

Session 18-11 a Regular Meeting of the Homer City Council was called to order on April 23, 2018 at 6:00 p.m. by Mayor Pro Tem Donna Aderhold at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

PRESENT: COUNCILMEMBERS: ADERHOLD, ERICKSON, LORD, SMITH, STROOZAS, VENUTI

STAFF: CITY MANAGER KOESTER
CITY CLERK JACOBSEN
LIBRARY DIRECTOR DIXON

Mayor Zak was excused, timely notice was given.

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

Council met for a Worksession at 4:00 p.m. to discuss water sewer rates and as Committee of the Whole at 5:00 p.m. to discuss consent agenda and regular meeting agenda items.

AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 2.08.040.)

The following changes were made: **CONSENT AGENDA Resolution 18-038**, A Resolution of the City Council of Homer, Alaska Amending the Hickerson Memorial Cemetery Policy Updating Definitions and Transferring a Plot Reservation, and the Fee Schedule Establishing a Fee of \$400 for Cremains Plots. City Clerk. Changed to Resolution 18-042 to correct number duplication. **Ordinance 18-22**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Commercial Vessel Passenger Tax Program Pass Through Grant from the Kenai Peninsula Borough for Calendar Year 2017 in the Amount of \$31,532.50 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager. Lines 33 and 37 revisor corrections to reflect 2017 information. **ORDINANCES Ordinance 18-26**, An Ordinance of the City Council of Homer, Alaska Authorizing the City to Issue General Obligation Bonds in the Principal Amount of not to Exceed \$5,000,000 to Finance Public Safety Operating and Infrastructure, Including Construction of a Police Station; Amending HCC 9.16.100 to Provide for an Increase in the Rate of City Sales Tax From 4.5% to 5.5% from June 1 through August 31, with .8% of the Increase Providing Funds to Pay Debt Service on the General Obligation Bonds and Expiring on August 31 of the Year when the City has Received Sufficient Funds from the Increase to Pay all of that Debt Service; and Submitting the Question of the Issuance of Such Bonds and Such Sales Tax Rate Increase to the Qualified Voters of the City at the October 2, 2018 Regular Election. Mayor/Council. Memorandum 18-051 from City Manager as backup, Corrected amendments 1 and 2, and new amendment 5; **Ordinance 18-27**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds in the Amount of \$5,000 from the Police Station Reserve Fund for a Public Information Campaign in Support of the Ballot Proposition to Issue General Obligation Bonds of \$5 Million Dollars to Finance the Construction of a Police

Station and Provide for an Increase in the Rate of City Sales Tax from 4.5% to 4.8% with 0.25% of the Increase Providing Funds to Pay Debt Service on the General Obligation Bonds which will Expire on December 31 the Year when the City has Received Sufficient Funds from the Increase to Pay all of that Debt Service, Including Information that may Influence the Outcome of the Election on The Proposition. Smith. Line 47 revisor corrections to reflect sale tax information. **PENDING BUSINESS Resolution 18-036(A)**, A Resolution of the City Council of Homer, Alaska, Establishing the Homer Education and Recreation (HERC) Task Force to Determine the Financial Resources Required to Use the Building and Leasing Space is a Feasible Option. Aderhold. To replace Resolution 18-036. **RESOLUTIONS Resolution 18-041**, A Resolution of the Homer City Council Amending the Fee Schedule under Port and Harbor Department and Port of Homer Terminal Tariff No. 1 to add a Parking Fee for Vehicles and Trailers Utilizing the Small Boat Harbor Public Launch Ramp. Smith. Memorandum 18-053 from Port Director/Harbormaster as backup.

LORD/VENUTI MOVED TO APPROVE THE AGENDA AS AMENDED

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

MAYORAL PROCLAMATIONS AND RECOGNITIONS

A. South Peninsula Hospital Healthcare Week, May 6 -12, 2018

Councilmember Venuti read and presented the proclamation to Derotha Ferraro, Kim Greer, and Lee Yale. Ms. Greer and Ms. Ferraro recognized all the employees as a cohesive team that provides all aspects of care giving to the community, and thanked the community for their support.

B. Week of the Young Child, April 22-28, 2018

Councilmember Lord read and presented the proclamation to “Red” Lisa Asselin and three youth, Winter, Webster, and Bryce. Ms. Asselin, thanked all the early learning supporters in the community. It takes all of us to take a moment to stop and recognize the importance of a small child in our community.

C. Chamber of Commerce Clean Up Day, May 5, 2018

Councilmember Stroozas read and presented the proclamation to Jan Knutson, Natalia Mulawa, and Susanna Webster, who commented about Chamber Events, electronic recycling, and HOWL clean-up.

