

Session 12-11 a Regular Meeting of the Homer City Council was called to order on April 9, 2012 at 6:00 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: BURGESS, HOWARD, LEWIS, ROBERTS,  
WYTHE, ZAK

STAFF: CITY MANAGER WREDE  
CITY CLERK JOHNSON  
CITY ATTORNEY KLINKNER  
ACCOUNTING SUPERVISOR MOORE  
CITY PLANNER ABOUD  
LIBRARY DIRECTOR DIXON  
POLICE CHIEF ROBL  
PORT AND HARBOR DIRECTOR HAWKINS  
PUBLIC WORKS DIRECTOR MEYER

Council conducted a Special Meeting from 4:02 p.m. to 4:57 p.m., adjourning to Executive Session to discuss Settlement Negotiations with Nicholas Kazan and Contracting for Services with Another Municipality. At the Special Meeting the Seawall was discussed. From 5:00 p.m. to 5:43 p.m. Council met as a Committee of the Whole to hear from applicants for the vacant council seat and a PowerPoint presentation from Port and Harbor Director Hawkins on the Port and Harbor Revenue Bond Project Plan.

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

### **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 following changes were made to the agenda: **CONSENT AGENDA** - **Memorandum 12-056**, from Mayor, Re: Appointments of Ken Castner, Bob Howard, Sharon Minsch, Lloyd Moore, Terry Yager, and Councilmember Mary E. (Beth) Wythe to the Water and Sewer Rate Task Force; Written public comments; **RESOLUTIONS** - **Resolution 12-032(A)**, A Resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Water and Sewer Professional Engineering Services to the Firms of Bristol Engineering Services Corporation and to CRW Engineering Group, LLC, both of Anchorage, Alaska, and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director; Memorandum 12-061(A) from Public Works Director as backup.

HOWARD/WYTHE – MOVED TO AMEND THE AGENDA TO MOVE NEW BUSINESS ITEMS A & B TO IMMEDIATELY FOLLOW PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

The agenda as amended was approved by consensus of the Council.

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

Larry Slone, city resident, commented on Memorandum 12-056. His application for the task force was not passed on for Council consideration. He questioned the qualifications of the applicants, with the exception of one, who are either in the water industry or have significant experience setting rate structures. They may be reluctant to come up with proposals that do not include user groups and meter fees.

WYTHE/LEWIS – MOVED TO SUSPEND THE RULES TO HEAR REPRESENTATIVE SEATON’S REPORT.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Representative Seaton was not available after all.

#### **NEW BUSINESS**

- A. **Memorandum 12-058**, from City Clerk, re: Selection/Appointment of Councilmember to Fill Vacancy.

WYTHE/HOWARD - MOTION TO VOTE BY SECRET BALLOT.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

The Council conducted a vote on the 3 applicants. The results were 2 votes – Beauregard Burgess; 2 votes – Sharon Minsch; 1 vote – Donald Stead. A second vote was required to acquire a majority and the results were 3 votes – Beauregard Burgess; 2 votes – Sharon Minsch.

- B. **Oath of Office to New Councilmember**

Memorandum 12-059 from City Clerk as backup.

City Clerk Johnson administered the Oath of Office to Beauregard Burgess who took his seat at the bench.

## **RECONSIDERATION**

## **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 27, 2012. City Clerk. Recommend adoption.
- B. **Memorandum 12-054**, from Deputy City Clerk, Re: Liquor License Renewal for Harbor Grill and Fresh Sourdough Express.
- C. **Memorandum 12-055**, from Mayor, Re: Appointments of Michael Stockburger to the Port and Harbor Advisory Commission, Lars Bell to the Parks and Recreation Advisory Commission, and Reappointment of Monica Cogger to the Library Advisory Board.
- D. **Memorandum 12-056**, from Mayor, Re: Appointments of Ken Castner, Bob Howard, Sharon Minsch, Lloyd Moore, Terry Yager, and Councilmember Mary E. (Beth) Wythe to the Water and Sewer Rate Task Force.

WYTHE/ROBERTS - MOVED TO POSTPONE MEMORANDUM 12-056 FOR DISCUSSION AT OUR NEXT MEETING.

There was confusion of the number of appointments intended to the Water and Sewer Rate Task Force. The Clerk was asked to review the audio recording of the last meeting when the task force was established.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

WYTHE/LEWIS - MOVED FOR APPROVAL OF THE CONSENT AGENDA AS AMENDED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

## VISITORS

### A. **Representative Seaton**, Legislative update

Representative Seaton provided his report during the City Manager's report.

