



City Council
December 7, 2015
Monday



Committee of the Whole 5:00 P.M.
Regular Meeting 6:00 P.M.

Cowles Council Chambers
City Hall
491 E. Pioneer Avenue
Homer, Alaska

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December/January

- Monday 7th:** **CITY COUNCIL**
Committee of the Whole 5:00 p.m. and Regular Meeting 6:00 p.m.
- Tuesday 8th:** **ECONOMIC DEVELOPMENT ADVISORY COMMISSION**
Regular Meeting 6:00 p.m.
- Thursday 10th:** **PUBLIC ARTS COMMITTEE**
Worksession 4:00 p.m. and Special Meeting 5:00 p.m.
- Wednesday 16th:** **PORT AND HARBOR ADVISORY COMMISSION**
Regular Meeting 5:00 p.m.
- Thursday 17th:** **CANNABIS ADVISORY COMMISSION**
Regular Meeting 5:30 p.m.
- Friday 18th:** **EMPLOYEE CHRISTMAS PARTY**
6:00 p.m. at Elks Lodge
- Friday 25th:** **CITY OFFICES CLOSED**
In observance of Christmas
- Friday 1st:** **CITY OFFICES CLOSED**
In observance of New Year's Day
- Wednesday 6th:** **PLANNING COMMISSION**
Worksession 5:30 p.m. and Regular Meeting 6:30 p.m.
- PUBLIC SAFETY BUILDING REVIEW COMMITTEE**
Meeting 5:30 p.m.
- Thursday 7th:** **SUSTAINABLE ANIMAL CONTROL REVIEW COMMITTEE**
Meeting 5:30 p.m.
- SHELLFISH NEIGHBORHOOD MEETING**
5:30 p.m.
- Monday 11th:** **CITY COUNCIL**
Worksession 4:00 p.m., Committee of the Whole 5:00 p.m., and Regular Meeting 6:00 p.m.

Regular Meeting Schedule

City Council 2nd and 4th Mondays 6 p.m.

Library Advisory Board 1st Tuesday with the exception of January, April, August and November 5:00 p.m.

Economic Development Advisory Commission 2nd Tuesday 6 p.m.

Parks and Recreation Advisory Commission 3rd Thursday with the exception of July, December and January 5:30 p.m.

Planning Commission 1st and 3rd Wednesday 6:30 p.m.

Port and Harbor Advisory Commission 4th Wednesday 5 p.m. (May-August 6:00 p.m.)

Cannabis Advisory Commission 4th Thursday 5:30 p.m.

Public Arts Committee Quarterly 2nd Thursday 5:00 p.m. Upstairs in the Conference Room

Permanent Fund Committee Quarterly 2nd Thursday 5:15 p.m.

MAYOR AND CITY COUNCILMEMBERS AND TERMS

BETH WYTHE, MAYOR – 16

BRYAN ZAK, COUNCILMEMBER - 16

DAVID LEWIS, COUNCILMEMBER – 17

GUS VAN DYKE, COUNCILMEMBER – 16

CATRIONA REYNOLDS, COUNCILMEMBER – 17

DONNA ADERHOLD, COUNCILMEMBER – 18

HEATH SMITH, COUNCILMEMBER – 18

City Manager, Katie Koester

City Attorney, Thomas F. Klinkner

<http://cityofhomer-ak.gov/cityclerk> for home page access, Clerk's email address is: clerk@ci.homer.ak.us

Clerk's office phone number: direct line 235-3130,
other number 435-3106

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



COMMITTEE OF THE WHOLE
5:00 P.M. MONDAY
DECEMBER 7, 2015
COWLES COUNCIL CHAMBERS

MAYOR BETH WYTHE
COUNCIL MEMBER DAVID LEWIS
COUNCIL MEMBER BRYAN ZAK
COUNCIL MEMBER GUS VAN DYKE
COUNCIL MEMBER CATRIONA REYNOLDS
COUNCIL MEMBER DONNA ADERHOLD
COUNCIL MEMBER HEATH SMITH
CITY ATTORNEY THOMAS KLINKNER
CITY MANAGER KATIE KOESTER
CITY CLERK JO JOHNSON

COMMITTEE OF THE WHOLE AGENDA

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

Councilmember Zak has requested telephonic participation.

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

3. CONSENT AGENDA

4. REGULAR MEETING AGENDA

5. COMMENTS OF THE AUDIENCE

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

Next Regular Meeting is Monday, January 11, 2016 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.

CALL TO ORDER
PLEDGE OF ALLEGIANCE
AGENDA APPROVAL

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



**REGULAR MEETING
6:00 P.M. MONDAY
DECEMBER 7, 2015
COWLES COUNCIL CHAMBERS**

MAYOR BETH WYTHE
COUNCIL MEMBER DAVID LEWIS
COUNCIL MEMBER BRYAN ZAK
COUNCIL MEMBER GUS VAN DYKE
COUNCIL MEMBER CATRIONA REYNOLDS
COUNCIL MEMBER DONNA ADERHOLD
COUNCIL MEMBER HEATH SMITH
CITY ATTORNEY THOMAS KLINKNER
CITY MANAGER KATIE KOESTER
CITY CLERK JO JOHNSON

REGULAR MEETING AGENDA

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

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Councilmember Zak has requested telephonic participation.

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 November 23, 2015. City Clerk. Recommend adoption.

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- B. **Memorandum 15-196**, from Deputy City Clerk, Re: Liquor License New Application for Grace Ridge Brewing, Inc. **Page 37**

- C. **Resolution 15-105**, A Resolution of the City Council of Homer, Alaska, Establishing the 2016 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, Cannabis Advisory Commission, Permanent Fund Committee, and Public Arts Committee. City Clerk. Recommend adoption. **Page 49**

Memorandum 15-197 from Parks and Recreation Advisory Commission as backup. **Page 55**

Memorandum 15-200 from Cannabis Advisory Commission as backup. **Page 57**

Memorandum 15-201 from Planning Commission as backup. **Page 59**

Memorandum 15-202 from Library Advisory Board as backup. **Page 61**

Memorandum 15-203 from Port and Harbor Advisory Commission as backup.

Page 63

- D. **Resolution 15-107**, A Resolution of the City Council of Homer, Alaska, Noting the Insufficiency of the Petition for Lambert Lane and Lakeshore Drive Road Reconstruction and Paving Special Assessment District. City Clerk. Recommend adoption. **Page 65**

- E. **Resolution 15-109**, A Resolution of the Homer City Council to Support the Repair and Reopening of Rocky River State of Alaska Road Easement to the Gulf of Alaska. Mayor. Recommend adoption. **Page 75**

6. VISITORS

- A. Lobbyist Linda Anderson, Anderson Group, 10 minutes.
- B. Dr. Sarah Spencer, South Peninsula Hospital, Needle Exchange for Heroin Use, 10 minutes. **Page 79**
- C. Brandon Nyberg, Wells Fargo Insurance Services, Health Insurance, 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 November 4, 2015 **Page 83**
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission
5. Port and Harbor Advisory Commission
6. Cannabis Advisory Commission

8. PUBLIC HEARING(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. Introduction October 12, 2015, Postponed to December 7, 2015 for Public Hearing and Second Reading. **Page 93**

- B. **Ordinance 15-41(S)**, An Ordinance of the Homer City Council Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds. City Manager. Introduction October 26, 2015, Public Hearings November 23 and December 7, 2015, Second Reading December 7, 2015. **Page 99**

Memorandum 15-176 from Library Director as backup. **Page 105**

Memorandum 15-178 from Community Recreation Manager as backup. **Page 109**

Memorandum 15-180, 15-195, and 15-205 from City Manager as backup.

Pages 113/115/121

- C. **Resolution 15-097(S)**, A Resolution of the City Council Amending the City of Homer Fee Schedule Under Administrative, Animal Control, City Clerk, Camping, Library,

Public Safety, Fire Department, and Public Works Department Fees. City Clerk. To Follow Budget Ordinance 15-41(S). **Page 163**

Memorandum 15-175 from City Clerk as backup. **Page 175**

Memorandum 15-184 from Sustainable Animal Control Review Committee as backup.

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- D. **Ordinance 15-42**, An Ordinance of the Homer City Council, Amending HCC 7.04.010, State Statutes Adopted by Reference, HCC 7.04.030, Violation—Penalty, and HCC 10.04.100, Vehicles and Other Wheeled Conveyances, Repealing HCC Chapter 7.08, Stopping or Parking, and Enacting HCC Chapter 7.10, Stopping, Standing and Parking, to Incorporate in the City Code All Vehicle and Traffic Statutes and Regulations of the State of Alaska Creating Minor Offenses and to Revise and Consolidate City Parking Regulations, and to Prescribe Penalties for Traffic and Parking Violations. City Manager/Police Chief. Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015. **Page 179**

Memorandum 15-189 from City Attorney as backup. **Page 191**

- E. **Ordinance 15-43**, An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code Chapter 3.12, Permanent Fund, Placing the Funds in a Self-Managed Brokerage and Disbanding the Permanent Fund Committee. City Clerk/Permanent Fund Committee. Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015. **Page 193**

Memorandum 15-190 from Permanent Fund Committee as backup. **Page 197**

- F. **Ordinance 15-44**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Making Necessary Adjustments to Certain Revenue and Expenditure Line Items. City Manager/Finance Director. Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015. **Page 199**

- G. **Ordinance 15-45**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of \$2,540.30 to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts. City Manager/City Clerk. Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015. **Page 203**

Ordinance 15-45(S), An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of ~~\$2,540.30~~ **\$3,810.45** to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts. City Manager/City Clerk.

Page 207

Memorandum 15-198 from City Clerk as backup.

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9. ORDINANCE(S)

10. CITY MANAGER'S REPORT

A. City Manager's Report

Page 219

1. Memorandum 15-206 from Port and Harbor Director, Re: Alaska Abandoned and Derelict Vessel Task Force Meeting.

Page 231

2. Memorandum 15-207 from Port and Harbor Director, Re: Cook Inlet Harbor Safety Committee November Meeting.

Page 233

B. Bid Report

Page 237

11. CITY ATTORNEY REPORT

12. COMMITTEE REPORT

A. Public Arts Committee

B. Permanent Fund Committee

C. Employee Committee Report

D. Public Safety Building Review Committee

E. Sustainable Animal Control Review Committee

13. PENDING BUSINESS

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

1. Mary Mathes - KPB Parcel 17513222

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14. NEW BUSINESS

15. RESOLUTIONS

A. **Resolution 15-104**, A Resolution of the City Council Certifying the Results of the City of Homer Special Election Held December 1, 2015 to Decide Proposition #1 “Shall the Dedication of 0.75% of the City Sales Tax to the Homer Accelerated Roads and Trails (H.A.R.T.) Program be Suspended for a Period of Three Years, to Make Such 0.75% of City Sales Tax Available for General Government Purposes?” City Clerk/Canvass Board.

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B. **Resolution 15-106**, A Resolution of the City Council of Homer, Alaska, Approving a New Two Year Contract in the Amount of \$40,000 Per Year With Anderson Group, LLC for Legislative Consulting and Lobbying Services. City Manager.

Page 257

C. **Resolution 15-108**, A Resolution of the Homer City Council Excluding Certain Properties Not Receiving a Benefit from the Homer Natural Gas Special Assessment District. City Clerk.

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Memorandum 15-199 from City Clerk as backup.

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D. **Resolution 15-110**, A Resolution of the City Council of Homer, Alaska, Approving a New One-Year Contract With Premera Blue Cross. City Manager.

Page 277

E. **Resolution 15-111**, A Resolution of the City Council of Homer, Alaska, Requesting That the Alaska State Legislature Amend Alaska Statutes 29.45.0309(e) to Allow Local Municipalities to Determine the Value of Property Tax Exemption for Residents Over the Age of 65. Reynolds.

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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, January 11, 2016 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.

PUBLIC COMMENTS
UPON MATTERS
ALREADY ON THE AGENDA

RECONSIDERATION

CONSENT AGENDA

Session 15-34 a Regular Meeting of the Homer City Council was called to order on November 23, 2015 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: ADERHOLD, LEWIS, REYNOLDS, SMITH, VAN
DYKE, ZAK (telephonic)

STAFF: CITY MANAGER KOESTER
CITY CLERK JOHNSON
CITY ATTORNEY WELLS
CITY PLANNER ABBOUD
FINANCE DIRECTOR LI
IT MANAGER POOLOS
LIBRARY DIRECTOR DIXON

Councilmember Zak has requested telephonic participation.

Mayor Wythe called for a motion to allow Councilmember Zak to participate by telephone.

LEWIS/REYNOLDS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Council met for a Worksession from 4:00 p.m. to 4:50 p.m. to discuss Homer Accelerated Roads and Trails Program (HART). Council met as a Committee of the Whole from 5:00 p.m. to 5:50 p.m. to discuss Budget 2016 and Consent and Regular Meeting Agenda items.

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

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: **ANNOUNCEMENTS** - Mayor's Proclamation – Light Up Homer for the Holidays; Lobbyist Report – Anderson Group, LLC; Travel Report, AML Newly Elected Officials Training – Councilmember Aderhold; **PUBLIC HEARINGS - Ordinance 15-41(S)**, An Ordinance of the Homer City Council Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds. City Manager. Written public comments.

Mayor Wythe called for a motion for the approval of the agenda as amended.

LEWIS/REYNOLDS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were no comments of the public.

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 meeting minutes of October 20 and November 9, 2015 and Regular meeting minutes of October 26, 2015. City Clerk. Recommend adoption.
- B. **Memorandum 15-182**, from Mayor, Re: Appointment of Councilmember Catriona Reynolds to the Cannabis Advisory Commission and Reappointment of Robert Archibald and Matt Steffy to the Parks and Recreation Advisory Commission.
- C. **Memorandum 15-183**, from Deputy City Clerk, Re: Confirmation of Election Judges for the City of Homer Special Election December 1, 2015.

D. **Memorandum 15-185**, from Assistant City Manager, Re: Sustainable Animal Control Review Committee - Extension of Committee.

E. **Ordinance 15-42**, An Ordinance of the Homer City Council, Amending HCC 7.04.010, State Statutes Adopted by Reference, HCC 7.04.030, Violation—Penalty, and HCC 10.04.100, Vehicles and Other Wheeled Conveyances, Repealing HCC Chapter 7.08, Stopping or Parking, and Enacting HCC Chapter 7.10, Stopping, Standing and Parking, to Incorporate in the City Code All Vehicle and Traffic Statutes and Regulations of the State of Alaska Creating Minor Offenses and to Revise and Consolidate City Parking Regulations, and to Prescribe Penalties for Traffic and Parking Violations. City Manager/Police Chief. Recommended Dates: Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015.

Memorandum 15-189 from City Attorney as backup.

F. **Ordinance 15-43**, An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code Chapter 3.12, Permanent Fund, Placing the Funds in a Self-Managed Brokerage and Disbanding the Permanent Fund Committee. City Clerk/Permanent Fund Committee. Recommended Dates: Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015.

Memorandum 15-190 from Permanent Fund Committee as backup.

G. **Ordinance 15-44**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Making Necessary Adjustments to Certain Revenue and Expenditure Line Items. City Manager/Finance Director. Recommended dates: Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015.

H. **Ordinance 15-45**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of \$2,540.30 to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts. City Manager/City Clerk. Recommended dates: Introduction November 23, 2015, Public Hearing and Second Reading December 7, 2015.

I. **Resolution 15-100**, A Resolution of the Homer City Council Designating Signatories of City Accounts and Superseding Any Previous Resolution So Designating. City Manager. Recommend adoption.

- J. **Resolution 15-101**, 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 I of the Homer Water Distribution/Storage Improvement Project in an Amount Not Exceeding \$839,100. City Manager/Public Works Director. Recommend adoption.

Memorandum 15-191 from Public Works Director as backup.

- K. **Resolution 15-102**, A Resolution of the Homer City Council Amending the City of Homer Personnel Regulations, Chapter Three, Section 3.11 Casual Appointments, Chapter Six, Section 6.16 Short-Term Military Leave With Pay, and Chapter Eight, Section 8.14 City Vehicles. City Manager/Personnel Director. Recommend adoption.

Memorandum 15-188 from Personnel Director as backup.

- L. **Resolution 15-103**, A Resolution of the City Council of Homer, Alaska, Approving a Memorandum of Understanding Between the City and The Homer Foundation to Allow the Foundation to Begin Fundraising Efforts for a Boathouse Pavilion on Lot 28 of the Homer Spit. City Manager. Recommend adoption.

Mayor Wythe called for a motion for the approval of the recommendations of the consent agenda as read.

LEWIS/REYNOLDS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

VISITORS

ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. Mayor's Proclamation - Small Business Saturday - November 28, 2015

Mayor Wythe read and presented the proclamation to Jan Knutson of the Chamber of Commerce.

- B. Mayor's Proclamation – Light Up Homer for the Holidays

Mayor Wythe read and presented the proclamation to Jan Knutson of the Chamber of Commerce.

C. Borough Report

D. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
 - a. Minutes of November 4, 2015

Planning Commissioner Savanna Bradley reported the main issues for the commission are zoning for marijuana and regulations. The commission is creating tighter regulations that can be loosened later. The intent is to avoid creating potential nonconformities and use more time to hear issues. At the last meeting the commission heard from several people not wishing for retail sales of marijuana on the Spit. They wish to keep the family-friendly environment. Considerations have been made to those that sell alcohol now. The commission recommended the Borough approve the Waddell plat and will hold another public hearing on December 2nd regarding zoning recommendations for marijuana and limiting the number of licenses within the city and establishing hours of operation for retail facilities. Also on the December 2nd agenda are two conditional use permits for easement vacations, a preliminary plat, and consideration for tall towers.

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

Parks and Recreation Advisory Commissioner Robert Archibald reported they now have a full commission. At the November 19th meeting the commission walked through city parks to assess conditions. The City is lucky to have volunteers to maintain the parks as resources become tight. At the Bayview Park the fence is being replaced to improve the park. Adopt-a-Park is still looking for people or entities to adopt a park or trail. With the uncertainty of the city budget, generating revenue through the use of the HERC facility was discussed. Requests to utilize building space were denied due to occupancy restrictions; the commission requests the restrictions be revisited in a public forum. With in-kind design, funding, and labor, the public could step in. Parks and recreation will purchase dog waste containers to be placed around town. Dog waste bag holders will be purchased and passed out by Parks and Recreation to bring attention to dog waste. Replacement bags are available through local vendors. Bishop's Beach has undergone severe weathering that is changing the beach.

Vehicles should not be allowed on the vegetated storm berm to the east of the entrance. The commission realizes the Council will be taking action on Bishop's Beach access restrictions.

Mayor Wythe advised Commissioner Archibald they have to stop holding onto the HERC. They need to figure out an alternative to the HERC and focus on a building that is sustainable.

5. Port and Harbor Advisory Commission

6. Cannabis Advisory Commission

Councilmember Lewis reported the commission will meet on Monday, November 30th to review zoning and planning recommendations.

E. Lobbyist Report – Anderson Group, LLC

F. Travel Report, AML Newly Elected Officials Training – Councilmember Aderhold

PUBLIC HEARING(S)

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

1. Mary Mathes - KPB Parcel 17513222

Applicant Mary Mathes was not present, but provided a letter.

City Manager Koester provided an overview of the process for property owners requesting an exclusion from the natural gas special assessment district.

The Council discussed the property and possible access to natural gas. More information from Planning is needed for the Council to make a decision on the exclusion.

LEWIS/ADERHOLD - MOVED TO POSTPONE TO THE DECEMBER 7TH MEETING.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

2. Larry Cabana – Sunset View Estates – KPB Parcel 17510230

Applicant Larry Cabana was not present.

Corps of Engineers Permit No. 2006-153-4 has designated the parcel for storm water retention. No residential development is allowed.

LEWIS/REYNOLDS - MOVED TO EXCLUDE PARCEL #17510230.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

B. **Ordinance 15-23(S)**, An Ordinance of the Homer City Council Amending Homer City Code 21.40.070, Requirements, Regarding Standards for Impervious Coverage in the Bridge Creek Watershed Protection District. Planning. Introduction June 29, 2015, Public Hearing July 27, 2015, Referred to Planning Commission, Second Reading September 14, 2015 (Planning Commission still reviewing), Postponed to October 26, 2015 for Second Reading, Postponed to November 23, 2015 for Public Hearing and Second Reading.

Memorandums 15-100, 15-148, 15-179, and 15-187 from City Planner as backup.

Mayor Wythe opened the public hearing. In the absence of public testimony Mayor Wythe closed the public hearing.

Mayor Wythe called for a motion for the adoption of Ordinance 15-23(S) by reading of title only for second and final reading.

LEWIS/REYNOLDS - SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- C. **Ordinance 15-41(S)**, An Ordinance of the Homer City Council Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds. City Manager.

Memorandum 15-176 from Library Director as backup.

Memorandum 15-178 from Community Recreation Manager as backup.

Memorandums 15-180 and 15-195 from City Manager as backup.

Mayor Wythe opened the public hearing. In the absence of public testimony Mayor Wythe closed the public hearing.

- D. **Resolution 15-097**, A Resolution of the City Council Amending the City of Homer Fee Schedule Under Administrative, City Clerk, Camping, Library, Public Safety, Fire Department, and Public Works Department Fees. City Clerk. To follow Budget Ordinance 15-41(S).

Resolution 15-097(S), A Resolution of the City Council Amending the City of Homer Fee Schedule Under Administrative, **Animal Control**, City Clerk, Camping, Library, Public Safety, Fire Department, and Public Works Department Fees. City Clerk.

Memorandum 15-175 from City Clerk as backup.

Memorandum 15-184 from Sustainable Animal Control Review Committee as backup.

Mayor Wythe opened the public hearing. In the absence of public testimony Mayor Wythe closed the public hearing.

Mayor Wythe called for a motion to substitute Resolution 15-097(S) for Resolution 15-097.

LEWIS/REYNOLDS - SO MOVED.

The proposed increase for adoption fees at the animal shelter was questioned by Councilmember Smith.

Sustainable Animal Control Review Committee Members Francie Roberts and Casey Moss explained the fee schedule was reviewed in depth. Fees have not been adjusted in many years. The committee examined Kenai and Soldotna shelter fees. The public commented that the current \$15 adoption fee was too little to pay for an animal ready to walk out the door. The proposed increase to \$75 is for an animal ready to walk out the door. The animal shelter gives vouchers for spaying and neutering at appropriate ages; that appropriate age is still being discussed. Given the City's financial situation, the committee submitted the best and reasonable fees; the shelter still advocates for adopting animals.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

ORDINANCE(S)

CITY MANAGER'S REPORT

A. City Manager's Report

Get out the Vote for HART

HART education is in full swing in preparation for the December 1st election. This includes the attached mailing that was sent to all registered voters in City limits, spots on local radio stations, and pieces in the paper. Thank you to councilmembers who volunteered to be on the radio and write opinion pieces for the paper.

Strategic Doing on ADA

When Council initiated the strategic doing process, they chose ADA accessibility as one of the items they would like to tackle first. I have been working with Rick Malley of the Independent Living Center on suggestions on how to make the City of Homer more ADA friendly. He has met with public works staff to go over some of the accessibility issues and put me in contact with a specialist in training municipal employees on ADA sensitivity. In light of the Council's commitment and the Independent Living Center's willingness to help the City of Homer become more ADA friendly, I have dedicated the January Strategic Doing to ADA accessibility. At that session the Council will work on laying the ground work for a transition plan detailing the ways Homer can be more accessible. One thing that I have learned through this process is that ADA accessibility is often not about infrastructure but about employees finding creative solutions to help all residents access municipal programs, information and activities. In that vein, I am hoping to bring in a specialist and offer training to frontline City of Homer employees on ADA sensitivity in the near future.

Website Upgrades

We have been talking for quite some time about making the City of Homer website more mobile friendly and updating its form and functions. The contractor that designs our website (aHa Consulting) will be here in December to train employees on the new interface. We are hoping to keep many of the features that the community loves the same, but upgrade the look and functionality of the website. Stay tuned for a fresh and functional City of Homer web experience for the new year.

Welcome New Faces to the City of Homer Staff

The City would like to extend a warm welcome to Kim Gilbert in the Finance Department and Jason Hoffman at Public Works. Please say hi to the newest members of the City of Homer team if you get a chance.

Town Hall

Despite the blustery and slushy winter weather, we had a great Town Hall on Monday the 9th. I really appreciate the full Council attending. It provided a great opportunity for those in attendance to ask direct questions of the decision makers and exchange ideas and opinions.

At the Town Hall we unveiled an excel spreadsheet tool that lets the public chose elements of Budget A (assumes revenue) and Budget B (bare bones) coupled with the suspension of the HART fund to try their hand at balancing the budget. A survey is also included with questions on HART and the outreach process (<https://www.surveymonkey.com/r/N639HFG>). Preliminary survey results are attached. We also introduced an online budget tool called Open Budget that provides a graphic representation of the City of Homer budget over the last 5 years. This is neat tool for the public, Council and staff to more easily understand both historical budgets and current spending. So far, lots of great questions internally have come from being able to see the numbers in a bar chart form and I am looking forward to questions from the public. Check out both tools on the City of Homer website: <http://www.cityofhomer-ak.gov/>.

Land Sales – Do we Need a Professional?

This fall Council directed me to make City of Homer Land sales simpler. In response, Council passed Ordinance 15-28(A) streamlining the land sale process. Staff proceeded through the process of RFPing lots Council had identified an interest in selling. For example, we RFP'd the Lillian Walli lots in October. Even though we have had developers express an interest in the lots, no one has signed up on the planholders list and I extended the time frame until December 14th. During this time we also began advertising the lots on Zillow and Craigslist. As of Monday the 16th, we had almost 500 views - but no bites yet. I perceive a disconnect between the City of Homer RFP process and how people look for property. To maintain integrity and transparency of the RFP process, staff cannot let individuals know when City of Homer has issued an RFP. However the RFP process is problematic for land sales. For the most part, people use a real estate agent, or at least browse online through sites like MLS, when looking for property. If the City wants to make an active push to get rid of land, I think the City should consider hiring a municipal real estate agent.

Using an agent is necessary to get property onto MLS and other information sources commonly used by prospective purchasers to search for properties that are for sale. A good agent also can provide helpful advice regarding pricing and market conditions. The best way to hire an agent consistently with the code would be to solicit proposals to provide this service. The RFP might be for particular properties and/or for a particular limited time period (agents are accustomed to an agreement for an exclusive listing for a specified period). This

would allow the City to evaluate the effectiveness of this approach (and the selected agent) without making a more general commitment.

Out of Room at Hickerson Cemetery

Hickerson Cemetery has only a handful of lots left that are spread out around the cemetery. Parks has proposed a \$350,000 capital request to purchase land for a new cemetery. Fully developing the cemetery would cost an additional \$230,000. Public Works has proposed a fee increase as part of the FY2016 budget process to help recoup these costs (\$250 to \$1,000). However, there is a substantial upfront capital investment that is needed. The current City Manager's proposed budget does not include expansion of the cemetery. Without this project, the City will likely have to turn families away in the near future.

City Manager Koester highlighted the lots for sale in the Lillian Walli subdivision. To date there has been no interest and she asked the Council for direction on listing the lots with a realtor so they could be advertised on the MLS. The Council advised to list the lots with a realtor and negotiate the percentage of the sale.

There are 21 plots left to sell at Hickerson Memorial Cemetery. Those available are single lots that are spread out. The City purchased three parcels of adjoining land but it will cost \$350,000 to develop the parcels. Raising the plot prices from \$200 to \$1,000 for the new cemetery addition will recoup investment costs over time to develop the cemetery. City Manager Koester will submit a budget amendment for the next meeting.

B. Bid Report

CITY ATTORNEY REPORT

A. City Attorney Report – October 2015

City Attorney Wells reported the marijuana regulations are being reviewed by the Department of Law. Within 30 to 45 days the Department of Law may recommend changes to the Marijuana Control Board.

COMMITTEE REPORT

A. Public Arts Committee

B. Permanent Fund Committee

C. Employee Committee Report

- D. Public Safety Building Review Committee
- E. Sustainable Animal Control Review Committee

Committee Chair Roberts and Committee Vice Chair Moss reported the committee has met three times. They thanked the Council for extending the committee to January. The committee has caused no overtime for the Clerk's office. Much public interest has been shown with at least ten people in attendance at their meetings. They have mostly worked on a fee schedule to get in the budget cycle. The committee is also looking at how to track revenues at the shelter, liability issues for the City, volunteers at the shelter, monthly pro bono visit of veterinarians at the shelter, and safety and OSHA issues when people come in to inspect the shelter.

PENDING BUSINESS

NEW BUSINESS

RESOLUTIONS

- A. **Resolution 15-099**, A Resolution of the Homer City Council Excluding Certain Properties Not Receiving a Benefit from the Homer Natural Gas Special Assessment District. City Clerk.

Memorandum 15-186 from City Clerk as backup.

Mayor Wythe called for a motion for the adoption of Resolution 15-099 by reading of title only.

LEWIS/REYNOLDS - SO MOVED.

Mayor Wythe called for a motion to exclude Larry Cabana – Sunset View Estates – KPB Parcel 17510230.

LEWIS/SMITH - SO MOVED.

There was no discussion.

VOTE: (amendment) YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

VOTE: (main motion as amended) YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

COMMENTS OF THE AUDIENCE

Bill Smith, Homer resident, serves on the Kenai Peninsula Borough Healthcare Task Force. A consultant will examine operations and finances of the hospitals in Homer, Soldotna, and Seward to see if operations can be streamlined. To quash any rumors, the sale of hospitals will not be on agenda; we want to maintain ownership and control of the hospitals. There could be a ballot measure next fall for the service areas.

Francie Roberts, city resident, congratulated Donna and Heath. She thanked Beau Burgess for everything he did. He had great intellect for the Council and brought resourceful ideas forward. He was a good problem solver and she appreciates everything he did for the City.

COMMENTS OF THE CITY ATTORNEY

City Attorney Wells had no comments.

COMMENTS OF THE CITY CLERK

City Clerk Johnson announced absentee voting is underway for the special election of December 1st.

COMMENTS OF THE CITY MANAGER

City Manager Koester thanked Council for their patience. It was a big packet with only one meeting this month.

COMMENTS OF THE MAYOR

Mayor Wythe wished everyone a Happy Thanksgiving. Although the State is in dire straits we have so much to be thankful for. She thanked the commissions and committees for their time.

COMMENTS OF THE CITY COUNCIL

Councilmember Aderhold is thankful to be on City Council and representing City employees of high caliber. She recently toured the water and sewer and port and harbor facilities. Both were wonderful tours and she is very impressed with the people who operate those facilities.

Councilmember Smith commented as his first official meeting it was pretty easy. He is grateful to be here and to serve the City. He hopes that he can live up to the expectations of those that voted for him. Homer High wrestlers beat out 42 other teams and took second place in the jamboree. The Homer Mariner volleyball team qualified for state tournament. The Lions Club prepared annual Thanksgiving boxes for families in need. He appreciates the experience to serve in a community that cares and thanked all that contributed to coordinate over 200 boxes. He thanked the commissions and committees for all their hard work.

Councilmember Zak thanked City Manager Koester for putting together a very well prepared budget and thanked Finance Director Li for putting the work in to make the Council's job easier. He announced absentee voting that is now open and the importance of voters turning out. We have been providing services for residents that are not within city limits; it is expensive to do so and we have to find a new revenue stream. By accessing HART funds for the next three years, the Council will have the ability to look for future revenue sources.

Councilmember Reynolds announced the updated All Hazard Mitigation Plan and the need for community participation. As a FEMA requirement, the plan is updated every five years. The public may view the document on the City's website before it is brought before Council in January or February. MAPP has issued a community health survey that is available online or on MAPP's Facebook page. To find the survey you may email Catriona or Jo also. Student seats are available on the Parks and Recreation Advisory Commission, Library Advisory Board, and Economic Development Advisory Commission. She plans on announcing the vacancies at the high school. It is a way to fulfill a service requirement and enrich one's life. She echoed a thank you to Beau Burgess who was a great mentor to her. She also thanked all the volunteers and staff.

Councilmember Van Dyke thanked staff for bringing two budgets forward. It was a tremendous amount of work. December 1st is an extremely important election. Get out and vote in person, or vote by absentee ballot. There is no reason not to vote. He thanked Heath for the nice pat on the back. Councilmember Van Dyke has been a Lion for twenty years now. The Lions meet the first and third Wednesday of each month at 6:00 p.m. at the Chamber of Commerce.

Councilmember Lewis echoed the same thank you to all. He announced the Cannabis Advisory Commission meeting on November 30th at 5:30 p.m. As to the budget, there are certain things in a community that make it a community but will not be money makers. Libraries and community centers cost money, but they along with police and fire make a town a community. That is what we need to remember when dealing with the budget. Hopefully people will come out Tuesday and vote YES. He hopes to see more than a 30% turnout.

ADJOURNMENT

There being no further business to come before the Council, Mayor Wythe adjourned the meeting at 7:21 p.m. The next Regular Meeting is Monday, December 7, 2015 at 6:00 p.m., Committee of the Whole 5:00 p.m., and 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.

JO JOHNSON, MMC, CITY CLERK

Approved: _____



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-196

TO: MAYOR WYTHE AND HOMER CITY COUNCIL
FROM: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: NOVEMBER 24, 2015
SUBJECT: LIQUOR LICENSE NEW APPLICATION FOR GRACE RIDGE BREWING, INC.

We have been notified by the ABC Board of liquor license applications within the City of Homer for the following:

Type: Brewery
Lic #: 5433
DBA Name: Grace Ridge Brewing
Service Location: 1495 Ocean Drive
Owner: Grace Ridge Brewing, Inc.
Mailing Address: PO Box 2159, Homer, AK 99603

RECOMMENDATION: Voice non objection and approval for the liquor license renewals.

Fiscal Note: Revenues.



THE STATE
of **ALASKA**

GOVERNOR BILL WALKER

Department of Commerce, Community,
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD

550 W 7th Avenue Ste: 1600
Anchorage, Alaska 99501
Main: 907.269.0350
TDD: 907.465.5437
Fax: 907.334.2285

November 20, 2015

City of Homer
Attn: City Clerk
VIA Email: clerk@cityofhomer-ak.gov
Cc: jjohnson@ci.homer.ak.us
joanne@borough.kenai.ak.us
jblankenship@borough.kenai.ak.us
kring@borough.kenai.ak.us

Grace Ridge Brewing, Inc. – Brewery License #5433 DBA Grace Ridge Brewing

- New Application** **Transfer of Ownership** **Transfer of Location**
 Restaurant Designation Permit **DBA Name Change**

We have received an application for the above listed licenses (see attached application documents) within your jurisdiction. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board **and** the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 3 AAC 304.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 3 AAC 304.335(a)(3), AS 04.11.090(e), and 3 AAC 304.660(e) must be approved by the governing body.

Sincerely,



Jane Sawyer
Business Registration Examiner
Jane.sawyer@alaska.gov
907-269-0359

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board **and** the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is “arbitrary, capricious and unreasonable”. Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

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Note: Applications applied for under AS 04.11.400(g), 3 AAC 304.335(a)(3), AS 04.11.090(e), and 3 AAC 304.660(e) must be approved by the governing body.

Sincerely,



Jane Sawyer

Business Registration Examiner

Jane.sawyer@alaska.gov

907-269-0359

New Liquor License

Alcoholic Beverage Control Board
550 West 7th Ave. Suite 1600
Anchorage, AK 99501

(907) 269-0350
Fax: (907) 334-2285
<http://commerce.alaska.gov/dnn/abc/Home.aspx>

License is: Full Year OR Seasonal List Dates of Operation: _____

SECTION A - LICENSE INFORMATION			FEES
Office Use: License Year: <u>2014</u>	License Type: <u>Brewery</u>	Statute Reference Sec. 04.11. <u>130</u>	License Fee: \$ <u>1000.00</u> Filing Fee: \$100.00 Rest. Desig. Permit Fee: \$ Fingerprint: \$ <u>248.75</u> (\$49.75 per person) TOTAL <u>1348.75</u> ✓
Office Use: License #: <u>5433</u>			
Local Governing Body: (City, Borough or Unorganized) <u>CITY OF HOMER</u>		Community Council Name(s) & Mailing Address: <u>HOMER CITY COUNCIL</u> <u>491 E. PIONEER AVE.</u> <u>HOMER, AK 99603</u>	
Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): <u>GRACE RIDGE BREWING, INC</u>		Doing Business As (Business Name): <u>GRACE RIDGE BREWING</u>	Business Telephone Number: <u>907-399-5222</u> Fax Number: <u>N.A.</u>
Mailing Address: <u>P.O. Box 2159</u>		Street Address or Location of Premises: <u>1495 OCEAN DRIVE</u> <u>HOMER, AK</u>	Email Address: <u>DOM. STEAD.53@</u> <u>GMAIL.COM</u>
City, State, Zip: <u>HOMER, AK 99603</u>			
SECTION B - PREMISES TO BE LICENSED			
Distance to closest school grounds: <u>1.5 miles</u>	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No. _____	<input type="checkbox"/> Premises is GREATER than 50 miles from the boundaries of an incorporated city, borough, or unified municipality. <input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality. <input checked="" type="checkbox"/> Not applicable	
Distance to closest church: <u>1.5 miles</u>	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No. _____		
Premises to be licensed is: <input type="checkbox"/> Proposed building <input type="checkbox"/> Existing facility <input checked="" type="checkbox"/> New building		<input checked="" type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings) <input checked="" type="checkbox"/> Diagram of premises attached	

New Liquor License

Alcoholic Beverage Control Board
550 West 7th Ave. Suite 1600
Anchorage, AK 99501

(907) 269-0350
Fax: (907) 334-2285
<http://commerce.alaska.gov/dnn/abc/Home.aspx>

SECTION C - LICENSEE INFORMATION

1. Does any individual, corporate officer, director, limited liability organization member, manager or partner named in this application have any direct or indirect interest in any other alcoholic beverage business licensed in Alaska or any other state?

Yes No If Yes, complete the following. Attach additional sheets if necessary.

Name	Name of Business	Type of License	Business Street Address	State

2. Has any individual, corporate officer, director, limited liability organization member, manager or partner named in this application been convicted of a felony, a violation of AS 04, or been convicted as a licensee or manager of licensed premises in another state of the liquor laws of that state?

Yes No If Yes, attach written explanation.

SECTION D - OWNERSHIP INFORMATION - CORPORATION

Corporations, LLCs, LLPs and LPs must be registered with the Dept. of Community and Economic Development.

Name of Entity (Corporation/LLC/LLP/LP) (or N/A if an Individual ownership): GRACE RIDGE BREWING, INC.		Telephone Number: 907-399-5222	Fax Number: N.A.
Corporate Mailing Address: P.O. BOX 2159	City: HOMER	State: AK	Zip Code: 99603
Name, Mailing Address and Telephone Number of Registered Agent: (907) 399-5222 DONALD P. STEAD P.O. Box 2159 HOMER, AK 99603		Date of Incorporation OR Certification with DCED: APRIL 16, 2015	State of Incorporation: ALASKA
Is the Entity in "Good Standing" with the Alaska Division of Corporations? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, attach written explanation. Your entity must be in compliance with Title 10 of the Alaska Statutes to be a valid liquor licensee.			