D. Municipal Clerk's Week, May 6-12, 2018

Councilmember Smith read and presented the proclamation to City Clerk Jacobsen.

E. Bike Month, May 2018

Mayor Pro Tem Aderhold read and presented the proclamation to Martin Renner of the Homer Cycling Club who thanked everyone for their continuing support of human powered transportation in the city.

PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

Roberta Highland commented in support of Resolution 18-036 and 18-040 regarding the HERC, and supports making use of the building. She suggested consideration a system to allow people to donate funds for projects like the HERC, trails, and things.

A Flash Mob of cast members from the play Brouhaha came forward and sang their rendition of the song Fame.

Robert Archibald commented in support of Resolution 18-036 and 18-040 regarding the HERC. He's in favor of establishing the task force to see what we can do with the building.

Jill Lush, Executive Director of SPROUT Family Service commented regarding the Week on the Young Child and the benefit of their programs to the families in our community.

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 Special and Regular Meeting Minutes of April 9, 2018. City Clerk. Recommend adoption.

B. **Memorandum 18-044** from Mayor Re: Appointment of David Lewis to the Parks Art Recreation & Culture Advisory Commission.

- C. **Memorandum 18-046** from Special Projects & Communications Coordinator Carroll
Re: CIP & Legislative Request Schedule

- D. **Ordinance 18-20**, An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code 19.04.050 “Cemetery Lot Deeds – Issuance by City” and 19.04.050 “Cemetery Lot Deeds – Transfer or Assignment”. City Clerk. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

Memorandum 18-047 from City Clerk as backup

- E. **Ordinance 18-21**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 4.10.010(a) “Declaration of Candidacy - Time” and Homer City Code 4.20.010 “Election Board” to Allow Students at Least 16 Years of Age and Qualified Through the Youth Vote Ambassador Program Outlined in Alaska Statutes 15.10.108 to Serve as Election Judges in City Elections. City Clerk. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

- F. **Ordinance 18-22**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Commercial Vessel Passenger Tax Program Pass Through Grant from the Kenai Peninsula Borough for Calendar Year 2017 in the Amount of \$31,532.50 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

- G. **Ordinance 18-23**, An Ordinance of the City Council of Homer, Alaska Alaska Accepting and Appropriating an FY 2015 State Homeland Security Program Reallocation Grant for an Amount not to Exceed \$51,912.00 to Replace Mobile Radios in the City’s Radio Communication System and Authorizing the City Manager to Execute the Appropriate Documents. City Manager. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

- H. **Resolution 18-038,042** A Resolution of the City Council of Homer, Alaska Amending the Hickerson Memorial Cemetery Policy Updating Definitions and Transferring a Plot Reservation, and the Fee Schedule Establishing a Fee of \$400 for Cremains Plots. City Clerk. Recommend adoption.

Memorandum 18-048 from City Clerk as back up

- I. **Resolution 18-039**, A Resolution of the City Council of Homer, Alaska, Authorizing the City Manager to Apply for and Accept an Alaska Drinking Water Fund (ADWF) Loan for Phase II of the Homer Water Distribution/Storage Improvement Project in an Amount not to Exceed \$660,000. City Manager/ Public Works Director. Recommend adoption.

STROOZAS/ERICKSON MOVED TO APPROVE THE CONSENT AGENDA

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

VISITORS

A. Homer Early Childhood Coalition – “Red” Lisa Asselin (10 minutes)

Ms. Asselin, Coordinator for Homer Early Childhood Coalition and the Outreach and Playgroup Specialist at SPROUT Family Services, presented to the Council on the significance of promoting and supporting early childhood development in our community. She highlighted that community begins at birth. A child’s community is built on connections, through reading, playing, being comforted, and engaging explorations. Safe, stable and nurturing relationships and environments are among the most powerful and protective forces in a young child’s life. The Week of the Young Child is a time for families to connect, for children to sing, play, explore and learn, for families and community to meet Homer’s early learning champions, and to make a positive impact on a child’s life.

B. Opioid Task Force (10 minutes)

Stephanie Stillwell, R.N. at the Ninilchik Traditional Council Community Clinic, Community Outreach Director for G Square, member of MAPP Steering Committee and facilitator of the Southern Kenai Peninsula Opioid Task Force, and Dr. Sarah Spencer, doctor at the Ninilchik Traditional Council Community Clinic and who specializes in addiction medicine and family practice, provided an update on the Task Force work for the quarter.

