



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

City of Homer Action Agenda

**City Council Committee of the Whole
Regular Meeting**

Monday, June 13, 2022 at 5:00 PM

In Person at City Hall Cowles Council Chambers and by Zoom Webinar

COMMITTEE OF THE WHOLE

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)

COMMENTS OF THE AUDIENCE

ADJOURNMENT NO LATER THAN 5:50 P.M.

Next Regular Meeting is Monday, June 27, 2022 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.

Mayor Castner adjourned the meeting at 5:55 p.m.

REGULAR MEETING

Session 22-11 a Regular Meeting of the City Council of Homer, Alaska was called to order on June 13, 2022 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.

PRESENT: COUNCILMEMBERS ADERHOLD, DAVIS, ERICKSON, HANSEN-CAVASOS, LORD, VENUTI

STAFF: CITY MANAGER DUMOUCHEL
CITY CLERK JACOBSEN
FINANCE DIRECTOR WALTON

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

Mayor Castner announced supplemental items and amendments- **CONSENT AGENDA** Ordinance 22-34, An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget by Appropriating \$422,840 from the Sewer Capital Asset Repair and Maintenance Allowance Fund to Implement a Solution to the Broken Clarifier Belt at the Waste Water Treatment Plant. City Manager/Public Works Director. Ordinance 22-34(S), Updating the expenditure to \$497,900 and Memorandum 22-111 from Public Works Director as backup ; Resolution 22-050, A Resolution of the City Council of Homer, Alaska Establishing a 2022 Mil Rate of 1 Mil for the Ocean Drive Loop Special Service District. City Manager, Resolution 21-037 & Memorandum 21-082 provided as backup.; Resolution 22-054, A Resolution of the City Council of Homer, Alaska Authorizing a Task Order to RESPEC Company to Develop an Engineered Solution for the Waste Water Treatment Plant Clarifier and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director. Resolution 22-054(S) with the same title and Memorandum 22-110 from City Clerk as backup; and amending the agenda to take up New Business item A, Memorandum 22-109 to recess into executive session regarding VanZant et al vs City of Homer 3HO-20-00251CI at the end following Council member comments.

APPROVED as amended without discussion.

MAYORAL PROCLAMATIONS AND RECOGNITIONS

PUBLIC COMMENT ON MATTERS ALREADY ON THE AGENDA

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 Regular Meeting Minutes of May 23, 2022. Recommend adoption.
- b. Memorandum 22-096 from Mayor Castner Re: Appointment of Tulio Perez to the Economic Development Advisory Commission. Recommend approval.
- c. Memorandum 22-097 from Mayor Castner Re: Recommendation for the Homer City Seat on the Kenai Peninsula Borough Planning Commission. Recommend approval.
- d. Memorandum 22-098 from City Clerk Re: Renewal of Liquor License for Oaken Keg and Liquor License Transfer for The Twisted Goat. Recommend approval.
- e. Ordinance 22-31, An Ordinance of the City Council of Homer, Alaska Amending Homer City Code Chapter 21.93 Administrative Appeals to Clarify General Appeal Procedures

and Related Matters. City Clerk. Recommended dates Introduction June 13, 2022 Public Hearing and Second Reading June 27, 2022.

Memorandum 22-099 from City Clerk as backup.

Memorandum 22-100 from City Planner as backup.

- f. Ordinance 22-32, An Ordinance of the City Council of Homer, Alaska Amending Title 21.03.040 Definitions used in Zoning Code, Title 21.44 Slopes, Title 21.50.020 Site Development Standards – Level One and Title 21.50.020 Site Development Standards – Level Two. Planning Commission. Recommended dates Introduction June 13, 2022 Public Hearing and Second Reading June 27, 2022.

Memorandum 22-101 from City Planner as backup.

- g. Ordinance 22-33, An Ordinance of the City Council of Homer, Alaska, Amending the FY23 Capital Budget and Appropriating \$11,838 from the General Fund Capital Asset Repair and Maintenance Allowance Fund to Replace Two Vending Stations at the Library. City Manager/Library Director. Recommended dates Introduction June 13, 2022 Public Hearing and Second Reading June 27, 2022.

Memorandum 22-102 from Library Director as backup.

- h. Ordinance 22-34, An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget by Appropriating \$422,840 from the Sewer Capital Asset Repair and Maintenance Allowance Fund to Implement a Solution to the Broken Clarifier Belt at the Waste Water Treatment Plant. City Manager/Public Works Director. Recommended dates Introduction June 13, 2022 Public Hearing and Second Reading June 27, 2022.

Memorandum 22-103 from Public Works Director as backup.

Moved to Ordinances item a. Aderhold

- i. Resolution 22-050, A Resolution of the City Council of Homer, Alaska Establishing a 2022 Mil Rate of 1 Mil for the Ocean Drive Loop Special Service District. City Manager. Recommend adoption.

Memorandum 22-104 from Public Works Director as backup.

- j. Resolution 22-051, A Resolution of the City Council of Homer, Alaska Adopting the City of Homer 2022 Local Hazards Mitigation Plan Update/Revision. City Manager. Recommend adoption.

Memorandum 22-105 from City Planner as backup.

