

City Council  
April 25, 2016  
Monday



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

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

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# April

<b>Monday 25<sup>th</sup>:</b>	<b>CITY COUNCIL</b> Committee of the Whole 5:00 p.m. and Regular Meeting 6:00 p.m.
<b>Wednesday 27<sup>th</sup>:</b>	<b>PUBLIC SAFETY BUILDING REVIEW COMMITTEE</b> Worksession 8:00 a.m. – 3:00 p.m.
	<b>PORT AND HARBOR ADVISORY COMMISSION</b> Regular Meeting 5:00 p.m.
<b>Thursday 28<sup>th</sup>:</b>	<b>CANNABIS ADVISORY COMMISSION</b> Regular Meeting 5:30 p.m.
<b>Tuesday 3<sup>rd</sup>:</b>	<b>LIBRARY ADVISORY BOARD</b> Regular Meeting 5:30 p.m.
<b>Wednesday 4<sup>th</sup>:</b>	<b>PLANNING COMMISSION</b> Worksession 5:30 p.m. and Regular Meeting 6:30 p.m.
<b>Thursday 5<sup>th</sup>:</b>	<b>PUBLIC SAFETY BUILDING REVIEW COMMITTEE</b> Worksession 5:30 p.m.
<b>Monday 9<sup>th</sup>:</b>	<b>CITY COUNCIL</b> Worksession 4:00 p.m., Committee of the Whole 5:00 p.m., and Regular Meeting 6:00 p.m.

## Regular Meeting Schedule

Library Advisory Board 1<sup>st</sup> Tuesday with the exception of January,  
April, August and November 5:30 p.m.  
Economic Development Advisory Commission 2<sup>nd</sup> Tuesday 6:00 p.m.  
Parks and Recreation Advisory Commission 3<sup>rd</sup> Thursday with the exception of  
July, December and January 5:30 p.m.  
Planning Commission 1<sup>st</sup> and 3<sup>rd</sup> Wednesday 6:30 p.m.  
Port and Harbor Advisory Commission 4<sup>th</sup> Wednesday 5:00 p.m. (May-August 6:00 p.m.)  
Cannabis Advisory Commission 4<sup>th</sup> Thursday 5:30 p.m.  
Public Arts Committee Quarterly 2<sup>nd</sup> Thursday 5:00 p.m.  
Permanent Fund Committee Quarterly 2<sup>nd</sup> Thursday 5:15 p.m.

## MAYOR AND CITY COUNCILMEMBERS AND TERMS

BETH WYTHE, MAYOR – 16  
BRYAN ZAK, COUNCILMEMBER - 16  
DAVID LEWIS, COUNCILMEMBER – 17  
GUS VAN DYKE, COUNCILMEMBER – 16  
CATRIONA REYNOLDS, COUNCILMEMBER – 17  
DONNA ADERHOLD, COUNCILMEMBER – 18  
HEATH SMITH, COUNCILMEMBER – 18

City Manager, Katie Koester  
City Attorney, Holly Wells

<http://cityofhomer-ak.gov/cityclerk> for home page access, Clerk's email address is: [clerk@ci.homer.ak.us](mailto:clerk@ci.homer.ak.us) Clerk's office phone  
number: direct line 235-3130,  
other number 435-3106



HOMER CITY COUNCIL  
491 E. PIONEER AVENUE  
HOMER, ALASKA  
[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)



COMMITTEE OF THE WHOLE  
5:00 P.M. MONDAY  
APRIL 25, 2016  
COWLES COUNCIL CHAMBERS

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

### COMMITTEE OF THE WHOLE AGENDA

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

Councilmember Zak has requested telephonic participation.

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

**3. Ordinance 16-10**, An Ordinance of the City Council of Homer, Alaska, Amending the 2016 Operating Budget to Allow for the Completion of the 2016 Streets Repaving Project Utilizing Homer Accelerated Roads and Trails (HART) Funds in an Amount Not to Exceed \$638,000. City Manager/Public Works Director. Introduction March 14, 2016, Public Hearing March 29, 2016. Reconsidered April 11, 2016 and Postponed to April 25, 2016. Page 233

Memorandums 16-043, 16-062, and 16-072 from Public Works Superintendent as backup. Pages 237/243/261

**4. HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) AND HOMER ACCELERATED ROADS AND TRAILS (HART) FUNDING AVAILABILITY**

**5. CONSENT AGENDA**

**6. REGULAR MEETING AGENDA**

**7. COMMENTS OF THE AUDIENCE**

**8. ADJOURNMENT NO LATER THAN 5:50 P.M.**

Next Regular Meeting is Monday, May 9, 2016 at 6:00 p.m., Committee of the Whole 5:00 p.m., and Worksession 4:00 p.m. A Worksession is scheduled for Monday, May 16, 2016 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.

CALL TO ORDER  
PLEDGE OF ALLEGIANCE  
AGENDA APPROVAL



HOMER CITY COUNCIL  
491 E. PIONEER AVENUE  
HOMER, ALASKA  
[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)



REGULAR MEETING  
6:00 P.M. MONDAY  
APRIL 25, 2016  
COWLES COUNCIL CHAMBERS

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

## REGULAR MEETING AGENDA

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

### 1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Councilmember Zak has requested telephonic participation.

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

### 2. AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

### 3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

### 4. RECONSIDERATION

- A. **Resolution 16-029(S)**, A Resolution of the City Council of Homer, Alaska, Amending the Beach Policy for Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited to Add an Exception to the Southern End of the Vacated Easement Formally Known as Shirlene Circle and the Area West of Bishop's Beach Park Access Between the South End of Mariner Park Beach to the East End of the Seawall From October 1 Through March 31 Solely for the Purpose of Gathering Sand and Coal. Reynolds. *Reconsideration issued by Councilmember Reynolds April 12, 2016.* Page 21

## 5. CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Regular meeting minutes of April 11, 2016. City Clerk. Recommend adoption. Page 25
- B. **Memorandum 16-067**, from Mayor Wythe, Re: Appointment of Sarah Richardson to the Economic Development Advisory Commission. Page 51
- C. **Memorandum 16-068**, from Deputy City Clerk, Re: Liquor License for Young's Downtown Restaurant and Inn. Page 55
- D. **Ordinance 16-19**, An Ordinance of the City Council of Homer, Alaska, Determining to Retain For a Public Purpose Tax Foreclosed Property in the Homer Recording District, Third Judicial District, State of Alaska Described as SW1/4 NW1/4 Section 4 Township 6S Range 13W Seward Meridian, KPB Tax Parcel No. 173-052-19, Located in the Vicinity of Easy Street and Quinalt Avenue, Last Owner of Record Debra Good. City Manager. Recommended dates: Introduction April 25, 2016, Public Hearing and Second Reading May 9, 2016. Page 103
- E. **Ordinance 16-20**, An Ordinance of the City Council of Homer, Alaska, Amending Subsection (A) of HCC 17.04.040, Initiation of District, to Provide That a Special Assessment District May Be Initiated By a Petition Signed By the Record Owners of Real Property That Would Bear Not Less Than 50 Percent of the Assessed Cost of the Improvement. Smith. Recommended dates: Introduction April 25, 2016, Public Hearing and Second Reading May 9, 2016. Page 113
- Memorandum 16-070 from City Attorney as backup. Page 117
- F. **Resolution 16-042**, A Resolution of the City Council of Homer, Alaska, Authorizing the Formation of the Kachemak Drive Phase III Water and Sewer Special Assessment District, and Authorizing the City Manager to Proceed With the Preparation and Construction of the Project. City Clerk. Recommend adoption. Page 119



- G. **Resolution 16-043**, A Resolution of the Homer City Council Approving the City of Homer 2016 Land Allocation Plan. Mayor/City Council. Recommend adoption.  
Page 135
- H. **Resolution 16-045**, A Resolution of the City Council of Homer, Alaska, Requesting That the Kenai Peninsula Borough Categorize Snack Food as Prepared Food and Categorize Diapers and Feminine Hygiene Products as Essential Goods for Sales Tax Purposes. Lewis. Recommend adoption.  
Page 137
- I. **Resolution 16-046**, A Resolution of the City Council of Homer, Alaska, Opposing the Proposed Update to Annex B of the Alaska Federal/State Preparedness Plan for Response to Oil and Hazardous Substance Discharges/Releases (Unified Plan). Aderhold. Recommend adoption.  
Page 145
- J. **Memorandum 16-071**, from Special Projects and Communications Coordinator, Re: Capital Improvement Plan Schedule for 2017 - 2022 & FY 2018 Legislative Requests.  
Page 147

**6. VISITORS**

- A. Joy Steward, Homer Foundation, 10 minutes
- B. Week of the Young Child, Lisa (Red) Asselin Martin, 10 minutes
- C. Safe & Healthy Kids Fair Committee, Mike Illg and Ginny Espenshade, 10 minutes  
Page 153

**7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS**

- A. Mayor's Proclamation - Week of the Young Child, April 24 - 30, 2016  
Page 157
- B. Mayor's Proclamation – Municipal Clerks Week, May 1 – 7, 2016  
Page 159
- C. Mayor's Proclamation – Parkinson's Awareness Month, April 2016  
Page 161
- D. Mayor's Proclamation – Clean-Up, Clean-Out, Spruce-Up Day, May 7, 2016  
Page 163
- E. Borough Report
- F. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
  - a. Minutes of March 16, 2016 Page 165

3. Economic Development Advisory Commission

4. Parks and Recreation Advisory Commission

5. Port and Harbor Advisory Commission

- a. Memorandum 16-069 from Deputy City Clerk, Re: Port and Harbor Advisory Commission Recommendation to Allow Retail Marijuana on the Spit. Page 169

6. Cannabis Advisory Commission

## **8. PUBLIC HEARING(S)**

- A. **ERIC LANE LILLIAN WALLI SUBDIVISION ROAD, DRAINAGE AND SEWER SPECIAL ASSESSMENT DISTRICT** Page 177

- B. **Ordinance 16-18(A)**, An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of ~~\$900,000~~ **\$225,000** From the Permanent Fund to the Recreational Facility Matching Grant Fund. Lewis. Introduction April 11, 2016, Public Hearing and Second Reading April 25, 2016.

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## **9. ORDINANCE(S)**

- A. **Ordinance 16-21**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$189,000 From the General Fund to The Homer Foundation for Purposes of Constructing the South Peninsula Athletic and Recreation Center. Lewis/Smith. Recommended dates: Introduction April 25, 2016, Public Hearing and Second Reading May 9, 2016.

Page 195

**10. CITY MANAGER’S REPORT**

A. City Manager’s Report Page 209

B. Bid Report Page 225

**11. CITY ATTORNEY REPORT**

**12. COMMITTEE REPORT**

A. Public Arts Committee

B. Employee Committee Report

C. Public Safety Building Review Committee

D. Americans with Disabilities Compliance Committee

**13. PENDING BUSINESS**

A. **Ordinance 16-10**, An Ordinance of the City Council of Homer, Alaska, Amending the 2016 Operating Budget to Allow for the Completion of the 2016 Streets Repaving Project Utilizing Homer Accelerated Roads and Trails (HART) Funds in an Amount Not to Exceed \$638,000. City Manager/Public Works Director. Introduction March 14, 2016, Public Hearing March 29, 2016. Reconsidered April 11, 2016 and Postponed to April 25, 2016. Page 233

Memorandums 16-043, 16-062, and 16-072 from Public Works Superintendent as backup. Pages 237/243/261

B. ***If Reconsidered: Resolution 16-029(S)***, A Resolution of the City Council of Homer, Alaska, Amending the Beach Policy for Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited to Add an Exception to the Southern End of the Vacated Easement Formally Known as Shirlene Circle and the Area West of Bishop’s Beach Park Access Between the South End of Mariner Park Beach to the East End of the Seawall From October 1 Through March 31 Solely for the Purpose of Gathering Sand and Coal. Reynolds. Page 21

**Resolution 16-029(S-2)**, A Resolution of the City Council of Homer, Alaska, Amending the Beach Policy for Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited, to Prohibit Vehicles on the Beach at the Bottom of Airport Access Road, to Add An Exception Allow Vehicles From To the Southern End of the Vacated Easement Formally Known as Shirlene Circle to the East, to Prohibit Motor Vehicles to the East of Bishop's Beach Park Access, to Prohibit Motor Vehicles South of Mariner Park, and to Allow Motor Vehicles and the Area West of Bishop's Beach Park Access Between the South End of Mariner Park Beach to the East End of the Seawall From October ~~31~~ 1 Through March ~~1~~ 31 Solely for the Purpose of Gathering Sand and Coal. Reynolds. Page 271

- C. **Resolution 16-041**, A Resolution of the City Council of Homer, Alaska, Amending the Homer Accelerated Roads and Trails Program (HART) Policy Manual to Change the Allocation of Costs for Street Reconstruction and New Street Construction, and the Basis for Assessing Such Costs; Amending the HART and Homer Accelerated Water and Sewer Program (HAWSP) Policy Manuals to State That Expenditures Under Each Program is Subject to the Availability of Funds; and Referring Other Revisions of the HART Policy Manual to the Homer Advisory Planning Commission for Its Review and Recommendations. City Manager. Postponed to April 25, 2016. Recommend Public Hearing May 9, 2016. Page 287

Memorandum 16-063 from City Manager as backup. Page 291

**Resolution 16-041(S)**, A Resolution of the City Council of Homer, Alaska, Amending the Homer Accelerated Roads and Trails Program (HART) Policy Manual to Change the Allocation of Costs for Street Reconstruction and New Street Construction, and the Basis for Assessing Such Costs; Amending the HART and Homer Accelerated Water and Sewer Program (HAWSP) Policy Manuals to State That Expenditures Under Each Program is Subject to the Availability of Funds; and Referring Other Revisions of the HART Policy Manual to the Homer Advisory Planning Commission for Its Review and Recommendations. City Manager. Page 289

#### 14. NEW BUSINESS

#### 15. RESOLUTIONS

- A. **Resolution 16-044**, A Resolution of the City Council of Homer, Alaska, Supporting Kenai Peninsula Borough Ordinance 2016-09, Amending KPB 5.18.200 to Change the

Seasonal Exemption From Sales Taxes of Non-Prepared Food Items to Apply From  
October 1 to March 31 of Each Year. Lewis. Page 319

- 16. COMMENTS OF THE AUDIENCE**
- 17. COMMENTS OF THE CITY ATTORNEY**
- 18. COMMENTS OF THE CITY CLERK**
- 19. COMMENTS OF THE CITY MANAGER**
- 20. COMMENTS OF THE MAYOR**
- 21. COMMENTS OF THE CITY COUNCIL**

**22. ADJOURNMENT**

Next Regular Meeting is Monday, May 9, 2016 at 6:00 p.m., Committee of the Whole 5:00 p.m., and Worksession 4:00 p.m. A Worksession is scheduled for Monday, May 16, 2016 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.



PUBLIC COMMENTS  
UPON MATTERS  
ALREADY ON THE AGENDA





# RECONSIDERATION



CITY OF HOMER  
HOMER, ALASKA

Reynolds

RESOLUTION 16-029(S)

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING THE BEACH POLICY FOR OPERATING, STOPPING OR  
PARKING OF MOTOR VEHICLES IN BEACH AREAS PROHIBITED TO  
ADD AN EXCEPTION TO THE SOUTHERN END OF THE VACATED  
EASEMENT FORMALLY KNOWN AS SHIRLENE CIRCLE AND THE  
AREA WEST OF BISHOP'S BEACH PARK ACCESS BETWEEN THE  
SOUTH END OF MARINER PARK BEACH TO THE EAST END OF THE  
SEAWALL FROM OCTOBER 31 1 THROUGH MARCH 31 SOLELY  
FOR THE PURPOSE OF GATHERING SAND AND COAL.