Entity Members (Must include President, Secretary, Treasurer, Vice-President, Manager and Shareholder/Member with at least 10%)

Name	Title	%	Home Address & Telephone Number	Work Telephone Number	Date of Birth
4127 DONALD P. STEAD	CEO	80	1401 CANDLELIGHT CT, HOMER 907-235-1320	907-399-5222	06/03/1953
4148 SHERRY A. STEAD	EXEC. V.P.	5	SAME AS ABOVE.	"	06/22/1953
4249 SCOTT M. STEAD	DIRECTOR	5	SAME AS ABOVE.	"	08/20/1988
4270 STEVEN P. STEAD	TREASURER	5	76205 N. GROSSCUP RD. WEST RICHLAND, WA 99353	541-829-9408	07/11/1985
4251 MEAGAN STEAD	SECRETARY	5	SAME AS ABOVE	"	07/22/1985

NOTE: If you need additional space, please attach a separate sheet.

New Liquor License

Alcoholic Beverage Control Board
550 West 7th Ave. Suite 1600
Anchorage, AK 99501

(907) 269-0350
Fax: (907) 334-2285
<http://commerce.alaska.gov/dnn/abc/Home.aspx>

SECTION E – OWNERSHIP INFORMATION – SOLE PROPRIETORSHIP (INDIVIDUAL OWNER & SPOUSE)

Individual Licensees/Affiliates (The ABC Board defines an "Affiliate" as the spouse or significant other of a licensee. Each Affiliate must be listed.)

Name: Address:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>	Name: Address:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>
Home Phone: Work Phone:	Date of Birth:	Home Phone: Work Phone:	Date of Birth:
Name: Address:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>	Name: Address:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>
Home Phone: Work Phone:	Date of Birth:	Home Phone: Work Phone:	Date of Birth:

Declaration

- I declare under penalty of perjury that I have examined this application, including the accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct and complete, and this application is not in violation of any security interest or other contracted obligations.
- I hereby certify that there have been no changes in officers or stockholders that have not been reported to the Alcoholic Beverage Control Board. The undersigned certifies on behalf of the organized entity, it is understood that a misrepresentation of fact is cause for rejection of this application or revocation of any license issued.
- I further certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with AS 04.11.450, no person other than the licensee(s) has any direct or indirect financial interest in the licensed business.
- I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

Signature of Licensee(s) Signature: <i>Donald P. Stead</i> Signature: Name & Title (Please Print): DONALD P. STEAD CEO Subscribed and sworn to before me this 26 th day of October 2015 Notary Public in and for the State of ALASKA July, 19 th 2019 My commission expires:	Signature of Licensee(s) Signature: Signature: Name & Title (Please Print): Subscribed and sworn to before me this day of _____ Notary Public in and for the State of _____ My commission expires:
--	--



STATE OF ALASKA
ALCOHOL BEVERAGE CONTROL BOARD
Licensed Premises Diagram

INSTRUCTIONS: Draw a detailed floor plan of your present or proposed licensed premises on the graph below; show all entrances and exits, and all fixtures such as tables, booths, games, counters, bars, coolers, stages, etc.

DBA: GRACE RIDGE BREWING

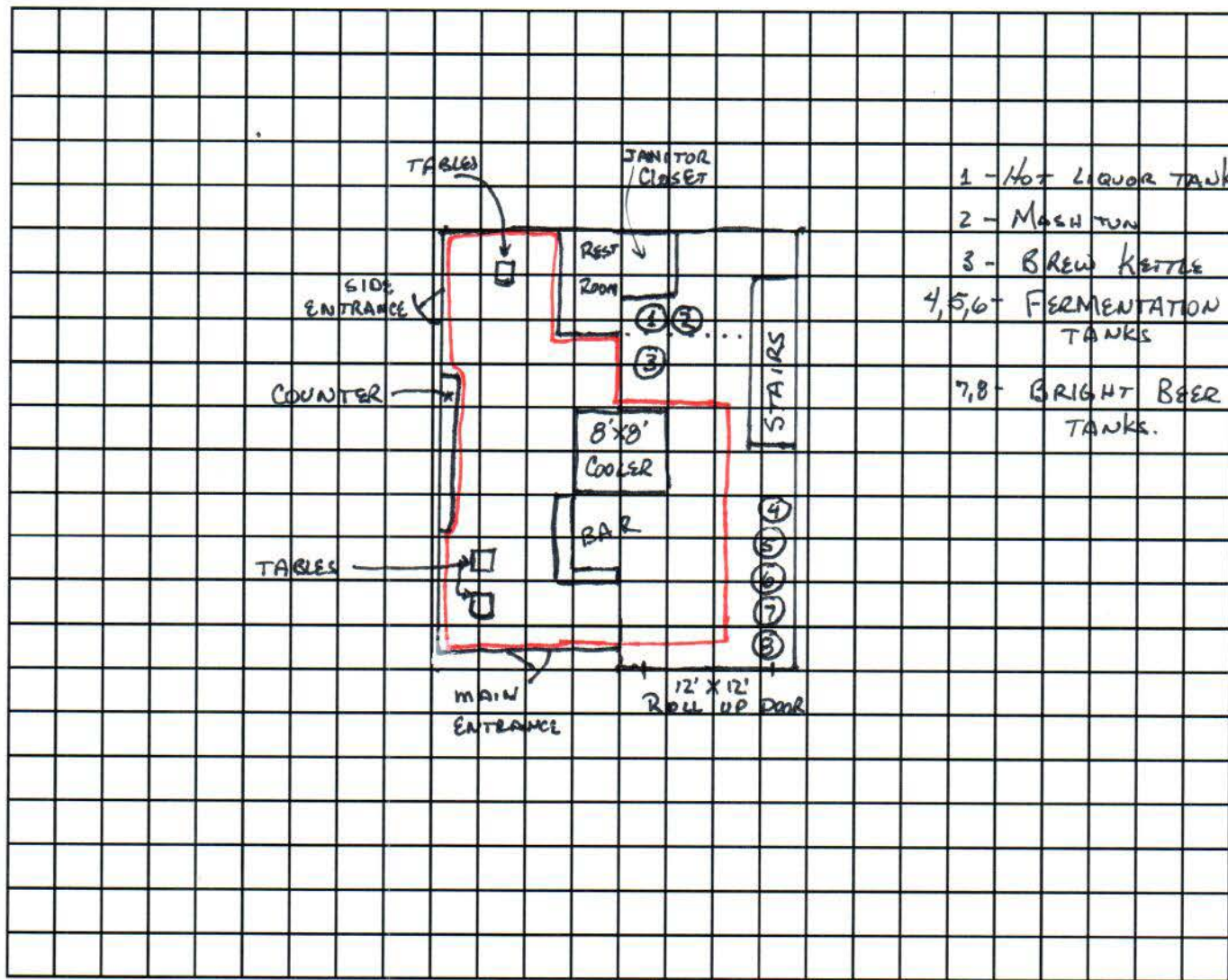
PREMISES LOCATION: 1495 OCEAN DRIVE, HOMER, AK 99603

Indicate scale by x after appropriate statement or show length and width of premises.

SCALE A: X 1 SQ. = 4 FT. SCALE B: _____ 1 SQ. = 1 FT.

Length and width of premises in feet: 40' x 30'

Outline the area to be designated for sale, service, storage, and consumption of alcoholic beverages in red.
DO NOT USE BLUE INK OR PENCIL ON THIS DIAGRAM.





City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum

TO: MARK ROBL, POLICE CHIEF
FROM: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: NOVEMBER 20, 2015
SUBJECT: LIQUOR LICENSE NEW APPLICATION FOR GRACE RIDGE BREWING, INC.

We have been notified by the ABC Board of a liquor license application within the City of Homer for the following:

Type: Brewery
Lic #: 5433
DBA Name: Grace Ridge Brewing
Service Location: 1495 Ocean Drive
Owner: Grace Ridge Brewing, Inc.
Mailing Address: PO Box 2159, Homer, AK 99603

This matter is scheduled for the December 7, 2015 City Council meeting. Please respond with objections/non-objections to these liquor license renewals by **Tuesday, December 1, 2015**.

Thank you for your assistance.



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

NOV 24 2015

Memorandum

TO: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
FROM: MARK ROBL, POLICE CHIEF
DATE: NOVEMBER 23, 2015
SUBJECT: LIQUOR LICENSE NEW APPLICATION FOR GRACE RIDGE BREWING, INC.

The Homer Police Department has no objection to the liquor license application within the City of Homer for the following:

Type: Brewery
Lic #: 5433
DBA Name: Grace Ridge Brewing
Service Location: 1495 Ocean Drive
Owner: Grace Ridge Brewing, Inc.
Mailing Address: PO Box 2159, Homer, AK 99603

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

City Clerk

3
4 **RESOLUTION 15-105**

5
6 A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
7 ESTABLISHING THE 2016 REGULAR MEETING SCHEDULE FOR
8 THE CITY COUNCIL, ECONOMIC DEVELOPMENT ADVISORY
9 COMMISSION, LIBRARY ADVISORY BOARD, PARKS AND
10 RECREATION ADVISORY COMMISSION, ADVISORY PLANNING
11 COMMISSION, PORT AND HARBOR ADVISORY COMMISSION,
12 CANNABIS ADVISORY COMMISSION, PERMANENT FUND
13 COMMITTEE, AND PUBLIC ARTS COMMITTEE.
14

15 WHEREAS, Pursuant to Homer City Code Section 1.14.020, the City Council annually
16 sets the schedule for regular and some special meetings, noting the dates, times and places
17 of the City Council, Advisory Commissions, the Library Advisory Board, and standing
18 committee meetings; and
19

20 WHEREAS, The public is informed of such meetings through notices located at the City
21 Clerk's Office, Clerk's Calendar on KBBI, the City Clerk's Website, and postings at the Public
22 Library; and
23

24 WHEREAS, HCC 1.14.020 - 040 states that meetings may be advertised in a local paper
25 of general circulation at least three days before the date of the meeting and that special
26 meetings should be advertised in the same manner or may be broadcast by local radio at
27 least twice a day for three consecutive days or two consecutive days before the day of the
28 meeting plus the day of the meeting; and
29

30 WHEREAS, HCC 1.14.010 notes that the notice of meetings applies to the City Council
31 and all commissions, boards, committees, subcommittees, task forces and any sub-unit of
32 the foregoing public bodies of the City, whether meeting in a formal or informal meeting; that
33 the failure to give the notice provided for under this chapter does not invalidate or otherwise
34 affect any action or decision of a public body of the City; however, this sentence does not
35 change the consequences of failing to give the minimum notice required under State Statute;
36 that notice will ordinarily be given by the City Clerk; and that the presiding officer or the
37 person or persons calling a meeting are responsible for notifying the City Clerk of meetings in
38 sufficient time for the Clerk to publish notice in a newspaper of general circulation in the City;
39 and
40

41 WHEREAS, This Resolution does not preclude additional meetings such as emergency
42 meetings, special meetings, worksessions, and the like; and

43 WHEREAS, Council adopted Resolution 06-144 on October 9, 2006 establishing the
 44 Regular Meeting site for all bodies to be the City Hall Cowles Council Chambers.

45
 46 NOW, THEREFORE, BE IT RESOLVED by the Homer City Council, that the 2016 meeting
 47 schedule is established for the City Council, Economic Development Advisory Commission,
 48 Library Advisory Board, Parks and Recreation Advisory Commission, Advisory Planning
 49 Commission, Port and Harbor Advisory Commission, Permanent Fund Committee, and Public
 50 Arts Committee of the City of Homer, Alaska, as follows:

51
 52 Holidays - City Offices closed:

January 1*, New Year's Day, Friday	February 15*, Presidents' Day, the third Monday	March 28*, Seward's Day, last Monday	May 30*, Memorial Day, last Monday	July 4*, Independence Day, Monday	September 5*, Labor Day, first Monday
October 18*, Alaska Day, Tuesday	November 11*, Veterans Day, Friday	November 24* Thanksgiving Day, Thursday	November 25*, Friday, the day after Thanksgiving	December 26**, Christmas, Monday	

53
 54 *Indicates holidays - City offices closed.
 55 **If on a Sunday, the following Monday is observed as the legal holiday; if on a Saturday, the
 56 preceding Friday is observed as the legal holiday pursuant to the City of Homer Personnel
 57 Rules and Regulations.

58
 59 CITY COUNCIL (CC)

January 11, 25	February 8, 22	March 14, 28	April 11, 25	May 9, 23	June 13, 27
July 11**, 25	August 8, 22	September 12, 26	October 4 Election	October 10, 24, for Oath of Office 17*	Canvass Board October 7 or 10
November 1 Runoff Election	November 14**, 28	December 12****	December 19**** if needed		

60
 61 City Council's Regular Committee of the Whole Meetings at 5:00 p.m. to no later than 5:50
 62 p.m. prior to every Regular Meeting which are held the second and fourth Monday of each
 63 month at 6:00 p.m. ***The City Council traditionally reschedules regular meetings that fall on
 64 holidays or High School Graduation days, for the following Tuesday. Council will not conduct
 65 a First Regular Meeting in July.

66 AML Annual Conference Week is tentatively scheduled for November 14 – 18, 2016.
 67 *Tuesday meeting due to Memorial Day/Alaska Day.
 68 **There will be no First Regular Meeting in July or November.
 69 **** The City Council traditionally cancels the last regular meeting in December and holds the
 70 first regular meeting and one to two Special Meetings as needed. Generally the second
 71 Special Meeting the third week of December, will not be held.

72
 73 ECONOMIC DEVELOPMENT ADVISORY COMMISSION (EDC)

January 12	February 9	March 8	April 12	May 10	June 14
July 12	August 9	September 13	October 11	November 8	December 13

74
 75 Economic Development Advisory Commission Regular Meetings are held on the second
 76 Tuesday of each Month at 6:00 p.m.
 77

78 LIBRARY ADVISORY BOARD (LAB)

February 2	March 1	April 5	May 3	August 2
		October 4	November 1	December 6

79
 80 Library Advisory Board Regular Meetings are held on the first Tuesday of the months of
 81 February, March, April, May, August, October, November, and December at 5:30 p.m.
 82

83 PARKS AND RECREATION ADVISORY COMMISSION (P/R)

January 21*	February 18	March 17	April 21
May 19	June 16		August 18
September 15	October 20	November 17	

84
 85 Parks and Recreation Advisory Commission Regular Meetings are held on the third Thursday
 86 of each month at 5:30 p.m. with the exception of January, July, and December. *January
 87 meeting added by the Commission.
 88

89 PLANNING COMMISSION (P/C)

January 6, 20	February 3, 17	March 2, 16	April 6, 20	May 4, 18	June 1, 15
July 20**	August 3, 17	September 7, 21	October 5, 19	November 2**	December 7**

90
 91 Advisory Planning Commission Regular Meetings are held on the first and third Wednesday of
 92 each month at 6:30 p.m. **There will be no First Regular Meeting in July or Second Regular
 93 Meetings in November and December.
 94
 95

96 PORT AND HARBOR ADVISORY COMMISSION (P/H)

January 27	February 24	March 23	April 27	May 25	June 22
July 27	August 24	September 28	October 26		December 7

97
98 Port and Harbor Advisory Commission Regular Meetings are held on the fourth Wednesday of
99 each month at 5:00 p.m., with the exception of May, June, July and August meetings that are
100 held at 6:00 p.m. The Regular Meeting for November is cancelled and the December meeting
101 is scheduled for the first Wednesday of the month.
102

103 CANNABIS ADVISORY COMMISSION (CAC)

January 28	February 25	March 24	April 28	May 26	June 23
July 28	August 25	September 22	October 27	November 29	December 15

104
105 Cannabis Advisory Commission Regular Meetings are held on the fourth Thursday of each
106 month at 5:30 p.m. The Regular Meeting in the month of November is scheduled for the last
107 Tuesday of the month and the Regular Meeting in December is scheduled for the third
108 Thursday of the month.
109

110 PERMANENT FUND COMMITTEE (PFC)

February 11	May 12	August 11	November 10
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111
112 Permanent Fund Committee Regular Meetings are held quarterly on the second Thursday of
113 the months of February, May, August, and November at 5:15 p.m.
114

115 PUBLIC ARTS COMMITTEE (PAC)

February 11	May 12	August 11	November 10
-------------	--------	-----------	-------------

116
117 Public Arts Committee Regular Meetings are held quarterly on the second Thursday of the
118 months of February, May, August, and November at 5:00 p.m.
119

120 PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

121
122 CITY OF HOMER

123
124
125 _____
126 MARY E. WYTHE, MAYOR
127
128
129

130 ATTEST:

131

132

133

134 _____
JO JOHNSON, MMC, CITY CLERK

135

136 Fiscal Impact: Adverting of meetings in regular weekly meeting ad and advertising of any
137 additional meetings.



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-197

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: PARKS AND RECREATION ADVISORY COMMISSION
THRU: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: NOVEMBER 24, 2015
SUBJECT: 2016 MEETING SCHEDULE

The Parks and Recreation Advisory Commission met on November 19, 2015 and reviewed the 2016 Regular Meeting schedule under New Business.

The commissioners discussed the current issues facing the city presently and acknowledged that there were some important issues that may affect the commission and should be addressed sooner rather than later regarding budgetary matters. It is with this consideration that the Commission made the following amendment to the regular meeting schedule:

LOWNEY/ROEDL – MOVED TO ADD THE THIRD THURSDAY IN JANUARY TO THE 2016 REGULAR MEETING SCHEDULE.

There was a brief discussion on the value of having this meeting rather than waiting until February since the commission does not meet in December. It was noted that the commission could cancel the February meeting or another meeting later in the year if they find it is unnecessary in order to keep to the budget constraints.

VOTE. YES. BRANN, LOWNEY, ROEDL, HART, ASHMUN

Motion carried.



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Memorandum 15-200

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: CANNABIS ADVISORY COMMISSION
THRU: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: NOVEMBER 30, 2015
SUBJECT: 2016 MEETING SCHEDULE

The Cannabis Advisory Commission met on November 30, 2015 and reviewed the 2016 Regular Meeting schedule under New Business.

The commissioners discussed the proposed schedule and made the following motion approving the regular meeting schedule:

LEWIS/SARNO – MOVED TO APPROVE THE 2016 REGULAR MEETING SCHEDULE AS PRESENTED.

There was a brief discussion.

VOTE. YES. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.



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(f) 907-235-3143

Memorandum 15-201

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: HOMER ADVISORY PLANNING COMMISSION
THRU: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: NOVEMBER 30, 2015
SUBJECT: 2016 MEETING SCHEDULE

The Advisory Planning Commission met on November 4, 2015 and reviewed the 2016 Regular Meeting schedule under New Business.

The commissioners reviewed the proposed schedule and made the following motion approving the regular meeting schedule:

ERICKSON/BRADLEY MOVED TO APPROVE THE 2016 MEETING SCHEDULE.

There was no discussion.

VOTE. YES. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.



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(f) 907-235-3143

Memorandum 15-202

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: LIBRARY ADVISORY BOARD
THRU: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: DECEMBER 1, 2015
SUBJECT: 2016 MEETING SCHEDULE

The Library Advisory Board met on December 1, 2015 and reviewed the 2016 Regular Meeting schedule under New Business.

The Boardmembers entertained discussion at the request of staff to amend the meeting schedule in regards to the budget schedule and summer attendance.

The following motion was made to amend the proposed schedule:

SMITH/STROBEL – MOVED TO AMEND THE REGULAR MEETING SCHEDULE TO MEET THE FIRST TUESDAY IN FEBRUARY, MARCH, APRIL, MAY, AUGUST, OCTOBER, NOVEMBER AND DECEMBER.

The Board discussed having meetings during the budget period at the recommendation of staff. It was agreed by the Board that this would further allow advocacy and support for the library and staff by attendance at Council meetings during their budget discussions.

VOTE. YES. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.



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(f) 907-235-3143

Memorandum 15-203

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: PORT & HARBOR ADVISORY COMMISSION
THRU: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: DECEMBER 1, 2015
SUBJECT: 2016 MEETING SCHEDULE

The Port & Harbor Advisory Commission reviewed the proposed 2016 Regular Meeting Schedule under New Business at the regular meeting on October 28, 2015. The following is an excerpt from the minutes of that meeting:

NEW BUSINESS

- A. 2016 Meeting Schedule
 - i. Memo from City Clerk
 - ii. Draft Resolution Establishing the 2016 Meeting Schedule

The commission discussed their 2016 meeting schedule.

HOWARD/STOCKBURGER MOVED TO CANCEL THE MEETING IN NOVEMBER AND CHANGE THE DECEMBER MEETING TO DECEMBER 7th.

Deputy City Clerk Jacobsen noted that December 7th is also a Planning Commission meeting night so they will likely be meeting upstairs and will be subject to availability of a clerk. The Commission agreed that is acceptable.

VOTE: NON OBJECTION: UNANIMOUS CONSENT.

Motion carried.

**CITY OF HOMER
HOMER, ALASKA**

City Clerk

RESOLUTION 15-107

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
NOTING THE INSUFFICIENCY OF THE PETITION FOR LAMBERT
LANE AND LAKESHORE DRIVE ROAD RECONSTRUCTION AND
PAVING SPECIAL ASSESSMENT DISTRICT.

WHEREAS, The petition was circulated from September 18 to November 18, 2015; and

WHEREAS, Signatures from property owners in favor of the road improvements petition equal 27.26% of the property value; and

WHEREAS, Pursuant to HCC 17.04.040(a)(2) the sufficiency of the petition requires signatures of the record owners of not less than one half in value of the real property in the proposed improvement district; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, notes the insufficiency of the petition for Lambert Lane and Lakeshore Drive Road Reconstruction and Paving Improvements.

BE IT FURTHER RESOLVED this does not preclude further petitioning by property owners for road improvements for a modified area or any other type of improvement by initiating a new petition.

PASSED AND ADOPTED by the City Council of Homer, Alaska, this 7th day of December, 2015.

CITY OF HOMER

MARY E. WYTHE, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A



City of Homer

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(p) 907-235-3130

(f) 907-235-3143

September 18, 2015

Dear Property Owner:

A request for road reconstruction and paving improvements was made for your neighborhood. The request was made by Jason C Johnson on July 30, 2015.

A Special Assessment District may be initiated with petition signatures of the record owners of one half or more in value of the real property in the proposed district. We have compiled a list of the property owners within the boundaries of the Lambert Lane and Lakeshore Drive Road improvement district, including your parcel(s).

If you support the road reconstruction and paving improvements and wish for the City to determine a cost estimate of the project you will need to sign and return the Property Owner Petition. By signing you are indicating that you may favor the road improvements and wish to hear more about the project, including costs. The Property Owner Petition must be returned to the City Clerk by **November 18, 2015**.

If you are not interested in starting the road reconstruction and paving improvements you do not need to sign the Property Owner Petition. Your lack of response indicates that you are not in favor of the Special Assessment District.

Pursuant to the Homer Accelerated Roads and Trails Program, property owner contribution to road improvements is \$30 per front foot for gravel and \$17 per front foot for paving. Projects will be authorized only after a public hearing to insure public participation in the process.

We will determine the amount of interested property owners by the number of signatures that are returned. You will be notified of the results once the petition deadline has passed.

Please call with questions you may have about the Special Assessment District. We would be happy to assist you.

Sincerely,

Renee Krause

Renee Krause
Deputy City Clerk

Enc. Property Owner Petition
Map of proposed project

PETITION FOR ROAD RECONSTRUCTION AND PAVING FOR LAMBERT LANE AND LAKESHORE DRIVE

Jason C Johnson, P.O. Box 194, Anchor Point, AK 99556, property owner at 985 Sea Plane Ct, Homer, Alaska, filed a request for road reconstruction and paving improvements. Request Date: July 30, 2015

District Name: Lambert Lane & Lakeshore Drive Road Reconstruction and Paving Improvements Special Assessment District
 Requested: Water _____ Sewer _____ Road Reconstruction XX Paving XX

We the undersigned owners of real property fronting, predominately, Oscar Munson, Lambert Lane; Bay View Subdivision, Lakeshore Drive within the City of Homer, Alaska, request that a Homer Accelerated Roads and Trails Program Special Assessment District for road reconstruction and paving improvements be created to include the properties listed below. We represent the owners of at least one-half or more in value of the real property to be benefited by these improvements.

Pursuant to the Homer Accelerated Roads and Trails Program, property owner contribution to road improvements is \$30 per front foot for gravel and \$17 per front foot for paving. Projects will be authorized only after a public hearing to insure public participation in the process.

If you are in favor of these improvements please sign in the Signature and Date slot. Please date your signature. We ask that you include your phone number for future reference, although this is not mandatory. **Deadline for this petition is November 18, 2015.** For this petition to be sufficient, signatures representing at least one half or more in value of the real property to be benefitted must be secured. If sufficient, a neighborhood meeting will be held.

IN WITNESS WHEREOF, we have set our hands:

Signature/Date (Phone Number Optional)	Property Owner Name & Address	Legal Description & Parcel Number	Assessed Property Value
	RAVIN DEAN H 990 SEA PLANE CT HOMER, AK 99603	T 6S R 13W SEC 20 Seward Meridian HM 2004064 OSCAR MUNSON 2004 LOT 7 17717210	\$162,800
	JOHNSON, JASON P.O. BOX 194 ANCHOR POINT, AK 99556	T 6S R 13W SEC 20 Seward Meridian HM 2004064 OSCAR MUNSON 2004 LOT 1 17717204	\$66,700
	NEEDHAM INVESTMENTS PO BOX 2389 HOMER AK 99603-2389	T 6S R 13W SEC 21 Seward Meridian HM 0790129 BAY VIEW SUB LOT 42-A LOT 42A 17917228 T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 45 17917203	\$412,000 \$44,800
	VAN DYKE, AUGUST 318 LEE DRIVE HOMER, AK 99603-7518	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 46 17917204	\$44,800

88

PETITION FOR ROAD RECONSTRUCTION AND PAVING FOR LAMBERT LANE AND LAKESHORE DRIVE

Jason C Johnson, P.O. Box 194, Anchor Point, AK 99556, property owner at 985 Sea Plane Ct, Homer, Alaska, filed a request for road reconstruction and paving improvements. Request Date: July 30, 2015

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IN WITNESS WHEREOF, we have set our hands:

69

Signature/Date (Phone Number Optional)	Property Owner Name & Address	Legal Description & Parcel Number	Assessed Property Value
	VAN DYKE CONTINUED	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 47 17917205	\$44,800
	KAUFFMAN MAYNARD L & REBECCA I PO BOX 697 HOMER AK 99603-0697	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 49 17917207	\$47,000
	BERTH II INC PO BOX 3147 HOMER AK 99603-3147	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 50 17917208	\$122,600
		T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 51 17917209	\$44,800

PETITION FOR ROAD RECONSTRUCTION AND PAVING FOR LAMBERT LANE AND LAKESHORE DRIVE

Jason C Johnson, P.O. Box 194, Anchor Point, AK 99556, property owner at 985 Sea Plane Ct, Homer, Alaska, filed a request for road reconstruction and paving improvements. Request Date: July 30, 2015

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 Requested: Water _____ Sewer _____ Road Reconstruction XX Paving XX

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If you are in favor of these improvements please sign in the Signature and Date slot. Please date your signature. We ask that you include your phone number for future reference, although this is not mandatory. **Deadline for this petition is November 18, 2015.** For this petition to be sufficient, signatures representing at least one half or more in value of the real property to be benefitted must be secured. If sufficient, a neighborhood meeting will be held.

IN WITNESS WHEREOF, we have set our hands:

70

Signature/Date (Phone Number Optional)	Property Owner Name & Address	Legal Description & Parcel Number	Assessed Property Value
	BERTH CONTINUED	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 52 17917210	\$44,800
	TRANSITIONAL COUNSELING LLC 207 E NORTHERN LIGHTS BLVD STE 207 ANCHORAGE AK 99503-2731	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 53 17917211	\$214,900
	MANDES GEORGE J & MARTIN CHARLENE A PO BOX 3181 HOMER AK 99603-3181	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 104 17917103	\$145,500
	PETSKA BRUCE J 567 HIDDEN WAY HOMER AK 99603-7434	T 6S R 13W SEC 21 Seward Meridian HM 2013032 BAY VIEW SUBD #3 2012 ADDN LOT 1 -A1 17917229 T 6S R 13W SEC 21 Seward Meridian HM 2013032 BAY VIEW SUBD #3 2012 ADDN LOT 1 -A2 17917230	\$84,700 \$169,500

PETITION FOR ROAD RECONSTRUCTION AND PAVING FOR LAMBERT LANE AND LAKESHORE DRIVE

Jason C Johnson, P.O. Box 194, Anchor Point, AK 99556, property owner at 985 Sea Plane Ct, Homer, Alaska, filed a request for road reconstruction and paving improvements. Request Date: July 30, 2015

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 Requested: Water _____ Sewer _____ Road Reconstruction XX Paving XX

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Pursuant to the Homer Accelerated Roads and Trails Program, property owner contribution to road improvements is \$30 per front foot for gravel and \$17 per front foot for paving. Projects will be authorized only after a public hearing to insure public participation in the process.

If you are in favor of these improvements please sign in the Signature and Date slot. Please date your signature. We ask that you include your phone number for future reference, although this is not mandatory. **Deadline for this petition is November 18, 2015.** For this petition to be sufficient, signatures representing at least one half or more in value of the real property to be benefitted must be secured. If sufficient, a neighborhood meeting will be held.

IN WITNESS WHEREOF, we have set our hands:

71

Signature/Date (Phone Number Optional)	Property Owner Name & Address	Legal Description & Parcel Number	Assessed Property Value
	HALL HARMON 64362 BRIDGER RD HOMER AK 99603-9213	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 106 17917101 T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 105 17917102	\$214,400 \$141,000
	DECREEFT JOSEPH M PO BOX 646 HOMER AK 99603-0646	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 102 17917105 T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 101 17917106 T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 100 17917107	\$151,800 \$140,400 \$88,300

PETITION FOR ROAD RECONSTRUCTION AND PAVING FOR LAMBERT LANE AND LAKESHORE DRIVE

Jason C Johnson, P.O. Box 194, Anchor Point, AK 99556, property owner at 985 Sea Plane Ct, Homer, Alaska, filed a request for road reconstruction and paving improvements. Request Date: July 30, 2015

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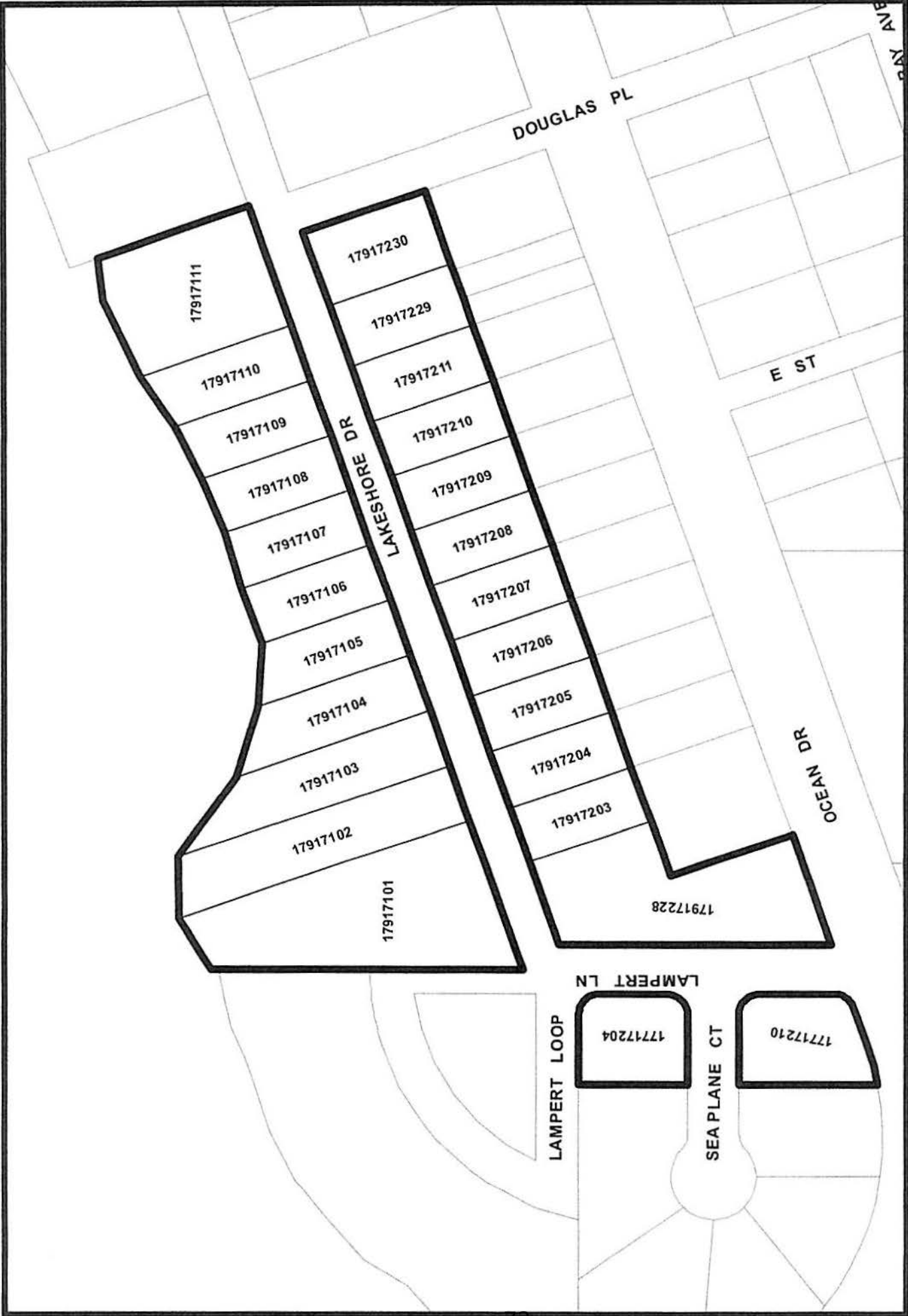
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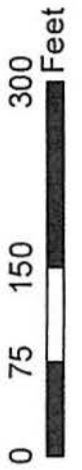
IN WITNESS WHEREOF, we have set our hands:

Signature/Date (Phone Number Optional)	Property Owner Name & Address	Legal Description & Parcel Number	Assessed Property Value
	DECREEFT, WILLIAM J & BARBARA M P.O. BOX 1769 HOMER, AK 99603	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 103 17917104	\$129,900
	EAYRS STEVEN M & DEBRA B PO BOX 1411 HOMER AK 99603-1411	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 99 17917108 T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 98 17917109	\$189,100 \$79,300
	WILD BLUE AIR LLC 1244 LAKE SHORE DR HOMER AK 99603-7931	T 6S R 13W SEC 21 Seward Meridian HM 0000839 BAY VIEW SUB LOT 97 17917110 T 6S R 13W SEC 21 Seward Meridian HM 0721408 BAY VIEW SUB LOT 96A 17917111	\$86,100 \$579,100

72



Lakeshore SAD



**CITY OF HOMER
HOMER, ALASKA**

Mayor

RESOLUTION 15-109

A RESOLUTION OF THE HOMER CITY COUNCIL TO SUPPORT THE
REPAIR AND REOPENING OF ROCKY RIVER STATE OF ALASKA
ROAD EASEMENT TO THE GULF OF ALASKA.

WHEREAS, The City of Homer desires new economic opportunities and access to remote State and Federal lands; and

WHEREAS, Repair of the State of Alaska Rocky River Road easement can provide that opportunity and access; and

WHEREAS, The Rocky River Road repair would grant access to remote commercial fishing grounds, adding access to Picnic Harbor to offload fish for transportation to Jakolof Bay; and

WHEREAS, Repaired road access would stimulate existing businesses and livelihood for lower Kenai Peninsula; and

WHEREAS, The repaired road will provide all walks of life easier and more affordable access to State and Federal wilderness parks through access via 17B easements to Port Dick; and

WHEREAS, Repaired road access would stimulate recreational guide opportunities and recreational use by all citizens of the State of Alaska; and

WHEREAS, The repair of the road will stimulate the social well-being and lead to a healthier more robust and vibrant lifestyle of those who live in this remote region of Alaska; and

WHEREAS, The road was washed out by disastrous weather events; and

WHEREAS, The Alaska National Guard has the resources to repair this State of Alaska easement without additional funds from the State of Alaska.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, is in support of the repair and reopening of Rocky River State of Alaska Road Easement to the Gulf of Alaska.

43 PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

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CITY OF HOMER

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MARY E. WYTHE, MAYOR

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51 ATTEST:

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55 JO JOHNSON, MMC, CITY CLERK

VISITORS

12/7/2015

Dr. Sarah Spencer

Syringe exchange programs (SEPs) Provide free sterile syringes and collect used syringes from injection drug users (IDU) to reduce transmission of blood borne pathogens, including HIV, Hepatitis B&C viruses.

Most SEPs also offer HIV/Hepatitis counseling and testing, and referral to substance abuse treatment.

Virus transmission reduced by about 30%

There are 1000+ new cases of Hep C in Alaska each year, 100+ HIV

About 50% of IVDU will become infected with Hepatitis C

In Alaska in 2010 \$7.5 million spent on HIV, \$7.3 million on Hep B/C related to IVDU

About 3% of the US population used IVD (likely 100-300 people in SPH service area)

DHSS.alaska.gov

SEPs are cost effective:

Cost of sterile equipment for IVDU averages \$500/year

Cost to treat Hepatitis C \$100,000

Lifetime cost of antiviral meds for HIV \$500,000

SEPs are 150X more cost effective than the prevention of transfusion related HIV

Cost of out patient visit to treat single IVDU related bacterial infection:\$500-\$2000

Cost of hospital stay to treat single episode of IVDU bacterial infection: \$5k-\$30,000

CDC.gov

“There is compelling evidence that increasing the availability and utilization of sterile injection equipment by IVDU reduces HIV infection substantially...**There is no convincing evidence of any major unintended negative consequences** (no evidence of increased drug use)...Syringe exchange programs have additional **benefits including increased recruitment into drug treatment programs** and into primary care”

WHO Dept of HIV/AIDS

After reviewing all the research to date, the senior scientists of the department and I have **unanimously agreed that there is conclusive scientific evidence the SEPs are an effective HIV prevention strategy...and does not encourage the use of illegal drugs.**

US Surgeon General Dr Satcher, 2000

Initiation of a SEP in **Homer** would require

1. **Space** to complete exchanges (2-4 times per month for 2-3 hours each time)
2. **Funds** to purchase supplies
3. **Volunteers** to staff exchange times
4. **Disposal** service



This is a new needle.



This needle has been used once.



This needle has been used twice.



This needle has been used six times.



Used needle and syringe



MSRA skin infection

ANNOUNCEMENTS
PRESENTATIONS
BOROUGH REPORT
COMMISSION REPORTS

Session 15-17, a Regular Meeting of the Homer Advisory Planning Commission was called to order by Chair Stead at 6:30 p.m. on November 4, 2015 at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

PRESENT: COMMISSIONERS BRADLEY, ERICKSON, HIGHLAND, STEAD STROOZAS, VENUTI

ABSENT: BOS

STAFF: CITY PLANNER ABBOUD
DEPUTY CITY CLERK JACOBSEN

Approval of Agenda

Chair Stead called for a motion to approve the agenda.

HIGHLAND/STROOZAS SO MOVED.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Public Comment

The public may speak to the Planning Commission regarding matters on the agenda that are not scheduled for public hearing or plat consideration. (3 minute time limit).

