



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 Agenda Changes/Supplemental Packet

TO: MAYOR ZAK AND HOMER CITY COUNCIL

FROM: JO JOHNSON, MMC, CITY CLERK

DATE: JANUARY 9, 2017

SUBJECT: AGENDA CHANGES AND SUPPLEMENTAL PACKET

CONSENT AGENDA

Resolution 17-008, A Resolution of the Homer City Council Awarding Icicle Seafoods, Inc. a New 20-Year Lease With Two, 5-Year Options to Renew for Lot 41, Homer Spit Subdivision Amended ADL 18009, With an Annual Base Rent of \$35,070.00, and Authorizing the City Manager to Move Forward With Lease Negotiations and Execute the Appropriate Documents. City Manager.

Memorandum 17-013 from Port and Harbor Advisory Commission

Page 3

CITY ATTORNEY REPORT

Amended City Attorney Report for the Last Quarter in 2016

Page 11

PENDING BUSINESS

Ordinance 16-57, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.95.060 and Homer City Code 21.95.070 to Require the Homer Advisory Planning Commission to Review Amendments to Title 21 or the Official Zoning Map Before Such Amendments are Adopted by City Council But Not Necessarily Before Such Amendments are Submitted to City Council for Review. City Manager.

Memorandum 17-012 from City Planner

Page 15

Resolution 16-131, A Resolution of the Homer City Council Approving an Economic Development and Tourism Marketing Agreement Between the City of Homer and the Homer Chamber of Commerce. City Manager.

Homer Chamber of Commerce 2016 Marketing Expenditures

Page 21

NEW BUSINESS

Memorandum 17-011, from City Clerk, Re: Request for Executive Session Pursuant to AS 44.62.310(a-c)(1), Matters, the Immediate Knowledge of Which Would Clearly Have an Adverse Effect Upon the Finances of the Public Entity (Briefing of Homer Police Department Confidential Investigation). Page 27

RESOLUTIONS

Resolution17-002, A Resolution of the City Council of Homer, Alaska, Supporting Sustainable Fisheries in Kachemak Bay Through Fisheries Enhancement and Habitat Rehabilitation. Lewis/Smith.

Written public comments

Page 29

RECOMMENDATION:

Voice consensus to changes under Agenda Approval.

Fiscal Note: N/A



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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

Memorandum 17-013

TO: MAYOR BRYAN ZAK & HOMER CITY COUNCIL
THROUGH: PORT & HARBOR ADVISORY COMMISSION
FROM: KATIE KOESTER, CITY MANAGER
DATE: DECEMBER 15, 2016
SUBJECT: RECOMMENDATION RE: NEW LEASE FOR ICICLE SEAFOODS

ICICLE SEAFOODS, INC., now owned by COOKE AQUACULTURE, INC.

In May 2016 the City became aware of the sale of Icicle Seafoods, Inc. to Cooke Aquaculture, Inc. The City has had a long and collaborative relationship with Icicle, which has operated in the City in some capacity since the construction of Homer's Harbor in the 1970's. The City Attorneys reached out to the new company to explain how a change in ownership affects the lease Icicle has with the City. While the City looks forward to forging a new relationship with Cooke Aquaculture, the City denied an assignment of Icicle's current lease to Aquaculture. The City has adopted a strong policy against providing discounts on port and harbor services and cannot consent to an assignment that perpetuates lower rates for any one lessee. The City Attorney provided a current boilerplate lease to Cooke Aquaculture as the basis for a new long-term lease.

Over the course of the summer, the City Attorney has been working with City Staff and Cooke Aquaculture in preparing a draft lease. As part of the lease procedure, the proposal must go before the Port and Harbor Advisory Commission for recommendations and then to City Council for approval.

It is my recommendation to City Council that a new lease with Cooke Aquaculture, dba Icicle Seafoods, be approved. Cooke Aquaculture has provided sufficient information to the City to show that it's a viable company and they agree to the City's terms and conditions. Below are some highlighted details of the draft lease:

- **2.01 Lease of Property:** Lot 41, KPB 181-034-19, consists of 64,944 square feet.
- **3.01 Lease Term:** New term is a 20-year lease, with two 5-year extensions to begin October 1, 2016 and expire September 30, 2046 with no options remaining.
- **4.01 Base Rent:** As per a recent appraisal from October 13, 2016, the annual base rent will be no more than \$35,070.00. Rent will be subject to annual CPI increases and 5-year appraisals.
- **4.05 Tenant to Pay for City Services:** As is standard with all Homer Spit leases, Cooke Aquaculture shall pay for all services provided by the Port and Harbor, including but not limited to wharfage, crane use, and ice.
- **4.08 Outfall Line Connection Agreement:** Cooke Aquaculture is not required to have access to the outfall line due to the City's Fish Grinder Facility having limited outfall line connections. They will be required to bring their fish waste by tote to the facility where it will be properly disposed of per the City's general permit.

Recommendation

The City Manager and Port and Harbor Staff recommends approving Resolution 16-008, awarding Cooke Aquaculture, Inc., dba Icicle Seafoods a 20-year lease with two, five-year options for Lot 41, HOMER SPIT SUB AMENDED ADL 18009, with an annual base rent of \$35,070.00, and authorizing the City Manager to move forward with lease negotiations and execute the appropriate documents; and

Fiscal Note: Icicle Seafoods Annual Base Rent will be \$35,070.00
Rates are adjusted annually per the Consumer Price Index

PORT AND HARBOR ADVISORY COMMISSION
SPECIAL MEETING
NOVEMBER 9, 2016

- D. Awarding Cooke Aquaculture, Inc. DBA Icicle Seafoods A New 20-Year Lease with two, 5-Year Options to renew for Lot 41, Homer Spit Sub Amended ADL 18009

Chair Ulmer read the recommendation included in the memorandum:

The City Manager and Port and Harbor Staff recommends approving Resolution 16-xxx, awarding Cooke Aquaculture, Inc., dba Icicle Seafoods a 20-year lease with two, five-year options for Lot 41, HOMER SPIT SUB AMENDED ADL 18009, with an annual base rent of \$35,070.00, and authorizing the City Manager to move forward with lease negotiations and execute the appropriate documents.

Chair Ulmer asked for a motion to approve the recommendation.

CARROLL/STOCKBURGER SO MOVED

Point was raised that the lease was not included in the packet as the others were tonight. Harbormaster Hawkins confirmed this is a new lease and will be a straight ground lease just like all the others. It does not have preferential use of the cranes and they will have to address their infrastructure during negotiations. It does not include the same conditions as Icicles original lease.

In response to questions about whether there will be processing at the location, Duff Hoyt Icicle Seafoods Manager, explained currently they plan to put money into the existing plant to get it ready for next season. He gave a brief overview of Cooke Aquaculture and explained they are new to the Alaska salmon industry. In the long term, if the opportunity arises to pursue processing, they may want to do something. Mr. Hoyt added that Icicle has been a good customer of our local processors and looks forward to continuing that relationship going forward, and also working with our local fishing fleet.

The Commission asked if it would be timely to view the application at their next meeting on December 7th. Mr. Hoyt said he didn't think it would be an issue to wait for the next meeting, they should have the ground lease paperwork completed for them to review by then.

STOCKBURGER/ZEISET MOVED TO POSTPONE TO THEIR NEXT MEETING

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Commissioner Donich was excused from the meeting at 7:00 p.m.

- E. Awarding United States Coast Guard (USCG) a New One-Year Lease with nine, one-year options to renew for Lot 2, Homer Spit Four Sub

Chair Ulmer reviewed the recommendation included in the memorandum:

There was brief discussion about the Seattle Pacific Marine Expo, the vessel fire on November 3rd, the RFP for harbor lighting, and work with Derry and Associates addressing land platting issues.

PUBLIC HEARING

PENDING BUSINESS

- A. Memo to Port & Harbor Advisory Commission from Port Director Re: Icicle Seafoods New Lease dated December 1, 2016
- i. City of Homer Ground Lease and Security Agreement
 - ii. Memo to Port & Harbor Advisory Commission from City Manager Re: Icicle Seafoods Lease Recommendations dated November 2, 2016
 - iii. Resolution 16-xxx Awarding New Lease to Cooke Aquaculture, dba Icicle Seafoods

Duff Hoyt, Icicle Seafoods Manager, was in attendance to answer questions.

Harbormaster Hawkins reviewed the information provided to the Commission. The actual lease is still being negotiated and isn't complete, so the attorney's weren't comfortable providing it yet. A copy of a blank ground lease document is included to show the Commission they are working on with Icicle. Fish Dock usage won't be included in the ground lease but addressed through a memorandum of agreement with the city.

There was brief discussion about lot 42 and confusion with lot lines and ownership. Once the title is cleaned up the city would like to own the property and Icicle is interested in leasing it as well.

The commission reviewed the "Next Steps" outlined in the memo and provided in italics below and provided the following feedback:

The Fish Pump and Covered Awning

The City Manager and staff have discussed the fish pump and have come to the opinion that this opportunity should be opened up to other businesses in a competitive bid. We propose that a Request for Proposals (RFP) be advertised for the purpose of seeking bids from qualified firms to provide fish pump offloading services on the Fish Dock. We feel that this MOA should be a three to five year contract and that we would be seeking proposals that detailed how they would service not only their own fleet but other buyers' needs as well.