WHEREAS, The Homer City Council adopted Ordinance 16-05(S-2)(A-2) at the February  
22, 2016 regular council meeting; and

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the definitions of Berm, Storm  
berm, Submerged Land, Tideland, Beach Area and Motor Vehicle; and**

WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating, stopping  
or parking of motor vehicles in beach areas ~~prohibited~~ to allow motor vehicles ~~in~~ **from** the  
southern end of the vacated easement formally known as Shirlene Circle and ~~the area west of~~  
Bishop's Beach and **to the east; and**

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating,  
stopping or parking of motor vehicles in beach areas to allow motor vehicles from the  
southern end of Mariner Park** and to the east end of the seawall from October 31 through  
March 1 solely for the purpose of gathering sand and coal; and

**WHEREAS, Ordinance 16-13 amended the exceptions to operating, stopping or  
parking of motor vehicles in beach areas to allow motor vehicles from the southern end  
of Mariner Park to the east end of the seawall from October 1 through March 31 solely  
for the purpose of gathering sand and coal; and**

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating,  
stopping or parking of motor vehicles in beach areas to prohibit motor vehicles to the**

**east of Bishop's Beach Park, to the south of Mariner Park, and at the bottom of the Airport Access Road; and**

WHEREAS, Ordinance 16-05(S-2)(A-2) also prohibits a person to operate, stop or park a motor vehicle within or upon privately owned property in a beach area without the permission of the property owner.

WHEREAS, It is necessary to amend the Beach Policy to incorporate these amendments.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, hereby amends the Beach Policy for operating, stopping or parking of motor vehicles in beach areas prohibited, **to prohibit vehicles on the beach at the bottom of Airport Access Road,** to add an exception **allow vehicles from** to the southern end of the vacated easement formally known as Shirlene Circle **to the east, to prohibit motor vehicles to the east of Bishop's Beach Park access, to prohibit motor vehicles south of Mariner Park, and to allow motor vehicles** and the area west of Bishop's Beach park access between the south end of Mariner Park beach to the east end of the seawall from October ~~31~~ **1** through March ~~1~~ **31** solely for the purpose of gathering sand and coal.

PASSED AND ADOPTED by the Homer City Council on this 11<sup>th</sup> day of April, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A

# CONSENT AGENDA



Session 16-08 a Regular Meeting of the Homer City Council was called to order on April 11, 2016 at 6:00 p.m. by Mayor Mary E. Wythe at the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

**PRESENT:** COUNCILMEMBERS: ADERHOLD, LEWIS, REYNOLDS, SMITH, VAN DYKE, ZAK

STAFF:

CITY MANAGER KOESTER  
CITY CLERK JOHNSON  
CITY ATTORNEY KLINKNER  
CITY PLANNER ABBODD  
FIRE CHIEF PAINTER  
PROJECT MANAGER ADERHOLD  
PUBLIC WORKS SUPERINTENDENT GARDNER  
POLICE CHIEF ROBL  
PORT AND HARBOR DIRECTOR HAWKINS

Mayor Wythe asked for a moment of silence for Mary Epperson who passed away today.

Council conducted a Worksession from 4:00 p.m. to 4:55 p.m. with community leaders to discuss Drug Use in Homer - Heroin Epidemic. From 5:02 p.m. to 5:48 p.m. Council met as a Committee of the Whole to discuss the 2016 Land Allocation Plan, Resolution 16-041, Memorandums 16-059, 16-061, and 16-063 along with Consent and Regular Meeting Agenda items.

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

## **AGENDA APPROVAL**

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

The following changes were made: **ORDINANCES** - **Ordinance 16-18**, An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$900,000 From the Permanent Fund to the Recreational Facility Matching Grant Fund. Lewis. Written public comments. **CITY ATTORNEY REPORT** - City Attorney's Report - March 2016.

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

LEWIS/ADERHOLD - SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

### **PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA**

Barb Brodowski, city resident, commented on Ordinance 16-18 in light of the 2016 budget shortfall. The \$900,000 could have covered three-quarters of that budget deficit. She called attention to the City's needs including police and public works' vehicles replacement, funding depreciation, COLA for city employees, roof repair for City Hall, and Police personnel to address the heroin epidemic.

### **RECONSIDERATION**

- A. **Ordinance 16-10**, An Ordinance of the City Council of Homer, Alaska, Amending the 2016 Operating Budget to Allow for the Completion of the 2016 Streets Repaving Project Utilizing Homer Accelerated Roads and Trails (HART) Funds in an Amount Not to Exceed \$638,000. City Manager/Public Works Director. Introduction March 14, 2016, Public Hearing and Second Reading March 29, 2016. Reconsideration issued by Councilmember Zak on March 29, 2016.

Memorandums 16-043 and 16-062 from Public Works Superintendent as backup.

Mayor Wythe called for a motion for the reconsideration of Ordinance 16-10.

ZAK/SMITH - SO MOVED.

Councilmembers Zak, Smith, and Van Dyke voiced concern over the use of funds to rebuild the roads at this time and asked for temporary repair costs.

Dan Gardner, Public Works Superintendent, advised Council they can postpone repaving all the designated roads. Bunnell and Beluga access to the beach has thin asphalt that needs to be replaced as it is cracking all over. Roads in need of repaving can be fixed with a crack sealing material. Repaired roads require sweeping more often, taking several passes to clean them. At this time none of the streets in the proposed project are impassable, but from a bidding standpoint it is more cost effective to pave more at a time.



VOTE: YES. SMITH, ZAK, VAN DYKE

VOTE: NO. LEWIS, ADERHOLD, REYNOLDS

Mayor Wythe broke the tie with a YES vote.

Motion carried.

See Pending Business.

## CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Regular meeting minutes of March 29, 2016. City Clerk. Recommend adoption.
- B. **Memorandum 16-058**, from Mayor Wythe, Re: Appointments of Anders Gustafson to the Economic Development Advisory Commission and Mark Zeiset to the Port and Harbor Advisory Commission.
- C. **Resolution 16-037**, A Resolution of the City Council of Homer, Alaska, Amending the Parks and Recreation Advisory Commission Bylaws, Regular Meetings, Chair or Vice Chair to Conduct Agenda Review. City Clerk/Parks and Recreation Advisory Commission. Recommend adoption.

Memorandum 16-060 from Parks and Recreation Advisory Commission as backup.

- D. **Resolution 16-038**, A Resolution of the City Council of Homer, Alaska, Supporting the Soccer Association of Homer's South Peninsula Athletic and Recreation Center (SPARC) Facility. Reynolds. Recommend adoption.
- E. **Resolution 16-039**, A Resolution of the City Council of Homer, Alaska, Expressing Support for the Remote Transactions Parity Act. Reynolds. Recommend adoption.

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

REYNOLDS/LEWIS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

## **VISITORS**

### **A. Rachel Lord, Cook Inletkeeper Upcoming Projects**

Rachel Lord reported the Cook Inletkeeper started in 1995 to protect Cook Inlet and now has offices in Soldotna, Anchorage, and Talkeetna. They work for clean water, healthy salmon, engaged Alaskans, clean energy, strong communities, and recently food security and the local food movement. About 95% of Alaska's food is shipped from Outside, creating a large carbon footprint. In Alaska direct farmer sales have risen 32% and the USDA has spent over \$4M in high tunnel grants, much being spent in this area. At last count Kenai Peninsula farms produced nearly \$2M in crops and livestock per year and 34% of Alaska farms producing food for direct sales are on the peninsula. A successful grant funded a pilot food hub, essentially an online farmers' market. The food hub can aggregate foods, crafts, and fish to an online platform for consumers to purchase items. There will be Homer and Kenai/Soldotna options to sell and procure locally made goods and foods. The weekly cycle starts on Friday. As a customer you can log into the system and shop and change cart items up until Monday at 10:00 p.m. Producers and vendors will then be notified of everything purchased from them. Vendors drop off goods and customers pick them up on Wednesday at the Kachemak City Community Center. For more information: [www.kenaifoodhub.com](http://www.kenaifoodhub.com) and Facebook. The first shopping period starts April 29<sup>th</sup>. Their hope is that the pilot is successful and after the two-year grant period it becomes independent.

The clean boating discount program is underway with a free class online to qualify for a discount card at multiple businesses. Cook Inletkeeper has convened a derelict vessel task force and are working on a rewrite of state statutes for derelict vessels to present to the legislature at the next session. Electronics recycling will be at SBS on April 23<sup>rd</sup> from 10:00 a.m. to 3:00 p.m. with all electronic devices for free. Ms. Lord asked people to remember Jeff Wraley who was an electronics recycling volunteer since 2006. On May 25<sup>th</sup> from 6:00 p.m. to 9:00 p.m. there will be a panel discussion on the 40<sup>th</sup> anniversary of the George Ferris, a jackup rig getting its legs stuck in Kachemak Bay.

## **ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS**

### **A. Mayor's Proclamation, National Library Week, April 10 - 16, 2016**

Mayor Wythe read and presented the proclamation to Andy Haas.

B. Borough Report

Kenai Peninsula Borough Assembly Member Kelly Cooper reported an ordinance was brought before the Assembly on April 5<sup>th</sup> for a ballot question to prohibit marijuana in the borough. At that meeting over 100 people testified. The ordinance will be continued to the Assembly's next meeting in Seward and people may testify at the legislative building in Homer. The marijuana task force spent a year with regulations to manage marijuana and everyone thought we were moving in that direction. The timing of the ordinance is concerning as people in the businesses have spent thousands of dollars.

On May 3<sup>rd</sup> there is a public hearing to change the seasonal tax exemption on nonprepared foods to October 1<sup>st</sup> through March 31<sup>st</sup>. There will also be an ordinance to abolish the South Peninsula Hospital Service Area Board. The healthcare task force presented their findings that based on our geographic location and climate both hospital facilities are viable and necessary. There was no recommendation for merging or selling either hospital. The hospitals could partner and coordinate better on some items. The healthcare task force has asked both boards to meet and find areas they can partner on and to bring that to the task force.

Ms. Cooper attended the stakeholders meeting today for the Soccer Association to place their building on borough land. She encouraged the Council to support their efforts as winter activities are needed for all ages. The Borough has not looked at any funding for the project other than providing the land.

C. Commissions/Board Reports:

1. Library Advisory Board

Marcia Kuszmaul, Library Advisory Board Member, reported this is National Library Week and all libraries across the nation are celebrating Libraries Transform. We have a great library and it is a pleasure to work with Ann and her staff. In the first three months of 2016 checkouts are 19% ahead of last year, computer sessions are up 7% from 2015, and meeting room usage has increased by 67% with 27 groups using the meeting room each month. In last year's summer reading program 845 kids participated. The library is an immense resource in the community for education, employment, entrepreneurship, empowerment, and for community engagement. In economic downturns people turn to libraries.

2. Homer Advisory Planning Commission
  - a. Minutes of March 16, 2016
3. Economic Development Advisory Commission

Councilmember Smith reported they meet tomorrow and have Mr. Gustafson newly appointed. There are openings on the commission.

4. Parks and Recreation Advisory Commission

Parks and Recreation Advisory Commissioner Deb Lowney reported the commission is hosting a trails symposium May 3<sup>rd</sup> 5:00 to 8:00 p.m. at Islands and Ocean Visitor Center. More information will follow in a flyer.

5. Port and Harbor Advisory Commission

Port and Harbor Advisory Commissioner Glen Carroll reported the commission passed a motion for harbor rate upgrades. They had spent two years and \$35,000 in studies reviewing rates and chose an option from the Northern Economics study. It is 5 cents per foot per year additional across the board and capped at 86 ft. In addition to the August 3% increase it will build the necessary reserves. The commission will explore what can be done in the harbor to generate jobs, income, and haul-out infrastructure to compete with Seward, Wrangell, and Ketchikan. We are woefully behind. At a time of economic downturn we will be wishing we had done it long ago. Homer is losing millions of dollars in vessel repairs that are going elsewhere.

6. Cannabis Advisory Commission

Councilmember Reynolds reported the next meeting is April 28<sup>th</sup>.

Mayor Wythe called for a recess at 6:51 p.m. and reconvened the meeting at 6:56 p.m.

## **PUBLIC HEARING(S)**

### **A. KACHEMAK DRIVE PHASE III WATER AND SEWER SPECIAL ASSESSMENT DISTRICT**

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

- B. Ordinance 16-09(A)**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of ~~\$39,300~~ **\$54,300** From Port and Harbor Reserves for the Construction of the Sport Fishing Trailer Parking Lot Drainage Improvement and Authorizing the City Manager to Execute All Appropriate Documents Necessary to Complete the Work. City Manager/Port and Harbor Director. Introduction March 14, 2016, Public Hearing and Second Reading March 29, 2016.

Memorandums 16-042 and 16-065 from Port and Harbor Director as backup.

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

Mayor Wythe called for a motion for the adoption of Ordinance 16-09(A) by reading of title only for second and final reading.

LEWIS/REYNOLDS – SO MOVED.

Port and Harbor Director Hawkins advised Council the final grading of the parking lot has been omitted from the project. It will be done later. The drainage is the most important part and the equipment staged at the end of Spit can save us money if we do that portion of the project now.

VAN DYKE/REYNOLDS - MOVED TO AMEND TO REMOVE \$54,300 AND REINSERT \$39,300 AS WAS IN THE ORIGINAL RESOLUTION.

There was no additional discussion.

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

Motion carried.

VAN DYKE/ZAK - MOVED TO AMEND LINE 21 TO ADD: WHEREAS AT A LATER DATE STAFF WILL PRESENT TO COUNCIL A NEW HARBOR RESERVES APPROPRIATION REQUEST FOR THE PURPOSE OF PURCHASING FILL AND FINAL GRADING FOR THE BOAT PARKING LOT DRAINAGE.

There was brief discussion on the project and accounting.

VOTE: (amendment) YES. ADERHOLD, REYNOLDS, LEWIS, ZAK, SMITH, VAN DYKE

Motion carried.

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

Motion carried.

- C. **Ordinance 16-13**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 7.16.020 Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited; Exceptions, to Extend From October 1 to March 31 the Period During Which a Person May Operate, Stop and Park a Motor Vehicle Between the South End of Mariner Park Beach and the East End of the Seawall Solely for the Purpose of Gathering Sand and Coal. Lewis. Introduction March 29, 2016, Public Hearing and Second Reading April 11, 2016.

Memorandum 16-053 from City Clerk as backup.

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

Mayor Wythe called for a motion for the adoption of Ordinance 16-13 by reading of title only for second and final reading.

LEWIS/REYNOLDS - SO MOVED.

The ordinance clarifies the dates in which a person may operate a motor vehicle in beach areas.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- D. **Ordinance 16-14**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.12.020, Permitted Uses and Structures; Regarding the Permission of Detached Dwelling Units in the Rural Residential Zoning District. Planning. Introduction March 29, 2016, Public Hearing and Second Reading April 11, 2016.

Memorandum 16-055 from City Planner as backup.

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

Mayor Wythe called for a motion for the adoption of Ordinance 16-14 by reading of title only for second and final reading.

LEWIS/ZAK – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- E. **Ordinance 16-15**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$9,000 From Port and Harbor Reserves for Homer Spit Parking Signage and Long-Term Boat Trailer Parking Enforcement Improvements. City Manager/Port and Harbor Director. Introduction March 29, 2016, Public Hearing and Second Reading April 11, 2016.