### B. **Joy Steward**, The Homer Foundation, City of Homer Grants Program

Joy Steward, Executive Director of The Homer Foundation, reported on the City's Grants Program. This is the 13<sup>th</sup> year The Foundation has administered the program. It has been a great partnership in helping strengthen Homer's vital non profit community. The Foundation does not charge the City fees to administer the program. Every year there is a committee that reviews the grant applications. Ten applications were received this year, and one was withdrawn. Nine grants were awarded: Bunnell Street Gallery, Center for Alaskan Coastal Studies, Cook Inlet Keeper, Homer Community Food Pantry, Homer Council on the Arts, Hospice of Homer, Kachemak Heritage Land Trust, Kachemak Kids Early Learning Center, and Kachemak Nordic Ski Club.

The Foundation chose to utilize all of the City's \$19,000 allocation for grants. The fund had \$14,296 in earnings. Kachemak City contributed their share, and \$16 was added by The Homer Foundation for a total of \$34,500 for distribution.

The criteria for applicants is to be a 501(c)(3) organization with their primary facilities and programs taking place within the City of Homer. They have to be administered by a local board of directors, there is no funding relationship with the City, and each organization must submit a final report. As of February 28, 2012 there is \$205,455 in the City's grant fund. It grows every year and comes closer to creating a fund that will ultimately produce enough earnings to relieve the City from future allocations.

### C. **Kevin Smith**, Executive Director, and **Sean Dewalt**, Risk Control Specialist, Alaska Municipal League/Joint Insurance Association, and **Greg Russell**, Russell Consulting - Safety Measures and Insurance Issues on the Homer Playground Project (HoPP)

Memorandum 12-057 from AML/JIA, re: Proposed Risk Management Plan for the Homer Playground Project.

Kevin Smith, AML/JIA Executive Director, reported their company allows municipalities and school districts to self insure as a group. With 152 other local entities, the association provides workers compensation, property and liability coverage to include police liability coverage. They strive to keep losses down and rates stable.

Sean Dewalt, AML/JIA Risk Control Specialist, reported Community Recreation Coordinator Mike Illg contacted him to ask about the HoPP events. AML/JIA is the City's partner in risk management and was asked to step in to help mitigate potential occurrences during the playground build week. Some of the risks have been assessed and the goal is to have a plan that mitigates risks and increases safety. Mr. Dewalt is a certified playground safety inspector and will be in Homer for the May 20<sup>th</sup> kickoff.

Councilmember Roberts commented Memorandum 12-057 had a lot of good information and alleviated a lot of concerns. She asked that the public be reminded what the safety provisions will be.

Mr. Dewalt reported on-site volunteers will be provided personal protective equipment to include safety glasses, ear protection, gloves, and respirators. AML/JIA identified a potential risk of children under supervision. Greg Russell of Russell Consulting will do background checks on potential childcare providers. AML/JIA plans to absorb the \$800 for safety supplies and \$750 for background check costs to reduce risks.

## **ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORTS**

## **REPORT/COMMISSION**

### **A. Mayor's Proclamation – National Library Week – April 8 – 14, 2012**

Mayor Hornaday read and presented the proclamation to Library Director Ann Dixon.

### **B. Borough Report**

Kenai Peninsula Borough Assemblyman Smith congratulated Councilmember Burgess and told him not to forget to file with APOC. There is money for the Homer High School track and Mayor Navarre is working hard to get the Homer gas line project moving forward. The Assembly has discussed the school district budget and Mayor Navarre will propose to fund the entire request of the KPB school district, \$1.7M more than received last year. There is a proposal before the Assembly to appoint members to the area's service boards instead of electing them. Since service areas were formed by an election and boards formed by each service area, Assemblyman Smith believes the decision should be made by the voters. The matter will come back to the Assembly in May, sufficient time to place it on the fall ballot. He expressed hope that Ordinance 12-15 is passed this evening. It is important that LIDs are formed for natural gas; it is important for the community to push forward and make natural gas happen.

Mayor Hornaday announced there are several openings in police dispatch, \$17 to \$23 per hour with benefits.