I think we should also discuss the possibility of allowing a second fish pump operation to be installed on the facility. Could another pumping operation help to alleviate congestion while at the same time bring more business across the dock?

The commission agreed that another fish pump operation on the Fish Dock would be beneficial for the users. They spoke about what a request for proposal might entail and discussed scheduling a special meeting further consideration.

HARTLEY/CARROLL MOVED TO SCHEDULE A SPECIAL MEETING ON JANUARY 4, 2017 TO DISCUSS THE RFP FOR A FISH PUMP ON THE FISH DOCK.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

Ice Delivery System

Icicle currently has a pneumatic ice delivery system plumbed out onto the City's Fish Dock from their ice plant on Lot 41. Other buyers that bring their own ice onto the dock do so by tote and pay wharfage on the ice by the ton.

I would like to hear the commission's views on if Icicle should be allowed to continue have a distribution system on the dock, or not. Some talking points to consider:

- *Does Icicle's delivery system compete with the City's ice sales?*
- *During peak use times, is there a fleet benefit to having another system that can deliver ice to the boats?*
- *Is this second system an effective backup system to our own ice plant in case our system breaks down?*
- *In the past there was no revenue (ice wharfage) paid to the City for ice delivered to the dock by Icicle. If the delivery system were allowed to remain on the dock what would the potential new revenue be?*
- *If allowed to continue, could there be parameters detailed in a MOA that would limit the impact on the City's ice sales? Examples: active during peak use times only, specify customers that they may deliver to (their fleet), tote delivery off season?*

FYI – Even with this delivery system and ice plant at peak times, Icicle buys ice from the City. In the 2016 season they purchased 300 tons.

The commission concurred that Icicle's delivery system competes with City's ice sales. Mr. Hoyt noted that Icicle does not sell their ice to anyone else, and buys ice from the city when needed. There have also been times the city's ice plant has been down and Icicle has stepped in. Icicles ice production is about half of the city's ice house.

The commission also see value in having two icing stations and for them to work together to ensure adequate and efficient ice delivery to vessels. There was discussion of the current set up with Icicle's pneumatic delivery system and the city's system, also trestle delivery and tote delivery.

There was no recommendation for ice wharfage and they will discuss it further at another meeting.

Fish Buying Shack

Currently Icicle is the only buyer allowed to leave a buying shed on the dock. All other buyers bring a shed onto the dock for the offload and then remove the shed once the transaction is completed. What are the commission's thoughts on this issue?

There was discussion that there have been other requests for permanent shacks out there. Harbormaster Hawkins explained how temporary buying shacks have been dealt with in the past and that it isn't practical to have permanent shacks. He doesn't think it should be allowed for one but not

for all. Mr. Hoyt noted that currently they are the only processor that may be doing 24 hour days during the salmon runs.

They agreed to talk about this further at their next meeting.

Chair Ulmer asked if there is approval from the commission to support the following recommendation:

The City Manager and Port and Harbor Staff recommends approving Resolution 16-xxx, awarding Cooke Aquaculture, Inc., dba Icicle Seafoods a 20-year lease with two, five-year options for Lot 41, HOMER SPIT SUB AMENDED ADL 18009, with an annual base rent of \$35,070.00, and authorizing the City Manager to move forward with lease negotiations and execute the appropriate documents.

STOCKBURGER/HARTLEY SO MOVED

There was brief discussion clarifying this only addresses what's on lot 41 and that there are no performance clauses at this time.

VOTE: YES: ZIMMERMAN, ULMER, ZEISET, CARROLL, HARTLEY, STOCKBURGER

Motion carried.

- B. Homer Marine Repair Facility
 - i. Haul Out Trailer Info *(if provided by commissioners)*

Commissioner Carroll brought in a concept drawing that had drawn of a trailer being hauled out to help give a mental picture of what we are talking about.

Commissioner Stockburger commented that he spoke with the owner of Hostar at the Fish Expo. He offered some ideas about different things; one point was that 13 degrees is pretty steep to haul a large boat. They talked about trying to haul out at the beach where there is a shallower slope and some design options. There has been discussion with the Marine Trades group about trying to come up with a cooperative venture to purchase a trailer.

Commissioner Carroll added that he has talked to a company called Roodberg out of Holland that has been doing this for a lot of years. He is pursuing the question if a large trailer can haul a small vessel to have on trailer doing both. He is going to send pictures of the beach where the Kona Kai is hauled out and will let the commission know what he hears back. Mr. Carroll said the person he spoke to is interested in dealing with us.

Chair Ulmer asked for a recess at 6:50 p.m. and the meeting resumed at 6:53 p.m.

- C. Port & Harbor Crane Use Policy Draft Review
 - i. Crane Use Policy – Staff Guidelines
 - ii. Packet A: Individual User Agreements/Policies
 - iii. Packet B: Commercial User Agreements/Policies

MEMORANDUM

**TO: MAYOR AND CITY COUNCIL MEMBERS
CITY OF HOMER**

FROM: HOLLY C. WELLS

RE: CITY ATTORNEY REPORT FOR THE LAST QUARTER IN 2016
Amended

CLIENT: CITY OF HOMER

FILE NO.: 506,742.23

DATE: JANUARY 5, 2017

The following summarizes our activities as City Attorney during the months of October, November, and December 2016.

General Legal Counsel. I attended the October, November, and December 2016 City Council meetings. I also provided legal guidance to City Manager Koester and City Clerk Johnson regarding issues before Council during those meetings, including but not limited to, various lease negotiation matters, the application of various ethics standards, and the applicability of election laws. I prepared and presented comprehensive training to City Council and interested board and commission members on the Open Meetings Act, conflicts of interests, and ethical concerns facing legislative officials. Attorney Tom Klinkner worked with City Clerk Johnson to draft an ordinance revising fine schedules, which will allow a cost effective streamlined approach to enforcement of Homer City Code violations. Amy Walters worked alongside Human Resources Director Browning to address several personnel issues appropriately and efficiently.

Griswold v. City of Homer. As Council may recall, Mr. Griswold has challenged the City in numerous cases, alleging that the City improperly responded to a public records request, violated ethical provisions, and improperly prevented Mr. Griswold from appealing conditional use permits awarded in the same zoning district as Mr. Griswold. Mr. Griswold's claims have been substantially dismissed by the Alaska Superior Court and Mr. Griswold has appealed the judge's decisions to the Alaska Supreme Court. In one of these cases, the parties have completed briefing and are awaiting the Supreme Court's assignment of an oral argument date.

In regards to Mr. Griswold's appeal to the Alaska Supreme Court involving public records disclosures, Attorney Katie Davies reviewed Mr. Griswold's Alaska Supreme Court brief and then researched, organized, drafted and finalized the City's brief in this

same case. Attorney Klinkner and I both reviewed the City's brief to ensure our legal team presented a brief that fully benefited from the collective litigation experience this firm has developed on the issues repeatedly raised by Mr. Griswold.

Planning/Development. I worked with City Planner Abboud on interpreting Homer City Code land use provisions and identifying options for commercial development within the City.

Port and Harbor Matters. Attorney Adam Cook and I worked with the Port and Harbor team to negotiate several leases, lease renewals, and other land matters within and surrounding the harbor. We also reviewed the updated and revised transient moorage agreements, crane usage agreements, and tariffs and discussed these revisions and updates with Harbormaster Hawkins and the Port and Harbor team.

Clear Creek Cat Rescue v. City of Homer. Attorney Will Earnhart prepared for trial and conducted necessary depositions in this case and wrote several briefs advocating for dismissal of this case. He worked with City Manager Koester to implement a litigation strategy that best served the City's interests and resulted in the plaintiffs dismissing the lawsuit for no money and no admission of liability.



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Planning
491 East Pioneer Avenue
Homer, Alaska 99603
Planning@ci.homer.ak.us
(p) 907-235-3106
(f) 907-235-3118

Memorandum 17-012

TO: MAYOR ZAK AND HOMER CITY COUNCIL
THROUGH: KATIE KOESTER, CITY MANAGER
FROM: RICK ABBOUD, CITY PLANNER
DATE: JANUARY 5, 2017
SUBJECT: DRAFT ORDINANCE 16-57, AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, AMENDING HOMER CITY CODE 21.95.060 AND HOMER CITY CODE 21.95.070 TO REQUIRE THE HOME ADVISORY PLANNING COMMISSION TO REVIEW AMENDMENTS TO TITLE 21 OR THE OFFICIAL ZONING MAY BEFORE SUCH AMENDMENTS ARE ADOPTED BY CITY COUNCIL BUT NOT NECESSARILY BEFORE SUCH AMENDMENTS ARE SUBMITTED TO CITY COUNCIL FOR REVIEW.

The Homer Advisory Planning Commission held a public hearing on the matter at their meeting of January 4, 2017. The Commission believes the process of having an introduction and discussion of potential amendments to Title 21 by the City Council prior to forwarding to Planning Commission makes for a good process and can give the Commission better direction. There was no public testimony and the Commission voted unanimously 6-0 to recommend adoption by the City Council.

Recommendation:

Adopt Ordinance 16-57 for Council to review potential amendments to Title 21 prior to forwarding to the Planning Commission.

