

CITY OF BETHEL, ALASKA

RESOLUTION #16-31

A RESOLUTION CERTIFYING THE RESULTS OF THE OCTOBER 4, 2016 REGULAR CITY ELECTION

WHEREAS, the Canvass Board of the City of Bethel met on October 6, 2016 and tallied the votes of Questioned, Special Needs and Absentee ballots. The Canvass Board results were added to the Accuvote results of regular ballots cast by voters on election night in the two precincts;

WHEREAS, the results of the Canvass Board of the City of Bethel are as follows:

Total of Properly Cast Ballots Following the Canvass Board Count 10-6-2016*							
	Poll	Poll Questioned Ballots	Poll Special Needs	Absentee Special Needs	Absentee by Mail	Absentee in Person	Total
Issued	566	37	2	1	6	23	635
Counted	566	25	2	1	2	23	619

Ballot Issues - City Council Members						
Council Candidates (3)	Precinct 38-808	Precinct 38-810	Total Poll Vote	Total Combined Absentee, Questioned and Special Needs*	Total Votes*	% of Total Votes Cast
Ayagalria, Norman	130	147	277	27	304	48.94%
Nanuwak, Mary C	34	44	78	10	88	13.78%
Maczynski, Byron	160	161	321	26	347	56.71%
Weiss, Mary	98	144	242	24	266	42.76%
Charles, Fritz T.	124	111	235	25	260	41.52%
Watson, Fredrick E	167	174	341	33	374	60.25%

WHEREAS, there are three-2-year term seats up for election.

NOW, THEREFORE, BE IT RESOLVED, by the Bethel City Council, that the October 4, 2016, Regular Election was held valid to the best of our knowledge; and

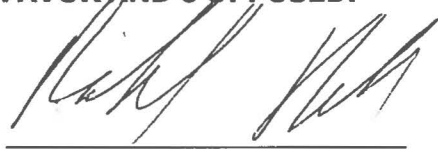
BE IT FURTHER RESOLVED, that the results are certified as follows:

Introduced by: Mayor Robb
Date: October 11, 2016
Action: Passed
Vote: 6-0

Election of City Council Members:

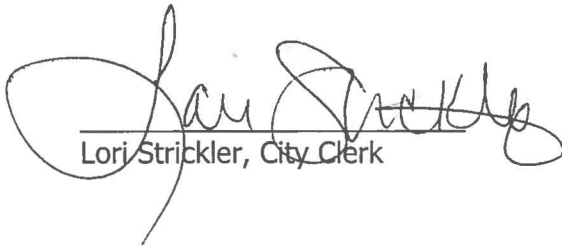
1. Watson, Fredrick E. was elected to a two-year term ending October 2018.
2. Maczynski, Byron was elected to a two-year term ending October 2018.
3. Ayagalria, Norman was elected to a two-year term ending October 2018.

ENACTED THIS 11TH DAY OF OCTOBER 2016, BY 6 IN FAVOR AND 0 OPPOSED.



Richard Robb, Mayor

ATTEST:


Lori Strickler, City Clerk

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

CITY OF BETHEL, ALASKA

Ordinance #16-29

AN ORDINANCE AUTHORIZING THE ACQUISITION OF INTEREST IN EASEMENTS/LAND FOR UTILITY EASEMENTS FROM ALASKA VILLAGE ELECTRIC COOPERATIVE, INC INVOLVING INSTITUTIONAL CORRIDOR (I.C.) PIPED WATER SUPPLY AND SEWER COLLECTION PROJECT

- Whereas,** the City of Bethel "City" has a grant from the state of Alaska (designated legislative grant). To provide for water and sewer improvements known as institutional corridor piped water supply and sewer collection project;
- Whereas,** the City has arranged for a multi phase project to supply water and collect sewer through the following described real property, including alignment of mains and service lines and other utilities through the easements and right-of-ways in perpetuity;
- Whereas,** the City needs to acquire these various easements across the properties involved in the I.C. water/Sewer project;
- Whereas,** the proposed various easements are in the public interest because the easements allow the City the land necessary for placement of different utility lines for its Projects;
- Whereas,** in accordance with Section 4.08.02 of Bethel Municipal Code, the City Council hereby authorize the acquisition of these easements, in the forms as set forth in this ordinance;
- Whereas,** a portion of Lot 6, U.S. Survey 4117, located in the records of the Bethel Recording District, Fourth Judicial District, State of Alaska, more particularly described as:

The Basis of Bearing for this description is a local plane bearing between NGS Station BET C and NGS Station BET B. NGS Station BET B bears S 25°43'20.9" W a distance of 2672.85 feet from NGS Station BET C. NGS Station BET B has Bethel coordinates of 6,266.8084 N, 7,694.8219 E. U.S. Survey Feet.