Memorandum 16-056 from Port and Harbor Director as backup.

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

Mayor Wythe called for a motion for the adoption of Ordinance 16-15 by reading of title only for second and final reading.

REYNOLDS/VAN DYKE – SO MOVED.

Port and Harbor Director Hawkins advised Council the funds are for buying signage that harbor staff will install.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- F. **Ordinance 16-16**, An Ordinance of the City Council of Homer, Alaska, Authorizing the Transfer of \$80,000 From the Public Safety Building Project to the Fire Station Improvement Project to Fund Design. Mayor. Introduction March 29, 2016, Public Hearing and Second Reading April 11, 2016.

Mayor Wythe opened the public hearing.

Ken Castner, Public Safety Building Review Committee Chair, commented the ordinance as written is too restrictive for a consolidated approach. A design build approach will permit the Fire Department, architect, contractor, and engineer to do the project as a team. An RFP for a design firm could burn up a few months. We need to find an efficient way to do the job.

Mayor Wythe closed the public hearing.

Mayor Wythe called for a motion for the adoption of Ordinance 16-16 by reading of title only for second and final reading.

ZAK/REYNOLDS – SO MOVED.

ADERHOLD/REYNOLDS - MOVED TO AMEND LINE 25 TO DELETE DESIGN AND ADD SOLICITATION OF SERVICES FOR DESIGN AND BUILD AND THEN GO BACK TO THE OTHER WORDING OF THE FIRE STATION PERMITS AND UPGRADES.



City Manager Koester told Council the word solicitation may require an RFP. She would like staff to have the more flexibility to use the City's contract engineer. It would be the least expensive way to do this.

VOTE: (amendment) NO. REYNOLDS, ADERHOLD, VAN DYKE, ZAK, SMITH, LEWIS

Motion failed.

City Attorney Klinkner advised Council amendments including assess, design, and build could be made in Lines 9, 25, and 30.

Mayor Wythe called for a recess at 7:25 p.m. and reconvened the meeting at 7:33 p.m.

ADERHOLD/LEWIS - MOVED TO AMEND LINE 9 TO CHANGE THE WORD "DESIGN" TO "ASSESSMENT, DESIGN, AND CONSTRUCTION." ON LINE 25 DELETE "TO DESIGN" AND REPLACE THAT WITH "FOR ASSESSMENT, DESIGN, AND CONSTRUCTION." ON LINE 30 DELETE THE WORD "DESIGN" AND INSERT "ASSESSMENT, DESIGN, AND CONSTRUCTION."

There was no discussion.

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

Motion carried.

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

Motion carried.

- G. **Ordinance 16-17(S)**, An Ordinance of the Homer City Council Determining That a Public Purpose Does Not Exist for City Properties Described as Lot 1, Harry Feyer Subdivision, and the Following Located in Section 14, Township 6, Range 13, Seward Meridian: Govt. Lot 3 Lying East of Kachemak Drive, S. ½ of Govt. Lot 30 Lying West of Kachemak Drive, and Govt. Lots 10, 21, 24, 25 and 36; and Authorizing Their Sale. City Manager. Introduction March 29, 2016, Public Hearing and Second Reading April 11, 2016.

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

Mayor Wythe called for a motion for the adoption of Ordinance 16-17(S) by reading of title only for second and final reading.

LEWIS/REYNOLDS – SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- H. **Resolution 16-032**, A Resolution of the City Council of Homer, Alaska, Amending the City of Homer Fee Schedule to Include Long Term Boat Trailer Parking. City Manager/Port and Harbor Director.

Memorandum 16-056 from Port and Harbor Director as backup.

Motion on the floor from March 29: MOTION FOR THE ADOPTION OF RESOLUTION 16-032 BY READING OF TITLE ONLY.

ADERHOLD/REYNOLDS - MOVED TO AMEND LINES 137 AND 138 TO REMOVE “STORAGE” AND REPLACE WITH “PARKING.”

The amendment makes the language consistent with Resolution 16-033(S).

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

Motion carried.

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

Motion carried.

- I. **Resolution 16-033(S)**, A Resolution of the City Council of Homer, Alaska Amending the Port of Homer Terminal Tariff No. 600 to Include Long Term Boat Trailer Parking Fees. City Manager/Port and Harbor Director.

Memorandum 16-056 from Port and Harbor Director as backup.

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

Motion on the floor from March 29: MOTION FOR THE ADOPTION OF RESOLUTION 16-033(S) BY READING OF TITLE ONLY.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

### **ORDINANCE(S)**

- A. **Ordinance 16-18**, An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$900,000 From the Permanent Fund to the Recreational Facility Matching Grant Fund. Lewis. Recommended dates: Introduction April 11, 2016, Public Hearing and Second Reading April 25, 2016.

Mayor Wythe called for a motion for the adoption of Ordinance 16-18 for introduction and first reading by reading of title only.

LEWIS/ZAK - SO MOVED.

Councilmember Lewis announced he brought the ordinance forward to help the Soccer Association with their building. The financial support will allow them a bigger building with flooring and take away the need to keep the HERC open. The hockey rink has successfully generated money for the city; we could use recreation as an anchor business to bring people here in the wintertime. The soccer building will go up and by helping we will be saving money as we won't be running a recreational center. Recreation is a good investment for the city and will help the kids.

Councilmember Van Dyke agreed the building will do a lot of good, but there is a fire station that needs new equipment and an updated building. There is a shortfall in the city. There are benefits of bringing recreation to the city, although he would prefer an amount less than a third of the proposed \$900,000. A greater portion of the Permanent Fund could then go to core things.

Councilmember Reynolds doesn't think this is the right time to consider the expenditure. The SPARC project is underway, Council has supported SPARC with a resolution, and the City is not being asked for money. We can put this on the back burner for now. There is uncertainty now and we need to look for other sources of revenue.

Councilmember Smith appreciates Councilmember Lewis' intent because the benefit of recreating is great. The City should not administer grants and the amount is too much. We would be better off using the Permanent Fund as an investment with returns. More participation from entities increases the ability for SPARC to get grants. He supports a one-time appropriation to SPARC. Jack Gist Park was undermanaged and lost opportunities that could have come here; it took five added years to get the second field operational.

Mayor Wythe invited Daniel Zatz and Anders Gustafson with SPARC to the conversation.

Daniel Zatz and Anders Gustafson met with the Borough and finalized the site for the soccer building. The Borough is supportive of donating the land valued at \$250,000 to the project. They plan to have the building up by the end of September. They may not have a rubberized floor, bright LED lighting, or heat, but the kids will be playing soccer. SPARC plans to raise the rest of the money to finish the building out. They do not need \$900,000 for the project. If the City helps out, every dollar will be doubled. With more funding a bigger 100' x 120' building could be purchased and provide room for pickleball courts and soccer at the same time. An additional \$230,000 would be needed to finish the large size building by the end of September.

ZAK – MOVED TO AMEND TO CHANGE \$900,000 TO \$250,000 THROUGHOUT THE ORDINANCE.

Motion died for lack of a second.

Councilmember Lewis pointed out any recreational organization can get grants to acquire a building when the City of Homer is involved. The Permanent Fund is sitting in an account; this is a way to put away money for larger recreation projects in town.

Mayor Wythe commented it is shortsighted to spend the Permanent Fund as a one-time expenditure. The fund has almost doubled since we have not used it. Let it grow as a long-term benefit to the community. She is supportive of the SPARC project because recreation is important and the community needs to get behind it.

Councilmember Zak expressed disagreement to that theory and prefers visionary long-term thinking which is a private partnership. He favors a smaller amount that will be matched to boost revenue and stimulate the economy.

ZAK/VAN DYKE - MOVED TO AMEND THE \$900,000 TO \$225,000.

The intent is to distribute a portion of the funds to SPARC.

VOTE: YES. VAN DYKE, LEWIS, REYNOLDS, ZAK, ADERHOLD

VOTE: NO. SMITH

Motion carried.

Councilmember Smith expressed concern for administering the grant portion. He is not prepared to set aside a large portion of money at this time.

Councilmember Reynolds added it is not the role of the City to be a granting agency. A fund could be set up with The Homer Foundation to disburse grant money.

City Manager Koester reported the City does not have a grant program. Administration of such a program would be a substantial amount of work and we do not have the infrastructure. Finance is on board, but it presents an extra amount of work. An appropriation would be cleaner.

VOTE: YES. ZAK, VAN DYKE, REYNOLDS, LEWIS

VOTE: NO. SMITH, ADERHOLD

Motion carried.

## **CITY MANAGER'S REPORT**

### **A. City Manager's Report**

### **The Legislature...**

At the last Council meeting I reported on SB 209 and SB 210 and their potential impact to the City of Homer. What a moving target – these bills have changed multiple times since then and are likely to change more before Monday's council meeting.

#### SB 209: Cost Shifting PERS to Municipalities

SB 209, which increased municipalities PERS contribution rate from 22% to 26.5% has stalled for now due to an analysis from the State's actuaries reporting that the total contribution rate is expected to decrease and general criticism that instead of making hard decisions the State was just trying to transfer the responsibility to municipalities. Linda is keeping a watchful eye on legislation that could become a carrier for that issue, but we think at this point increasing PERS rates for municipalities is dead – for now, not forever. Before SB 209 stalled, Borough Mayor Navarre called a meeting with all Peninsula City Managers that I attended on Monday. The consensus was to send a joint letter on the issue to the Legislature signed by our Mayors. Though ultimately this was not necessary, it does provide a good model for future issues when the Peninsula needs to speak as one voice and lays the groundwork for greater communication in the future.

#### SB 210: Changing Revenue Sharing

SB 210 was introduced as legislation that changed the name of revenue sharing, restructured it to favor smaller communities, and eliminated the mandatory senior property tax exemption. Councilmembers were prepared to testify in favor of this legislation; we all share in the pain but the State is giving local municipalities tools. Since then, the Finance Committee has pulled the senior property tax exemption language from the bill making it merely a restructuring of revenue sharing. Under the bill City of Homer revenue sharing is scheduled to be \$190,000 for the next two years and \$130,000 for 2018 before disappearing in 2019.

The Legislature adjourns in a little over 2 weeks. According to Linda, there is little chance they will come to agreement on the major issues facing them by then and a 10-day extension is anticipated.

### **Hazard Mitigation Grant Program (HMGP)**

The Planning Office is working with the State of Alaska on a mitigation project to purchase property to be dedicated for open space. A brief description of the program and the project follows.

When an Alaskan disaster is declared, and FEMA Federal funds are received by the State, the funds are used to help reduce the risk of future disasters. In Alaska, these federal funds are distributed through the State's Hazard Mitigation Grant Program (HMGP) with a 25% State match. In the event that the funds are not used in the area in which the disaster occurred, funds can be applied to mitigation projects in other parts of Alaska.

FEMA supports communities interested in acquiring high risk properties to avoid future development and subsequent losses when tragedy occurs in coastal Velocity Zones. When a project is submitted, the project is in the “queue” in the event funds are available. The program is an annual re-occurring opportunity, so these parcels may be in the “queue” for several years.

The Planning Office has applied to the HMGP for the opportunity to acquire private properties that abut the Sterling Highway, Homer Spit Road, and Kachemak Bay. Properties of interest are those that are experiencing or at high-risk of erosive events and have minimal improvements. They present a challenge to provide utility connections and continued erosion may threaten the stability of the Sterling Highway. Property owners will be contacted and made aware of the program. Participation is not required and is only on a voluntary basis.

### **Furie and the Randolph Yost**

Deputy Harbormaster Clarke and I had a meeting with the VP of Operations and Drilling Engineer for Furie who operates the Randolph Yost parked at the Deep Water Dock. It was good to have a chance to learn more about the rig and Furie’s plans. One thing I did learn about was the tremendous amount of work it takes to keep a rig in working order. Crews are almost constantly working on maintenance of all the moving parts. This is good because when the rig is parked at our dock they are calling on our local businesses; just yesterday the port and harbor connected the crew with a local supplier of pipefitting. Furie will leave the dock for their drilling site in the inlet no later than May 15 when we need the face clear for summer activities and the arrival of the first cruise ship May 18. The Deep Water Dock is one of two options Furie is considering for over-wintering the Randolph Yost. In the meantime, Port and Harbor staff is working on details for accommodating the rig without disrupting regular traffic, should we have the opportunity.

### **ADA Trainings/ Committee**

The ADA Committee had its first meeting on March 31 and is off to a great start. In the meantime, the City staff has been trained (April 6-7) in how to accommodate, identify and understand ADA issues as frontline employees, maintenance and public works staff, and supervisors. Thanks to all the staff and departments who gave up to 4 hours of employees’ time for this important training.

City Manager Koester reported on news from the Legislature. SB 209 the PERS contribution rate which would have an adverse effect on the City has died. SB 210 revenue sharing removed the senior property tax exemption. She was prepared to give testimony on SB 210 this weekend, but after delays ended up submitting written testimony. It will be included in the next manager’s report. Legislation is only restructuring revenue sharing and changing the name to community assistance. They are leaving the senior property tax exemption alone.

She referenced the memorandum from Fire Chief Painter that the requirement for burn barrels has changed at the state level. From the period of April 1 through August 31 you will need a permit.

B. Bid Report

**CITY ATTORNEY REPORT**

A. City Attorney's Report – March 2016

City Attorney Klinkner commented on Mr. Castner's remarks on an opinion he had given regarding the spending of HART money and the fact HART money could be spent for any purpose. City Attorney Klinkner did issue such an opinion at one time and after looking at it again it was an open question to the voters without any strings attached for spending funds. A sales tax vote is required by state law, but is an open question without any strings attached for spending the funds. It is an issue that the courts have not yet resolved.

**COMMITTEE REPORT**

A. Public Arts Committee

B. Employee Committee Report

C. Public Safety Building Review Committee

Public Safety Building Review Committee Chair Ken Castner reported the committee received the HERC report. The structural engineer and licensed architect gave clear sailing to use part of the HERC for nonessential services. The committee asked the construction manager to prepare a budget so we can move in and utilize space for purposes to include a pistol range. A sprinkler system, structural diaphragm in the ceiling, removal of windows, spaces for long term storage and small maintenance bay tallied out at \$150 per square foot. The cost of the pistol range is \$300,000. That only addresses those modifications made to the part of the HERC building used by the Police Department. It does not change building access or improve the gym. With utilization of the HERC building and just building the police station at this time there is space on the rest of the lot. A new master plan is needed to configure this. The committee approved some expenditure to prepare a new master plan. On April 21<sup>st</sup> there is a Worksession to examine the master plan, keeping in mind at some point the fire station will need to be replaced and have a space. The committee realizes in order to go to bond this fall there is a lot of work to do, so has scheduled weekly meetings in May and June to move things along.

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<sup>1</sup> Date was rescheduled to April 27<sup>th</sup>



Councilmember Smith questioned if the shooting range was more of a nicety than a necessity. It may be one of the most difficult things to justify to the voters when you look at other communities that have indoor shooting ranges. It may be important to plan to use the space for something else including evidence processing, a weight room, and a gymnasium for training and other necessities.

Chair Castner reported they have not started to address the other 16,000 sq. ft. in the new building. Once the committee gets through the master plan they will look at space needs. The goal is to give the police everything they have asked for, as it is unlikely they will ever get anything else. They want to see if the building can be done within the budget provided. Issues will have to be discussed when the plans are worked out.