### **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

Port and Harbor Advisory Commissioner Bob Hartley provided a report on the commission's latest business to include support of a CUP application by Brad Faulkner and providing information to Community and Economic Development Coordinator Katie Koester on the port improvement projects. Mrs. Koester will apply for grants with matching funds from the State. Tariff revisions to support the bond issues were presented to the commission with lively discussion. Those revisions will again be discussed at the commission's April 25<sup>th</sup> meeting with a public hearing. Mr. Hartley urged anyone who is a harbor user to attend the meeting, as there is a rate increase package for everyone. Commissioner Hottmann submitted his resignation. He will be missed by the commission due to his extensive knowledge of harbor issues. Members of the public commented on the need for fresh water in the winter for charters, the need to control seagulls around the cleaning station, and the need for repairs for the launch ramp.

Councilmember Burgess asked if the commission had duly considered the administrative costs of the tariff increases. Commissioner Hartley answered it was discussed and the passenger fee is not a new tariff, it has just never been enforced. The charter people will have to keep track of what they have.

## **PUBLIC HEARING(S)**

- A. **Ordinance 12-01(S)(A)**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.60.040, Definitions; Homer City Code 21.60.060, Signs Allowed on Private Property With and Without Permits; Homer City Code 21.60.070, Permits Required; Homer City Code 21.60.080 Design, Construction, and Maintenance; Homer City Code 21.60.090, Signs in the Public Right-Of-Way; **Homer City Code 21.60.095, Electoral Signs**; Homer City Code 21.60.100, Signs Exempt from Regulation Under this Chapter; Homer City Code 21.60.110 Signs Prohibited Under this Chapter; Homer City Code 21.60.130, Temporary Signs-Private Property; Homer City Code 21.60.150, Time of Compliance-Nonconforming Signs and Signs Without Permits; and Homer City Code 21.60.170, Enforcement and Remedies; and Repealing ~~Homer City Code 21.60.095, Electoral Signs~~; Homer City Code 21.60.120, General Permit Procedures; Homer City Code 21.60.140, Temporary Signs-Public Rights-Of-Way; and Homer City Code 21.60.160, Violations; Regarding the Regulation of Signs. Planning/City Attorney. Recommended dates: Public Hearing and Second Reading April 9, 2012.

Memorandum 12-007 and 12-051 from City Planner as backup.

Memorandum 12-008 from City Attorney as backup.

Memorandum 12-048 from Economic Development Advisory Commission as backup.

Mayor Hornaday opened the public hearing.

Adrienne Sweeney, city resident and business owner, commented Planning and Zoning missed the opportunity to make the ordinance business friendly. She suggested the 14 days out of 90 day limitation be removed as many businesses rely on the summer months. Additionally, the non commercial signs should not need a permit and commercial signs would need a permit to decide what days to put the sign out.

Asked by Councilmember Howard what duration of time she would suggest, Ms. Sweeney advocated for sandwich signs being displayed 365 days a year as long as they are in good repair, on your own property, and out of the right-of-way.

Jackie Dentz, Homer resident and business owner, just returned from Cabo San Lucas, Mexico and noticed the number of sandwich board signs there. Homer has the same economic issues and problems. She thinks the City should sell sandwich boards and keep the signs within the perimeters, eliminating the need to police them.

Vanessa Fefelov, city resident and treasurer for Paul Banks Elementary Teachers Association, commented on the signage restrictions for the school. They were told they are not in the proper zoning to advertise school events.

Karin Marks, city resident and business owner, commented signs are vital for business and all groups should have the same opportunity. Homer could be the artistic sign board capital of the world.

Mayor Hornaday closed the public hearing.

ROBERTS/LEWIS - MOVED TO ADOPT ORDINANCE 12-01(S)(A).

LEWIS/ZAK - MOVED TO AMEND LINE 371 TO REMOVE 14 DAYS, PUT A COMMA AFTER DISPLAYS, AND STRIKEOUT 14 DAYS IN A 90 DAY PERIOD.

Councilmember Lewis advocated for the allowance of sandwich board signs as long as they follow the rules, are out of the right-of-way and on their own property, and within the signage allotment.

LEWIS/ZAK - MOVED TO AMEND THE AMENDMENT TO STRIKE OUT "OF NOT MORE THAN 14 DAYS IN A 90 DAY PERIOD, WHICH DAYS SHALL BE DESIGNATED ON THE SIGN PERMIT."

Councilmember Roberts expressed opposition to the amendment as the ordinance went to the Planning Commission twice. Last year Council met with the commission and told them they did not want to see sandwich signs. The commission followed through on Council's wishes and the Planning Commission has reviewed the language thoroughly.

VOTE: (secondary amendment) YES. ZAK, BURGESS, LEWIS  
VOTE: NO. ROBERTS, WYTHE, HOWARD

Mayor Hornaday broke the tie vote with a YES.

