

Session 18-03 a Special Meeting of the Homer City Council was called to order on February 12, 2018 at 4:00 p.m. by Mayor Pro Tempore 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, SMITH, STROOZAS, VENUTI

STAFF: CITY MANAGER KOESTER
CITY CLERK JACOBSEN
HARBORMASTER HAWKINS
CITY ATTORNEY WELLS

Mayor Zak and Councilmember Lord were excused.

AGENDA APPROVAL (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 6)

Mayor Pro Tem Aderhold called for a motion for the approval of the agenda.

VENUTI/ERICKSON SO MOVED.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

A. Memorandum 18-016 from City Clerk, Request for Executive Session Pursuant to AS 44.42.310(A-C)(1), Matters, the Immediate Knowledge of Which Would Clearly have an Adverse Effect Upon the Finances of the Public Entity (Lease Compliance and Enforcement Regarding Parcel Numbers 18103444 and 18103452).

Mayor Pro Tem Aderhold asked for a motion for the approval of the recommendation of Memorandum 18-016 to meet in executive session to discuss lease compliance and enforcement regarding parcel numbers 18103444 and 18103452.

VENUTI/SMITH MOVED TO APPROVE THE RECOMMENDATION TO MEET IN EXECUTIVE SESSION TO DISCUSS LEASE COMPLIANCE AND ENFORCEMENT FOR PARCEL NUMBERS 18103444 AND 18103452.

Mayor Pro Tem Aderhold acknowledged an email from Brad Faulkner requesting an open session and deferred to the City Attorney for guidance.

City Attorney Wells commented the executive session is for the Council to meet with the City Attorney regarding various provisions of the leases, implications, vulnerabilities, liabilities, and obligations that stem from those. They are discussions appropriate for executive session and having them in an open session might compromise the cities best interest, especially when one lessee is requesting an open session to hear details on another lessee. She recommended the Council hold an executive session to the extent that an open discussion will occur at a later time.

STROOZAS/SMITH MOVED TO ADJOURN TO EXECUTIVE SESSION.

There was no discussion.

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

Motion carried.

Council adjourned into executive session at 4:09 p.m. and reconvened the meeting at 4:54 p.m.

Mayor Pro Tem Aderhold stated we met with the City Attorney to discuss lease compliance and enforcement issues regarding parcel number 18103444 and 18103452 and gave the City Attorney Direction.

COMMENTS OF THE AUDIENCE

Brad Faulkner commented regarding the history of his lease with the city and impacts of his business and the Auction Block to the Homer Harbor.

ADJOURNMENT NO LATER THAN 4:50 P.M.

There being no further business to come before the Council Mayor Pro Tem Aderhold adjourned the meeting at 4:58 p.m. The next Regular Meeting is Monday, February 26, 2018 at 6:00 p.m., Worksession 4:00 p.m., Committee of the Whole at 5:00 p.m., All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

MELISSA JACOBSEN, MMC, CITY CLERK

Approved: _____