Att.
Memo PL 17-01
Staff report PL 17-04
Ordinance 16-57
Planning Commission minutes



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(p) 907-235-3106
(f) 907-235-3118

Memorandum 17-01

TO: Homer Advisory Planning Commission

FROM: Rick Abboud

DATE: December 13, 2016

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, AMENDING HOMER CITY CODE 21.95.060 AND HOMER CITY CODE 21.95.070 TO REQUIRE THE HOMER ADVISORY PLANNING COMMISSION TO REVIEW AMENDMENTS TO TITLE 21 OR THE OFFICIAL ZONING MAP BEFORE SUCH AMENDMENTS ARE ADOPTED BY CITY COUNCIL BUT NOT NECESSARILY BEFORE SUCH AMENDMENTS ARE SUBMITTED TO CITY COUNCIL FOR REVIEW.

This memo contains the planning staff review of the zoning code amendment as required by HCC 21.95.040.

21.95.040 Planning Department review of code amendment. The Planning Department shall evaluate each amendment to this title that is initiated in accordance with HCC 21.95.010 and qualified under HCC 21.95.030, and may recommend approval of the amendment only if it finds that the amendment:

a. Is consistent with the comprehensive plan and will further specific goals and objectives of the plan.

Staff response: The proposed amendment is not inconsistent with the Comprehensive Plan. This amendment is process oriented. Once adopted, it will contribute to a more transparent process that provides an additional opportunity for the public to gain knowledge of proposals that are going to the Planning Commission for input. The Planning Commission will still assess whether individual proposals from the City Council further items found in the Comprehensive Plan.

b. Will be reasonable to implement and enforce.

Staff response: The proposed amendment is easily implemented and enforced. It clarifies the process for the City Council to recommend items for review of the Planning Commission.

c. Will promote the present and future public health, safety and welfare.

Staff response: The proposed amendment will promote a more informed public, which will have more opportunity to be made aware of proposed amendments before they go to the Planning Commission for review.

d. Is consistent with the intent and wording of the other provisions of this title.

Staff response: The amendments have been reviewed by the City Attorney and are deemed consistent with the intent and wording of the other provision of this title.

21.95.010 Initiating a code amendment.

Staff response: The code amendment was initiated by the City Manager as permitted by HCC 21.95.010(d)

21.95.030 Restriction on repeating failed amendment proposals.

Staff response: This section of code is found to be not applicable.



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(p) 907-235-3106

(f) 907-235-3118

Staff Report PL 17-04

TO: Homer Advisory Planning Commission
FROM: Rick Abboud, City Planner
DATE: January 4, 2016
SUBJECT: Draft Ordinance 16-57, AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, AMENDING HOMER CITY CODE 21.95.060 AND HOMER CITY CODE 21.95.070 TO REQUIRE THE HOMER ADVISORY PLANNING COMMISSION TO REVIEW AMENDMENTS TO TITLE 21 OR THE OFFICIAL ZONING MAP BEFORE SUCH AMENDMENTS ARE ADOPTED BY CITY COUNCIL BUT NOT NECESSARILY BEFORE SUCH AMENDMENTS ARE SUBMITTED TO CITY COUNCIL FOR REVIEW.

Requested Action: Conduct a public hearing and make a recommend to the City Council.

Introduction: The proposed ordinance was introduced on the Consent Agenda of the City Council at the meeting held on November 21, 2016. The proposed ordinance was advertised and a public hearing was held at the December 5, 2016 meeting of the City Council. No one testified and no discussion was documented. The item was then referred to the Planning Commission for review.

Analysis: The City Attorney has determined that our code does not support a City Council member to introduce an amendment to Title 21 at a council meeting and then refer it to the Planning Commission. This amendment proposes to make it clear that a proposed amendment may be introduced and discussed at City Council meeting, but does need to go to the Planning Commission for a recommendation prior to the adoption of an amendment.

I believe this is good practice for the City Council to propose amendments to Title 21. It accomplishes two things that improve our process. 1. A Council Member may gauge the support of a proposal before the Planning Commission spends time on the item. A discussion of the Council may be able to further 'flesh out' an amendment that would have more support at the Council level. 2. It provides a wider notice of the subject going to the Planning Commission. The audience for the Council is greater than that of the Planning Commission. More members of the public will be made aware of the conversation and hopefully may provide input to the Planning Commission, when they might have otherwise missed the subject.

Staff Recommendation: Conduct a public hearing and recommend that City Council adopt the amendment.

Attachments

Memo 17-01
Draft Ordinance 16-57
Public notice

Reports

- A. Staff Report PL 17-01, City Planner's Report

City Planner Abboud reviewed his staff report in the packet.

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 17-04 Draft Ordinance Amending 21.95.060 and 21.95.070, Introduction of Amendments to Title 21

City Planner Abboud reviewed the staff report.

Chair Stead opened the public hearing. There were no comments and the hearing was closed.

VENUTI/BRADLEY MOVED THAT THE COMMISSION APPROVES ORDINANCE 16-57 AND RECOMMENDS ADOPTION BY CITY COUNCIL.

There were comments that this is straight forward. The oversight and transparency it provides is a great opportunity to help the council and have more buy in from the city.

VOTE: NON OBJECTION: UC

Motion carried.

Plat Consideration

- A. Staff Report PL 17-02, DeGarmo Subdivision Three Preliminary Plat

City Planner Abboud reviewed the staff report.

Chair Stead opened the floor for comments.

Elizabeth Garvey asked questions about the process for plat approval and City Planner Abboud provided feedback on the city and borough process.

There was brief discussion clarifying that the reference to waste water disposal on the preliminary plat likely refers to an onsite septic for the existing structure. City Planner Abboud noted Public Works comments about requiring an installation agreement to provide water and sewer to the new lot.

Other comments were related to the natural gas line assessment and setbacks. City Planner Abboud was unsure if the new lot would be assessed. He clarified that the 40 foot setback from the bluff would

Homer Chamber Of Commerce
2016 Marketing Expenditures
January through December 2016

Category Expense	Memo	Amount
Cable TV Advertising	GCI Winter King Commercial Video Footage	75.00
Cable TV Advertising	\$50,000 Value GCI Cable Advertising - WKT, JHD, Shorebird ESPN, NBCS,FXNC,HGTV,TRAV,NGO,OUT	10,000.00
		10,075.00
Graphic Design	Design Service Andrew Barnabas	48.00
Graphic Design	Design Cruise Ship Walking Map with businesses listed initial	102.00
Graphic Design	Design Cruise Ship Walking Map with businesses listed added businesses	33.00
Graphic Design	Design Seattle Mariners Program	24.00
Graphic Design	Design AK Sporting Journal Ads JHD & WKT	212.00
Graphic Design	Design Svc Ad-Arizona Lovin' Life Print Works	33.00
Graphic Design	Design Jackpot Halibut Derby Print Works	30.00
Graphic Design	Design Fish Alaska Magazine Ad	37.00
Graphic Design	Design Services Ad Life after 50 Print Works	19.00
Graphic Design	Design Ad Service Adventure Outdoor Magazine	120.00
		658.00
Local Advertising Community Events	4th of July Parade Advertising Homer News	220.00
Local Advertising Community Events	Pioneer Ave Mural Project Donation for Mural Painting	500.00
Local Advertising Community Events	Winter Carnival Ad Homer Tribune	300.00
Local Advertising Community Events	Business after hours Local Commmunity Ads Homer News	213.00
Local Advertising Community Events	Winter Carnival Parade Ads Local Community Homer News	210.00
Local Advertising Community Events	Clean Up Day Advertising Community Event Homer News	105.00
Local Advertising Community Events	Clean Up Day Advertising Community Event Homer Tribune	216.00
Local Advertising Community Events	4th of July Parade - Community Service Homer News	255.00
Local Advertising Community Events	4th of July Parade Print Ads Homer Tribune	100.00
Local Advertising Community Events	Holiday Tree Lighting Event Homer News	105.00
	Holiday Tree Lighing Homer Tribune	75.00
Local Advertising Community Events	Holiday Tree Lighting Event KBBI	45.00
Local Advertising Community Events	Forum - Senator Murkowski Community Event	90.00
		2,434.00
Local Advertising Events	Winter King Tournament Ads Homer News	400.00
Local Advertising Events	Winter King Tournament Advertising Homer Tribune	310.00
Local Advertising Events	Winter King Tournament Homer News	262.50
Local Advertising Events	Jackpot Halibut Derby Advertising Homer Tribune	129.60
Local Advertising Events	Advertising Homer in Salmonfest Program	230.00
		1,332.10
Nat'l Advertising	Anchorage Visitor Center- Added Rack Cards Display	150.00
Nat'l Advertising	Video at Visit Anchorage Homer Video in Visitor Center	750.00
Nat'l Advertising	Fish & Hunt Alaska Mag - Winter King Tournament Ads Distribution Nationwide	451.00
Nat'l Advertising	Fish & Hunt Alaska Mag - Winter King Tournament Ads	451.00
Nat'l Advertising	Shorebird Ad in Bird Digest Nationwide - co op	200.00
Nat'l Advertising	Jackpot Halibut Derby Advertising Fish & Hunt Alaska Mag Distributed Nationwide	451.00
Nat'l Advertising	Webcam Homer Spit - three cameras on Homer Spit, 13,000 hits per month	1,935.00
Nat'l Advertising	Advertising Life After 50 Arizona Magazine & Website	500.00
Nat'l Advertising	JHD Advertising Fish & Hunt Magazine Distributed National Wide/& Website	451.00
Nat'l Advertising	Adventure Outdoor Magazine Full Page Ad Summer w/ free page narrative -\$3,000 value	1,750.00
Nat'l Advertising	Full Page Alaska Sporting Journal WKT Distrubuted Nationwide /&Website	350.00
Nat'l Advertising	2016 Seattle Mariners Program Ad -reach 300.00 people	1,000.00
Nat'l Advertising	Jackpot Halibut Derby Advertising Alaska Sporting Journal	200.00
Nat'l Advertising	Full Page Color Ad Kenai's Playground Visitor Guide/+Added Narrative - KPTMC	3,500.00
Nat'l Advertising	Website Banner Ads - Kenai Pen Tourism Marketing Council Website	400.00
Nat'l Advertising	Seattle Seahawks Yearbook 1/2 Page Color Ad- reach 500,000 people	2,500.00
Nat'l Advertising	Life After 50 Magazine Statewide Arizona Advertising	450.00
Nat'l Advertising	Jackpot Halibut Derby Advertising Alaska Sporting Journal	200.00
Nat'l Advertising	Design Banner Ads for Ak Travel Industry Assoc Website ads	88.00
Nat'l Advertising	Advertising Life After 50 Magazine California Multiple Ads	625.00
Nat'l Advertising	Milepost Travel Planner Ad Front Page Pull Out Map	2,000.00
Nat'l Advertising	Milepost Travel Website Banner Ads	500.00
Nat'l Advertising	Life After 50 Magazine Statewide California Advertising	475.00

