

HOMER CITY COUNCIL
491 E. PIONEER AVENUE
HOMER, ALASKA
www.cityofhomer-ak.gov



REGULAR MEETING
6:00 P.M. MONDAY
OCTOBER 12, 2015
COWLES COUNCIL CHAMBERS

MAYOR BETH WYTHE
COUNCIL MEMBER FRANCIE ROBERTS
COUNCIL MEMBER DAVID LEWIS
COUNCIL MEMBER BRYAN ZAK
COUNCIL MEMBER BEAUREGARD BURGESS
COUNCIL MEMBER GUS VAN DYKE
COUNCIL MEMBER CATRIONA REYNOLDS
CITY ATTORNEY THOMAS KLINKNER
CITY MANAGER KATIE KOESTER
CITY CLERK JO JOHNSON

REGULAR MEETING AGENDA

Worksession 4:00 p.m. and Committee of the Whole 5:00 p.m. in Homer City Hall Cowles Council Chambers.

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Councilmember Reynolds has requested excusal.

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

2. AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

4. RECONSIDERATION

5. CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Regular meeting minutes of September 28, 2015. City Clerk. Recommend adoption.

- B. **Memorandum 15-165** from Mayor, Re: Appointment of Ken Sprague to the Economic Development Advisory Commission and Appointments of Dixie Hart and Louise Ashmun to the Parks and Recreation Advisory Commission.
- C. **Ordinance 15-38**, An Ordinance of the Homer City Council Amending the FY 2015 Operating Budget by Appropriating \$42,500 From the Homer Natural Gas Special Assessment District Account for Settlement Costs in the Castner vs. City of Homer Court Case Challenging Assessments for Condominiums Within the District. City Manager. Recommended dates: Introduction October 12, 2015, Public Hearing and Second Reading October 26, 2015.
- D. **Ordinance 15-40**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Curiosity Creates Grant From the Association of Library Service to Children in the Amount of \$7,500 for the Homer Public Library and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Library Director. Recommended dates: Introduction October 12, 2015, Public Hearing and Second Reading October 26, 2015.
- E. **Resolution 15-088**, A Resolution of the City Council Of Homer, Alaska, Expressing Support for a Homer Yacht Club Application to the Recreational Trail Grant Program of the State of Alaska Division of Parks and Outdoor Recreation for Mooring Buoys In Kachemak Bay. Burgess. Recommend adoption.
- F. **Resolution 15-089**, A Resolution of the City Council of Homer, Alaska, Expressing Support for the Alaska Department of Transportation and Public Facilities (ADOT/PF) Homer Airport Improvements. Mayor. Recommend adoption.
- G. **Resolution 15-094**, A Resolution of the City Council of Homer, Alaska, Approving Recommended Comments and Questions to the State of Alaska Marijuana Control Board on the Proposed State Marijuana Regulations. City Manager. Recommend adoption.

Memorandum 15-170 from Cannabis Advisory Commission as backup.

- H. **Resolution 15-095**, A Resolution of the Homer City Council Awarding a Sole Source Contract for the Beluga Slough Trail Reconstruction (Phase II) Helical Pier Foundation Installation to the Firm of Techno Metal Post of Alaska of Homer, Alaska, in the Amount of \$18,000 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director. Recommend adoption.

6. VISITORS

- A. Homer Marine Trades and Port and Harbor Promotional Video, 10 minutes.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. Borough Report

- B. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
 - a. Minutes of September 16, 2015
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission
5. Port and Harbor Advisory Commission
6. Cannabis Advisory Commission

- C. Recognizing Councilmembers' Service

8. PUBLIC HEARING(S)

- A. **BUDGET 2016**

- B. **Exclusion requests from the Homer Natural Gas Special Assessment District:**

1. HomePlate LLC - KPB Parcel 17316009
2. Daniel and Brenda Farren – KPB Parcel 17324145
3. Phoebe Estill – KPB Parcel 17928022

- C. **Ordinance 15-35**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 1.08.020, Enactment Procedures, to Authorize the Introduction of

Ordinances by the City Clerk. City Manager. Introduction September 28, 2015, Public Hearing and Second Reading October 12, 2015.

