

ACTION AGENDA

Monday, January 10, 2011

Special Meeting 4:00 p.m.
Committee of the Whole 5:00 p.m.
Regular Meeting 6:00 p.m.

SPECIAL MEETING AGENDA

Session 11-02 a Special Meeting of the Homer City Council was called to order on January 10, 2011 at 4:01 p.m. by Mayor James C. Hornaday at the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

PRESENT: COUNCILMEMBERS: HOGAN, HOWARD, LEWIS, ROBERTS,
ZAK (arrived at 4:28 p.m.)

ABSENT: COUNCILMEMBER: WYTHE (excused)

STAFF: CITY MANAGER WREDE
CITY CLERK JOHNSON
ATTORNEY KLINKNER
PLANNING TECHNICIAN ENGBRETSSEN
PUBLIC WORKS DIRECTOR MEYER

Councilmember Wythe has requested excusal.

2. **AGENDA APPROVAL** (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were no public comments.

4. PENDING BUSINESS

- A. **Ordinance 10-54**, An Ordinance of the City Council of Homer, Alaska, Enacting Subsection (d) of Homer City Code 21.50.020, Site Development Standards – Level One, and Homer City Code 21.50.150, Fill Standards, Regarding the Requirement of a Storm Water Plan, and Establishing Standards for Filling Land. Planning. Introduction November 22, 2010, Public Hearings December 13, 2010 and January 10, 2011, Second Reading January 10, 2011.

Memorandum 10-138 from City Planner as backup.

Planning Technician Julie Engebretsen explained there were two changes within the ordinance: storm water plans would be required city wide and filling standards for properties would be imposed.

5. COMMENTS OF THE AUDIENCE

There were no comments of the audience.

6. COMMENTS OF THE CITY ATTORNEY

City Attorney Klinkner had no comment.

7. COMMENTS OF THE CITY CLERK

City Clerk Johnson had no comment.

8. COMMENTS OF THE CITY MANAGER

City Manager Wrede thanked Julie.

9. COMMENTS OF THE MAYOR

Mayor Hornaday had no comment.

10. COMMENTS OF THE CITY COUNCIL

Councilmember Roberts thanked Julie for the presentation, stating she was very knowledgeable. Julie did an excellent job providing clear and understandable information.

Councilmember Zak commented it has been a problem in Homer for a long time and that is why the ordinance is being proposed.

Councilmember Hogan encouraged putting the overall drainage plan on the front burner.

11. ADJOURNMENT NO LATER THAN 4:50 p.m.

Mayor Hornaday adjourned the meeting at 4:37 p.m.

COMMITTEE OF THE WHOLE AGENDA

1. CALL TO ORDER, 5:00 P.M.

Mayor Hornaday called the meeting to order at 5:00 p.m.

Councilmember Wythe has requested excusal.

2. AGENDA APPROVAL (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

3. REGULAR MEETING AGENDA

4. COMMENTS OF THE AUDIENCE

There were no comments from the public.

5. ADJOURNMENT NO LATER THAN 5:50 p.m.

Mayor Hornaday adjourned the meeting at 5:50 p.m.

REGULAR MEETING AGENDA

Session 11-03 a Regular Meeting of the Homer City Council was called to order on January 10, 2011 at 6:02 p.m. by Mayor James C. Hornaday at the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

PRESENT: COUNCILMEMBERS: HOGAN, HOWARD, LEWIS, ROBERTS,
ZAK

ABSENT: COUNCILMEMBER: WYTHE (excused)

STAFF: CITY MANAGER WREDE
CITY CLERK JOHNSON
ATTORNEY KLINKNER
FINANCE DIRECTOR MAURAS
PLANNING TECHNICIAN ENGBRETSSEN
PORT AND HARBOR DIRECTOR HAWKINS
PUBLIC WORKS DIRECTOR MEYER

Councilmember Wythe has requested excusal.

Department Heads may be called upon from time to time to participate via teleconference.

2. AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

The agenda was approved by consensus of the Council.

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were three public comments.

4. RECONSIDERATION

None.

5. CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Special Meetings December 8 and 13, 2010 and Regular Meeting minutes of December 13, 2010. City Clerk. Recommend adoption.
- B. **Memorandum 11-001**, from Deputy City Clerk, Re: Liquor License Renewal for Rum Locker, Patel's #2, Patel's, Homer Liquor & Wine Company, Grog Shop, Don Jose's, Boardwalk Fish & Chips, and Fresh Catch Café.
- C. **Memorandum 11-002**, from Mayor, Re: Appointment of Bob Howard to the Port and Harbor Advisory Commission.

APPROVED without discussion.

6. VISITORS

- A. Susan Kirn, **Big Brothers Big Sisters**, 10 minutes.

Susan Kirn, Community Director, thanked Mayor Hornaday for proclaiming January as National Mentoring Month. Mentoring is a powerful way to make a difference in a child's life. Think of someone special to you, who encouraged and listened to you, and helped you learn a new skill. During the month and year she encouraged everyone to think of the many ways to mentor a child. It is a benefit to you, the child, and the community.

