



Homer City Hall
491 E. Pioneer Avenue
Homer, Alaska 99603
www.cityofhomer-ak.gov

**City of Homer
Action Agenda
City Council Special Meeting
Committee of the Whole
Regular Meeting
Monday, June 14, 2021
City Hall Cowles Council Chambers via Zoom Webinar**

Session 21-14 a Special Meeting of the Homer City Council was called to order on June 14, 2021 by Mayor Ken Castner at 3:30 p.m. at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

PRESENT: COUNCILMEMBER ADERHOLD, EVENSEN HANSEN-CAVASOS, LORD, SMITH, VENUTI

STAFF: CITY MANAGER DUMOUCHEL
CITY CLERK JACOBSEN
PUBLIC WORKS DIRECTOR KEISER

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

APPROVED without discussion.

PUBLIC COMMENT ON MATTERS ALREADY ON THE AGENDA (3 minute time limit)

PENDING BUSINESS

NEW BUSINESS

- a. Memorandum 21-103 from City Clerk re: Request for Executive Session Pursuant to AS 44.62.310 (C)(1 & 3) Matters, the Immediate Knowledge of Which would Clearly have an Adverse Effect upon the Finances of the Government Unit, Pending Litigation, and Attorney/Client Privilege. (VanZant et al vs City of Homer 3HO-20-00251 CI)

Mayor Castner noted for the record that City Manager Dumochel, Public Works Director Keiser, City Attorney Gatti and Attorney Bowman from JDO, and Jim Wilkins with AMLJIA will attend the executive session.

APPROVED without discussion.

Council recessed into executive session at 3:34 p.m.

Mayor Castner reconvened the meeting at 4:46 p.m.

Councilmember Lord reported that Council met in executive session with attorneys and staff to discuss VanZant et al vs City of Homer, and directed them to continue with the pretrial order.

COMMENTS OF THE AUDIENCE

ADJOURNMENT NO LATER THAN 4:50 P.M.

Next Regular Meeting is Monday, June 28, 2021 at 6:00 p.m., Committee of the Whole at 5:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

Note time: _____ 4:47 p.m. _____

COMMITTEE OF THE WHOLE AGENDA

CALL TO ORDER, 5:00 P.M.

Mayor Castner called the meeting to order at 5:00 p.m.

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

APPROVED without discussion.

CONSENT AGENDA

REGULAR MEETING AGENDA

DISCUSSION TOPIC(S)

- a. Group Benefits Analysis - Brandon Nyberg, USI
- b. Ordinance 21-32, An Ordinance of the Homer City Council Appropriating Funds for the Fiscal Years 2022 and 2023 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, and Internal Service Funds. City Manager. Introduction May 24, 2021, Public Hearing June 14 and 28, Second Reading June 28, 2021.

Memorandum 21-087 from City Manager as backup

COMMENTS OF THE AUDIENCE

ADJOURNMENT NO LATER THAN 5:50 P.M.

Next Regular Meeting is Monday, June 28, 2021 at 6:00 p.m., Committee of the Whole at 5:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

Note time: _____ 5:45 p.m. _____

REGULAR MEETING AGENDA

Session 21-15 a Regular Meeting of the Homer City Council was called to order on June 14, 2021 by Mayor Ken Castner at 6:00 p.m. at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

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

Mayor Castner read the supplemental items and changes: **Public Hearings:** Ordinance 21-29, An Ordinance of the City Council of Homer, Alaska Amending HCC 2.08.030 to Designate Seats for Council Members Elected at Large from within the Boundaries of the City, and HCC 4.35.020 Votes Required to Amend the Percentages of Votes Required to be Elected. Smith/Hansen-Cavazos. Memorandum 21-094 changed to number 21-103 to correct a duplication, and written public comments **Resolutions:** Resolution 21-045, A Resolution of the City Council of Homer, Alaska Acknowledging the Sufficiency of the Tasmania Court Sewer Improvement Special Assessment District, Approving the Improvement Plan and Estimated Cost of Improvement and Assessment Methodology, Authorizing the City Manager to Apply for a Loan from the Alaska Department of Environmental Conservation Clean Water Fund to Finance the Project, and Authorizing the City Manager to enter into a Sole-Source Contract with Bishop Engineering for the Design of the Sewer Project. City Manager/Public Works Director. Memorandum 21-104 from City Clerk as backup

APPROVED as amended without discussion.

MAYORAL PROCLAMATIONS AND RECOGNITIONS

Mayor Castner commented.

PUBLIC COMMENT ON MATTERS ALREADY ON THE AGENDA

There were no public comments.

RECONSIDERATION

CONSENT AGENDA (Items listed below will be enacted by one motion. If a 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 Meeting Minutes for May 24, 2021. City Clerk. Recommend adoption.
- b. Memorandum 21-088 from Mayor Castner re: Appointment of Richard Chiappone to the Planning Commission and Ian Pitzman to the Port and Harbor Advisory Commission. Recommend approval.

