

HOMER CITY COUNCIL  
491 E. PIONEER AVENUE  
HOMER, ALASKA  
[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)



**REGULAR MEETING**  
**6:00 P.M. TUESDAY**  
**MARCH 28, 2017**  
**COWLES COUNCIL CHAMBERS**

MAYOR BRYAN ZAK  
COUNCIL MEMBER DAVID LEWIS  
COUNCIL MEMBER CATRIONA REYNOLDS  
COUNCIL MEMBER DONNA ADERHOLD  
COUNCIL MEMBER HEATH SMITH  
COUNCIL MEMBER TOM STROOZAS  
COUNCIL MEMBER SHELLY ERICKSON  
CITY ATTORNEY HOLLY WELLS  
CITY MANAGER KATIE KOESTER  
CITY CLERK JO JOHNSON

## **REGULAR MEETING AGENDA**

**Special Meeting 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 2.08.040.)

### **3. MAYORAL PROCLAMATIONS AND RECOGNITIONS**

A. National Public Health Week Proclamation

### **4. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA**

### **5. RECONSIDERATION**

### **6. 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 13, 2017. City Clerk. Recommend adoption.
  
- B. **Memorandum 17-051** from Mayor Zak, Re: Appointment of Hannah Vance to the Library Advisory Board; Debra Lowney, Vicki Lowe, Josh Garvey, Coletta Walker, and Daniel Weatherly to the Police Station Building Task Force
  
- C. **Memorandum 17-047** from City Manager, Re: Fire Hall Improvements.
  
- D. **Ordinance 17-16**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 5.24.020 to Identify Lighted Free-Floating Luminaries as Fireworks and Prohibit the Sale and Use of these Luminaries within the Corporate City Limits of Homer. City Manager/Fire Chief. Recommended dates: Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.
  
- E. **Ordinance 17-17**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 2.04.030 to Remove the Prohibition on the City Manager and City Employees From Securing or Contributing Money Towards the Nomination or Election of a Candidate for a Municipal Office, and Amending Homer City Code 4.10.050 to Prohibit Candidates for Municipal Office From Accepting or Soliciting Campaign Contributions From City Employees or the City Manager. Smith. Recommended dates: Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.
  
- F. **Ordinance 17-18**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds in the Amount of \$5,000 From the General Fund Balance and Authorizing the Use of Limited Staff Time and City Equipment for Public Information on the Ballot Proposition Including Without Limitation Information That May Influence the Outcome of the Election on the Proposition. City Manager. Recommended dates: Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.  
  
Memorandum 17-052 from Special Projects and Communication Coordinator as backup.
  
- G. **Resolution 17-025**, A Resolution of the City Council of Homer, Alaska, Acknowledging the March 2017 Surplus Equipment Bid Results. City Clerk.

- H. **Resolution 17-026**, A Resolution of the City Council of Homer, Alaska, Authorizing Participation in the EBSCO Solar Grant Program for the Homer Public Library. City Manager/Library Director.
- I. **Resolution 17-028**, A Resolution of the City Council of Homer, Alaska, Granting a Limited Private Pedestrian Access Easement Along the North Wall of Land's End Hotel and Authorizing the City Manager to Execute the Appropriate Documents. City Manager.

Memorandum 17-054 from City Manager as backup.

- J. **Resolution 17-029**, A Resolution of the City Council of Homer, Alaska, Authorizing the City Manager to Negotiate and Prepare a Purchase Offer for Kenai Peninsula Borough Parcel Number 17305408, Lot 8 Block 1 of Kelly Ranch Estates Subdivision, in an Amount Not to Exceed Fair Market Value for the Purpose of Protecting Bridge Creek Watershed. City Manager.
- K. **Resolution 17-030**, A Resolution of the City Council of Homer, Alaska, Amending the Personnel Regulations to Require the City to Pay Family Member Benefits for 36 Months in the Event of an Occupational Death. Lewis.

## 7. VISITORS

- A. Recreation Manager Mike Illg, Community Recreation, 10 minutes

## 8. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS (10 minute limit per report)

- A. Borough Report
- B. Commissions/Board Reports:
  - 1. Library Advisory Board
  - 2. Homer Advisory Planning Commission
  - 3. Economic Development Advisory Commission
  - 4. Parks Art Recreation and Culture Advisory Commission

5. Port and Harbor Advisory Commission
6. Cannabis Advisory Commission

## 9. PUBLIC HEARING(S)

- A. **Ordinance 17-05(A)**, An Ordinance of the City Council of Homer, Alaska, Amending the 2017 Operating Budget by Appropriating \$671,053 From the Homer Accelerated Roads/Trails Program (HART) for the Greatland Street Improvements (Option A) Project, and Authorizing the City Manager to Execute All Appropriate Documents. Erickson. Introduced January 23, 2017, Referred to Planning Commission, Public Hearing and Second Reading March 28, 2017.