**Homer Chamber Of Commerce
2016 Marketing Expenditures
January through December 2016**

		19,377.00
Postage	Postage Shipping rack cards to Seattle Boat Show	13.45
Postage	Postage -Shipping Brochures to LAX Travel Show	93.75
Postage	Postage Visitor Guide & Relocation Packages Domestic	1,804.55
Postage	Shipping Visitor Guides to Seattle Boat Show	269.55
Postage	Postage Homer Rack Cards to ANC and Seward	26.90
Postage	Postage International Relocation Mailings	206.60
		2,414.80
Press Media/Television Production	Travel Writer Dinner - Winnebago.com& Travel Blog	50.40
Press Media/Television Production	Harbor Magazine Media Airline Tickets - Post Articles/Full Page Ads Free value \$43,000	1,230.00
Press Media/Television Production	Homer Logo Gifts Books/End of the Road Cert/Mugs	261.00
Press Media/Television Production	Travel Writer Dinner - Chicago Tribune	80.80
Press Media/Television Production	Adventure Travel World Summit Hosting Writers/Press Reception/Local Tradeshow	585.00
Press Media/Television Production	Go West International Travel Show Fam Trip to Homer Reception/Local Tradeshow	1,047.00
Press Media/Television Production	Hosting Russian Group at Chamber - Reception	102.01
		3,356.21
Printing	Printing Relocation Packets Print Works	255.75
Printing	Poster Design & Printing	87.50
Printing	Posters for Winter Carnival Distribute Around Town	47.99
Printing	Printing JHD Brochures Marketing Fishing Tournament Statewide/Rules/Regs	1,063.00
Printing	JHD Printing Posters Print Works - Great Alaska Sportsman Show/Community Wide	72.00
Printing	Great Alaska Sportsman Show Posters - Promote Shorebird/Homer Activities	154.00
Printing	JHD Printing Print Works	50.00
Printing	JHD Printing Print Works	66.00
Printing	Jackpot Halibut Derby Flyers Print Works - Sportsman Show/Community Wide	60.00
Printing	Homer Rack Cards 5000- New Product	729.00
Printing	Print Posters Jackpot Halibut Derby Print Works	94.00
Printing	Kachemak Bay Trail Hiking Printing Maps - co sponsored	500.00
Printing	Printing Posters Halibut Derby Distribute Around Town/Businesses	19.00
Printing	Printing JHD Flyers	9.68
Printing	Cruise Ship Walking Map with businesses - printed 500 x 9 ships distributed at ships	516.00
		3,723.92
Radio	Winter King Tournament Radio Advertising KWAVE/KPEN	160.00
Radio	Winter King Tournament Radio Advertising - Iheart Media	519.00
Radio	Winter King Tournament Radio Advertising KWAVE/KPEN	440.00
Radio	Winter King Tournament Radio Ads KBBI	260.00
Radio	Clean Up Day Ads Community Service KBBI	300.00
Radio	Get-To-Know-Homer Training May - Community Service KBBI	329.00
Radio	Ads Radio 4th of July Parade Community Svc KBBI	300.00
Radio	Holiday Tree Lighting December KBBI Radio	45.00
Radio	JHD Advertising Radio July KBBI	495.00
Radio	JHD Radio Advertising KBBI	120.00
Radio	Chamber Forum on International Exporting - US Dept of Commerce	65.00
Radio	Advertising JHD Radio KSRM Soldotna Kenai Area	600.00
Radio	KBBI - KPB Sales Tax Forum Radio Ads - Community Service	225.00
		3,858.00
Social Media	Alaska Themed Large Lawn Signage with Cutout Faces Visitor Social Media Photos	1,000.00
Social Media	Social Media Winter King Boost Facebook	198.40
Social Media	Boosts Ads on Facebook Winter King Tournament	155.70
Social Media	Social Media Boost ads on Facebook	24.31
	Social Media Mostly Free Homer Chamber and Visit Homer Sites	
		1,378.41
Tradeshows Marketing	Seattle Boat & Travel Show Travel/Booth Expenses - co host Homer Port & Harbor	558.43
Tradeshows Marketing	The Great Alaskan Sportsman Show Travel/Booth/Travel/Expenses Anchorage 4 -days	1,778.43
Tradeshows Marketing	Alaska Chamber Tradeshow Registration & Expenses Kenai	929.59
Tradeshows Marketing	Alaska Travel Industry Tradeshow Anchorage Registration & Expenses	793.52
Tradeshows Marketing	Kenai Pen Tourism Marketing Council Marketing Event	240.00
Tradeshows Marketing	Trade Shows - LAX, Fairbanks, Matsu and Tok- Hosted by Kenai Pen Tourism Coun	950.00
		5,249.97

**Homer Chamber Of Commerce
2016 Marketing Expenditures
January through December 2016**

Travel/Trade Advocacy	International Game Fish Association	100.00
Travel/Trade Advocacy	US Chamber of Commerce	300.00
Travel/Trade Advocacy	Alaska State Chamber	120.00
Travel/Trade Advocacy	Alaska Travel Industry Association	275.00
Travel/Trade Advocacy	Free Memberships Anchorage/Kenai/Soldotna/Kodiak/Seward/Fairbanks/Soldotna etc.	
		795.00
Website	Website annual Hosting AlaskaOne Availability Fishing, Accommodations, Activities	1,425.00
Website	New Website Software & Design/Brand New Website	3,540.00
Website	Website Technical Support Quarterly Website- \$250 Quarterly	1,000.00
Website	Website Annual Hosting	600.00
Website	New URL's for "City of Peonies" - Pioneer Revitalization Project	109.51
		6,674.51
Software/ Marketing	Trendkite Software - tracks every mention of Homer in press, website, magazines worldwide. Assists with tracking media hosted in Homer for results, advertising results, comparisons with other cities, whats trending etc.	2,500
	Total	63,826.92
* Above expenditures do not include any staff labor costs for project management/		
in-house graphic design, free press, equipment costs/ complimentary marketing, OH etc.		
	- Visitor Guide Production/Distribution Covered by Advertising - Value	\$115,000
	- Visitor Center - 5 days a week Winter/7 days a week Summer - Value	\$80,000

2014 – 2015 Comparison

2014

Business Type	Jan-Mar 14	Apr - Jun 14	Jul - Sep 14	Oct - Dec 14	Total	4.9% Sales Tax
Guiding Water	\$ 87,743	\$ 1,043,079	\$ 1,183,408	\$ 189,201	\$ 3,303,431	\$ 163,832.117
Lodging	\$ 1,873,833	\$ 4,873,813	\$ 7,433,755	\$ 1,807,310	\$ 15,988,711	\$ 782,836.833
Restaurant/Bar	\$ 2,823,322	\$ 8,024,911	\$ 7,188,524	\$ 1,171,222	\$ 19,208,079	\$ 951,205.826
	\$ 4,784,898	\$ 13,941,803	\$ 15,805,687	\$ 3,167,733	\$ 37,699,121	\$ 1,897,874.776

2015

Business Type	Jan-Mar 15	Apr - Jun 15	Jul - Sep 15	Oct - Dec 15	Total	4.9% Sales Tax
Guiding Water	\$ 132,300	\$ 3,345,888	\$ 7,883,502	\$ 279,222	\$ 11,640,912	\$ 571,305.693
Lodging	\$ 1,850,887	\$ 4,802,543	\$ 7,932,049	\$ 1,927,427	\$ 16,512,806	\$ 808,968.297
Restaurant/Bar	\$ 3,033,418	\$ 8,933,000	\$ 7,940,791	\$ 1,901,222	\$ 21,808,431	\$ 1,070,012.122
	\$ 5,016,605	\$ 17,081,431	\$ 15,756,342	\$ 4,107,871	\$ 42,962,249	\$ 2,110,286.112

\$ 175,944 Tax Revenue Increase
 \$ (91,000) HCCOC Mktg Contract
 \$ 84,944 NET Gain to City

* Estimates based upon 2014 budget(s)

The Homer Chamber Has a Positive Influence Over Key Visitor Segments.

