

ACTION AGENDA
Monday, December 8, 2014
Committee of the Whole
Regular Meeting

COMMITTEE OF THE WHOLE AGENDA

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

Mayor Wythe called the meeting to order at 5:00 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. CONSENT AGENDA

4. REGULAR MEETING AGENDA

5. COMMENTS OF THE AUDIENCE

There were three who commented.

6. ADJOURNMENT NO LATER THAN 5:50 P.M.

Next Regular Meeting is Monday, January 12, 2015 at 6:00 p.m., Committee of the Whole 5:00 p.m., and a 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.

Mayor Wythe adjourned the meeting at 5:36 p.m.

REGULAR MEETING AGENDA

Session 14-30 a Regular Meeting of the Homer City Council was called to order on December 8, 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, LEWIS, REYNOLDS, ROBERTS,
VAN DYKE, ZAK

STAFF: CITY MANAGER WREDE

DEPUTY CITY CLERK JACOBSEN
CITY ATTORNEY WELLS
PUBLIC WORKS DIRECTOR MEYER
PORT & HARBOR DIRECTOR HAWKINS
FINANCE DIRECTOR LI
LIBRARY DIRECTOR DIXON
CITY PLANNER ABOUD
COMMUNITY & ECONOMIC DEVELOPMENT
COORDINATOR KOESTER

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 14-126, A Resolution of the City Council of Homer, Alaska, Approving the Kenai Peninsula Borough School District Agreement for Joint Use of Equipment and Facilities for the Period July 1, 2014 through June 30, 2016 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager. **City Attorney Report** – City Attorney written report for November 2014. **Comments of the Mayor** – Certificate of Appreciation and Recognition of Walt Wrede.

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

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were no public comments.

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 November 24, 2014. City Clerk. Recommend adoption.

B. Memorandum 14-176 from Mayor, Re: Appointment of Susan Braund to the Library Advisory Board.

C. **Ordinance 14-56**, An Ordinance of the Homer City Council Amending Homer City Code 21.70.010, Zoning Permit Required, and 21.90.030, Invalid Land Use Permits, Regarding the Requirement for a Zoning Permit and the Relationship of Zoning Violations to Permit Issuance. Planning. Recommended dates: Introduction December 8, 2014, Public Hearing and Second Reading January 12, 2015.

Memorandum 14-177 from City Planner as backup.

D. **Resolution 14-120**, A Resolution of The City Council of Homer, Alaska, Establishing the 2015 Regular Meeting Schedule for the City Council, Economic Development Advisory Commission, Library Advisory Board, Parks and Recreation Advisory Commission, Advisory Planning Commission, Port and Harbor Advisory Commission, Permanent Fund Committee, and Public Arts Committee. City Clerk.

Memorandum 14-179 from Parks and Recreation Advisory Commission as backup.

Memorandum 14-180 from Library Advisory Board as backup.

Memorandum 14-181 from Port and Harbor Advisory Commission as backup.

Memorandum 14-182 from Public Arts Committee as backup.

Memorandum 14-183 from Deputy City Clerk as backup.

E. **Resolution 14-121**, A Resolution of the Homer City Council Awarding the Officer Uniform and Homer Jail Laundry Contract to the Firm of Homer Cleaning Center of Anchor Point, Alaska, at a Rate of \$1.95 Per Pound for Jail Linens, \$9.00 Each for Officer Uniform Shirts and Pants, Officer Jackets \$16.00 Each, and a \$20 Special Delivery Fee Per Trip. City Clerk. Recommend adoption.

Memorandum 14-184 from Police Chief as backup.

F. **Resolution 14-122**, A Resolution of the City Council of Homer, Alaska, Adopting an Alternative Allocation Method for the FY 15 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.

G. **Resolution 14-123**, A Resolution of the City Council of Homer, Alaska, in Support of Full Funding for the State of Alaska Harbor Facility Grant Program in the FY 2016 State Capital Budget. City Manager/Port and Harbor Director. Recommend adoption.

- H. **Resolution 14-124**, A Resolution of the City Council of Homer, Alaska, In Support of the Addition of Port and Harbor Employees to the List of Employees Covered by AS 12.55.135. City Manager/Port and Harbor Director. Recommend adoption.
- I. **Resolution 14-125**, A Resolution of the Homer City Council Confirming the City Manager's Appointment of Jo Johnson as Acting City Manager for Calendar Year 2015. City Manager.