Memorandum 17-019 from Public Works Director as backup.  
Memorandum 17-041 from City Planner as backup.

- B. **Ordinance 17-07(S)**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 4.10.040, 8.08.120, 14.05.425, 21.93.060, 21.93.070, 21.93.100, 21.93.110, 21.93.500, 21.93.540, 21.93.550, 21.93.560, 21.93.570, 21.93.700, and 21.93.710 to Replace the Board of Adjustment With a Hearing Officer to Decide Administrative Appeals Under the Homer City Code, Including But Not Limited to, the Use of a Hearing Officer to Order Impoundment of Dangerous Animals, Decide Disputes Regarding Itinerant Merchant Licenses, and Decide Disputes Regarding Qualifications of a Candidate for Office. Aderhold. Introduced January 23, 2017, Referred to Planning Commission, Public Hearing and Second Reading March 28, 2017.

Memorandum 17-042 from City Planner as backup.

- C. **Ordinance 17-13**, An Ordinance of the City Council of Homer, Alaska, Amending the 2017 Operating Budget by Authorizing the Expenditure of \$19,850 From the Fishing Hole Maintenance Reserve Fund for Improvements to the Nick Dudiak Lagoon Fish Cleaning Station. City Manager/Port and Harbor Director. Introduction March 13, 2017, Public Hearing and Second Reading March 28, 2017.

Memorandum 17-038 from Port and Harbor Director as backup.

- D. **Ordinance 17-14**, An Ordinance of the City Council of Homer, Alaska, Amending the 2017 Operating Budget by Appropriating Funds in the Amount of \$150,000 From Port and Harbor Reserves for the Replacement of the Existing Port and Harbor Management Software. City Manager/Port and Harbor Director. Introduction March 13, 2017, Public Hearing and Second Reading March 28, 2017.

Memorandum 17-043 from Port and Harbor Director as backup.

- E. **Ordinance 17-15**, An Ordinance of the City Council of Homer, Alaska, Updating and Clarifying the Implementation of a Penalty and Interest Structure for Special Assessments in the Homer Natural Gas Distribution Special Assessment District That Became Delinquent on or After July 1, 2016, and Provided Terms for Reinstatement on or After July 1, 2016 of Assessments That Became Delinquent Before That Date, and the Policies and Procedures for Waiving Penalties on Delinquent Special Assessment Payments if They Meet Certain Requirements, and Creating an Appeal Process for Waiver Denials to the Board of Adjustment. Aderhold. Introduction March 13, 2017, Public Hearing and Second Reading March 28, 2017.

**10. ORDINANCE(S)**

**11. CITY MANAGER'S REPORT**

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

**12. CITY ATTORNEY REPORT**

- A. City Attorney's Report February/March
  - a. Recall Petition Flow Chart
  - b. Letter to City Manager Koester re: Waiver of Potential Conflict

**13. COMMITTEE REPORT**

- A. Employee Committee Report
- B. Americans with Disabilities Act Compliance Committee

**14. PENDING BUSINESS**

- A. **Resolution 17-022**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Operation of Fish Pump Services on the Homer Port and Harbor Fish Dock to the Firm of Icicle Seafoods, Inc. of Homer, Alaska, and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Port and Harbor Director. Postponed from March 13, 2017.

Memorandum 17-045 from Port and Harbor Director as backup.

**15. NEW BUSINESS**

**16. RESOLUTIONS**

- A. **Resolution 17-024**, A Resolution of the Homer City Council Authorizing a Request for Proposals to Issue for Harbor Software. City Manager/Port and Harbor Director.

Memorandum 17-053 from Port Director/Harbormaster as backup.

- B. **Resolution 17-027**, A Resolution of the City Council of Homer, Alaska, Requiring a Mid-Year Billing Notice to Property Owners in the Homer Natural Gas Special Assessment District. Erickson.

**17. COMMENTS OF THE AUDIENCE**

**18. COMMENTS OF THE CITY ATTORNEY**

**19. COMMENTS OF THE CITY CLERK**

**20. COMMENTS OF THE CITY MANAGER**

**21. COMMENTS OF THE MAYOR**

**22. COMMENTS OF THE CITY COUNCIL**

**23. ADJOURNMENT**

Next Regular Meeting is Monday, April 10, 2017 at 6:00 p.m., Committee of the Whole 5:00 p.m., and Worksession 4:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.