Motion carried.

Attorney Klinkner advised Council another public hearing is not necessary because the amendment is relatively minor and it liberalizes the regulations instead of imposing additional restrictions.

Vote: (main motion as amended) YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

B. **Ordinance 12-15**, An Ordinance of the City Council of Homer, Alaska, Repealing and Reenacting HCC Chapter 17.04 Regarding Special Assessment Districts. Lewis/City Manager. Introduction March 27, 2012, Public Hearing and Second Reading April 9, 2012.

Mayor Hornaday opened the public hearing.

Karin Marks, city resident and business owner, supports having affordable heat in Homer. Natural gas is important for the growth of the town as a year round town. Citizens should pay their own fair share; we cannot expect the State to do everything.

Adrienne Sweeney, city resident and business owner, supports natural gas to Homer as it will help with heating bills.

Mako Haggerty, Kenai Peninsula Borough Assemblyman, expressed support for the gas line. He hopes the ordinance passes as natural gas will be a great thing for Homer. Every step in that direction will benefit everyone in the area.

Mayor Hornaday closed the public hearing.

Mayor Hornaday called for a motion for the adoption of Ordinance 12-15 by reading of title only for second and final reading.

LEWIS/ZAK - SO MOVED.

Councilmember Howard commented the ordinance is not necessarily designed for natural gas. It is cleaning up a lengthy process that existed for any special service district.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.



- C. **Resolution 12-023**, A Resolution of the City Council of Homer, Alaska, Amending the Fee Schedule for Port and Harbor Long Term Parking Fees. City Clerk/Port and Harbor Advisory Commission. Public Hearing April 9, 2012.

Memorandum 12-050 from Port and Harbor Director as backup.

Mayor Hornaday opened the public hearing. In the absence of public testimony, Mayor Hornaday closed the public hearing.

Motion on the floor from March 27<sup>th</sup>: MOTION FOR THE ADOPTION OF RESOLUTION 12-023 BY READING OF TITLE ONLY.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- D. **Resolution 12-024**, A Resolution of the City Council of Homer, Alaska, Amending the Port of Homer Terminal Tariff No. 600 to Provide for Long Term Parking Fees. City Clerk/Port and Harbor Advisory Commission. Public Hearing April 9, 2012.

Memorandum 12-050 from Port and Harbor Director as backup.

Mayor Hornaday opened the public hearing. In the absence of public testimony, Mayor Hornaday closed the public hearing.

Motion on the floor from March 27<sup>th</sup>: MOTION FOR THE ADOPTION OF RESOLUTION 12-024 BY READING OF TITLE ONLY.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

## **ORDINANCE(S)**

## **CITY MANAGER'S REPORT**

- A. City Manager's Report

1. Land Allocation Plan: The Council reviewed the Land Allocation Plan during a Special Meeting on March 26<sup>th</sup>. During the discussion, Council expressed some dissatisfaction with the process. One of the issues that came up was whether the Council needed to do

this every year and to what extent the Commissions need to be involved. Since the meeting, the Clerk's office took another look at this. There are no requirements regarding the Land Allocation Plan that could be found in the City Code. It appears that the process we have been using is mostly tradition. The adopted Lease Policies do address the issue at 3.2 (B), a copy of which is attached. So, it looks as though the Council could change the process by adopting a resolution amending the Lease Policies. That would be the easiest approach. An ordinance inserting language into the code is another option.