Consent agenda item B was moved to New Business and item D was moved to Resolutions.

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

6. VISITORS

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. **Mayor's Recognition** – Finance Department for Certificate of Achievement for Excellence in Financial Reporting

Finance Director Li received the Certificate of Achievement and commended the Finance Department staff for their good work.

- B. Borough Report

- C. Commissions/Board Reports:

- 1. Library Advisory Board

Katherine Utley, Library Advisory Board Member, thanked the Council for the support they have given the library and recognized their newest member, Amy Alderfer. Ms. Utley read some positive comments about the Homer Library that she found on Trip Advisor. The comments related to the efficiency of the staff, appreciation of the space available and the beauty of the building, the library collection, the children's library collection and activities, and the availability of free Wi-Fi. Out of 22 reviews, 15 were excellent and only two were average. She also read a letter to the Library Director from Senator Lisa Murkowski acknowledging that the Homer Public Library has been recognized by the Library Journal as one of America's star libraries for 2014. The library received four out of five stars. Ms. Utley reviewed some of the library statics, noting that this year's circulation, attendance, and children's programs will exceed 2013.

- 2. Homer Advisory Planning Commission

- a. Minutes of November 5, 2014
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission

Roger MacCampbell, Parks and Recreation Commissioner, advised the Council that the the Commission has scheduled a worksession and have already started to receive feedback about Bishop's Beach. He said they hope to have that work done in the spring. Mr. MacCampbell thanked Walt, on behalf of the Commission, for his 12 years of service.

5. Port and Harbor Advisory Commission

Mike Stockburger, Port and Harbor Advisory Commissioner, reported on the harbors presence at Pacific Marine Expo in Seattle, the Commission is working on moorage rates, and harbor improvements. He also noted that vessel haul outs have started and are going well.

8. PUBLIC HEARING(S)

- A. **Ordinance 14-51**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds for the Calendar Year 2015 for the General Fund, the Water-Sewer Fund, the Port/Harbor Fund, Debt Funds, and Capital Reserve Funds (Conditional Expenditures). City Manager. Introduction October 27, 2014, Public Hearings November 24 and December 8, 2014, and Second Reading December 8, 2014.

Memorandum 14-178 from Public Arts Committee as backup.

There were seven who commented.

AMENDED:

- \$14,000 from Professional and Special Services account 0100-5210 for Homer Hockey Association capital funds;
- \$4,000 from Professional and Special Services account 0100-5210 to Public Art Fund account 156-0367 for the purpose of inventorying the city's public art assets, provided the inventory is complete by FY 2015;
- \$13,000 from Professional and Special Services Account 0100-5210 to 0100-5101 to increase Councilmember compensation to a per council-meeting-day basis;
- \$1,000 to Public Art Fund account 156-0367 for Parks and Recreation signage needs.

ADOPTED as amended with discussion.

Resolution 14-114, A of the City Council Amending the City of Homer Fee Schedule Under Administrative Fees, Animal Control Fees, City Clerk Fees, Library Fees, and Port and Harbor Department Annual Moorage Fees. City Clerk. Follows Budget Ordinance 14-51 schedule.

There was no public testimony.

ADOPTED without discussion.

Resolution 14-115, A Resolution of the City Council of Homer, Alaska, Amending the Port of Homer Terminal Tariff No. 600. City Clerk. Follows Budget Ordinance 14-51 schedule.

There was no public testimony.

ADOPTED without discussion.

- B. **Ordinance 14-54(S)**, An Ordinance of the Homer City Council Amending the FY 2014 Operating Budget by Authorizing the Expenditure of \$255,000 From the Port and Harbor Reserves to Extend Potable Water to Floats K Through Q and to Make Electrical/Structural Upgrades to Floats HH and JJ. City Manager/Port and Harbor Director. Introduction November 24, 2014, Public Hearing and Second Reading December 8, 2014.

Memorandum 14-173(S) from Port and Harbor Director as backup.

There was no public testimony.

ADOPTED without discussion.

- C. **Ordinance 14-55(S)**, An Ordinance of the Homer City Council Re-appropriating Funds Authorized by Ordinances 12-33(A)(S) and 12-39(S) for the Design and Engineering Phases of the Homer Harbor Improvement Projects to Construction and Replacement of HH and JJ Floats on System 4. City Manager/Port and Harbor Director. Introduction November 24, 2014, Public Hearing and Second Reading December 8, 2014.

