

HOMER CITY COUNCIL
491 E. PIONEER AVENUE
HOMER, ALASKA

MARCH 22, 2010
MONDAY, AT 6:00 P.M.
COWLES COUNCIL CHAMBERS

**MEETING NOTICE
REGULAR MEETING AGENDA**

Worksession 4:00 p.m. and Committee of the Whole 5:00 p.m. in Homer City Hall Cowles Council Chambers.

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

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.)

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

4. RECONSIDERATION

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 Regular Meeting minutes of March 8, 2010. City Clerk. Recommend adoption.

6. VISITORS

- A. Susan Cushing, Haven House, 10 minutes.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. Mayor's Proclamation – "Alaskans Choose Respect"
- B. Borough Report
- C. Commissions/Board Reports:
 - 1. Library Advisory Board

2. Homer Advisory Planning Commission
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission
5. Port and Harbor Advisory Commission

8. PUBLIC HEARING(S)

- A. **Ordinance 10-10**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.24.060 to Add Public, Private, Trade, Skilled, Or Industrial Schools as a Conditional Use in the General Commercial One Zoning District. Zak. Introduction February 8, 2010, Referred to Planning Commission, Public Hearing and Second Reading March 22, 2010.

Memorandum 10-48 from City Planner as backup.

- B. **Ordinance 10-14**, An Ordinance of the City Council of Homer, Alaska, Adopting Homer City Code Chapter 3.14, Revolving Energy Fund, and Amending the FY 2010 Operating Budget by Appropriating \$315,691 from Thirteen Facility Depreciation Accounts to Provide Startup Funds. Roberts. Introduction March 8, 2010, Public Hearing and Second Reading March 22, 2010.

Memorandum 10-43 from Councilmember Roberts as backup.

- C. **Ordinance 10-15**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating an American Recovery and Reinvestment Act (ARRA) Community Economic Stimulus Grant Administered by the State of Alaska Department of Commerce, Community and Economic Development in the Amount of \$161,979.77 for the Purchase of Electric and Heating Fuel and Authorizing the City Manager to Execute the Appropriate Documents. City Manager. Introduction March 8, 2010, Public Hearing and Second Reading March 22, 2010.

9. ORDINANCE(S)

- A.. **Ordinance 10-16**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code Section 1.43.010 to Change the Name of the Community Schools Program to Community Recreation Program. City Manager. Recommended dates: Introduction March 22, 2010, Public Hearing and Second Reading April 12, 2010.

Memorandum 10-49 from Community Recreation Coordinator through City Manager as backup.

- B. **Ordinance 10-17**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2010 Budget by Appropriating \$6,600 from Port and Harbor Reserves for the Installation of Electric at the Steel Grid. City Manager/Port and Harbor Director. Recommended dates: Introduction March 22, 2010, Public Hearing and Second Reading April 12, 2010.

Memorandum 10-51 from Port and Harbor Director as backup.

- C. **Ordinance 10-18**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2010 Budget by Appropriating \$20,000.00 from the General Fund Reserves for the Purpose of Redesigning, Developing and Implementing the City of Homer Website. City Manager. Recommended dates: Introduction March 22, 2010, Public Hearing and Second Reading April 12, 2010.

10. CITY MANAGER'S REPORT

- A. City Manager's Report
- B. Bid Report
- C. Games Report

11. COMMITTEE REPORT

- A. Public Arts Committee
- B. Transportation Advisory Committee
- C. Permanent Fund Committee
- D. Lease Committee

12. PENDING BUSINESS

- A. **Ordinance 09-40(S)**, An Ordinance of the Homer City Council Adopting the 2008 Homer Comprehensive Plan and Recommending Adoption by the Kenai Peninsula Borough. City Manager. Introduction September 14, 2009, Public Hearings October 12 & 26, November 23, 2009, January 25, February 8 & 22, March 8, 2010, Worksession November 9, 2009 and Second Reading March 22, 2010.

Memorandum 10-11 from City Planner and Planning Technician as backup.

13. NEW BUSINESS

- A. **Memorandum 10-50**, From City Clerk Re: Request for Executive Session Pursuant to AS §44.62.310(C)(1&5), Matters, The Immediate Knowledge of Which Would Clearly Have an Adverse Effect Upon the Finances of the Government Unit and Attorney/Client Privilege. (Ocean Drive Loop Seawall)
- B. **Ordinance 10-19**, An Ordinance of the City Council of Homer, Alaska, Abolishing the Ocean Drive Loop Special Service District, Repealing Homer City Code Chapter 15.10 Ocean Drive Loop Special Service District, and Providing for Related Matters. Council. Recommended dates: Introduction March 22, 2010, Public Hearing and Second Reading April 12, 2010.
- C. **Ordinance 10-20**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2010 Operating Budget by Appropriating \$11,000.00 from the Ocean Drive Loop Special Service District for the Purpose of Paying the Cost of Repairs to the Seawall, and Appropriating \$11,000.00 from the Ocean Drive Loop Special Service District for Refunds to Taxpayers In The Ocean Drive Loop Special Service District. Council. Recommended dates: Introduction March 22, 2010, Public Hearing and Second Reading April 12, 2010.

14. RESOLUTIONS

- A. **Resolution 10-27**, A Resolution of the City Council Of Homer, Alaska, Noting the Insufficiency of the Petition for Eagle Place/Little Fireweed Road Improvements. City Clerk.
- B. **Resolution 10-28**, A Resolution of the City Council of Homer, Alaska, Approving a One Year Lease Extension for Peninsula Scrap and Salvage, Inc. on a Portion of Lot 5, Homer Spit Plat #5, for the Purpose of Staging and Shipping Crushed Vehicles and Recycled Steel. City Manager.
- C. **Resolution 10-29**, A Resolution of the City Council of Homer, Alaska, Amending the City Property Management Policy and Procedures Manual to Include the Amendments Submitted by the Economic Development Advisory Commission. Hogan.
- D. **Resolution 10-30**, A Resolution of the City Council of Homer, Alaska, Authorizing the City of Homer to Exercise the Powers of Eminent Domain and Declaration of Taking to Acquire for Water and Sewer Improvements in the Phase II Kachemak Drive Water and Sewer Local Improvement District Certain Interests in Real Property Described as a Portion of the E1/2 SE1/4 of Section 11; Tract A, H. K. Davis Subdivision; Lots 3, 4 and 13, H. K. Davis Subdivision (Amended); and Lots 27-A, 27-D, 28-A, 28-D and 29, the N ½ of Government Lot 30, Government Lot 30, That Portion of Government Lot 49 Lying West of Kachemak Drive, and Government Lot 51, Section 14; all Located in Township 6 South, Range 13 West, Seward Meridian, Homer Recording District, Third Judicial District, State of Alaska. City Manager/Public Works Director/City Attorney.

15. **COMMENTS OF THE AUDIENCE**
16. **COMMENTS OF THE CITY ATTORNEY**
17. **COMMENTS OF THE CITY CLERK**
18. **COMMENTS OF THE CITY MANAGER**
19. **COMMENTS OF THE MAYOR**
20. **COMMENTS OF THE CITY COUNCIL**
21. **ADJOURNMENT/NEXT REGULAR MEETING IS SCHEDULED FOR MONDAY, APRIL 12, 2010 AT 6:00 P.M. THE NEXT COMMITTEE OF THE WHOLE IS SCHEDULED FOR MONDAY, APRIL 12, 2010 AT 5:00 P.M. A WORKSESSION IS SCHEDULED FOR MONDAY, APRIL 12, 2010 AT 4:00 P.M.**
All meetings scheduled to be held in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.