2015 – 2016 Comparison

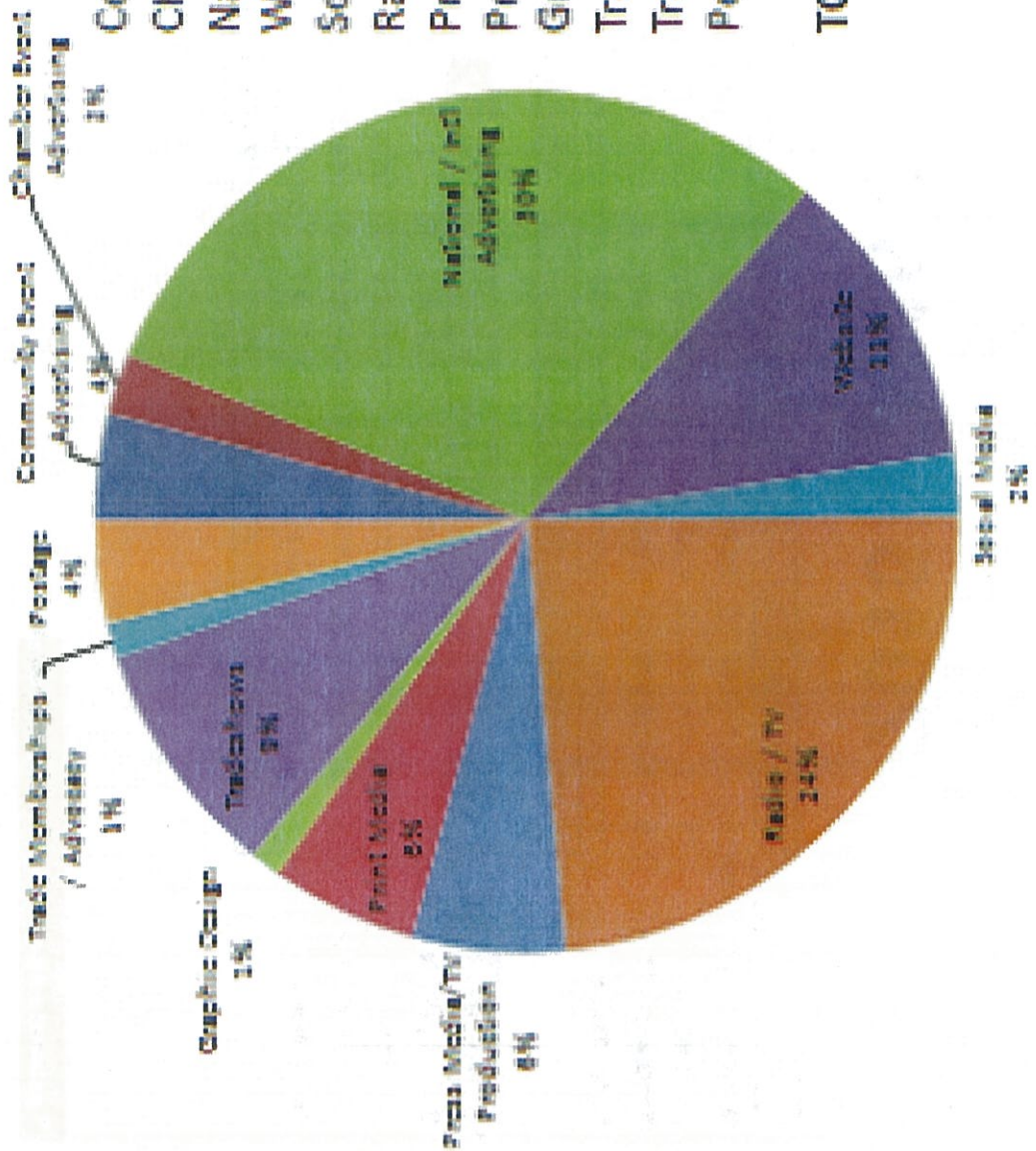
Business Type	Jan-Mar 15	Apr-Jun 15	Jul-Sep 15	Oct-Dec 15	Total	4.3% Sales Tax
Guiding Water/Lens	\$ 47,874	\$ 2,142,884	\$ 4,812,888	\$ 48,104	\$ 7,051,811	
Lodging	\$ 1,474,888	\$ 4,932,800	\$ 6,920,820	\$ 1,788,820	\$ 14,498,811	
Restaurant/Bar	\$ 2,316,170	\$ 3,554,378	\$ 7,528,448	\$ 3,528,931	\$ 19,328,324	
Retail Trade	\$ 11,804,787	\$ 23,325,242	\$ 20,825,023	\$ 14,728,852	\$ 80,704,572	\$ 3,473,350
	\$ 16,043,492	\$ 33,959,701	\$ 49,990,940	\$ 19,856,408	\$ 121,679,448	
Business Type	Jan-Mar 16	Apr-Jun 16	Jul-Sep 16*	Oct-Dec 16*	Total	4.3% Sales Tax
Guiding Water/Lens	\$ 48,928	\$ 2,022,871	\$ 4,828,211	\$ 37,728	\$ 6,728,278	
Lodging	\$ 1,758,932	\$ 4,889,047	\$ 7,432,408	\$ 1,872,102	\$ 19,888,289	
Restaurant/Bar	\$ 2,242,828	\$ 6,004,223	\$ 8,099,803	\$ 3,482,828	\$ 20,819,272	
Retail Trade	\$ 11,882,288	\$ 24,881,831	\$ 21,718,787	\$ 18,328,968	\$ 81,900,119	\$ 3,527,817
	\$ 17,232,480	\$ 37,440,604	\$ 34,910,991	\$ 20,689,281	\$ 127,263,876	

\$ 202,267 Tax Revenue Increase
 \$ (21,000) HCCOC Mktg Contract
 \$ 203,267 NET Gain to City

* estimated based upon 2015 trend(s)

The Homer Chamber Has a Positive Influence Over Key Visitor Segments.

2016 Marketing Report



Community Event Adv.	2,359
Chamber Event Adv.	1,332
National / International Adv.	17,617
Website	6,674
Social Media	1,378
Radio / TV	13,933
Press / Media Production	3,356
Print Media	3,241
Graphic Design	658
Tradeshows	5,250
Trade Advocacy	795
Postage	2,243
TOTAL	\$58,836

(Annual 2016 Spend thru Nov)



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 17-011

TO: MAYOR ZAK AND CITY COUNCIL

FROM: JO JOHNSON, MMC, CITY CLERK

DATE: JANUARY 5, 2017

SUBJECT: REQUEST FOR EXECUTIVE SESSION PURSUANT TO AS 44.62.310 (A-C)(1), MATTERS, THE IMMEDIATE KNOWLEDGE OF WHICH WOULD CLEARLY HAVE AN ADVERSE EFFECT UPON THE FINANCES OF THE PUBLIC ENTITY (BRIEFING OF HOMER POLICE DEPARTMENT CONFIDENTIAL INVESTIGATION).

Pursuant to Council's Operating Manual – "Any Councilmember, the Mayor or City Manager may place consideration of an executive session on the agenda..."

Mayor Zak requested an Executive Session regarding "Briefing of Homer Police Department Confidential Investigation" for the Regular Meeting of January 9, 2017. This has been publicly and internally noticed since that time.

City Attorney Wells will not be present.

RECOMMENDATION:

Approve the request for Executive Session and conduct in the Conference Room following the adjournment of the regular meeting.

Jo Johnson

From: Gary Fandrei <GFandrei@ciaanet.org>
Sent: Friday, January 06, 2017 11:22 AM
To: Jo Johnson
Subject: Tutka Bay Net Pen Resolution
Attachments: 14.-Homer-2014-v5.1.pdf

Jo,

I spoke to Homer City Council member Tom Stroozas who had several questions on the economic impact of commercial fishing in Homer. To address his questions I forwarded the attached commercial fishing fact sheet to him and he has suggested other council members may wish to review the information. Could you provide this to the council. I believe Councilman Stroozas suggested this could be submitted as a laydown.

Thank you

Gary Fandrei

Executive Director | Cook Inlet Aquaculture Association

p 907-283-5761 ext 21. | c 907-398-4505

gfandrei@ciaanet.org | www.ciaanet.org | Find us on [Facebook](#)

Homer



United Fishermen of Alaska
PO Box 20229
Juneau, AK 99802-0229
Phone 907.586.2820
Fax 907.463.2545
ufa@ufafish.org
www.ufafish.org

2014 Commercial Fishing and Seafood Processing Facts

Homer is ranked the #70 fishing port in the U.S. by weight and the #57 port by value, with landings of 7.3 million pounds of seafood worth \$20.5 million.⁶

JOBS - FISHING

Permit holders, crew and vessels:

Commercial fishing permit holders: 589¹
Total permits owned: 1,028¹
Permit holders who fished: 464¹
Commercial crewmember license holders: 647²
Permit holders who fished plus crew: 1,111^{1,2}
Percentage of local population who fished: 21.1%^{1,2,4}
Vessels home ported: 596³ Vessels owned: 576³

Each of these individual small and family businesses represents investment, employment, and income in the Homer community.