2. Future Council Workshops: Based upon the discussion last week, we have scheduled workshops from 5-7 PM on Monday April 16 and Monday April 30. The workshop on the 16<sup>th</sup> will be focused on Council e-mails and records retention. Amending the City code regarding e-mail records retention may also be on the agenda. On April 30<sup>th</sup>, the Council is scheduled to discuss both the Community Recreation Program and the CEDS. At the time this report was written, we were waiting on confirmation from Holly Wells that she will be available on the 16<sup>th</sup>. Holly has been out of the office but was expected back on the 4<sup>th</sup>.
3. Presentation by AML/JIA: As you know, the Karen Hornaday Park Playground Project is moving ahead and we expect to see construction this spring during build week in May. HoPP has recruited an impressive number of volunteers and has consulted regularly with the City. City staff is providing guidance and general oversight. Carey, Angie, and Mike have been especially involved. Several Council members have expressed concern about the liability associated with have a large group of volunteers doing work within a City park. We have been taking that issue very seriously and are looking for ways to minimize the risk, from developing release forms, to training and oversight, to site control. Mike Illg has been heading up this effort and has acted as a liaison between HoPP and the City insurance carrier AML/JIA. Kevin Smith the AML/JIA Executive Director and Sean Dewalt, a risk manager will be at the meeting to provide a short briefing on this topic.
4. Presentation by Port Bond Committee: At the Committee of the Whole, the Port Improvement Bond Committee will give an overview of its activities to date and its recommendations going forward. The Committee is recommending fee increases phased in over two years in order to repay about \$ 6 Million in revenue bonds. The bond proceeds would be used to leverage a like amount of funds through the State Municipal Harbor Matching Grant Program. The Committee has embarked on a public education and information campaign which includes numerous strategies to get the work out about this topic. This presentation is part of the process.
5. Health Insurance Consultant Presentation: At the last meeting, the Council heard a presentation from the City's health insurance broker / consultant. To my knowledge, this is the first time the Council has ever received a briefing on the City's self insured plan in that amount of detail. I hope you found it to be helpful. We would be interested in any comments you might have and suggestions about future briefings.
6. Damaged Piles / Emergency Appropriation: There are three piles supporting floats in the harbor that are severely damaged. I believe you will see pictures of them at the meeting. Replacing these piles is part of the Port Improvement Bond Committee discussion however, we cannot wait for two years to conduct the work. This is a big safety and liability issue for the City right now. If the condition of the piles worsen, we might have to shut down an entire float(s). I bring this up now because we may have a unique opportunity to address this quickly. This agenda contains a resolution approving a

contract for a company to do repair work on the Deep Water Dock. This company has barge and crane in the vicinity and if the contract is approved by Council, we could enter into a change order and use that equipment to replace the damaged piles as well. It is rare that we have this type of equipment available and we could do the work without paying the mobilization costs since the equipment will already be here. I would like to discuss this some because I believe an emergency procurement is justified.

City Manager Wrede reported the Public Arts Committee has been doing a lot of work at City Hall placing art within. There is the new 1% art with the new building and quite a collection of public art. The committee expressed an interest in hearing Council's ideas for an open house. They would like to be involved to help plan it. The committee recommended it should not be done in conjunction with First Friday; it should be a stand alone event. The suggested date is Friday, May 18 with an all day open house or a special evening event.

Council suggested the event be held in the evening to cause the least interruption to employees' work day. It was recommended refreshments be confined to a designated area to prevent spillage throughout the building.

An emergency ordinance will be forthcoming for the damaged piles supporting floats in the harbor.

Ordinance 12-15 made amendments to the LID process already within city ordinance. It is more concise and shortened things up.

HoPP will ask that everyone working on the playground project sign a release of liability. There will be several different documents to relieve the City's liability for child care and work on the project. The AML/JIA risk manager will also be on site. We are trying to reduce the City's level of exposure.

The rules were suspended to allow Representative Seaton to provide his report via Skype.

Representative Seaton reported he is happy Council passed Ordinance 12-15. This year's session is unusual, as normally Senate puts items in their capital budget along with a little discretionary money. The Homer High School track and the Anchor Point to Baycrest Hill road reconstruction projects are in the Senate budget, but larger priorities including the gas line to Homer are not in the budget thus far.

Mayor Hornaday expressed his disappointment at the Senate as we were assured projects would be in the budget and they are not. Representative Seaton answered there are internal politics on the Senate side and so far our priorities are not in there.

- B. Bid Report
- C. Games Report
- D. Records Inventory Report

- E. Other

### **CITY ATTORNEY REPORT**

City Attorney Klinkner asked for questions to his written report. There were no questions from Council.

### **COMMITTEE REPORT**

- A. Public Arts Committee
- B. Transportation Advisory Committee
- C. Permanent Fund Committee
- D. Lease Committee
- E. Port and Harbor Improvement Committee
- F. Employee Committee Report

### **PENDING BUSINESS**

### **NEW BUSINESS**

- A. **Memorandum 12-058**, from City Clerk, re: Selection/Appointment of Councilmember to Fill Vacancy.
- B. **Oath of Office to New Councilmember**

Memorandum 12-059 from City Clerk as backup.

New business items were heard earlier in the meeting.

### **15. RESOLUTIONS**

- A. **Resolution 12-029**, A Resolution of the City Council Approving the City of Homer 2012 Land Allocation Plan. Mayor/City Council.