Memorandum 14-174 from Port and Harbor Director as backup.

There was no public testimony.

ADOPTED without discussion.

9. ORDINANCE(S)

10. CITY MANAGER'S REPORT

A. City Manager's Report

B. Bid Report

C. Games Report

1. Alaska State Elks Charitable Trust

Councilmember Burgess suggested that there not be a ribbon cutting for the Skyline Drive Fire Station until it is operational. Other Councilmembers agreed. He also encouraged people to read and understand the marijuana legislation. A lot of the regulatory burden falls to municipalities and it will be important to do outreach with the community. He said he would like to hear from the members of the public on how they feel about moving forward in a regulatory way within city.

Councilmember Zak appreciated the information regarding the Islands and Ocean Visitor Center roof. He supports having it included as CIP project.

11. CITY ATTORNEY REPORT

City Attorney Wells had nothing to add to the written report. She commented that a problem with the marijuana initiative initiative is that it fails to understand the interaction between Borough government and City government, and the different classifications of cities. In addition to work sessions on various issues there is also the need to work together with the Borough.

12. COMMITTEE REPORT

A. Public Arts Committee

B. Permanent Fund Committee

C. Employee Committee Report

D. Port and Harbor Building Task Force

- E. Public Safety Building Review Committee

Mayor Wythe commented that the next meeting is Wednesday at 5:30 p.m.

- F. Vessel Haul-Out Task Force

- G. City Manager Selection Committee

Councilmember Roberts advised that the next committee meeting will be Wednesday at 4:00 p.m. She explained there is a public portion and for personnel reasons, an executive session when they consider applicants. They are in the preliminary phase of reviewing applications. They have met approximately three times and reviewed a considerable number of applications and narrowed it down, but are not ready to release any names to the public. They are currently in the process of hiring an Interim City Manager, the contract is not in place yet, but expects there will be an announcement very soon. The goal is to have the Interim Manager on board before Walt leaves.

13. PENDING BUSINESS

14. NEW BUSINESS

- A. Memorandum 14-176 from Mayor, Re: Appointment of Susan Braund to the Library Advisory Board.

APPROVED with discussion.

15. RESOLUTIONS

- A. **Resolution 14-120**, A Resolution of The City Council of Homer, Alaska, Establishing the 2015 Regular Meeting Schedule for the City Council, Economic Development Advisory Commission, Library Advisory Board, Parks and Recreation Advisory Commission, Advisory Planning Commission, Port and Harbor Advisory Commission, Permanent Fund Committee, and Public Arts Committee. City Clerk.

Memorandum 14-179 from Parks and Recreation Advisory Commission as backup.

Memorandum 14-180 from Library Advisory Board as backup.

Memorandum 14-181 from Port and Harbor Advisory Commission as backup.

Memorandum 14-182 from Public Arts Committee as backup.

Memorandum 14-183 from Deputy City Clerk as backup.

AMENDED:

April City Council meeting dates changed to Monday, April 13 and 27, 2015

ADOPTED with discussion.

16. COMMENTS OF THE AUDIENCE

There were nine who commented.

17. COMMENTS OF THE CITY ATTORNEY

City Attorney Wells Holly echoes the comments regarding Walt. As an attorney that works primarily with municipalities and a lot of City Managers she said it has been a pleasure and honor to work with Walt. He has one of the most collaborative approaches to management that she has witnessed. He is always respectful, tempered, incredibly knowledgeable or willing to be responsive enough to get to a level of knowledge. It's very unique and Homer has been very lucky to have him in the position for that period of time.

18. COMMENTS OF THE CITY CLERK

Deputy City Clerk Jacobsen read a statement from City Clerk Johnson who was called away unexpectedly and couldn't attend tonight's meeting:

Congratulations on finishing your 12-year marathon. You've crossed miles of smooth roads, skipped through some speed bumps, surmounted hills, and scaled and conquered mountains. You've remained calm, steady, focused, and always stayed on course. It's been a good run! I commend you for your incredible work ethic; early to work, late to leave. You did whatever it took to get the job done. You and your Subaru have been a permanent fixture at City Hall and will be sorely missed. You've represented the city well with your high morals, good judgment, and great leadership skills. You have a genuine concern for the well-being of the employees and the citizens of our community. You've done an excellent job as our leader. Your sound advice has helped me put things in perspective and focus on the big picture. Instead of dwelling on problems, you've helped me work toward solutions. You've reminded me to take the high road where the view is better and the travel is faster. You have supported, encouraged, and inspired me. For all these things, I thank you. You've won this marathon and can be proud of all your accomplishments. You've made a difference and you will be remembered. As you choose your new adventure, I wish you miles of smooth roads, sunny skies, marvelous views, and lots of leisurely pit stops. You certainly deserve it!