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

A portion of Lot 6, U.S. Survey 4117 being more particularly described by metes and bounds as follows:

Beginning at the southeast corner of said Lot 6, being the True Point of Beginning for this description; thence on the southerly line thereof N79°08'26"W 35.87 feet; thence departing said line N10°53'24"E 732.70 feet to the northerly line of said Lot 6; thence on said line S87°12'08"E 22.56 feet to the northeast corner of said Lot 6; thence on the easterly line thereof S09°45'57"W 585.32 feet to a point common with Lot 50 and Lot 55 of U.S. Survey 4117; thence continuing on said east line of Lot 6 S10°06'22"W 150.66 feet to the True Point of Beginning. Said easement embraces an area of 22.642 square feet, more or less as calculated from said courses and distance.

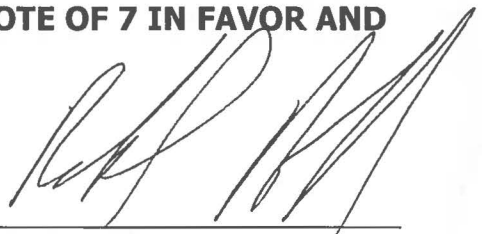
NOW, THEREFORE BE IT ORDAINED, the City, in consideration of the agreement between Alaska Village Electric Cooperative, INC., the Grantor, and the City of Bethel "CITY" the Grantee, mentioned herein, acquires these easements and this ordinance shall be recorded with each detailed "PUBLIC UTILITY EASEMENT" Documents.

SECTION 1. Classification. This ordinance is of a general nature and shall not become a part of the Bethel Municipal Code.

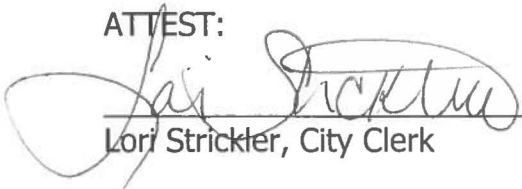
SECTION 2. Authorization. Pursuant to Bethel Municipal Code 04.08.020 Acquisition of Real Property.

SECTION 3. Effective Date. This Ordinance shall become effective upon the passage by the Bethel City Council.

ENACTED THIS 11th DAY OF OCTOBER 2016, BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED.


Richard Robb, Mayor

ATTEST:


Lori Strickler, City Clerk

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

CITY OF BETHEL, ALASKA

Ordinance #16-29

AN ORDINANCE AUTHORIZING THE ACQUISITION OF INTEREST IN EASEMENTS/LAND FOR UTILITY EASEMENTS FROM ALASKA VILLAGE ELECTRIC COOPERATIVE, INC INVOLVING INSTITUTIONAL CORRIDOR (I.C.) PIPED WATER SUPPLY AND SEWER COLLECTION PROJECT

- Whereas,** the City of Bethel "City" has a grant from the state of Alaska (designated legislative grant). To provide for water and sewer improvements known as institutional corridor piped water supply and sewer collection project;
- Whereas,** the City has arranged for a multi phase project to supply water and collect sewer through the following described real property, including alignment of mains and service lines and other utilities through the easements and right-of-ways in perpetuity;
- Whereas,** the City needs to acquire these various easements across the properties involved in the I.C. water/Sewer project;
- Whereas,** the proposed various easements are in the public interest because the easements allow the City the land necessary for placement of different utility lines for its Projects;
- Whereas,** in accordance with Section 4.08.02 of Bethel Municipal Code, the City Council hereby authorize the acquisition of these easements, in the forms as set forth in this ordinance;
- Whereas,** a portion of Lot 6, U.S. Survey 4117, located in the records of the Bethel Recording District, Fourth Judicial District, State of Alaska, more particularly described as:

The Basis of Bearing for this description is a local plane bearing between NGS Station BET C and NGS Station BET B. NGS Station BET B bears S 25°43'20.9" W a distance of 2672.85 feet from NGS Station BET C. NGS Station BET B has Bethel coordinates of 6,266.8084 N, 7,694.8219 E. U.S. Survey Feet.

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

A portion of Lot 6, U.S. Survey 4117 being more particularly described by metes and bounds as follows:

Beginning at the southeast corner of said Lot 6, being the True Point of Beginning for this description; thence on the southerly line thereof N79°08'26"W 35.87 feet; thence departing said line N10°53'24"E 732.70 feet to the northerly line of said Lot 6; thence on said line S87°12'08"E 22.56 feet to the northeast corner of said Lot 6; thence on the easterly line thereof S09°45'57"W 585.32 feet to a point common with Lot 50 and Lot 55 of U.S. Survey 4117; thence continuing on said east line of Lot 6 S10°06'22"W 150.66 feet to the True Point of Beginning. Said easement embraces an area of 22.642 square feet, more or less as calculated from said courses and distance.