Ms. Stillwell reported the task force continues to meet monthly. Since the last update they have collaborated with MAPP and State of Alaska Office of Substance Misuse and Addiction and Prevention to host the event Your Voice, Your Community. The primary goal was for the State to collaborate with our community to collect local data and local input to for the states opioid policy task force recommendations for the next year. It was well attended and a lot of knowledge was shared about local options for resources and treatment in our area. Ideas were shared about we can work together on all levels for a better solution to the opioid epidemic we’re facing. Ms. Stillwell also reported positively on the needle exchange program, and work in connecting task force member’s data team with the State.

Dr. Spencer reported this week is Addiction Treatment Week and provided information on addressing the treatment gap. She highlighted statistics and explained a lot of patients have to wait a while to get into treatment, there are over 1 million people who can’t be served because there aren’t enough doctors and professionals trained to treat addiction. The website

www.treataddictionsavelives.org is a resource for opioid addiction treatment. There are higher than average rates of overdose deaths in Alaska that are related to prescription opioids and heroin. We're lucky that our state has done a great job in trying to address the problem and find solutions. She reviewed other information that can be found and efforts being made in the state by Googling Alaska Opioids.

C. Homer Steps-Up Citywide Community Walking Challenge - Derotha Ferraro (5 minutes)

Ms. Ferraro commented on the Homer Steps-Up Citywide Community Walking Challenge and encouraged community members to join the challenge.

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

A. Borough Report

Borough Assembly President Kelly Cooper updated Council on the ordinance that proposes moving the hospital service area line. She noted Dr. Spencer and Ms. Stillwell's efforts in Ninilchik, listed some of the many services by South Peninsula Hospital in that area, and the value of the line staying where it is. There are various local entities who support maintaining the lines as they are now. She noted an upcoming public meeting in Ninilchik and opportunities to provide comment to the Assembly for the May 1 and May 15 hearings. Ms. Cooper also reported on a proposed meeting of the Assembly with City Managers and Councils in the Borough tentatively scheduled for May 8th.

B. Commissions/Board Reports:

1. Library Advisory Board

Mark Massion, Library Advisory Boardmember, commented to Council about library events, including the Spring Book and Plant sale, the Friends scholarship for the Writers Conference, and screening of the film The Anonymous People, about addiction and recovery. He also commented the library has four sets of little robots, Ozobots, that can be checked out by kids.

2. Homer Advisory Planning Commission

Roberta Highland, Planning Commissioner, commented about plats that were recently approved, and public input on the 2018 Comprehensive Plan update. She noted there has been confusion about language in the plan regarding the concept of the area around Lake Street being zoned to GC1. She explained that the Comp Plan does not change the zoning and that a major zoning process would have to take place for that to happen.

3. Economic Development Advisory Commission
4. Parks Art Recreation and Culture Advisory Commission

Deb Lowney, Parks Art Recreation and Culture Advisory Commission Chair, commented the Commission is looking forward to working with Matt Steffy as city staff and appreciates he will be providing campground statistics, something the Commission has struggled with, and they are excited to have Dave Lewis come in and fill their vacancy. She reported the Commission is working on how to best represent and display Sister City art, they reviewed their strategic plan and goals, and they hope to have a sidewalk matrix to council next month. They continue to address Karen Hornaday Park issues, including the road, drainage, public restroom upgrade, and a campground host. They support establishing the HERC Task Force and the funds to assist their work, funds for the design of the KHLT proposed trail, and a proposed mural on the Ben Walters Park restroom wall. There is work being done on wayfinding signage and they hope to work with the Economic Development Advisory Commission on this. Signage continues to be a focus for the group as for parks and trails, they are also working on the cold water signage but have been struggling with it. They hope to have some resolve at their next meeting. She encouraged outreach for HERC Task Force nominees

5. Port and Harbor Advisory Commission

PUBLIC HEARING(S)

- A. **Ordinance 18-18**, An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code 17.04.100, Subdivision after Levy of Assessment. Lord. Introduction April 9, 2018, Public Hearing and Second Reading April 23, 2018.

Memorandum 18-049 from Councilmember Lord as backup

Mayor Pro Tem Aderhold opened the public hearing.

Linda Rourke, city resident, commented in support of Ordinance 18-18. She is a property owner in a special assessment district with a larger parcel that could be subdivided. She supports the continued effort to develop a fair and equitable way to do this so property owners can make plans and not have to pay additional assessments.

There were no further comments and the hearing was closed.

Mayor Pro Tem Aderhold asked for a motion for the adoption of Ordinance 18-18 by reading of title only for second and final reading.

LORD/ERICKSON SO MOVED

Councilmember Lord commented regarding her memo in the packet recommending council voting this ordinance down with the understanding she will work with the City Attorney to bring back an ordinance amending titles 14 and 17. Her goal is for clarity and equity throughout these chapters relating to special assessment districts, deferred assessments, mandatory fees, and spaghetti lines.