Memorandum 12-041 from Economic Development Advisory Commission as backup.  
Memorandum 12-042 from Parks and Recreation Advisory Commission as backup.  
Memorandum 12-043 from Library Advisory Board as backup.  
Memorandum 12-044 from Lease Committee as backup.  
Memorandum 12-045 from Port and Harbor Advisory Commission as backup.  
Memorandum 12-046 from Planning Commission as backup.

Mayor Hornaday called for a motion for the adoption of Resolution 12-029 by reading of title only.

WYTHE/LEWIS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- B.     **Resolution 12-030**, A Resolution of the City Council of Homer, Alaska, Authorizing the Formation of the Crittenden Drive Road Reconstruction and Paving Improvement Assessment District and Authorizing the City Manager to Proceed With the Preparation and Construction of the Reconstruction and Paving Project. City Clerk.     Page 597

Mayor Hornaday called for a motion for the adoption of Resolution 12-030 by reading of title only.

WYTHE/ROBERTS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- C.     **Resolution 12-031**, A Resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Road, Trail, and Drainage Professional Engineering Services to the Firms of Kenney Engineering, LLC 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 12-060 from Public Works Director as backup.

Mayor Hornaday called for a motion for the adoption of Resolution 12-031 by reading of title only.

HOWARD/WYTHE - SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- D. **Resolution 12-032**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for Water and Sewer Projects Engineering Design Services Term Contracts to the Firms of \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_, and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 12-061 from Public Works Director as backup.

**Resolution 12-032(A)**, A resolution of the City Council of Homer, Alaska, Awarding a Term Contract for Water and Sewer Professional Engineering Services to the Firms of Bristol Engineering Services Corporation and to CRW Engineering Group, LLC, both of Anchorage, Alaska, and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 12-061(A) from Public Works Director as backup.

WYTHE/ROBERTS – MOVED FOR THE ADOPTION OF RESOLUTION 12-032 BY READING OF TITLE ONLY.

WYTHE/ROBERTS – MOVED TO AMEND TO SUBSTITUTE RESOLUTION 12-032(A) FOR RESOLUTION 12-032.

There was no discussion.

VOTE: (amendment) YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

VOTE: (main motion as amended) YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

### **COMMENTS OF THE AUDIENCE**

Bill Smith, Borough Assemblyman, reported the Assembly recommended appropriation of funds for engineering services of the Homer High School track. If the Governor doesn't veto it we can have the track built this summer.

### **COMMENTS OF THE CITY ATTORNEY**

City Attorney Klinkner congratulated Councilmember Burgess on his appointment.

### **COMMENTS OF THE CITY CLERK**

City Clerk Johnson congratulated Councilmember Burgess too.

## **COMMENTS OF THE CITY MANAGER**

City Manager Wrede congratulated Councilmember Burgess too.

## **COMMENTS OF THE MAYOR**

Mayor Hornaday welcomed Councilmember Beauregard Burgess, telling him he had as interesting name as Hornaday.

## **COMMENTS OF THE CITY COUNCIL**

Councilmember Wythe welcomed Beau, and congratulated Katie on her new baby.

Councilmember Lewis congratulated Beau and Katie and thanked the Friends of Homer Library for a wonderful weekend.

Councilmember Zak congratulated Beau and Katie and thanked the other two community members who put their hats in the ring for the City Council. All three applicants were well qualified.

Councilmember Roberts welcomed Beau and thanked Sharon and Mr. Stead for putting their hat in the ring. It is not an easy choice to choose between qualified people. The voters will have their choice in the fall. She thanked all three candidates for giving Council the choice tonight.

Councilmember Howard thanked the city council candidates and the water and sewer task force candidates. She welcomed Councilmember Burgess and is glad he is sitting next to her. She thanked the Public Works Department for having the streets looking good. She plans to bring forth a land allocation remedy so Council will not need to see the 100 pages of maps again.

Councilmember Burgess thanked fellow councilmembers and the people that showed up. He thanked the other two people that threw their hat into the ring. As to signage, it was a conflicting road to get here. His concern was with legislating things that would be difficult to enforce from a time standpoint. He will do his best.

## **ADJOURNMENT**

There being no further business to come before the Council, Mayor Hornaday adjourned the meeting at 7:27 p.m. The next Regular Meeting is Monday, April 23, 2012 at 6:00 p.m. and Committee of the Whole 5:00 p.m. Worksessions are scheduled for April 16 and 30, 2012 from 5:00 to 7:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

---

JO JOHNSON, CMC, CITY CLERK

Approved: \_\_\_\_\_