## **PENDING BUSINESS**

- A. ***If reconsidered: Ordinance 16-10***, An Ordinance of the City Council of Homer, Alaska, Amending the 2016 Operating Budget to Allow for the Completion of the 2016 Streets Repaving Project Utilizing Homer Accelerated Roads and Trails (HART) Funds in an Amount Not to Exceed \$638,000. City Manager/Public Works Director. Introduction March 14, 2016, Public Hearing and Second Reading March 29, 2016. Reconsideration issued by Councilmember Zak on March 29, 2016.

Memorandums 16-043 and 16-062 from Public Works Superintendent as backup.

Motion on the floor from March 29<sup>th</sup>: MOTION FOR THE ADOPTION OF ORDINANCE 16-10 BY READING OF TITLE ONLY FOR SECOND AND FINAL READING.

Public Works Superintendent Dan Gardner discovered a mistake on the spreadsheet outlining costs for the project. Costs for Beluga Place and Clover Lane were omitted. If the entire project was approved the contingency would probably cover costs for those streets. If we take the top two streets off the list the savings would not be as great as initially thought. He estimated \$55,000 to \$60,000 in costs were missing from the original estimate.

Asked if the costs would increase by paving fewer streets over several years, Mr. Gardner answered there is greater savings in repaving more streets at one time. Increased costs for spreading the streets over a number of years include design, mobilization, and demobilization. The top priority streets for repaving on the schedule are Bunnell Street and Beluga Place. The street humps on Bunnell will stay in place.

If the repaving project is deferred costs would include increased man hours, equipment time, cost of materials, and the need to sweep more often. The current operating budget does not provide for materials for patching, so more funding would be needed.

SMITH/ZAK - MOVED TO POSTPONE TO THE NEXT MEETING TO GET ALL THE RIGHT NUMBERS IN THE RIGHT PLACES.

Council asked to see the different scenarios, such as repaving all five streets now, patching only this year, and a tiered approach to repaving.

Public Works Superintendent Gardner told Council the repaving is done about every three years. If streets are pulled off this year's list it would probably be another three years before they are added again.

Councilmember Smith commented the HART fund is in stasis; it is not growing and there will not be any more funds next year. We need to determine if these streets need to be repaved in the near term. He believes Bunnell and Beluga Place need to be done this year and just maintenance on Clover.

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

Motion carried.

B. **Resolution 16-029**, A Resolution of the City Council of Homer, Alaska, Amending the Beach Policy for Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited to Add an Exception to the Southern End of the Vacated Easement Formally Known as Shirlene Circle and the Area West of Bishop's Beach Park Access Between the South End of Mariner Park Beach to the East End of the Seawall From October 31 Through March 1 Solely for the Purpose of Gathering Sand and Coal. Reynolds.

**Resolution 16-029(S)**, A Resolution of the City Council of Homer, Alaska, Amending the Beach Policy for Operating, Stopping or Parking of Motor Vehicles in Beach Areas Prohibited to Add an Exception to the Southern End of the Vacated Easement Formally Known as Shirlene Circle and the Area West of Bishop's Beach Park Access Between the South End of Mariner Park Beach to the East End of the Seawall From October ~~31~~ 1 Through March ~~1~~ 31 Solely for the Purpose of Gathering Sand and Coal. Reynolds.

Motion on the floor from March 14<sup>th</sup>: MOTION FOR THE ADOPTION OF RESOLUTION 16-029 BY READING OF TITLE ONLY.

Mayor Wythe called for a motion to substitute Resolution 16-029(S) for 16-029.

REYNOLDS/ADERHOLD – SO MOVED.

The substitute resolution is to correct the dates that motor vehicles are permitted in beach areas.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

## **NEW BUSINESS**

- A. **Memorandum 16-059**, from City Clerk, Re: Authorization for Councilmember Zak to Travel to Girdwood, Alaska, to Attend the Institute of the North Alaska Dialogue on Devolution: Strengthening State, Local and Tribal Governments on May 20 and 21, 2016.

Mayor Wythe called for a motion for the approval of the recommendations of Memorandum 16-059.

Failed due to lack of a motion.

## **RESOLUTIONS**

- A. **Resolution 16-040**, A Resolution of the City Council of Homer, Alaska, Approving a Memorandum of Agreement Between the City of Homer and Homer Electric Association Regarding the Dedication of a Right of Way by Homer Electric Association to the City of Homer So Long as the City Takes Responsibility for Any Environmental Contamination Resulting From the City's Excavation on That Right of Way. City Manager.

Memorandum 16-064 from City Manager as backup.

Mayor Wythe recused herself as an employee of Homer Electric and passed the gavel to Mayor Pro Tempore Lewis.

Mayor Pro Tempore Lewis called for a motion for the adoption of Resolution 16-040 by reading of title only.

REYNOLDS/VAN DYKE – SO MOVED.

Councilmember Aderhold disclosed a potential conflict of interest as her husband works for the City and works on this project.

City Attorney Klinkner's understanding is that this project does not have an effect on the terms and conditions of Councilmember Aderhold's husband's employment.

Councilmember Aderhold answered that was correct.

City Attorney Klinkner advised there is no financial interest for Councilmember Aderhold and she may participate.

Councilmember Van Dyke asked how much liability this might create and City Manager Koester answered that was her concern so we paused the project and hired a firm to assess the potential contamination liability. The most exposure of the project would be \$115,000 in remediation costs to make sure the project is done in the most environmentally responsible way. When we put in water and sewer through that area we will bore instead of trench, disturbing less soil. In the worst case scenario the little bit of soil we disturb may have to be taken offsite. We will plan to cap the ends with clay so any soil disturbed by the boring wouldn't leach into the plume of the contamination. The plume is shrinking over time. She feels confident after the analysis, with DEC in the loop, and having someone there to monitor construction. The attorney reviewed the MOA and provided edits to control our exposure. We have contingency to take care of the contamination and have assessed the full potential of the contamination.

Councilmember Smith asked if HEA has given assurance to know it's already not contaminated. City Manager Koester answered we know the site is contaminated over the easement. We are telling HEA if we make the plume grow with construction activities we will take responsibility for it. A work plan prepared by an environmental firm minimizes exposure.

Councilmember Smith asked if HEA has complied with DEC regulations to decontaminate that area. City Manager Koester answered HEA has monitoring wells and have been watching the plume and have been aerating to help shrink the plume. If HEA were to build a building they would have to deal with the soils.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- B. **Resolution 16-041**, A Resolution of the City Council of Homer, Alaska, Amending the Homer Accelerated Roads and Trails Program (HART) Policy Manual to Change the Allocation of Costs for Street Reconstruction and New Street Construction, and the Basis for Assessing Such Costs; Amending the HART and Homer Accelerated Water and Sewer Program (HAWSP) Policy Manuals to State That Expenditures Under Each Program is Subject to the Availability of Funds; and Referring Other Revisions of the HART Policy Manual to the Homer Advisory Planning Commission for Its Review and Recommendations. City Manager. Recommend Public Hearing April 25, 2016.

Memorandum 16-063 from City Manager as backup.

Mayor Pro Tempore Lewis called for a motion for the adoption of Resolution 16-041 by reading of title only.

REYNOLDS/ADERHOLD – SO MOVED.

SMITH/ZAK - MOVED TO POSTPONE TO THE NEXT MEETING.

Council would like input from Public Works Director Meyer when he returns that the percentages are correct. It will allow amendment of the resolution to make the votes the same in the two steps of the special assessment district process.

VOTE: (postponement) YES. SMITH, REYNOLDS, LEWIS, ZAK, ADERHOLD, VAN DYKE

Motion carried.

### **COMMENTS OF THE AUDIENCE**

Ginny Espenshade, city resident, thanked Council for the Worksession. She supports Ordinance 16-18 as it leverages funding and will provide benefits to the service area board without red tape and costs. She agreed that Jack Gist Park was squandered.

Ken Castner, city resident, is a trustee of The Homer Foundation who has four projects with City of Homer capital appropriations: playground, library, Arctic Winter Games, and the

boathouse. The Homer Foundation wrote MOU's that made successful projects. We are going to have to do things as partnerships as we need to do funds strategically.

Deb Lowney, city resident, thanked Council for Resolution 16-029(S). She likes the concept of Ordinance 16-18 and would like discussion on how it might work. It may be the way of the future. At the trails symposium there will be discussion of how to improve trails around town less expensively. She supports the SPARC project and requested they go to Parks and Recreation Advisory Commission as part of the process. Lastly she questioned if fire and police have to be on the same site.

Anders Gustafson, Homer resident, thanked Council for support on Resolution 16-038 and Ordinance 16-18. He thanked the Mayor and Council for his appointment to the Economic Development Advisory Commission; he is looking forward to it.

#### **COMMENTS OF THE CITY ATTORNEY**

City Attorney Klinkner said it is always a pleasure to visit.

#### **COMMENTS OF THE CITY CLERK**

City Clerk Johnson had no comments.

#### **COMMENTS OF THE CITY MANAGER**

City Manager Koester said it was a thoughtful and productive meeting. She appreciates the Council didn't hesitate to postpone when we needed more thought and to take a break when we needed a little more time. It is good lawmaking.

#### **COMMENTS OF THE MAYOR**

Mayor Wythe thanked Mr. Gustafson and Mr. Zeiset for stepping up on the commissions. They are the next generation and she is excited to see what comes out of the commissions with new insight. She thanked the community for support in addressing opioids; together we will work towards a long term solution. Mayor Wythe asked the clerk to review Council's schedule to see if we can include a Worksession on the opioid topic every third meeting. We need to do something quickly. Council has differences of opinion and there will be places where we never align. She would like Council to be thoughtful of how we think of the Permanent Fund money. The market will grow and it will be a long term investment for the community.

## COMMENTS OF THE CITY COUNCIL

Councilmembers Reynolds commented on the Worksession on opioid use. Homer is not alone; it is a national problem. We can tackle it here. She is relieved to see how readily people joined the conversation to talk and figure out ways of prevention and in helping those with an addiction. She commented on the improvements at Jack Gist Park after recently playing disc golf with her family there. It is a great example of community getting involved. If people have questions about health insurance or Medicaid there will be a small presentation at the library at 5:30 p.m. tomorrow.

Councilmember Zak thanked the mayor for arranging for a Worksession on heroin and opioids. He has watched a lot of documentaries on it. Experts in the community are moving away from looking at it as a criminal offense, but instead as a community health need. The participants and Council have a working relationship. He finds it sad that young children are getting introduced to heroin. If we don't address it with prevention it becomes very difficult and costly to treat addicts. He is pleased to see the USDA put high tunnels here in Homer. The Cook Inletkeeper has created the Food Hub where you can order online and pick it up at the Kachemak City Center. They are bringing together businesses that have the high tunnels to buy their food. It takes a full community to do things and make solid progress.

Councilmember Van Dyke commented the Worksession was great. Homer has a drug problem and anything the community can do to reduce and relive it, we should get behind it. Cook Inletkeeper's Food Hub is a good idea. He thanked the soccer people and public safety building committee members. They have done a lot of hard work.

Councilmember Aderhold commented the Worksession was great. She is glad the city is taking part in the conversation. She reminded everyone we have a new ADA Compliance Committee. They had their first meeting and ADA training last week. She is looking forward to learning a lot more. As to strategic planning, we have a lot of plans, with the exception of partnering with private individuals. It is worthy of us thinking about how we best partner with the private sector.

Councilmember Smith thanked the Mayor for the moment of silence for Mary Epperson. She helped shape a lot of young lives. There is a need for recreation and a value of infrastructure for a place where both young and old people can recreate. It is great to recreate as you stay healthy and feel better about yourself. He is fully supportive of doing something. For strategic doing we have to ask, what will we do? He is most interested in accomplishing something. Investing in our future is important for us to be part of. He is glad to see the interest in the heroin problem. It is going to take the community to make something happen. The more involved the more we will get done.

Councilmember Lewis said goodnight.

## **ADJOURNMENT**

There being no further business to come before the Council, Mayor Wythe adjourned the meeting at 9:09 p.m. The next Regular Meeting is Monday, April 25, 2016 at 6:00 p.m. and Committee of the Whole 5:00 p.m. A Worksession is scheduled for Monday, April 18, 2016 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.

---

JO JOHNSON, MMC, CITY CLERK

Approved: \_\_\_\_\_





## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the Mayor

491 East Pioneer Avenue  
Homer, Alaska 99603

[mayor@ci.homer.ak.us](mailto:mayor@ci.homer.ak.us)

(p) 907-235-3130

(f) 907-235-3143

### Memorandum 16-067

TO: HOMER CITY COUNCIL  
FROM: MARY E. WYTHE, MAYOR  
DATE: APRIL 18, 2016  
SUBJECT: APPOINTMENT OF SARAH RICHARDSON TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION.

---

Sarah Richardson is appointed to the Economic Development Advisory Commission to fill the seat vacated by Patrick Brown. Her commission expires April 1, 2018.

#### RECOMMENDATION:

Confirm the appointment of Sarah Richardson to the Economic Development Advisory Commission.

Fiscal Note: N/A





CITY OF HOMER  
APPLICATION TO SERVE ON ADVISORY BODY  
COMMISSION, BOARD, COMMITTEE, TASK FORCE

CITY CLERK'S OFFICE  
CITY OF HOMER  
491 E. PIONEER AVE  
HOMER, AK 99603  
PH. 907-235-3130  
FAX 907-235-3143  
clerk@cityofhomer-ak.gov

APR 14 2016 AM 11:22

The information below provides some basic background for the Mayor and Council  
This information is public and will be included in the Council Information packet

Name: Sarah Richardson Date: April 12/16

Physical Address: 1125 Kalalock CT Homer

Mailing Address: 1005 Carriage CT Homer

Phone #: \_\_\_\_\_ Cell #: 907 299 5909 Work #: \_\_\_\_\_

Email Address: Sarah@soldonhomer.com

The above information will be published in the City Directory and within the city web pages if you are appointed  
by the Mayor and your appointment is confirmed by the City Council

Please indicate the advisory body that you are interested in serving on by marking with an X.  
You may select more than one.

- |                                                                                                                                                                                                |                                                                                                                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> <b>ADVISORY PLANNING COMMISSION</b><br>1ST & 3RD WEDNESDAY OF THE MONTH AT 6:30 PM<br>WORKSESSION PRIOR TO EACH MEETING AT 5:30 PM                                    | <input checked="" type="checkbox"/> <b>ECONOMIC DEVELOPMENT ADVISORY COMMISSION</b><br>2ND TUESDAY OF THE MONTH AT 6:00 PM |
| <input type="checkbox"/> <b>PARKS &amp; RECREATION ADVISORY COMMISSION</b><br>3RD THURSDAY OF THE MONTH AT 5:30 PM                                                                             | <input type="checkbox"/> <b>CANNABIS ADVISORY COMMISSION</b><br>4TH THURSDAY OF THE MONTH AT 5:30 PM                       |
| <input type="checkbox"/> <b>PORT &amp; HARBOR ADVISORY COMMISSION</b><br>3RD WEDNESDAY OF THE MONTH<br>OCT-APRIL AT 5:00 PM<br>MAY - SEPT AT 6:00 PM                                           | <input type="checkbox"/> <b>LIBRARY ADVISORY BOARD</b><br>1ST TUESDAY OF THE MONTH AT 5:30 PM                              |
| <input type="checkbox"/> <b>PUBLIC ARTS COMMITTEE</b><br>2ND THURSDAY OF THE MONTH AT 5:00 P.M.<br>FEB, MAY, AUGUST & NOVEMBER<br>WORKSESSIONS PRIOR AT 4:00 PM                                | <input type="checkbox"/> <b>OTHER - PLEASE INDICATE</b><br>_____                                                           |
| <input type="checkbox"/> <b>CITY COUNCIL</b><br>2ND & 4TH MONDAY OF THE MONTH<br>SPECIAL MEETINGS & WORKSESSIONS AT 4:00 PM<br>COMMITTEE OF THE WHOLE AT 5:00 PM<br>REGULAR MEETING AT 6:00 PM |                                                                                                                            |

I have been a resident of the city for 7 years. I have been a resident of the area for \_\_\_\_ years.

