-person with any member of the public;
 - Working in any space visited by members of the public, regardless of whether anyone from the public is present at the time;
- Working in any space where food is prepared or packaged for sale or distribution to others;
- Working in or walking through public common areas, such as hallways, stairways, elevators, and parking facilities;
- In any room or enclosed area where other people (except for members of the person's own household or residence) are present when unable to physically distance;
- Driving or operating any public transportation or taxi service or ride-sharing vehicle;
- While outdoors in public spaces when maintaining a physical distance of six feet from persons who are not members of the same household or residence is not feasible.

SECTION 3. Exemptions:

The following individuals are exempt from wearing a face covering:

- Persons younger than two years old;
- Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering. This includes persons with a medical condition for whom wearing a face covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a face covering without assistance;
- Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication;
- Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines;
- Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering is necessary to perform the service;
- Persons who are seated at a restaurant or other establishment that offers food or beverage service, while they are eating or drinking, provided that they are able to maintain a distance of at least six feet away from persons who are not members of the same household or residence;
- Persons who are engaged in outdoor work or recreation such as swimming, walking, hiking, bicycling, or running, when alone or with household members, and when they are able to maintain a distance of at least six feet from others; and
- Persons who are incarcerated. Jails and community residential centers, as part of their mitigation plans, will have specific guidance on the wearing of face coverings or masks for

Introduced by: Mayor DeWitt
Public Hearing and Adoption Date: October 12, 2021
Action: Passed
Vote: 5-1

both inmates and staff.

Section 4. Enforcement. The City reserves the right to use all available enforcement options to ensure compliance with this mandate. However, brief removal of a face covering, such as is necessary to eat, drink, or scratch an itch does not constitute a violation of this mandate (although hand-washing is recommended after such activities). Additionally, a violation of this mandate does not create grounds for residents to harass individuals who do not comply with it.

NOW, THEREFORE, BE IT ORDAINED that the Bethel City Council establishes a community mandate that masks or similar face-coverings shall be worn when interacting in public spaces in the community of Bethel consistent with this resolution and establishes a mandate that masks or similar face-coverings be worn in City facilities and on City property in accordance with this resolution.

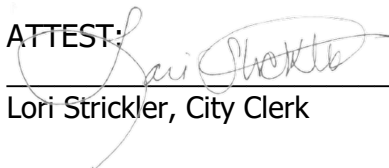
Section 5. Effective and Expiration Date: This ordinance is effective immediately upon adoption by the City Council and shall remain in effect for a period of sixty (60) days.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA THIS 12th DAY OF OCTOBER 2021 BY A VOTE OF 5 IN FAVOR AND 1 OPPOSED.


Michelle DeWitt (Oct 25, 2021 10:09 AKDT)

Michelle DeWitt, Mayor

ATTEST:


Lori Strickler, City Clerk

Ordinance 21-48 City of Bethel Community Mask Mandate COVID-19 Pandemic October 12

Final Audit Report

2021-10-25

Created:	2021-10-25
By:	Lori Strickler (lstrickler@cityofbethel.net)
Status:	Signed
Transaction ID:	CBJCHBCAABAAbFHSQWV7jFzTB9GIjhUDMaiQUFthFEQ

"Ordinance 21-48 City of Bethel Community Mask Mandate COVID-19 Pandemic October 12" History

-  Document created by Lori Strickler (lstrickler@cityofbethel.net)
2021-10-25 - 3:40:07 PM GMT- IP address: 24.237.59.18
-  Document emailed to Michelle DeWitt (mdewitt@cityofbethel.net) for signature
2021-10-25 - 3:40:27 PM GMT
-  Email viewed by Michelle DeWitt (mdewitt@cityofbethel.net)
2021-10-25 - 6:09:05 PM GMT- IP address: 24.237.58.188
-  Document e-signed by Michelle DeWitt (mdewitt@cityofbethel.net)
Signature Date: 2021-10-25 - 6:09:47 PM GMT - Time Source: server- IP address: 24.237.58.188
-  Agreement completed.
2021-10-25 - 6:09:47 PM GMT