VOTE: NO: VENUTI, SMITH, ADERHOLD, LORD, STROOZAS, ERICKSON

Motion failed.

B. **Ordinance 18-19**, An Ordinance of the City Council of Homer, Alaska, Amending the 2018 Operating Budget by Authorizing the Expenditure of \$10,000 from the Old Middle School Depreciation Reserve Fund for the Purposes of Determining the Financial Resources Required to Use the Homer Education and Recreation Complex (HERC), if a Tenant is a Feasible Option and Entering into a Sole Source Contract with STANTEC to Provide Technical Expertise. Aderhold. Introduction April 9, 2018, Public Hearing and Second Reading April 23, 2018.

Ordinance 18-19(S), An Ordinance of the City Council of Homer, Alaska, Amending the 2018 Operating Budget by Authorizing the Expenditure of **no more than** \$10,000 from the Old Middle School Depreciation Reserve Fund for the Purposes of Determining the Financial Resources Required to Use the Homer Education and Recreation Complex (HERC), if a Tenant is a Feasible Option and Entering into a Sole Source Contract with STANTEC to Provide Technical Expertise. Aderhold.

Mayor Pro Tem Aderhold opened the public hearing.

Robert Archibald, city resident, commented in support of Ordinance 18-19(S). He understands there may be some misgivings about the dollar amount, but STANTEC knows a lot about the building and he hopes the Committee will be judiciously running a budget with the money.

Roberta Highland, city resident, commented in support of Ordinance 18-19(S). She hopes the Committee won't have to use all the money and suggested fundraising and volunteer efforts for the HERC.

Don Berglund, non-resident, submitted an idea to use the existing HERC as a solar and wind energy assisted learning/growing/evolving/horticulture complex. He explained he has private funding that could be used toward this project.

There were no further comments and the hearing was closed.

Mayor Pro Tem Aderhold asked for a motion for the adoption of Ordinance 18-19 by reading of title only for second and final reading.

LORD/VENUTI SO MOVED

Mayor Pro Tem Aderhold asked for a motion to substitute Ordinance 18-19(S) for 18-19.

LORD/VENUTI MOVED TO SUBSTITUTE ORDINANCE 18-19(S) FOR 18-19.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

SMITH/ERICKSON MOVED TO AMEND ORDINANCE 18-19(S) LINES 8, 45, AND 61 TO CHANGE \$10,000 TO \$3,000

There was discussion supporting the amendment citing that there have already been studies done on the building and a lot of money has been spent. The work that has been done can be used by the task force and this amendment still allow some funds for them to ask questions of STANTEC. If the task force needs more money they can request it going forward.

Other comments supporting maintaining the original amount, pointed out that the studies most recently done are specific to the building being used as a Police Station. There will different requirements to use the building in other ways. The task force should be able to work with STANTEC to get the information they need to bring a feasible proposal for the building. They will be asking the task force to hone in and focus on very specific questions that they want answers to. It will be challenging with a \$3,000 budget because of the level of effort the contractor will be able to put into it. It's a place to start and the task force can come back and request additional funds with a more focused scope of work.

VOTE (amendment): YES: ADERHOLD, LORD, STROOZAS, SMITH, ERICKSON
NO: VENUTI

Motion carried.

Councilmember Lord briefly recognized there are a lot of different opinions with the council and community on this project and appreciates everyone's pertinence to keep moving forward with this.

Councilmember Venuti noted Ms. Highland's suggestions of considering fundraising for the HERC.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

ORDINANCE(S)

- A. **Ordinance 18-24**, An Ordinance of the City Council of Homer, Alaska, Amending the FY18 Operating Budget by Authorizing the Expenditure of an Additional \$79,452 from the Homer Accelerated Road & Trail Fund to Complete the Greatland Street Extension. City Manager/Public Works Director. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

Memorandum 18-050 from Public Works Director as backup

VENUTI/ERICKSON MOVED TO INTRODUCE ORDINANCE 18-24.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

- B. **Ordinance 18-25**, An Ordinance of the City Council of Homer, Alaska Amending the FY2018 Capital Budget by Appropriating \$102,500 from the Police Station Reserve for the Purpose of Funding 10% Design, Geotechnical Investigation and Site Survey for the New Police Station. Mayor/Council. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

Mayor Pro Tem Aderhold asked for a motion to introduce Ordinance 18-25 by reading of title only.

ERICKSON/VENUTI SO MOVED

In response to a question on the breakdown of costs, City Manager Koester said the Geotechnical cost is \$37,500 and the remainder is for design.