INCOME:

Estimated ex-vessel income by Homer-based fishermen: \$74.3 million.¹

Earnings generated from commercial fishing circulated in the local economy through taxes; purchases, rentals, hotels, electricity, entertainment, fuel, vehicles, food, repair and maintenance parts, transportation, travel, medical, and other services. **Virtually every business in Homer benefits from commercial fishing dollars.**

JOBS – PROCESSING

Seafood processing jobs in Kenai Peninsula Borough: 2,261⁵

Alaska resident processing jobs in borough: 950 (42.0%)⁵
Total processing wages: \$16.8 million⁵
Alaska resident processing wages: \$7.9 million (47.0%)⁵
Number of processing facilities: 6⁴

...AND MORE JOBS

In addition to direct harvester and processor workers, fisheries related jobs include fuel, accountants, consultants, air and water travel, hardware and marine repair and supply businesses, advocacy and marketing organizations, air cargo crew, freight agents, and scientists.

Government related jobs include Alaska Department of Fish and Game • Fish and Wildlife Protection/Alaska Department of Public Safety • Docks and Harbors • Alaska State Troopers • United States Coast Guard • University of Alaska School of Fisheries • Alaska Sea Grant Marine Advisory program, and more.

REVENUE to the State and Community through Fishery Taxes ...

FY 2014 shared taxes – Homer received **\$54,283 in fisheries business and landing taxes** through the municipal tax-sharing program from Homer fisheries landings and businesses.⁷ The State of Alaska received a like amount.

LEGISLATIVE DISTRICT

Homer is in House District 31, Senate District P.

Salmon is the most abundant and valuable species to Homer fishermen, with total landings of 56.3 million pounds worth more than \$43.3 million.¹

Footnotes - Sources:

1. Commercial fishing permit activity and estimated harvest and earnings by permit holder are from the Alaska Commercial Fishery Entry Commission (CFEC) at https://www.cfec.state.ak.us/fishery_statistics/earnings.htm.
2. Crew numbers are from Alaska Department of Fish and Game commercial crew license list, and are the number of full year adult resident license holders who list their address in a given community. <http://www.adfg.alaska.gov/index.cfm?adfg=license.licensefile>
3. Vessel numbers are from CFEC database data found online at <https://www.cfec.state.ak.us/plook/#downloads> and are a count of commercial fishing licensed vessels that list home port or ownership in a given community.
4. Number of processing facilities, and population data used to calculate the percentage of residents who fished, are from the Alaska Department of Commerce, Community, and Economic Development (DCCED) Community Database: <https://www.commerce.alaska.gov/dcra/DCRAExternal>.
5. Processor employment and wage data is from the Alaska Department of Labor at <http://live.laborstats.alaska.gov/seafood/seafoodstatewide.cfm>.
6. NOAA, NMFS Office of Science and Technology, see reports "Total Commercial Fishery Landings at Major U.S. Ports" ranked by value and by weight at <http://www.st.nmfs.noaa.gov/commercial-fisheries/commercial-landings/index>.
7. Revenue figures are from the Alaska Department of Revenue Shared Taxes report: <http://www.tax.alaska.gov/programs/sourcebook/index.aspx>.

Jo Johnson

From: Diane Frank <mdfrank@gci.net>
Sent: Saturday, January 07, 2017 10:00 AM
To: Tom Stroozas; Catriona Reynolds; Shelly Erickson; David Lewis; Donna Aderhold; Heath Smith
Cc: Department Clerk
Subject: Resolution 17-002

January 7, 2017

Dear Homer City Mayor and Homer City Council Member:

Please accept these comments on the proposed City of Homer Resolution 17-002 entitled "A Resolution of the Council of the City of Homer, Alaska to Support Sustainable Fisheries in Kachemak Bay Through Fisheries Enhancement and Habitat Rehabilitation," scheduled for consideration at the January 9, 2017 Council meeting.

The proposed Resolution opens with "Whereas" paragraphs that generally support the protection and enhancement of the critical habitat and fisheries of Kachemak Bay. These goals are, of course, not controversial. But Sections 1 and 3 of the proposed Resolution would commit the Council to resolves that do not necessarily follow from a general commitment to these noncontroversial goals.

In fact, the resolves in Sections 1 and 3 concern controversial biological topics related to Cook Inlet Aquaculture Association's operations. These topics are, obviously, outside the ordinary area of expertise and jurisdiction of a city government. Nonetheless, the resolves would have the Council prejudge the contents of ADF&G's draft revision of the critical habitat plan for Kachemak Bay as they pertain to aquaculture before the public has had an opportunity to review and comment on the draft plan. If there is a case to be made on the merits of Sections 1 and 3, it should be made after the draft plan is revealed to the public and the public comment process has begun.

Section 1 of the proposed Resolution would support CIAA's "remote fish stocking efforts in surrounding waters of Kachemak Bay," including (but apparently not necessarily limited to) efforts in the waters of China Poot, Hazel Lakes, and Tutka Bay. As the Council no doubt knows, CIAA's operations in these areas have not always been free of criticism. And more and more scientific research, particularly from British Columbia, now suggests that hatchery operations focused on some species of salmon may be having unforeseen and adverse impacts on the quality and quantity of other fish species. Thus, the Council should seek expert advice and otherwise be extremely cautious before agreeing to any unequivocal endorsement of hatchery operations in and near Kachemak Bay.

Section 3 would support CIAA's pending proposal to place net pens at the head of Tutka Bay in addition to those already in place in Tutka Bay Lagoon. This CIAA proposal is highly controversial. It was at first approved a couple of years ago in a decision by the Commissioner of the State's Department of Natural Resources, over the objections of the Department's Division of Parks and Outdoor Recreation and many members of the public. Later, however, the Commissioner reconsidered and vacated the decision pending further analysis.

Many members of the public have expressed concerns about establishing another hatchery operation in Kachemak Bay State Park and in particular have opposed moving net pens deep into pristine and unpopulated Tutka Bay where, as the Council knows, the wilderness aesthetics attract heavy recreational use by locals and visitors alike. Many also have expressed worries about the impact of the proposed new net pen operations on the wild stocks of salmon that spawn at the head of Tutka Bay. They also have expressed concern about the

increased potential for intermingling of wild and hatchery fish stocks, which would conflict with the goal expressed in Alaska Statutes and ADF&G policy to protect wild stocks at all costs. Another concern that has been expressed relates to the fact that in the past, low fish prices have meant that CIAA has been unable to operate the Lagoon's fish recovery operation, leaving thousands of pink salmon to die and rot in Tutka Bay.

These and other considerations argue against support for Sections 1 and 3 of the proposed Resolution at this time. Should the Council desire to weigh in on CIAA's Tutka Bay net pen proposal, it should wait until ADF&G has issued a new critical habitat plan for Kachemak Bay.

Like members of the Council, we are long time users of Kachemak Bay and of Tutka Bay in particular. Thus, we thank you in advance for giving careful consideration to these comments in the hope that the Council will continue to advocate for the preservation of the Bay's natural values for future generations.

Sincerely,

Diane and Mike Frank

James R. Jackson

Jo Johnson

From: Willy Dunne <wdunne907@gmail.com>
Sent: Monday, January 09, 2017 9:34 AM
To: Donna Aderhold; David Lewis; Mayor Email; Catriona Reynolds; Shelly Erickson; Tom Stroozas; Heath Smith
Cc: Department City Manager
Subject: Re: Proposed fisheries resolution for January 9

Dear City Council Members,

I am unable to attend your meeting tonight but I urge you to vote no on this resolution.

Feel free to contact me by phone or email if you have any questions.

Willy Dunne
907-299-6226

On Dec 27, 2016 10:13 AM, "Willy Dunne" <wdunne907@gmail.com> wrote:

Dear Mayor and City Council Members,

I am writing to ask you to vote no on the Resolution regarding pink salmon enhancement in Kachemak Bay to be considered at your January 9 meeting.

While maintaining healthy fish populations is a laudable goal, some of the whereas clauses in the proposed resolution support other, somewhat debatable and possibly detrimental goals. You have likely heard from others about the negative effects of pink salmon hatchery stocking in general. However, I am writing specifically about Section 3, which supports a permit request by CIAA to place net pens at the head of Tutka Bay. I strongly urge you to amend the resolution by deleting that section if you continue to support other aspects of the resolution.

What the resolution as written fails to acknowledge, is the location CIAA wants to add net pens (head of Tutka Bay) is within Kachemak Bay State Park where such commercial activity is not allowed. The permit request by CIAA has received thorough public review, has been formally opposed by the City of Seldovia and by the Kachemak Bay State Park Citizens Advisory Board, and was officially denied after a Directors determination by Division of Parks and Outdoor Recreation Director Ben Ellis. The denial was appealed to the Commissioner of DNR by CIAA but has still not been granted. Officially, the permit is being "held in abeyance" pending further review. However, at least 4 different DNR Commissioners under 2 different Governors have declined to rule in favor of the appeal.

