

ACTION AGENDA
Monday, October 13, 2014
Committee of the Whole
Regular Meeting

COMMITTEE OF THE WHOLE AGENDA

1. CALL TO ORDER, 5:00 P.M.

Mayor Pro Tempore Roberts called the meeting to order at 5:02 p.m.

Mayor Wythe arrived at 5:05 p.m.

2. AGENDA APPROVAL (Only those matters on the noticed agenda may be considered, pursuant to City Council’s Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

3. ALICE Training, Police Chief Robl

4. 2015 Budget

5. CONSENT AGENDA

6. REGULAR MEETING AGENDA

7. COMMENTS OF THE AUDIENCE

There were no comments of the audience.

8. ADJOURNMENT NO LATER THAN 5:40 P.M.

Mayor Wythe adjourned the meeting at 5:44 p.m.

REGULAR MEETING AGENDA

Session 14-26 a Regular Meeting of the Homer City Council was called to order on October 13, 2014 at 6:00 p.m. by Mayor Mary E. Wythe 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,

VAN DYKE, ZAK

STAFF:

CITY MANAGER WREDE
CITY CLERK JOHNSON
CITY ATTORNEY KLINKNER
CITY PLANNER ABBOUD
COMMUNITY & ECONOMIC DEVELOPMENT
COORDINATOR KOESTER
DEPUTY CITY CLERK JACOBSEN
DEPUTY HARBORMASTER CLARKE
FINANCE DIRECTOR LI
IT MANAGER POOLOS
LIBRARY DIRECTOR DIXON
POLICE CHIEF ROBL
PUBLIC WORKS DIRECTOR MEYER

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.)

The following changes were made: **CONSENT AGENDA - Resolution 14-106**, A Resolution of the City Council of Homer, Alaska Requesting That the Alaska Department of Transportation and Public Facilities Construct a Bridge and “Daylight” Woodard Creek as Part of the Pioneer Avenue Rehabilitation Project. City Manager. Written public comments. **CITY MANAGER’S REPORT** - 2015 Budget Message, Medical/Vision/Dental Plan, Proposed Health Insurance Premium Schedules, and Meritain Medical & Vision Plans. Written public comments on Public Safety Building Site Evaluation (HERC Site). **RESOLUTIONS - Resolution 14-109(S)**, A Resolution of the Homer City Council Certifying the Results of the City of Homer Regular Election Held October 7, 2014 to Decide Ballot Proposition #1 “Shall a Charter Commission be Elected to Prepare a Proposed Charter?” and to Elect the Mayor and Two Council Members. City Clerk/Canvass Board.

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

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were five who commented.

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 22 and Special meeting minutes of September 29, 2014. City Clerk. Recommend adoption.
- B. **Memorandum 14-149**, from Deputy City Clerk, Re: Liquor License Transfer for Alice's Champagne Palace.
- C. **Memorandum 14-154**, from City Clerk, Re: Travel Authorization for Mayor Wythe, Councilmember Zak, and Newly Elected Councilmember Catriona Reynolds to Attend the Alaska Municipal League 64th Annual Local Government Conference in Anchorage, Alaska, November 17 – 21, 2014.
- D. **Ordinance 14-48**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Grant from the State of Alaska in the Amount of \$36,691.21 for Homer Police Department Project Drive and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Police Chief. Recommended dates: Introduction October 13, 2014, Public Hearing and Second Reading October 27, 2014.

Memorandum 14-150 from Police Chief as backup.

- E. **Ordinance 14-49**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.03.040, Definitions; Homer City Code 21.12.030, 21.14.030, 21.16.030, 21.18.030, 21.24.030, 21.26.020, 21.26.030, 21.28.030, 21.30.030, and 21.32.030, Conditional Uses and Structures; and Homer City Code and Permitted Uses and Structures, to Define the Terms Helipad and Hospital, to Delete Heliport as a Conditional Use in the Rural Residential, Urban Residential, Central Business District, General Commercial 1, Marine Commercial and Open Space – Recreation Zoning Districts; to Delete Heliport as a Permitted Use in the General Commercial 2 District, to Add Helipad as a Conditional Use Accessory to a Hospital in the Residential Office Zoning District and as a Conditional Use in the General Commercial 2 and Marine Industrial Zoning Districts, and to Add Heliport as a Conditional Use in the General Commercial 2 District. Planning. Recommended dates: Introduction October 13, 2014, Public Hearing and Second Reading October 27, 2014.