Reconsideration

Adoption of Consent Agenda

All items on the consent agenda are considered routine and non-controversial by the Planning Commission and are approved in one motion. There will be no separate discussion of these items unless requested by a Planning Commissioner or someone from the public, in which case the item will be moved to the regular agenda and considered in normal sequence.

- A. Approval of Minutes of October 21, 2015
- B. Decision and Findings CUP 15-05 KHLT

Chair Stead called for a motion to approve the consent agenda.

HIGHLAND/BRADLEY SO MOVED.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Presentations

Reports

A. Staff Report PL 15-74, City Planner's Report

City Planner Abboud reviewed his staff report.

Public Hearings

Testimony limited to 3 minutes per speaker. The Commission conducts Public Hearings by hearing a staff report, presentation by the applicant, hearing public testimony and then acting on the Public Hearing items. The Commission may question the public. Once the public hearing is closed the Commission cannot hear additional comments on the topic. The applicant is not held to the 3 minute time limit.

A. Staff Report PL 15-75 Zoning for Marijuana

City Planner Abboud reviewed the staff report.

Chair Stead opened the public hearing.

Jackie Dentz, city resident, commented in opposition to allowing retail sales on the spit because it's a recreational area. She owns Frosty Bear Ice Cream parlor which draws kids, families, and elderly visitors. She also noted visitors from cruise ships are not allowed to bring marijuana on the ship. She doesn't think a retail establishment for marijuana belongs on the spit. She is fine if locals want to buy it and if it's done safely, but encouraged the Commission to think about where they recommend putting retail.

Crisi Mathews, city resident, owns a boardwalk on the spit and real estate in town with her husband Chad. She commented that a CUP is warranted for any grow or retail facility in a residential area, she thinks they will hurt residential property values. She also expressed opposition to allowing retail for marijuana on the spit. She noted several recreational venues that draw youth and families throughout the summer including Islands and Ocean, Alaska Coastal Studies, and HOWL which conduct many of their outings on the beaches, trails, docks, and campgrounds, as well as the Kevin Bell arena in the winter. She added that if retail is allowed and is available year round, there will be minimal oversight as a majority of the area shuts down off season. With a business in Homer and rental cabins in Anchor Point, as well as raising four children here, they have a lot of vested interest in seeing this continue to be a family community.

Chad Mathews, city resident, added that there are buildings on their boardwalk. The way it is worded now, the people who own those buildings, don't have to their permission as the boardwalk owner, to open a dispensary. He encouraged that be readdressed. He thinks with the amount of accidents and almost accidents they see on the spit and impaired drivers could be an issue, as well as the potation for increased break in attempts.

Garth Bradshaw had a business on the spit for many years and his preference is no sales at all within the community, as other communities in Alaska have done. He encourages them to follow suit. That being said, if they allow one person to sell it, how will they restrict others? He suspects there will need

to be limits on licenses, like with alcohol. He supports not selling it in Homer at all, his adult kids and his grandchildren are here and he doesn't like the exposure, and doesn't think it's the thing to do to our community.

Megan Murphy attempted to comment regarding the Waddell Park 2016 Replat Preliminary Plat. It was explained that topic would be addressed under Plat Consideration and if she was unable to stay, she could contact the planning staff for more information regarding the preliminary plat.

Shlomo Gherman commented that if the recreational sale of marijuana in town is done right it could be really effective, specifically bringing in more taxable revenue to the city. We could have a PFD type situation for many of the people living here. Colorado school district received \$6 million in additional funding from sales. No matter where you place a dispensary, once it's known the town has one, there is no stopping purchasing it. Whether it's on the spit or in town, it won't really make a difference, the real concern is managing how it's sold and who is able to purchase. It's very accessible now. If the issue is stoned people on the spit, they are already there.

There were no further public comments.

City Planner Abboud said limiting the number of establishments will be in the code under licensing and not zoning. He will have something on the next agenda for the Commission to make a recommendation.

VENUTI/STROOZAS MOVED THAT EAST END MIXED USE AREA BE ALLOWED TO HAVE SMALL VOLUME CULTIVATION.

There was brief discussion to clarify small grow operations would be allowed anywhere in the district with this motion. Other comments were that this should be more restrictive to begin with.

VOTE: YES: STEAD, VENUTI, STROOZAS, BRADLEY
NO: HIGHLAND, ERICKSON

Motion carried.

HIGHLAND/VENUTI MOVED TO ADD A CUP FOR ALL SMALL CULTIVATION IN RURAL RESIDENTIAL.

Commissioner Highland commented that rural residential is the largest district, it is family oriented, and there are a lot of lots over 40,000 square feet. Allowing it outright doesn't give the residents the opportunity to speak about small grow operations in their neighborhood. Lighting is also an issue, as well as security, in rural residential.

It was noted that currently no small cultivation is allowed on lots under 20,000, and this motion allows it in all of rural residential with a CUP. It would include the smaller lots if approved as presented.

ERICKSON/HIGHLAND MOVED TO AMEND THAT A CUP BE REQUIRED ON LOTS OVER 20,000 SQUARE FEET.

There was brief discussion.

VOTE (Amendment): NON OBJECTION: UNANIMOUS CONSENT.

Motion carried.

There was brief discussion.

VOTE (Main motion as amended): NON OBJECTION: UNANIMOUS CONSENT.

Motion carried.

There was discussion about buffers that are outlined by the state. City Planner Abboud said he would bring that back with information along with the license restrictions.

Discussion ensued regarding allowing retail on the spit and the comments from the public tonight.

HIGHLAND/ERICKSON MOVED TO DISALLOW RETAIL FOR MARIJUANA IN MARINE COMMERCIAL.

Commissioner Highland said tonight's public comments included good reasons to be concerned about retail sales out there.

Commissioner Venuti noted there are bars and liquor stores on the spit now that sell cheap liquor which he thinks is more dangerous.

Commissioner Erickson agrees with the public comments about not allowing retail in marine commercial.

Commissioner Bradley commented that a CUP is required for retail in marine commercial which is fairly restrictive.

Commissioner Stroozas expressed his thought that the fishing hole is a recreational facility for families with kids and youth based fishing events that are held there. Based on state buffers, that could justify disallowing retail on the spit. If the CUP remains in place, then an applicant complies with all the regulations, the Commission would have to allow it.

VOTE: YES: ERICKSON, STROOZAS, HIGHLAND
NO: STEAD, BRADLEY, VENUTI

Motion failed for lack of a majority.

No further amendments were proposed and another public hearing is scheduled for December 2nd.

Plat Consideration

A. Staff Report PL 15-76 Waddell Park 2016 Replat Preliminary Plat

City Planner Abboud reviewed the staff report.

Public Works Director Meyer had no presentation and was available for questions.

There were no public comments.

Chair Stead asked if the connections and other improvements associated with Lake Street are okay with the state. Public Works Director Meyer said the state is aware of the proposed improvements and will be issuing a formal permit soon.

HIGHLAND/BRADLEY MOVED TO APPROVE STAFF REPORT PL 15-76 AND WADDELL PARK 2016 REPLAT PRELIMINARY PLAT WITH STAFF COMMENTS AND RECOMMENDATIONS.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Pending Business

New Business

A. 2016 Planning Commission Meeting Schedule

ERICKSON/BRADLEY MOVED TO APPROVE THE 2016 MEETING SCHEDULE.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Informational Materials

A. City Manager's Report October 26, 2015

B. 2015 Commissioner Attendance at City Council Meetings

Comments of the Audience

Comments of Staff

City Planner Abboud commented that there is one more meeting this year. Marijuana zoning is a priority to move forward so the city will be ready when the permit filing period opens on February 24th

and applicants have 90 days to act up on the license. He noted retail places won't likely have product to sell right away because cultivators would have to have a license before they could grow. He predicts the scenario would likely be the end of summer at best before product would be available.

He is working on a manageable schedule for the Comp Plan review.

Comments of the Commission

Commissioner Highland and Erickson had no comment.

Commissioner Bradley commented she is looking forward to speaking at the city council meeting on the 23rd and will be getting ahold of the City Planner for assistance with talking points. She thought the comments tonight were interesting.

Commissioner Stroozas said he expected standing room only tonight for the public hearing. It's nice to get done early. It was a well conducted meeting and thanked Chair Stead for moving things along.

Commissioner Venuti agreed it was interesting discussion tonight. He thinks that for what it will cost to get licensed and into operation on the spit for a three month season, doesn't make economic sense. He doesn't think there will be a lot of people jumping at that opportunity. Regarding commissioner comments at council meetings he encouraged that speakers work with staff to get a script or talking points to ensure they aren't giving personal feedback.

Chair Stead said he thinks they did good tonight.

Adjourn

There being no further business to come before the Commission, the meeting adjourned at 8:01 p.m. The next regular meeting is scheduled for December 2, 2015 at 6:30 p.m. in the City Hall Cowles Council Chambers. A worksession will be held at 5:30 p.m.

MELISSA JACOBSEN, CMC, DEPUTY CITY CLERK

Approved: _____

PUBLIC HEARING(S)

**CITY OF HOMER
PUBLIC HEARING NOTICE
CITY COUNCIL MEETING**

**Ordinances 15-37, 15-41(S), 15-42, 15-43, 15-44, and 15-45
Resolution 15-097(S)**

A **public hearing** is scheduled for **Monday, December 7, 2015** during a Regular City Council Meeting. The meeting begins at 6:00 p.m. in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

Ordinances 15-37, 15-41(S), 15-42, 15-43, 15-44, and 15-45 internet address:
<http://www.cityofhomer-ak.gov/ordinances>

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.

Ordinance 15-41(S), An Ordinance of the Homer City Council Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds. City Manager.

Ordinance 15-42, An Ordinance of the Homer City Council, Amending HCC 7.04.010, State Statutes Adopted by Reference, HCC 7.04.030, Violation—Penalty, and HCC 10.04.100, Vehicles and Other Wheeled Conveyances, Repealing HCC Chapter 7.08, Stopping or Parking, and Enacting HCC Chapter 7.10, Stopping, Standing and Parking, to Incorporate in the City Code All Vehicle and Traffic Statutes and Regulations of the State of Alaska Creating Minor Offenses and to Revise and Consolidate City Parking Regulations, and to Prescribe Penalties for Traffic and Parking Violations. City Manager/Police Chief.

Ordinance 15-43, An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code Chapter 3.12, Permanent Fund, Placing the Funds in a Self-Managed Brokerage and Disbanding the Permanent Fund Committee. City Clerk/Permanent Fund Committee.

Ordinance 15-44, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Making Necessary Adjustments to Certain Revenue and Expenditure Line Items. City Manager/Finance Director.

Ordinance 15-45, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of \$2,540.30 to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts. City Manager/City Clerk.

CLERK'S AFFIDAVIT OF POSTING

I, Renee Krause, Deputy City Clerk for the City of Homer, Alaska, do hereby certify that a copy of the Public Hearing Notice for **Ordinance 15-37**, 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 _____; **Ordinance 15-41(S)**, Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds; **Ordinance 15-42**, Amending HCC 7.04.010, State Statutes Adopted by Reference, HCC7.04.030, Violation—Penalty, and HCC 10.04.100, Vehicles and Other Wheeled Conveyances, Repealing HCC Chapter 7.08, Stopping or Parking, and Enacting HCC Chapter 7.10, Stopping, Standing and Parking, to Incorporate in the City Code All Vehicle and Traffic Statutes and Regulations of the State of Alaska Creating Minor Offenses and to Revise and Consolidate City Parking Regulations, and to Prescribe Penalties for Traffic and Parking Violations; **Ordinance 15-43**, Repealing Homer City Code Chapter 3.12, Permanent Fund, Placing the Funds in a Self-Managed Brokerage and Disbanding the Permanent Fund Committee; **Ordinance 15-44**, Amending the FY 2015 Operating Budget by Making Necessary Adjustments to Certain Revenue and Expenditure Line Items; **Ordinance 15-45**, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of \$2,540.30 to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts; **Resolution 15-097(S)**, Amending the City of Homer Fee Schedule Under Administrative, Animal Control, City Clerk, Camping, Library, Public Safety, Fire Department, and Public Works Department Fees was distributed to the City of Homer kiosks located at City Clerk's Office, and the Homer Public Library on Wednesday, November 25, 2015 and posted the same on City of Homer Website on Tuesday, November 24, 2015.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of said City of Homer this 25th day of November, 2015.


Renee Krause, CMC, Deputy City Clerk



ORDINANCE REFERENCE SHEET
2015 ORDINANCE
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 _____.

Sponsor: Lewis

1. City Council Regular Meeting October 12, 2015 Introduction and Postponed to December 7, 2015
2. City Council Regular Meeting December 7, 2015 Public Hearing and Second Reading

1 CITY OF HOMER
2 HOMER, ALASKA

Lewis

3
4 ORDINANCE 15-37

5 AN ORDINANCE OF THE HOMER CITY COUNCIL AMENDING HCC
6 9.16.010 TO PROVIDE FOR AN INCREASE IN THE RATE OF THE
7 CITY SALES TAX FROM 4.5% TO 5.5% FROM APRIL 1ST THROUGH
8 SEPTEMBER 30TH, WITH THE INCREASE TO BE USED FOR
9 GENERAL GOVERNMENT PURPOSES, AND AUTHORIZING THE
10 CITY TO SUBMIT THE QUESTION OF SUCH SALES TAX INCREASE
11 TO THE QUALIFIED VOTERS OF THE CITY AT A SPECIAL ELECTION
12 TO BE HELD IN THE CITY ON _____.

13
14 THE CITY OF HOMER ORDAINS:

15
16 Section 1. Homer City Code 9.16.010 is amended to read as follows:

17
18 9.16.010 Levied.

19 a. A consumer's sales tax **is levied by the City in the amount of four percent on all**
20 **sales, rents and services within the City from April 1st through September 30th, and** in the
21 amount of three percent ~~is levied by the City~~ on all sales, rents and services within the City
22 **from October 1st through March 31st,** except as the same may be otherwise exempted by
23 law.
24

25 b. An additional consumer's sales tax in the amount of three-quarters percent is
26 hereby levied by the City of Homer on all sales, rents and services within the City except as
27 the same may be otherwise exempted by law, for the purpose of funding debt retirement of
28 the sewer treatment plant improvements, and to the extent revenues from such tax exceed
29 such debt retirement obligations, for the purpose of funding water and sewer systems.

30 c. An additional consumer's sales tax in the amount of three-quarters percent is
31 hereby levied by the City of Homer on all sales, rents and services within the City except as
32 the same may be otherwise exempted by law, for the purpose of funding of street
33 reconstruction improvements and related utilities, construction of new local roads, and
34 construction of new local trails.

35
36 Section 2. A special election in and for the City is called for _____, 2015, at
37 which the City shall submit the following proposition to the qualified voters of the City. The
38 proposition must receive an affirmative vote from a majority of the qualified voters voting on
39 the question to be approved.

40 **PROPOSITION NO. ____**
41 **INCREASE IN RATE OF CITY SALES TAX FROM 4.5% TO 5.5%**
42 **FROM APRIL 1ST THROUGH SEPTEMBER 30TH**

43
44 Shall the rate of City sales tax increase from 4.5% to 5.5% from April 1st through
45 September 30th with the increase to be used for general government purposes?
46

47 Section 3. The proposition shall be printed on paper ballots and machine ballots, and
48 the following words shall be added as appropriate next to an oval provided for marking the
49 ballot for voting by hand or machine:
50

51 PROPOSITION NO. ____

- 52
53 Yes
54 No
55

56 Section 4. Section 1 of this ordinance shall become effective on _____, 2016,
57 but only if the proposition described in Section 2 is approved by a majority of the qualified
58 voters voting on the proposition at the special election to be held in the City on _____,
59 2015. The remaining sections of this ordinance shall become effective upon adoption.
60

61 Section 5. Section 1 of this ordinance is of a permanent and general character and
62 shall be included in the city code upon its effective date. The remaining sections of this
63 ordinance are not permanent in nature, and shall not be codified.
64

65 ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this _____ day of
66 _____ 2015.

67
68 CITY OF HOMER
69

70
71 _____
72 MARY E. WYTHE, MAYOR
73

74 ATTEST:
75
76

77 _____
78 JO JOHNSON, MMC, CITY CLERK
79
80
81

82 AYES:

83 NOES:

84 ABSTAIN:

85 ABSENT:

86

87

88 First Reading:

89 Public Reading:

90 Second Reading:

91 Effective Date:

92

93

94 Reviewed and approved as to form:

95

96

97

98 _____
Mary K. Koester, City Manager

Thomas F. Klinkner, City Attorney

99

100 Date: _____

Date: _____

ORDINANCE REFERENCE SHEET
2015 ORDINANCE
ORDINANCE 15-41

An Ordinance of the Homer City Council Appropriating Funds for the Calendar Year 2016 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, Capital Projects, and Internal Service Funds.

Sponsor: City Manager

1. Council Regular Meeting October 26, 2015 Introduction
 - a. 2016 Proposed Budget Amendment – Budget B
 - b. Memorandum 15-176 from Library Director as backup
 - c. Department Budget Requests Parks and Recreation Advisory Commission
 1. Calhoun Trail work
 2. Pedestrian and bicycle improvements
 3. Soundview Sidewalk Extension

2. Council Regular Meeting November 23, 2015 Public Hearing
 - a. 2016 Proposed Budget Amendment – Budget B
 - b. Memorandum 15-176 from Library Director as backup
 - c. Memorandum 15-178 from Community Recreation Manager as backup
 - d. Memorandum 15-180 from City Manager as backup
 - e. Memorandum 15-195 from City Manager as backup
 1. PW - submersible pump for Clear well to reduce disinfection by products
 2. Pedestrian and bicycle improvements
 3. Calhoun Trail work
 4. Soundview Sidewalk Extension

3. Council Regular Meeting December 7, 2015 Public Hearing and Second Reading
 - a. 2016 Proposed Budget Amendment – Budget B
 - b. Memorandum 15-176 from Library Director as backup
 - c. Memorandum 15-178 from Community Recreation Manager as backup
 - d. Memorandum 15-180 from City Manager as backup
 - e. Memorandum 15-195 from City Manager as backup
 1. PW - submersible pump for Clear well to reduce disinfection by products
 2. Pedestrian and bicycle improvements

- 3. Calhoun Trail work
- 4. Soundview Sidewalk Extension
- f. Memorandum 15-205 from City Manager as backup
 - 1. Hickerson Cemetery Map
 - 2. PR Phase I Cemetery Expansion
- g. Soundview Sidewalk Extension (Reynolds)
- h. Council Stipend (Mayor)

**CITY OF HOMER
HOMER, ALASKA**

City Manager

ORDINANCE 15-41(S)

AN ORDINANCE OF THE HOMER CITY COUNCIL APPROPRIATING FUNDS FOR THE CALENDAR YEAR 2016 FOR THE GENERAL FUND, THE WATER FUND, THE-SEWER FUND, THE PORT/HARBOR FUND, CAPITAL PROJECTS, AND INTERNAL SERVICE FUNDS.

THE CITY OF HOMER ORDAINS:

Section 1. Pursuant to the authority of Alaska Statutes Title 29, the following appropriations are made for the calendar year ending December 2016:

General Fund	\$11,658,093
Water Fund	\$ 2,105,246
Sewer Fund	\$ 1,626,500
Port/Harbor Fund	\$ 4,688,729
Capital Projects	<u>\$ 1,355,275</u>
Total Expenditures	\$21,433,843
Internal Service Funds	\$ 1,990,459

Section 2. Pursuant to the authority of Alaska Statutes Title 29, the following appropriations are made for the calendar year ending December 2016:

General Fund	\$10,609,676
Water Fund	\$ 2,105,246
Sewer Fund	\$ 1,626,500
Port/Harbor Fund	\$ 4,688,729
Capital Projects	<u>\$ 1,355,275</u>
Total Expenditures	\$20,385,426
Internal Service Funds	\$ 1,947,259

Section 3. The amounts appropriated by this ordinance are appropriated to the objects and purposes stated in the adopted budget.

42 Section 4. Grant funds. (a) If grant funds that are received during the fiscal year
43 exceed the amounts of such funds appropriated by this ordinance by not more than \$25,000,
44 the affected appropriation is increased by the amount of the increase in receipts.

45 (b) If grant funds that are received during the fiscal year exceed the amounts
46 appropriated by this ordinance by not more than \$25,000, the appropriation from city funds
47 for the affected program may be reduced by the excess if the reduction is consistent with
48 applicable federal and state statutes.

49 (c) If grant funds that are received during the fiscal year fall short of the amounts
50 appropriated by this ordinance, the affected appropriation is reduced by the amount of the
51 shortfall in receipts.

52
53 Section 5. A copy of the adopted budget shall be certified by the City Clerk and filed in
54 the office of the City Clerk.

55
56 Section 6. The supporting Line Item Budget detail as presented by the Administration
57 and reviewed by the City Council is incorporated as part of this Budget Ordinance.

58
59 Section 7. The property tax mill levy is set at 4.5 mills for 2016.

60
61 Section 8. This Ordinance is limited to approval of the Budget and appropriations for
62 Calendar Year 2016, and shall not be codified.

63
64 Section 9. Section 1 of this ordinance shall become effective January 1, 2016, but only
65 if Proposition 1 is approved by a majority of the qualified voters voting on the proposition at
66 the special election to be held in the City on December 1, 2015. Section 2 of this ordinance
67 shall become effective January 1, 2016, but only if Proposition 1 is not approved by a majority
68 of the qualified voters voting on the proposition at the special election to be held in the City
69 on December 1, 2015. The remaining sections of this ordinance shall become effective
70 January 1, 2016.

71
72 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 7th day of December, 2015.

73
74 CITY OF HOMER

75
76
77 _____
78 MARY E. WYTHER, MAYOR

79 ATTEST:
80
81
82 _____
83 JO JOHNSON, MMC, CITY CLERK

- 84 AYES:
- 85 NOES:
- 86 ABSTAIN:
- 87 ABSENT:
- 88
- 89
- 90
- 91 First Reading:
- 92 Public Hearing:
- 93 Second Reading:
- 94 Effective Date:

95
96
97
98
99 Reviewed and approved as to form:

100 _____
101 _____

102 Mary K. Koester, City Manager

103
104 Date: _____

105

Thomas F. Klinkner, City Attorney

Date: _____



City of Homer

www.cityofhomer-ak.gov

Homer Public Library

500 Hazel Avenue
Homer, AK 99603

library@cityofhomer-ak.gov

(p) (907)-235-3180

(f) (907)-235-3136

Memorandum 15-176

TO: Library Advisory Board

THROUGH: Renee Krause, City Clerk

FROM: Ann Dixon, Library Director

DATE: October 5, 2015

SUBJECT: Impact of "Bare Bones Budget" Cuts to Library Services – Budget B

Library staff understands the seriousness of the fiscal gap crisis. Every department must do its part to cut costs while maintaining services as best we can.

That said, it must be understood that budget cuts will have serious consequences for library services. The budget has been pared to the point that only core resources and services remain. Staff is already working at capacity, having streamlined numerous workflows over the past several years.

The Collection

Cutting the budget for books and other media at these levels will:

- Severely decrease the number of new books, DVDs, and audiobooks we can purchase.
- Result in longer waits for new books and media.
- Result in less variety of materials for all ages.
- Reduce our ability to replace out-of-date and worn-out materials.
- Increase our reliance on interlibrary loan to obtain materials from other libraries, which takes longer for the patron, is costly in postage and is time-consuming for staff.
- Reduce and in some cases eliminate funding for periodicals, electronic media and databases currently used by many patrons for research, recreational reading, business and current affairs.

Cutting the budget for books, in particular, will halt our on-going project to improve the Library's collection.

- The library collection is still recovering from several decades of underfunding for new materials, as documented by the Library Advisory Board in 2012.
- In 2011 the average publication date of HPL's nonfiction books was 1989. Thanks to two Rasmuson grants and improved funding for materials from the City of Homer, that average pub

date has risen to 1996 in 2015. Our goal is to bring the collection into the 21st century by replacing out-of-date, unused, and worn-out books. Decreased budgets for materials will take us backwards in that effort.

Staffing

Eliminating positions will reduce hours the library is open. These reduced open hours will negatively impact most library users.

We are currently open 52 hours (six days) per week. 40 open hours per week is the bare minimum to qualify for the annual Public Library Assistance Grant. It may curtail our eligibility to receive other grants, as well.

Reduction in hours the Library is open will:

- Especially impact children, adults who work during the week, tutors and their students, and availability of rooms for community meetings.
- Result in less access for patrons to computers to conduct business, personal communications, research, legal, medical and other affairs online.
- Result in longer wait periods for new materials by patrons.
- Reduce our availability to visitors during the tourist season.

Reducing staffing will impair staff's ability to handle day-to-day workloads at a time when library use is increasing (from 2011-2014, an increase of 25% in the number of items checked out; a 5% increase in overall attendance; and a 41% increase in participation at early literacy programs).

- Fewer hours per week shelving materials.
- Fewer hours per week processing new materials.
- Less mending of damaged materials.
- Fewer hours per week of front-line staffing at the circulation desk.
- Fewer hours of core library tasks by staff who will need to assist patrons at the circulation desk those additional hours (cataloging, ordering and processing new materials, mending materials, maintaining and updating the website, maintaining and updating library software, tracking periodicals, interlibrary loans, database maintenance, processing overdue notices, scheduling, receiving and sending mail, and supervising volunteers).
- Move experienced, highly trained, and higher-paid technical staff from their work in specialized tasks to more generalized work on the front desk that could be handled by lower-grade employees.
- Increase workload for staff during remaining open hours, including the busy summer season.
- Increase staff burnout.

- Loss of investment in training the staff member who is laid off.

Programming

Reducing staff will curtail our ability to plan and implement literacy, educational, and cultural programs for youth and adults.

- Reduce story times offered (resulting in crowds of 50 or more at story times).
- Fewer after-school and Saturday children's programs during the school year.
- Fewer summer story times and summer reading program activities.
- Less outreach to schools, childcare facilities, and the homebound.
- May reduce frequency of homebound/senior service (currently weekly).

Other

- Impair and/or halt staff's ability to continue collection management projects currently underway (database clean-up, fiction section re-labeling, reorganization of children's books).
- Reduce staff's ability to collaborate with other community groups (recent examples: Homer Early Childhood Coalition, MAPP, Hospice of Homer, Pratt Museum).
- Reduce staff's ability to assist with City projects as they arise (recent examples: social media policies, website, wellness committee).
- Reduce staff's ability to find time for grant writing.

It is well documented that when economies contract, people utilize public libraries more than ever.

<http://chicago.cbslocal.com/top-lists/celebrate-womens-history-month/public-library-use-goes-up-as-economic-crisis-intensifies/>

<http://www.toledoblade.com/frontpage/2008/09/01/In-economic-downturn-patrons-discover-library-services-pay-off.html>

http://www.irs.org/documents/closer_look/Recession_2011_Closer_Look_Report.pdf

<http://www.library.arkansas.gov/PublicLibraryServices/Documents/recession.pdf>



City of Homer

www.cityofhomer-ak.gov

Administration

491 East Pioneer Avenue
Homer, Alaska 99603

(p) 907-235-8121 x2222

(f) 907-235-3148

Memorandum 15-178

TO: Mayor & City Council Members
THROUGH: Katie Koester, City Manager
FROM: Mike Illg, Community Recreation Manager
DATE: 10/22/15
SUBJECT: Community Recreation Information

The City of Homer Community Recreation program continues to be very popular service for our community members. Our activities through a partnership with the Kenai Peninsula Borough School District are located at Homer High School, Homer Middle School, West Homer Elementary and the city owned HERC building. Our mission statement is:

“The City of Homer Community Recreation will promote community involvement and life-long learning through educational and recreational opportunities for people of all ages. This will be accomplished through maximizing usage of all community facilities and resources, while utilizing, expanding and uniting local business and school resources and expertise. Our program shall be designed to recognize cultural diversity and to address social and community concerns.”

The City of Homer Community Recreation program is a high interactive and multi-dimensional program that has many players and entities involved. There are many tangible and intangible benefits that the Community Recreation program provides. As identified in the City of Homer’s 2015 Parks, Arts, Recreation & Culture Needs Assessment, community members identified these **intangible benefits** of recreation.

- **Health benefits:** Community safety; mental and physical health
- **Family and social wellbeing:** Networking, role modeling, having places for people to interact, as an extended family, especially when many people have family far away.
- **Education:** Opportunities for young people to spend free time and/or to develop their vocation; contributes to a great school system.
- **Economic wellbeing:** Generates business opportunities and is a visitor destination.

There are many proven studies that show how municipal recreational services directly provide many important and beneficial results including; increasing property values, attracting businesses to a community, reducing crime, extend life expectancy, improve quality of life, reduce childhood obesity, strengthen neighborhoods and sense of community and attracting new residents to a community.

I will also provide you Community Recreation's **tangible benefits and value** from FY2014.

2014 BUDGET

2014 Budget	\$138,580 (The city's smallest division budget)
2014 <i>Actual</i> Budget	\$125,542 (9.4% unexpended)
2014 Revenue Collected	\$ 40,280
2014 Total Cost to provide CR	\$ 85,262

2016 BUDGET (projected)

2016 Budget	\$132,291
2016 <i>Actual</i> Budget	unknown
2016 Revenue Collected	\$ 35,000 (estimated)
2016 Estimated Total Cost to provide CR	\$ 97,291

PEOPLE

There were **50** individual volunteers who have donated **4,576** volunteer hours and this equates to a monetary value of **\$119,765 (\$26.59/hour)**.

There were **30** individual contracted instructors that generated approximately **\$23,000** in revenue that are essentially **part time jobs** contributing to our local economy.

There is **1** full time employee (Recreation Manager) and **3** (.03 FTE each), on-call, part time employees to fill in or assist with the many programs and events.

PROGRAMS

There have been many **increases** in 2014:

- Provided **97** Programs and **6** Special Events
- Total participants increased by **25% (4,138)**
- Total **youth** participants: **1,795**; Total **adult** participants: **2,343**
- Total estimated visits increased by **98%** (26,273, repeat visitors)
- Total revenue collected increased by **32%** (**\$40,280**)
- Total increase of volunteer hours by **56%** (4,576)
- Total increase in donated volunteer value increased by **86%** (**\$119,765**)
- **Offers programs 7 days a week!**

Community Recreation spearheaded the collaborative community efforts to create, design and help fund the popular "**HOMER TRAILS Map**".

PARTNERSHIPS/PLACES

The ability to utilize existing public infrastructure through a significant partnership with the Kenai Peninsula Borough School District allows the Community Recreation program to operate very frugally. The City of Homer Community Recreation pays **\$6,000** annually to the Kenai Peninsula Borough School District to use Homer High School and Homer Middle School for educational and recreational programs and events. This fee also includes office space, use of copy machines, office supplies and custodial fees.

The current rate to rent a classroom is **\$20/hour** and **\$30/hour** to rent the gymnasium. There is also a **\$30/hour** custodial fee in addition to the rental fees. If CR were to be charged the standard rental and custodial fees the estimated annual cost for existing programs would be in the range of **\$130,000-\$140,000**. The estimated annual custodial cost would be **\$30,000**. The estimated annual office supply value is **\$500**.

For the **\$6,000** annual fee, the CR program receives an estimated **value of \$165,500** in services in return.

FISCAL SUMMARY

In 2014:

The total cost of providing the CR program: **\$ 85,262**

For this investment CR received:

From KPBSD:	\$165,500
Volunteer Value:	\$119,765

For this investment CR created part time jobs (contracted instructors) valued at: **\$ 23,000**

Total In Kind & Monetary Value: \$308,265

For every \$1.00 invested in Community Recreation, there is an estimated Return Value of \$3.61.



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Memorandum 15-180

TO: Honorable Mayor Wythe and Homer City Council
FROM: Katie Koester, City Manager
DATE: October 26, 2015
SUBJECT: HART Projects Proposed by Parks and Recreation Commission

Three proposed HART projects did not make it onto the proposed FY16 list of capital project requests in the draft budget presented on October 12. The three Parks and Recreation recommended projects were included in your October 26 packet. Staff has since reviewed the initial requests and made corresponding scope and cost adjustments. In order to be funded in 2016, these projects will need to be added to the 2016 budget by amendment.

Calhoun Trail Improvements \$12,500

This trail needs improvement to reduce grades and improve gravel surfaces. This work will make the trail safer and more accessible. Funding: HART Trails.

West Homer Elementary School/Soundview Avenue Safety Improvements \$35,000

This project will take the experience learned from the Old Town Pedestrian Improvements project to improve pedestrian/bike safety along Soundview Avenue. The proposed improvements being considered include road re-striping to narrow lanes, installation of speed humps, signage, pedestrian/road delineators, crosswalks and electronic speed sensing devices. These improvements will improve pedestrian/bike access safety to the elementary school along the Soundview Avenue corridor. Funding: HART Roads.

Soundview Sidewalk Improvements \$315,000

The Parks and Recreation Commission recommended extending the sidewalk on Soundview Avenue. Traditionally sidewalks are funded by the area residents. For example, in the neighboring subdivision the City of Homer required the developer to install the sidewalk. A strong safety argument can be made for completing this section of sidewalk near West Homer Elementary. However, striping and pedestrian improvements proposed above will greatly increase safety in the area. My recommendation would be that instead of funding a sidewalk with 100% HART funds in the 2016 budget, the Council work on a process and criteria on how sidewalks can be constructed in any Homer neighborhood and how the costs might be shared by adjacent property owners.



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citymanager@cityofhomer-ak.gov

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Memorandum 15-195

TO: Honorable Mayor Wythe and Homer City Council
FROM: Katie Koester, City Manager
DATE: November 18, 2015
SUBJECT: City Manager Amendments to FY2016 Budget

The purpose of this memo is to recommend 3 capital projects as amendments to the 2016 Budget. These projects have come to the administration's attention since the submission of the draft budget on October 12. All recommendations are for expenditures from non-general fund accounts. Council has asked that the annual estimate maintenance costs be added to all capital requests. Look for this number on the left-hand side of the form under estimated project cost.

- 1) **Submersible pump for clear well to reduce disinfection by products.** \$8,500. Water Reserve Fund. Recommend adoption.
- 2) **West Homer Elementary School – Soundview Safety Improvements.** \$40,000. HART Roads. This project was originally recommended by the Parks and Recreation Commission. The Public Works Director revised cost estimates and project scope to accomplish the Commissions goals of making the corridor more pedestrian friendly, especially for children. Recommend adoption.
- 3) **Calhoun Trail Work.** \$12,5000. HART Trails. This project was originally recommended by the Parks and Recreation Commission. The Public Works Director has modified the request to provide a realistic cost for the improvements. Recommend adoption.
- 4) **Soundview Sidewalk Extension.** \$315,000. HART Roads. This project was recommended by the Parks and Recreation Commission. Staff believes the project above, Soundview Safety Improvements, could in the short term accomplish many of the goals of improving pedestrian safety in the area. In the meantime, Council could discuss how they would like to pay for sidewalk construction in the future and possible amend the HART Policy Manual to establish a mechanism and guidelines for funding sidewalk improvements across Homer. Recommend denial.

**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Public Works Date 11/2/2015

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel:

Position Title _____

Salary Range & Step _____

Full-time

Part-time Hours Per Year _____

Request Other Than Personnel:

Description Submersible pump for Clear well to reduce disinfection by products

Fund Name: Water Reserve Fund

Account Name: WTR Reserve

Account # 256-378

Estimated Cost: \$8,500

Annual Maint.: \$850

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Justification:

When chlorine is used for disinfection in water with high organic material it causes by products that are potentially carcinogenic. City of Homer has high organics in the source water and is very close to, and on occasion exceeds for short periods, the allowable limit for DBP's (disinfection by-products) set by EPA for drinking water. One contributing factor to the formation of DBP's is detention time, the time chlorine and organics are in contact with each other. In a round storage tank "dead zones" can occur which increase detention time. Total Trihalomemthanes (TTHM), one of the DBP's is very volutile but they are heavy and tend to sit on the bottom of the tank where the outlet is. Public Works would like to install a mixer made to eliminate the dead zones in the tank and circulate the Trihalomemthanes so they have an oppotunity to "gas off" out of the drinking water before entering the distribution system. Public Works expects to see a 10% or more reduction in TTHM's in the drinking water with the addition of this mixer. This will help to keep the City in compliance with EPA Drinking Water Regulations.

Requestor's Name: Todd Cook

Department Head Approval: *Dave Meyer*

City Manager Recommendation: *Katie Koester*

Approved _____

Denied _____

Comments _____

Date 11.16.15

**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Parks and Recreation Advisory Commission Date 8/20/2015
(modified by PW Director)

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel:
Position Title _____

Request Other Than Personnel:
Description W Homer Elementary School -
Soundview Safety Improvements

Full-time
Part-time Hours Per Year _____

Fund Name: HART Roads

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Account Name: 160.766

Account #: 160.766

Estimated Cost: \$40,000

Annual Maint.: \$1,900

Justification:

Based on the success and lessons learned from the Old Town pedestrian improvement project, provide striping, signage, speed hump, speed control improvement and cross walks on Soundview Ave from the elementary school.

Requestor's Name: P&R Advisory Commission, modified by PW Director

Department Head Approval: *Greg Meyer*

City Manager Recommendation: _____ Date 11.16.15

Approved *Katei Koester*

Denied _____

Comments _____

**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Parks and Recreation Advisory Commission Date 11/12/2015
(modified by PW Director)

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel:
Position Title _____
Salary Range & Step _____
Full-time
Part-time Hours Per Year _____

Request Other Than Personnel:
Description Calhoun Trail work
Fund Name: HART Trails

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Account Name: HART Trails
Account # 165.375
Estimated Cost: \$12,500
Annual Maint.: \$350

Justification:

The lower portion of Calhoun Trail, north of Fairview and adjacent to the Coast Guard Housing, is steep and needs some reworking. The trail would be safer and more accessible with grade modifications and additional gravel.



Requestor's Name: P&R Advisory Commission, modified by PW Director

Department Head Approval: *Cary Meyer*

City Manager Recommendation: _____ Date 11.16.15

Approved *Katie Koesters*

Denied _____

Comments _____

**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Parks and Recreation Advisory Commission Date 8/20/2015
(modified by PW Director)

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel:
Position Title _____
Salary Range & Step _____
Full-time
Part-time Hours Per Year _____

Request Other Than Personnel:
Description Soundview Sidewalk Extension
Fund Name: HART Roads

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Account Name: HART Roads
Account # 160.766
Estimated Cost: \$315,000
Annual Maint.: \$6,300

Justification: Extend existing sidewalk on Soundview Ave east, to Mullikin St. Provides pedestrain connection from just short of West Homer El, east to Bartlett.



Requestor's Name: P&R Advisory Commission, modified by PW Director

Department Head Approval: *Carey Meyer*

City Manager Recommendation: _____ Date 11.14.15

Approved _____

Denied *Katie West*

Comments *wait for policy recommendations from Council on sidewalk improvements + HART.*



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citymanager@cityofhomer-ak.gov

(p) 907-235-8121 x2222

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Memorandum 15-205

TO: Mayor Wythe and Homer City Council
FROM: Katie Koester, City Manager
DATE: December 2, 2015
SUBJECT: Hickerson Cemetery Expansion

At the November council meeting Council asked for more information on the Hickerson Cemetery. As of packet deadline, there are 12 plots left for sale. Business has been brisk since the last council meeting. There are a few individual, isolated plots available in the Hickerson Cemetery. No multiple side-by-side plots are available. The City has purchased 3 adjacent lots for expansion; however, substantial site work has to be done to develop the lots into a cemetery. Public Works proposed a \$350,000 capital improvement project to develop 700 plots in the 3 lots adjacent to the existing Hickerson Cemetery (see attached map). As you are aware, I have not proposed any general fund capital projects in the 2016 budget. Council would need to authorize capital expenditures if the City is to continue offering cemetery plots.