Jenny Martin, Program Specialist, explained Big Brothers Big Sisters matches adults with kids for one-in-one mentoring. The Homer program started in 2004 and has now matched over 200 kids/adults. There are two programs, a community based program, and a school based program. She thanked Council for the continued funding to the Homer Foundation where Big Brothers Big Sisters access grants. Justice is little match, 7 year with Nina Faust.

Justice, high school sophomore and little match, has been mentored for 7 years with Nina Faust. He commented he was deeply impacted by mentorship. He started playing sports and heads the Homer Alaska Youth for Environmental Protection. Mentoring gave him more purpose with ideas; everyone deserves a chance to live up to their potential. He gets good grades and will represent Homer in the Sister City Teshio foreign exchange program. He thanked Council for acknowledging the power of mentorship.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. **Mayor's Proclamation** – National Mentoring Month, January 1 – 31, 2011.

Mayor Hornaday read the proclamation.

B. Mayor's Report – Conference with Senator Begich

C. Borough Report

Bill Smith, Kenai Peninsula Borough Assemblyman, reported the Assembly is moving forward with plans to develop closure for the Homer landfill and convert it to a transfer site. It will cost a lot more than anticipated and the Borough is asking the Legislature to help, making it their number one Capital Improvement Plan request. The City could help by advocating with the Legislature. Other business includes the natural gas line extension from Anchor Point to Homer and Kachemak City. Homer City Council could help with the request by advocating with the Legislators for dedicated funds to the projects. The Borough came up with main extensions to government facilities. When developing the community plan, the City of Homer could contribute by committing two main extensions to their own facilities. The gas line is a big economic development program for the City. People will save money in fuel bills and can cut their normal bill by more than 50%. Natural gas will help level the playing field between Homer and the Central area.

D. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission

Robert Archibald, Parks and Recreation Advisory Commissioner, reported the commission is alive and active. The Kachemak Drive Path Committee held a meeting on the Kachemak Drive trail and it was contentious as ever. At the commission's January 20th meeting they will discuss Karen Hornaday Park. Karen Marks will make a presentation about playground equipment and the Independent Living Center will present their aspirations of a bridge.

5. Port and Harbor Advisory Commission

8. PUBLIC HEARING(S)

A. **Ordinance 10-54**, An Ordinance of the City Council of Homer, Alaska, Enacting Subsection (d) of Homer City Code 21.50.020, Site Development Standards – Level One, and Homer City Code 21.50.150, Fill Standards, Regarding the Requirement of a Storm Water Plan, and Establishing Standards for Filling Land. Planning. (Introduction November 22, 2010, Public Hearing and Second Reading January 10, 2011.)

Memorandum 10-138 from City Planner as backup.

There was no public comment.

ADOPTED without discussion.

9. ORDINANCE(S)

- A. **Ordinance 11-01**, An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 8.02, Business Licenses, Regarding the Requirement of a License to Engage in Business in the City; and Enacting Homer Code 9.16.015, Determining when a Sale, Rental or Service Occurs in the City. Hogan. Recommended dates: Introduction January 10, 2011, Public Hearings January 24 and February 15, 2011 and Second Reading February 15, 2011.

ADOPTED with discussion.

- B. **Ordinance 11-02**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Authorizing the Transfer of \$184,700 from the Harbor Reserve and \$173,000 from the Water/Sewer Reserve to the Energy Revolving Loan Fund and Establishing a Budget for the Implementation of Energy Conservation Measures in the Amount of \$900,500. City Manager/Public Works Director. Recommended dates: Introduction January 10, 2011, Public Hearing and Second Reading January 24, 2011.

Memorandum 11-007 from Public Works Director as backup.

ADOPTED with discussion.

10. CITY MANAGER'S REPORT

- A. City Manager's Report

City Manager Wrede asked for two councilmembers to participate on the selection committee for the lobbyist and provide direction about what the lobbyist is to work on. Councilmembers Hogan and Howard agreed to be on the committee.

The Economic Development Advisory Commission wants changes on Ocean Drive to put a turning lane within the area of the Farmers Market. This year there will be a number of cruise ships visiting on Saturday, along with the Farmers Market. Suggestions included an entrance on Bay Avenue and contacting DOT for their suggestions.

Discussion ensued on the boilerplate lease agreement that has been revised by the City Attorney. Councilmember Hogan suggested the lease agreement be sent to the EDC for review. Council weighed the options of the EDC and Lease Committee reviewing the legal document. The majority of the Council advised there was no need to send the document to EDC or the Lease Committee since the attorney wrote it. There are no attorneys on either the EDC or Lease Committee.

As to the TORA agreement, City Manager Wrede advised the Port and Harbor Advisory Commission and Planning Commission have made it clear we need to move ahead with parking

on the Spit. The Planning Commission requested a joint worksession with Council to discuss code enforcement on the Spit. A worksession was scheduled for March 7, 2011 at 6:00 p.m.