I've followed this particular permit issue over the past 3 years as a biologist and as a member of the KBay Park Advisory Board. I can assure you that the huge majority of public input we've received has been opposed to allowing the pink salmon rearing pens in the waters of Kachemak Bay State Park. The permit was denied because it conflicts with the enabling Park legislation and statutes governing management of the Park.

The resolution as written will only serve to confuse the issue and I urge you to vote no.

Feel free to contact me for more information.

Willy Dunne
[907-299-6226](tel:907-299-6226)

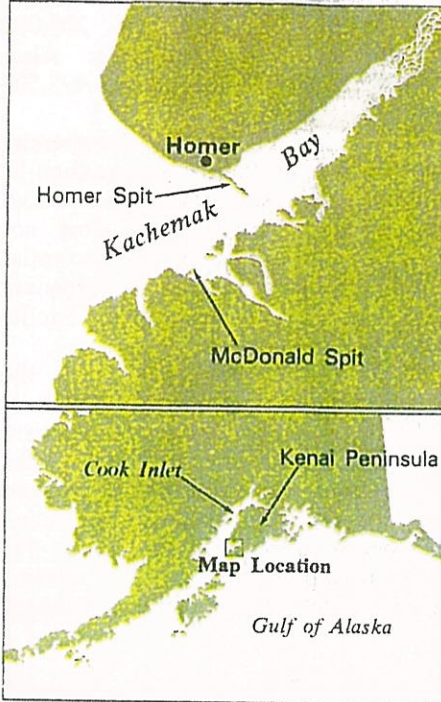
Kachemak Bay— Richest in the World?

By LOREN FLAGG

Russian trappers and coal miners of the Kenai Peninsula in the late 1700's named a cone-shaped bay on the southwestern corner of the peninsula "Kachemak." Derivation of the name is uncertain, but it may refer to smoke, which came from smoldering coal seams on the north shore. Had the Russians been interested in the fisheries potential of the bay rather than mining and fur, they likely would have named it

Kachemak Bay with the Kenai Mountains and glaciers in background.

FRANK TUPPER



the "Bay of Abundance," for the icy blue waters of Kachemak Bay harbor an abundance of life which may rival the richest areas in the world.

I came to Alaska in 1968 as a fisheries biologist for the Alaska Department of Fish and Game to work in Cook Inlet. I

The 4-mile-long Homer Spit thrusts into the north side of Kachemak Bay. A westerling sun and snow line creeping down the mountains are signs of oncoming winter.

FRANK TUPPER



LOREN FLAGG

Above—A king crab pot, or trap. Some king crab pots weigh 600 pounds empty. Average depth fished is about 45 fathoms (270 feet).

Right—King crab—one of Kachemak Bay's important seafood products. Males only are legal for commercial fishermen, and they must be at least 7 inches across the back.

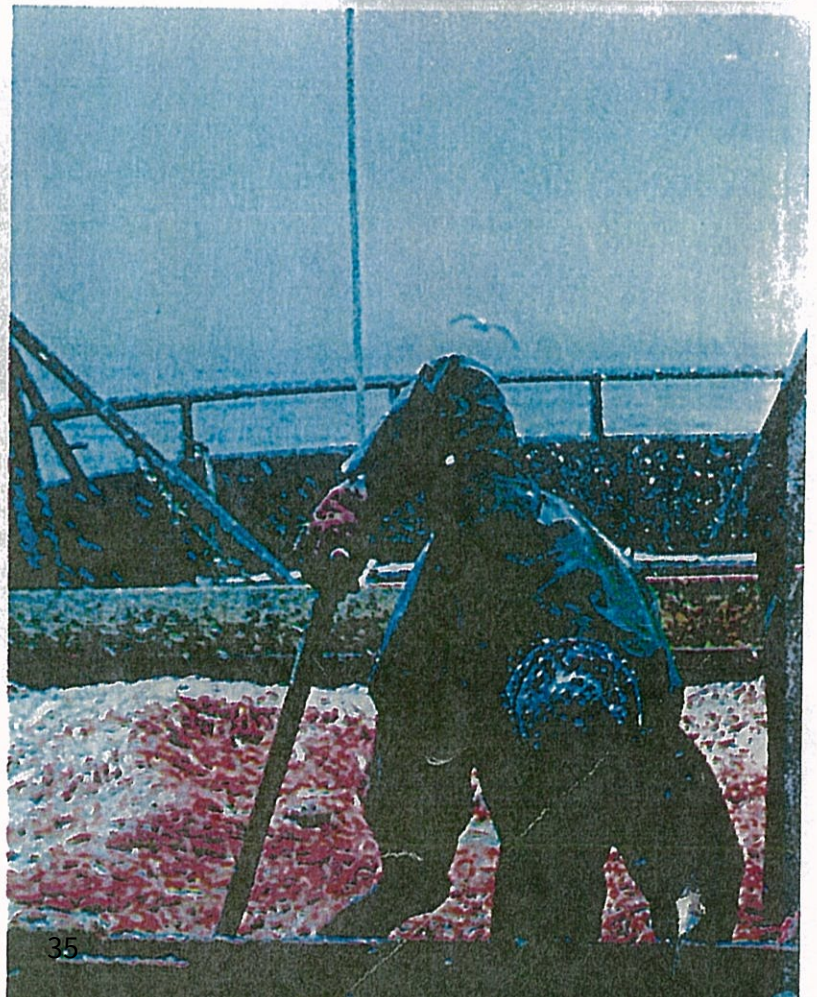


LOREN FLAGG



FRANK TUPPER

Right—The *Miss Charlotte*, a king crab boat at Homer.



was immediately impressed by the productivity of Kachemak Bay. I had spent the previous 5 years working for the Massachusetts Division of Marine Fisheries and the Florida Game and Fresh Water Fish Commission, after graduating from the University of Massachusetts in 1963. Much of my work with these two east coast states involved assessing fish populations—shellfish in Massachusetts and freshwater fin fish in the Florida Everglades. As a fisheries management biologist in Alaska, I have also been closely involved with population assessments of various fish and shellfish. Kachemak Bay is extremely productive in relation to any fresh- or salt-water environment I have seen.

Today I am area biologist for Cook Inlet, responsible for commercial fisheries management for the area north of Cape Douglas and west of Cape Fairfield, including the Barren Islands, about 51,000 square miles—or an area about the size of the state of New York. There are about 13,000 square miles of marine waters within this area, and nearly all of it is exploited by commercial fishermen to some degree. Kachemak Bay, in Lower Cook Inlet, is 35 miles long, averaging 10

miles in width. Although this bay is only about 2.6 percent of my management area (350 square miles), it contributes more than 60 percent of the shellfish.

The Kachemak Bay commercial fishery in 1973 produced 5.2 million pounds of shrimp of five species (pink, humpy, coonstripe, sidestripe and spot), 3.8 million pounds of tanner crab (marketed as "snow crab"), 2.1 million pounds of king crab, and 300,000 pounds of Dungeness crab. Also, 565,000 pounds of salmon and 407,500 pounds of herring.

Thus, the 1973 total commercial harvest of Kachemak was more than 12 million pounds, worth about \$3.5 million to fishermen. This does not include an undetermined yet substantial catch of halibut, records of which are kept by the International Pacific Halibut Commission.

More than 90 percent of the Kachemak Bay commercial catch is taken from an area of about 100 square miles, or 64,000 acres, and in 1973 the catch from this main fishing ground was nearly 200 pounds per acre. Seafood produced from Kachemak Bay helps to support five major processing plants which employ several hundred workers.

Evan Haynes, fisheries researcher for the National Marine Fisheries Service, who is stationed at Kachemak Bay, recently told a special state senate Fisheries Committee that the abundance of shellfish larvae in Kachemak Bay was the greatest he had ever found, and that survival of king crab larvae to the adult stage in Kachemak was "fantastically high."

Kachemak Bay is also the spawning area for huge numbers of king crab that migrate toward the Gulf of Alaska—at least as far as the Barren Islands.

Kachemak Bay also supports recreational and subsistence fisheries on a variety of species, but catch records for these are not compiled. An indication of the importance of this came from a survey made by the Sport Fish Division of the Department of Fish and Game during June through August 1973, when 31,000 man days of fishing were recorded—the highest-use sport fishery in Alaska. This included shore anglers only, and ignored charter boat and small boat fishing. Shore anglers took about 50,000 fin fish, including tomcod, sole, flounders, greenling, rockfish, halibut, salmon and Dolly Varden. Another 92,000 shrimp and crab of various species were taken.