As part of the FY2016 fee schedule, Public Works has proposed a substantial increase in cemetery plot fees. Currently, the fee for a plot is \$200. If the cost of the cemetery is to be paid for by plot purchasers, the cost for purchasing new plots should be \$1,000. A \$1,000 fee is proposed by Public Works based on the following facts:

Public Works estimates the following costs to expand:

Cost of land to expand cemetery (done)	\$227,500
Cost of improvements (earthwork, access roads, etc.)	\$352,000
<u>Design/Planning Approvals/Platting (done)</u>	<u>\$49,000</u>
Cost to develop new cemetery plots	\$628,500

The expanded cemetery provides 700 new plots (at a cost of \$898/plot). \$102 per plot to help offset operating expenses = \$1,000 per plot.

While eventually the cost of development can be recouped through plots sales, it will take quite some time before the general fund recoups the expense. It took 57 years to sell 785 plots at the current cemetery (average of 14 plots a year).

Options:

- 1) Do nothing given the current budget situation. Very soon we will run out of available plots.
- 2) Amend the 2016 budget to include the full project (\$350,000). Identify funding source.
- 3) Amend the 2016 budget to include Phase 1 of the project (\$200,000). Identify funding source.

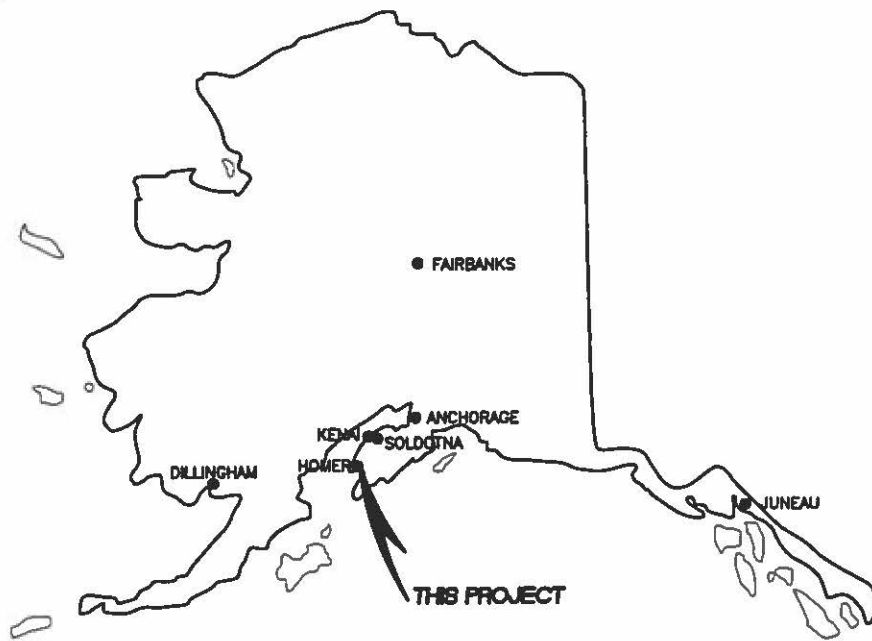
Approval of the project will require transferring funds to the Parks and Recreation Depreciation Reserves. Current Parks and Recreation balance is \$88,707. So, for example, the Council could transfer \$112,000 from City Hall Reserves to Parks and Recreation Reserves. This scenario would wipe out the balance of the Parks and Recreation Reserve account and decrease the funding put towards overdue roof repairs at City Hall. I have included the transfers to reserves proposed in the 2016 budget under Mayor/Council for your information.

Enc:

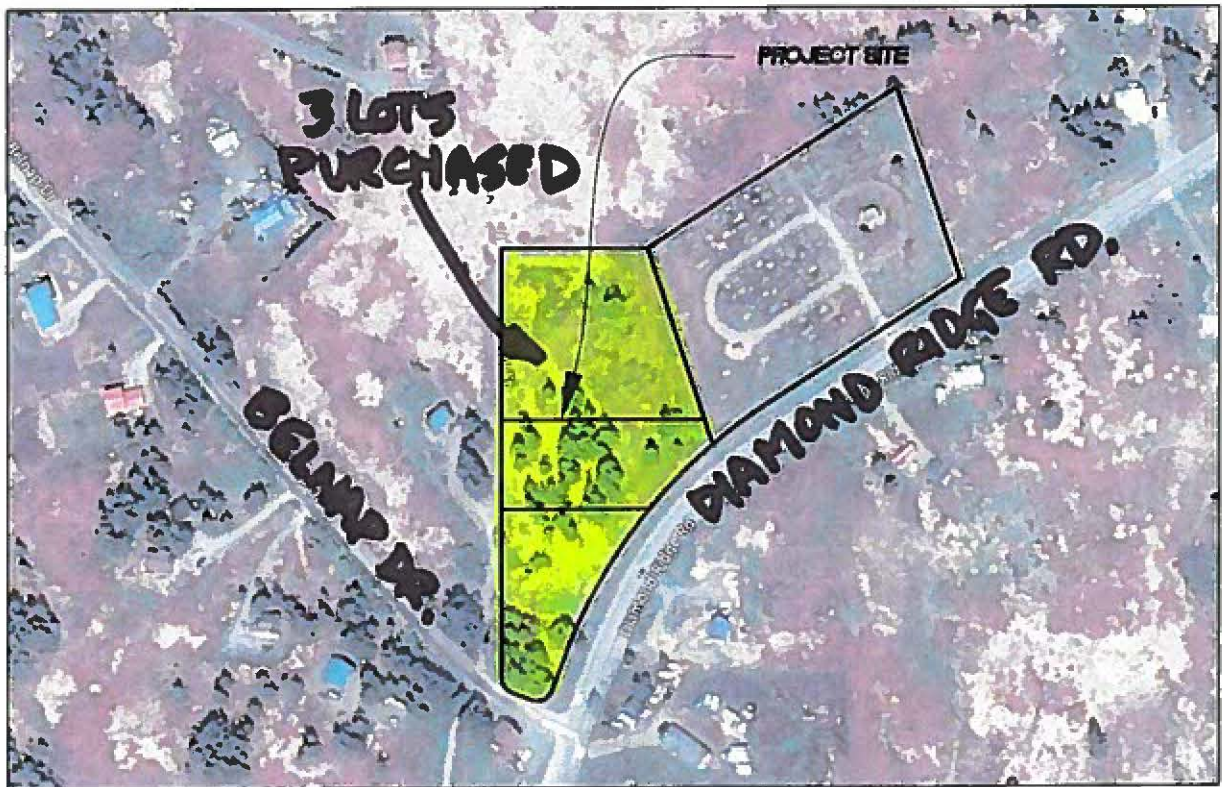
Map of Hickerson Cemetery

Budget amendment for Phase 1 of Hickerson Cemetery including back up

Proposed 2016 Mayor/Council budget



LOCATION MAP



LOCATION MAP
SCALE: NOT TO SCALE



**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Parks/Public Works Date 12/2/2015

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel: None

Request Other Than Personnel:

Position Title _____

Description Hickerson Cemetery Expansion - Phase I

Salary Range & Step _____

Full-time _____

Part-time Hours Per Year _____

Fund Name: General Fund - Parks & Rec

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Account Name: Parks & Rec Depreciation Reserves

Account # 156-0385

Estimated Cost: \$200,000

Annual Maint: \$10,000

Justification:

Expansion of the Hickerson Cemetery has been planned for at least 10 years due to rapidly-selling lots. Approval from Council to purchase property was given in 2009, knowing that the next step was to design and construct the necessary improvements for expansion. Due to budget restraints over the past several years, the capitol request for expansion has not been approved to take to Council. We now find ourselves having to proceed with the expansion immediately, or begin to turn people away as they come in to purchase lots. The available lots are now at 12, and those lots are mostly scattered around, which does not allow for families to purchase lots adjacent to one another. We have a complete design and Engineer's Estimate for the improvements which includes a lot of dirt moving, roadway construction, seeding, surveying, and fencing. The cost estimate for the entire project is \$350,000. Based on budget constraints; Public Works proposes to construct the project in phases. Phase I consists of clearing 1/2 of the site and construction 2/3 of the access improvements

Requestor's Name: Dan Gardner / Jo Johnson

Department Head Approval: _____

City Manager Recommendation: _____ Date _____

Approved _____

Denied _____

Comments _____

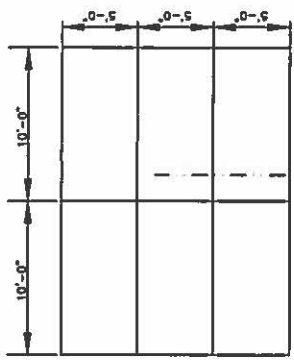


NO.	REVISION	DATE

CONSULTING ENGINEERS
 STRUCTURAL/CIVIL
 155 BROADWAY
 KENAI, AK 99511
 TEL: (907) 283-3583
 NELSONENGINEERING@ALASKA.NET

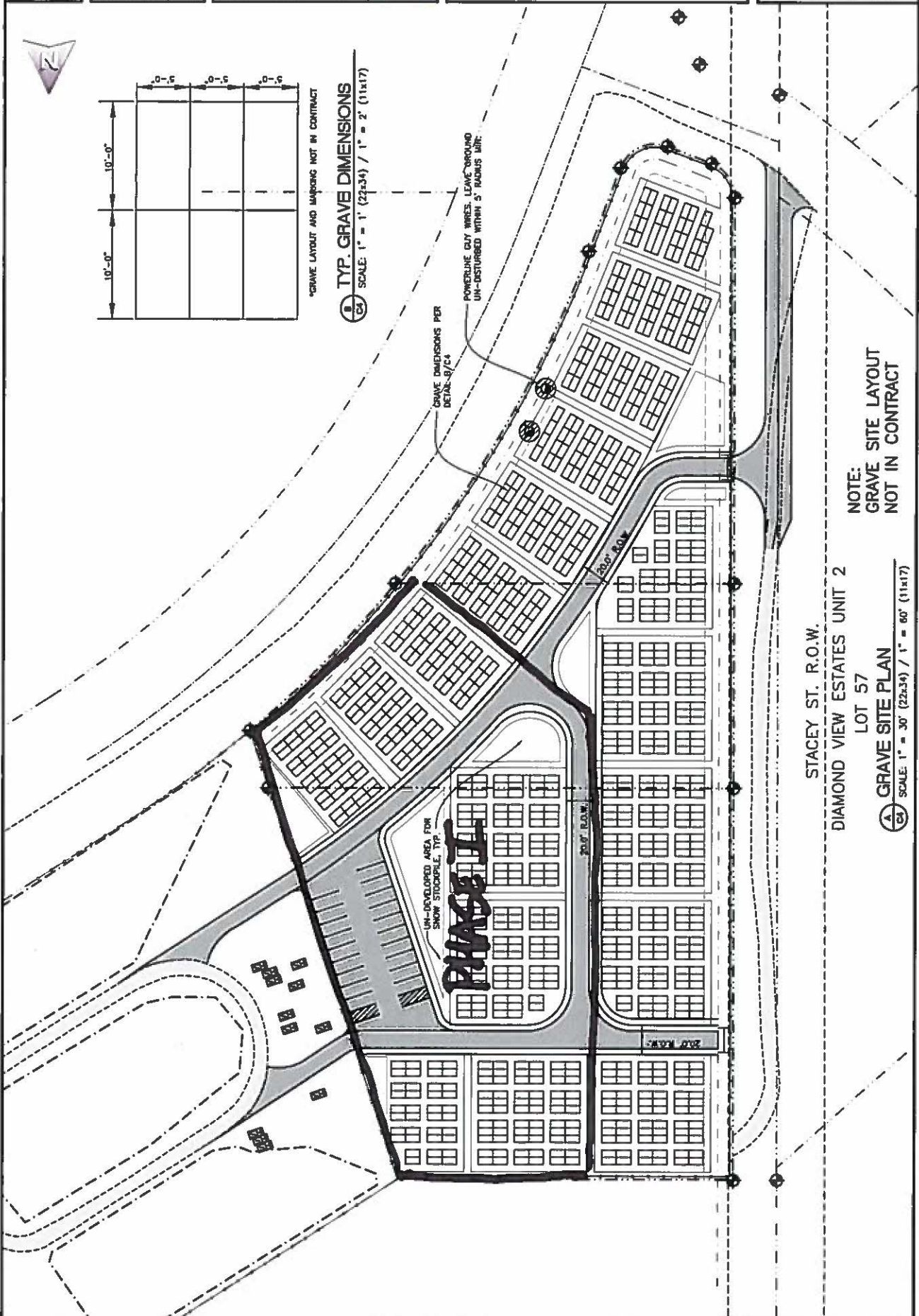
HICKERSON MEMORIAL CEMETERY
 CITY OF HOMER
 HOMER, ALASKA
 GRAVE SITE PLAN

PROJECT NO: 1375
 DRAWN BY: MJD/CAM
 CHECKED BY: MAM
 DATE: 03/18/13
 SCALES: NOTED
 NOTED
 NOTED
 SHEET: C4
 4 OF 13



GRAVE LAYOUT AND MARKING NOT IN CONTRACT
 TYP. GRAVE DIMENSIONS
 SCALE: 1" = 1' (22x34) / 1" = 2' (11x17)

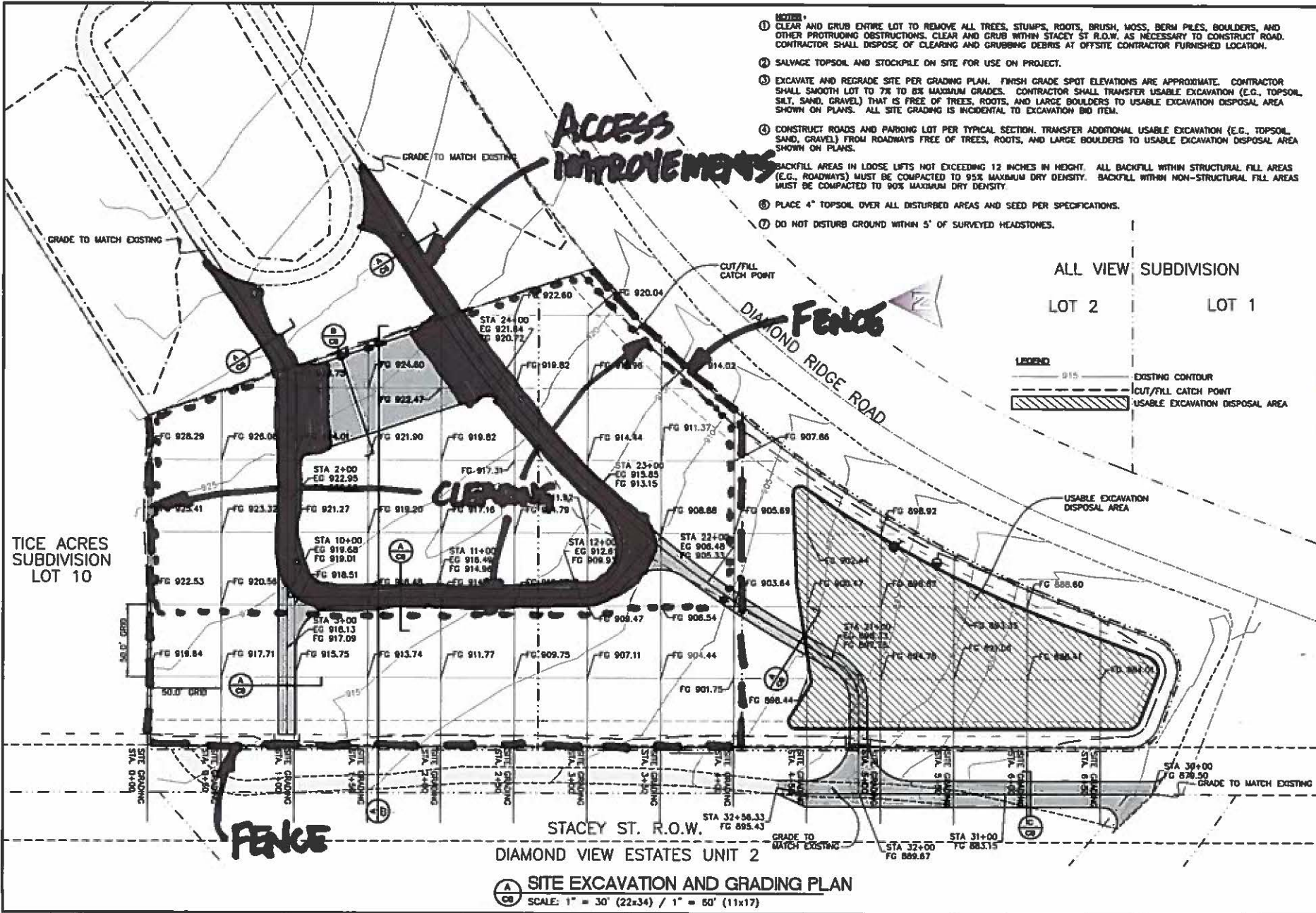
GRAVE DIMENSIONS PER DETAIL-87/CS
 POWERLINE CUY WRECK LEAVE UN-DISTURBED WITHIN 5' RADIUS AWT.



UN-DEVELOPED AREA FOR SNOW STORAGE, TYP.
PHASE II

NOTE:
 GRAVE SITE LAYOUT
 NOT IN CONTRACT

STACEY ST. R.O.W.
 DIAMOND VIEW ESTATES UNIT 2
 LOT 57
 GRAVE SITE PLAN
 SCALE: 1" = 30' (22x34) / 1" = 60' (11x17)



- NOTES:**
- 1 CLEAR AND GRUB ENTIRE LOT TO REMOVE ALL TREES, STUMPS, ROOTS, BRUSH, MOSS, BERM PILES, BOULDERS, AND OTHER PROTRUDING OBSTRUCTIONS. CLEAR AND GRUB WITHIN STACEY ST R.O.W. AS NECESSARY TO CONSTRUCT ROAD. CONTRACTOR SHALL DISPOSE OF CLEARING AND GRUBBING DEBRIS AT OFFSITE CONTRACTOR FURNISHED LOCATION.
 - 2 SALVAGE TOPSOIL AND STOCKPILE ON SITE FOR USE ON PROJECT.
 - 3 EXCAVATE AND REGRADE SITE PER GRADING PLAN. FINISH GRADE SPOT ELEVATIONS ARE APPROXIMATE. CONTRACTOR SHALL SMOOTH LOT TO 7% TO 8% MAXIMUM GRADES. CONTRACTOR SHALL TRANSFER USABLE EXCAVATION (E.G., TOPSOIL, SILT, SAND, GRAVEL) THAT IS FREE OF TREES, ROOTS, AND LARGE BOULDERS TO USABLE EXCAVATION DISPOSAL AREA SHOWN ON PLANS. ALL SITE GRADING IS INCIDENTAL TO EXCAVATION BID ITEM.
 - 4 CONSTRUCT ROADS AND PARKING LOT PER TYPICAL SECTION. TRANSFER ADDITIONAL USABLE EXCAVATION (E.G., TOPSOIL, SAND, GRAVEL) FROM ROADWAYS FREE OF TREES, ROOTS, AND LARGE BOULDERS TO USABLE EXCAVATION DISPOSAL AREA SHOWN ON PLANS.
 - 5 BACKFILL AREAS IN LOOSE LIFTS NOT EXCEEDING 12 INCHES IN HEIGHT. ALL BACKFILL WITHIN STRUCTURAL FILL AREAS (E.G., ROADWAYS) MUST BE COMPACTED TO 95% MAXIMUM DRY DENSITY. BACKFILL WITHIN NON-STRUCTURAL FILL AREAS MUST BE COMPACTED TO 90% MAXIMUM DRY DENSITY.
 - 6 PLACE 4" TOPSOIL OVER ALL DISTURBED AREAS AND SEED PER SPECIFICATIONS.
 - 7 DO NOT DISTURB GROUND WITHIN 5' OF SURVEYED HEADSTONES.

ALL VIEW SUBDIVISION
 LOT 2 LOT 1

LEGEND

915 ——— EXISTING CONTOUR
 [Symbol] ——— CUT/FILL CATCH POINT
 [Symbol] ——— USABLE EXCAVATION DISPOSAL AREA

(A) SITE EXCAVATION AND GRADING PLAN
 (B) SCALE: 1" = 30' (22x34) / 1" = 60' (11x17)



NO.	REVISION	DATE
1	FOR NO.	8/18/13

CONSULTING ENGINEERS
 STRUCTURAL/CIVIL
 155 BROADWAY
 HOMER, ALASKA 99611
 TEL: (907) 883-3983
 NELSONENGINEERING@ALASKA.NET



HICKERSON MEMORIAL CEMETERY
 CITY OF HOMER
 HOMER, ALASKA
 SITE EXCAVATION & GRADING PLAN

PROJECT NO: 1275
 DRAWN BY: MZD/CAM
 CHECKED BY: WJN
 DATE: 05/19/13
 SCALES: HORIZ. NOTED
 VERT. NOTED
 SHEET: C6
 6 OF 13

Engineer's Estimate - Hickerson Memorial Cemetery (Phase I)

ENTIRE PROJECT						PHASE I ONLY	
Item Number	Pay Item Description	Unit	Estimated Quantity	Unit Bid Price	Amount Bid	Estimated Quantity	Amount Bid
101	Mobilization and Demobilization	Lump Sum	1	\$ 25,000.00	\$ 25,000.00	#####	\$ 15,000.00
102	Construction Surveying	Lump Sum	1	\$ 10,000.00	\$ 10,000.00	\$ 6,000.00	\$ 6,000.00
103	Traffic Maintenance	Lump Sum	1	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -
202	Clearing and Grubbing	Acre	3.9	\$ 10,000.00	\$ 39,000.00	\$ 2.00	\$ 20,000.00
203a	Removal of Obstructions (Chain Link Fence)	Linear Foot	322	\$ 30.00	\$ 9,660.00	\$ 322.00	\$ 9,660.00
204a	Excavation	Cubic Yard	6,600	\$ 10.00	\$ 66,000.00	\$ 3,500.00	\$ 35,000.00
204b	Disposal of Unusable Excavation	Cubic Yard	500	\$ 6.00	\$ 3,000.00	-	\$ -
205a	Type II Classified Fill and Backfill	Cubic Yard	335	\$ 30.00	\$ 10,050.00	\$ 225.00	\$ 6,750.00
205b	Type III Classified Fill and Backfill	Cubic Yard	1,185	\$ 35.00	\$ 41,475.00	\$ 720.00	\$ 25,200.00
206	Leveling Course	Ton	125	\$ 40.00	\$ 5,000.00	\$ 85.00	\$ 3,400.00
208	Compaction Control by the Contractor	Lump Sum	1	\$ 3,000.00	\$ 3,000.00	\$ 1.00	\$ 2,000.00
702 (W)	Woven Geotextile Fabric (Mirafi HP570)	Square Yard	3000	\$ 4.00	\$ 12,000.00	\$ 2,000.00	\$ 8,000.00
708	Seeding (Type I)	MSF	143	\$ 130.00	\$ 18,590.00	\$ 75.00	\$ 9,750.00
710	Topsoil (4")	MSF	143	\$ 125.00	\$ 17,875.00	\$ 75.00	\$ 9,375.00
711a	Chain Link Fence (4-Foot High, 9 Gauge)	LF	1460	\$ 40.00	\$ 58,400.00	\$ 800.00	\$ 32,000.00
	Relocate existing fence	LF	0	\$ 25.00	\$ -	\$ 230.00	\$ 5,750.00
711b	Gate (Double Swing Gate, 14-Foot Wide)	Each	2	\$ 2,000.00	\$ 4,000.00	\$ -	\$ -
802	Furnish and Install CMP (18", 16 Gauge)	LF	87	\$ 55.00	\$ 4,785.00	\$ -	\$ -
802-E	Furnish and Install CMP End Section (18", 16 Gauge)	Each	4	\$ 350.00	\$ 1,400.00	\$ -	\$ -
Total Est.: \$ 331,735.00						Total Est.: \$ 187,885.00	
Contingency \$ 18,265.00						Contingency \$ 12,000.00	
Total Project \$ 350,000.00						Total Project \$ 199,885.00	

128

Phase 1 assumes 1/2 of area will be cleared, 2/3 of access improvements built

0100 MAYOR - COUNCIL				Adopted	Amended	Draft	Increase/Decrease	
A/C Num.	Expenditure Categories & Descriptions	12/31/13 Actual	12/31/14 Actual	12/31/15 Budget	12/31/15 Budget	12/31/16 Budget	From Prior Yr Amended	
							\$	%
Salaries and Benefits								
5101	Reg Employees	4,400	4,527	13,000	13,000	13,000	0	0.0%
5102	Fringe Benefits	357	665	1,056	1,056	1,056	0	0.0%
5112	PERS RELIEF	-	-	-	-	0	0	0.0%
5103	Part Time Empl	-	-	-	-	0	0	0.0%
5104	Fringe Ben P/T	-	-	-	-	0	0	0.0%
5105	Overtime	-	-	-	-	0	0	0.0%
5107	Part Time Overtime	-	-	-	-	0	0	0.0%
Total Salaries and Benefits		4,757	5,191	14,056	14,056	14,056	0	0.0%
Maintenance and Operations								
5201	Office Supplies	418	317	1,000	1,000	1,000	0	0.0%
5206	Food/Staples	1,583	1,462	1,600	1,600	1,600	0	0.0%
5210	Prof & Spec Svc	277,917	246,058	266,000	266,000	250,000	(16,000)	-6.0%
5211	Audit Services	41,930	42,171	46,552	46,552	51,000	4,448	9.6%
5215	Communications	343	183	600	600	0	(600)	-100.0%
5216	Postage/Freight	-	-	400	400	0	(400)	-100.0%
5223	Liability Ins	2,208	2,492	1,745	1,745	1,745	0	0.0%
5227	Advertising	-	31,740	500	500	0	(500)	-100.0%
5233	Computer Related Items	-	662	500	500	500	0	0.0%
5235	Membership/Dues	5,730	6,111	7,200	7,200	7,200	0	0.0%
5236	Transportation	3,102	2,307	4,500	4,500	4,500	0	0.0%
5237	Subsistence	418	1,140	2,500	2,500	2,500	0	0.0%
5248	Lobbying	20,125	20,321	22,000	22,000	22,000	0	0.0%
5280	Volunteer Incen	-	6,765	8,500	8,500	0	(8,500)	-100.0%
5603	Employee Train	600	1,150	500	500	500	0	0.0%
5901	C/O Equipment	-	-	-	-	0	0	0.0%
Total Maint. and Operations		354,374	362,879	364,097	364,097	342,545	(21,552)	-5.9%
Capital Outlay, Transfers and Reserves								
5903	Building/Grounds Improv	-	-	-	-	0	0	0.0%
5990	Transfers To	775,087	212,380	189,101	189,101	684,674	495,574	262.1%
						114,428		
						85,000		
						75,000		
						50,000		
						170,000		
						10,000		
						10,000		
						170,246		
Total C/O, Transfers & Reserves		775,087	212,380	189,101	189,101	684,674	495,574	262.1%
Total		1,134,218	580,450	567,253	567,253	1,041,275	474,022	83.6%

- 5210: Anticipated \$16,000 savings from junior legal staff
- 5211: The cost of annual audit shared bu GF (60%), Water & Sewer (20%), and Harbor (20%) Anticipated increase in time for the audit due to new GASB rules.
- 5280: Canceled the budget for the Citizens Academy and the Volunteer Appreciation Event

**City of Homer
2016 Operating Budget**

2016 Proposed Budget Amendment - Budget B

Fund Name: General Fund

Department/Division or Services	Account #	Page #	"A" Balance	"B" Balance	Decrease By
Mayor/Council - Depreciation Reserves	100-0100-5990	47	684,674	180,246	504,428
Lobbyist	100-0100-5248	47	22,000	-	22,000
Clerks	100-0101-51xx	49	329,713	295,077	34,636
Economic Development	100-0112-5227	56	8,000	-	8,000
Homer Chamber of Commerce	100-0112-5210	56	51,000	15,300	35,700
Community Recreation	100-0115-51xx	62	110,615	61,463	49,152
Library	100-0145-51xx	69	627,986	545,185	82,801
HERC	100-0114-52xx	71	59,762	28,681	31,081
Homer Foundation	100-0350-5830	74	19,000	5,700	13,300
Pratt Museum	100-0350-5801	74	66,500	19,950	46,550
Fire - Combined	100-015x-51xx	78	670,683	636,784	33,899
Police - Patrol	100-0160-51xx	84	1,157,633	1,080,977	76,656
Public Works-Combined	100-017x-5100	94	1,393,640	1,376,427	17,213
Total					

Rationale:

The City Manager's Proposed Budget "A" assumed \$1,000,000 additional revenue source(s). Without the assumed revenue, additional budget reductions would have to take place as illustrated above in order to present to the Council a balanced budget, which would be Budget "B".

Notes:

- 51xx: Personnel Costs
- 52xx: None Personnel Costs

Requested By: _____

Prepared By: _____

General Fund Expenditure Options					
Dept./Div./Category	Cut Description	Budget A Cuts	Budget B Cuts	Net Impact (\$) Relative to "Status Quo" Budget	Net Impact (\$) Relative to 2015 Budget
Police	Mostly Personnel	<input checked="" type="checkbox"/> 1 Dispatcher & 1 Jail Officer	<input checked="" type="checkbox"/> 1 Patrol Officer	(141,478)	(76,656)
Fire	Mostly Personnel		<input checked="" type="checkbox"/> 2 Temp Positions		(33,898)
Planning	Mostly Personnel	<input checked="" type="checkbox"/> 1 Position (Code Enforcement)		(80,495)	
Library	Non-personnel	<input checked="" type="checkbox"/> Books & Supplies		(29,464)	
Library	Personnel		<input checked="" type="checkbox"/> 1.2 FTE Cuts (Part-time positions)		(82,802)
City Manager's Office	Mostly Personnel	<input checked="" type="checkbox"/> 0.4 FTE Cut (Admin Assist.)		(19,120)	
Clerk's Office	Personnel		<input checked="" type="checkbox"/> 0.4 FTE Cut		(34,637)
Community Rec	Personnel		<input checked="" type="checkbox"/> 0.4 FTE Cut & Cut in Temps		(49,152)
Finance	Mostly Personnel	<input checked="" type="checkbox"/> 1 Position		(157,851)	
Public Works	Mostly Personnel	<input checked="" type="checkbox"/> 1 PM, 0.5 Assist. 0.5 Equip Oper	<input checked="" type="checkbox"/> PW Lease Payments & Park Temps	(167,449)	(114,214)
HERC	Non-personnel		<input checked="" type="checkbox"/> Close HERC 1, no activities		(31,081)
Other General Fund Cuts	Non-personnel	<input checked="" type="checkbox"/> Additional GF Non-personnel Cuts		(109,565)	
City Contributions	Senior Center	One time	One time	0	(10,000)
City Contributions	Hockey Assoc.	One time	One time	0	(14,000)
City Contributions	Homer Foundation		<input checked="" type="checkbox"/> 70% Reduction		(13,300)
City Contributions	Pratt Museum		<input checked="" type="checkbox"/> 70% Reduction		(46,550)
Mayor/Council	Lobbyist		<input checked="" type="checkbox"/> Eliminate The Service		(22,000)
Economic Development	Non-Visitor Ad		<input checked="" type="checkbox"/> Reduce The Effort		(4,000)
Economic Development	Chamber of Commerce		<input checked="" type="checkbox"/> 70% Reduction		(35,700)



General Fund Revenue Options

2016 Operating Budget, Additional Revenues

By Suspending HART Funding: YES
 By Suspending HART Funding: NO

Closing the GAP (0)

Uncheck All A Cuts
 Check All A Cuts

Uncheck All B Cuts
 Check All B Cuts

**CITY OF HOMER
DEPARTMENT BUDGET REQUEST
YEAR 2016**

Requesting Department Parks and Recreation Advisory Commission Date 8/20/2015
(modified by PW Director)

Level of Need: Urgent Essential Necessary Desirable

Request for Additional Personnel:
Position Title _____
Salary Range & Step _____
Full-time
Part-time Hours Per Year _____

Request Other Than Personnel:
Description Soundview Sidewalk Extension
Fund Name: HART Roads

(FINANCE DEPT WILL COMPLETE)	
5101 Permanent Employees	_____
5102 Fringe Benefits	_____
5103 P/T Employees	_____
5104 Fringe Benefits P/T	_____
5105 Overtime	_____
Total Personnel Cost	_____

Account Name: HART Roads
Account # 160.766
Estimated Cost: \$315,000
Annual Maint.: \$6,300

Justification: Extend existing sidewalk on Soundview Ave east, to Mullikin St. Provides pedestrain connection from just short of West Homer El, east to Bartlett.



Requestor's Name: P&R Advisory Commission, modified by PW Director

Department Head Approval: *Cary Meyer*

City Manager Recommendation: _____ Date 11.14.15

Approved _____

Denied *Katie Kwest*

Comments *wait for policy recommendations from Council on sidewalk improvements - HART.*

**City of Homer
2015 Operating Budget**

2016 Proposed Budget Amendment Form

Fund Name: HART Roads

Department Number:

Account #	Account name	Page #	Increase	Decrease	Balance
160.766	HART Roads			315,000.00	

Rationale:

This project has been considered and recommended as essential by both the Parks and Recreation Commission and the Advisory Planning Commission (Memo. 15-194). It was approved by the Public Works Director Carey Meyer.

This project meets HART criteria strongly in these areas:

- a. Life, safety, and traffic flow;* This is a much traveled elementary school route, by people in motorized vehicles, on bikes and on foot.
- b. Correct deficiencies of the existing systems;* no sidewalk, also sudden transition from existing sidewalks to no sidewalk
- c. System wide basis versus local needs;* Many residents from Homer travel this route during the four years their children attend West Homer or Fireweed.
- d. Complete traffic circulation patterns;* This sidewalk will connect existing sidewalk (Bartlett-Spruceview-Mullikin) that ends at Soundview/Mullikin junction with section of west end of Soundview that already has a sidewalk.

And meets HART criteria to some amount in this area:

- e. Encourage economic development;* A "livable" community that includes amenities for pedestrians and people on bikes attracts and retains businesses and the people that work at them.
<http://www.aarp.org/livable-communities/info-2014/livability-factsheet-economic-development.html>
<http://www.smartgrowthamerica.org/complete-streets/complete-streets-fundamentals/factsheets/livable-communities>

Requested By: Catriona Reynolds

Prepared By:



Figure A: Sidewalks, Walkways and Safe Crossings

Special Populations: School Children

Homer's non-motorized transportation and trail system serves a variety of users ranging from pedestrians to bicyclists, cross-country skiers to wheelchair users, and equestrians to triathletes. For the system to be fully functional, it must have connectivity, accessibility, safe routes, and safe route conditions. To be both functional and successful, Homer's non-motorized transportation and trail system must accommodate the community's most vulnerable citizens and those least likely to drive: its children, its elderly, and its disabled.

School Children

Homer's elementary schools are located on Sterling Highway and East End Road, both of which are identified by the Kenai Peninsula Borough School District as hazardous routes. School system regulations require that children attending schools on hazardous routes be driven to and from campus. Children in Homer should have the opportunity to walk or ride their bikes to school, and establishing safe, alternative routes should be a priority. Eighty-eight percent of respondents to the Homer Non-Motorized Transportation and Trail Plan Community Survey indicated that they would encourage their children to walk or bike to school instead of taking the bus if such routes connected their neighborhood to local schools. Presently, sidewalks end at the mid way point of the entrance and exit drives of Homer Middle School and there is no sidewalk connecting Homer High School to Pioneer

Avenue via Heath Street. At a minimum, the city's sidewalk system should extend to the main entrance of every school. Additionally, routes should be identified from surrounding neighborhoods to local schools, including connections from West Hill Road to West Homer Elementary.

Although the physical and cognitive benefits for children with active lifestyles are well documented, the federal Centers for Disease Control reports that seventy-eight percent of children do not exercise regularly. Physical inactivity coupled with poor eating habits leads to unhealthy weight gain and obesity. Nationally, twenty-two percent of children are obese, and this number is doubling every decade. While the obesity epidemic spans the entire country, it is greater in those communities lacking non-motorized transportation infrastructure. Building exercise into the daily habits of children will help them to create a lifelong commitment to being physically active and maintaining a healthy lifestyle. Obesity will soon surpass tobacco use as the leading cause of preventable deaths in the United States. In the year 2000, tobacco use was responsible for 435,000 deaths while physical inactivity combined with a poor diet accounted for 400,000 deaths (Centers for Disease Control, 2004).

Creating a safe, non-motorized means for children to get to school requires identifying suitable routes and dedicating easements for the segments of those

"One of the saddest days on the calendar has to be national 'Walk to School Day.' The very name makes it sad. It tells us that a once-routine activity now is being regarded as an unusual physical feat. Before families started moving into the sprawl known as suburbia, children would walk to school every day. They lived in a neighborhood with sidewalks and the neighborhood had its own schools. Small wonder the kids are getting fat. They can't walk to school. They can't walk anywhere. They can't ride bikes, either, because there is too much traffic. They are trapped in a world designed for the convenience of automobiles."

According to an April 5th Dallas Morning News column by Froma Harrop.



Girls Walking to School

routes not yet recognized as formal public access ways. For new developments taking place near schools, non-motorized transportation routes should be identified on the plat and in the site plan so that pedestrian and bicycle access ways are preserved and promoted. New roads should also provide for safe and comfortable pedestrian and bicycle use. In Homer's existing neighborhoods, a number of unofficial routes are already in use (see Figure 2: Existing Conditions). By formalizing these routes, making any necessary upgrades to the existing infrastructure, and identifying public use easements on the plats and site plans of new developments, safe routes to school for Homer's children will become a reality (see Figure 3: Potential Conditions).



Figure 2: Existing Conditions

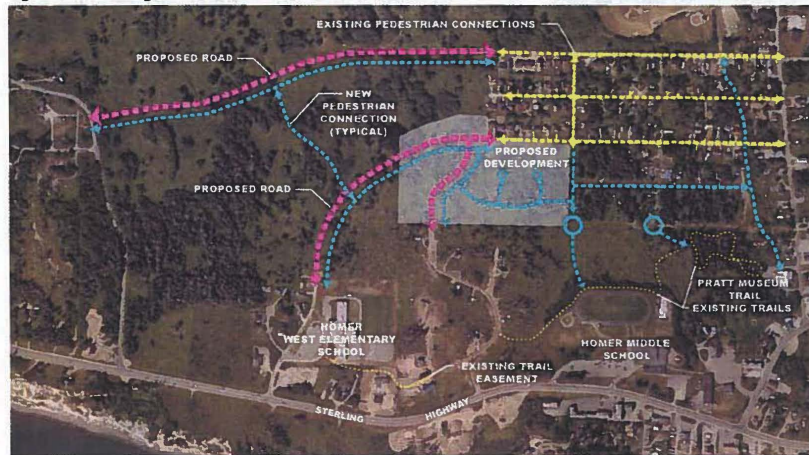


Figure 3: Potential Conditions

Action Items:

1. Identify safe routes to school

Step 1:

Create a community-wide task force of parents, neighbors, teachers, school officials, and law enforcement officers to identify and evaluate safe routes to school.

