

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



REGULAR MEETING  
6:00 P.M. MONDAY  
JANUARY 13, 2014  
COWLES COUNCIL CHAMBERS

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 GUS VAN DYKE  
CITY ATTORNEY THOMAS KLINKNER  
CITY MANAGER WALT WREDE  
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

Councilmember Burgess has requested telephonic participation.

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 Special and Regular meeting minutes of December 9, 2013. City Clerk. Recommend adoption.
- B. **Memorandum 14-001**, from Deputy City Clerk Re: Liquor License Renewals for Down East Saloon, Kharacters, Alibi, Harbor Grill, Grog Shop East End, Cosmic Kitchen, Pho & Thai Restaurant, and a New Liquor License for Little Mermaid.

- C. **Ordinance 14-01**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 1.78.010, Commission—Creation and Membership, to Make the Director of the Homer Chamber of Commerce an Ex Officio, Non-Voting Member of the Economic Development Advisory Commission. City Clerk/Economic Development Advisory Commission. Recommended dates: Introduction January 13, 2014, Public Hearing and Second Reading January 27, 2014.
- D. **Ordinance 14-02**, An Ordinance of the Homer City Council, Amending HCC 9.16.040, and Repealing and Reenacting HCC 9.16.100, to Repeal the Exemption From City Sales Tax of Sales of Nonprepared Foods from September 1<sup>st</sup> Through May 31<sup>st</sup>. Lewis. Recommended dates: Introduction January 13, 2014, Public Hearing and Second Reading January 27, 2014.

Memorandum 14-004 from City Attorney as backup.

- E. **Ordinance 14-03**, An Ordinance of the Homer City Council, Amending HCC 9.16.040, and Repealing and Reenacting HCC 9.16.100, to Repeal the Exemption From City Sales Tax of Sales of Nonprepared Foods From September 1<sup>st</sup> Through May 31<sup>st</sup>; Amending HCC 9.16.010 to Dedicate a Sales Tax of One-Quarter Percent (.25%) to Fund a Parks and Recreation Department; and Submitting the Question of Repealing Such Sales Tax Exemption and Such Sales Tax Dedication to the Qualified Voters of the City at the October 7, 2014 Regular City Election. Burgess. Recommended dates: Introduction January 13, 2014, Public Hearing and Second Reading January 27, 2014.

Memorandum 14-004 from City Attorney as backup.

- F. **Ordinance 14-04**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2014 Operating Budget by Appropriating \$35,000 From the Port and Harbor Depreciation Reserves to Replace the Fish Grinder in the Fish Waste Grinding Facility. City Manager/Port and Harbor Director. Recommended dates: Introduction January 13, 2014, Public Hearing and Second Reading January 27, 2014.

Memorandum 14-005 from Port and Harbor Director as backup.

- G. **Resolution 14-001**, A Resolution of the Homer City Council Confirming the City Manager's Appointment of Jo Johnson as Acting City Manager for Calendar Year 2014. City Manager. Recommend adoption.

- H. **Resolution 14-002**, A Resolution of the Homer City Council Confirming the Appointments of Zhiyong Li as Treasurer and Laurie Moore as Deputy Treasurer for Calendar Year 2014. City Manager. Recommend adoption.
- I. **Resolution 14-003**, A Resolution of the Homer City Council Designating Signatories of City Accounts and Superseding Any Previous Resolution So Designating. City Manager. Recommend adoption.
- J. **Resolution 14-004**, A Resolution of the City Council of Homer, Alaska, Adopting an Alternative Allocation Method for the FY 14 Shared Fisheries Business Tax Program and Certifying That This Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries Management Area. City Manager. Recommend adoption.
- K. **Resolution 14-005**, A Resolution of The City Council of Homer, Alaska, Requesting That the Alaska Legislature Amend Alaska Statute 16.20.590 Establishing the Kachemak Bay Critical Habitat Area by Changing the Critical Habitat Area Boundary to Exclude the City of Homer Port and Harbor and Municipal Lands Immediately Adjacent to Port Facilities Necessary for Port Operations, and Make the Statute Consistent With the Stated Intent of the Critical Habitat Area Management Plan. Mayor/Council. Recommend adoption.
- L. **Resolution 14-006**, A Resolution of the City Council of Homer, Alaska, Approving a Memorandum of Understanding Between the City of Homer and Kachemak City Regarding the Canyon Trails Subdivision and Road Maintenance on Stellers Jay Drive and Golden Plover Avenue. City Manager. Recommend adoption.
- M. **Resolution 14-007**, A Resolution of the City Council of Homer, Alaska, Approving an Intergovernmental Agreement for Emergency Services and a Vehicle Lease Agreement Between the City of Homer and Kachemak City. City Manager. Recommend adoption.
- N. **Resolution 14-008**, A Resolution of the City Council of Homer, Alaska, Approving a New Intergovernmental Wastewater Agreement Between the City of Homer and Kachemak City. City Manager. Recommend adoption.
- O. **Resolution 14-009**, A Resolution of the City Council of Homer, Alaska, Approving a Cost Sharing Agreement Between the City of Homer and Kachemak City Regarding

Construction of a Natural Gas Main/Distribution Line in Spencer Drive. City Manager. Recommend adoption.

