

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



REGULAR MEETING
6:00 P.M. MONDAY
SEPTEMBER 23, 2013

MAYOR BETH WYTHE
COUNCIL MEMBER FRANCIE ROBERTS
COUNCIL MEMBER BARBARA HOWARD
COUNCIL MEMBER DAVID LEWIS
COUNCIL MEMBER BRYAN ZAK
COUNCIL MEMBER BEAUREGARD BURGESS
COUNCIL MEMBER JAMES DOLMA
CITY ATTORNEY THOMAS KLINKNER
CITY MANAGER WALT WREDE
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

Councilmember Dolma has requested excusal.

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 September 9, 2013. City Clerk. Recommend adoption.
- B. **Resolution 13-092**, A Resolution of the City Council of Homer, Alaska, Amending the Parks and Recreation Advisory Commission Bylaws, Regular Meetings, Establishing a Meeting Time Limit of 8:00 p.m. City Clerk/Parks and Recreation Advisory Commission. Recommend adoption.

Memorandum 13-132 from Parks and Recreation Advisory Commission as backup.

- C. **Resolution 13-093**, A Resolution of the Homer City Council Amending the Procurement Policy and Procedures Manual to Increase Limits for Purchase Orders. City Manager/Finance Director. Recommend adoption.
- D. **Resolution 13-094**, A Resolution of the Homer City Council Recognizing and Thanking the Alaska State Fire Chiefs Association for Submitting the Statewide Grant to Upgrade Firefighting Equipment for the Homer Volunteer Fire Department. City Manager/Fire Chief. Recommend adoption.
- E. **Resolution 13-095**, A Resolution of the City Council of Homer, Alaska, Authorizing the City Manager to Keep the Homer Education and Recreation Complex (HERC) Gym Open for Pickleball and Other Community Recreation Programs that Require Only Minimal Heat and Utilities, Until Such Time as the Building is Demolished. Lewis. Recommend adoption.
- F. **Resolution 13-096**, A Resolution of the City Council of Homer, Alaska, Requesting that the Kenai Peninsula Borough Assembly Amend the Agreement Between the Borough and the City Regarding the Transfer of Ownership of the Old Middle School Property to Permit the City to Sell the Property and Use the Proceeds for a Public Purpose if the Council Deems it to Be in the Public Interest to Do So. Howard. Recommend adoption.

Memorandum from City Attorney as backup.

6. VISITORS

- A. **Beth Cumming**, Kachemak Drive Non-Motorized Path Group, 10 minutes.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. Borough Report
- B. 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 13-37**, An Ordinance of the City Council of Homer, Alaska, Amending the Definition of “Discontinued” in Homer City Code 21.61.015, Definitions, to Exclude From the Time for Which a Nonconforming Use May Cease the Time From the Death of Its Operator Until the Use is Legally Available for Transfer to a Successor Operator. Mayor/City Manager. Introduction August 26, 2013, Referred to Planning Commission for Their September 18, 2013 Meeting, Public Hearing and Second Reading September 23, 2013.

Memorandum 13-126 from City Manager as backup.

- B. **Ordinance 13-38**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2013 Capital Budget by Appropriating \$300,000 From a Combination of the Fire Department, Police Department, and General Depreciation Reserve Funds to Begin Preliminary Engineering and Design Work on the Proposed New Public Safety Building. Mayor/City Council. Introduction September 9, 2013, Public Hearing and Second Reading September 23, 2013.

Ordinance 13-38(S), An Ordinance of the City Council of Homer, Alaska, Amending the FY 2013 Capital Budget by Appropriating \$300,000 From a Combination of the Fire Department, Police Department, and General Depreciation Reserve Funds to Begin Preliminary Engineering and Design Work on the Proposed New Public Safety Building. Mayor/City Council.

Memorandum 13-129 from City Manager as backup.

9. ORDINANCE(S)

10. CITY MANAGER'S REPORT

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

11. CITY ATTORNEY REPORT

12. 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
- G. Port and Harbor Building Task Force

13. PENDING BUSINESS

- A. **Resolution 13-040**, A Resolution of the Homer City Council Directing the City Administration to Terminate All Survey, Design, and Cost Estimating Work on the Kachemak Drive Pathway. Mayor. (Postponed from April 22, 2013.)

Memorandum 13-059 from Parks and Recreation Advisory Commission as backup.

14. NEW BUSINESS

15. RESOLUTIONS

- 16. COMMENTS OF THE AUDIENCE**
- 17. COMMENTS OF THE CITY ATTORNEY**
- 18. COMMENTS OF THE CITY CLERK**
- 19. COMMENTS OF THE CITY MANAGER**
- 20. COMMENTS OF THE MAYOR**
- 21. COMMENTS OF THE CITY COUNCIL**

22. ADJOURNMENT

Next Regular Meeting is Monday, October 14, 2013 at 6:00 p.m. and Committee of the Whole 5:00 p.m. A Special Meeting is scheduled for October 21, 2013 at 6:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.