

CITY OF HOMER  
HOMER, ALASKA

ORDINANCE 89-21(A)

AN ORDINANCE OF THE HOMER CITY COUNCIL AMENDING THE GENERAL PROVISIONS OF THE HOMER MUNICIPAL CODE CHAPTERS 1.72 HARBOR ADVISORY COMMISSION, CHAPTER 1.74 PARKS & RECREATION ADVISORY COMMISSION AND 1.76 ADVISORY PLANNING COMMISSION, TO ALLOW THE COMMISSION TO SEND RECOMMENDATIONS DIRECTLY TO THE HOMER CITY COUNCIL AT THE REQUEST OF THE COUNCIL OR UPON THE REQUEST OF THE COMMISSION.

WHEREAS, City of Homer Commissions are advisory to the Homer City Council and the Commissioners are appointed by the Mayor and confirmed by the City Council; and

WHEREAS, the Commission's representative should be able to report directly to the Council upon the Council's request or upon the consensus of the Commission;

NOW THEREFORE, BE IT ORDAINED:

Section 1. The General Provisions of the Homer Municipal Code, Chapters 1.72 Harbor Advisory Commission, Section 1.72.040 Duties and responsibilities of the Commission, is hereby amended to read as follows:

1.72.040 Duties and responsibilities of the Commission. a. It shall be the duty of the Commission to act in an advisory capacity to the City Manager and the City Council on the problems and development of the City Port and Harbor facilities. Consideration may include the physical facilities, possible future development and recommendations on land use within the Port and Harbor areas.

b. The daily operation and maintenance of the Port and Harbor are the direct responsibility of the Port Manager and the Harbormaster, under the direction of the City Manager. Any recommendation the Commission or a Commission member may have regarding the operation and maintenance of the facilities is to be directed to the City Manager, not a Port or Harbor employee. The City Manager will study the recommendation and refer it to the Council, or the recommendations of the Commission concerning policy issues shall be sent directly to the Council upon the request of the Commission.

c. The Commission shall consider any specific proposal, problem or project as directed by the City Council, and any report or recommendations thereon shall be made directly to the Council, unless otherwise directed by the Council.

d. The City Council may at a future date expand or withdraw duties and responsibilities of the Commission.

Section 2. Chapter 1.74 Parks and Recreation Advisory Commission, Section 1.74.030 Proceedings of commission and Section 1.74.040 Duties and responsibilities of Commission are hereby amended as follows:

1.74.030 Proceedings of commission. The Commission shall meet regularly once a month, and at the call of the Chairman. Permanent records or minutes shall be kept of the vote of each member upon every question. Every decision or finding shall immediately be filed in the office of the City Clerk, and shall be a public record open to inspection by any person. Every decision or finding shall be directed to the City Council at the earliest possible date.

1.74.040 Duties and responsibilities of Commission. a. It shall be the duty of the Commission to act in an advisory capacity to the City Manager and the City Council on the problems and development of parks and recreation facilities within the service area. Considerations of the Commission may include existing facilities, possible future development and recommendations on land use.

b. Any recommendation the Commission may have regarding park and recreation facilities is to be directed to the City Council through the City Manager or the recommendations of the Commission concerning policy issues shall be sent directly to the Council upon the request of Commission.

c. The Commission shall consider any specific proposal problem or project as directed by the City Council and any report or recommendations thereon shall be made directly to the Council, unless otherwise directed by the Council.

d. The City Council may at a future date expand or withdraw duties and responsibilities of the Commission.

Section 3. Chapter 1.76 Advisory Planning Commission, Section 1.76.06 Record of Proceedings is hereby amended as follows:

1.76.060 Record of proceedings. There shall be a regular monthly meeting of the Commission, and permanent records or minutes shall be kept of Commission proceedings, and such minutes shall record the vote of each member upon every question. Every decision or finding shall immediately be filed in the office of

the City Clerk, and shall be a public record open to inspection by any person. Every decision or finding shall be directed to the City Council at the earliest possible date.

Dated this 9th day of October, 1989.

CITY OF HOMER

  
JOHN P. CALHOUN, MAYOR

  
ATTEST:  
  
PATTI J. WHALIN, CITY CLERK

Reviewed and approved as to form and content on 8/21/89.

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GORDON J TANS, CITY ATTORNEY

FIRST READING: August 28, 1989

PUBLIC HEARING: September 25, 1989

SECOND READING/  
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EFFECTIVE DATE: October 10, 1989