- P. **Resolution 14-010**, A Resolution of the City Council of Homer, Alaska, Directing the City Manager to Produce on the Estimated Costs, Financing Options, Policy Considerations, and Feasibility of Constructing a “Loop” Water and Sewer Connection That Extends Up West Hill Road, Across Skyline Drive, and Down East Hill Road; to Be Presented and Discussed at a Future Worksession Scheduled by the City Council. Burgess. Recommend adoption.

- Q. **Resolution 14-011**, A Resolution of the City Council of Homer, Alaska, Expressing the Future Intention to Create Deferred Assessments on Property Benefitting From the Future Construction of the Shellfish Avenue/South Slope Drive Water Main Extension. City Manager/Public Works Director. Recommend adoption.

Memorandum 14-008 from Public Works Director as backup.

- R. **Resolution 14-012**, A Resolution of the City Council of Homer, Alaska, Expressing the Future Intention to Create Deferred Assessments on Property Benefitting From the Future Construction of the Kachemak Drive (Phase III) Water Main Extension Project. City Manager/Public Works Director. Recommend adoption.

Memorandum 14-009 from Public Works Director as backup.

- S. **Resolution 14-013**, A Resolution of the City Council of Homer, Alaska, Expressing Support for the City of Soldotna’s Proposed Renovation and Expansion of the Soldotna Regional Sports Complex. Mayor/Lewis. Recommend adoption.

- T. **Resolution 14-014**, A Resolution of the City Council of Homer, Alaska, Expressing Strong Support for Governor Parnell’s Proposal to Appropriate \$3 Billion from the Constitutional Budget Reserve into the Alaska Retirement Trust Funds in 2015. Mayor/City Council. Recommend adoption.

- U. **Resolution 14-015**, A Resolution of the Homer City Council Appointing a Task Force to Review and Make Recommendations on a Large Vessel Haul-Out and Repair Facility at the Port. City Manager/Port and Harbor Advisory Commission. Recommend adoption.

- V. **Resolution 14-016**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Refurbishment Services of Three Pedestal Cranes on Homer Fish Dock to the Firm of Oil & Gas Supply Company of Kenai, Alaska, in an Amount Not to Exceed \$82,625 Per Crane and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk/Port and Harbor Director. Recommend adoption.

Memorandum 14-006 from Port and Harbor Director as backup.

- W. **Resolution 14-017**, A Resolution of the Homer City Council Directing the City Administration to Prepare a Preliminary Report for Council Consideration on the Costs, Feasibility, Potential Payback, and Other Community or Economic Benefits of Converting the City's Vehicle Fleet to Natural Gas. Burgess. Recommend adoption.

- X. **Resolution 14-018**, A Resolution of the Homer City Council Affirming the City Manager's Decision to Offer Additional Reward Money for Information Leading to the Arrest and Indictment of the Person or Persons Responsible for the Murder of Mark Matthews. City Manager. Recommend adoption.

- Y. **Resolution 14-019**, A Resolution of the City Council of Homer, Alaska, Opposing Alaska Board of Fisheries Proposals 138, 139, 140, 142, and 143 That Close or Restrict Waters of Cook Inlet Near Homer to Commercial Drift Fishing. Lewis. Recommend adoption.

- Z. **Resolution 14-020**, A Resolution of the Homer City Council Creating a Public Safety Building Review Committee and Establishing the Scope of Work and Parameters Under Which the Committee Will Conduct Its Work. City Manager/Public Works Director. Recommend adoption.

## 6. VISITORS

- A. **Jenny Martin**, Big Brothers Big Sisters, 10 minutes.
- B. **Paul Seaton & Kris Holderied**, Tidal Incubator Project, 10 minutes.
- C. **Michael Fisher**, Northern Economics, Port and Harbor Rate Study and the Economic Impacts Study: Drill Rig Endeavour, 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)**

**9. ORDINANCE(S)**

**10. CITY MANAGER'S REPORT**

A. City Manager's Report

1. January Employee Anniversaries
2. Memorandum 14-002 from Community and Economic Development Coordinator, Re: Citizen's Academy.

B. Bid Report

C. Games Report

1. Homer Hockey Association, Inc.

D. Records Inventory Report

**11. CITY ATTORNEY REPORT**

A. December 2013 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
  - 1. Memorandum 14-003 from Project Manager, Re: Project Budget: New Harbormaster's Building.

**13. PENDING BUSINESS**

**14. NEW BUSINESS**

- A. **Memorandum 14-007**, from City Clerk, Re: Recommendations for Reducing Meetings of Committees and Commissions.

**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, January 27, 2014 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.