Memorandum 14-155 from City Planner as backup.

Moved to Ordinances.

- F. **Ordinance 14-50**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2014 Operating Budget by Transferring \$67,500 From the Information System Budget to a Designated Project Expense Account Within the Information System Depreciation Reserve Fund. City Manager. Recommended dates: Introduction October 13, 2014, Public Hearing and Second Reading October 27, 2014.

Memorandum 13-130 from IT Manager as backup.

- G. **Resolution 14-102**, A Resolution of the Homer City Council Encouraging the Alaska Department of Transportation and Public Facilities to Fix the Bumps on the East End Bike Path. Roberts. Recommend adoption.
- H. **Resolution 14-103**, A Resolution of the Homer City Council in Support of the Alaska Maritime Workforce Development Plan. Mayor. Recommend adoption.
- I. **Resolution 14-104**, A Resolution of the City Council of Homer, Alaska, Approving a New Five Year Lease on One Fourth of Lot 12 (Chip Pad) for Alaska Scrap and Recycling, and Authorizing the City Manager to Begin Lease Negotiations. City Manager. Recommend adoption.

Memorandum 14-151 from Lease Committee as backup.

Memorandum 14- 152 from Port and Harbor Advisory Commission as backup.

- J. **Resolution 14-105**, A Resolution of the City Council of Homer, Alaska, Expressing Its Support for Kachemak Nordic Ski Club Application to the Recreational Trail Grant Program of the State of Alaska Division of Parks and Outdoor Recreation to Complete the Maintenance Building at the Lookout Mountain Ski Area in the Amount of \$50,000. Mayor/City Council. Recommend adoption.
- K. **Resolution 14-106**, A Resolution of the City Council of Homer, Alaska Requesting That the Alaska Department of Transportation and Public Facilities Construct a Bridge and “Daylight” Woodard Creek as Part of the Pioneer Avenue Rehabilitation Project. City Manager. Recommend adoption.

- L. **Resolution 14-107**, A Resolution of the Homer City Council Extending the Vessel Haul-Out Task Force and Amending the Make-Up of the Task Force to Allow Barbara Howard to Continue Serving as the Chair. Mayor/Council. Recommend adoption.
- M. **Resolution 14-108**, A Resolution of the Homer City Council Awarding the Contract for the Refurbishment of Homer Fire Department Apparatus Engine 4 to the Firm of U.S. Fire Equipment LLC of Sumner, Washington, in the Amount of \$148,998.18 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk. Recommend adoption.

Memorandum 14-153 from Fire Chief as backup.

Ordinance 14-49 was moved to Ordinances A. (Burgess)

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

6. VISITORS

- A. Municipal Election Report, Deputy City Clerk Jacobsen, 5 minutes.

Deputy City Clerk Jacobsen provided an overview of the Municipal Election.

- B. Tom Stroozas, Homer Chamber of Commerce, Annual Report, 10 minutes.

Tom Stroozas provided a PowerPoint report on the Chamber's marketing for the city.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. **Mayor's Proclamation** – Extra Mile Day – November 1, 2014

- B. Borough Report

- C. Commissions/Board Reports:

- 1. Library Advisory Board
- 2. Homer Advisory Planning Commission
 - a. Minutes of September 17, 2014
- 3. Economic Development Advisory Commission

4. Parks and Recreation Advisory Commission

Parks and Recreation Advisory Commission Chair Matt Steffy reported the loon sculpture has been accepted and is now in place. Old Town community members have united to display their pride of the area. At the Commission's October 16th meeting there is a 4:45 p.m. Worksession to work on beach access. They will explore means for access with surrounding property owners without negatively impacting recreational opportunities. The PARC Needs Assessment is now on the City's website. The group's first meeting with Agnew::Beck is scheduled for November 13th at Islands and Ocean Visitor Center. Due to inclement weather the Karen Hornaday Park clean-up was rescheduled. The Woodard Creek Coalition has received notification from the Recreational Trails Program of approval for grant assistance and administrative direction. The Coalition will meet with parks and recreation at the Pratt Museum next week. In 2015 the Alaska Recreation and Parks Association will hold their 40th anniversary convention in Homer.