Step 2:

Present routes to Homer City Council and Kenai Peninsula Borough School District.

Step 3:

Implement an education program to teach parents, kids, schools, parent/teacher

Special Populations: Seniors and Disabled Citizens

associations (PTA's) and motorists about their roles in developing a safe walking and biking community.

Step 4:

Develop a safety campaign to promote safe driving and safe routes to school.

2. Create a safe environment for children to walk or bike to school

Step 1:

Determine what methods will work well for Homer. Considerations may include crossing guards, walking school buses, bike trains, signed routes, and traffic calming techniques.

Step 2:

Enlist the aid of the Homer Police Department to help enforce traffic laws and safe driving practices, particularly in the vicinity of schools and well traveled pedestrian and bicycle routes.

Seniors and Disabled Citizens

Seniors and disabled citizens face many of the same challenges with regard to mobility and independence in an automobile-oriented society. For those who do not drive, maintaining a high quality of life will depend upon the proximity and accessibility of an interconnected, non-motorized transportation system. Being able to move about one's community without having to

rely upon others is vital for maintaining physical and emotional wellbeing. An accessible, non-motorized transportation system increases opportunities for mobility and reduces the risk of isolation. In a recent report by the Surface Transportation Policy Project entitled *Aging Americans: Stranded Without Options*, the lack of transportation options was cited as a common reason for more than half of non-drivers aged 65 and older remaining at home on any given day. Furthermore, older Americans living in rural or small town America are disproportionately affected by isolation because there are fewer alternative transportation options available to them (Bailey, 2004).

By the year 2025, baby boomers will be in their sixties, seventies, and eighties. This means that the country's senior population will increase by eighty percent over the next twenty years. Because most people remain in the communities where they currently live, Homer should be prepared to meet the transportation needs of this population by developing a linked system of fully accessible routes to points of interest and activity. The needs of Homer's senior and disabled citizens should be incorporated into the community's transportation and community planning activities.

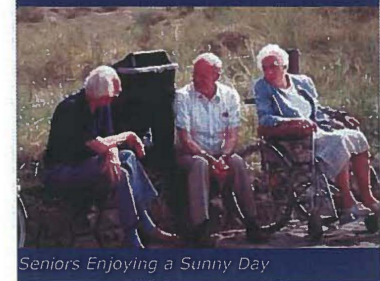
Creating an interconnected, accessible, non-motorized transportation system in Homer can be achieved. Steps to success include actively involving senior and disabled citizens in transportation



The Homer Senior Center



Wheelchair Accessible Picnic Area on the Dalton Highway



Seniors Enjoying a Sunny Day

3.2

City of Homer
2016 Operating Budget

2016 Proposed Budget Amendment Form

Budget Version
(Circle one or both)

A

B

Fund Name: General Fund

Department Number: 100

Account #	Account name	Page #	Increase	Decrease	Balance
100-0100-5101	Mayor -Council Reg Employee	47		8473	4527
100-0100-5102	Mayor -Council Fringe Benefit	47		391	665
100-0145-5228	Library - Books	69	8864		35864

Rationale:

Requested By: Mayor Wythe

Prepared By: City Manager

City of Homer
2016 Operating Budget

2016 Proposed Budget Amendment Form

Budget Version
(Circle one or both)

A

B

Fund Name: General Fund

Department Number: 100

Account #	Account name	Page #	Increase	Decrease	Balance
100-0100-5101	Mayor -Council Reg Employee	47		8473	4527
100-0100-5102	Mayor -Council Fringe Benefit	47		391	665
100-0112-5227	Econ Dev - Advertizing	56	8864		8864

Rationale:

Empty box for rationale text.

Requested By: Mayor Wythe

Prepared By: City Manager

From: [Mary Griswold](#)
To: [Jo Johnson](#)
Subject: Budget considerations
Date: Wednesday, October 21, 2015 1:09:28 PM

(Please distribute to council members and include as public comment in the council packet)

Budget considerations

I encourage you to cut the lobbyist from Budget A and apply the savings to library books. Technology and communications are very good these days. It is easy to track legislation and get in touch with our legislators, either in Juneau or here in Homer on their frequent visits. I followed the lobbyist reports at council meetings last spring and was not impressed. They did not have information not available to me. In fact, at one meeting, Linda said she'd have to get back to the council on the matter of re-appropriating Wadell Way funding to the Public Safety Building when Representative Seaton had already announced that there would be no re-appropriating of funds.

I urge you to cut \$46,600 in funding to the Pratt from Budget A and apply some of that to the Homer Foundation. The Pratt is one of many fine nonprofits in this community. It should not be singled out for special funding. The Homer Foundation provides equal opportunity access by all our nonprofits to city funding.

Mayor & C
11/06/15

Jo Johnson

From: Kathy Hill <kathhill@alaska.net>
Sent: Wednesday, November 04, 2015 3:31 PM
To: Department Clerk
Subject: Please distribute

Dear City Council Members, Mayor and City Manager:

You have asked for some input on the proposed budget. The following below is my contribution.

It seems that the desire of the city is to have or find large revenue streams. This makes sense, as it can solve many budget items at one time.

However, I am looking at small revenue streams that can pay for materials/supplies, a facilitator, an employee's hourly wage, the cleaning of a space, etc. I propose that you take a good look at the use of user fees. Almost all of the city departments have fees for this and that. We, as residents and non-residents, should have to pay our way. The paying of a user fee is by choice, no one is forcing the payment.

I suggest that a user fee be set for the use of the Bishop's Beach and the Karen Hornaday Pavilions when a reservation request has been turned in. Why doesn't the library have user fees for room use, library cards, workshops, activities, story hour, etc.? I do understand why a user of a computer does not pay. I am not asking for huge fees, but some fee. We need to stop the expectation of entitlement. There are many things that people would pay a fee for, if they found out that the entity would disappear.

The Safety Building is not going to be built and up and running for the next few years. So, let's use the HERC to its maximum, while we can. We can easily make this facility self sustainable. I would recommend that the gym and the adjoining two spaces be opened up to more users. There is a need for activity space in our community and there have been requests for these spaces. Up until now the user group number has been frozen. Allow more community recreation in there. Allow groups, non-profit organizations, other schools and individuals to use the facility. All would pay a fee. With this city facility being used to its maximum, it would pay for itself. It would be its own revenue stream!

I can see birthday parties, dances, meetings, classes, trainings, etc. happening. The city allows other city spaces to be used by outside groups/individuals. Opening up the HERC will require that it be marketed. The public will need to hear that it is truly available for their use for a fee.

A fee schedule, perhaps including a deposit and cleaning fee, would have to be drawn up. For the current activities in the Homer Recreation Program, I would also recommend a hike in fees.

With the goal of self sustainability, I would recommend that the Fire Marshall come again and fairly evaluate all three spaces in the HERC. The gym has been set at 50, I believe. I question the why this capacity has been set when probably a couple of hundred people would be present for a high school game or community performance when it was being used for the high school years ago. Nothing has changed in the gym other than the removal of the bleachers. The capacity of the gym needs to be significantly expanded. The other two spaces do not have a current rating. They are good-sized rooms that could be used well.

Why have this facility be an albatross around the city's neck when it could be part of its revenue stream? Let's be proactive and give sustainability a try. Homer does not need another empty building, let alone one that will still have to have the heat left on. This is our chance to revitalize an underused building while contributing to the revenue stream, let alone the health of the community. Talk about a win-win situation.

I thank you for your attention to the above recommendations. I am more than willing to help make any of the above happen.

Sincerely,
Kathy Hill
City resident

Sent from my iPad

Jo Johnson

From: dholleman <dholleman@ak.net>
Sent: Sunday, November 15, 2015 2:26 PM
To: Department Clerk
Subject: Concern of Closure of Gym

City of Homer:

Please consider my support to keep the gym open for general activities including pickleball. Pickleball in Homer is a sport that all ages can participate in. I am a summer visitor to Homer and play pickleball three times a week at the gym. Please keep the gym open.

Donna Holleman

Jo Johnson

From: John Cowan <seahawkjohn@gmail.com>
Sent: Sunday, November 15, 2015 10:42 PM
To: Department Clerk
Subject: The HERC Building

Dear Homer City Council Members,

Please consider NOT closing the HERC facility gym, as it is a sole recreational outlet for myself, as a 64 year old man, and MANY

other community members of all ages from teen to whatever, as a means to have a continued year round, multi day per week facility

for cardio and coordination and overall muscular exercise, necessary for well being, that no other facility in town can provide. We

pickleball players, seriously, depend on this place and will not be able to find this anywhere else in town. The comradery is also very is

very important to us all.

Thank you for your time and consideration, as we do pay \$3 per session up to 3-4 times per week each.

John T. Cowan, Avid Pickleball and Tennis player and live in the city limits.

Jo Johnson

From: Holly Van Pelt <hvpmak@gmail.com>
Sent: Friday, November 06, 2015 1:49 PM
Subject: Testimony letter from Homer citizen
Attachments: Requests for HERC building 10-19.docx; RESO 13-095.docx; HERC buidling stats 2014.xlsx; 2015 Community REC value.docx

Greetings city Clerk, Please send this on to the newly elected city council member Heath Smith. I do not have an email address for him and I would like him to get a copy. As you can see below, this has been sent via email to the other council members.

I thank you in advance.

Holly Van Pelt

Begin forwarded message:

From: Holly Van Pelt <hvpmak@gmail.com>
Date: November 6, 2015 1:45:56 PM AKST
Bcc: Holly Van Pelt <hvpmak@gmail.com>, donnaaderhold@ci.homer.ak.us,
bryanzak@ci.homer.ak.us, davidlewis@ci.homer.ak.us, catrionareynolds@ci.homer.ak.us,
gusvandyke@ci.homer.ak.us, mayor@ci.homer.ak.us
Subject: Testimony letter from Homer citizen

Greetings City Council Member,

Thank you for your service to the community. Your time in serving as a city council person is greatly appreciated.

I am a user of the HERC gym. I became a regular user when I took up the sport of pickle ball one and a half years ago. I personally derive significant health benefits from participating in this activity. When I first came to the HERC, there were always other events going on before and during our scheduled pickle ball play. My involvement there has shown me that the HERC gym has many current users and the potential for many more. I would like to bring to your attention some of my concerns regarding the HERC complex.

The first thing that I am aware of is the [city ordinance](#) that has placed some limitations on the use of this gym relating to activities that can take place there with minimal heat.

The second impediment to full use of the HERC complex is the limitations placed upon it by the inadequate inspection done by the fire marshal restricting usage.

The third blocking thing I am aware of is what I have come to perceive as an unwritten policy to suppress the public's interest in the use of this space.

I would like to bring to your attention an excerpt from the Mission Statement of the City of Homer Community Recreation program:

The city of Homer Community Recreation will promote community involvement and life-long learning through educational and recreational opportunities for people of all ages. This will be accomplished through maximizing usage of all community facilities and resources, while utilizing, expanding and uniting local business and school resources and expertise.

I believe that the City of Homer has failed in living up to this mission statement.

There are many more activities that can take place right now in this facility. I have included a list of interested parties, associations and individuals who are willing to pay a fee to use this space but are not allowed to. These user fees could potentially pay for the increased costs of heating the building fully. A fully heated building would expand the utility of the building and bring in even more fees. I know that the Pickle ball group alone has collected over \$5,000 in one year alone that could go toward heating costs. Because the use of this complex has been discouraged, it is really unknown how many others have given up on the possibility of using the HERC complex and never inquired into its availability.

For some reason the Fire Marshall was directed to examine only the gym and not the many other rooms in use at that time. The users of these rooms lacking a current fire inspection were evicted and now stand empty, while the heating, lights, and maintenance expenses of these spaces continue to add up. This facility was safe enough recently to house employees of the City and the University and in earlier days all of the students and employees of the local area schools. Why now, is there a reason that the HERC complex cannot be safely used? Why was the inspection of the gym limited to occupancy of 45 when large school events were safely held there in days past? A new fire inspection of the entire complex asking for the largest and SAFEST occupancy number would greatly increase the utility of our HERC and go a long ways to fulfilling our mission statement.

While the usage of the HERC complex has been discouraged, I would like to include a list of interested groups that have wanted to use these spaces but were not allowed to by many of the points that I have noted earlier. Please take a moment to look the attached information over that was provided at my request so that you can get a clear picture of the utility that this facility is capable of.

Thank you for your time,

Sincerely,

Holly Van Pelt

City of Homer resident

907-299-0695

Requests for HERC building use over the last 2 years

GYM USE (limited to CR activities only per Resolution 13-095)

School Related

- Space for sports practices 6 requests
- Visiting teams to “hang out” while waiting for ferry or games 8
- Sleepovers 5

Private functions:

- Weddings 3
- Birthday parties 15
- Veteran’s Roll out Event 2
- Nomad Shelter (work space) 2
- Fairs/assemblies 7
- Private exercise classes 4

Community Recreation had to cancel contra dancing at the HERC because of the new code limitation of 50 person maximum in the gymnasium. This will also limit any another potential large event in the gym.

SIDE ROOM (downstairs to the left in HERC)

Was originally being used for CR classes but was not inspected for use by State Fire Marshall and CR is limited to only using the gym per Resolution 13-095. This room/space is vacant but is being heated and could generate revenue to assist with the energy cost of the HERC.

The following CR activities have been removed from this space:

- ZUMBA (3 nights per week)
- Pilates 1-2 times per week.
- We cancelled karate as we no longer have space for this activity at the local schools and we were hoping to use the side room for this.

Other CR activities that could potentially take place in this space: belly dance, karate, Tai Chi, line dancing, partner dancing, exercise classes, meditation, children’s play space/classes, table tennis.

<http://www.cityofhomer-ak.gov/resolution/resolution-13-095-authorizing-use-herc-gymnasium-until-building-demolished>

**CITY OF HOMER
HOMER, ALASKA**

Lewis

RESOLUTION 13-095

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
AUTHORIZING THE CITY MANAGER TO KEEP THE HOMER EDUCATION
AND RECREATION COMPLEX (HERC) GYMNASIUM OPEN FOR
PICKLEBALL, BASKETBALL, AND OTHER COMMUNITY RECREATION
PROGRAMS THAT REQUIRE ONLY MINIMAL HEAT AND UTILITIES UNTIL
SUCH TIME AS THE BUILDING IS DEMOLISHED.

WHEREAS, The City of Homer does not have the funds to refurbish the HERC Building or to operate and maintain it and it has been unsuccessful in identifying a suitable use for it going forward; and

WHEREAS, At a recent CIP Planning workshop, the City Council decided that it was in the best interest of the community to demolish the building and use the land as the site of a proposed new public safety building; and

WHEREAS, There are a number of steps which must be taken before the building can be demolished including identifying the funding for demolition and selecting a contractor through the City's procurement procedures; and

WHEREAS, Minimal heat must be maintained in the building whether it is in use or not in order to prevent pipes from freezing and snow from accumulating on the flat roof; and

WHEREAS, Pickleball, adult basketball, and other City of Homer Community Recreation Programs are very popular and make a large contribution to community health and the quality of life; and

WHEREAS, These programs involve vigorous physical activity and do not require heat above the minimal setting already used to keep the building in "warm status"; and

WHEREAS, Advocates for these programs have requested that the gymnasium remain open with minimal heat and utilities until such time as the building is demolished.

NOW THEREFORE BE IT RESOLVED that the Council finds that the gymnasium remains an asset for as long as the HERC building remains standing and that it would be in the best interest of the community to use it provided that maintenance and utility costs are minimal; and

BE IT FURTHER RESOLVED that the Council hereby authorizes the City Manager to keep the HERC gymnasium open for pickleball, basketball, and other City of Homer Community Recreation Programs that require only minimal heat and utilities until such time as the building is demolished.

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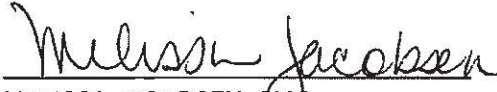
PASSED AND ADOPTED by the Homer City Council this 23rd day of September, 2013

CITY OF HOMER



MARY E. WYTHE, MAYOR

ATTEST:



MELISSA JACOBSEN, CMC
DEPUTY CITY CLERK

Fiscal Note: Estimated additional \$15,000 for electric and maintenance; \$7,500 in 2013 and \$7,500 in \$2014.



HERC Building Stats 2014

Activity	Revenue
Contra Dance Class	\$60
Gymnastics	\$2,125
Playgroup	\$618
Pickle Ball	\$5,018
Women's Basketball	\$1,060
Youth Basketball	\$1,380
Youth Wrestling	\$413
Youth Soccer	\$345
Zumba	\$286
Total:	\$11,305

The City of Homer Community Recreation program continues to be very popular service for our community members. Our activities through a partnership with the Kenai Peninsula Borough School District are located at Homer High School, Homer Middle School, West Homer Elementary and the city owned HERC building. Our mission statement is:

“The City of Homer Community Recreation will promote community involvement and life-long learning through educational and recreational opportunities for people of all ages. This will be accomplished through maximizing usage of all community facilities and resources, while utilizing, expanding and uniting local business and school resources and expertise. Our program shall be designed to recognize cultural diversity and to address social and community concerns.”

The City of Homer Community Recreation program is a high interactive and multi-dimensional program that has many players and entities involved. There are many tangible and intangible benefits that the Community Recreation program provides. As identified in the City of Homer’s 2015 Parks, Arts, Recreation & Culture Needs Assessment, community members identified these **intangible benefits** of recreation.

- **Health benefits:** Community safety; mental and physical health
- **Family and social wellbeing:** Networking, role modeling, having places for people to interact, as an extended family, especially when many people have family far away.
- **Education:** Opportunities for young people to spend free time and/or to develop their vocation; contributes to a great school system.
- **Economic wellbeing:** Generates business opportunities and is a visitor destination.

There are many proven studies that show how municipal recreational services directly provide many important and beneficial results including; increasing property values, attracting businesses to a community, reducing crime, extend life expectancy, improve quality of life, reduce childhood obesity, strengthen neighborhoods and sense of community and attracting new residents to a community.

I will also provide you Community Recreation’s **tangible benefits and value** from FY2014.

2014 BUDGET

2014 Budget	\$138,580 (The city’s smallest division budget)
2014 <i>Actual</i> Budget	\$125,542 (9.4% unexpended)
2014 Revenue Collected	\$ 40,280
2014 Total Cost to provide CR	\$ 85,262

2016 BUDGET (projected)

2016 Budget	\$132,291
2016 <i>Actual</i> Budget	unknown
2016 Revenue Collected	\$ 35,000 (estimated)
2016 Estimated Total Cost to provide CR	\$ 97,291

PEOPLE

There were **50** individual volunteers who have donated **4,576** volunteer hours and this equates to a monetary value of **\$119,765** (\$26.59/hour).

There were **30** individual contracted instructors that generated approximately **\$23,000** in revenue that are essentially **part time jobs** contributing to our local economy.

There is **1** full time employee (Recreation Manager) and **3** (.03 FTE each), on-call, part time employees to fill in or assist with the many programs and events.

PROGRAMS

There have been many **increases** in 2014:

- Provided **97** Programs and **6** Special Events
- Total participants increased by **25%** (**4,138**)
- Total **youth** participants: **1,795**; Total **adult** participants: **2,343**
- Total estimated visits increased by **98%** (26,273, repeat visitors)
- Total revenue collected increased by **32%** (**\$40,280**)
- Total increase of volunteer hours by **56%** (4,576)
- Total increase in donated volunteer value increased by **86%** (**\$119,765**)
- **Offers programs 7 days a week!**

Community Recreation spearheaded the collaborative community efforts to create, design and help fund the popular "**HOMER TRAILS Map**".

PARTNERSHIPS/PLACES

The ability to utilize existing public infrastructure through a significant partnership with the Kenai Peninsula Borough School District allows the Community Recreation program to operate very frugally. The City of Homer Community Recreation pays **\$6,000** annually to the Kenai Peninsula Borough School District to use Homer High School and Homer Middle School for educational and recreational programs and events. This fee also includes office space, use of copy machines, office supplies and custodial fees.

The current rate to rent a classroom is **\$20/hour** and **\$30/hour** to rent the gymnasium. There is also a **\$30/hour** custodial fee in addition to the rental fees. If CR were to be charged the standard rental and custodial fees the estimated annual cost for existing programs would be in the range of **\$130,000-\$140,000**. The estimated annual custodial cost would be **\$30,000**. The estimated annual office supply value is **\$500**.

For the **\$6,000** annual fee, the CR program receives an estimated **value of \$165,500** in services in return.

FISCAL SUMMARY

In 2014:

The total cost of providing the CR program: **\$ 85,262**

For this investment CR received:

From KPBSD: **\$165,500**
Volunteer Value: **\$119,765**

For this investment CR created part time jobs (contracted instructors) valued at: **\$ 23,000**

Total In Kind & Monetary Value: \$308,265

For every \$1.00 invested in Community Recreation, there is an estimated Return Value of \$3.61.

Jo Johnson

From: Leo Vait <leovait@gmail.com>
Sent: Wednesday, November 25, 2015 7:45 AM
To: Department Clerk
Subject: Fwd: HERC gymnasium a community treasure

Hello -- I emailed a letter to the Homer mayor and members of the city council but had them "fail permanently" and returned. I'm puzzled. Could you forward the email to all listed below? Thank you so much.

Leo Vait

----- Forwarded message -----

From: Leo Vait <leovait@gmail.com>
Date: Tue, Nov 24, 2015 at 4:28 PM
Subject: HERC gymnasium a community treasure
To: mayor@ci.homer.ak.us, bryanzak@ci.homer.ak.us, catrionareynolds@ci.homer.ak.us,
davidlewis@ci.homer.ak.us, donnaaderhold@ci.homer.ak.us, gusvandyke@ci.homer.ak.us,
heathsmith@ci.homer.ak.us, clerk@cityofhomer-ak.gov

PO Box 1532

Homer, AK 99603

November 15, 2015

To Members of the Homer City Council:

I have been a resident of the city of Homer since 1988.

Here's an entertaining little notion: Almost any vehicle, manufactured in the late 50's in good running condition and first-rate body shape, would be a collector's dream, a treasure.

The HERC gymnasium was built in the late 1950's with quality hardwood floors, great lighting, and birch paneling; an historic classic structure with "old school" craftsmanship and quality materials. A community treasure.

Herein lies the rub. The HERC facility sits on the acreage wanted by the city to build a brand spanking new public safety complex. In the city's whimsical wisdom, this historic gem must be demolished. Why? The reasoning varies, not exactly byzantine but crafty.

A number of organizations currently use this facility. I belong to the group that plays pickleball, a game of strategy, agility and quickness. It's kind of like ping pong on steroids, a tremendous physical exercise for the tribe of us pensioners, and it offers abundant mental health benefits and a comradery which has led to an extended social web, enriching our lives. The upshot is that the only downside of pickleball is its name. An evening of play for me is like going from Muddy Waters blues to Steve Winwood's "Back in the High Life Again."

Some members of the Homer City Council and city administration have taken the stance that it costs too much to keep the building operational. The latest figure out of Public Works is a cost of \$31,000/year for utilities (electricity, water, and heat), a gauzy number since classrooms above the gymnasium are being used by the city for storage, which of course shouldn't reflect an expense for recreation users. Estimating that those classrooms represent approximately 20% of total space would reduce the \$31,000 by \$6200, leaving about \$25,000 for costs of keeping the building open to gym users.

Using these figures, last year the gym brought in just under \$10,000 in fees, about \$15,000 short of the \$25,000 operational costs.

How to raise this \$15,000? Multiple organizations have requested usage of the gym, which would in turn bring in more fees. However, these entities have been turned down by the city. I am confident that if they were allowed to use and pay fees, recreation users would generate the additional money, and there would be no cost to the city. At this point, a city-generated Catch 22 remains. No Use = No Fees.

Now. Here is the real gobsmack! Public Works estimates the cost of demolishing the HERC gymnasium near \$350,000. We have a vibrant group of people currently using the facility with many more organizations wanting to pay operational fees, which is really small potatoes, compared to the cost of demolition. Yet, demolition is an immutable outcome if the public safety complex is built.

Here's a thought. What if that \$350,000 were used instead to upgrade the HERC facility for future use? Are there alternatives for the use of that money?

I would like to propose another thought experiment. I recommend a scenario whereby the current users of HERC and those who want to use it but have been denied gather in the gym. We then invite the city's

honorable public servants to present an intelligible argument as to why it is in our best interest as users to spend \$350,000 to demolish our classic treasure of a gymnasium.

Is it possible that together we might find a solution which works for us all? I, for one, hope this to be true.

Thank you for your services and for reading my letter.

Leo K. Vait

From: [Dave And Lyn](#)
To: [Jo Johnson](#)
Subject: Homer Hart Funds budget amendments
Date: Wednesday, December 02, 2015 8:23:34 AM

Dear Jo Johnson,

Would you please forward the letter below to the mayor and city council members?

Thanks, Lyn Maslow

PO Box 468
Homer, AK 99603
December 2, 2015

To Members of Homer City Council:

I have been a resident of the city of Homer since 1989.

I support the use of HART funds for general improvements along the Soundview corridor modeled on the Old Town project as well as funds to extend the Soundview sidewalk to Mullikin.

During my tenure at West Homer Elementary School as both a teacher and parent, I watched the Soundview neighborhood grow with more students walking and biking along Soundview Ave. on their way to school. Currently, students are required to share the road with drivers as they approach WHE, compromising their safety. Homer wants a walkable and bike friendly community as stated in the city's Comprehensive Plan, MAPP Needs Assessment, Economic Development Strategy, and the PARC Needs Assessment conducted this year. We need to start by making routes that pedestrians and bikers use safe. Many more students would walk or bike to school if the route was safer.

Using Hart funds to improve the Soundview Corridor is a smart economic investment that will provide a safe, healthy pedestrian and biking route for our students.

Thank you for your consideration.

Lyn Maslow

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

City Clerk

3
4 **RESOLUTION 15-097(S)**

5
6 A RESOLUTION OF THE CITY COUNCIL AMENDING THE CITY OF
7 HOMER FEE SCHEDULE UNDER ADMINISTRATIVE, **ANIMAL**
8 **CONTROL**, CITY CLERK, CAMPING, LIBRARY, PUBLIC SAFETY,
9 FIRE DEPARTMENT, AND PUBLIC WORKS DEPARTMENT FEES.

10
11 WHEREAS, Administrative fees are amended to update language for digital records,
12 and increase vehicle storage fees; and

13
14 **WHEREAS, Animal Control fees are increased to be comparable to other shelter**
15 **fees throughout Alaska; and**

16
17 WHEREAS, City Clerk fees are amended to increase the fee for cemetery plots
18 consistent with the newly expanded cemetery; and

19
20 WHEREAS, Camping fees for tent camping are increased to be comparable to other
21 communities on the Peninsula; and

22
23 WHEREAS, Library fees are amended for replacement cards, bill notice, overdue
24 charges, color copies, and interlibrary loan fees; and

25
26 WHEREAS, Public Safety fees are amended to increase cost of vehicle permits and
27 Chauffeurs license application fee; and

28
29 WHEREAS, Fire Department fees are amended to increase Basic Life Support,
30 Advanced Life Support, Non-Emergency Transport, and transport mileage fees; and

31
32 WHEREAS, Public Works Department fees are amended to increase the R.V. station
33 dumping fee.

34
35 NOW, THEREFORE, BE IT RESOLVED that the City Council hereby amends the City of
36 Homer Fee Schedule, Administrative, City Clerk, Camping, Library, Public Safety, Fire
37 Department, and Public Works Department Fees as follows:

38
39 **ADMINISTRATIVE FEES FOR THE CITY OF HOMER**

40
41 (The following fees have been set by legislative enactments, Ordinances 05-43(A),04-53(S)(A),
42 03-36(A), 01-13(S)(A); Resolutions 14-114, 11-074(A), 11-036(A)(S),10-90(A), 06-24(S), 05-125(S),

[Bold and underlined added. Deleted language stricken through.]

43 05-49, 05-22, 04-98(S)(A), 04-96, 04-95, 04-94(S)(A), 03-159, 00-14, 99-116, 99-50, 95-1 and 92-
44 10(A), Regulations Concerning Public Record Inspections dated March 2003.)

45 These fees are administrative fees for all departments of the City of Homer unless otherwise
46 specified under that department. All fees are inclusive of sales tax. Unless otherwise
47 specified: Any item mailed may have an additional fee added for actual postage. Handling
48 fees may be added up to the actual staff time spent preparing the item for shipping.

49 An application for indigency may be filed with the City Manager for waiving or partially
50 waiving the costs of fees. The City Manager may allow an applicant, who qualifies as an
51 indigent, a reduced fee, a payment plan or a waiver of the fee where the Manager is able to
52 make a written finding, based on information provided by the applicant, that payment of the
53 fee would be a financial hardship. Based upon the information provided, the fee may be
54 reduced or waived in accordance with the following scale:

Annual Income as a Percent of current Health and Human Services (HHS) Poverty Guidelines for Alaska	Percent of fee reduced
1-100%	100% Waiver
101-149%	75% Waiver
150-174%	50% Waiver
175-199%	25% Waiver
200% plus	No Waiver

55
56 Airport Pickup/delivery \$25
57 Annual Safety Inspection commercial vehicles \$100
58 Annual Taxi Permit \$75
59 Appeal Fees
60 Water and Sewer Appeals, under HCC 14.04 and 14.08 – shall be set by Resolution; in
61 the event the appellant is the prevailing party the fee shall be refundable.
62 Zoning Appeals – fee \$250.00 subject to refund if the appellant is successful on any
63 aspect of appeal.
64 Credit Cards are accepted for other than real property lease payments with a minimum of
65 \$10.
66 CD Reproductions: \$20.00
67 Document copying fees: \$ 0.25/page
68 Certification Fee: \$10/report
69 Driver License Records \$10

[Bold and underlined added. Deleted language stricken through.]

70 Fax: w/in Alaska \$1/page, Continental US \$2/1st page, Subsequent pages \$1/page. Other
 71 destination \$5/1st page. Subsequent pages \$2/page.
 72 Electronic Transmission: \$0.25/page (Scanned PDF document)
 73 Lease application fee \$30
 74 Lease fee \$300
 75 Lease Assignment Fee \$250
 76
 77 Local Bidder's Preference
 78

Non-local bid is	Local bid is not more than
\$0 - \$500,000.00	5 percent higher than non-local bid
\$0 - \$1,000,000.00	5 percent higher than non-local bid on first \$500,000.00 and 2.5 percent higher than non-local bid on amount in excess of \$500,000.00 to \$1,000,000.00

79 No additional adjustment for bids above \$1,000,000.00
 80
 81 Photograph Copying: \$10/order (includes shipping and; handling)
 82 If done commercially – Actual Costs plus 5%
 83
 84 Production Fees -
 85 Per requestor in a calendar month exceeds five-person hours the fee is the City
 86 employee's actual salary plus benefit costs. An estimate will be prepared and the requestor
 87 must deposit the estimated production and copying fees in advance. If the actual costs are
 88 greater than the estimate the records will not be released until the difference is paid and if
 89 the actual costs are less the requestor will receive a refund of the difference.
 90 No fee for simple inspection, except when the production of records by one requestor
 91 exceeds five person hours in a calendar month.
 92

93 Special Assessment Districts (SAD's):
 94
 95 HARP (Homer Accelerated Roads Program) SAD's
 96 Assessments are: \$30 per front foot for Road Reconstruction
 97 \$17 per front foot for Paving
 98 HAWSP (Homer Accelerated Water and Sewer Program) SAD's
 99 Assessments are: 75% of the total project cost allocated in equal shares to each
 100 participating parcel
 101 OTHER SAD's if approved by the Council are at 100% property owner participation.
 102 Application Fee \$100
 103 Bill Fee ~~\$3.00~~ **\$12.00** per bill
 104 Administrative Fee
 105 0-500,000 5%

[Bold and underlined added. Deleted language stricken through.]

106 over 500,000 \$25,000 plus 2.5%

107

108 Notary \$5.00

109 Smoking prohibited in City Facilities, Vehicles and Watercraft - \$25 fine

110 Tapes: Audio-Cassette ~~CD~~ (Police Department) \$25 tape

111 Subsequent, \$15/tape ~~CD~~ Includes 1st class postage

112 Video-Cassette ~~DVD~~ (Police Department) \$30/tape

113 Vehicle Impound/Storage Fees (actual costs + towing) Storage, ~~\$7.50~~ **\$40.00**/per day

114 (The following fees have been set by legislative enactments, Resolutions 14-114, 03-159, 05-

115 125(S), 06-16 and 06-40(A).)

116

117 **ANIMAL CONTROL FEES**

118

119 235-3141 Hours are noon to 5 p.m. Tuesday through Saturday.

120

121 (The following fees have been set by legislative enactments to HCC 20.32, Resolution 14-114, 01-85)

122 Dog License

123 Neutered/spayed ~~\$15.00~~ **\$25.00**/2 years

124 Nonneutered/nonspayed ~~\$75.00~~ **\$100.00**/2 years

125 Kennel license \$150.00/2 years

126 Replacement fee, lost license \$ 6.00

127 Rabies Voucher ~~\$ 12.00~~ **\$16.00**

128 Quarantine at Home ~~\$ 40.00~~ **\$50.00**

129 Quarantine at Shelter ~~\$ 40.00~~ **\$50.00** plus daily boarding fee

130 Boarding fee (when available) ~~\$ 20.00~~ **\$25.00** daily

131 Pickup at residence for owner release ~~\$ 25.00~~ **\$35.00**

132 Turn In ~~\$ 5.00~~ **\$25.00**

133 Turn In for Euthanasia ~~\$ 15.00~~ **\$30.00**

134 Impound fees:

	Nonspayed/Nonneutered	Spayed or Neutered
136	1st offense \$35.00 \$50.00	1st offense \$25.00 \$40.00
137	2nd offense \$50.00 \$70.00	2nd offense \$40.00 \$50.00
138	3rd offense \$85.00 \$100.00	3rd offense \$75.00 \$70.00
139	4th offense or greater \$100.00 \$140.00	4th offense or greater \$100.00

140 Live Trap:

141 Small trap \$ 70.00 deposit, \$1.00 per day. Seven (7) day rental maximum.

142 Large trap \$150.00 deposit, \$1.00 per day. Seven (7) day rental maximum.

143 Deposit is forfeited if the trap is not returned in seven days. A portion of the deposit,
144 up to the entire amount of the deposit, will be forfeited if the trap is damaged.

145

146 Adoption Fee ~~\$ 15.00~~ **\$75.00**

147

148 All impounded animals must be properly licensed and have current rabies vaccinations prior to being
149 released. Owners of impounded animals will be charged a daily boarding fee for every full day that the
150 animal stays in the shelter. Vaccination and license fees shall be the owner's responsibility.

[**Bold and underlined added.** Deleted language stricken through.]

151 Animals being adopted shall be spayed or neutered, properly licensed and vaccinated. Associated fees
152 shall be the responsibility of the adopting party.

153
154 The City shall charge for any additional expense incurred by the City in the actual impoundment,
155 transportation, medical care, housing or feeding of any animal; which expenses shall be paid in full
156 prior to the animal's release.

157
158 **CAMPING FEES**

159
160 (The following fees have been set by legislative enactments, Resolutions 05-05, 04-98(S)(A),
161 99-94, 93-35, 91-34 and; 91-20(S)).

162
163 “Campground” means an area owned, controlled, developed and/or maintained by the City,
164 which contains one or more improved campsites or contains adequate area for one or more
165 unimproved campsites.

166
167 “Camping” means:

- 168 1. The erection of, or occupancy of any tent.
169 2. The placing or leaving of any items normally found at a campsite within
170 campsite
171 such as cook stoves, lanterns, sleeping bags or bedding.
172 3. Parking of any camper unit in any area owned or controlled by the City that has
173
174 been designated a camping area by official signs, in excess of twenty-four
175 hours.

176 “Camping Season” means that period of time from April 1 through October 30.

177

178 RV	\$ 15/day
179 14 calendar days	\$189
180	
181 All other camping	\$8 \$10 /day
182 14 calendar days	\$100 \$125

183
184 All fees inclusive of sales tax.

185
186 **CITY CLERK**

187
188 Administrative - 235-3130
189 Cemetery fees amended Resolution 98-28.

190 Cemetery - plot ~~\$200~~ **\$1,000**
191 Excavation
192 adult - \$500; \$400 opening, \$100 closing
193 infant \$375; \$300 opening, \$75 closing

Added. Deleted language stricken through.]

194 Extraordinary conditions such as weather, heavy snow coverage, ice, frozen ground
195 and etcetera may result in fees charged up to \$200 additional at Public Works
196 discretion.

197

198 City Council and Commission Meeting packet fee

199

200 Per Packet:

201 0 – 25 pages - \$5.00

202 26 – 50 pages - \$10.00

203

204 51 – 100 pages - \$20.00

205 100 – 200 pages - \$25.00

206 200 – 500 pages - \$30.00

207 500+ pages - \$35.00

208

209 Per Month, Per Council or Advisory Body:

210 1 packet same fees as above.

211 2 packets above fee with 10% reduction.

212 3 packets above fee with 12% reduction.

213 4 or more packets above fee with 15% reduction.

214

215 City Hall Facility Use Fee (Resolution 03-159)

216 Government Agencies, generally, are exempt from fees.

217 Cowles Council Chambers -Use by non-governmental agency or entity fee is \$30.00 per
218 hour, with a minimum of two hours; maximum fee is \$150.00 per day. Use of electronic
219 equipment is an additional \$30 per day (IT Personnel set-up)

220 Conference Room – Use by non-governmental agency or entity fee is \$15.00 per hour,
221 with a minimum of two hours; maximum fee is \$75.00 per day.

222 Cleaning Fee – if the facility is not left as found an additional fee of up to \$60.00 may
223 be applied.

224

225 City Pins and Mugs (Resolution 98-28)

226 Logo Pins \$1.00

227 Logo Mugs \$4.00

228 Scene Mugs \$8.00

229

230 Digital audio CD of meetings \$20.00/each

231

232 The following fees have been set by legislative enactments to HCC 19, 5.

233

234 Gravel Permit, application fee \$5 (Areas B and; C require no approval of the COE or Div.
235 of Lands, HCC 19.12.040(c).)

Added Deleted language ~~stricken through.~~

236 Fire Works Permit, HCC 5.24 \$25 (apply 30 days in advance) per exhibit plus bond for
237 \$500 or liability insurance, must have.

238

239 **LIBRARY FEES**

240

241 235-3180

242

243 (Amended: Resolution 14-114, 13-076; Ordinance 05-08; Resolution 12-006, 04-98(S)(A); 03-87;
244 99-19(A); 98-86; 97-87)

245

246 Closed - Sundays. Open - Mon, Wed, Fri and Sat from 10 a.m. to 6 p.m. Tues and Thurs from 10
247 a.m. - 8 p.m.

248

249 Facility Use Fees for after-hours private use (including building supervision):
250 Conference Room \$50/hour
251 Reading Lounge \$50/hour
252 Children's Room \$50/hour
253 Entire facility, excluding staff work space -- \$300 Facility Use Fee
254 plus \$50/hour staff supervisor. \$300 damage/cleaning deposit.

255

256 Library Cards Replacement cards \$5/issue

257 Limited (temporary) card \$10 non refundable

258 Full (temporary) card \$50, ~~\$40~~ **\$25** refundable. Refunds are issued the
259 second check run of each month via check from the City of Homer.