- c. Memorandum 21-089 from City Clerk Re: Travel Authorization for Mayor Castner and Councilmember Aderhold to Attend the AML Summer Legislative Conference on August 4-6, 2021 in Fairbanks Alaska. Recommend approval.
- d. Memorandum 21-090 from City Clerk Re: Approval of Filing Roadway Dedication for a Portion of Easy Street between City Owned Parcels. Recommend approval.
- e. Ordinance 21-33, An Ordinance of the City Council of Homer, Alaska Amending Homer City Code Chapter 7.20 Snowmachines to include All-Purpose Vehicles. Aderhold. Recommended dates Introduction June 14, 2021 Public Hearing and Second Reading June 28, 2021.

Memorandum 21-091 from City Manager as backup

- f. Ordinance 21-34, An Ordinance of the City Council of Homer, Alaska Amending the 2021 Capital Budget and Authorizing the Expenditure of \$287,692 from the Homer Accelerated Water and Sewer Program to Complete the Tasmania Court Sewer Improvement Project. City Manager/Public Works Director. Recommended dates Introduction June 14, 2021 Public Hearing and Second Reading June 28, 2021.

Memorandum 21-092 from Public Works Director as backup

- g. Resolution 21-040, A Resolution of the City Council of Homer, Alaska Approving new one-year Contracts with Premera Blue Cross, VSP, and Prudential with a Renewal Date of August 1, 2021. City Manager. Recommend Adoption.

Memorandum 21-097 from Personnel Director as backup

Memorandum 21-101 from Employee Committee as backup

- h. Resolution 21-041, A Resolution of the City Council of Homer, Alaska Adopting the Amended Hickerson Memorial Cemetery Policies and Guidelines. City Manager/City Clerk. Recommend adoption.

Memorandum 21-094 from Deputy City Clerk as backup

- i. Resolution 21-042, A Resolution of the City Council of Homer, Alaska Authorizing of the City Manager to Apply for a Loan from the State of Alaska Department of Environmental Conservation, Alaska Drinking Water Fund in an Amount not to exceed \$277,090 to Finance the Costs of the Tasmania Court Water Improvement Project and Superseding the Amount Authorized by Resolution 20-105. City Manager/Public Works Director. Recommended adoption.

Memorandum 21-098 from Public Works Director as backup.

- j. Resolution 21-043, A Resolution of the City Council of Homer, Alaska Approving and Accepting the Donation from the Family of Anesha "Duffy" Murnane for a Park Bench to Memorialize Duffy and all the Missing Women and Children. City Clerk. Recommend

adoption.

Memorandum 21-099 from City Clerk as backup

City Clerk Jacobsen read the consent agenda with recommendations.

ADOPTED without discussion.

VISITORS

- a. Niniichik Traditional Council's Medical Assisted Treatment Program, Kathleen Totemoff (10 minutes)

Kathleen Totemoff presented.

- b. Unified Command Report (20 minutes)

City of Homer PIO Jenny Carroll and Fire Chief Mark Kirko reported.

ANNOUNCEMENTS / PRESENTATIONS / REPORTS (5 Minute limit per report)

- a. Special Meeting Report

Councilmember Lord reported.

- b. Committee of the Whole Report

Councilmember Lord reported.

- c. Mayor's Report

Mayor Castner reported.

- d. Sister City Report

Deputy City Clerk Rachel Tussey reported.

- e. Borough Report

Assembly member Lane Chesley reported.

- f. Planning Commission

- i. Planning Commission Report

- g. Economic Development Advisory Commission

- i. Memorandum from Economic Development Advisory Commission Re: KPEDD Draft CEDS

Economic Development Advisory Commission Chair Karin Marks reported.

h. Port and Harbor Advisory Commission

Port and Harbor Advisory Commissioner Siekaniec reported.

i. Americans with Disabilities Act Compliance Committee

Councilmember Aderhold reported.

j. Public Works Campus Task Force

Councilmember Venuti reported.

PUBLIC HEARING(S)

- a. Ordinance 21-29, An Ordinance of the City Council of Homer, Alaska Amending HCC 2.08.030 to Designate Seats for Council Members Elected at Large from within the Boundaries of the City, and HCC 4.35.020 Votes Required to Amend the Percentages of Votes Required to be Elected. Smith/Hansen-Cavasos. Introduction May 24, 2021, Public Hearing and Second Reading June 14, 2021.

Memorandum 21-103 from City Clerk as backup

Memorandum 21-080 from Councilmembers as backup

There were no public comments.

FAILED with discussion.

- b. Ordinance 21-30, An Ordinance of the City Council of Homer, Alaska Transferring Account Allowances within Fund 156 Capital Asset Repair and Maintenance Allowance Fund. Mayor/City Manager. Introduction May 24, 2021 Public Hearing and Second Reading June 14, 2012.