Councilmember Lord commented the geotech work is reasonable and responsible to do this as soon as possible. She added that before moving forward with design work she'd like to see a project manager hired for the building.

Councilmember Smith commented it would be premature to bring on a project manager before the voters approve the project. He agrees the geotechnical information will be of value regardless of what happens with the project. He doesn't agree with spending the money on the 10% design before the voters approve the project.

SMITH/LORD MOVED TO AMEND THE ORDINANCE TO REMOVE ANY FUNDING TOWARD THE 10% DESIGN AND LANGUAGE IN REFERENCE TO THAT THROUGHOUT THE ORDINANCE.

There was no discussion.

VOTE (amendment): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

There was no further discussion on the ordinance as amended.

VOTE (main motion): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

- C. **Ordinance 18-26**, An Ordinance of the City Council of Homer, Alaska Authorizing the City to Issue General Obligation Bonds in the Principal Amount of not to Exceed \$5,000,000 to Finance Public Safety Operating and Infrastructure, Including Construction of a Police Station; Amending HCC 9.16.100 to Provide for an Increase in the Rate of City Sales Tax From 4.5% to 5.5% from June 1 through August 31, with .8% of the Increase Providing Funds to Pay Debt Service on the General Obligation Bonds and Expiring on August 31 of the Year when the City has Received Sufficient Funds from the Increase to Pay all of that Debt Service; and Submitting the Question of the Issuance of Such Bonds and Such Sales Tax Rate Increase to the Qualified Voters of the City at the October 2, 2018 Regular Election. Mayor/Council. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

Memorandum 18-051 from City Manager as backup

LORD/VENUTI MOVED TO INTRODUCE ORDINANCE 18-26 BY READING OF TITLE ONLY.

STROOZAS/LORD MOVED TO AMEND ORDINANCE 18-26 WITH THE LANGUAGE IN AMENDMENT PACKET TITLED AMENDMENT #5.

Line 11 - Delete "4.5% TO 5.5% FROM JUNE 1 THROUGH AUGUST 31, WITH .8%" Insert "4.85%, WITH .05%"

Line 67 - Delete "c. An additional consumer's sales tax in the amount of one percent is hereby levied by the City of Homer on all sales, rents and services within the City from June 1 through August 31, except as the same may be otherwise exempted by law, for the purpose of funding public safety operations and infrastructure within the City, including construction of a police station and, without limitation, debt retirement of capital improvements related to the police station with .8 percent of the increase providing funds to pay debt service on the general obligation bonds and expiring on August 31 of the year when the City has received sufficient funds from the increase to pay all of that debt service ."

Insert “c. An additional consumer’s sales tax in the amount of three and one half tenths of one percent (0.35%) is hereby levied by the City of Homer on all sales, rents and services within the City, except as the same may be otherwise exempted by law, for the purpose of funding public safety operations and infrastructure within the City, including construction of a police station and, without limitation, debt retirement of capital improvements related to the police station with 0.3 percent of the increase providing funds to pay debt service on the general obligation bonds and expiring on December 31 of the year when the City has received sufficient funds from the increase to pay all of that debt service .

Line 84 - Delete “1.0% SEASONAL SALES TAX RATE INCREASE TO 5.5%” Insert “0.35% SALES TAX RATE INCREASE TO 4.85%”

Line 86 - Delete “Shall the City of Homer incur debt and issue general obligation bonds in an amount not to exceed Five Million Dollars (\$5,000,000) to finance the planning, design and construction of a police station and related capital improvements; and shall the rate of City sales tax be increased by one percent (1.0%) to five and one-half percent (5.5%) from June 1 through August 31, for the purpose of funding public safety operations and infrastructure within the City, including construction of a police station and, without limitation, debt retirement of capital improvements related to a police station with .8% of the increase to pay debt service on the general obligation bonds and expiring on August 31 of the year when the City has received sufficient funds from the increase to pay all of that debt service?”

Insert “Shall the City of Homer incur debt and issue general obligation bonds in an amount not to exceed Five Million Dollars (\$5,000,000) to finance the planning, design and construction of a police station and related capital improvements; and shall the rate of City sales tax be increased by three and a half tenths of one percent (.35%) to four and eight and a half tenths percent (4.85%), for the purpose of funding public safety operations and infrastructure within the City, including construction of a police station and, without limitation, debt retirement of capital improvements related to a police station with 0.3% of the increase to pay debt service on the general obligation bonds and expiring on December 31 of the year when the City has received sufficient funds from the increase to pay all of that debt service?”

