



City of Homer

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Memorandum

Agenda Changes/Supplemental Packet

TO: MAYOR WYTHE AND HOMER CITY COUNCIL

FROM: JO JOHNSON, MMC, CITY CLERK

DATE: MAY 9, 2016

SUBJECT: AGENDA CHANGES AND SUPPLEMENTAL PACKET

CITY ATTORNEY REPORT

City Attorney Report – April 2016

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RECOMMENDATION:

Voice consensus to changes under Agenda Approval.

Fiscal Note: N/A



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MEMORANDUM

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

FROM: HOLLY C. WELLS

RE: CITY ATTORNEY REPORT FOR APRIL 2016

FILE NO.: 506,742.23

DATE: MAY 9, 2016

The following summarizes our activities as City Attorney during the month of April 2016.

City Council. Tom Klinkner attended the April 11 Council meeting.

City Manager. I worked with the City Manager on drafting a memorandum of understanding with Homer Electric Association for the Waddell Way construction project. I attended a department head meeting and followed up on legal questions from the meeting. We drafted ordinances to establish matching grant programs for recreational facilities. We drafted an ordinance revising the special assessment district initiation requirement, and a memorandum to the Council on the same subject. We advised the City Manager regarding the procedure for retaining tax-foreclosed property for a public purpose, and drafted an ordinance to retain such a property in the Bridge Creek Watershed.

Marijuana Regulation. We updated the Homer marijuana resource book. We drafted an ordinance repealing the City's prohibition of drug paraphernalia.

Natural Gas Assessments. We advised the City Clerk regarding payment of an assessment upon property sale. We drafted an ordinance revising the penalty and interest structure for assessment installments.

Planning Department. I reviewed a rezoning application and drafted a rezoning ordinance. I reviewed the pending tower regulation ordinance with the Planning Director.

Public Works Department. We drafted construction contract documents and an agreement for environmental services.

Port & Harbor. We drafted a crane usage agreement for the Small Boat Harbor.

Parks & Recreation. We drafted a permit form for private groups to use City park facilities.

H.A.R.T. Program. We advised the City Manager regarding whether voter approval is required to change the purposes for which H.A.R.T. funds are spent.

Griswold v. City of Homer. We prepared supplemental briefing on the awarding of attorney's fees to the City in this public record appeal, and followed up on the provision of records as required by the court's decision.

Clear Creek Cat Rescue v. City of Homer. We finalized defense arrangements for the City and the Chief of Police in this action.

I will be available to answer questions regarding these matters at the May 9, 2016 Council meeting.

cc: Katie Koester
Jo Johnson

HCW/