Asked about the PARC Needs Assessment, Commissioner Steffy explained the intent behind the survey and the type of information they were seeking.

5. Port and Harbor Advisory Commission

D. Letter of Thanks from the Homer Hockey Association

E. Hospice of Homer Open House Invitation

Mayor Wythe called for a recess at 7:04 and reconvened the meeting at 7:10 p.m.

8. PUBLIC HEARING(S)

A. Budget 2015

There was no public testimony.

B. **Ordinance 14-19**, An Ordinance of the City Council of the City of Homer, Alaska, Amending the Homer City Zoning Map to Rezone Portions of the Rural Residential (RR), Urban Residential (UR) and Residential Office (RO) Zoning Districts to East End Mixed Use (E-MU). Van Dyke. Introduction May 12, 2014, Referred to the Planning Department, Public Hearing October 13, 2014.

Memorandum 14-139 from City Planner as backup.

There was no public testimony.

FAILED.

- C. **Ordinance 14-46**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 8.12.200(d) “Chauffeur’s License – Required”, to Remove the Enumerated Chauffer Application Fee and Instead Identify Chauffer License Fees in the City of Homer Fee Schedule Determined by City Council Resolution. City Manager/City Clerk. Introduction September 22, Public Hearing and Second Reading October 13, 2014.

Memorandum 14-145 from City Clerk as backup.

There was no public testimony.

ADOPTED without discussion.

- D. **Ordinance 14-47(A)**, An Ordinance of the Homer City Council Amending the FY 2014 Operating Budget by Appropriating \$105,000 from the Port and Harbor Depreciation Reserve for Barge Mooring Facility Phase 2 – Uplands Improvements. City Manager/Port and Harbor Director. Introduction September 22, Public Hearing and Second Reading October 13, 2014.

Memorandum 14-146 from Vessel Haul-Out Task Force as backup.

There was no public testimony.

ADOPTED without discussion.

9. **ORDINANCE(S)**

- A. **Ordinance 14-49**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.03.040, Definitions; Homer City Code 21.12.030, 21.14.030, 21.16.030, 21.18.030, 21.24.030, 21.26.020, 21.26.030, 21.28.030, 21.30.030, and 21.32.030, Conditional Uses and Structures; and Homer City Code and Permitted Uses and Structures, to Define the Terms Helipad and Hospital, to Delete Heliport as a

Conditional Use in the Rural Residential, Urban Residential, Central Business District, General Commercial 1, Marine Commercial and Open Space – Recreation Zoning Districts; to Delete Heliport as a Permitted Use in the General Commercial 2 District, to Add Helipad as a Conditional Use Accessory to a Hospital in the Residential Office Zoning District and as a Conditional Use in the General Commercial 2 and Marine Industrial Zoning Districts, and to Add Heliport as a Conditional Use in the General Commercial 2 District. Planning. Recommended dates: Introduction October 13, 2014, Public Hearing and Second Reading October 27, 2014.

Memorandum 14-155 from City Planner as backup.

ADOPTED with discussion.

10. CITY MANAGER’S REPORT

A. City Manager’s Report

1. Memorandum 14-156 from Public Works Director, Re: 2015 Budget Adjustments.
2. Memorandum 14-158 from Community & Economic Development Coordinator, Re: Strategic Implementation Planning.
3. Memorandum 14-159 from City Manager, Re: Special Report on Employee Health Insurance.