Ordinance 21-30(S), An Ordinance of the City Council of Homer, Alaska Transferring Account Allowances within Fund 156 Capital Asset Repair and Maintenance Allowance Fund. Mayor/City Manager.

Memorandum 21-086 from City Manager as backup

ADOPTED Substitute with discussion.

- c. Ordinance 21-31(S), An Ordinance of the City Council of Homer, Alaska Removing the Homer Water and Sewer Program Funds from the Special Utility Fund and Creating a new Fund-Account **Consistent with Existing Revenue Code and Requiring Quarterly Reporting, and Amending Homer City Code 9.16 Sales Tax Section 9.16.010 Levied.** Mayor. Introduction May 24, 2021 Public Hearing and Second Reading June 14, 2021

ADOPTED as amended with discussion.

Amended title to include Accelerated.

- d. Ordinance 21-32, An Ordinance of the Homer City Council Appropriating Funds for the Fiscal Years 2022 and 2023 for the General Fund, the Water Fund, the Sewer Fund, the Port/Harbor Fund, and Internal Service Funds. City Manager. Introduction May 24, 2021, Public Hearing June 14 and 28, Second Reading June 28, 2021.

Memorandum 21-087 from City Manager as backup

There were no public comments or amendments proposed.

- e. Resolution 21-038, A Resolution of the City Council of Homer, Alaska Amending the Homer Fee Schedule Under City Clerk Fees and Planning and Zoning Fees. City Clerk. Follows Ordinance 21-32.

Resolution 21-038(S), A Resolution of the City Council of Homer, Alaska Amending the Homer Fee Schedule Under **Administration Fees**, City Clerk Fees and Planning and Zoning Fees. City Clerk. Follows Ordinance 21-32.

Memorandum 21-095 from City Clerk as backup

Memorandum 21-083 from City Clerk as backup

There were no public comments.

APPROVED Substitution without discussion.

- f. Resolution 21-039, A Resolution of the City Council of Homer, Alaska Amending the Homer Tariff No. 1 under Rule 26-Fish Dock Rates, Rule 35-Upland Storage, and Rule 35-Fish Disposal/Grinding and Fees. City Manager/Port Director. Follows Ordinance 21-32.

Resolution 21-039(S), A Resolution of the City Council of Homer, Alaska Amending the Homer Tariff No. 1 under **Rule 12- Parking** Rule 26-Fish Dock Rates, Rule 35-Upland Storage, and Rule 35-Fish Disposal/Grinding and Fees.

Memorandum 21-096 from City Clerk as backup

Memorandum 21-084 from City Clerk as backup

There were no public comments.

APPROVED Substitution without discussion.

ORDINANCE(S)

- a. Ordinance 21-35, An Ordinance of the City Council of Homer, Alaska Amending Homer City Code 4.10.030 Review of Candidate Qualifications, 4.35.040 Certification of Election, 4.45 Election Recount, and 4.50 Election Contest. Aderhold/Smith/Hansen-Cavasos. Introduction June 14, 2021 Public Hearing and Second Reading June 28, 2021.

Memorandum 21-093 from Councilmembers as backup.

INTRODUCED with discussion.

- b. Ordinance 21-36, An Ordinance of the City Council of Homer, Alaska Adopting the Fiscal Years 2022 and 2023 Capital Budget. City Manager. Introduction June 14, 2021 Public Hearing and Second Reading June 28, 2021.

Memorandum 21-101 from City Manager as backup

INTRODUCED with discussion.

CITY MANAGER'S REPORT

- a. City Manager's Report

PENDING BUSINESS

NEW BUSINESS

RESOLUTIONS

- a. Resolution 21-044, A Resolution of the City Council of Homer Alaska Approving the Amended Community Design Manual. City Manager/City Planner. Recommend Adoption.

ADOPTED with discussion.

- b. Resolution 21-045, A Resolution of the City Council of Homer, Alaska Acknowledging the Sufficiency of the Tasmania Court Sewer Improvement Special Assessment District, Approving the Improvement Plan and Estimated Cost of Improvement and Assessment Methodology, Authorizing the City Manager to Apply for a Loan from the Alaska Department of Environmental Conservation Clean Water Fund to Finance the Project, and Authorizing the City Manager to enter into a Sole-Source Contract with Bishop Engineering for the Design of the Sewer Project. City Manager/Public Works Director.

Memorandum 21-100 from Public Works Director as backup

ADOPTED with discussion.

COMMENTS OF THE AUDIENCE

COMMENTS OF THE CITY ATTORNEY

None

COMMENTS OF THE CITY CLERK

City Clerk commented.

COMMENTS OF THE CITY MANAGER

None

COMMENTS OF THE MAYOR

Mayor commented.

COMMENTS OF THE CITY COUNCIL

Councilmembers commented.

ADJOURNMENT

Next Regular Meeting is Monday, June 28, 2021 at 6:00 p.m., Committee of the Whole at 5:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

Note time: _____ 9:08 p.m. _____