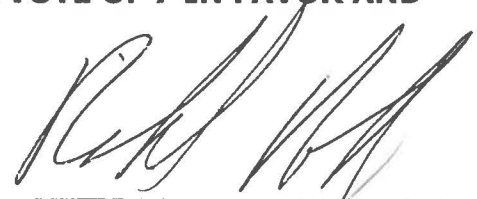
NOW, THEREFORE BE IT ORDAINED, the City, in consideration of the agreement between Alaska Village Electric Cooperative, INC., the Grantor, and the City of Bethel "CITY" the Grantee, mentioned herein, acquires these easements and this ordinance shall be recorded with each detailed "PUBLIC UTILITY EASEMENT" Documents.

SECTION 1. Classification. This ordinance is of a general nature and shall not become a part of the Bethel Municipal Code.

SECTION 2. Authorization. Pursuant to Bethel Municipal Code 04.08.020 Acquisition of Real Property.

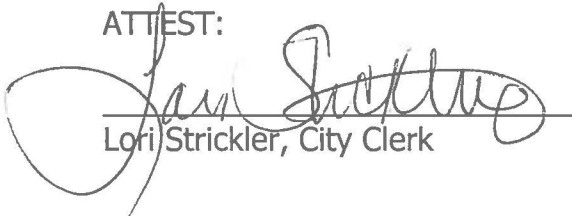
SECTION 3. Effective Date. This Ordinance shall become effective upon the passage by the Bethel City Council.

ENACTED THIS 11th DAY OF OCTOBER 2016, BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk

Introduced by: Mayor Robb
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

CITY OF BETHEL, ALASKA

Ordinance #16-27

AN ORDINANCE BY THE BETHEL CITY COUNCIL AMENDING CHAPTER 18.60.010 OF THE BETHEL MUNICIPAL CODE, CONDITIONAL USE PERMIT (CUP) STANDARDS AND PROCEDURES

THEREFORE, BE IT ORDAINED by the City Council of Bethel, Alaska, that that 18.60.010, Conditional Use Permit (CUP) Standards and Procedures is hereby amended, new language is underlined and old language is stricken.

SECTION 1. Classification. This ordinance is of a permanent nature and shall be codified in the Bethel Municipal Code.

SECTION 2. Amendment. Section 18.60 of the Bethel Municipal Code is created as follows (new language is underlined and old language is stricken):

18.60.010 Authorization.

- A.** The planning commission may grant a conditional use permit for those uses or structures authorized as a conditional use in the applicable land use district chapter of this title, subject to the standards provided in this chapter. An applicant does not have a right to a conditional use permit, but has a right only to have the planning commission give fair consideration to an application for a conditional use. The planning commission has discretion to deny a conditional use permit application if it is not convinced the proposed use is compatible with principal permitted uses, existing neighborhood development, the environment, the comprehensive plan or maintenance of compatible and efficient development patterns.
- B.** If conditions are imposed on a conditional use permit, the planning commission may delegate authority to the land use administer to issue the conditional use permit when the conditions have been met.

SECTION 2. Effective Date. This ordinance shall become effective upon the passage by the City Council.

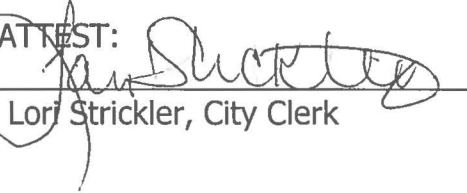
Introduced by: Mayor Robb
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 7-0

**ENACTED THIS DAY OF OCTOBER 2016, BY A VOTE OF 7 IN FAVOR AND 0
OPPOSED.**



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 6-1

CITY OF BETHEL, ALASKA

Ordinance #16-30

AN ORDINANCE AUTHORIZING THE ACQUISITION OF INTEREST IN EASEMENTS/LAND FOR UTILITY EASEMENTS FROM WALSH & Co., INC INVOLVING INSTITUTIONAL CORRIDOR (I.C.) PIPED WATER SUPPLY AND SEWER COLLECTION PROJECT

- Whereas,** the City of Bethel "City" has a grant from the state of Alaska (designated legislative grant). To provide for water and sewer improvements known as institutional corridor piped water supply and sewer collection project;
- Whereas,** the City has arranged for a multi-phase project to supply water and collect sewer through the following described real property, including alignment of mains and service lines and other utilities through the easements and right-of-ways in perpetuity;
- Whereas,** the City needs to acquire these various easements across the properties involved in the I.C. water/Sewer project;
- Whereas,** the proposed various easements are in the public interest because the easements allow the City the land necessary for placement of different utility lines for its Projects;
- Whereas,** in accordance with Section 4.08.02 of Bethel Municipal Code, the City Council hereby authorize the acquisition of these easements, in the forms as set forth in this ordinance;
- Whereas,** That portion of Lot 3, U.S. SURVEY 4117, according to the official survey in the Bethel Recording District, Fourth Judicial District, State of Alaska, which lies Easterly of the Easterly State Right-Of-Way line, as said line is described in the deed to the State of Alaska, recorded December 3, 1968, in Book 16 at Page 351, more particularly described as:

The Basis of Bearing for this description is a local plane bearing between NGS Station BET C and NGS Station BET B. NGS Station BET B bears S 25°43'20.9"W

Introduced by: City Manager, Ann K. Capela
Date: September 27, 2016
Public Hearing: October 11, 2016
Action: Passed
Vote: 6-1

a distance of 2672.85 feet from NGS Station BET C. NGS Station BET B has Bethel coordinates of 6,266.8084 N, 7,694.8219 E. U.S. Survey Feet.

A portion of Lot 3, U.S. Survey 4117 being more particularly described as the westerly 15 feet of said Lot 3. Said easement embraces an area of 3,889 square feet, more or less as calculated from said courses and distances.

NOW, THEREFORE BE IT ORDAINED, the City, in consideration of the agreement between Walsh & Co., Inc. the Grantor, and the City of Bethel "CITY" the Grantee, mentioned herein, acquires these easements and this ordinance shall be recorded with each detailed "PUBLIC UTILITY EASEMENT" Documents.

SECTION 1. Classification. This ordinance is of a general nature and shall not become a part of the Bethel Municipal Code.

SECTION 2. Authorization. Pursuant to Bethel Municipal Code 04.08.020 Acquisition of Real Property.

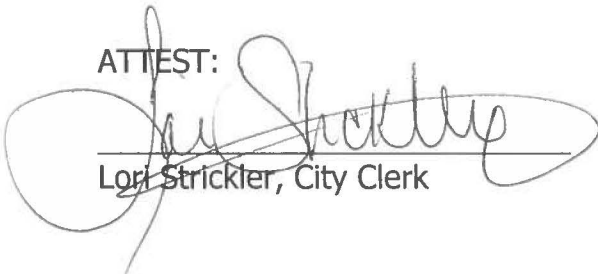
SECTION 3. Effective Date. This Ordinance shall become effective upon the passage by the Bethel City Council.

ENACTED THIS 11th DAY OF OCTOBER 2016, BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk

I. CALL TO ORDER

A Special Meeting of the Bethel City Council was held on August 25, 2016 at 5:30 p.m., in the council chambers, Bethel, Alaska.

In the absence of the Mayor and Vice –Mayor, City Clerk, Lori Strickler called the meeting to order at 5:30 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Comprising a quorum of the Council, the following members were present:	
<input checked="" type="checkbox"/> Vice-Mayor Byron Maczynski (arrived at 5:42 p.m.)	<input checked="" type="checkbox"/> Council Member Zach Fansler
<input checked="" type="checkbox"/> Council Member Alisha Welch	<input checked="" type="checkbox"/> Council Member Nikki Hoffman
<input checked="" type="checkbox"/> Council Member Leif Albertson	
<input checked="" type="checkbox"/> Council Member Mary Weiss	
Members Absent:	
<input checked="" type="checkbox"/> Mayor Rick Robb	
Also in attendance were the following:	
<input checked="" type="checkbox"/> City Attorney Patty Burley	<input checked="" type="checkbox"/> City Clerk Lori Strickler
<input type="checkbox"/> City Manager Ann Capela	<input type="checkbox"/> Assistant To City Clerk Adriane Welch

Main Motion: Nominate Alisha Welch as Mayor Pro Temp

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

Vice-Mayor Maczynski arrived at 5:42 p.m.

IV. PEOPLE TO BE HEARD

No one present to be heard.

V. APPROVAL OF THE AGENDA

Main Motion: Approve the Agenda.

Moved by: Hoffman
Seconded by: Fansler
Action: Motion carries by a vote of 6-0
In favor: Maczynski Albertson Fansler Welch Weiss Hoffman
Opposed: -0

VI. NEW BUSINESS

Item A – City Manager Recruitment Process.

1) Candidate Interviews.

Council conducted interviews with Candidate.

VII. ADJOURNMENT

Main Motion: Adjourn.

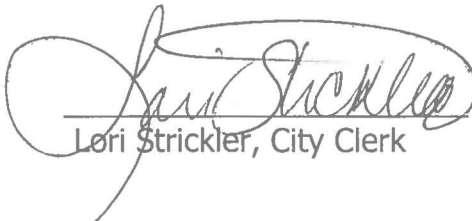
Moved by: Hoffman
Seconded by: Maczynski
Action: Motion carries by a vote of 6-0
In favor: Maczynski Albertson Fansler Welch Weiss Hoffman
Opposed: -0

Council adjourned at 7:29 p.m.



Alisha Welch, Mayor Pro Temp

ATTEST:



Lori Strickler, City Clerk