I am presently employed at Story Real Estate.

Please list any special training, education or background you may have which is related to your choice of advisory body.

Professional  
~12 years experience in Public Relations, Media Relations,  
Government & Community Relations  
- Real Estate Agent in Homer.

Have you ever served on a similar advisory body? If so please list when, where and how long:

No.

Why are you interested in serving on the selected advisory body?

To help build the community that I call home.

Please list any current memberships or organizations you belong to related to your selection(s):

- National Ass'n of Realtors

Please answer the following only if you are applying for the Advisory Planning Commission:

Have you ever developed real property other than a personal residence, if so briefly explain:

No.

Please answer if your are applying for the Port & Harbor Advisory Commission:

Do you use the Homer Port and/or Harbor on a regular basis?

Yes

☐

No

☐

What is your primary use? Commercial

☐

Recreational

☐

Please include any additional information that may assist the Mayor in his/her decision making:

-Have held many volunteer positions in Vancouver, Canada  
with the Royal Canadian Mounted Police, Vancouver Canucks,  
and Special Olympics. I've been in the Communications  
& public relations profession for years before moving to  
Alaska.

When you have completed the application please review and return to the City Clerk's Office. You may also email this to [clerk@cityofhomer-ak.gov](mailto:clerk@cityofhomer-ak.gov) or fax to 907-235-3143. Thank you for applying!



## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Clerk

491 East Pioneer Avenue  
Homer, Alaska 99603

[clerk@cityofhomer-ak.gov](mailto:clerk@cityofhomer-ak.gov)

(p) 907-235-3130

(f) 907-235-3143

### Memorandum 16-068

TO: MAYOR WYTHE AND HOMER CITY COUNCIL

FROM: MELISSA JACOBSEN, CMC, DEPUTY CITY CLERK

DATE: APRIL 20, 2016

SUBJECT: LIQUOR LICENSE APPLICATION FOR YOUNG'S DOWNTOWN RESTAURANT AND INN

---

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

Type: Restaurant/Eating Place-Public Convenience

Lic #: 5475

DBA Name: Young's Downtown Restaurant and Inn

Service Location: 565 E. Pioneer Ave., Homer, AK

Owner: Ock Kyung Lee

Mailing Address: 565 E. Pioneer Ave., Homer, AK 99603

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

Fiscal Note: Revenues.





THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD

550 West 7<sup>th</sup> Ave. Ste. 1600  
Anchorage, Alaska 99501  
Main: 907.269.0350  
TDD: 907.465.5437  
Fax: 907.334.2285

April 4, 2016

City of Homer

Attn: Jo Johnson VIA EMAIL: clerk@cityofhomer-ak.gov

**Ock Kyung Lee d.b.a. Young's Downtown Restaurant & Inn – License #5475**

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

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

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

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

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

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

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

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

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



Maxine Andrews  
Business Registration Examiner  
Direct line: 907-269-0358  
Email: maxine.andrews@alaska.gov



State of Alaska  
**Alcoholic Beverage Control Board**

Date of Notice: April 1, 2016

Application Type:       x   **New**

\_\_\_\_\_ **TRANSFER**  
 \_\_\_\_\_ Ownership  
 \_\_\_\_\_ Location  
 \_\_\_\_\_ Name Change

Governing Body:	City of Homer
Community Councils:	None
License #:	5475
License Type:	Restaurant/Eating Place-Public Convenience
D.B.A.:	Young's Downtown Restaurant & Inn
Licensee/Applicant:	Ock Kyung Lee
Physical Location:	565 E Pioneer Ave.
Mail Address:	565 E Pioneer Ave. Homer, AK 99603
Telephone #:	907-235-4002
EIN:	None SS#8768

Corp/LLC Agent:	Address	Phone	Date and State of Incorporation	Good standing?
n/a sole proprietor				

*Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.*

Member/Officer/Director:	DOB	Address	Phone	Title/Shares (%)
none				

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

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If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 3 AAC 104.145, Local Governing Body Protest.

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



Maxine Andrews  
Business Registration Examiner  
Direct line: 907-269-0358  
Email: maxine.andrews@alaska.gov

## New Liquor License

License is: ☒ Full Year OR ☐ Seasonal List Dates of Operation: \_\_\_\_\_

SECTION A - LICENSE INFORMATION			FEES
Office Use: License Year: <u>2016-2017</u>	License Type: <u>restaurant, eating place, public convenue</u>	Statute Reference Sec. 04.11. <u>4009</u> <u>(a)</u>	License Fee: \$ <u>600</u>
Office Use: License #: <u>5475</u>			Filing Fee: \$100.00
Local Governing Body: (City, Borough or Unorganized) <u>Homer</u>		Community Council Name(s) & Mailing Address: <u>n/a</u>	Rest. Desig. Permit Fee: \$ <u>50</u>
Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): <u>OCK KYUNG LLC</u>		Doing Business As (Business Name): <u>Young's Downtown Restaurant &amp; Inn</u>	Fingerprint: <u>\$99.50</u> <u>(\$49.75 per person)</u>
Mailing Address: <u>565E PIONEER AVE</u>		Street Address or Location of Premises: <u>565E Pioneer Ave</u> <u>HOMER, AK - 99603</u>	TOTAL <u>849.50</u>
City, State, Zip: <u>HOMER, AK - 99603</u>		Email Address: <u>kyx1@netzero.net</u>	Business Telephone Number: <u>907235-4002</u>
		Fax Number: <u>n/a</u>	
SECTION B - PREMISES TO BE LICENSED			
Distance to closest school grounds: <u>0.25 miles</u>	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No. _____	<input type="checkbox"/> Premises is GREATER than 50 miles from the boundaries of an incorporated city, borough, or unified municipality.	
Distance to closest church: <u>0.25 miles</u>	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No. _____	<input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality.	
Premises to be licensed is: <input type="checkbox"/> Proposed building <input checked="" type="checkbox"/> Existing facility <input type="checkbox"/> New building		<input checked="" type="checkbox"/> Not applicable	
		<input type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings) <input checked="" type="checkbox"/> Diagram of premises attached	

## New Liquor License

### SECTION C – LICENSEE INFORMATION

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

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

Name	Name of Business	Type of License	Business Street Address	State

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

☐ Yes ☒ No If Yes, attach written explanation.

### SECTION D – OWNERSHIP INFORMATION - CORPORATION

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

Name of Entity (Corporation/LLC/LLP/LP) (or N/A if an Individual ownership):		Telephone Number:	Fax Number:
Corporate Mailing Address:	City:	State:	Zip Code:
Name, Mailing Address and Telephone Number of Registered Agent:		Date of Incorporation OR Certification with DCED:	State of Incorporation:

Is the Entity in "Good Standing" with the Alaska Division of Corporations? ☐ Yes ☐ No

If no, attach written explanation. Your entity **must** be in compliance with Title 10 of the Alaska Statutes to be a valid liquor licensee.

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

Name	Title	%	Home Address & Telephone Number	Work Telephone Number	Date of Birth

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

## New Liquor License

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

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

Name: <b>Ock Kyung Lee</b> Address: <b>555 PIONEER AVE HOUMA, AK 99603</b> Home Phone: <b>907) 299-8444</b> Work Phone: <b>907) 235-4002</b>	Applicant <input checked="" type="checkbox"/> Affiliate <input type="checkbox"/>  Date of Birth: <b>MAR-20-1961</b>	Name: Address:  Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>  Date of Birth:
Name: <b>Kyung Lee</b> Address: <b>555 E. Pioneer Ave.</b>  Home Phone: <b>907) 299-8444</b> Work Phone: <b>907) 235-4002</b>	Applicant <input type="checkbox"/> Affiliate <input checked="" type="checkbox"/>  Date of Birth: <b>Jan-22-1959</b>	Name: Address:  Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/>  Date of Birth:

#### Declaration

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

<b>Signature of Licensee(s)</b> Signature <i>X Ock Kyung Lee</i>	<b>Signature of Licensee(s)</b> Signature <i>X Ock Kyung Lee</i>
Signature <i>Ock Kyung Lee</i>	Signature
Name & Title (Please Print) <b>Ock Kyung Lee</b>	Name & Title (Please Print)
Subscribed and sworn to before me this <b>1st</b> day of <b>February</b> , 20 <b>16</b>	Subscribed and sworn to before me this _____ day of _____, 20____
Notary Public in and for the State of <b>Alaska</b>	Notary Public in and for the State of _____
My commission expires: <b>w/office</b>	My commission expires:

APR 1 '16 AM 9:20



## APPETIZERS

A1. Bar-B-Q Pork <i>6pc</i>	8.95
A2. Vegetable Egg Roll <i>2pc</i>	6.00
A3. Gyoza (6) (Beef dumpling)	8.95
A4. Shrimp & Vegetable Tempura <i>8pc</i>	12.95
A5. Shrimp Tempura <i>6pc</i>	12.95
A6. Vegetable Tempura <i>10pc</i>	8.95
A7. Spicy Sesame Chicken Wings <i>6pc</i>	8.95
A8. Bo Bo Plate	18.95
A9. Wonton Cheese <i>8pc</i>	8.95
A10. Kimchi (Napa)	12.95/LB

## SOUP

S1. Wonton Soup	10.95
S2. Egg Flower Soup	8.95
S3. Hot & Sour Soup <i>Szechuan Specialty - sliced scallop, vegetable,</i>	11.95
S4. Wor Wonton Soup	12.95

## NOODLES (SOUP)

N1. Beef Noodle Soup	14.95
N2. Chicken Noodle Soup	12.95
N4. Hot Noodle Soup	16.95
N5. Seafood Noodles	16.95
N6. Vegetable Noodles	12.95
N7. Tempura Udon	12.95
N8. House noodles Soup	16.95
N9. Tofu Noodles Soup	12.95
N10. Hot Noodle Soup (Korean style)	18.95

## JAPANESE ROLLS

### CALIFORNIA ROLL

Cucumber, Avocado,	
Imitation Crab, Masago (roe)	13.95

### PHILADELPHIA ROLL

Philadelphia cheese	
Imitation Crab, Avocado	12.95

### KOREAN ROLL (KIMBOB)

Avocado, Imitation Crab	
Takan, Carrot	13.95

### DRAGON ROLL

Avocado, Deep-Fried Shrimp	
Special Sauce	12.95

### VEGGIE ROLL

Avocado, Cucumber, Carrot	
Black Sesame	12.95

### YOUNG'S SPICY ROLL

Imitation Crab, Masago (roe)	
Green Onoin, Spicy Sesame	
Oil, Mayonnaise	13.95

### DYNAMITE ROLL

Deep - Fried Shrimp	
Masago (roe)	13.95

# YOUNG'S ORIENTAL RESTAURANT CHINESE & JAPANESE

## Buffet Togo

Lunch	\$8.95 / LB
Dinner	\$9.95 / LB

## Lunch Buffet

~~11:30am - 3:00pm~~

## Dinner Buffet

~~3:30pm - 9:00pm~~

Sushi	\$1.25 / pc
Shrimp Tempura	\$2.50 / pc

## Order To-go

Our Customers are our Geusts  
Cooking with Low Fat Vegetable Oil

**907-235-4002**  
**907-235-0564**

565 E. Pioneer Ave., Homer, AK 99603

Delivery is Available

To-go orders do not include soup

APR 1 '16 AM 9:17

## PORK

C1. Sweet & Sour Pork	14.95
C2. Pork with Vegetables	14.95
* C3. Pork a la Pekin	14.95
* C4. Pork with Spicy Sauce	14.95
* C5. Pork with Szechuan Sauce	14.95
C6. Mongolian Pork	14.95

## BEEF

C7. Mongolian Beef (spicy or not)	16.95
* C8. Beef with Spicy Sauce	16.95
C9. Beef with Vegetables	16.95
C10. Ginger Beef	16.95
C11. Broccoli Beef	16.95
* C12. Beef with Szechuan Sauce	16.95
C13. Mushroom Beef	16.95

## POULTRY

C14. Almond Chicken	14.95
* C15. Kung Pao Chicken	14.95
C16. Cashew Nut Chicken	14.95
C17. Chicken with Spice Sauce	14.95
C18. Chicken with Szechuan Sauce	14.95
* C19. Broccoli Chicken	14.95
* C20. Breaded Almond Chicken	14.95
* C21. Chicken Wings (hot or regular)	16.95
C22. Lemon Chicken	14.95
C23. Sweet & Sour Chicken	14.95
Chicken Teriyaki	14.95
Sesame Chicken	14.95

# CHINESE

Served white rice. Fried rice add \$4.00,  
total weight around 1.5LB

## VEGETABLES

C24. Vegetable Deluxe	13.95
* C25. Vegetable with Spicy Sauce	13.95
C26. Sauteed Vegetables	13.95
C27. Spice Bean Curs	14.95
C28. Broccoli w/ Oyster Sauce	14.95
C29. Stewed Bean Curd	14.95

## SEAFOOD

C30. Happy Family	21.95
C31. Sweet & Sour Shrimp <i>opc</i>	16.95
C32. Shrimp with Vegetables	16.95
* C33. Shrimp w/ Spicy Garlic Sauce	16.95
C34. Shrimp with Lobster Sauce	16.95
C35. Casher Nut Shrimp	16.95
* C36. Shrimp with Szechuan Sauce	16.95
* C37. Kung Pao Shrimp	16.95
C38. Broccoli Shrimp	16.95
C39. Scallops with Vegetables	18.95
* C40. Scallops w/ Spicy Garlic Sauce	18.95

## CHOWMEIN

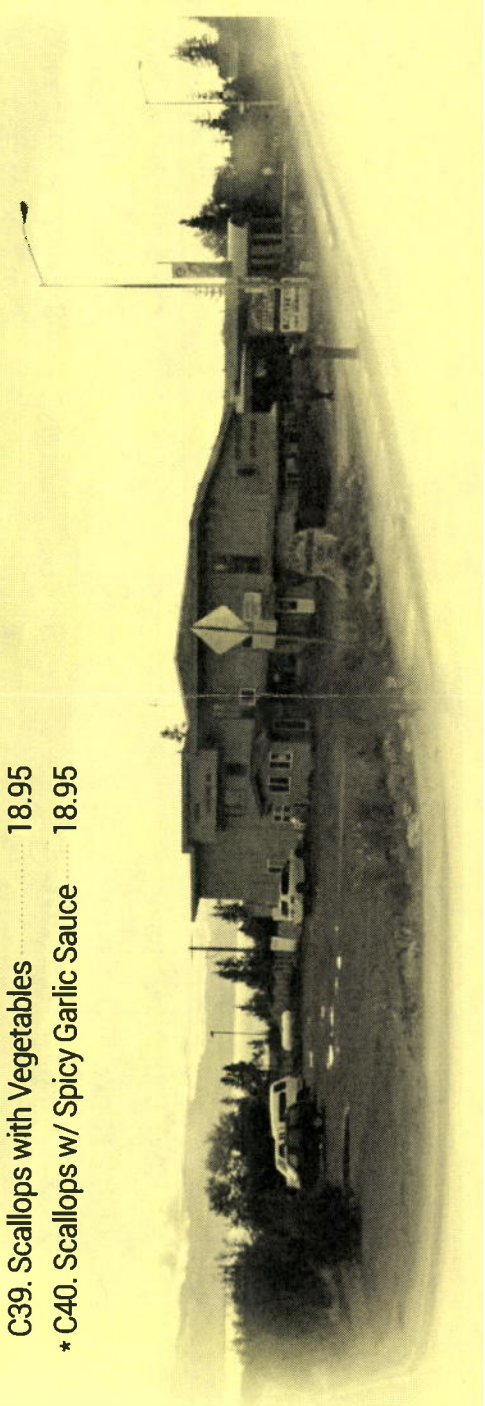
C41. Vegetables	12.95
C42. Pok	13.95
C43. Beef	15.95
C44. Chickens	13.95
C45. Shrimp	16.95
C46. House	18.95

## FRIED RICE

C47. Vegetables	11.95
C48. Pork	12.95
C49. Beef	13.95
C50. Chicken	12.95
C51. Shrimp	14.95
C52. House	16.95

## EGG FOO YOUNG

C53. Vegetables	13.95
C54. Pork	14.95
C55. Beef	15.95
C56. Chicken	14.95
C57. Shrimp	16.95
C58. House	18.95





STATE OF ALASKA  
ALCOHOLIC BEVERAGE CONTROL BOARD  
APPLICATION FOR RESTAURANT DESIGNATION PERMIT  
AS 04.16.049 & 3 AAC 304.715 - 794

The granting of this permit allows access of persons under 21 years of age to designated licensed premises for purposes of dining, and persons between the ages of 16 - 20 for employment. If for employment, please indicate in detail what the employment duties will be in question #3.