Mayor Pro Tem noted that there were a number of possible amendments that were discussed during Committee of the Whole. They realized that a three month sales tax increase that crosses two quarters was a high tax rate and onerous on business owners. They discussed ways of amending it and this the amendment that was generally agreed on.

VOTE (amendment): NON OBJECTION: UNANIMOUS CONSENT

Councilmember Erickson commented it’s been hard looking at what is the best way to fund the police station that will have the least impact on all of us. From her perspective this option with a lower year-round increase is probably the best overall option for our community.

Councilmember Stroozas added for every \$100 spent the increase is an additional 35 cents, and the benefit is a new police station if this bond is approved by the voters. Based on today’s historical annual sales tax records we’ll generate about \$40,000 more each year that will give us the opportunity to possibly pay the bond off early and retire the majority of the tax earlier.

VOTE (main motion): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

- D. **Ordinance 18-27**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds in the Amount of \$5,000 from the Police Station Reserve Fund for a Public Information Campaign in Support of the Ballot Proposition to Issue General Obligation Bonds of \$5 Million Dollars to Finance the Construction of a Police Station and Provide for an Increase in the Rate of City Sales Tax from 4.5% to 4.8% with 0.25% of the Increase Providing Funds to Pay Debt Service on the General Obligation Bonds which will Expire on December 31 the Year when the City has Received Sufficient Funds from the Increase to Pay all of that Debt Service, Including Information that may Influence the Outcome of the Election on The Proposition. Smith. Recommended Dates: Introduction April 23, 2018, Public Hearing and Second Reading May 14, 2018.

Mayor Pro Tem Aderhold asked for the introduction of Ordinance 18-27 by reading of title only.

VENUTI/SMITH SO MOVED

Councilmember Smith commented that they've heard from residents that there's not much of an appetite to proceed without their approval for the project. This will allow them to do it without having to wait and bide their time until October.

City Manager Koester noted this ordinance only authorizes the public education campaign. It references a special election, but ordinance 18-26(A) would need to be amended to change the language from the regular election on October 2, 2018 to a special election.

There was brief discussion to attempt to clarify how to move forward and Mayor Pro Tem Aderhold called for a brief recess at 8:34 p.m. The meeting resumed at 8:41 p.m.

SMITH/LORD MOVED TO RECONSIDER ORDINANCE 18-26(A)

There was no discussion.

VOTE: NON OBJECTION UNANIMOUS CONSENT

Motion carried.

The motion to introduce Ordinance 18-26 as amended was on the floor for further consideration.

SMITH/ERICKSON MOVED TO AMEND LINE 19 DELETE "THE OCTOBER 2, 2018 REGULAR ELECTION" INSERT "A SPECIAL ELECTION TO BE HELD ON JUNE 26, 2018"; LINE 27 INSERT NEW

WHEREAS “WHEREAS, A SPECIAL ELECTION WILL ENSURE THAT THE PROJECT HAS THE FULL SUPPORT OF THE VOTERS BEFORE INVESTING ADDITIONAL DESIGN DOLLARS AND ALLOW THE PROJECT TO TAKE ADVANTAGE OF PRECIOUS ADDITIONAL MONTHS OF CONSTRUCTION SEASON, AND”; LINE 78 DELETE “THE OCTOBER 2, 2018 REGULAR CITY ELECTION” INSERT “A JUNE 26, 2018 SPECIAL CITY ELECTION”; LINE 115 DELETE “ OCTOBER 2, 2018 REGULAR” INSERT “JUNE 26, 2018 SPECIAL”; LINE 117 DELETE “OCTOBER 2, 2018 REGULAR CITY” INSERT “JUNE 26 SPECIAL CITY ELECTION”

Councilmember Smith commented he talks to a lot of people on his beat and people who weren't in favor before are now, and they've also been receptive to a special election in order to facilitate our ability to move forward. One drawback is that it shortens the time for the educational tool. He thinks if the council is united and committed to being part of the education tour, we're not going to have trouble getting the consensus of the voters.

Councilmember Lord noted her concern is the potential for low voter turnout and has concerns with the short amount of time to turn around a campaign to rally the people to come out. She requested information regarding the history of voter turnout.

There was discussion about budgeting for a special election and City Manager Koester explained the City budgets for two elections each year at approximately \$6000 each. If this passes she anticipates making midyear budget amendment to accommodate another election in the event of a run-off in October.

VOTE: YES: LORD, ADERHOLD, ERICKSON, STROOZAS, SMITH, VENUTI

Motion carried.

VOTE (main motion to introduce Ordinance 18-26(A)): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

The motion to introduce Ordinance 18-27 was back on the floor for further discussion.

SMITH/ERICKSON MOVED TO AMEND THE LANGUAGE IN ORDINANCE 18-27 TO REFLECT THE LANGUAGE OF ORDINANCE 18-26(A).