19. COMMENTS OF THE CITY MANAGER

City Manager Wrede thanked all the people for all the well wishes he is receiving. People have sent cards and emails; he has been stopped on the street, the store, and so on. It's been humbling and gratifying to talk to people around town. He thanked the community, it's been a wonderful place for him and Mary to live, and they will be back. They have felt at home from day one, and embraced by the community. City Manager Wrede said any success he's had has been achieved because of the wonderful people around him, starting with the City Councilmembers and Mayors. He thinks they have accomplished a lot over 12 years, there have been a lot of positive things and some ups and downs, but overall a good working relationship. There was always been respect and courtesy and they did their best for the town. Colleagues he talks to have councils that fight with each other, have divisions, and don't give the support and tools to do the job. City Manager Wrede thanked the staff. He has been really fortunate to have terrific department heads around him and good support staff like the lobbyist, and the City Attorneys at Birch, Horton, Bittner and Cherot and also Gordon Tans. He acknowledged Public Works Director Meyer, Police Chief Robl, and Fire Chief Painter who have been on staff for his tenure. They and all the other department heads have been terrific. The city has a wonderful set of employees and he hopes they realize and value that. He and Mary wish Homer nothing but the best in the future. The future is rosy for Homer, whatever this community wants, can happen. The sky's the limit.

20. COMMENTS OF THE MAYOR

Mayor Wythe recognized Elaine Grabowski for the 2014 Special Commendation Award. Elaine was nominated for the award by Samantha Cunningham, the Kenai Peninsula EMS Coordinator, who is also one of our volunteers. The nomination was submitted to the Governor's Alaska Council on Emergency Medical Services (ACEMS). She was selected by that body to receive the 2014 Special Commendation Award, that includes the noted recognition "In honor of your dedication and passion you bring to Homer VFD, your community at the Alaska EMS System for over 32 years as a community educator, leader, mentor, and voice for the volunteers."

A. Recognition of Walt Wrede, City Manager

Mayor Wythe presented City Manager Wrede with a plaque. She and the Council read the citations included in his recognition as follows:

The City of Homer and its residents thank you for caring, sharing, and the selfless giving of your time and energy. As City Manager from March 2003 to December 2014 you have accomplished these projects:

Ocean Drive Loop Erosion Control Project; Expansion of water and sewer to areas unserved, including East End Road, Hillside Acres, and Kachemak Drive; Road improvements for East End Road,

Spruceview and Noview Roads, and Crittenden and Waddell Way; New Buildings for the Animal Shelter and the Library; City Hall renovation; and New Harbormaster building.

Collaboration in building the Kevin Bell Arena; Conference Center Feasibility Study; Water Treatment Facility and Waste Water Treatment Plant improvements; Implementation of Climate Action Plan; Energy audit on city buildings, implementing measures to reduce energy use by 8%; Public restrooms in town and along the spit trail; and city-wide natural gas distribution line.

Deepwater Dock improvements, East Harbor Expansion, Tidal power feasibility; Revenue bonding plan for Ramp 3 Gangway and Approach, Harbor Float Replacement, System 5 Upgrades, and Load and Launch Ramp; Uplands lease management; Vessel Underway policy, Homer spit parking policy, and harbor dredge materials management.

Acquisition of 160 acres in the Diamond Creek Corridor; Non-Motorized Transportation and Trails Plan; 2006 Arctic Winter Games; Community Recreation as a division of Public Works; Improvements at Karen Hornaday Park ball fields, playground and campground, and Jack Gist Park ball fields and disc golf course; Expanded trail system to include Reber Trail, Beluga Trail, Homer Spit Trail, and West Elementary Trail; and collaboration with Kachemak Nordic Ski Club for ski trail maintenance.