License Number: \_\_\_\_\_ Type: restaurant, eating place, public convenience

This application is for designation of premises where: (Please check the appropriate items below)

- |                                        |                                                                                |
|----------------------------------------|--------------------------------------------------------------------------------|
| 1. <input checked="" type="checkbox"/> | Bona fide restaurant pursuant to 3 AAC 304.305 & 3 AAC 304.715-794.            |
| 2. <input checked="" type="checkbox"/> | Persons 16 - 20 years of age may dine unaccompanied.                           |
| 3. <input checked="" type="checkbox"/> | Persons under 16 may dine accompanied by a person 21 years of age or older.    |
| 4. <input checked="" type="checkbox"/> | Persons between 16 - 20 years of age may be employed. <b>*(See note below)</b> |

Licensee's Name: Ock K Lee

Name of Business: Young's Downtown Inn & Oriental Restaurant

Business Address: 565 E. Pioneer Ave City: Umer

1. Hours of operation 10am to 9pm. Telephone Number: 907-299-8444.

2. Have police been called to your premises for any reason? ☐ Yes ☒ No  
(If you answered yes, please explain below).

3. \* Duties of employment: dishes, cleaning, serving food & non-alcoholic drinks

4. Are video games available to the public on your premises? ☐ Yes ☒ No

5. Do you provide live entertainment, such as live music, pool tables, karaoke, dancing, sports or pin-ball?  
☐ Yes ☒ No

6. How is food served? ☒ Table Service ☐ Buffett Service ☐ Counter Service ☐ Other \_\_\_\_\_

7. Is an owner, manager or supervisor 21 years of age or older always present during business hours? ☒ Yes ☐ No

**\*\*\* A MENU AND DETAILED PREMISES DIAGRAM MUST ACCOMPANY THIS APPLICATION \*\*\***

**\*Employees 16 and 17 years of age must have a valid work permit and a letter maintained in your files from a parent or guardian authorizing employment at your establishment.**

**\*\*Please attach additional sheets of paper if more space is needed to describe food service, entertainment, etc.**

Ock K Lee  
Licensee Signature

Subscribed and sworn to before me this 1st day of February

2016 Jane Sawyer  
Notary Public in and for Alaska

My Commission expires: \_\_\_\_\_



\_\_\_\_\_  
Local Governing Body Approval

\_\_\_\_\_  
Date

\_\_\_\_\_  
Director, ABC Board

\_\_\_\_\_  
Date



STATE OF ALASKA  
ALCOHOL BEVERAGE CONTROL BOARD  
Licensed Premises Diagram

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

DBA: Youngs Restaurant

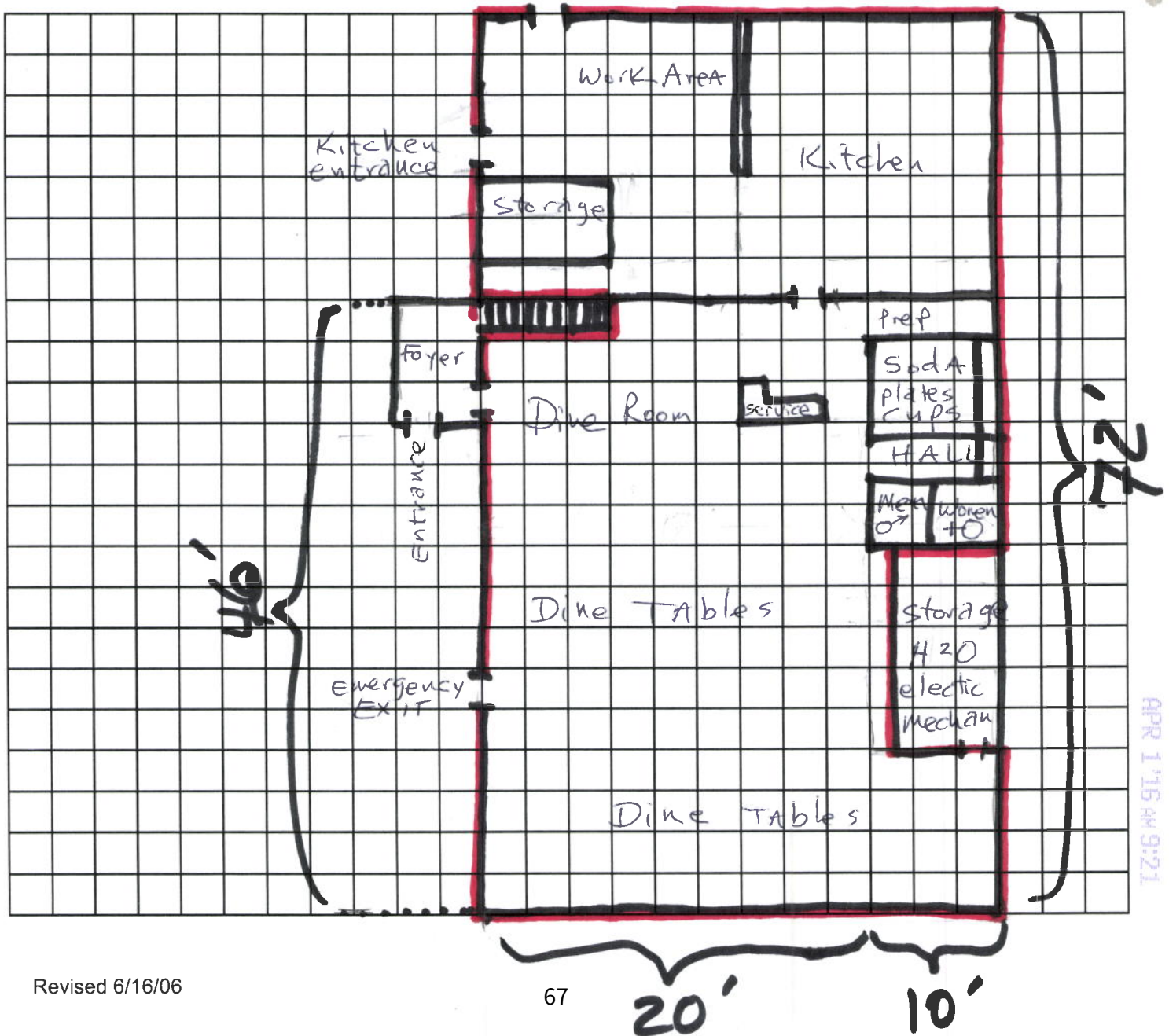
PREMISES LOCATION: 565E PIONEER AVE. HOMER, AK 99603

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

SCALE A: \_\_\_\_\_ 1 SQ. = 4 FT. SCALE B: \_\_\_\_\_ 1 SQ. = 1 FT.

Length and width of premises in feet: 72' x 35'

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



## PETITION

This is a petition in support of a restaurant eating place, public convenience liquor license  
(type of license applied for)

application. *By signing this petition, you are stating that you are in favor of having liquor sold in your community.*

Each person who has signed this petition states that he or she is a *permanent resident* in the area indicated below; that he or she is 21 years of age or older; and agrees to the issuance of a

restaurant eating place, public convenience to sell alcoholic beverages at  
(type of license applied for)

565 E PIONEER AVE. HOLMES. AK. 99603 in the State of Alaska, and that the  
(location of proposed premises)

physical address of his/her residence is:

- ☒ within one (1) mile of proposed premises
- ☐ within five (5) miles of the nearest post office to the proposed premises

Your petition is not valid if this page is not complete, signed, and notarized.

You may add additional pages of signatures if necessary – this page shall be the final page of your petition.

I/We Ock K. Lee  
Type or print name(s) of applicant(s) Individual - Corporation - Limited Liability Company (circle one)

the applicant(s) for a restaurant eating place, public 411.40063 liquor license, hereby certify that the number  
(type of license applied for) convenience (Statute Reference)

of permanent residents 21 years of age or older who live within 1 mile(s) of my/our place of business totals 997 and this  
(one / five) (population)

petition totals 499 signatures, which is 50.01 % of the permanent residents in the area as required by law.  
(number) (percentage)

Under penalties of perjury, I declare that I have examined this application, including the accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct and complete.

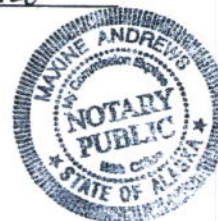
[Signature]  
Signature of Applicant

Ock Kyung Lee OWNER  
Print Name Title

[Signature]  
Notary in and for Alaska

My commission expires: 4/1/16

Subscribed and sworn to before me this 1 day of April, 2016.



HOW CAN I GET THE SIGN?

FIRST: DOOR TO DOOR.

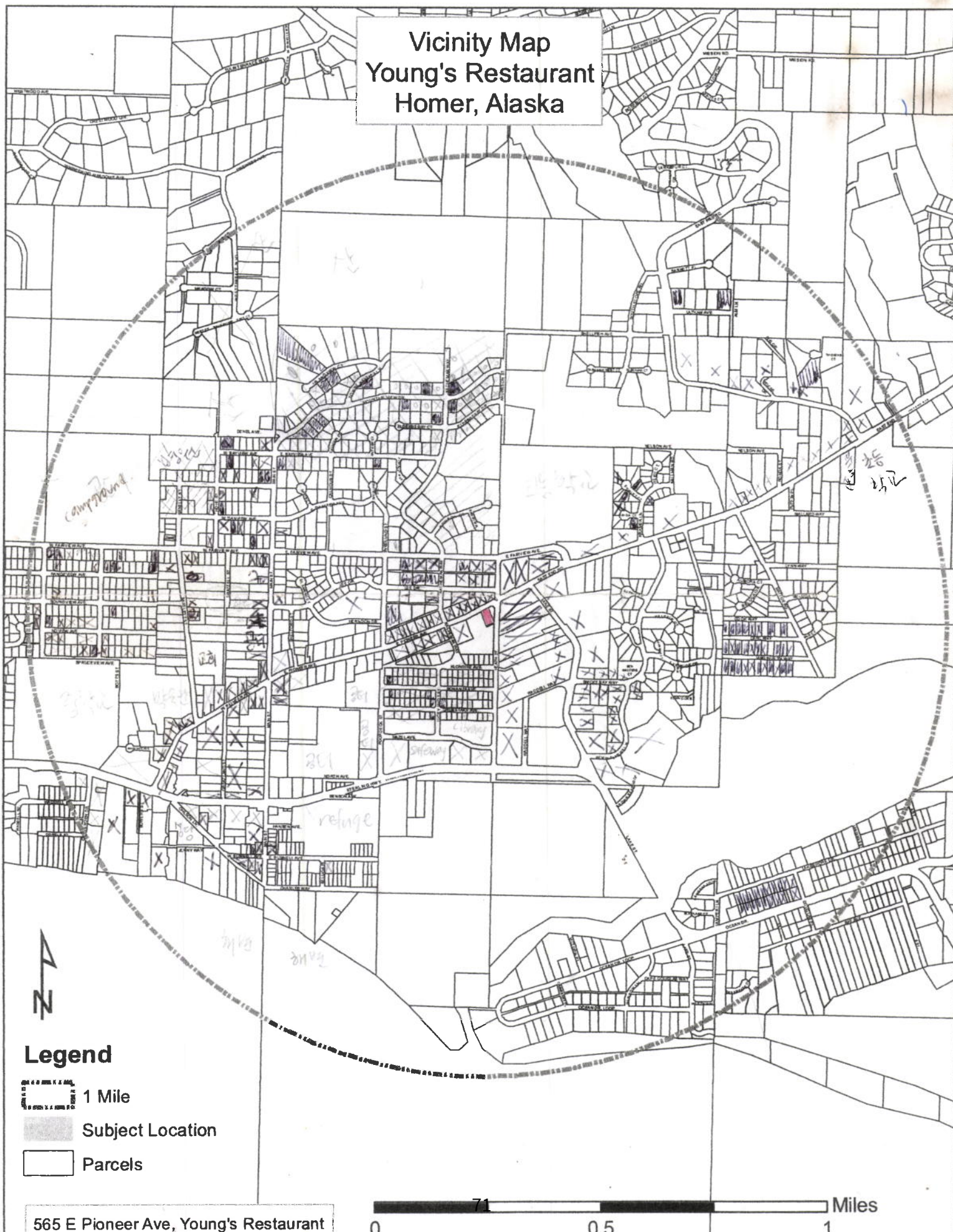
SECOND: ~~AT~~ ASK VISIT OUR CUSTOMER.

CITY OF HOMER population is 997 person.  $50\% / 1$   
I get the 50.01% (449 person).