260 Apply for refund through Library staff and provide forwarding address.

261 If the refund is not claimed within six months the refund becomes a
262 donation to the Library.

263

264 Overdue Items - 14 day circulation (except digital devices) \$0.15/day

265 7 day and 1 day circulation - \$1.00/day

266 Digital Devices \$5.00/day

267 Interlibrary Loans- \$1.00/day

268 2nd overdue notice - \$1.00/notice

269

270 Bill notice - ~~\$1.00~~ **\$2.00**/notice

271 Admin. Fee for Bills Sent to Collection Agency \$25.00

272 Maximum overdue charge per item (except digital devices) charge ~~\$6.00~~ **\$10.00**

273

274 Photo copy \$.15/ea (letter size) and (legal size) per side

275 \$.25/ea (11"x17") per side

276 ~~\$1.00~~ **\$.50**/ea color copies (letter size) and (legal size) per side

277 \$2.00/ea color copies (11"x17") per side

Added Deleted language stricken through.]

278 Interlibrary loan fee ~~\$2~~ **\$3** standard size books
279 \$.15 per page for photo copy
280 \$4.00 for microfilm/videos/CDS/Audios
281 Additional charges may be assessed.
282
283 Replacement/Repair of items
284 Lost or damaged items: Replacement cost plus \$7.00 processing
285 fee per item
286 Lost or damaged cases, hang-up bags, etc.: Replacement cost or
287 \$2.00, whichever is greater
288
289 Lost map or inserts - \$10/item
290 Lost out-of print items - \$50/Alaskana
291 \$40/nonfiction
292 \$35/fiction
293
294 Please Note: To receive a refund on a lost item, patrons must return the item within sixty
295 days of lost status. Refunds of payment for items deemed valuable to the
296 collection and returned after the 60- day period may be made at the discretion
297 of the Director. No refunds will be given for digital devices.
298
299 Damaged Item - \$2.00/page
300 \$3.00/book jacket or cover damaged beyond repair - Full
301 bindery cost or full replacement cost plus \$7.00 processing
302 charge.
303
304 Improper Return of Digital Devices- \$25 fee if not returned to Front Desk staff
305
306 **PUBLIC SAFETY**
307
308 Emergency 911
309 Administrative Office 235-3150
310 HPD = Homer Police Department
311 (The following fees have been set by legislative enactments to HCC 7): Resolution 10-90(A);
312 06-45
313 Handicap Parking Violation \$100
314
315 Noisy Vehicles - enforcement begins April 28, 2004.
316 Noise greater than 85 decibels (dBA) at a distance of fifty (50) feet is prohibited. Between the
317 hours of 8 p.m. and 8 a.m. not greater than 75 dBA at a distance of fifty (50) feet.
318 Offense Penalty/Fine
319 Muffler not working properly CORR/\$500

Added Deleted language stricken through.]

320	Muffler modified/excessive noise	CORR/\$500
321	Muffler removed or inoperative	CORR/\$500
322		
323	Noise exceeds limits:	
324	First conviction	\$100
325	Second conviction within 6 months	\$200
326	of first conviction	
327	Third conviction within 6 months	\$300
328	of any prior conviction	
329		
330	Sale of vehicle exceeding noise limits:	
331	First conviction	\$100
332	Second conviction within six (6) months	\$200
333	of first conviction	
334		
335	Third conviction within six (6) months	\$300
336	of any prior conviction	
337	Jake Engine brake use prohibited:	
338	First conviction	\$100
339	Second conviction within six (6) months	\$200 plus proof of satisfactory HPD commercial
340	of first conviction	vehicle inspection
341	Third conviction within six (6) months	\$300 plus proof of satisfactory HPD commercial
342	of any prior conviction	vehicle inspection
343	CORR: "CORR" means a correctable/dismissible offense. A citation for one of these offenses	
344	may be dismissed (or voided) if proof of correction is presented to a HPD vehicle inspector	
345	within thirty (30) days. If the required repair is not made and shown to a vehicle inspector	
346	within the specified time, the defendant must pay the fine.	
347	Public Transportation (HCC 8.12.150 and 8.12.200):	
348	Vehicle Permit \$75 \$150	Fiscal Year, expires June 30 th
349	Permit \$37.50 \$75.00	after January 1 st , expires June 30 th
350	\$5 Replacement Permit	
351	Chauffeurs License \$75 \$100 application fee plus the fees in the amount of \$35.00 (for	
352	Fingerprinting to the State of Alaska)(none of these fees are refundable)	
353	Annual Safety Inspection commercial vehicles \$100	
354		
355	(The following fees have been set by legislative enactments AAC 13 (Paid at City Hall).	
356		
357	Parking Tickets -\$25	
358		
359	(The following fees have been set by legislative enactments to HCC 8, Ord. 01-20).	
360	Itinerant Merchant -	\$330/for 60 days
361	Mobile Food Unit -	\$390/per yr.

Added. Deleted language stricken through.]

362 **FIRE DEPARTMENT FEES**

363
364 Emergency 911 Administrative Office - 235-3155
365

366 (The following fees have been set by legislative enactments Resolutions 91-97, 92-06, 92-
367 43(S), 03-145, 04-98(S)(A) and 06-64(S)(A).

368 **AMBULANCE:**

369 Basic Life Support (BLS)	\$440 <u>\$500</u>	
370 Advanced Life Support (ALS)	\$550 <u>\$800</u>	
371 Non-Emergency Transport	\$440 <u>\$500</u>	
372 Standby each half hour	\$ 25	
373 Mileage, <u>one-way load miles</u>	\$7.50 <u>\$12.00</u> mile	
374 Medevac	Determined by level of call, see BLS, ALS rate	

375
376 **FIRE:**

377 Type 1 Engines (>1,000 gals or 1,500 GPM)	\$240/hr.	\$2,040 day
378 Type 1 Tenders (<3,000 gals or 1,000 GPM)	\$144/hr.	\$1,224/day
379 Ladder Truck	\$360/hr.	\$3,060/day
380 Medic Unit/Ambulance	\$ 60/hr.	\$ 510/day
381 Brush Patrol	\$100/hr.	
382 Command Vehicle	\$ 50/hr.	
383 Rescue/Extrication Truck	\$144/hr.	\$1,224/day
384 Command/Utility Vehicle	\$ 60/hr.	\$ 510/day
385 6 x 6 ATV	\$ 25/hr.	\$ 200/day

386 **VOLUNTEER PERSONNEL:**

387 Fire Department IC (1)	\$ 36/hr.
388 (IC - Incident Command)	
389 Safety Officer/Officer	\$ 36/hr.
390 Driver/Engineer (1 per vehicle)	\$ 24/hr.
391 Firefighters (Minimum 1 per tender, 2 per Engine)	\$ 18/hr.
392 EMT (Minimum 2 per Rescue Medical Unit)	\$ 18/hr.

393
394 **PUBLIC WORKS DEPARTMENT**

395
396 Administrative - 235-3170
397 (The following fees have been set by legislative enactment Resolution 04-98(S)(A) and 95-1).
398

399 R.V. Station dumping	\$2 <u>\$5</u> per dumping
400 Bluelines, copies minimum	\$10 + \$2/pg.
401 Standard Construction Specs	\$50
402 Job Specific Specifications and plans vary in price.	

403

[Bold and underlined added. Deleted language stricken through.]

404 SUBDIVISION AGREEMENT FEE SCHEDULE:

405 Agreement Application, Plan Review, Inspection, and Warranty Period Deposits

406 A developer shall pay the City's actual cost associated with the reviewing, approving,
407 coordinating and inspecting improvements required to be completed under a subdivision
408 agreement. The City's cost shall include, but is not limited to, administering the agreement,
409 plan checking, surveillance, and administrative overhead. Prior to initiating each phase of
410 the subdivision approval process, a deposit shall be paid. Deposits shall not bear interest. The
411 deposits shall be held in a separate account and disbursed only as authorized by this fee
412 schedule. The deposits are described below:

413

414 1) Subdivision Agreement Application: Upon submitting an application agreement,
415 the

416 Developer will provide a \$300 deposit.

417 2) Subdivision Improvement Plan Review: Upon submission of plans for review and

418 approval, the Developer will provide a plan review deposit of .5% of the estimated
419 cost of

420 improvements or \$300, whichever is greater.

421 3) Construction Inspection: Prior to the issuance of a notice to proceed with

422 construction to the Developer, the Developer shall pay a deposit toward the City's

423 costs based upon the estimated cost of the improvements to be constructed

424 under the subdivision agreement as follows:

425

426 Estimated Construction Cost

Deposit

427 \$10,000 or less

\$300

428 Over \$10,000 up to \$50,000

4% of the estimated costs

429 Over \$50,000 up to \$150,000

3% of the estimated costs

430 Over \$150,000 up to \$500,000

2.5% of the estimated costs

431 Over \$500,000

\$13,000

432

433 After the City finds the subdivision improvements meet City specifications, it shall

434 determine its costs to date. If costs (plus any deposit required under subsection 4

435 below) exceed the total deposits received, the Developer shall pay the balance to the

436 City prior to final acceptance of the improvements. If the total deposits exceed the

437 costs, the City shall refund the balance (less any deposit required under subsection 4

438 below) to the Developer.

439 4) Initiation of Warranty Period: Prior to acceptance of completion by the City of the

440 undertaking by the developer, the Developer shall also pay a deposit toward the City's

441 cost incurred during the warranty period under the subdivision agreement in the

442 amount determined by the Public Works Director, but not to exceed \$2,000.

443

[**Bold and underlined added.** Deleted language stricken through.]

444 If at any time the City finds its costs exceed the total deposit received, the City may
445 periodically bill and receive payment from the Developer for those actual incurred costs in
446 excess of the amount of deposit.

447

448 (Contact Planning Department - at City Hall, 235-3106. Planning issues the permits.)

449

450 PASSED AND ADOPTED by the City Council of Homer, Alaska, this ____ day of
451 December, 2015.

452

CITY OF HOMER

453

454

455

MARY E. WYTHE, MAYOR

456

457 ATTEST:

458

459

460

JO JOHNSON, MMC, CITY CLERK

461

462

463

Fiscal Note: Revenue amounts not defined in CY2016 budget.



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-175

TO: MAYOR WYTHE AND HOMER CITY COUNCIL
FROM: JO JOHNSON, MMC, CITY CLERK
DATE: OCTOBER 20, 2015
SUBJECT: AMENDMENTS TO THE FEE SCHEDULE

Each year the City's Departments review the Fee Schedule and submit requested changes. This annual review is done in an effort to recover costs for City services. Many of the increases are due to increased costs of supplies and services. Other increases are to bring our rates comparable to other communities on the Peninsula.

Library increases for temporary cards more accurately compensates Library and City staff for the paperwork involved in refunding a portion of the fee, as well as a mechanism to help support library service to non-residents. Keeping the limited card fee low allows access to library materials to those non-residents in need of library materials but on limited incomes.

The increase in interlibrary loans more closely reflects the actual cost of postage for mailing books. The Library cannot and does not charge for interlibrary loan service, just the postage. The final bill notice increase helps cover the costs of paper, ink, postage, and staff time for mailing notices on delinquent accounts. This applies to a third and final notice. The increase in the overdue charge per item is to discourage patrons from keeping items beyond their maximum renewal period, which then prevents other patrons from using the items. This is a problem, particularly in the summer.

The Library's reduced price on color copies is a result of significantly lower operating costs of the new copy machine. That savings should be passed on to patrons and make the service more affordable.

Camping fees for tents are increased from \$8 to \$10 per night to more closely mirror other communities' rates around the Peninsula. Alaska State Park sites are \$12 - \$15 per site and some campgrounds charge \$20 per site.

R.V. dump fees are increased from \$2 to \$5 to more accurately reflect the rates of similar communities on the Peninsula. Other cities charge up to \$15 per dump.

Cemetery plots are increased significantly due to the cost of purchasing land to expand Hickerson Memorial Cemetery and to provide access and plating for 700 plots on the newly acquired land.

Fire Department fees for basic life and advanced life support fees are increased, along with non-emergency transport and mileage fees. These increases are due to the escalating costs of supplies and services. These increases are based on the latest Ambulance Service Fee Schedules collected by the Alaska Fire Chiefs Association.

Recommendation: Approve the amendments to the Fee Schedule upon adoption of Resolution 15-097 at the December 7, 2015 council meeting.

Fiscal Note: Revenue amounts not defined in CY2016 budget.



City of Homer

www.cityofhomer-ak.gov

Administration

491 East Pioneer Avenue
Homer, Alaska 99603

(p) 907-235-8121 x2222

(f) 907-235-3148

Memorandum 15-184

TO: Mayor Wythe and Homer City Council
 THROUGH: Katie Koester, City Manager
 FROM: Patrick Lawrence, Assistant City Manager
 DATE: November 16, 2015
 SUBJECT: Sustainable Animal Control Review Committee - New Shelter Fees

Over the past few meetings the SACRC has come up with a fee schedule they feel is more appropriate for the animal shelter. The committee reviewed other shelter fees throughout Alaska as well as considered the specific cost of doing business in Homer when creating this new schedule. Some of the suggestions raise the existing fees and others lower the fees.

<u>Type</u>	<u>Current</u>	<u>Proposed</u>
Dog License - Altered (2 yrs)	\$15	\$25
Dog License – Unaltered (2 yrs)	\$75	\$100
Adoption	\$15	\$75
Kennel License (2 yrs)	\$150	\$150
Replacement fee, lost license	\$6	\$6
Rabies Voucher	\$13	\$16
Quarantine at Home	\$40	\$50
Quarantine at Shelter	\$40 + Boarding	\$50 + Boarding
Boarding Fee per Day	\$20	\$25
Pick up at Residence for Owner Release	\$25	\$35
Owner Turn In	\$5	\$25
Turn in for Euthanasia	\$15	\$30

<u>Impound Fees</u>	<u>Unaltered</u>	<u>Altered</u>	<u>Unaltered</u>	<u>Altered</u>
1st Offense	\$35	\$25	\$50	\$40
2nd Offense	\$50	\$40	\$70	\$50
3rd Offense	\$85	\$75	\$100	\$70
4th Offense or more	\$100	\$100	\$140	\$100

Recommendation: Adopt the proposed fee schedule as written.

ORDINANCE REFERENCE SHEET
2015 ORDINANCE
ORDINANCE 15-42

An Ordinance of the Homer City Council, Amending HCC 7.04.010, State Statutes Adopted by Reference, HCC 7.04.030, Violation—Penalty, and HCC 10.04.100, Vehicles and Other Wheeled Conveyances, Repealing HCC Chapter 7.08, Stopping or Parking, and Enacting HCC Chapter 7.10, Stopping, Standing and Parking, to Incorporate in the City Code All Vehicle and Traffic Statutes and Regulations of the State of Alaska Creating Minor Offenses and to Revise and Consolidate City Parking Regulations, and to Prescribe Penalties for Traffic and Parking Violations.

Sponsor: City Manager/Police Chief

1. Council Regular Meeting November 23, 2015 Introduction
 - a. Memorandum 15-189 from City Attorney as backup

1. Council Regular Meeting December 7, 2015 Public Hearing and Second Reading
 - a. Memorandum 15-189 from City Attorney as backup

1 CITY OF HOMER
2 HOMER, ALASKA

3 City Manager/Police Chief

4 ORDINANCE 15-42

5 AN ORDINANCE OF THE HOMER CITY COUNCIL, AMENDING HCC
6 7.04.010, STATE STATUTES ADOPTED BY REFERENCE, HCC
7 7.04.030, VIOLATION—PENALTY, AND HCC 10.04.100, VEHICLES
8 AND OTHER WHEELED CONVEYANCES, REPEALING HCC
9 CHAPTER 7.08, STOPPING OR PARKING, AND ENACTING HCC
10 CHAPTER 7.10, STOPPING, STANDING AND PARKING, TO
11 INCORPORATE IN THE CITY CODE ALL VEHICLE AND TRAFFIC
12 STATUTES AND REGULATIONS OF THE STATE OF ALASKA
13 CREATING MINOR OFFENSES AND TO REVISE AND CONSOLIDATE
14 CITY PARKING REGULATIONS, AND TO PRESCRIBE PENALTIES
15 FOR TRAFFIC AND PARKING VIOLATIONS.
16

17
18 THE CITY OF HOMER ORDAINS:

19
20 Section 1. Homer City Code 7.04.010, State statutes adopted by reference, is amended
21 to read as follows:

22
23 7.04.010 State traffic laws statutes adopted by reference.

24 **The city adopts by reference all vehicle and traffic statutes and regulations of the**
25 **state of Alaska creating minor offenses, as that term is defined in Minor Offense Rule 2 of**
26 **the Alaska Rules of Court, as they presently exist and as they may be revised in the**
27 **future, as part of the traffic code for the city.** Pursuant to AS 28.01.010, the City adopts by
28 reference the following State statutes and regulations:

29 ~~13 AAC 02.005 through 13 AAC 02.560, inclusive (motor vehicle and driving offenses:~~
30 ~~rules of the road);~~

31 ~~13 AAC 04.001 through 13 AAC 04.420, inclusive (motor vehicle and driving offenses:~~
32 ~~vehicle equipment and inspection);~~

33 ~~13 AAC 40.010 (definitions);~~

34 ~~AS 28.05.095 (use of seat belts and child safety devices required);~~

35 ~~AS 28.10.451 (failure to register vehicle);~~

36 ~~AS 28.10.461 (driving vehicle without evidence of registration);~~

37 ~~AS 28.10.471 (driving vehicle when registration suspended, revoked or permit~~
38 ~~expired);~~

39 ~~AS 28.11 (abandoned vehicles);~~

40 ~~AS 28.15.131 (license to be carried and exhibited on demand);~~

41 ~~AS 28.22.019 (proof of insurance to be carried and exhibited on demand);~~

42 ~~AS 28.35.235 (unauthorized use of parking reserved for persons with disabilities);~~

[**Bold and underlined added.** Deleted language stricken through.]

43 AS 28.39.010 (snowmobile registration);
44 AS 28.39.040 (display of snowmobile registration);
45 AS 28.90.990 (definitions).
46

47 Section 2. Homer City Code 7.04.030, Traffic fine schedules, is amended to read as
48 follows:

49
50 7.04.030 Traffic fine schedules ~~Violation—penalty.~~

51 a. **State traffic fine schedule adopted by reference.** **The city adopts as its traffic**
52 **fine schedule for state offenses the "Traffic Bail Forfeiture Schedule" and the "Oversize**
53 **Vehicle Bail Forfeiture Schedule" in Administrative Rules 43.1 and 43.6 of the Alaska**
54 **Rules of Court and any other bail forfeiture schedules relating to vehicles adopted by the**
55 **Alaska Supreme Court. In addition, the city adopts all amendments of those schedules**
56 **that become effective after the effective date of this ordinance. Citations for offenses**
57 **listed on these schedules may be disposed of as provided in AS 12.25.195-.230, without a**
58 **court appearance, upon payment of the amounts listed plus the state surcharge**
59 **required by AS 12.55.039 and AS 29.25.074. If a person charged with one of these**
60 **offenses appears in court and is found guilty, the penalty imposed for the offense may**
61 **not exceed the amount listed for that offense on the schedule. Citations charging these**
62 **offenses must meet the requirements of Minor Offense Rule 3 of the Alaska Rules of**
63 **Court. If an offense is not listed on the fine schedule, the defendant must appear in**
64 **court to answer to the charges.** ~~For violations of statutes and regulations listed in HCC~~
65 ~~7.04.010, the city adopts as its traffic fine schedule the schedule of minor traffic offenses and~~
66 ~~bail forfeiture amounts contained in Rule 43.1 of the Alaska Rules of Administration.~~

67 b. **Fine schedule for local traffic offenses:** **In accordance with AS 28.05.151(a),**
68 **citations for offenses listed in this title, not otherwise provided by state law, may be**
69 **disposed of as provided in AS 12.25.195-.230, without a court appearance, upon**
70 **payment of the fine amounts listed below plus the state surcharge required by AS**
71 **12.55.039 and AS 29.25.074. Fines must be paid to the court. The Rules of Minor Offense**
72 **Procedure in the Alaska Rules of Court apply to all offenses listed below. Citations**
73 **charging these offenses must meet the requirements of Minor Offense Rule 3. If a person**
74 **charged with one of these offenses appears in court and is found guilty, the penalty**
75 **imposed for the offense may not exceed the scheduled fine amount plus any surcharge**
76 **required to be imposed by AS 12.55.039 and AS 29.25.074. The fine amounts listed below**
77 **are doubled for motor vehicle or traffic offenses committed in a highway work zone or**
78 **traffic safety corridor, as those terms are defined in AS 28.90.990 and 13 AAC 40.010(b).**
79 **An offense listed in this schedule may not be disposed of without court appearance if the**
80 **offense is in connection with a motor vehicle accident that results in the death of a**
81 **person.**

82 ~~For violations of provisions of this title other than statutes and regulations listed in~~
83 ~~HCC 7.04.010, the city adopts the following traffic fine schedule:~~
84

[Bold and underlined added. ~~Deleted language stricken through.~~]

Code Section	Code Section Title	Fine per Day
7.06.010(b)	Muffler not working properly	Corr/\$500
7.06.010(c)	Muffler modified/excessive noise	Corr/\$500
7.06.010(d)	Muffler removed or inoperative	Corr/\$500
7.06.010(e)(1) or (e)(2)	Noise exceeds limits	first violation \$100; second violation within 6 months of first conviction \$200; third violation within 6 months of any prior conviction \$300
7.06.010(e)(3)	Sale of vehicle exceeding noise limits	first violation \$100; second violation within 6 months of first conviction \$200; third violation within 6 months of any prior conviction \$300
7.06.020	Improperly muffled engine brake use prohibited	First violation \$100 Second violation within 6 months of first conviction \$200 plus proof of satisfactory Homer PD commercial vehicle inspection Third violation within 6 months of any prior conviction \$300 plus proof of satisfactory Homer PD commercial vehicle inspection
7.08.020	Stopping or parking Where prohibited	\$25.00
7.08.021	Starting parked vehicles	\$100.00
7.08.030	Stopping or parking Size limitation	\$25.00
7.08.040	Stopping or parking Time limitation	\$25.00
7.08.045	Unauthorized use of parking reserved for persons with disabilities	first violation \$125; second violation \$250
7.08.045	Unauthorized use of parking reserved for persons with disabilities while displaying special license plate or permit	first violation \$250; second violation \$500
7.08.058	Removal of impoundment notice or impounded vehicle prohibited	\$300.00
7.10.020	Limited time parking; parking permits	\$25.00

[**Bold and underlined added.** Deleted language stricken through.]

7.10.030	Parking in city parking lots	\$25.00
7.10.040	Vehicle length limitation	\$25.00
7.10.090	Removal of impoundment notice or impounded vehicle prohibited	\$300.00
7.20.030	Use of snow machines	\$300.00
7.20.040	Time restriction	\$300.00
7.20.050	Driver's license requirement	\$300.00
7.20.055	Operation in designated areas	\$300.00
7.20.060	Towing	\$300.00
7.28.020	Motor vehicle parking	\$30.00
7.28.030	Short-term parking area	\$30.00
7.28.040	Limited long-term parking area	\$30.00
7.28.050	Reserved parking	\$30.00
10.04.100(b)	Restricted parking in harbor	\$25.00

85
 86 A citation for an offense listed as "Corr" must be dismissed ~~(or voided)~~ if proof of correction is
 87 presented to a Homer police department vehicle inspector within 30 days. ~~If the required~~
 88 ~~repair is not made and shown to a vehicle inspector within the specified time, the offense~~
 89 ~~may be disposed of without court appearance as provided in (c) of this section.~~

90 ~~c. A person cited for an offense for which a fine is established in subsection (a) or (b) of~~
 91 ~~this section may mail or personally deliver to the Finance Director the amount of the fine~~
 92 ~~indicated on the citation for the offense plus any surcharge required to be imposed by AS~~
 93 ~~12.55.039 and AS 29.25.074, together with a copy of the citation signed by the person~~
 94 ~~indicating the person's waiver of court appearance, entry of plea of no contest, and forfeiture~~
 95 ~~of the fine. A citation for a scheduled offense may be mailed or personally delivered within~~
 96 ~~fifteen (15) days after the date of the citation. The payment of a fine under this subsection~~
 97 ~~shall be treated as a judgment of conviction. The fine paid is complete satisfaction for the~~
 98 ~~offense. If a person cited for an offense for which a fine amount is established in subsection~~
 99 ~~(a) or (b) of this section appears in court to contest the citation and is found guilty, the~~
 100 ~~maximum sentence which may be imposed is the scheduled fine amount plus any surcharge~~
 101 ~~required to be imposed by AS 12.55.039 and AS 29.25.074.~~

102
 103 Section 3. Homer City Code Chapter 7.08, Stopping or Parking, is repealed.

104
 105 Section 4. Homer City Code Chapter 7.10, Stopping, Standing and Parking, is enacted
 106 to read as follows:

107
 108 Chapter 7.10
 109 STOPPING, STANDING AND PARKING

110
 111 Sections:
 112 7.10.010 City traffic authority.

[**Underlined added.** Deleted language stricken through.]

- 113 7.10.020 Limited time parking; parking permits.
- 114 7.10.030 Parking in city parking lots.
- 115 7.10.040 Vehicle length limitation.
- 116 7.10.050 Separate offense.
- 117 7.10.060 Vehicle impoundment procedure.
- 118 7.10.070 Impoundment hearing.
- 119 7.10.080 Form of demand for hearing – Hearing officer.
- 120 7.10.090 Removal of impoundment notice or impounded vehicle prohibited.
- 121 7.10.010 City traffic authority.

122
123 In this chapter, the term “city traffic authority” means the chief of police, and in the
124 Homer harbor, the harbormaster.

125
126 7.10.020 Limited time parking; parking permits.

127 (a) The city traffic authority may by placing official traffic control devices, designate
128 parking time limits or prohibit stopping, standing or parking, on those parts of a street where
129 the city traffic authority has determined that demand for parking, traffic congestion or public
130 safety warrants the designation or prohibition. No person may stop, stand, or park a vehicle
131 in violation of such an official traffic control device.

132 (b) The city traffic authority may by placing official traffic control devices, establish
133 parking by permit only limits on those parts of a street where the city traffic authority has
134 determined that demand for parking warrants the designation. No person may stop, stand,
135 or park a vehicle in violation of such an official traffic control device.

136 (c) Notwithstanding (a) and (b) of this section, the city traffic authority may issue
137 permits to occupy parking spaces on a street for a duration that the applicant demonstrates
138 is necessary to accommodate a temporary activity such as a special event, construction
139 project, or loading or unloading.

140
141 7.10.030 Parking in city parking lots.

142 (a) The city traffic authority may:

- 143 (1) Establish time limits for parking in city parking lots;
- 144 (2) Designate city parking lots for paid parking, and establish fees for paid
145 parking in city parking lots; and
- 146 (3) Designate city parking lots for permit parking, and the fees and
147 qualifications for obtaining a permit.

148 (b) The city shall notify the public of time limits in city parking lots, fees required to
149 park in city parking lots, and permit requirements for parking in city parking lots by the
150 placement of official traffic control devices. No person may stop, stand, or park a vehicle in
151 violation of such an official traffic control device.

152 (c) No person may park a vehicle, boat or other conveyance in a city parking lot for a
153 period exceeding 24 hours while displaying a sign offering the vehicle, boat or other
154 conveyance for sale.

[**Bold and underlined added.** Deleted language stricken through.]

155 (c) Notwithstanding (b) of this section, the city traffic authority may issue permits to
156 occupy parking spaces in a city parking lot for a duration that the applicant demonstrates is
157 necessary to accommodate a temporary activity such as a special event, construction project,
158 or loading or unloading.

159
160 7.10.040 Vehicle length limitation.

161 The city traffic authority may by placing official traffic control devices, establish the
162 maximum length of a vehicle or combination of vehicles that may stop, stand or park at any
163 place on a street or city parking lot. No person may stop, stand, or park a vehicle in violation
164 of such an official traffic control device.

165
166 7.10.050 Separate offense.

167 Each day in which a violation of HCC 7.10.020, 7.10.030 or 7.01.040 continues shall
168 constitute a separate offense.

169
170 7.10.060 Vehicle impoundment procedure.

171 a. The procedure set forth in this section through HCC 7.10.080 shall apply whenever a
172 motor vehicle is subject to impoundment (including booting) and removal pursuant to motor
173 vehicle, traffic or parking codes or laws, including without limitation unlawful stopping,
174 standing, or parking under any provisions of the City code or regulations adopted thereunder.

175 b. An impoundment is effective when a written order of impoundment is placed on a
176 vehicle. An order of impoundment shall identify the vehicle, state the reasons for
177 impoundment, and be dated and signed by a police officer or an authorized peace officer. An
178 impounded vehicle may be immediately towed and removed to a safe place upon the order of
179 a police officer or peace officer.

180 c. Upon impoundment, a notice of procedure options shall be placed on the vehicle,
181 and within six hours a copy shall be personally delivered or placed in the U.S. mail addressed
182 to the owner of the vehicle. The notice shall state substantially as follows:

183 ATTENTION: Your vehicle has been impounded by the City of Homer. As the owner of
184 an impounded vehicle, you have the following options:

185 (A) You may recover possession of the vehicle by paying to the person having
186 custody of the vehicle the towing and storage fees that may have accrued.

187 (B) If you take issue with the impoundment of your vehicle, you may:

188 (i) Recover possession of the vehicle by paying the towing and storage
189 fees that have accrued to such person and claim a refund by filing a demand
190 (on a form provided by the city) for an administrative hearing before a hearing
191 officer as to whether there was a sufficient factual and legal basis for
192 impounding your vehicle; or

193 (ii) Demand (on a form provided by the city) an administrative hearing
194 before a hearing officer as to whether there was a sufficient factual and legal
195 basis for impounding your vehicle.

[Bold and underlined added. Deleted language stricken through.]

196 To be entitled to such a hearing, your written demand must be filed with the
197 City Clerk (a) within 5 workdays after you learned that your vehicle was impounded or
198 was missing; or (b) within 15 workdays after the city mailed notice to the vehicle's
199 registered owner that the vehicle had been impounded; whichever occurs first. If you
200 fail to make a timely request for a hearing you will lose all right to challenge the
201 sufficiency of the basis for impoundment.

202 If timely requested, the hearing must be held within 48 hours after the filing of
203 your written demand, not including Saturdays, Sundays, and city holidays. A
204 determination that there was an insufficient factual or legal basis for impounding your
205 vehicle will require the release of the vehicle to you without your having to pay the
206 towing and storage fees, or will entitle you to a refund if you have already paid the
207 fees.

208 A hearing may be demanded by filing the appropriate form with the City Clerk
209 at 491 E. Pioneer Avenue, Homer between 8:00 a.m. and 5:00 p.m. on any day other
210 than Saturday, Sunday and city holidays.

211
212 **7.10.070 Impoundment hearing.**

213 a. If demand is timely made, the owner or the person entitled to possession of a
214 vehicle is entitled to an administrative hearing to determine whether there was a sufficient
215 factual and legal basis for impoundment of the vehicle. To be entitled to such a hearing a
216 written demand must be filed with the City Clerk (1) within five workdays after the owner or
217 person entitled to possession learned that the vehicle was impounded or was missing; or (2)
218 within 15 workdays after the City delivered or mailed the notice required by HCC 7.10.060(c)
219 to the vehicle's registered owner; whichever occurs first. If no timely request for a hearing is
220 made, the factual and legal basis for impoundment will be conclusively deemed sufficient for
221 all purposes.

222 b. The hearing will be held within 48 hours after the filing of a timely written demand,
223 not including Saturdays, Sundays, and City holidays.

224 c. The hearing officer shall not be bound by formal rules of evidence. A copy of the
225 fully completed and signed order of impoundment will constitute prima facie proof of
226 sufficient factual and legal basis for impoundment. The burden will be on the vehicle owner
227 to prove by a preponderance of the evidence that there was an insufficient factual or legal
228 basis for impounding the vehicle.

229 d. A determination by the hearing officer that there was an insufficient factual or legal
230 basis for impounding the vehicle will require the release of the vehicle to the owner or other
231 person entitled to possession without payment of the towing and storage fees, or will entitle
232 the person to a refund if the fees have already been paid.

233 e. The City will be responsible for payment or refund of the towing and storage fees for
234 any vehicle impounded under this chapter if the hearing officer determines that there was an
235 insufficient factual or legal basis for such impoundment.

236
237
[Bold and underlined added. Deleted language stricken through.]

238 7.10.080 Form of demand for hearing – Hearing officer.

239 a. The City Clerk shall prepare and make available a form of demand for a hearing
240 pursuant to HCC 7.10.070. Upon receipt of demand for a hearing the City Clerk shall
241 immediately forward the demand to the City Manager or his designee, who shall schedule an
242 administrative hearing and notify all parties.

243 b. The City Manager shall appoint one or more persons who shall serve as hearing
244 officers to conduct hearings pursuant to HCC 7.10.070. No police officer or peace officer with
245 authority to impound an improperly parked vehicle shall be eligible to serve as hearing
246 officer.

247
248 7.10.080 Removal of impoundment notice or impounded vehicle prohibited.

249 a. Unless authorized by a police officer or peace officer with authority to enforce
250 parking laws and regulations, it is unlawful for any person to remove an impoundment order
251 from a vehicle upon which it has been posted.

252 b. Unless authorized by a police officer or peace officer with authority to enforce
253 parking laws and regulations, it is unlawful for any person to move a vehicle after it has been
254 posted with an impoundment order.

255
256 Section 5. Homer City Code 10.04.100, Vehicles and other wheeled conveyances, is
257 amended to read as follows:

258
259 10.04.100 Vehicles and other wheeled conveyances.

260 a. ~~The Harbormaster may designate restricted parking areas in the harbor area. In a~~
261 ~~restricted parking area, the Harbormaster may:~~

262 1. ~~Establish time limits for parking;~~

263 2. ~~Designate areas for paid parking, and establish fees for paid parking there;~~

264 and

265 3. ~~Designate areas for permit parking, and establish the fees and qualifications~~
266 ~~for obtaining a permit.~~

267 ~~“Restricted parking” areas pertain to the parking of any vehicle or trailer, private or~~
268 ~~commercial.~~

269 b. ~~The Harbormaster shall notify the public of time limits in restricted parking areas,~~
270 ~~fees required to park in restricted parking areas, and permit requirements for parking in~~
271 ~~restricted parking areas by the placement of official traffic control devices. No person may~~
272 ~~stop, stand or park a vehicle in violation of such an official traffic control device. Every day in~~
273 ~~which such a violation continues shall constitute a separate offense.~~

274 ~~a~~e. No person other than an employee of the City or other person acting on City
275 business shall drive a vehicle upon **trails in the harbor area that are designated for**
276 **pedestrian or bicycle use** ~~the inside gravel slope of the small boat harbor except in case of~~
277 ~~emergency. Parking or leaving boats, trailers and/or other vehicles and equipment related~~
278 ~~thereto by the public shall be limited to specific areas designated for such use.~~

[**Bold and underlined added.** Deleted language stricken through.]

279 **bd.** Hauling out boats on skids is prohibited unless approved in advance by the
280 Harbormaster.

281
282 Section 6. This Ordinance is of a permanent and general character and shall be
283 included in the City Code.

284
285 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this ____ day of _____
286 2015.

287
288 CITY OF HOMER

289
290
291 _____
292 MARY E. WYTHE, MAYOR

293 ATTEST:

294
295 _____
296
297 JO JOHNSON, MMC, CITY CLERK

298
299 AYES:

300 NOES:

301 ABSTAIN:

302 ABSENT:

303
304
305 First Reading:

306 Public Hearing:

307 Second Reading:

308 Effective Date:

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310 Reviewed and approved as to form:

311
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313 _____
314 Mary K. Koester, City Manager

313 _____
314 Thomas F. Klinkner, City Attorney

315
316 Date: _____

315
316 Date: _____

[**Bold and underlined added.** Deleted language stricken through.]



Birch Horton Bittner & Cherot
a professional corporation

MEMORANDUM 15-189

**TO: MAYOR AND COUNCIL MEMBERS
CITY OF HOMER**

FROM: THOMAS F. KLINKNER

RE: ADOPTION OF STATE TRAFFIC OFFENSES IN HCC TITLE 7

FILE NO.: 506,742.103

DATE: NOVEMBER 17, 2015

The Alaska Court System brought to the City's attention inconsistencies between the City Code provisions on traffic offenses, fines and citation procedure and their counterparts in state statutes, regulations and court rules. In addition, the Police Department has asked that all state traffic laws that are minor offenses be incorporated in the City Code, so that all minor offense traffic violations in Homer will be charged by reference to the applicable state statute or regulation. With these changes, it also was appropriate to update the City's local traffic and parking regulations. Ordinance 15-42 has been drafted to address these issues. An explanation of each section of the ordinance follows:

Section 1. HCC 7.04.010 presently adopts some, but not all, state traffic laws that are minor offenses. Section 1 amends HCC 7.04.010 so that it adopts all state traffic laws that are minor offenses.

Section 2. Section 2 amends HCC 7.04.030(a) to correctly adopt state traffic fine schedules for minor offenses, and correctly state the procedure for disposing of traffic citations for minor offenses without a court appearance. Section 2 also amends HCC 7.04.030(b) to remove from the local traffic fine schedule those traffic offenses that should be charged as violations of state traffic laws, and to update the procedure for disposing of local traffic and parking violations without a court appearance.

Sections 3 and 4. The current HCC Chapter 7.08 includes as local parking violations some offenses that should be charged as violations of state statutes or regulations. Section 3 repeals HCC Chapter 7.08 and Section 4 adopts a new HCC Chapter 7.10 that reorganizes provisions regarding local parking rules and their enforcement, providing for the placement of local traffic control devices to govern parking on City streets and property, local regulations for parking on streets and on City

property, particularly on the Spit and in the Harbor, and a procedure for impounding vehicles that park in violation of state or local parking regulations.

Section 5. With the consolidation of local parking rules and enforcement provisions in HCC Chapter 7.10, Section 5 repeals the parts of HCC 10.04.100 that addressed the regulation of parking in the Harbor area, and adds a new prohibition of vehicles on Harbor area pedestrian and bicycle trails.

TFK/lcj

ORDINANCE REFERENCE SHEET
2015 ORDINANCE
ORDINANCE 15-43

An Ordinance of the City Council of Homer, Alaska, Repealing Homer City Code Chapter 3.12, Permanent Fund, Placing the Funds in a Self-Managed Brokerage and Disbanding the Permanent Fund Committee.