Kenai Peninsula Housing Initiative and Habitat for Humanity property acquisitions; Continued Coast Guard presence in Homer; Homer Coordinated Transportation Plan; Spruce Bark Beetle Mitigation Program in the Homer Reservoir Watershed and Baycrest ski areas; Acquisition of land in the Bridge Creek Watershed to protect the reservoir watershed; and New City of Homer Website.

Your leadership and management has succeeded in reducing the City's budget, the property tax mil rate, and increased the City's financial integrity. For this and so much more may you long be remembered by the community as a true leader.

The audience responded with a standing ovation for City Manager Wrede.

21. COMMENTS OF THE CITY COUNCIL

Councilmember Lewis commented he has been on the council for six years and is really disappointed that Walt isn't sticking around until at least the end of his term, because working with him has been a great opportunity. He made coming on to the council very easy and for that he said thank you.

Councilmember Burgess recognized Charles Davis. He appreciated his perspective and input at council meetings. He is a rare breed of man who had strong political opinions and wasn't afraid to be eccentric, which is something he really likes at a council meeting. He will miss Charles. He recognized Jo for her Municipal Clerk of the Year Award, is sorry she couldn't be here tonight, and wished her the best as she visits with her mother; and thanked Melissa for filling at the last minute. This isn't the easiest meeting to do that at. He noted comments made about oil tax revenues coming down with oil prices decreasing; it might be a good idea

to revisit the legislative approach we have taken to oil taxation. It may have more to do with the way we tax oil as a state. One thing he appreciates as a Councilmember is there are two different views of the polar extremes of the population of politicians. One is a lily white, rosy view of the politician as the noble crusader, who says what he thinks and is crystal clear, and is uncompromising. At a certain point we all kind of think that's who we want representing us as a Manager. The problem is that person doesn't really get anything done and you end up with a political environment similar to a federal level; lots of people being very righteous and uncompromising. The other is the house of cards politician who is so unscrupulous in reaching their goals but willing to completely bend over backwards to say something other than what they are really thinking to reach the designated end. Both ends of spectrum are harmful to our society. Walt represents the quintessential effective politician and he admires Walt for his political subversiveness in that he is able to tell you a lot of what you want to hear while always reaching for the consensus and maybe actually doing something slightly different for the betterment of the community. He made it easy to function as a council in the sense they could set policy and priority but he got the important day to day b.s. done and followed through on the important stuff as well, a consensus builder through and through.

Councilmember Reynolds said as the newest Councilmember she agrees that working with Walt has helped ease the process of taking the seat. She hopes they find another City Manager who will be as accessible and easy to communicate with, and as willing to build that consensus. She is really glad everyone is here to recognize this momentous occasion. She wished everyone a happy New Year and hopes everyone enjoys whatever holiday they celebrate.

Councilmember Van Dyke offered his best wishes and congratulations to our exiting captain in charge, Walt Wrede.

Councilmember Zak said he will miss Walt in his appearances at Alice's and hopes he will be back down for that. The other performance that he has noticed is Walt's reputation throughout the state of Alaska. If the Alaska Municipal League could be here they would, they recognize Walt's leadership and expertise. He said they would look forward at any to his input and input in Juneau for us. He said thank you so much for all you've done.

Councilmember Roberts said the eight years she has been on Council, Walt has been the City Manager and when he announced his resignation, she felt terrible. Like everyone else she hoped he would be there until she finished her term. She admires him for so many things, one of his biggest strengths in her mind is that he represented the employees of the City of Homer fairly and honestly and he represented the citizens of Homer fairly and honestly. He had an open door for any citizen that wanted to see him, and he worked with the Council so well. He performs his job in a superlative manner. She doesn't know how they will replace him, tonight's a sad night for the City of Homer. We wish him all the best and she knows he will do great things, whatever he does in the future.

Mayor Wythe commented that Walt has sat by her side for ten years. She told Beau, we are not politicians; we are public administrators and public servants. Walt does that exceptionally.

22. ADJOURNMENT

There being no further business to come before the Council, Mayor Wythe adjourned the meeting at 8:05 p.m. She invited the public to stay for cake and refreshments to celebrate Walt Wrede and his 12 years of outstanding service to the City of Homer. Next Regular Meeting is Monday, January 12, 2015 at 6:00 p.m., Committee of the Whole 5:00 p.m., and a 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.