Councilmember Howard commented on the language in Resolution 13-096 pertaining to the Council’s request to the Kenai Peninsula Borough Assembly that the deed restriction and agreement be amended on the Old Middle School Property (HERC site). She is hearing words within Resolution 13-096 are not acceptable, mainly the “sell” word. The Council’s intention is to release the deed restriction so we may do what is necessary for the betterment of the use of that property, whether it be for recreation or a public safety center. Councilmember Howard asked if a resolution with different language to reflect the real intent or a letter from the City Manager to explain the Council’s intent was the best solution.

City Manager Wrede noted an ordinance was on the Assembly’s agenda tomorrow night for introduction. He is prepared to tell them the Council’s concerns and will provide a letter clarifying the Council’s intent. The letter will be delivered to the Borough Clerk and provided as a laydown at the meeting.

Councilmember Burgess asked City Manager Wrede to draft a resolution to issue a RFP for a healthcare advisor. Since the City may go with a private sector he feels a strong need to issue a RFP and explore the options available. He hopes this can be completed before January 1st.

City Manager Wrede reported he asked Jeff Paxton to provide a proposal of how his services would change if the City does go with the private sector. The decision to go with the private sector should be made sooner than later since there is a lot of paperwork to do. It would allow more time for the HR Department and open enrollment for the employees.

Councilmember Roberts expressed approval of Public Works Director Meyer's report on capital projects.

11. CITY ATTORNEY REPORT

A. City Attorney's Report – September 2014

City Attorney Klinkner commented on the prospect of hiring a hearing officer for appeals to the Board of Adjustment. Communities handle appeals in different ways. The City Council can act as the Board of Adjustment, the Council can designate a hearing officer to hear and decide appeals, or appellants can go directly to Superior Court to contest a Planning Commission decision. Attorney Klinkner advised the Council many cases can be resolved within the community. He advised the Council to consider a hearing officer or continue as they have. A hearing officer is not always an attorney; they could have a planning or real estate background.

The Council asked for more literature outlining the pros and cons.

12. COMMITTEE REPORT

A. Public Arts Committee

Adele Person, Public Arts Committee Member, reported the fanciful loon sculpture has been installed. She invited everyone to a reception tomorrow at 11:00 a.m. at Bishop's Beach at the pavilion to meet with artist Rachelle Dowdy.

B. Permanent Fund Committee

Councilmember Howard announced a vacancy on the committee as of tomorrow.

C. Employee Committee Report

D. Port and Harbor Building Task Force

Councilmember Howard announced a vacancy on the task force as of tomorrow.

E. Public Safety Building Review Committee

Mayor Wythe reported a recommendation memorandum about site selection will come to the Council at the next meeting.

F. Vessel Haul-Out Task Force

13. PENDING BUSINESS

A. **Resolution 14-093**, A Resolution of the Homer City Council Adopting the 2015-2020 Capital Improvement Plan and Establishing Capital Project Legislative Priorities for Fiscal Year 2016. Mayor/City Council. (Postponed from September 8, 2014.)

Memorandums 14-134, 14-144, and 14-157 from Community and Economic Development Coordinator as backup.

ADOPTED without discussion.

14. NEW BUSINESS

15. RESOLUTIONS

A. **Resolution 14-109**, A Resolution of the Homer City Council Certifying the Results of the City of Homer Regular Election Held October 7, 2014 to Decide Ballot Proposition #1 “Shall a Charter Commission be Elected to Prepare a Proposed Charter?” and to Elect the Mayor and Two Council Members. City Clerk/Canvass Board.

Resolution 14-109(S), A Resolution of the Homer City Council Certifying the Results of the City of Homer Regular Election Held October 7, 2014 to Decide Ballot Proposition #1 “Shall a Charter Commission be Elected to Prepare a Proposed Charter?” and to Elect the Mayor and Two Council Members. City Clerk/Canvass Board.

SUBSTITUTE RESOLUTION 14-109(S) ADOPTED without discussion.

16. COMMENTS OF THE AUDIENCE

There was one who commented.

17. COMMENTS OF THE CITY ATTORNEY

City Attorney Klinkner had no comment.