There was no discussion.

VOTE (amendment): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Councilmember Lord noted the compressed schedule for the special election and education campaign and asked about staff capacity.

City Manager Koester explained that to be compliant with APOC regulations they can't begin campaigning or any work related to it until this is approved by Council. If this schedule is adopted on May 14th, absentee voting would begin June 12th. That provides a pretty short window to do flyers and ads, and suggested you'd look at it more as reducing the scope of work than over working employees because there's only so much that can be done. Without time to put together a full plan, the reduced scope would probably allow time for a mailer, and a couple of ads in the paper, and as Councilmember Smith said, rely on outreach by the Council.

VOTE (motion to introduce 18-27 as amended): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

11. CITY MANAGER'S REPORT

A. City Manager's Report

City Manager Koester noted Assembly member Cooper's comments about the Borough's City Managers and Council having a joint worksession with the Assembly. It's an opportunity share with the Assembly how their actions impact municipalities and our ability to provide services. She will keep them updated on this meeting.

City Manager Koester asked for feedback on the Homer Foundation's request for direction regarding the \$6,000 from the Council increased contributions, if they should be used to grow the endowment or for distribute among non-profits. In the past additional funds have gone to the endowment. After some discussion, Councilmember Lord, Stroozas, and Venuti concurred that the Foundation should have the discretion to do with the funds as they see fit.

Lastly, City Manager Koester noted the request for feedback related to amending the Council Operating Manual, and that feedback can be provided via email.

B. Bid Report

C. Records Destruction Report

12. CITY ATTORNEY REPORT

13. COMMITTEE REPORT

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

14. PENDING BUSINESS

- A. **Resolution 18-036(A)**, A Resolution of the City Council of Homer, Alaska, Establishing the Homer Education and Recreation (HERC) Task Force to Determine the Financial Resources Required to Use the Building and Leasing Space is a Feasible Option. Aderhold.

Mayor Pro Tem Aderhold stated the motion is on the floor from the April 9th meeting to adopt Resolution 18-036(A).

Councilmember Erickson appreciates the balanced membership outlined in the resolution.

ADERHOLD/LORD MOVED TO AMEND LINE 106, THE FISCAL NOTE FROM \$10,000 TO \$3,000.

There was no discussion.

VOTE (amendment): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

VOTE (main motion): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

- B. **Resolution 18-037**, A Resolution of the City Council of Homer, Alaska, Amending the City of Homer Fee Schedule Under Library Fees to Increase Copy Fees. Smith.

Resolution 18-037(S), A Resolution of the City Council of Homer, Alaska, Amending the City of Homer Fee Schedule Under Library Fees to Increase Copy Fees. Smith.

Memorandum 18-052 from Library Director as backup

SMITH/ERICKSON MOVED TO ADOPT RESOLUTION 18-037.

SMITH/VENUTI MOVED TO SUBSTITUTE 18-037(S) FOR 18-037.

There was discussion addressing that this should have been sent to the Library Advisory Board for their recommendation and regarding the process for review of fees by Boards, Commissions, and staff.

VOTE (substitution): NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Councilmember Smith commented that it was never his intent to circumvent any process and explained that ultimately these are advisory boards and commissions. The councilmembers are elected officials, and it's within their right to act, and ultimately that's what they do. That's not with any disrespect to any work the board and commission members put into their service, and he hopes it is never taken as such, but when they come to us in their advisory capacity, it's advice, and he respects that, but there have been many times with and past councils that have not followed that advice. They act in their elected capacities. This is about copies, if it was something that had a greater effect on what was going on at the library and its ultimate impact to the community, he could see bouncing him off the wall a few times, regardless, he's trying to do the right thing and he appreciates the council and them putting up with him.

Mayor Pro Tem Aderhold believes it is appropriate for this to go to the Library Advisory Board for a recommendation.

Councilmember Smith noted that LAB member Massion had requested this be forwarded to the Library Director to review this. Councilmember Smith explained that the substitute takes the Library Director's recommendations in to account and are reflects her recommended fees. We're talking about copies and there's a level of ludicrousness we can get to and he thinks were getting there.

Councilmember Lord added you could also say there's an element of ludicrousness of bringing this forward without consulting with the LAB or the Library Director and saying its only copies. But it's not just copies, it's a coin operated self-serve Xerox machine in a closet at the library, the City has not opened a print shop. The premise behind this resolution is one that is taking copies to a higher level of importance and she feels that this is pushing back on the process.

ADERHOLD/VENUTI MOVED TO SEND THIS TO THE LIBRARY ADVISORY BOARD.