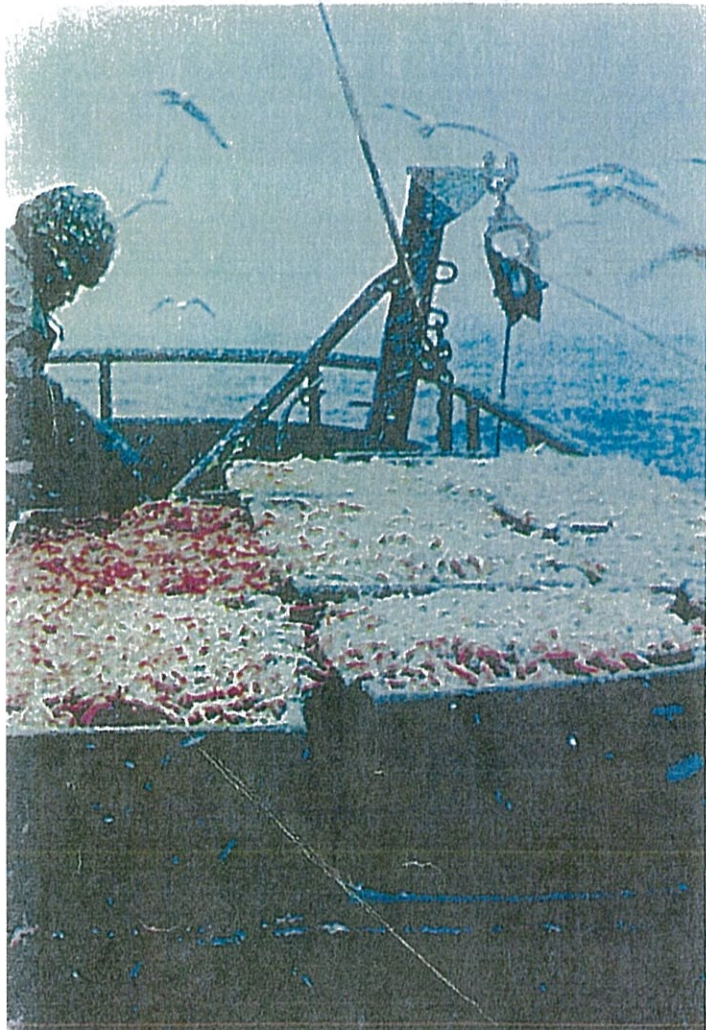
Several species of clams are taken by recreational and subsistence fishermen in Kachemak. Most sought after are the basket cockle, butter clam, razor clam and littleneck clam. Most clamming takes place between March and July. On good minus tides that occur over weekends, there are usually 100 or more clambers along the Homer Spit, which projects 4 miles into the north side of the bay. Another popular clamming area is at McDonald Spit, on the south shore, where 30 to 40 clambers usually appear on a good tide. Local clambers even dig here during winter, braving the cold for a tasty midwinter feast.

The full fishery potential of Kachemak Bay has not been realized. Bottom fish such as sole, flounder, pollack and rockfish may one day help support commercial fishermen. There are also sea urchins, whelks, octopus and Pacific scallops in the bay that may also one day provide food for a protein-hungry world.

We can expect to harvest all of these high quality and abundant seafoods into perpetuity—for they are renewable—provided we don't overharvest, and provided we protect the delicate environment of this now-clean, scenic and productive bay.

Kachemak Bay is truly a bay of abundance. It may even be the richest bay in the world. □

DAN HENNICK



Above—Reubin Call of Homer, with a few of the fresh littleneck clams produced on the shores of Kachemak Bay.

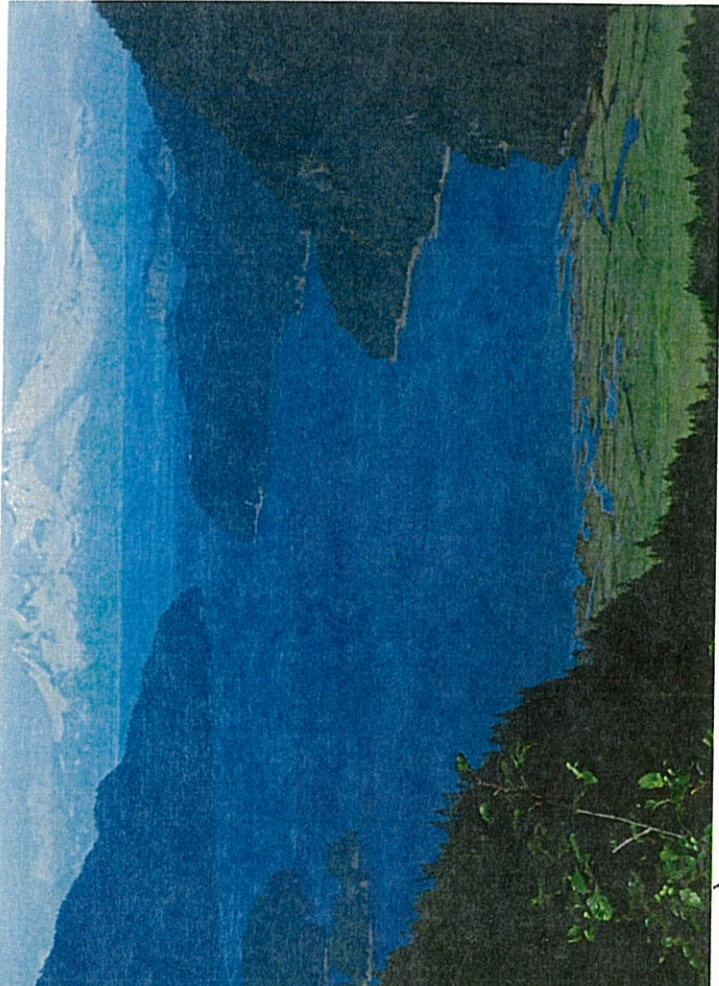
Left—Boxing trawl-caught shrimp, predominantly pinks and humpies, in a snowstorm.



B) JUNE



D



A) 37

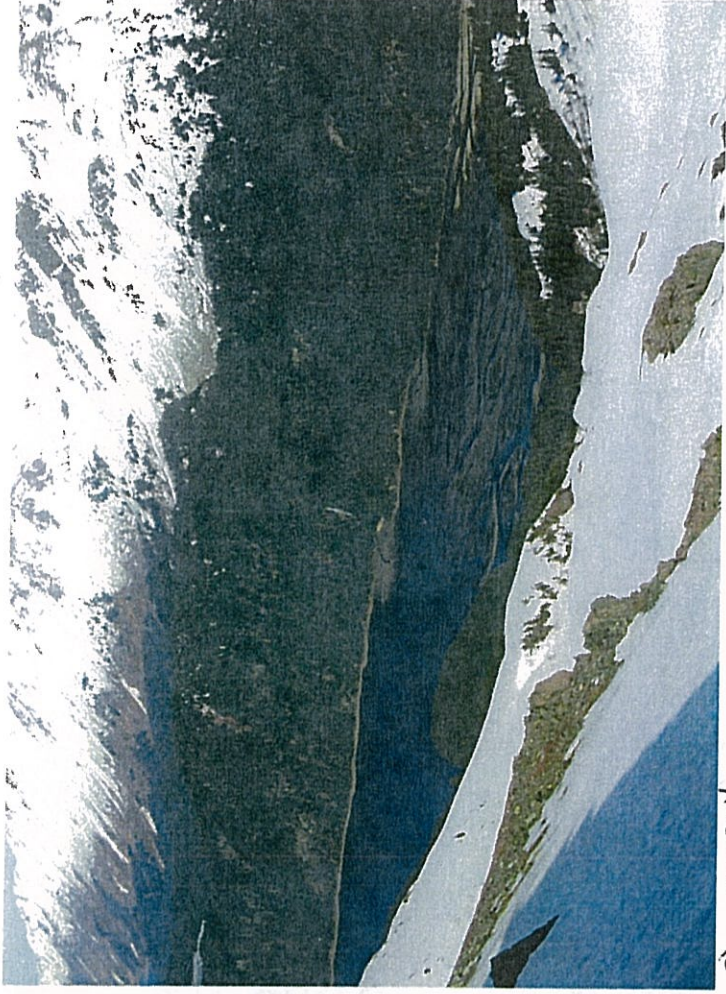


C

A) - Shows well the most Development free Bay, Especially at the Head of The Bay in Kachamak Bay, CIAA Seeks to Dominate This Area from Late Feb - To August - ~~They~~ They tend to gloss over the Set up, dragging the new pens around, The Anchoring systems and The Harvest months with Tenders and all the industrial size Commercial Activity - For Artificial production of Pink-Salmon 90 Times larger than the Natural eco-system can hold.



A) 30 See REVERSE SIDE LATE APRIL



B) MARCH



C) 1 hour hike in the wilderness trail leading back



D) 1 hr. 1-min. in m.l. March

A) Typical WATER EXIT - This exit strategy FLOATS the Tutken River out through the tide SLATS for a water pick-up + Drop off Right in the center of where CIAA/F+S is Forcing in the NET PEN commercial infrastructure creating Conflict

B) On Most Still Days The water fall is clearly heard from this elevation, This ~~will~~ ^{would} be replaced with sounds of generators, Sprayers and commercial activity of urban character - completely against AK Statute.

Also, is the 90's when I first started skiing here Seldom would I see a boat, Now, on almost everyday when we are up Above The falls I will watch anywhere from 4-10 Boat idle in, hang out around the water fall for 30 min to an hour then mosey back out. The Net Pen infrastructure will effectively stop this ever increasingly sought out NATURAL Beauty.



41



5) Mmoch



FRACE Ridge looking back to home



6) Mmoch - river's c. 1

A) - it is virtually impossible for my guests During our guided trips to not spend much of their time gawking at this incredible beauty + Soaking In The wilderness Values That The park Has been set aside to provide - CIA's Industrial Park of urban development Destroys The Values Our guests PAY for to experience.

B) Sedovia's family's and kid programs using The Tutka wilderness Area