18. COMMENTS OF THE CITY CLERK

City Clerk Johnson commented she enjoyed working with Barbara for the last six years and wished her the best.

19. COMMENTS OF THE CITY MANAGER

City Manager Wrede said goodbye and thanked Barbara. He has appreciated her wisdom, humor, guidance, and good old common sense. She has kept us grounded and on the right path. What Kelly said about being a Stateswoman describes her. He thanked Councilmember Howard for her dedication to public service and support for the city employees.

20. COMMENTS OF THE MAYOR

Mayor Wythe thanked Barb for all her time. She is stepping away from the table but is not done. We will be calling on her regularly as she is a great person to manage projects. She and Councilmember Howard spent a lot of time together and she will be calling Barb on a regular basis. Barb has more authority than the Mayor since the Mayor said there will be a party and Barb requested there not be a party. Jo was afraid to have a party since she didn't want to deal with Barb. Her response is she will still be at the table and Barb is stepping down. We will miss her.

21. COMMENTS OF THE CITY COUNCIL

Councilmember Lewis will miss Councilmember Howard. He wished her smooth sailing on the cruises and thanked her for being a great mentor.

Councilmember Burgess indicated Councilmember Howard left him a one-minute hour glass timer. He will sincerely miss Barb's clear sightedness and her low tolerance for B.S. She is a straight shooter, does an immense amount of work behind the scenes, and has been a joy to work with. He welcomed Catriona and expressed appreciation to her for showing up at all council meetings.

Councilmember Van Dyke commented Councilmember Howard is an extremely intelligent person with great ideas and she will be missed. He is disappointed in voter turnout at 24% to 28%. To have a good council to run the city and do the things the people want there has to be a better turnout. He urged people to register and get out and vote. If you did vote, thanks.

Councilmember Zak echoed the importance of getting out to vote. He thanked the candidates that didn't win for having ran. He welcomed Catriona and David back. He told Councilmember Howard we won't let you get done; you are a great asset to our community and thank you for serving for the last few years.

Councilmember Roberts will miss Barb. She has been on the Permanent Fund Committee and Port and Harbor Improvement Committee and is a driving force on all projects in the harbor. She serves on the Vessel Haul-Out Committee, instigated the volunteer appreciation dinner, and the Citizens Academy. She has been a wonderful member. Councilmember Roberts sees her as a mother figure; she provided dinner for the Council and the staff. It was lovely food. She thanked Barb for everything. Tonight we approved the Alaska Municipal League visit to send three people to AML. The City of Homer is paying for them to attend. She would like to hear a small report of what you learned while you were there. Bill Smith was the Borough Assemblyman for six years and his last night is tonight. She thanked him for the wonderful job as a Borough Assemblyman. Tonight Mr. Steffy talked about the Port and Harbor Advisory Commission. She appreciated him answering questions and taking heat and concerns about the PARC survey. She congratulated Catriona and Beth and the people that ran for office.

Councilmember Howard addressed Mayor Wythe, the Council, staff, and the Citizens. She is humbled by the accolades; the words reflect the progress made over the six or more years. It illustrates the projects, the policies, and the procedures this Council has worked for because we believe in quality public policy and sound financial standing. She is only one member of this group and feels honored to have worked with each of them. The words are a reflection of the forward motion of a group when there is trust and like values and beliefs. She urged the Council to keep up the good leadership role, always striving to do what is best for the citizens of Homer. Family and friends' support is so important when we choose to become community leaders. She has six children (part of why she doesn't tolerate too much) to thank and her beloved husband Bob who serves in the community as well. She thanked everyone.

22. ADJOURNMENT

There being no further business to come before the Council, Mayor Wythe adjourned the meeting at 7:49 p.m. The next Regular Meeting is Monday, October 27, 2014 at 6:00 p.m. and Committee of the Whole 5:00 p.m. A Special Meeting is scheduled for Monday, October 20, 2014 at 6:00 p.m. Worksessions are scheduled for Thursday, October 23 at 6:00 p.m. and Saturday, October 25, 2014 9:00 a.m. – 4:30 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.