- D. **Ordinance 15-36(A)**, An Ordinance Amending HCC 9.16.010 to Suspend the Dedication of 0.75% of the City Sales Tax to the Homer Accelerated Roads And Trails (H.A.R.T.) Program for a Period of Up to Three Years, and Authorizing the City to Submit the Question of Suspending Such Sales Tax Dedication to the Qualified Voters of the City at a Special Election to Be Held in the City on _____. Mayor. Introduction September 28, 2015, Public Hearing and Second Reading October 12, 2015.
- E. **Resolution 15-084(A)**, A Resolution of the Homer City Council Adopting the 2016-2021 Capital Improvement Plan and Establishing Capital Project Legislative Priorities for State Fiscal Year 2017. Mayor/City Council.

9. **ORDINANCE(S)**

- A. **Ordinance 15-37**, An Ordinance of the Homer City Council Amending HCC 9.16.010 to Provide for an Increase in the Rate of the City Sales Tax From 4.5% to 5.5% From April 1st Through September 30th, With the Increase to be Used for General Government Purposes, and Authorizing the City To Submit the Question of Such Sales Tax Increase to the Qualified Voters of The City at a Special Election to Be Held in the City on _____. Lewis. Recommended dates: Introduction October 12, 2015, Public Hearing and Second Reading October 26, 2015.
- B. **Ordinance 15-39**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds in the Amount of \$_____ From the General Fund Balance for Public Information on the Ballot Propositions to Suspend the Dedication of City Sales Tax to the H.A.R.T. Program, and/or to Increase the Rate of the City Sales Tax From 4.5% to 5.5% From April 1st Through September 30th, Including Without Limitation Information That May Influence the Outcome of the Election on the Proposition. Mayor. Recommended dates: Introduction October 12, 2015, Public Hearing and Second Reading October 26, 2015.

10. **CITY MANAGER'S REPORT**

- A. City Manager's Report

11. CITY ATTORNEY REPORT

- A. City Attorney Report – September 2015

12. COMMITTEE REPORT

- A. Public Arts Committee
- B. Permanent Fund Committee
- C. Employee Committee Report
- D. Public Safety Building Review Committee
- E. Vessel Haul-Out Task Force
 - 1. Presentation from Vessel Haul-Out Task Force
- F. Sustainable Animal Control Review Committee

13. PENDING BUSINESS

- A. **Resolution 15-086(A)**, A Resolution of the City Council of the City of Homer, Alaska, Calling for a Special Election to Be Held in the City on _____, for the Purpose of Submitting to the Qualified Voters of the City a Proposition to Suspend the Dedication of 0.75% of the City Sales Tax to the Homer Accelerated Roads and Trails (H.A.R.T.) Program for a Period of Up to Three Years. Mayor.

Memorandum 15-163 from City Clerk and City Manager as backup.

14. NEW BUSINESS

- A. **Memorandum 15-166**, from City Clerk, Re: Travel Authorization for Mayor Wythe and Councilmembers, and Newly Elected Councilmember(s) to Attend the Alaska Municipal League 65th Annual Local Government Conference in Anchorage, Alaska, November 16 – 20, 2015.

15. RESOLUTIONS

- A. **Resolution 15-087**, A Resolution of the City Council Certifying the Results of the City of Homer Regular Election Held October 6, 2015 to Elect Two Councilmembers. City Clerk/Canvass Board.
- B. **Resolution 15-090**, A Resolution of the City Council of Homer, Alaska, Approving the Homer Marine Repair Facility and Its Policies and Best Management Practices. Mayor/Lewis/Reynolds/Zak/Burgess. Recommend Public Hearing October 26, 2015.
- C. **Resolution 15-091**, A Resolution of the City Council of Homer, Alaska, Amending the City of Homer Fee Schedule to Include Homer Repair Facility Fees. Mayor/Lewis/Reynolds/Zak/Burgess. Recommend Public Hearing October 26, 2015.
- D. **Resolution 15-092**, A Resolution of the City Council of Homer, Alaska, Amending the Port of Homer Terminal Tariff No. 600 to Include Homer Repair Facility Fees. Mayor/Lewis/Reynolds/Zak/Burgess. Recommend Public Hearing October 26, 2015.
- E. **Resolution 15-093**, A Resolution of the Homer City Council Excluding Certain Properties From the Homer Natural Gas Special Assessment District. City Clerk.

Memorandum 15-167 from City Clerk as backup.

16. COMMENTS OF THE AUDIENCE

17. COMMENTS OF THE CITY ATTORNEY

18. COMMENTS OF THE CITY CLERK

19. COMMENTS OF THE CITY MANAGER

20. COMMENTS OF THE MAYOR

21. COMMENTS OF THE CITY COUNCIL

22. ADJOURNMENT

Next Regular Meeting is Monday, October 26, 2015 at 6:00 p.m. and Committee of the Whole 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.