APR 11 5 09 AM 9:21

# Vicinity Map Young's Restaurant Homer, Alaska



## Legend

1 Mile

Subject Location

Parcels

565 E Pioneer Ave, Young's Restaurant

0 0.5 1 Miles

**Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.**

[illegible]

Rev. 02/20/13

**Must reside within 1 mile of the Restaurant / Eating Place Public Convenience.**



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Kathleen D Kennedy	<i>Kathleen D Kennedy</i>	3-3-16	3908 Pennock St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jay Kennedy	<i>Jay Kennedy</i>	3-3-16	3908 Pennock St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Devon Kennedy	<i>Devon Kennedy</i>	3-3-16	3908 Pennock St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clinton Johnson	<i>Clinton Johnson</i>	3-3-16	895 Linda Ct, Apt 1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ALFRED NEGLINSKI	<i>Alfred Neglinski</i>	3-30-16	4259 Shirley Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jacqueline Smith	<i>Jacqueline Smith</i>	3/30/16	4242 Shirley Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DAVID APLIN	<i>David Aplin</i>	3/30/16	4270 SHIRLEY	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MARIONNE APPLIN	<i>Marionne Aplin</i>	3/30/16	" "	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
James Primice	<i>James Primice</i>	3-29-16	4258 Shirley Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
James Montez	<i>James Montez</i>	3-29-16	4309 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Alfred Huff	<i>Alfred Huff</i>	3-29-16	4294 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Fick MacBean	<i>Fick MacBean</i>	3-25-16	4310 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
JORDIN KEINTZ	<i>Jordin Keintz</i>	3-29-16	4400 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert Patton	<i>Robert Patton</i>	3-29-16	4570 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joseph Sallee	<i>Joseph Sallee</i>	3/25/16	4293 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Keith McKinney	<i>Keith McKinney</i>	3/29/16	4264 Kramer Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jemima McKinney	<i>Jemima McKinney</i>	3/29/16	4264 Kramer Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Monica Sallee	<i>Monica Sallee</i>	3/29/16	4293 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Megan Lubyus	<i>Megan Lubyus</i>	3/29/16	4285 Heidi Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mark Turner	<i>Mark Turner</i>	3/29/16	879 Linda Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>












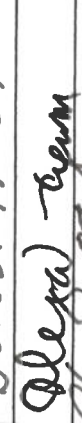







Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
William D. Schlegelmitch	<i>William D. Schlegelmitch</i>	3-28-16	4470 Larchmont Way	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Marianna Schlegelmitch	<i>Marianna Schlegelmitch</i>	3-28-16	4470 Larchmont Way	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<i>Rebecca Paul</i>	<i>Rebecca Paul</i>	3/28/16	4502 Mt View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<i>Trace Roberts</i>	<i>Trace Roberts</i>	3/28/16	4495 Mt View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul J. Allan	<i>Paul J. Allan</i>	3-28-16	457 Mt. View Ave.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Johanna Wied	<i>Johanna Wied</i>	3-28-16	4202 Mt View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tara Czerwinski	<i>Tara Czerwinski</i>	3-28-16	332 W. 10th St. View	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Harold Spence	<i>Harold Spence</i>	3/28	331 Mt. View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ed Berg	<i>Ed Berg</i>	3/28	4492 Towne Heights Lane	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ronald L. Keffer	<i>Ronald L. Keffer</i>	3/28	189 Island View Court	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Donald J. Reed	<i>Donald J. Reed</i>	3/28	233 Island View Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Marilyn M. Gamboa	<i>Marilyn M. Gamboa</i>	3/28	235-2051 <sup>415 Island View Dr</sup> Court 1196	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ann Keffer	<i>Ann Keffer</i>	3/28	285-8283 1891 Island View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Riedlander	<i>David Riedlander</i>	3/28	209-7969 164 B Mtn View Dr.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kathy Smith	<i>Kathy Smith</i>	3-28	235-5523 4139 Kachemak Drive	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nikolaus Sam	<i>Nikolaus Sam</i>	3-28	507 Mountain View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amy Alberter	<i>Amy Alberter</i>	3-28	580 Elderberry	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Boye Williams	<i>Boye Williams</i>	3/29/16	570 Elderberry	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Raven Spird	<i>Raven Spird</i>	3/28	445 Elderberry	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Zodi Simmons	<i>Zodi Simmons</i>	3-29-16	10510 Hillslope Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.



















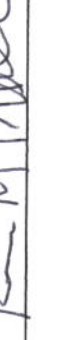

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Robert Gilman		3/27	244 Lakeshore	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gwen Vitalis		3/27	1244 Lakeshore drive	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jan Waddell		3/27/16	3095 Lakeshore Avenue	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
AK Waddell		3/27/16	" "	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Laura Murphy		3/27/16	561 Mt. View Hoxe	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Greg Murphy		3/27-16	361 Mt. View Dr Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Richard D. Gross		3-28-16	391 E Bonnell Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
EVAN HAWK		3/28	Svedlund Rd, Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rick Alward		3/28	4416 Marvin Dr Hom	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Susan Drathman		3/28	4042 E Sarno St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Naomi Schette		3/28	4177 Hoke St. Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Infuleo Zloran		3/28	565 Pioneer St #28 HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Peggy Morse		3/28	565 Pioneer St #28 HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anthony Morse		3-28	565 Pioneer Ave. #28	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bruce Flayn		3-28	4722 HABANA ST,	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Alex Wylie Dymun		3-28	267 W. Elyndas Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Henry Lyssen		3-28	617 Kuleva St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brian Potter		3/28	41 Heath St #4	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dana Krumm		3/28	1547 Lakeshore Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kevin Z Krumm		3/29	1947 Lakeshore Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
FAHELA BRODIE	Pamela Brodie	3-28-16	369 Bonanza Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Faina Melkomukov	Faina Melkomukov	3-28-16	564 Klondike Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Karen S. DeRaney	Karen S. DeRaney	3-28-16	554 Klondike Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
SARA LUSBY	Sara Lusby	3-28-16	484 Klondike Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cynthia P. Cox	Cynthia P. Cox	3-29-16	161 Lee Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mike Franklin	Mike Franklin	3-28-16	1765 Fairview Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert Heilig	Robert Heilig	3-29-16	850 Smoky Way Bay	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
LARRY CABANA	Larry Cabana	3-29-16	850 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Queen Cabana	Queen Cabana	3-29-16	850 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul G Johnson	Paul G Johnson	3-29-16	825 Rosebud Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Susan McCoy	Susan McCoy	3-29-16	928 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert Carbury	Robert Carbury	3-29-16	932 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anesia Anahonak	Anesia Anahonak	3-29-16	978 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Britney Anahonak	Britney Anahonak	3-29-16	978 Sandview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Futwe Sutton	Futwe Sutton	3-29-16	4242 main st	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clare Kryshak	Clare Kryshak	3-30-16	4242 main st	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
PETER KAROWSKI	Peter Karowski	3-30-16	910 Starling Hwy Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brandon Benson	Brandon Benson	3-30-16	60082 Clivier Wy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ryan D. Py	Ryan D. Py	3-30-16	968 Fairview Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Vespe D. Bolt	Vespe D. Bolt	3-30-16	377 Second Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Stephanie Alwad		3-10	4416 Maroon Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amanda J Fralys		3-10/16	5655 Heath St Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Shane David		Mar-10	224 Lynn Way Homer 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
John Thompson		Mar-10	4289 Seward Rd Homer 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sherry Bess		3/10/16	4142 Mottox Rd #12	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brian Smith		3-10-16	5301 Glacier View	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paley Parvey		3-10	7479 Luning St #24	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DORA MCDOWY		3-10	203 Ocean Dr. LP #15	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jeray Watson		3-10	203 Ocean Dr. LP #15	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jessica Teuhoff		3-10	389 Grubstake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
LEO Teuhoff		3-10	389 Grubstake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Steven Sharif		3-11	204 Razeview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Matt Achard		3-11	4143 Kadys Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jane Wilson		3-11	4252 S. Manson Dr Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Glad Essex		3-11	4131 Renak Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nelane Campagne		3-11/16	653 W. FAIRVIEW AVE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
JOHN COX		3-11-16	653 W. FAIRVIEW AVE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mike DeVaney		3-16	484 Klondike Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ton DeVaney		3-16/16	484 Klondike Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rain DeVaney		3-16/16	3429 Condyge Street #4	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Donald G Hal	Donald G Hal	3-2	542 Garbattent Heger	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
James Wilson	James Wilson	3-2	1473 East 5th St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kimberly K. Kimble	Kimberly K. Kimble	3-2-16	3625 W. Harvard Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
KEVIN M SWEET	Kevin M Sweet	3-2-16	4032 PENNOCK ST HOMER AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ed DE SYLVIA	Ed De Sylva	3-2-16	304 STERLING HWY HOMER AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul Pacheco	Paul Pacheco	3-2-16	304 STERLING HWY HOMER AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sarah McBride	Sarah McBride	3-2	2115 East end of 1st Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sperry Moen	Sperry Moen	3-2	Heritage Hotel	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jovene Kvasnickoff	Jovene Kvasnickoff	3-2	Heritage Hotel	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Terry Yager	Terry Yager	3-2	320 W Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Janne Yager	Janne Yager	3-3	320 W Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ryan Flanigan	Ryan Flanigan	3-3	4722 Sabana Rd	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ASH CHWECHE	ASH CHWECHE	3-2-16	203 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deb COX	Deb COX	3-3-16	4225 Garin Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mark Weber	Mark Weber	3-3-16	640 Rumpel Street	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Matthew Wilson	Matthew Wilson	3-3	640 Rumpel Street	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Shari Stevenson	Shari Stevenson	3-3	291 Burrell	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kimberly Montoya	Kimberly Montoya	3-3-16	4797 Kachemak Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Patrick Ladd	Patrick Ladd	3-3	4297 Kachemak Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>






















Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.


















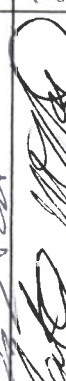


Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Joson bldges	Joson bldges	3/17	56 W Fairview Ave Homer AK 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Xavier Ammon	Xavier Ammon	3-18	565 W Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amundson-Hester	Amundson-Hester	3-18	5530 Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Glenda Heselwood	Glenda Heselwood	3/18	502 Ramseyview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ginger Moore	Ginger Moore	3-18	436 Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Michael New	Michael New	3-18	456 Ramseyview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Larry & Lada Khan	Larry & Lada Khan	3/18	364 Ramseyview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Erik Rønnevald	Erik Rønnevald	3/18/16	436 Ramseyview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kate E. Frønerud	Kate E. Frønerud	3-18-16	560 Soundview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jenny Roth	Jenny Roth	3-18-16	1685 Mission Rd	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Onaeca Poth	Onaeca Poth	3-18-16	39142 Suchanwald	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Peggy Hughes	Peggy Hughes	3-18-16	407 Soundview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
GAT Tester	GAT Tester	3-18	4048 Baetholt St #3	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Glenn Knutson	Glenn Knutson	3-18	4048 Baetholt #5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Larry N. Jorgensen	Larry N. Jorgensen	3-18	4048 Baetholt #6	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mary Williams	Mary Williams	3-18	359 W Fairview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Edgardo C. Hasbani	Edgardo C. Hasbani	3-18	437 W Fairview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jan Jorgensen	Jan Jorgensen	3/18	3720 NW 16th St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Don Corrahn	Don Corrahn	3-18-16	3855 NW 16th St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cathy Wadsworth	Cathy Wadsworth	3-18-19	3855 NW 16th St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
John Boerrigter		3/16	330 Knickerbocker Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Christina Kepler		3-16	254 E Dannew Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dustin W. Hooper		3/16	254 E Dannew Ave, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clayd T. Hight		3/16	4690 Sap St. H. e	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Richard Price		3-16	565 E Pioneer Hwe. AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tim Meyer		3-16	256 1st Ave, Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Douglas A. Meeker		3-16	253 Dannew Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Douglas A. Meeker		3-16	1477 Bay Ave, Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Melanie W. Meeker		3-16-16	1477 Bay Ave, Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Helen Meeker		3/16/16	1475 Bay Avenue, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
GEORGE W. MEERER		3-16-16	1475 Bay Ave.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ben J. Brant		3-16	4680 Main St.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Charles W. Dine		3-17	182 W. Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lois Benson		3-17	322 W. Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tiffany Shouttz		3/17	206 E Pioneer Ave #2	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kory Montoya		3-17	4131 Remock Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ala Hauke		3-17	5075 Secop Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rene Wond		3-17	5075 Secop Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nabe quay		3-17	5075 Secop Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
JOSÉ GARCIA		03/20/16	54104 Lulu CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nelva Rivera		03/20/16	54104 Lulu CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Laureen Wentz		03-20-16	4779 Rochelle, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bregha Buchanan		03/20/16	38153 Sterling	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gary Williams		3/20/16	38153 Sterling Hwy, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bruce Ubert		22 Mar 16	71200 Gillham Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Denise Roberts		3-20-16	71200 Gillham Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
AMANDA WICKS		3-23-16	39043 CANNONBARK CIRC	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Vanessa Neal		3-23-16	4052 Pennock	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Molly Monroe		3/23/16	430 Spruceview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ROSS HOCKETT		3-23-2016	436 Spruceview Ave AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kim Kuklis		3-25-16	3850 Forest Glen	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jen Kuklis		25 Mar 16	3850 Forest Glen	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Chny Vong		2-02	628 Ryeview	Yes <input type="checkbox"/> No <input type="checkbox"/>
Kristen Churchill		3/24/16	693 W Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ASH CHURCHILL		3/26/16	693 W Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MARILYN DUNN		3/28/16	3878 CARRANA CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
K.C. SEAMAN		3/29/16	4266 Shilley	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tim Scott		3/28/16	4510 E 14th St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Walter M. Neal		3/29/16	RD 8 BOX 1926	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Chris Kratsas		3/9/16	lot #35 Nibolersk AK 99556	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
CASSIE Sheldon		3/9/16	56785 Thurston Dr. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joseph Reseturits		3/9/16	485 west Fairview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MELIA CHAVEZ		3/9/16	4100 MATTERED HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Theresa		3/9/16		Yes <input type="checkbox"/> No <input type="checkbox"/>
Rebecca Hardy		3/10/16	485 Elderberry	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Diane Gilbert		3/11/16	4814 Rochelle Rd Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
JONATHAN BAUDIN		12 MAR 16	203 OCEAN DR CLIP #66 HOMER, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Annie Kremer		12 MAR 16	1 mile north fork road point	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ryan J Davis		3/13/16	628 Fangeview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Debbie Seaman		3/13/16	4266 Shirley Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
JOE Sherrill		3/15/16	519 Bonah 29	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
JOAN MELLO		3/16/16	915 ROSEBUD CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
FRED MANTUA		3-18-16	ANCHORAGE 99504 MADELYNE DR	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kimberly Ketter		3-18-16	3625 West Hill	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MICHAEL CAMPSON		3/18/16	Post, Homer AK 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sarah Brown		3/18/16	Box 1898 Homer AK 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rose Figueroa		3/19/16	3971 Main St. #5 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jeff Barbawell		3-14-16	57555 postlocu	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
KATH M- KALKS	[Signature]	2/4/16	4106 SUGAR ST HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sue Woulgemuth Jinkoff	[Signature]	2/4/16	512 Lee Dr.	Yes <input type="checkbox"/> No <input type="checkbox"/>
ROBERT GREEN	[Signature]	2/5/16	535 E 5th Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ETHEL WARD	[Signature]	3-8-16	1021 N W 1st Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Diane LaFord	[Signature]	3-5-16	154 N 1st Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul LaFord	[Signature]	3/9/16	171 Mt. View Dr A	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gene Clayburn	[Signature]	3-9-16	1717 Mountain View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
WYNNE SMITH	[Signature]	03/09/16	1814 W 1st Ave #3	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cindy Mann	[Signature]	3/9/16	4134 Eugene Way	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
STEVE CANN	[Signature]	3-10-16	5308 Substake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dylan Weiss	[Signature]	3-10-16	5174 Substake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joy Iverson	[Signature]	3-10-16	423 Grobostake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joe Lee & Henry	[Signature]	3/10/16	420 Grobostake Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bill Brown	[Signature]	3-10		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gregory Kalickoff	[Signature]	3/12/16	4280 Main St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anna McCarthy	[Signature]	3-12-16	457 Grobostake	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Christine Steinhilber	[Signature]	3-12-16	425 Bonanza	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dorinda E. Mulvihill	[Signature]	3/16/16	436 Bonanza Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tony Demichelle	[Signature]	3-16	381 Bonanza	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
	[Signature]	3/16/16	382 Bonanza	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Jill Barnham	<i>[Signature]</i>	3/2	1089 Lakeside Cir	Yes <input type="checkbox"/> No <input type="checkbox"/>
Jeanette Davis	<i>[Signature]</i>	3/2	873 Lehigh Court	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jim Norenoss	<i>[Signature]</i>	3/2/16	407 Range View	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dan Fell	<i>[Signature]</i>	3/12/16	1223 Bay Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Naomi Scheffel	<i>[Signature]</i>	3/2/16	4177 Hoke St, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Susan Hunsberger	<i>[Signature]</i>	3-3-16	Box 2048 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Denise Davis	<i>[Signature]</i>	3-3-16	PO Box 405 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
EDWARD BLEDSE	<i>[Signature]</i>	3-3-16	PO Box 405 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Anderson	<i>[Signature]</i>	3-3-16	171 Mountain View Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Courtney Smith	<i>[Signature]</i>	3-3-16	60043 Bear Creek, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Virginia Storch	<i>[Signature]</i>	3-5-16	60043 Bear Creek Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Suzanne Melan	<i>[Signature]</i>	03/06/16	759 Soundview Ave. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Linda Etzweiler	<i>[Signature]</i>	3-6-16	136 E. Bayview Ave. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tim Wolfe	<i>[Signature]</i>	3-6-16	106 E Bayview #6 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Karen Shearer	<i>[Signature]</i>	3-6-16	3656 Ben Walker Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Chelon Wallace	<i>[Signature]</i>	3/7/16	2507 Kachemak Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Shelly Stedding	<i>[Signature]</i>	3/7/16	PO Box 2507 Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Elizabeth Thatche	<i>[Signature]</i>	3/7/16	4495 Alder Lane Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Daniel Young	<i>[Signature]</i>	3/7/16	4495 Alder Lane Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ambree Johnson	<i>[Signature]</i>	3/7/16	1728 Main Street	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Corey Geylsbeck	Corey Geylsbeck	2/24/16	4970 Clover Ln -	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Hoppe Geylsbeck	Hoppe Geylsbeck	2/24/16	4970 Clover Lane	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Wanda Ochoa	Wanda Ochoa	2/24/16	320 Janyway #4	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Pedro Acevedo	Pedro Acevedo	2/24/16	320 Sennubway #19	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anna Meredith	Anna Meredith	2/26/16	63651 Estate Dr. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Todd Schmidt	Todd Schmidt	2/26/16	3936 Svedlund unit 103	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Vanessa Wilson	Vanessa Wilson	2/26/16	421 Elderberry Ct Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Doree Kindt	Doree Kindt	2/27/16	4047 main 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mary Johnson	Mary Johnson	2/27/16	3801 Forest Glen Dr. 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Crystal Rogers	Crystal Rogers	2/27/16	4645 Sabrina Rd.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kib Rogers	Kib Rogers	2/27/16	4645 Sabrina Rd	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bill Hanel	Bill Hanel	2/27/16	3800 April place	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jay Truancy	Jay Truancy	2/27/16	561 newington Vt	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Colin D. Lovell	Colin D. Lovell	2/27/16	Box 4243 Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Neil Arthur	Neil Arthur	2/27/16	4014 Pen walters ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Katie Tyras	Katie Tyras	2/27/16	4014 Benwallers lane #B3 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sigrid Colman	Sigrid Colman	2/27/16	4014 Ben Wallers Ln #B2 Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jarvis Freeman	Jarvis Freeman	2/28/16	4014 Ben Wallers Lane A-7	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Freeman	David Freeman	2/28/16	4105 Kachemak Way	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Helen Watson	Helen Watson	2/28/16	4014 Ben Wallers, AS	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

