

HOMER CITY COUNCIL
491 E. PIONEER AVENUE
HOMER, ALASKA
www.cityofhomer-ak.gov



REGULAR MEETING
6:00 P.M. MONDAY
APRIL 10, 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

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 2.08.040.)

3. MAYORAL PROCLAMATIONS AND RECOGNITIONS

- A. Mayor's Proclamation – Chamber of Commerce Clean-Up Day, April 22, 2017
- B. Mayor's Proclamation – National Library Week, April 9 – 15, 2017
- C. Mayor's Recognition - Earth Day, April 22, 2017

4. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

5. RECONSIDERATION

- A. **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. Reconsidered by Erickson, March 29, 2017.

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 Special and Regular meeting minutes of March 28, 2017. City Clerk. Recommend adoption.
- B. **Memorandum 17-055** from Mayor Zak, Re: Re-Appointment of Mike Stockburger to the Port and Harbor Advisory Commission and Appointment of Garrette Garroute and Grant Garroute to the Cannabis Advisory Commission.
- C. **Memorandum 17-056** from Deputy City Clerk, Re: Liquor License Transfer for the Down East Saloon.
- D. **Resolution 17-031**, A Resolution of the City Council of Homer, Alaska, Confirming the Appointments of Elizabeth Walton as Treasurer and Jenna deLumeau as Deputy Treasurer for Calendar Year 2017. City Manager.
- E. **Resolution 17-032**, A Resolution of the City Council of Homer, Alaska, Designating Signatories of City Accounts and Superseding Any Previous Resolution So Designating. City Manager.
- F. **Resolution 17-033**, A Resolution of the City Council of Homer, Alaska Approving the 2017 Land Allocation Plan. Mayor/City Council.

Memorandum 17-058 from Deputy City Planner as backup.

G. **Resolution 17-034**, A Resolution of the City Council of Homer, Alaska Approving the Sale of Lot 1 Harry Feyer Subdivision, Section 14, Township 6 South, Range 13 West, Seward Meridian, KPB Parcel No. 179-110-05 to the Responsible Bidder for One Dollar and Authorizing the City Manager to Execute the Appropriate Documents to Finalize the Sale. City Manager.

H. **Resolution 17-035**, A Resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Road, Trail and Drainage Professional Engineering Services to HDL Engineering Consultants of Kenai, Alaska, Kinney Engineering of Anchorage, Alaska, and Nelson Engineering of Kenai, Alaska and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 17-059 from Public Works Director as backup.

I. **Resolution 17-036**, A Resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Water and Sewer Professional Engineering Services to DOWL of Anchorage, Alaska and GV Jones and Associates of Anchorage, Alaska and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 17-060 from Public Works Director as backup.

J. **Resolution 17-037**, A Resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Port/Harbor/Marine Professional Engineering Services to R&M Consultants, Inc. of Anchorage, Alaska and HDR of Anchorage, Alaska and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 17-061 from Public Works Director as backup.

K. **Resolution 17-038**, A Resolution of the City Council of Homer, Alaska, Amending the Homer Accelerated Roads and Trails Program Policy Manual adding sections for project eligibility and funding for sidewalks, eliminating the provision for debt service ratio, and editing for readability and consistency. City Clerk/Planning Commission.

Memorandum 17-028 from Deputy City Planner as backup.

L. **Resolution 17-039**, A Resolution of the City Council of Homer, Alaska, Requesting the City Manager Issue a Request for Proposals for Operation of Fish Pump Services on the South Trestle of the Homer Fish Dock. Erickson.

7. VISITORS

- A. Joy Steward, The Homer Foundation, City of Homer Grants Program, 5 minutes.
- B. Michael Hawfield, Alaska Historical Commission, 150th Anniversary of the Alaska Treaty of Cession, 5 minutes.

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

- A. **Memorandum 17-057**, From City Clerk Re: Recall Petition- Councilmembers Aderhold, Lewis, and Reynolds.
- B. Borough Report
- C. 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 17-16**, 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. Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.
- B. **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. Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.

- C. **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. Introduction March 28, 2017, Public Hearing and Second Reading April 10, 2017.

Memorandum 17-052 from Special Projects and Communication Coordinator as backup.

10. ORDINANCE(S)

11. CITY MANAGER'S REPORT

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

12. CITY ATTORNEY REPORT

13. COMMITTEE REPORT

- A. Employee Committee Report
- B. Americans with Disabilities Act Compliance Committee
- C. Police Station Building Task Force

14. PENDING BUSINESS

- A. (If Reconsideration Passes) **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. Reconsidered by Erickson, March 29, 2017.

Ordinance 17-07(S-2), An Ordinance of the City Council Of Homer, Alaska, Amending Homer City Code 21.93.060, 21.93.070, 21.93.080, 21.93.100, 21.93.110, 21.93.500, 21.93.540, 21.93.550, 21.93.560, 21.93.570, 21.93.700, 21.93.710 to Offer Appellants the Choice Between an Appeal Before the Board of Adjustment or a Hearing Officer in Appeals of Planning Commission Decisions. Erickson.

15. NEW BUSINESS

16. RESOLUTIONS

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 24, 2017 at 6:00 p.m., Committee of the Whole 5:00 p.m., Worksession 4:00 p.m. and Special Meeting 2:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.