B. Bid Report

C. Games Report

1. Homer Animal Friends
2. Homer Emblem Club 350
3. Independent Living Center
4. Kachemak Bay Family Planning Clinic
5. Share The Spirit, Inc.
6. Snomads Snowmachine Club

11. CITY ATTORNEY REPORT

City Attorney Klinkner provided a confidential report to Council.

12. COMMITTEE REPORT

A. Public Arts Committee

B. Transportation Advisory Committee

C. Permanent Fund Committee

D. Lease Committee

E. City Hall Renovation and Expansion Task Force

F. Natural Gas Distribution Task Force

Councilmember Howard reported the task force met today at noon. Staff had prepared a well balanced complete report on funding options. Enstar talked to them about proposed routes for the gas line. The next meeting is January 24th at noon.

13. PENDING BUSINESS

None.

14. NEW BUSINESS

A. **Memorandum 11-003**, from City Clerk, Re: Vacate a 28-foot Wide Portion of the 33-foot Section Line Easement Along the West Boundary of Tract 4B-1 Dierich Addition (Plat HM 72-1059), South of Nelson Avenue; Within Section 16, Township 6 South, Range 13 West, Seward Meridian, Alaska; the City of Homer and Within the Kenai Peninsula Borough; KPB File 2010-177; Location: City of Homer.

APPROVED without discussion.

- B. **Memorandum 11-004**, from City Clerk Re: Travel Authorization for Mayor Hornaday and Councilmember Zak to Attend the Alaska Municipal League Winter Legislative Conference in Juneau, Alaska, February 8 – 10, 2011.

FAILED with discussion.

15. RESOLUTIONS

- A. **Resolution 11-001**, A Resolution of the City Council of Homer, Alaska, Confirming the City Manager's Appointment of Mark Robl as Acting City Manager for the Calendar Year 2011. City Manager.

ADOPTED with discussion.

- B. **Resolution 11-002**, A Resolution of the Homer City Council Confirming the Appointments of Regina Mauras as Treasurer and Laurie Moore as Deputy Treasurer for Calendar Year 2011. City Manager.

ADOPTED without discussion.

- C. **Resolution 11-003**, A Resolution of the City Council of Homer, Alaska, Designating Signatories of City Accounts and Superseding Any Previous Resolution So Designating. City Manager.

ADOPTED without discussion.

- D. **Resolution 11-004**, A Resolution of the Homer City Council in Support of the City of Homer Hosting the International Pacific Halibut Commission (IPHC) 2012 Annual Conference. Hogan.

ADOPTED with discussion.

- E. **Resolution 11-005**, A Resolution of the Homer City Council Adopting an Alternative Allocation Method for the FY 11 Shared Fisheries Business Tax Program and Certifying that this Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries Management Area. City Manager.

ADOPTED with discussion.

- F. **Resolution 11-006**, A Resolution of the City Council of Homer, Alaska, Re-Approving the \$1.8 M Budget for the Sanitary Sewer Rehabilitation Project and Authorizing the City Manager to Execute the Appropriate Documents to Complete Construction. City Manager.

Memorandum 11-006 from Public Works Director as backup.

ADOPTED without discussion.

- G. **Resolution 11-007**, A Resolution of the City Council of Homer, Alaska, Approving and Adopting the Comprehensive Economic Development Strategy (CEDS) and Forwarding the CEDS to the Homer Advisory Planning Commission for a Recommendation on Whether it Should be Adopted as Part of the Homer Comprehensive Plan. Economic Development Advisory Commission.

Memorandum 11-005 from Economic Development Advisory Commission as backup.

POSTPONED to February 28, 2011. Worksession scheduled for 4:00 p.m. on February 28, 2011.

- H. **Resolution 11-008**, A Resolution of the City Council of Homer, Alaska, Acknowledging the Surplus Equipment Bid Results. City Clerk.

ADOPTED without discussion.

16. COMMENTS OF THE AUDIENCE

There were no comments of the audience.

17. COMMENTS OF THE CITY ATTORNEY

City Attorney Klinkner wished all a Happy New Year.

18. COMMENTS OF THE CITY CLERK

City Clerk Johnson had no comment.

19. COMMENTS OF THE CITY MANAGER

City Manager Wrede had no comment.

20. COMMENTS OF THE MAYOR

Mayor Hornaday wished all a Happy New Year.

21. COMMENTS OF THE CITY COUNCIL

Councilmember Zak thanked Susan Kirn of Big Brothers Big Sisters and Justice.

Councilmember Lewis reminded everyone of the hockey game tomorrow night beginning at 6:30 p.m. This weekend the women's hockey is hosting a tournament, bringing in 65 women from out of town. There are games scheduled all weekend.

Councilmembers Roberts, Howard, and Hogan had no comment.

22. ADJOURNMENT

Mayor Hornaday adjourned the meeting at 7:00 p.m.