Sponsor: City Clerk/Permanent Fund Committee

1. Council Regular Meeting November 23, 2015 Introduction
 - a. Memorandum 15-190 from Permanent Fund Committee as backup
2. Council Regular Meeting December 7, 2015 Public Hearing and Second Reading
 - a. Memorandum 15-190 from Permanent Fund Committee as backup

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Clerk/
4 Permanent Fund Committee

5 **ORDINANCE 15-43**
6

7 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,
8 REPEALING HOMER CITY CODE CHAPTER 3.12, PERMANENT
9 FUND, PLACING THE FUNDS IN A SELF-MANAGED BROKERAGE
10 AND DISBANDING THE PERMANENT FUND COMMITTEE.
11

12 WHEREAS, The Homer Permanent Fund was established by Ordinance 05-14(S) for the
13 purpose of receiving monies from the distribution of the Exxon Valdez Oil Spill settlement and
14 other windfall funds, and serving as an endowment whose income would be used to support
15 City government, and whose principal could be loaned to support City capital projects; and
16

17 WHEREAS, The amount that the City received from the distribution of the Exxon Valdez
18 Oil Spill settlement and other windfall funds was substantially less than anticipated at the
19 time the Homer Permanent Fund was established; and
20

21 WHEREAS, In the current investment environment, an excessive amount of the Homer
22 Permanent Fund income is consumed by the cost of the fund's administration; and
23

24 WHEREAS, The Homer Permanent Fund could be managed with less service fees and
25 match the S&P 500 market returns by placing the Fund in a self-managed brokerage fund; and
26

27 WHEREAS, It is appropriate to repeal the Homer City Code provisions regarding the
28 Homer Permanent Fund and to disband the Permanent Fund Committee.
29

30 NOW, THEREFORE, THE CITY OF HOMER ORDAINS:
31

32 Section 1. Homer City Code Chapter 3.12, Permanent Fund is repealed.
33

34 Section 2. The City Council hereby disbands the Permanent Fund Committee that was
35 created by Ordinance 05-14(S).
36

37 Section 3. Section 1 of this Ordinance is of a permanent and general character and
38 shall be included in the City Code. Section 2 of this Ordinance is temporary in nature and
39 shall not be codified.
40

41 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this ____ day of _____
42 2015.

[**Underlined added.** Deleted language stricken through.]

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CITY OF HOMER

MARY E. WYTHE, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Hearing:

Second Reading:

Effective Date:

Reviewed and approved as to form:

Mary K. Koester, City Manager

Thomas F. Klinkner, City Attorney

Date: _____

Date: _____



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-190

TO: MAYOR WYTHER AND HOMER CITY COUNCIL

FROM: PERMANENT FUND COMMITTEE

THRU: JO JOHNSON, MMC, CITY CLERK

DATE: NOVEMBER 17, 2015

SUBJECT: PLACING THE PERMANENT FUND IN A SELF-MANAGED BROKERAGE AND DISBANDING THE PERMANENT FUND COMMITTEE.

The Permanent Fund was established in 2006 with the intent of the City receiving a \$10M *Exxon Valdez* settlement. Other “wind-fall” monies that the City might receive were to be deposited in the Permanent Fund. The Fund was to be invested in such a manner as to provide annual appropriation to non-profit organizations from the interest, dividends, or coupon discounts derived from the investments of the fund.

Contrary to expectations, the City instead received a \$1.1M *Exxon Valdez* settlement in 2010. A Request for Proposals was issued to solicit a qualified firm to invest the Permanent Fund in accordance with the investment procedures defined by ordinance. U.S. Bank was selected to actively manage the investment portfolio and has done so since 2010.

Returns on the Permanent Fund have been minimal due to a slow-down in the U.S. economy, an incredibly strong dollar, and a fall in energy prices with little inflation. This has affected corporate earnings, subduing markets in most of North America. Overseas there is an acceleration of growth in Japan and throughout Europe. They are buying their own safe investments making everyone else buy riskier investments. This results in inflated markets and recovering economies since corporate earnings are improving. The biggest concern for long term global growth is a lack of inflation; there is 2% inflation throughout the world.

An overview of the City’s Permanent Fund:

Fixed Income is 92% of the account; 8% is cash. Period ending March 31, 2015 the fund was up .64%. One year at 1.42% gross; three years at 1.67% gross. The fund is currently invested with principal protection first and foremost. There are no risks taken and not a lot being returned.

Growth Income is 88% of the account; 4% is cash; 4% is real estate; 4% is commodities. Period ending March 31, 2015 the total portfolio net of fees is 10.75%; for the last three years the average is 9.60% per year. For the last three years total equity is at 12.10%; domestic equity is 15.49%. The S&P 500 was up 16.11%.

For the period ending March 31, 2015 returns on the Permanent Fund were below the S&P 500.

The Permanent Fund Committee discussed the possibility of issuing another RFP for investment services, but realized bank fees are standard for the services offered. Bank fees in comparison to returns are high and the investment policies are so stringent that no broker could make money on the small quantity of money we have to invest.

The Permanent Fund Committee recommends rescinding the investment language and bringing the money home to manage. The Permanent Fund would be retained by the City and the Finance Department would arrange for management of the money as other like funds are managed. Bank fees would be significantly reduced. Additionally, the committee recommends that the Permanent Fund Committee be disbanded.

Recommendation: Introduce Ordinance 15-43 to repeal HCC 3.12, Permanent Fund, and place the funds in a self-managed brokerage and disband the Permanent Fund Committee.

ORDINANCE REFERENCE SHEET
2015 ORDINANCE
ORDINANCE 15-44

An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Making Necessary Adjustments to Certain Revenue and Expenditure Line Items.

Sponsor: City Manager/Finance Director

1. Council Regular Meeting November 23, 2015 Introduction
2. Council Regular Meeting December 7, 2015 Public Hearing and Second Reading

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Manager/
4 Finance Director

5 **ORDINANCE 15-44**

6
7 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,
8 AMENDING THE FY 2015 OPERATING BUDGET BY MAKING
9 NECESSARY ADJUSTMENTS TO CERTAIN REVENUE AND
10 EXPENDITURE LINE ITEMS.

11
12 WHEREAS, Certain adjustments to the City of Homer FY 2015 Operating Budget are
13 necessary to reflect major unanticipated revenue losses in 2015; and
14

15 WHEREAS, A 40% cut to the Community Jail contract from the State of Alaska had a
16 major impact on the FY 2015 budget; and
17

18 WHEREAS, In anticipation of the elimination of Revenue Sharing by the State of Alaska,
19 the Homer City Council removed Revenue Sharing from the FY 2015 Operating Budget; and
20

21 WHEREAS, On the expenditure side, three small line items in the FY 2015 Information
22 Technology Budget were inadvertently omitted from the Operating Budget.
23

24 NOW, THEREFORE, THE CITY OF HOMER ORDAINS:
25

26 Section 1. Revenues

<u>G/L Code</u>	<u>Description</u>	<u>Adopted Amount</u>	<u>Amended Amount</u>
100-0030-4501	Alaska Shared Revenue	\$341,037	\$0
100-0030-4503	Prisoner Care Contract	\$753,410	\$424,000

31
32 Section 2: Expenditures

<u>G/L Code</u>	<u>Description</u>	<u>Adopted Amount</u>	<u>Amended Amount</u>
100-0113-5223	(IT) Liability Insurance	\$0	\$1,531
100-0113-5237	(IT) Subsistence	\$0	\$250
100-0113-5614	(IT) Car Allowance	\$0	\$2,250

38 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this _____ day of _____, 2015.

39

40

CITY OF HOMER

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MARY E. WYTHE, MAYOR

45

46 ATTEST:

47

48

49

JO JOHNSON, MMC, CITY CLERK

51

52

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54 AYES:

55 NOES:

56 ABSTAIN:

57 ABSENT:

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61 First Reading:

62 Public Reading:

63 Second Reading:

64 Effective Date:

65

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67 Reviewed and approved as to form:

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69

70

Mary K. Koester, City Manager

72

Thomas F. Klinkner, City Attorney

73 Date: _____

Date: _____

ORDINANCE REFERENCE SHEET
2015 ORDINANCE
ORDINANCE 15-45

An Ordinance of the City Council of Homer, Alaska, Amending the FY 2015 Operating Budget by Appropriating Funds in the Amount of \$2,540.30 to Purchase Refurbished Touch Screen Voting Units for the City's Two Precincts.

Sponsor: City Manager/City Clerk

1. Council Regular Meeting November 23, 2015 Introduction
 - a. Quote from Dominion Voting for Used Touchscreen Voting Units
2. Council Regular Meeting December 7, 2015 Public Hearing and Second Reading
 - a. Quote from Dominion voting for Used Touchscreen Voting Units
 - b. Substitute Ordinance 15-45(S)
 - c. Memorandum 15-198 from City Clerk as backup

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Manager/
4 City Clerk

5 **ORDINANCE 15-45**

6
7 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,
8 AMENDING THE FY 2015 OPERATING BUDGET BY
9 APPROPRIATING FUNDS IN THE AMOUNT OF \$2,540.30 TO
10 PURCHASE REFURBISHED TOUCH SCREEN VOTING UNITS FOR
11 THE CITY'S TWO PRECINCTS.
12

13 WHEREAS, In compliance with the Americans with Disabilities Act of 1990 (ADA) the
14 City of Homer wishes to provide appropriate aids and services so that qualified voters with
15 disabilities can independently participate in the voting process; and
16

17 WHEREAS, The Touch Screen Voting Units are intended for those voters who are blind,
18 disabled or who may not read proficiently; however, any voter may vote on the touch screen
19 voting unit if the voter's name appears on the precinct register; and
20

21 WHEREAS, The City of Homer has the opportunity to purchase two refurbished Touch
22 Screen Voting Units at a reasonable price for the City's two precincts; and
23

24 WHEREAS, It would be beneficial for the City of Homer to own the Touch Screen Voting
25 Units to eliminate the need to depend on the State of Alaska for the units and avoid costly
26 shipping charges.
27

28 NOW, THEREFORE, THE CITY OF HOMER ORDAINS:
29

30 Section 1. The Homer City Council hereby amends the FY 2015 Operating Budget by
31 appropriating \$2,540.30 for the purchase of two refurbished Touch Screen Voting Units.
32

33 Expenditure:
34

<u>Account</u>	<u>Description</u>	<u>Amount</u>
100-0102-5208	Touch Screen Voting Units	\$2,540.30

1 CITY OF HOMER
2 HOMER, ALASKA

3 City Manager/
4 City Clerk

5 ORDINANCE 15-45(S)
6

7 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,
8 AMENDING THE FY 2015 OPERATING BUDGET BY
9 APPROPRIATING FUNDS IN THE AMOUNT
10 OF ~~\$2,540.30~~ **\$3,810.45** TO PURCHASE REFURBISHED TOUCH
11 SCREEN VOTING UNITS FOR THE CITY'S TWO PRECINCTS.
12

13 WHEREAS, In compliance with the Americans with Disabilities Act of 1990 (ADA) the
14 City of Homer wishes to provide appropriate aids and services so that qualified voters with
15 disabilities can independently participate in the voting process; and
16

17 WHEREAS, The Touch Screen Voting Units are intended for those voters who are blind,
18 disabled or who may not read proficiently; however, any voter may vote on the touch screen
19 voting unit if the voter's name appears on the precinct register; and
20

21 WHEREAS, The City of Homer has the opportunity to purchase ~~two~~ **three** refurbished
22 Touch Screen Voting Units at a reasonable price for the City's two precincts; and
23

24 **WHEREAS, Due to the possibility of a malfunction with either precinct's Touch**
25 **Screen Voting Unit it is imperative to have a spare unit on hand; and**
26

27 WHEREAS, It would be beneficial for the City of Homer to own the Touch Screen Voting
28 Units to eliminate the need to depend on the State of Alaska for the units and avoid costly
29 shipping charges.
30

31 NOW, THEREFORE, THE CITY OF HOMER ORDAINS:
32

33 Section 1. The Homer City Council hereby amends the FY 2015 Operating Budget by
34 appropriating ~~\$2,540.30~~ **\$3,810.45** for the purchase of ~~two~~ **three** refurbished Touch Screen
35 Voting Units.
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37

38 Expenditure:

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<u>Account</u>	<u>Description</u>	<u>Amount</u>
100-0102-5208	Touch Screen Voting Units	\$2,540.30 <u>\$3,810.45</u>

Section 2. This is a budget amendment ordinance only, is not permanent in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this _____ day of _____, 2015.

CITY OF HOMER

MARY E. WYTHE, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Reading:

Second Reading:

Effective Date:

76 Reviewed and approved as to form:

77

78 _____

79 Mary K. Koester, City Manager

80

81 Date: _____

Thomas F. Klinkner, City Attorney

Date: _____



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-198

TO: MAYOR WYTHE AND HOMER CITY COUNCIL
FROM: JO JOHNSON, MMC, CITY CLERK
DATE: DECEMBER 1, 2015
SUBJECT: PURCHASE OF TOUCH SCREEN VOTING UNITS

In response to a citizen's request that the City of Homer provide voters with disabilities the means to vote independently, the City Clerk wishes to purchase Touch Screen Voting Units to use in our elections.

The Touch Screen Voting Units are intended for those voters who are blind, disabled or who may not read proficiently; however, any voter may vote on the touch screen voting unit if the voter's name appears on the precinct register.

We have the opportunity to purchase refurbished Touch Screen Voting Units through Dominion Voting at a cost of \$1,270.15 each (to include shipping).

In the event a malfunction occurs on Election Day it is necessary that we have a back-up unit available to offer uninterrupted service to the voters. At each election the City of Homer has a back-up Accuvote unit in the event of failure.

Recommendation: Adopt Substitute Ordinance 15-45(S) to approve the purchase of three Touch Screen Voting Units.

10-30-15City of Homer
Used TSX units

**DOMINION
VOTING™**



Our customers come first.

Product Name	Quantity	Part number	Net Price	Total Price
AccuVote TSX				
Refurbished AVTSX model D	2	73412212U	\$630.00	\$1,260.00
Refurbished AVPM - VVPAT receipt printer	2	75517211U	\$472.50	\$945.00
Paper Rolls	2	76251211	\$3.15	\$6.30
Headphones	2	7144111	\$10.50	\$21.00
Keypad	2	73123121	\$393.75	\$787.50
PCMCIA card	2	76422113	\$262.50	\$525.00
Card Encoder	2	73411122	\$341.25	\$682.50
Voter Access Cards	6	76421123VCG	\$5.25	\$31.50
Admin Card	2	76421123ACG	\$10.50	\$21.00
Supervisor Card	2	76421123SCG	\$5.25	\$10.50
Subtotal				\$4,290.30
Estimated shipping				\$250.00
Discount				-\$2,000.00
Total				\$2,540.30
Annual firmware license	2		\$35.00	\$70.00

ORDINANCE(S)

CITY MANAGER'S REPORT



City of Homer

www.cityofhomer-ak.gov

Office of the City Manager

491 East Pioneer Avenue
Homer, Alaska 99603

citymanager@cityofhomer-ak.gov

(p) 907-235-8121 x2222

(f) 907-235-3148

City Manager's Report

TO: Honorable Mayor Wythe and Homer City Council
FROM: Katie Koester, City Manager
DATE: December 7, 2015
SUBJECT: City Manager's Report

Proposition 1: Suspension of HART for 3 years

I want to express my gratitude for how everyone has handled a difficult budget process this year. The Mayor and Council demonstrated leadership and courage by proposing Proposition 1 and engaging in difficult revenue conversations with the public. Every Council member went above and beyond participating in educating the public, advertising the special election and talking to their friends and neighbors. The staff has maintained a positive attitude and exemplary work ethic during a time of budget uncertainty. With reduced staff and reduced budgets, Budget A has many cuts that will affect employees' day to day ability to do their jobs, yet staff has stepped up to the plate and is ready to take on the challenges of leaner times. The community has been engaged since this conversation began in July. They have come out in sunshine and snowstorms to share solutions, ideas and give input. They have written emails, participated in online surveys, stopped by my office and attended Council meetings. My faith and appreciation for this community is reinforced with every conversation I have with Council, staff, and the public. I know the work has just begun, but I also know we have a great team and community that is willing to put in the time and effort. Thank you.

Permanent Fund and Investment Policy

The Permanent Fund Committee reviews the permanent fund investment policies during their first meeting of every year. Ordinance 15-43 eliminates the full service broker contract with US Bank and disbands the committee. The investment policy for all City funds is lengthy and could be simplified. The City needs to make sure we are striking the right balance between safety and returns – keeping in mind that government money must be treated differently than other investments. I think with the shift in management of the Permanent Fund the timing is right for a thorough review of the City-wide investment policy. To facilitate that conversation, Finance Director Li will reach out to other municipalities and see what investment policies they have in place and best practices. One recommendation that was brought to us by Time Value Investments, who holds some bonds for the City of Homer, is to invest dollars the City is willing to take a higher risk with (like the Permanent Fund) in index funds that track the market. This will be one, among many, considerations. How involved would Council like to be in looking at the investment policy? Should we schedule a work session in February to get into details or would you like staff to bring forward an ordinance, at which time Council can decide if more hands-on work is warranted?

February 12, 2016 Due Date set for Condominium Natural Gas HSAD

Resolution 15-081(S) delegated authority to the City Manager to set a deadline for the condominium units in the Natural Gas HSAD. The court mandated that the deadline be no more than 90 days after court approval of the assessment roll, November 16. City code requires 60 days notice before the assessment is due. I have set February 12, 2016 as the due date for the assessments. Statements will be mailed to condominium owners no later than December 11, 2015. Condominium owners all owe a different amount depending on how much their percentage of ownership is in the building. Owners can pay the balance off in full or a minimum of \$405.27 (principal plus interest). According to Resolution 15-081(S) interest will be applied beginning July 1, 2015.

3rd Quarter Sales Tax Returns Up Slightly

Good news - sales tax figures for 3rd quarter were up slightly from 2nd quarter (0.3%). Though this does not represent a significant increase in revenue, it does mean that the estimates we based the 2016 budget on are on track and we are not forced to make up a big hole. We will watch 4th quarter returns closely with hopes that they continue to improve.

Visits from the Attorney

I have been working with Birch Horton Bittner and Cherot on ways we can utilize their services to their maximum capacity. As part of our retainer, the firm has agreed to send an attorney to Homer once a month to meet with staff, participate in committee/commission meetings, and spend more face time in Homer. For example, Attorney Wells will spend all day Thursday with staff working on Lease Committee issues. I think this will be a good use of attorney time and that we will get a lot of value from it.

Enc:

Homer City Code 3.10 Investment and Collateralization of Public Funds

Memorandum 15-206 Alaska Abandoned and Derelict Vessel Task Force report from Port and Harbor Director

Memorandum 15-207 Harbor Safety Committee Report from Port and Harbor Director

Notice of Certificate of Achievement for Excellence in Financial Reporting

Homer City Code Chapter 3.10

INVESTMENT AND COLLATERALIZATION OF PUBLIC FUNDS

Sections:

- 3.10.010 Scope.
- 3.10.015 Objectives.
- 3.10.020 Delegation of authority.
- 3.10.030 Prudence.
- 3.10.040 Authorized investments.
- 3.10.050 Placement of City investments.
- 3.10.060 Diversification.
- 3.10.070 Collateralization.
- 3.10.080 Safekeeping.
- 3.10.090 Agreements.
- 3.10.100 Internal controls.
- 3.10.110 Reporting.
- 3.10.120 Definitions.
- 3.10.130 Governance of Homer permanent fund assets.

3.10.010 Scope.

This chapter applies to the investment of all City monies, unless otherwise provided expressly by ordinance. [Ord. 93-14 § 3, 1993].

3.10.015 Objectives.

The City investment portfolio shall be managed so that the portfolio, as a whole, meets the objectives set forth below. All persons selecting investments for City monies shall adhere to these objectives, which are listed in order of relative importance.

- a. Safety of principal;
- b. Maintain sufficient liquidity to meet the City's cash flow requirements; and
- c. Achieving a reasonable market rate or return.

Notwithstanding the above objectives, no person shall invest City monies in a manner which violates any provision of this chapter or the administrative procedures established hereunder. [Ord. 93-14 § 3, 1993].

3.10.020 Delegation of authority.

Management responsibility for the investment program is hereby delegated to the Finance Director/Treasurer who shall establish written procedures for the operation of the investment program, consistent with this investment policy. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Finance Director/Treasurer. The Finance Director/Treasurer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinates. [Ord. 93-14 § 3, 1993].

3.10.030 Prudence.

All persons having responsibility for making decisions regarding the investment of City monies shall utilize the same judgment and care, under the circumstances then prevailing, that an institutional investor would use in the conduct of an enterprise of a like character and with like aims, not for speculation but for investment, considering the probable safety of capital as well as the probable income to be derived in accordance with the stated objectives. [Ord. 93-14 § 3, 1993].

3.10.040 Authorized investments.

a. City monies shall be invested only in the following instruments. All securities purchased by the City, and all other City investments, must mature not later than the time indicated below, measured from the date of the City's investment transaction:

1. U.S. Treasury securities – three years;
2. Other obligations by the U.S. Government, its agencies and instrumentalities – three years;
3. Repurchase agreements of acceptable securities listed in subsections (a)(1) and (2) of this section which meet a margin requirement of 102 percent; provided, however, the maturity limitations specified in those subsections do not apply if the securities in the repurchase agreement are marked to market daily;
4. Units of the Alaska Municipal League Investment Pool in accordance with an executed common investment agreement and in conformance with AS 37.23.010 through 37.23.900;
5. Certificates of deposit and other deposits at banks and savings and loan associations collateralized as provided in HCC 3.10.070 – three years;

6. Uncollateralized deposits at banks and savings and loan associations, to the extent that the deposits are insured by the Federal Deposit Insurance Corporation (FDIC) or the Federal Savings and Loan Insurance Corporation – three years;

7. Taxable bonds or notes which are issued by any state or political subdivision thereof, and which are graded AA or higher by Moody’s Investor’s Service, Inc., or Standard and Poor’s Corporation – three years;

8. Commercial paper graded A1 or higher by Moody’s Investor’s Service, Inc., or P1 or higher by Standard and Poor’s Corporation – 270 days;

9. Bankers’ acceptances offered by banks rated at least “AA” by Moody’s or Standard and Poor’s;

10. Money market mutual funds whose portfolios consist entirely of instruments specified in subsections (a)(1), (2) and (3) of this section – with net asset value of \$1.00.

b. No person shall invest any City monies in any instrument which is not listed in subsection (a) of this section. This prohibition includes, but is not limited to, investment of City monies in any mutual fund (except as otherwise provided in subsection (a)(10) of this section), common or preferred stock, precious metals, zero coupon bonds, corporate bonds, option contract or futures contract.

c. This chapter represents the maximum amount of authority and discretion which the Finance Director/Treasurer may utilize in investing City monies. Nothing in this chapter shall be construed, however, to prohibit the Finance Director/Treasurer from adopting standards, rules, policies and procedures which are more restrictive than those contained in this chapter. The enumeration in this chapter of instruments which are authorized for City investments shall not be construed as requiring the Finance Director/Treasurer to invest in all or any particular instrument contained in said list at any given time. The Finance Director/Treasurer may invest in some or all of said instruments as deemed appropriate. Similarly, the enumeration of instruments which are acceptable as collateral for City investments shall not be construed as requiring the Finance Director/Treasurer to accept all or any particular instrument contained in said list at any given time. The Finance Director/Treasurer may accept some of said instruments, and reject others. [Ord. 93-14 § 3, 1993].

3.10.050 Placement of City investments.

a. Because of rapid fluctuations of interest rates and the brief period of availability of some securities, bids may be solicited, received, and accepted, either orally or in writing. Solicitation, receipt, and acceptance of bids by telephone is authorized. In order for a bid to

be responsive, it must meet all the specifications and requirements of the bid solicitation. The Finance Director/Treasurer shall not consider nonresponsive bids.

b. The Finance Director/Treasurer shall award a bid to the financial institution whose bid best fulfills the investment objectives contained in HCC 3.10.015, considering the City investment portfolio as a whole.

c. All securities transferred to or from the City, except securities transferred as collateral, shall be transferred using the delivery versus payment method. Securities transferred as collateral shall be actually received by the custodial bank designated by the Finance Director/Treasurer who may require financial institutions to deliver collateral to a custodial bank prior to bidding on City investments. [Ord. 93-14 § 3, 1993].

3.10.060 Diversification.

City investments shall be diversified to minimize the risk of loss resulting from overconcentration of investments in a specific maturity, a specific issuer, a specific class of security or a specific financial institution. Investments will be diversified to maintain a degree of liquidity. The Finance Director/Treasurer shall adopt administrative procedures to implement this section. [Ord. 93-14 § 3, 1993].

3.10.070 Collateralization.

a. If City monies are invested in certificates of deposit or other deposits, the entire amount of principal and interest which will be payable to the City upon maturity of the investment must be collateralized by a combination of the following securities, at the following margin requirements and maturities:

COLLATERAL TYPE	MARGIN REQUIREMENT
1. U.S. Treasury securities with a maturity date 5 years or less from the date of the City's investment transaction.	102%
2. Actively traded U.S. Government agency or instrumentality securities, except mortgage pass-through securities with a:	
a. Maturity date 1 year or less from the date of the City's investment transaction.	103%
b. Maturity date between 1 and 5 years from the date of the City's investment transaction.	107%
3. Government National Mortgage Association mortgage pass-through securities.	120%

COLLATERAL TYPE	MARGIN REQUIREMENT
4. Obligations of the State of Alaska and its political subdivisions secured by the full faith, credit and taxing power thereof:	
a. Maturity date 1 year or less from the date of the City's investment transaction.	102%
b. Maturity date between 1 and 5 years from the date of the City's investment transaction.	107%
5. FDIC and FSLIC insurance.	100%
6. Securities underlying units in the Alaska Municipal Investment Pool.	

b. A financial institution shall not release, assign, sell, mortgage, lease, transfer, pledge or grant a security interest in, encumber, substitute or otherwise dispose of or abandon all or any part of pledged collateral without prior written authorization of the City. [Ord. 93-14 § 3, 1993].

3.10.080 Safekeeping.

Procedures and criteria for selection of a custodial or safekeeping institution shall be established under HCC 3.10.020. Selection of an institution shall be in accordance with those procedures and the City purchasing code. The Finance Director/Treasurer shall enter into agreements with one or more financial institutions to provide custodial and safekeeping services for City investments. All investments purchased by the City and all securities used as collateral for certificates of deposit, or other deposits, shall be either held directly by the City, or held by a third party custodial bank as agent for the City. Collateral for overnight repurchase agreements shall be pledged to the City but may be held by the financial institution. [Ord. 93-14 § 3, 1993].

3.10.090 Agreements.

Security agreements instituting this policy will be entered into prior to the purchase of a certificate of deposit or repurchase agreements. [Ord. 93-14 § 3, 1993].

3.10.100 Internal controls.

The Finance Director/Treasurer shall establish a system in internal controls, which shall be documented in writing. The City's external auditor shall review and evaluate, at least annually, the system of internal controls to ensure that they are adequate for the purposes stated in this section. The controls shall be designed to prevent losses of public funds arising from fraud, employee error, misrepresentation by third parties, unanticipated changes in financial markets, or imprudent actions by employees or officers. [Ord. 93-14 § 3, 1993].

3.10.110 Reporting.

The Finance Director/Treasurer shall submit quarterly to the City Manager an investment report that summarizes the portfolio in terms of investment securities, maturities, risk categories, returns and other features. The City Manager shall present this report to the City Council in its entirety. [Ord. 93-14 § 3, 1993].

3.10.120 Definitions.

As used in this chapter, the following definitions apply:

“Actively traded” means a security which is frequently bought or sold on a nationally recognized market.

“Bankers’ acceptances” means an order to pay a certain amount of money on a certain date and bearing an unconditional promise of a bank to pay the draft at maturity. Bankers’ acceptances are secured by the creditworthiness of the bank and a U.S. corporation as well as goods underlying the transaction.

“Commercial paper” means an unsecured promissory note of a corporation backed by a line of credit with a bank, issued for a specific amount and maturing on a specific day.

“Delivery versus payment” means that a security will be delivered to safekeeping before cash is paid for the security.

“Financial institution” means a bank, savings and loan association, or securities dealer.

“Margin requirement” means the amount by which the market value of the securities collateralizing a transaction exceeds the amount lent.

“Marked to market” means to value a security at its current sales price.

“Money market mutual funds” means a mutual fund which maintains a constant share price regardless of market fluctuations and which has an average maturity for its entire portfolio of one year or less.

“Net asset value” means the invested fund’s value remains the same. Any value above that is treated as income, i.e., invest \$1.00 today and withdraw \$1.00 tomorrow plus interest earned.

“Pledged” means specific securities set aside as collateral which are identified to a specific account.

“Repurchase agreements” means short-term transactions consisting of the purchase of a security with the promise to return it at a later date.

“U.S. Government agency or instrumentality securities” means obligations of the U.S. Government issued on behalf of U.S. Government departments through the Federal Financing Bank and securities issued by U.S. Government-sponsored enterprises or quasi-public corporations.

“U.S. Treasury securities” means a security that is backed by the full faith and credit of the U.S. Government. [Ord. 93-14 § 3, 1993].

3.10.130 Governance of Homer permanent fund assets.

a. In investing and managing the monies of the permanent fund established pursuant to Chapter 3.12 HCC, the persons having responsibility for making decisions shall exercise the judgment and care under the circumstances then prevailing which an institutional investor of ordinary prudence, discretion, and intelligence exercises in the management of large investments entrusted to it, not in regard to speculation, but in regard to the long-term investment of funds considering the probable safety of capital as well as probable income, in accordance with the stated objectives of the permanent fund.

b. In order to ensure sound investment strategy, the City Council will take action in the following manner:

1. The City Council shall establish written investment policies by formal resolution which shall be adhered to without exception;

2. The City Council shall review the investment policies of the permanent fund at least once each year during the first quarter and shall, by formal resolution, re-adopt or modify said policies;

3. The City Council shall establish, by formal resolution, a plan for the allocation of investment assets each year that provides for the following:

a. That earnings available for annual appropriation and distribution shall be confined to the interest, dividends or coupon discounts derived from the investments of the fund. Realized or unrealized gains to the portfolio value are not considered earnings.

b. The portfolio of growth sub-fund will be invested primarily in equities, and is exempt from HCC 3.10.040.

c. The portfolio of the income sub-fund will be invested primarily in bonds and the other fixed rate securities authorized by HCC 3.10.040.

d. The income sub-fund may be used as a revolving loan for various City capital projects as provided in Chapter 3.12 HCC.

e. Sets forth portfolio duration, and which establishes performance benchmarks, and which estimates the percentage or amount of that year's annual earnings that would be necessary to retain to inflation-proof the fund principal;

4. The City Council shall establish a Permanent Fund Investment Committee consisting of the Finance Director, the City Clerk, two members of the City Council, and two members of the community at-large. The term of each appointment shall be two years, with initial terms of the City Council members and members at-large staggered so that half of the terms will expire each year. The Committee shall be appointed by the Mayor and confirmed by the City Council. The appointment of any City official will automatically terminate on the date when the person no longer holds such City office. Any City Council member or member at-large may be removed from the Committee at any time by the City Council;

5. The Committee shall meet at least quarterly to provide direction as required for maintenance of the fund. The Committee shall provide regular reports of its activity to the City Council;

6. The City administration shall maintain on file within the offices of the Finance Department monthly reports which indicate transactions affecting the investment account, to include, at a minimum, transfers of cash into and out of the account, and interest or dividends received by the account;

7. The City administration shall order an objective performance evaluation of the investment program every year;

8. The City administration shall retain one or more bank custodians to hold all investment cash and fixed income securities of the permanent fund and require that the custodians shall render monthly reports to the administration regarding assets held at both book and market values, and individual transactions which have taken place, that the banks shall have adequate fidelity insurance, and that written contracts be entered into between the City and the custodian banks;

9. The City, with the approval of the City Council, shall retain one or more professional investment managers to design portfolios and invest funds in accordance with the written investment policies adopted by the City Council. The investment managers shall be registered financial advisers with both the United States Securities and Exchange Commission and the State of Alaska, unless otherwise exempt from registration, and the investment managers shall agree to serve as a fiduciary to the City. Each investment manager shall carry professional liability insurance in an amount satisfactory to the City, and the terms

of the investment relationship shall be memorialized in a written contract entered into between the City and the respective investment advisers. [Ord. 13-25 § 1, 2013; Ord. 05-14(S) § 2, 2006].



Memorandum 15-206

TO: MAYOR BETH WYTHE & HOMER CITY COUNCIL
CC: KATIE KOESTER, CITY MANAGER
FROM: BRYAN HAWKINS, PORT DIRECTOR/HARBORMASTER
DATE: NOVEMBER 9, 2015
SUBJECT: ALASKA ABANDONED & DERELICT VESSEL TASK FORCE MEETING

I traveled to Anchorage on October 27, 2015 to attend the third ADV Task Force meeting for this year. There were a total of 18 in attendance; agencies and organizations represented at the meeting were USCG waterways management, ADNOR, ADEC, ADOT, USCG (sector Anchorage). There were also three representatives from the Orusarmiut Native Council. Call-in participation included the Bethel Harbormaster and Amy McElroy of Senator Murkowski's staff. Holly Wells and Katie Davies provided legal advice to the group. I attended as a representative of the AAHPA and the City of Homer.

The group briefly discussed a new case study vessel (96' wooden tug Challenger) which recently sank in Juneau's Gastineau channel. The Challenger was turned out from the Juneau harbor systems as a nuisance vessel, a couple months prior to it becoming a casualty. It is interesting to note that the local Juneau newspaper covering the Challenger disaster asked the same questions that led to the forming of the ADV Task Force: How did this happen? Who and where is the responsible owner? Is it insured? Who is going to clean it up and pay for it? Can we stop this from happening again? How much is it going to cost (no really, how much)? Folks get angry when an incident like this happens in their back yard and they start demanding answers from their State and local government.

The focus of the meeting was centered on the review and revisions of the State of Alaska's statute 30.30 that covers abandoned and derelict vessels, which is where the attorney team from Birch Horton, Bittner and Cherot weighed in. A comparison with other ADV statues in Washington, Oregon, California, and Florida was briefly reviewed. Holly presented a rough draft version of State of Alaska's 30.30 and the group worked through the proposed revision line by line. There were many cause-and-effect questions that came up during this discussion that will need to be worked out before we can zero in on a finished product.

The main point I highlighted to the group is that INSURED VESSELS ARE NOT ABANDONED VESSELS. They may be derelict vessels, but if they are insured then they aren't abandoned because there is a responsible party: the insurance company. Anyone who values their vessel insures it against loss. All viable commercial operations insure their assets. That led to a discussion about insurance requirements and what size a vessel would have to be before insurance would be required. We also discussed enforcement: how could mandatory vessel insurance be implemented? How do we protect Alaska from the uninsured vessel?

There is still much to do, but I'm encouraged by the progress we've made on this very complex issue. It's a privilege to work with such a dedicated and talented group of people. We will meet again February 2016.

Recommendation



Memorandum 15-207

TO: MAYOR BETH WYTHE & HOMER CITY COUNCIL
CC: KATIE KOESTER, CITY MANAGER
FROM: BRYAN HAWKINS, PORT DIRECTOR/HARBORMASTER
DATE: NOVEMBER 13, 2015
SUBJECT: COOK INLET HARBOR SAFETY COMMITTEE NOVEMBER MEETING

On November 4, 2015 I traveled to Nikiski to attend the Cook Inlet Harbor Safety Committee meeting, representing Homer Port and Harbor as a voting member. I also have volunteered to serve on the Navigation and Salvage subcommittee workgroups. There were approximately 45 persons attending the meeting. As this was only our second meeting, there are still quite a few organizational topics being worked out. However, we did hear reports from the Navigation and Salvage workgroups on their first meetings and updates from the USCG, ACOE, NOAA, and ADEC. The other main agenda item was the 2016 operating budget of \$30,000 (covering administration costs), which the committee approved after much discussion. Fees will be collected from memberships to cover these costs; to-date it is unclear as to what our expected contribution will be.

Cook Inlet Harbor Safety Committee Home Page: <http://cookinletharborsafetycommittee.org>

“The Cook Inlet Harbor Safety Committee (CI HSC) has been established based on a recommendation from the Cook Inlet Marine Risk Assessment and the desire on the maritime community to have a productive forum for marine safety issues specific to Cook Inlet, Alaska.

The mission of the Cook Inlet HSC is to enhance marine safety and environmental stewardship through collaboration of the maritime community and other stakeholders. The purpose of the Cook Inlet HSC is to provide a forum for identifying, assessing, planning, communicating, and implementing operational and environmental practices beyond statutory and regulatory requirements that promote safe, efficient, and environmentally sound maritime operations in the Cook Inlet.

Maritime safety, accident prevention, and waterways management will be the primary focus of the Cook Inlet HSC. Planning and response to oil spills and hazardous substances is the domain of the Cook Inlet Subarea Committee, but the nexus of prevention and response planning will be considered by the Cook Inlet HSC.

The Cook Inlet HSC will accomplish its mission by developing Standards of Care and best practices for maritime operations in the Cook Inlet waterway. The HSC may act as an education and resource network for the dissemination of information to waterway users. The HSC may provide recommendations to regulatory bodies on maritime safety issues and seek actions to enhance maritime safety.

The HSC will serve as a subject matter expert for Cook Inlet and be the facilitator for bringing together all relevant maritime stakeholders to identify and resolve, when possible, waterway management issues through the adoption of best practices and Standards of Care.”

Recommendation



Government Finance Officers Association
203 N. LaSalle Street - Suite 2700
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

November 19, 2015

Katie Koester
City Manager
City of Homer
491 East Pioneer Avenue
Homer AK 99603

Dear Ms. Koester:

We are pleased to notify you that your comprehensive annual financial report for the fiscal year ended **December 31, 2014** qualifies for a Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An award for the Certificate of Achievement has been mailed to:

Zhiyong Li
Accounting Finance Director

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and that appropriate publicity will be given to this notable achievement. A sample news release is enclosed to assist with this effort. In addition, details of recent recipients of the Certificate of Achievement and other information about Certificate Program results are available in the "Awards Program" area of our website, www.gfoa.org.

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,
Government Finance Officers Association

Stephen J. Gauthier, Director

Technical Services Center

SJG/ds



Government Finance Officers Association
203 N. LaSalle Street - Suite 2700
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

11/19/2015

NEWS RELEASE

For Information contact:
Stephen Gauthier (312) 977-9700

(Chicago)--The Certificate of Achievement for Excellence in Financial Reporting has been awarded to **City of Homer** by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement has been awarded to the individual(s), department or agency designated by the government as primarily responsible for preparing the award-winning CAFR. This has been presented to:

Finance Department, City of Homer

The CAFR has been judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

The GFOA is a nonprofit professional association serving approximately 17,500 government finance professionals with offices in Chicago, IL, and Washington, D.C.



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum

TO: MAYOR WYTHE AND CITY COUNCIL
FROM: JO JOHNSON, MMC, CITY CLERK
DATE: DECEMBER 1, 2015
SUBJECT: BID REPORT

Request for Proposals Eight Lots in the Lillian Walli Estates Subdivision - The City of Homer, Alaska is hereby advertising for sealed proposals to purchase the following real properties:

- **Lots 57, 58, 59, 60, 65, 66, 67, 70, LILLIAN WALLI ESTATE**, according to Plat No. 88-16, in the Homer Recording District, Third Judicial District, State of Alaska.

Total Appraised Value & Minimum Bid for all lots is \$91,900.

Responses to the City's request for sealed proposals will be received at the Office of the City Clerk, 491 E. Pioneer Avenue, Homer, Alaska 99603, until 12:00 noon on December 14, 2015. Proposals shall be opened and received by the City Manager. **Proposals received after the time specified or proposals received from proposers not listed on the plan holders list will be considered non-responsive and shall not be considered. All proposers must submit a City of Homer Plan Holders Registration Form to be on the PHL and to be considered responsive.** Plan Holder Registration form and Bid Documents are available online at <http://www.cityofhomer-ak.gov/rfps>.