- k. Resolution 22-052, A Resolution of the City Council of Homer, Alaska Authorizing Task Orders to Kinney Engineering, HDL Engineering, and Nelson Engineering for Pavement Restoration Projects and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director. Recommend adoption.

Memorandum 22-106 from Public Works Director as backup.

- l. Resolution 22-053, An Ordinance of the City Council of Homer, Alaska Authorizing Task Orders to Bishop Engineering, LLC to Design Non-Motorized Transportation Projects and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director. Recommend adoption.

Memorandum 22-107 from Public Works Director as backup.

- m. Resolution 22-054, A Resolution of the City Council of Homer, Alaska Authorizing a Task Order to RESPEC Company to Develop an Engineered Solution for the Waste Water Treatment Plant Clarifier and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director. Recommend adoption.

Memorandum 22-108 from Public Works Director as backup.

Moved to Resolutions item a. Aderhold.

- n. Resolution 22-055, A Resolution of the City Council of Homer, Alaska Directing the City Manager to Present an Ordinance to Fund the Demolition of the Homer Education and Recreation Complex (HERC) II Building. Mayor. Recommend adoption.

Item h. was moved to Ordinance item a. and item m. moved to Resolutions a. Aderhold

City Clerk Jacobsen read the consent agenda and recommendations.

ADOPTED without discussion.

VISITORS

- a. End of Session Legislative Update - Representative Sarah Vance (10 minutes)

Representative Vance reported.

- b. COVID-19 Agency Update Derotha Ferraro, South Peninsula Hospital Public Information Officer (10 minutes)

Derotha Ferraro reported.

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

- a. Committee of the Whole Report

Councilmember Aderhold reported.

- b. Mayor's Report

Mayor Castner reported.

- c. Borough Report
- d. Planning Commission
- e. Port and Harbor Advisory Commission

Port & Harbor Advisory Commissioner Siekaniec reported.

- f. Americans with Disabilities Act Compliance Committee

Councilmember Aderhold reported.

PUBLIC HEARING(S)

- a. Ordinance 22-29, An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget and Authorizing an Additional Expenditure of \$150,000 from the Sewer Capital Asset Repair and Maintenance Allowance (CARMA) Fund for Sewer Manhole Repair or Replacement Related to the Alaska Department of Transportation and Public Facilities (AKDOT/PF) East Hill Road Repaving Project. City Manager/Public Works Director. Introduction May 23, 2022 Public Hearing and Second Reading June 13, 2022.

Memorandum 22-086 from Public Works Director as backup.

There were no public comments.

ADOPTED with discussion.

- b. Ordinance 22-30, An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget by Appropriating \$18,150 from the General Fund Capital Asset Repair and Maintenance (CARMA) Fund for the Purpose of Upgrading Software Licenses for the City's Security-Camera Systems. City Manager. Introduction May 23, 2022 Public Hearing and Second Reading June 13, 2022.

Memorandum 22-087 from Police Chief as backup.

Memorandum 22-088 from Library Director as backup.

There were no public comments.

ADOPTED without discussion.

ORDINANCE(S)

- a. Ordinance 22-34, An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget by Appropriating \$422,840 from the Sewer Capital Asset Repair and Maintenance Allowance Fund to Implement a Solution to the Broken Clarifier Belt at the Waste Water Treatment Plant. City Manager/Public Works Director. Recommended dates Introduction June 13, 2022 Public Hearing and Second Reading June 27, 2022.

Memorandum 22-103 from Public Works Director as backup.

Ordinance 22-34(S), An Ordinance of the City Council of Homer, Alaska Amending the FY22 Capital Budget by Appropriating ~~\$422,840~~ **\$497,900** from the Sewer Capital Asset Repair and Maintenance Allowance Fund to Implement a Solution to the Broken Clarifier Belt at the Waste Water Treatment Plant. City Manager/Public Works Director.

Memorandum 22-111 from Public Works Director as backup.

INTRODUCED Substitute with discussion.

CITY MANAGER'S REPORT

- a. City Manager's Report

PENDING BUSINESS

NEW BUSINESS

- a. Memorandum 22-109 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)

Taken up at the end after Council member comments.

RESOLUTIONS

- a. Resolution 22-054, A Resolution of the City Council of Homer, Alaska Authorizing a Task Order to RESPEC Company to Develop an Engineered Solution for the Waste Water Treatment Plant Clarifier and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 22-108 from Public Works Director as backup.

Resolution 22-054(S) A Resolution of the City Council of Homer, Alaska Authorizing a Task Order to RESPEC Company to Develop an Engineered Solution for the Waste Water Treatment Plant Clarifier and Authorizing the City Manager to Negotiate and Execute the Appropriate Documents. City Manager/Public Works Director.

Memorandum 22-110 from City Clerk as backup.

ADOPTED Substitute with discussion.

COMMENTS OF THE AUDIENCE

Two people commented.

COMMENTS OF THE CITY ATTORNEY

COMMENTS OF THE CITY CLERK

COMMENTS OF THE CITY MANAGER

COMMENTS OF THE MAYOR

Mayor Castner commented.

COMMENTS OF THE CITY COUNCIL

Council members commented.

a. Memorandum 22-109 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)

Recessed into executive session at 7:20 p.m. and reconvened at 7:55 p.m.

ADJOURNMENT

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Mayor Castner adjourned the meeting at 7:55 p.m.