There was no further discussion.

VOTE (referral to board): YES: VENUTI, LORD, STROOZAS, ADERHOLD, SMITH
NO: ERICKSON

Motion carried.

NEW BUSINESS

- A. **Memorandum 18-045** from City Clerk Re: Protest of Liquor License Renewal for Young's Downtown Restaurant & Inn

Mayor Pro Tem Aderhold invited the licensee to the table to comment. The licensee was not in attendance.

STROOZAS/VENUTI MOVED TO PROTEST THE RENEWAL OF THE LIQUOR LICENSE UNTIL SUCH TIME THAT THE SALES TAX AND PROPERTY TAX ACCOUNTS ARE MADE CURRENT WITH THE KENAI PENINSULA BOROUGH.

Councilmember Smith questioned if this facilitates or hampers their ability to pay their debt, it's interesting to consider.

Councilmember Erickson agrees it's a valid point and asked if there's a way to find this out.

City Clerk Jacobsen explained there is a 60 day timeline to respond to AMCO and that expires May 4th. The Kenai Peninsula Borough Finance department submitted the attached memo for the Assembly recommending protest. It probably would hamper their business if they don't have a valid liquor license and it's up to Council how to proceed, but there's no time to provide additional information.

Councilmember Lord doesn't know how they, as a body, can get into that level of detail when it comes to basic requirements of the law when it comes to operating a business and remitting taxes.

Councilmember Smith thinks to outright pull this as an incentive to get current on the taxes owed is a recipe for failure.

Councilmember Venuti pointed out the licensees were invited to come tonight to address this.

Councilmember Stroozas commented there's no defense for not paying your taxes on time.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

RESOLUTIONS

- A. **Resolution 18-040**, A Resolution of the City Council of Homer, Alaska Authorizing the City Manager to Issue a Request for Proposals (RFP) for the Homer Education and Recreation Complex (HERC). Erickson.

ERICKSON/STROOZAS MOVED TO ADOPT RESOLUTION 18-040.

Councilmember Erickson noted the comments during Committee of the Whole to let the HERC Task Force get to their recommendations to see if there is a need for an RFP. She has heard from people in the community that we should sell it, so she may bring this back in the future for consideration.

VOTE: NO: SMITH, LORD, VENUTI, STROOZAS, ADERHOLD, ERICKSON

Motion failed.

B. **Resolution 18-041**, A Resolution of the Homer City Council Amending the Fee Schedule under Port and Harbor Department and Port of Homer Terminal Tariff No. 1 to add a Parking Fee for Vehicles and Trailers Utilizing the Small Boat Harbor Public Launch Ramp. Smith.

SMITH/ERICKSON MOVED TO ADOPT RESOLUTION 18-041

LORD/VENUTI MOVED TO SEND THIS TO THE PORT AND HARBOR COMMISSION FOR REVIEW

There was brief discussion.

VOTE (referral to Commission) : NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

COMMENTS OF THE AUDIENCE

COMMENTS OF THE CITY ATTORNEY

COMMENTS OF THE CITY CLERK

City Clerk Jacobsen had no comment.

COMMENTS OF THE CITY MANAGER

City Manager Koester had no comment.

COMMENTS OF THE MAYOR

Mayor Zak was absent.

COMMENTS OF THE CITY COUNCIL

Councilmember Venuti said thank you for the clean streets, a number of people have told her how much they appreciate the streets have been swept. It really helps people who have asthma or other lung issues. The college graduation will be May 9th at 7:00 at Homer High School and everyone's invited.

Councilmember Smith had no comments.

Councilmember Lord appreciated the presentation on Week of the Young Child and one thing that is important is early childhood education is an important economic driver and driver of reasonable health care costs. She added that the Brouhaha play that Shelly has finagled the Council into has been fun and Shelly's doing an excellent job with the music.

Councilmember Erickson invited everyone to come and enjoy the show, there are some wonderful guest artists involved and we're all having a lot of fun. There are a lot of fun things coming up as May is rapidly approaching. She encouraged everyone to enjoy all the sports and other fun things that are happening.

Councilmember Stroozas announced the show times for Brouhaha Friday at 7:30 and Saturday at 3:30 and 7:30 p.m. He thanked Shelly for roping us in.

Mayor Pro Tem Aderhold thanked everyone for enduring this evening.

ADJOURNMENT

There being no further business to come before the Council Mayor Pro Tem Aderhold adjourned the meeting at 9:40 p.m. The next Regular Meeting is Monday, May 14, 2018 at 6:00 p.m., Committee of the Whole at 5:00 p.m. in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

MELISSA JACOBSEN, CITY CLERK

Approved: _____