CITY OF HOMER NOVEMBER 2015 SURPLUS EQUIPMENT SALE

Sealed bids will be received on surplus City equipment until 3:00 p.m. Thursday, December 10, 2015 at the City Clerk's Office, City of Homer, 491 E. Pioneer Drive, Homer, AK 99603. Sealed bids must be on the proper bid form provided by the City, one item per form. All bidders must submit a City of Homer Plan Holders Registration Form to be on the Plan Holders List and to be considered responsive. Plan holder registration form, surplus equipment list, minimum bid requirements, and bid form are available on line at <http://www.cityofhomer-ak.gov/rfps>

Items include:

Boat Trailers	Shed Building
Toyo Stove	Vehicles
Dump Truck	Shop Heaters
Office Furniture	and More!

Inspection of items may be arranged by contacting the respective department at the phone numbers shown on the surplus equipment list during regular office hours between Tuesday, November 24th and Wednesday, December 9th. All items will be sold in "as is, where is" condition, no warranties expressed or implied. Minimum bids may be listed on some items. The City reserves the right, when in its best interest, to reject any and all bids and to waive any informalities or irregularities. Purchased items must be paid for and removed within five working days of the bid opening.

CITY ATTORNEY REPORT

COMMITTEE REPORTS

PENDING BUSINESS

NOV - 2 2015



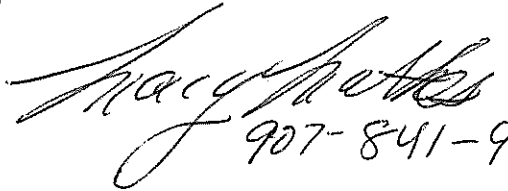
10/30/15

FROM : MARY MATHES
TO : HOMER CITY COUNCIL
RE : REQUEST FOR EXEMPTION / NAT. GAS ASSESSMENT

SINCE I AM UNABLE TO ATTEND THE PUBLIC HEARING ON THIS MATTER, I AM WRITING TO CONFIRM THE FOLLOWING:

- I AM THE OWNER OF PARCEL # 17513222
- I DO NOT HAVE ROAD ACCESS TO THIS PROPERTY, SWATZELL ST IS PLATTED, BUT TO DATE, THERE ARE NO PLANS TO DEVELOPE IT & THEREFORE IT'S NOT SERVICEABLE BY ENSTAR

THANK YOU FOR YOUR CONSIDERATION TO EXEMPT MY PROPERTY FROM THIS ASSESSMENT.


907-841-9485



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue

Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

October 21, 2015

Mary Mathes
P.O. Box 870666
Wasilla, Alaska 99687

Dear Ms. Mathes,

Your application to exempt Kenai Peninsula Borough Parcel No. 17513222 from the natural gas special assessment district will be heard by the Homer City Council on November 23, 2015. A public hearing has been scheduled at the regular city council meeting that begins at 6:00 p.m.

The Finance and Planning Departments reviewed the status of your assessment payment and prospective development of your property. I have enclosed your application and supporting documents for your review.

At the public hearing you will have the burden of proving that the property satisfies grounds for exemption from the special assessment district. The Council will then take action to either adopt or reject a resolution excluding the property from the district or continue the hearing.

If you should have any questions regarding this process, please feel free to call me.

Sincerely,

Jo Johnson
City Clerk

Enc. Gas Assessment Exclusion Application
& supporting documents



City of Homer

www.cityofhomer-ak.gov

OCT 15 2015

Office of the City Clerk

491 East Pioneer Avenue
Homer, Alaska 99603

clerk@cityofhomer-ak.gov
(p) 907-235-3130
(f) 907-235-3143

Gas Assessment Exclusion Application

Property Owner

Name: MARY MATHES Telephone No.: 907-841-9485

Address: P.O. Box 870666 WASILLA, ALASKA 99687

Email: _____

Property Information:

Address: BUNNEL'S SUBDIVISION, LOT 45, WEST PORTION

KPB Tax ID # 196554 17513222 Assessed Value: \$ 22,700 —

Legal Description of Property: T6S R 13W SEC 19 SEWARD MERIDIAN
HM 0000049 BUNNELS SUB LOT 45 THE WEST PORTION THEREOF

Grounds for exclusion that the Council will not consider include without limitation that the assessment imposes economic hardship on the property owner, that the property owner has no present plan to develop the property, and that the property owner has no present plan to obtain natural gas service to the property. Low income deferrals can be requested through the Clerk's Office.

I am applying for an exemption from the natural gas assessment because:

My parcel is not served by natural gas. Attach documentation from Enstar that under the terms of the ENSTAR Tariff a main extension will be required to provide natural gas service to the property.

OR

My parcel is not benefited by gas because:

- Property is tidal and not developable
- Property is too steep to build on
- Property has no developed road access, no homes or businesses, and no city utilities.
- Property does not border a publicly dedicated right of way
- Property has a legal restriction on development, such as conservation easements or designated park lands.
- Property is not buildable for another reason. Attach specific facts of why the land cannot be developed, and why it does not benefit from natural gas.

Staff Review

The City Clerk will not accept an application, and the Council will not consider or act on an application, unless the property that is the subject of the application is, and remains, current in the payments on its assessment in the District. If the Council adopts a resolution excluding a property from the District, the City shall refund all payments made for the property on its assessment in the District [without interest] to the record owner of the property as of the effective date of the resolution.

Finance Dept: Payments are current for existing gas assessments as of (date) 10/15/15 pd \$405.27
10/02/15
∞
Payment is delinquent by \$ _____ as of (date) _____

Planning Dept:
___ Property is reasonably not developable, see attached
___ Property can be developed, see attached
___ Property can be developed although there are constraints, see attached

Council Review: *Property Does not have access to gas*

- At the hearing, the applicant will have the burden of proving that the property satisfies either of the grounds for exclusion from the District.
- At the conclusion of the hearing, the Council will take one of the following actions, in its sole discretion:

1. Adopt or reject a resolution excluding the property from the District; or
2. Continue the hearing to allow the applicant time to provide additional information in support of the application.

- The decision of the Council on an application is final and non-appealable.
- Approval of an exclusion of property from the District is subject to the Council's determination that after the exclusion there will be sufficient funds available from the assessment of properties in the District and other sources to satisfy the City's obligations to the Kenai Peninsula Borough under the Loan Agreement between the City and the Borough for the financing of the cost of the improvement in the District.

Land Owner signature *Mary Smith* Date: 10/13/15

OR Council member signature _____ Date: _____

Date of Clerk's Office Receipt: _____ Date application accepted as complete _____

All applications must be submitted by February 11, 2017, Ordinance 15-27.

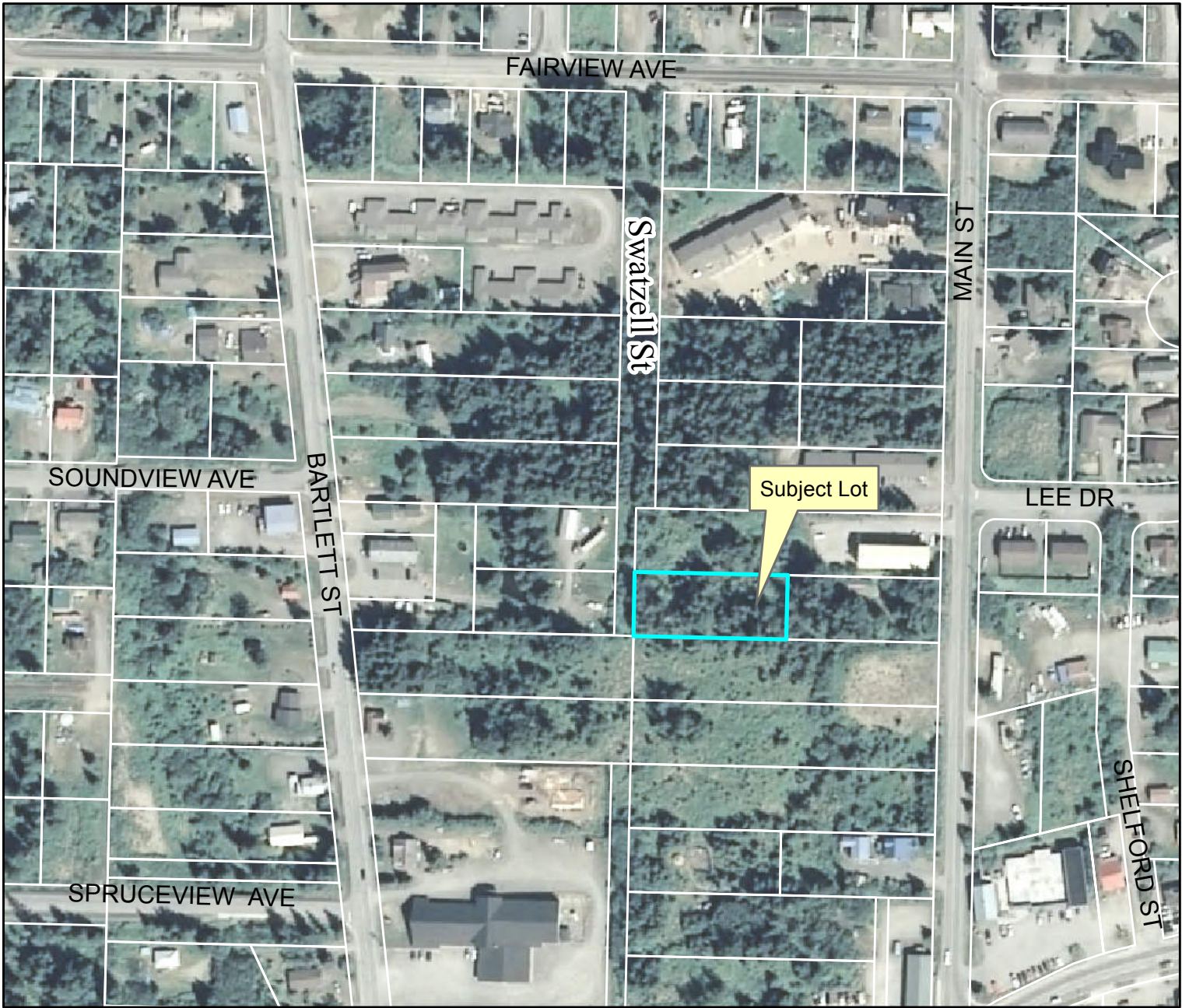
Date application denied as incomplete. Attach list of deficiencies. _____

Date of scheduled City Council City Council Hearing: 11/23/15

Council approval date: _____ Resolution # _____

Council denial date: _____ Resolution # _____

Bunnells Sub Lot 45 West Portion Thereof



Planning Staff Comments:

Gas does not extend down Swatzell Street.

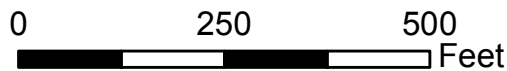
This lot does not have access to gas and is not served.

This lot should be exempt from the natural gas assessment.

Other lots with access only on Swatzell were not included in the assessment district, and this one should have been excluded as well.

Legend

Parcels



2013 Photo; property lines are approximate.
Map produced 11/30/15.



NEW BUSINESS

RESOLUTIONS

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Clerk/
4 Canvass Board

5 **RESOLUTION 15-104**

6
7 A RESOLUTION OF THE CITY COUNCIL CERTIFYING THE RESULTS
8 OF THE CITY OF HOMER SPECIAL ELECTION HELD DECEMBER 1,
9 2015 TO DECIDE BALLOT PROPOSITION #1 “SHALL THE
10 DEDICATION OF 0.75% OF THE CITY SALES TAX TO THE HOMER
11 ACCELERATED ROADS AND TRAILS (H.A.R.T.) PROGRAM BE
12 SUSPENDED FOR A PERIOD OF THREE YEARS, TO MAKE SUCH
13 0.75% OF CITY SALES TAX AVAILABLE FOR GENERAL
14 GOVERNMENT PURPOSES?”
15

16 WHEREAS, In compliance with the Homer City Code 4.35, the Canvass Board of the City
17 of Homer has opened, counted and tallied the votes on absentee ballots, including special
18 needs ballots, found to be valid and made determination on questioned ballots, and has
19 opened, counted and tallied those questioned ballots found to be valid, cast in the City of
20 Homer Special Election held on December 1, 2015; and
21

22 WHEREAS, The total number of voters voting in the City Special Election was _____
23 and reflects the number of voters, not the number of votes cast or ballots counted; and
24

25 WHEREAS, In accordance with Homer City Code 4.35, the Canvass Board of the City of
26 Homer has opened and inspected the precinct reports, Election Central Logs and entered the
27 results of the absent and questioned ballots on the Certification of Election along with the
28 results of the precinct counts; and
29

30 WHEREAS, The results of the Special City Election held December 1, 2015, attached
31 as Exhibit A, is presented in the Canvass Board’s Certificate of Election in accordance with the
32 Homer City Code.
33

34 NOW, THEREFORE, BE IT RESOLVED that the City Council hereby certifies the results of
35 the Special City Election held December 1, 2015, as presented in the Canvass Board’s
36 Certificate of Election, attached as Exhibit A, in accordance with the Homer City Code.
37

38 BE IT FURTHER RESOLVED that the results of Proposition 1: “Shall the dedication of
39 0.75% of the City sales tax to the Homer Accelerated Roads and Trails (H.A.R.T.) Program be
40 suspended for a period of three years, to make such 0.75% of City sales tax available for
41 general government purposes?” are:
42

43 YES _____

NO _____

44

45 BE IT FURTHER RESOLVED that the Canvass Board's Certificate of Election (Exhibit A)
46 be attached permanently as part of this Resolution.

47

48 PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

49

50

CITY OF HOMER

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MARY E. WYTHE, MAYOR

55 ATTEST:

56

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58

JO JOHNSON, MMC, CITY CLERK

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62 Fiscal Note: N/A

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CITY OF HOMER

MARY E. WYTHE, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

Fiscal Note: \$40,000 per year compensation (\$20,000 Account No. 100.0100.5248 / \$20,000 Account No. 600.0400.5248).



In Juneau:
319 Seward Street, Ste. 11
Juneau, AK 99801
907.586.1977 p
907.586.1061 f

In Fairbanks:
3165 Riverview Drive
Fairbanks, AK 99709
907.474.9463 p
907.479.9113 f

December 2, 2015

Katie Koester, City Manager
City of Homer
491 E. Pioneer Avenue
Homer, Alaska 99603

Dear Ms. Koester:

Anderson Group has very much appreciated the opportunity to provide legislative consulting and lobbying services on behalf of the City of Homer over the past five years. We believe we have been a significant factor in the positive legislative results on Homer's behalf through real-time information and proactive engagement of our services. I know you will agree that communication timeliness combined with being at the right time and place in Juneau is crucial.

Please accept this letter of interest in continuing this contract for in 2016 and 2017. We believe that this continuity is invaluable when carrying issues between Sessions to achieve success. As discussed last year, the second year of this proposal is contingent upon funding by the City Council. If the contract is not funded, the contract is invalid. We have developed a strong working relationship with City Homer officials and gained extensive knowledge about Homer and the workings of the Council. We hope that you too are now familiar enough with Anderson Group and our deliverables to renew the two-year contract.

In concert with you, the Mayor, City Council and key staff members, we will continue to devote the time required to help protect the City of Homer's interests and ensure positive outcomes of state legislation, regulatory and executive actions, and capital projects.

We propose the following terms for the Councils consideration:

- 1) Base contract fee of \$40,000.00 *(no change)*
- 2) 2-year contract to 2016 and 2017 Legislative Sessions *(no change)*

Katie, as Homer's new City Manager we are excited to work with you, Mayor Wythe, the Council and your professional staff. You have been immediately responsive to requests for information, professional dialogue with key public officials, and analysis of legislative proposals and their impact to your community. We wish to continue what we believe to be a successful and beneficial relationship on behalf of the community of Homer.

Sincerely,

Linda Anderson, President
Anderson Group, LLC

2016 - 2017 CONTRACT FOR SERVICES

City of Homer and Anderson Group, LLC

This Contract, effective as of January 1, 2016, is between the City of Homer (hereinafter referred to as "Client"), of 491 E. Pioneer Avenue, Homer, Alaska 99603, and Anderson Group, LLC (hereinafter referred to as "Contractor"), of 3165 Riverview Drive, Fairbanks 99709.

RECITALS

WITNESSETH that:

Whereas, the need for such a Contract has been deemed necessary by Client;

Whereas, Client is entering into this Contract by direct negotiations and not by competitive bid because this is a contract for professional consulting services and Client has determined that it is not feasible to solicit these services through competitive bidding due to the professional nature of the services and the specific qualifications required of the Contractor; and

Whereas, Contractor is willing to undertake the performance of this Contract under its terms.

AGREEMENT

For consideration received, recited herein, Contractor agrees to provide services to Client and/or its designated representative, as set forth in Section H, the Statement of Work.

A. PERIOD OF PERFORMANCE

Subject to either party's right to terminate, the period of performance under this Contract shall commence on January 1, 2016 and expire on December 31, 2017. Performance may be extended for additional periods by the written contract of both parties.

B. CONSIDERATION

For services rendered under this Contract, Client agrees to compensate Contractor the sum total of \$40,000 in calendar year 2016 and \$40,000 in calendar year 2017 to be paid each year in five equal payments by the fifteenth day of the month for five consecutive months beginning in January 2016 and January 2017, respectively. If

payment is received 30 days past the date due, a 5% late payment fee on the amount owing will apply, and interest will accrue at the maximum legal rate.

Contractor agrees to make at least two trips to Homer each year to consult with the Council and staff. Contractor and Client agree to each pay the costs associated with one trip per year. Where feasible and prudent, Contractor agrees to control costs by coordinating trips to Homer with other scheduled trips to Anchorage.

Contractor specifically recognizes that the limitation upon this Contract is essential and expressly agrees to be bound thereby. Contractor may submit invoices for reimbursement for travel expenses, lodging, food and entertainment expenses pre-authorized by Client.

C. INDEMNIFICATION

Contractor shall indemnify and hold harmless Client for any and all liability or claim for injury to persons or damage to property arising out of Contractor's performance or non-performance of this Contract.

Client shall indemnify and hold harmless Contractor for any and all liability or claim for injury to persons or damage to property arising out of Client's performance or non-performance of this Contract.

D. ASSIGNMENT AND SUBCONTRACTS

This is a Contract for professional services and no portion of this Contract may be assigned, delegated, or sub-contracted without the written permission of Client or its designee. Client is aware of the existence of a contract between Contractor and Yuri Morgan, an independent contractor, and Client hereby gives its written permission as to this sub-contract and for Contractor to assign tasks and use the services of Mr. Morgan.

E. TAXES

Contractor is, for all purposes, including taxes, workers compensation, and insurance an independent Contractor and not Client's employee. Contractor agrees to make all Social Security, federal or state tax payments or other payments as required by law.

F. STATE OF ALASKA REPORTING REQUIREMENTS

Contractor is responsible to meet all reporting deadlines as required by the Alaska Public Offices Commission with regard to "Lobbyist" Reports and filings. Client is responsible to meet all reporting deadlines as required by the Alaska Public Offices Commission with regard to "Employer of Lobbyist" Reports and filings.

G. COMPLETE CONTRACT

This Contract contains the complete agreement concerning the arrangement between the parties and shall, as of the effective date, supersede all other contracts between the parties. The parties stipulate and agree that neither of them has made any representation with respect to the subject matter of this Contract or any other representations except as are specifically set forth herein, and that neither of them has relied upon any representations in entering into this Contract, except as are specifically set forth herein. Each of the parties acknowledges that he or it has relied on its own judgment in entering into this Contract.

H. STATEMENT OF WORK

Contractor shall perform the following services for Client for the duration of this Contract:

1. Work to secure capital and/or operating budget funding as requested by Client;
2. Political strategy development tailored to meet the specific objectives of Client;
3. Identification of and monitoring the progress of all legislation introduced or proposed for introduction in the Alaska Legislature which may affect Client;
4. Bi-weekly and ad hoc reporting to Client and in sufficient detail to keep Client reasonably apprised of the status and likelihood of passage of such legislation;
5. Evaluation of all relevant legislation and advisory to Client of circumstances which necessitate the presence of Client in Juneau to lobby, testify, or otherwise act to protect the interests of Client;
6. Engagement with members of the Legislature and Administration on behalf of Client on all proposed legislation, regulations and executive actions affecting Client, and coordination with other industry lobbyists and associations when strategically advantageous to Client;
7. Coordination and organization of Client visits to Juneau during the legislative session, including meetings and/or social functions with key public officials.

Client and/or its designees shall be responsible for the following:

1. Provide Contractor with all legislative and administrative priorities and pertinent information necessary for legislative committee and administrative hearings and meetings;
2. Organize and provide technical support to promote Client's goals, i.e. professional testimony;

3. Be available to provide timely input and testimony either via teleconference or in person before legislative committees and administration officials relative to Client's priorities.

I. CONFLICT RESOLUTION PROCEDURES

Contractor shall communicate, coordinate, and report to Client as required under this Contract. Except as otherwise provided, if Contractor receives instruction from other clients that Contractor reasonably, in good faith, believes to be contradictory to instructions provided by Client on a specific issue, Contractor shall declare a conflict by giving notice thereof to each client. After giving said notice of conflict, Contractor shall not carry out any of the duties, tasks, or functions requested by any of the contradictory instructions. Contractor will assist in conciliation efforts to resolve client differences. Said failure to act shall not constitute a breach of this Contract nor shall it decrease the Contract sum or travel reimbursement payable to Contractor hereunder. Contractor shall refrain from so acting until such time as Contractor receives non-contradictory written instructions on the same subject from each client, or from one of said clients who represents to Contractor that the officials have conferred and are now in agreement as to how to proceed. Contractor shall then carry out said instructions as otherwise required by this Contract. Regardless of the existence of a specific conflict, Contractor shall continue to perform all other duties required under this Contract that are not involved in the conflict.

J. TERMINATION

This Contract may be terminated by either party for any reason upon 30 days written notice; in the event such notice is given by either party during the first five months of a year in which this agreement is in effect, compensation will be pro-rated for the portion of five months that this Contract was in effect.

Any notice of termination by Contractor shall be executed by Contractor. Any notice of termination by Client shall be executed by the City Manager of the City of Homer.

K. GENERAL CONDITIONS

1. The Contractor's and the Client's performance under this Contract shall comply with all applicable statutes, regulations, ordinances, policies and ethical rules.
2. No waiver of any provision of this Contract shall be effective unless in writing signed by both parties. The failure by any party to object to non-performance of, or to seek to compel performance of, an obligation under this Contract shall not constitute a waiver of any subsequent breach of the same or any different obligation.
3. The laws of the State of Alaska shall govern the rights and duties of the parties under this Contract. Venue for any action or proceeding arising from this Contract shall be in the state court at Homer, Alaska.

4. This Contract and the exhibits to it constitute the entire agreement between the parties, superseding all previous representations, discussions and any verbal agreements between them.

5. This Contract may not be modified, limited or added to except by a writing signed by both parties.

6. Notices concerning this Contract shall be given by the parties in writing and shall be personally delivered or mailed to a party at the address set out above. Notice shall be complete when delivered or faxed or emailed.

7. If any provision of this Contract is held to be unenforceable, in whole or in part, such holding will not affect the validity of the other provisions of this Contract.

8. This Contract constitutes the complete and entire statement of all terms, conditions and representations of the agreement between the parties with respect to its subject matter.

IN WITNESS WHEREOF, the parties have executed this Contract and represent that they have the express authority to sign on behalf of the respective agency or party listed below.

CONTRACTOR:
ANDERSON GROUP, LLC

CLIENT
CITY OF HOMER



BY: _____
Linda C. Anderson, President

BY: _____
Katie Koester, City Manager

DATE: December 10, 2015

DATE: _____

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Clerk

4 **RESOLUTION 15-108**

5
6 A RESOLUTION OF THE HOMER CITY COUNCIL EXCLUDING
7 CERTAIN PROPERTIES FROM THE HOMER NATURAL GAS SPECIAL
8 ASSESSMENT DISTRICT.
9

10 WHEREAS, Council adopted Ordinance 15-27 on August 10, 2015 establishing a
11 procedure for certain properties to be excluded from the Homer Natural Gas Special
12 Assessment District; and
13

14 WHEREAS, The criteria for exclusion is specific to a property owner or a council
15 member who may apply to have the property excluded from the District under either of the
16 following grounds:
17

- 18 1. The property does not benefit from the improvement under the criteria in
19 Resolution 12-076; or
- 20 2. ENSTAR has informed the owner of the property that under the terms of the
21 ENSTAR Tariff a main extension will be required to provide natural gas service
22 to the property.
23

24 WHEREAS, Upon review of the Gas Assessment Exclusion Applications filed through
25 November 20, 2015, the following parcels are excluded from the Homer Natural Gas Special
26 Assessment District:
27

28 KPB Parcel
29

30 WHEREAS, The City shall refund all payments made for the property on its assessment
31 in the District [without interest] to the record owner of the property as of the effective date of
32 this resolution; and
33

34 WHEREAS, The City Clerk shall record this resolution with the District Recorder.
35

36 NOW, THEREFORE, BE IT RESOLVED that the Homer City Council hereby excludes
37 certain properties from the Homer Natural Gas Special Assessment District.

38 PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

39

40

CITY OF HOMER

41

42

43

MARY E. WYTHE, MAYOR

44

45

46 ATTEST:

47

48

49

JO JOHNSON, MMC, CITY CLERK

50

51

52

53 Fiscal Note: \$_____ reduction from Homer Natural Gas Special Assessment District

54 Account No. 175-0375.



City of Homer

www.cityofhomer-ak.gov

Office of the City Clerk

491 East Pioneer Avenue

Homer, Alaska 99603

clerk@cityofhomer-ak.gov

(p) 907-235-3130

(f) 907-235-3143

Memorandum 15-199

TO: HOMER CITY COUNCIL
FROM: JO JOHNSON, CITY CLERK
DATE: DECEMBER 1, 2015
SUBJECT: EXCLUDING CERTAIN PROPERTIES FROM THE HOMER NATURAL GAS SPECIAL ASSESSMENT DISTRICT.

The Council is considering one request for exclusion from the Homer Natural Gas Special Assessment District:

1. Mary Mathes - KPB Parcel 17513222

Resolution 15-108 requires you to include the parcel number that is excluded and the fiscal note (\$3,262.77 per parcel).

RECOMMENDATION:

Amend Resolution 15-108 to add the parcel for exclusion from the Homer Natural Gas Special Assessment District and the fiscal note.

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**CITY OF HOMER
HOMER, ALASKA**

Burgess

ORDINANCE 15-27

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, PROVIDING A PROCEDURE FOR THE COUNCIL TO CONSIDER WHETHER TO EXCLUDE CERTAIN PROPERTIES FROM THE HOMER NATURAL GAS DISTRIBUTION SPECIAL ASSESSMENT DISTRICT.

WHEREAS, By Ordinance 13-02, adopted February 11, 2013, the City created the Homer Natural Gas Distribution Special Assessment District ("District"); and

WHEREAS, By Resolution 12-076, adopted August 27, 2012, the City previously had adopted criteria for excluding from the District properties that would not receive any benefit from the improvement in the District; and

WHEREAS, By Resolution 13-090, adopted September 9, 2013, Resolution 14-092(A), adopted September 8, 2014, Resolution 15-005, adopted January 12, 2015, Resolution 15-012, adopted March 9, 2015, and Resolution 15-016, adopted March 16, 2015, the City amended the preliminary assessment roll for the District to exclude certain properties from the District under the criteria in Resolution 12-076; and

WHEREAS, By Resolution 15-017, adopted March 23, 2015, the City confirmed the assessment roll for the District, and from the date of the adoption of Resolution 15-017, a property owner that objected to an assessment had 30 days to appeal the assessment to the Superior Court under HCC 17.04.130; and

WHEREAS, Notwithstanding the expiration of the appeal period under HCC 17.04.130, the Council finds that it would be equitable to allow an additional time period in which properties may be excluded from the District under the criteria and the procedure in this ordinance.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Procedure for exclusion from District.

A. Either a person who owns property in the District or a Council member may apply to the City to have the property excluded from the District under either of the following grounds:

1. The property does not benefit from the improvement under the criteria in Resolution 12-076; or

43 2. ENSTAR has informed the owner of the property owner that under the terms
44 of the ENSTAR Tariff a main extension will be required to provide natural gas service to
45 the property.

46 The Council will not consider applications to exclude property from the District on any
47 grounds other than those stated above. Grounds for exclusion that the Council will not
48 consider include without limitation that the assessment imposes economic hardship on the
49 property owner, that the property owner has no present plan to develop the property, and
50 that the property owner has no present plan to obtain natural gas service to the property.

51 B. To obtain an exclusion of property from the District, the property owner or Council
52 member must submit a written application for the exclusion of the property to the City Clerk
53 no later than the date specified in Section 3 of this ordinance. The application must state the
54 name, address and telephone number of the property owner, identify the property by legal
55 description, street address and Kenai Peninsula Borough tax parcel number, and include a
56 statement of the specific facts that the applicant believes would support exclusion of the
57 property from the District under either of the grounds for exclusion in subsection A of this
58 section.

59 C. The City Clerk will return an incomplete application under subsection B of this
60 section to the applicant, with a description of the missing information. If the City Clerk finds
61 that an application has all of the information required by that subsection, the City Clerk will
62 schedule a public hearing on the application before the Council on a first come, first served
63 basis. The hearing shall be at a regular Council meeting on a date that will allow the City
64 Clerk to give at least 15 days' written notice of the hearing by mail to the applicant, and the
65 property owner if the property owner is not the applicant. At the hearing, the applicant will
66 have the burden of proving that the property satisfies either of the grounds for exclusion from
67 the District in subsection A of this section.

68 D. In addition to the property satisfying one of the grounds for exclusion in subsection
69 A of this section, approval of an exclusion of property from the District is subject to the
70 Council's determination that after the exclusion there will be sufficient funds available from
71 the assessment of properties in the District and other sources to satisfy the City's obligations
72 to the Kenai Peninsula Borough ("Borough") under the Loan Agreement between the City and
73 the Borough for the financing of the cost of the improvement in the District.

74 E. At the conclusion of the hearing, the Council will take one of the following actions,
75 in its sole discretion:

- 76 1. Adopt or reject a resolution excluding the property from the District; or
77 2. Continue the hearing to allow the applicant time to provide additional
78 information in support of the application.

79 F. The decision of the Council on an application is final and non-appealable.
80

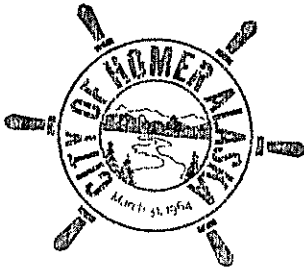
81 Section 2. Assessment payments must be current; refund. The City Clerk will not
82 accept an application, and the Council will not consider or act on an application, unless the
83 property that is the subject of the application is, and remains, current in the payments on its
84 assessment in the District. If the Council adopts a resolution excluding a property from the

85 District, the City shall refund all payments made for the property on its assessment in the
86 District [without interest] to the record owner of the property as of the effective date of the
87 resolution.
88

89 Section 3. Limitation on time to apply for exclusion. The City Clerk will not accept an
90 application, and the Council will not consider or act on an application, to exclude property
91 from the District unless the application is complete and submitted to the City Clerk on or
92 before the date that is 18 months after the effective date of this ordinance.

93
94 Section 4. This ordinance is not permanent in nature, and shall not be codified.

95
96 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 10th day of August, 2015.



CITY OF HOMER

Francie Roberts

FRANCIE ROBERTS,
MAYOR PRO TEMPORE

105 ATTEST:

106 *[Signature]*
107 _____
108 JO JOHNSON, MMC, CITY CLERK
109
110

111
112
113 YES: *6*
114 NO: *0*
115 ABSTAIN: *0*
116 ABSENT: *0*
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121 First Reading: *7/27/15*
122 Public Hearing: *8/10/15*
123 Second Reading: *8/10/15*
124 Effective Date: *8/11/15*
125
126

127 Reviewed and approved as to form.

128

129 Mary K. Koester

130 Mary K. Koester, City Manager

131

132 Date: 8-12-15

133

134 Fiscal Note: Unknown at this time.

Thomas F. Klinkner

Thomas Klinkner, City Attorney

Date: 8-14-15

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Manager

4 **RESOLUTION 12-076**
5

6 A RESOLUTION OF THE CITY COUNCIL OF HOMER,
7 ALASKA APPROVING EXCLUSION CRITERIA FOR
8 PARCELS WITHIN THE CITY LIMITS THAT WILL NOT BE
9 DIRECTLY SERVED BY NATURAL GAS DISTRIBUTION
10 MAINS CONSTRUCTED UNDER THE PROPOSED
11 NATURAL GAS SPECIAL ASSESSMENT DISTRICT.
12

13 WHEREAS, The Homer City Council recently adopted Resolution 12-069 which
14 initiated a special assessment district to provide a natural gas distribution system within the City
15 and authorized the City Manager to prepared the proposed improvement plan; and

16 WHEREAS, Step one in preparing an improvement plan is defining the scope of the
17 project and where distribution mains will be constructed because that has a direct bearing on
18 construction schedules, the total project cost, and the ultimate assessment cost per property
19 owner; and

20 WHEREAS, Decisions about where the pipe will be constructed and which lots will be
21 served directly as part of the assessment district have significant financial and political
22 implications and it is important to establish objective criteria for making those decisions that can
23 be communicated to the public; and

24 WHEREAS, It is the intent of the City Council that the proposed special assessment
25 district will provide the funds necessary to construct gas distribution mains in City streets and
26 that only properties that directly benefit from the improvement with frontage along streets
27 containing mains will be included in the assessment district and be assessed; and

28 WHEREAS, There are parcels within the City limits that, for economic or policy reasons,
29 should not be served directly or have a main extended to them at this time as part of the
30 assessment district improvement plan; and

31 WHEREAS, Owners of parcels that are excluded from the assessment district
32 improvement plan have the option of petitioning the Council for inclusion in the assessment
33 district or working with Enstar directly for service at a later time using the approved main
34 extension process approved by the Regulatory Commission of Alaska.

35 NOW, THEREFORE, BE IT RESOLVED that the Homer City Council finds that it is
36 beneficial and in the public interest to establish a clear set of exclusion criteria to determine

37 which parcels within the City limits will not be directly served by gas distribution mains
38 constructed under the special assessment improvement plan.

39 BE IT FURTHER RESOLVED that the Council hereby adopts the following set of
40 exclusion criteria:

- 41 • Undeveloped rural areas, parcels, or subdivisions which have no developed road access,
42 no homes or businesses, and no city utilities.
- 43 • Parcels where a run of more than ½ mile is necessary in order to serve one or just a few
44 customers. (With the possible exception of the Spit)
- 45 • Lots that have severe constraints for development such as steep slope, tideland, or other
46 physical reasons.
- 47 • Lots that do not border a dedicated public right of way.
- 48 • Lots with legal restrictions on their development, such as conservation easements or
49 designated park lands.

50 BE IT FURTHER RESOLVED that a preliminary map showing the proposed location of
51 parcels which would be excluded from direct service and gas main extension under these criteria
52 and the assessment district improvement plan was presented with this resolution and is
53 incorporated herein.

54 PASSED AND ADOPTED by the Homer City Council this 27th day of August, 2012.


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CITY OF HOMER



JAMES C. HORNADAY, MAYOR

ATTEST:



JO JOHNSON, CMC, CITY CLERK

Fiscal Note: N/A

**CITY OF HOMER
HOMER, ALASKA**

City Manager

RESOLUTION 15-110

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
APPROVING A NEW ONE- YEAR CONTRACT WITH PREMERA BLUE
CROSS.

WHEREAS, The City of Homer received proposals from private health insurance companies which were evaluated by the consultant and City Administration, and agreed that the best proposal was the one submitted by Premera Blue Cross; and

WHEREAS, The Premera Blue Cross proposal would only raise the total health care costs by 10% in 2016; and

WHEREAS, The Employee Committee had a presentation and discussion with Brandon Nyberg of Wells Fargo Insurance, reviewed the benefit coverage and cost projections for the 2016 plan, and reviewed proposals submitted, and concurs with this recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council hereby approves a new one-year contract based upon the proposal with a term beginning on January 1, 2016, and authorizes the City Manager to execute the appropriate documents.

PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

CITY OF HOMER

MARY E. WYTHE, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

Fiscal Note:

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 Reynolds

4 **RESOLUTION 15-111**

5
6 A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
7 REQUESTING THAT THE ALASKA STATE LEGISLATURE AMEND
8 ALASKA STATUTES 29.45.030(e) TO ALLOW LOCAL
9 MUNICIPALITIES TO DETERMINE THE VALUE OF PROPERTY TAX
10 EXEMPTION FOR RESIDENTS OVER THE AGE OF 65.

11
12 WHEREAS, Alaska Statutes 29.45.030(e) exempts real property owned and occupied as
13 the primary residence and permanent place of abode by a resident who is 65 years of age or
14 older from municipal property taxes; and

15
16 WHEREAS, Alaska Statutes 29.45.030(g) states that the State shall reimburse a
17 borough or city, as appropriate, for the real property tax revenues lost to it by the operation
18 of AS 29.45.030(e); and

19
20 WHEREAS, A mechanism that serves to reimburse boroughs and cities for the lost
21 revenue from senior property tax exemptions is revenue sharing; and

22
23 WHEREAS, The State's ability to disburse revenue sharing may be jeopardized because
24 of the change in oil revenues; and

25
26 WHEREAS, In 2014 the value of property eligible for the mandatory senior property tax
27 exemption in the City of Homer was \$61,208,700 which corresponds to \$275,439 in
28 uncollected revenue to the City of Homer; and

29
30 WHEREAS, Increased availability of high-level medical care in Alaska has increased the
31 number of seniors moving to Alaska to retire or retiring in place; and

32
33 WHEREAS, Communities benefit from the experience, expertise, income and
34 volunteerism of the growing senior population; and

35
36 WHEREAS, According to the Alaska Department of Labor and Workforce Development
37 population projections, the population of residents over the age of 65 on the Kenai Peninsula
38 is expected to grow from 12.9% of population in 2012 to 24.2% of population in 2027; and

39
40 WHEREAS, This shift in demographics disproportionately places the burden of
41 providing municipal services on other property owners; and

43 WHEREAS, The increased tax burden is particularly harmful to young families and
44 lower income property owners; and

45
46 WHEREAS, The mandatory property tax exemption coupled with the increasing senior
47 population is untenable given the declining revenue Alaskan municipalities are facing.

48
49 NOW, THEREFORE, BE IT RESOLVED by the City Council of Homer, Alaska, that the City
50 of Homer requests that the Alaska State Legislature amend Alaska Statutes 29.45.030(e) to
51 allow local governments to determine the value of property tax exemption for residents over
52 the age of 65.

53
54 PASSED AND ADOPTED by the Homer City Council this 7th day of December, 2015.

55
56 CITY OF HOMER

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59 _____
60 MARY E. WYTHE, MAYOR

61 ATTEST:
62
63
64 _____
65 JO JOHNSON, MMC, CITY CLERK

66
67 Fiscal information: N/A

COMMENTS OF THE AUDIENCE
COMMENTS OF THE CITY ATTORNEY
COMMENTS OF THE CITY CLERK
COMMENTS OF THE CITY MANAGER
COMMENTS OF THE MAYOR
COMMENTS OF THE CITY COUNCIL
ADJOURNMENT