APR 17 16 AM 9:19



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Margaret Quacken	<i>[Signature]</i>	2/26	4013 Svedlund #5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mary W. Willis	<i>[Signature]</i>	2/26	442 Leedrive, Homestead	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jackie Norvell	<i>[Signature]</i>	2/26/16	414 8th	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clay Norvell	<i>[Signature]</i>	2/27/16	414 8th	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
LEETA A. CALLAHAN	<i>[Signature]</i>	2/26	385 LEEDR HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
TAN RUDOLPH	<i>[Signature]</i>	2/26	386 LEEDR HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Timothy J Ukutish	<i>[Signature]</i>	2/26	895 Linda St Apt #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Natashia Ukutish	<i>[Signature]</i>	2/26/16	895 Linda St. Apt #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
KARL SPANAN	<i>[Signature]</i>	2/26/16	4266 Shirley Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ALFRED WEGINSKI	<i>[Signature]</i>	2/26	42554 Shirley Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Michael Beard	<i>[Signature]</i>	2/26	4446 E. Hill Rd,	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Zoe Story	<i>[Signature]</i>	2/26/16	40 Box 3543	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dan Gagliardi	<i>[Signature]</i>	2/26/16	Box 238	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Debbie Gagliardi	<i>[Signature]</i>	2/26/16	Box 238	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dorothy Johnson	<i>[Signature]</i>	2/26	PO Box 336	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
TIRAH PARSONS	<i>[Signature]</i>	2/27/16	PO Box 454	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jeremy Lawson	<i>[Signature]</i>	2/26/16	PO Box 1699	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Katharine Mader	<i>[Signature]</i>	2/27/16	576 H/moniker	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sean Lowe	<i>[Signature]</i>	2/27	3479 Landring	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
KATHERINE MURPHY	<i>[Signature]</i>	2/29/16	1868 TRICAN CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Must reside within 1 mile of the Restaurant / Eating Place Public Convenience.



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Dave Heaton	<i>[Signature]</i>	2/27/16	320 Perry way #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ryan Catron	<i>[Signature]</i>	2/27/16	122 W Danview Apt #5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Vanessa Mayes	<i>[Signature]</i>	2/27/16	4209 Mohr #2	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Van Sautron	<i>[Signature]</i>	2/27/16	122 W Danview Apt #5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
PATY CATRON	<i>[Signature]</i>	2/27/16	122 W. DANVIEW Apt 5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
HARVEY BIRN/Condon	<i>[Signature]</i>	2/27/16	2244 ASBON CT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tony Tupper	<i>[Signature]</i>	2/27/16	448 Harold Meale	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Pat Cunningham	<i>[Signature]</i>	2/27	4067 W. Wicks St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cori Ford	<i>[Signature]</i>	2/27	4067 Mullikin St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jessica Givier	<i>[Signature]</i>	2/27/16	6553 Homer Spit Rd.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Linda Munis	<i>[Signature]</i>	2/28/16	167 W Bayview Ave #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mary Maly	<i>[Signature]</i>	2/28/16	4048 E. Sargent Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Chris Long	<i>[Signature]</i>	2/28/16	3675 Wren	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
PATTY SANBON	<i>[Signature]</i>	2/28/16	210 Mountain View #3	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kim Ketter	<i>[Signature]</i>	2/28/16	205 W. Wild Horse	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Stacy Gove Diney	<i>[Signature]</i>	2/28/16	77 State Ave Cap RA	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mike Diney	<i>[Signature]</i>	2/29/16	6573 Kaulbach Way	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tay Giv	<i>[Signature]</i>	2/29/16	1611 W. Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ken Bergman	<i>[Signature]</i>	2/29	565 E. Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sean Reagan	<i>[Signature]</i>	2/29/16	3883 Wright St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Rev. 02/20/13  
 Must reside within 1 mile of the Restaurant / Eating Place Public Convenience.  
 566 Bond St Ave. Honor at Kallaz X  
 566 Bond St Ave. Honor at Kallaz 21



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
MARSHET FLORE	<i>[Signature]</i>	2-28	4014 Ben Walters	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert William	<i>[Signature]</i>	2-28	4014 Ben Walters Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jackie Fisk	<i>[Signature]</i>	2-28	4014 Ben Walters Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kristen Klingbeil	<i>[Signature]</i>	2-28	4014 Ben Walters Ln D8	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joshua Johnston	<i>[Signature]</i>	2-28	4014 ben walters Ln D8	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Diana Rauh	<i>[Signature]</i>	2/28/16	4014 Ben Walters Ln C2	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Phillip Bayle	<i>[Signature]</i>	2/28/16	4014 Ben Walters Ln C1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Carol Ford	<i>[Signature]</i>	2-28-16	906 Lapine Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Maggie Goedeke	<i>[Signature]</i>	2-28-16	894 Lapine Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Hannah Humbach	<i>[Signature]</i>	2-28-16	894 Lapine Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jonah Bost	<i>[Signature]</i>	2-28-16	873 Lapine Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joe Weber	<i>[Signature]</i>	2-28-16	879 Lapine Ct. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Monica Wolfe	<i>[Signature]</i>	2-28-16	106 East Beggsview, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
GARY ZITZERKOFF	<i>[Signature]</i>	2-29-16	1125 CERRIDGE COURT,	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ASHEE MOORE	<i>[Signature]</i>	2-29-16	1141 Eagleview DR	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Erick Paulsrud	<i>[Signature]</i>	2/29/16	35295 N. Fork Rd.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
RAY STEINER	<i>[Signature]</i>	3-1-16	P.O. BOX 2716	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Juanita Steiner	<i>[Signature]</i>	3/16	" "	Yes <input type="checkbox"/> No <input type="checkbox"/>
Beaver Nelson	<i>[Signature]</i>	3-01	41085 Cottontail Rd	Yes <input type="checkbox"/> No <input type="checkbox"/>
AMANDA HALL	<i>[Signature]</i>	3/01	775 JEFFER AVE #3	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
C. Cambridge	<i>C. Cambridge</i>	2-19-16	4160 WEST HILL RD #1003	Yes <input type="checkbox"/> No <input type="checkbox"/>
Tim Quinn	<i>Tim Quinn</i>	2/19/16	4670 Tanager St Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Adam Dinz	<i>Adam Dinz</i>	2/19/16	60798 Bear Creek Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Frank Watson	<i>Frank Watson</i>	2/19/16		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lorine Archila	<i>Lorine Archila</i>	2/19/16	4165 Mattox St Alb	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
CARDUNA VANZANT	<i>Carduna Vanzant</i>	2/19/16	2435 JUDY REBECCA CT.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
TIMOTHY VANZANT	<i>Timothy Vanzant</i>	2/19/16	2435 JUDY REBECCA CT.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anthony Marie	<i>Anthony Marie</i>	2-20-16	Young's Inn Rm #28	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Abigail Shealy	<i>Abigail Shealy</i>	2/20/16	212 Lee Dr.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cody Shealy	<i>Cody Shealy</i>	2/20/16	212 Lee Dr.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dan McLean	<i>Dan McLean</i>	2/22/16	39930 High View	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Shila Hough	<i>Shila Hough</i>	2/22/16	3733 Bar Walker Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mike Hough	<i>Mike Hough</i>	2/22/16	" "	Yes <input type="checkbox"/> No <input type="checkbox"/>
Doc G. Tanape	<i>Doc G. Tanape</i>	2/23/16	AK 19603 107 Smoke House St Newmarket	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kristi Wickstrom	<i>Kristi Wickstrom</i>	2/23/16	4253 Suddliff Cir. Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mae Malcolm	<i>Mae Malcolm</i>	2/23/16	3110 East End Pt.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
TRINA BROOKS	<i>Trina Brooks</i>	2/23/16	1444 Bay Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lois Jones	<i>Lois Jones</i>	2/23/16	122 W. Danneville #6	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
William Stovall	<i>William Stovall</i>	2/23/16	4803 Rochelle Rd	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gary Syth	<i>Gary Syth</i>	2/23/16	3958 Mattox Rd.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>





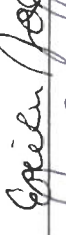

















Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
W-L Clayburn	<i>[Signature]</i>	2/17/16	181 Madison View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Alvie D. Gault	<i>[Signature]</i>	2/17/16	1311 Bldg 2 Lake Shore Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jonnie Jager	<i>[Signature]</i>	2/17/16	1208 Lakeshore Dr Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
John Szajkowski	<i>[Signature]</i>	2/17/16	869 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Varvara Kalugin	<i>[Signature]</i>	2/17/16	215 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
FRANCES SCHWARTZ	<i>[Signature]</i>	2/17/16	3179 LAKE STREET	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Holly Wood	<i>[Signature]</i>	2-17-16	341 Lake St. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cherlene Jamps	<i>[Signature]</i>	2-17-16	3102 Lake St. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
PHILAE MILLER	<i>[Signature]</i>	2-17-16	946 Ocean Drive Loop Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Martin Renner	<i>[Signature]</i>	2-17-16	811 Ocean Drive Loop Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DAVIS M Hall	<i>[Signature]</i>	2-17-16	P.O. Box 501, 876 Ocean Drive	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jim Orsso	<i>[Signature]</i>	2/18/16	P.O. Box 2194, 710 Ocean Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Michael Osif	<i>[Signature]</i>	2/18/16	601 E. Pioneer Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kenae Bowler	<i>[Signature]</i>	2/18/16	3501 Calhoun Ct # B	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Shealy	<i>[Signature]</i>	2/18/16	4060 Heath St.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Debra Williams	<i>[Signature]</i>	2/18/16	194 E. Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
LARRY BAIN	<i>[Signature]</i>	2/18/16	Box 3123 HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Barbara Smallwood	<i>[Signature]</i>	2/19/16	41047 McGinnis St Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Laura Ullmann	<i>[Signature]</i>	2/19/16		Yes <input type="checkbox"/> No <input type="checkbox"/>
John R. Watson	<i>[Signature]</i>	2-19-16	Box 1414	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

*[Signature]* APR 1 '16 4:19 PM  
99603



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
L-M Coila		12 Feb 2016	33773 Jones Rd Homer, AK 99603	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
PATRICIA STEADMAN		2-14-16	2146 FRISBEE CT. AK. HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Green Jones		2-14-16	403rd East End Road	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jessica Tranan		2/14/16	2138 Aspen Ln Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Josh Daywalker		2/14/16	11	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jone wing		2/14/16	38415 walter st Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Melinda Cudaback		2/16/16	3290 Cottonwood	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul G Johnson		2/16/16	825 Rosebud dr. Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Conanne sonson		2/17/16	895 Linda Crt Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clinton Johnson		2/17/16	895 Linda Ct. Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Stephanie Schmit		2/17/16	55000 Kelapi Ct Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rozak Broad		2/17/16	210 ISLAND VIEW HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Fred Venney		2-17-16	60920 East End, Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Leads CONTRACTORS		2-17-16	3804 HEATH ST A.C.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
T. BUSH		2-17-15	4104 BEN WATERS LN	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tammy Sheffer		2-17-16	565 E Pioneer ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Travis Richtback		2-17-18	563 E Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bob Matlona		2/17/16	4315 HEINICHT	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Murray Gregg		2/17/16	P.O. BOX 1641 HOMER	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Larsen A Klingel		2-18/16	P.O. BOX 937	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

APR 17 16 AM 9:18

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
<del>Krista Jacobs</del> Judee Jacobs	Judee Jacobs	2/17/16	457 W. Fairview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Stella Scott	Stella Scott	2/12/16	4510 Early Spring St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sarah Vonderhaar	Sarah Vonderhaar	2/12/16	1740 Saltwater	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David B Cloud	David B Cloud	2/12/16	1065 Dewberry Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dana Clendenen	Dana Clendenen	2/12/16	26485 Clouds Rd.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tanner Connolly	Tanner Connolly	2/12/16	41526 Redoubt Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rheanna Tussers	Rheanna Tussers	2/12/16	41526 Redoubt Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cobrey Lewis	Cobrey Lewis	2/12/16	40235 Kaleen St.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Hans Kuehne	Hans Kuehne	2/12/16	106 E Bayview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Teal Hahn-Kuehne	Teal Hahn-Kuehne	2/12/16	106 E Bayview, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jacob V McRae	Jacob V McRae	2/13/16	759 Sandrine Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rama Flynn	Rama Flynn	2/13/16	212 MT View Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Glenn Harbough	Glenn Harbough	2/13/16	54810 R. Fork Rd. Kachemak Point	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
COREY SHIELBY	Corey Shielby	2/13/16	63870 Kachemak, Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kyle Cullum	Kyle Cullum	2/13/16	565 East Pioneer Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Freda Doe	Freda Doe	2/13/16	530 Bonanza	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kermit Doe	Kermit Doe	2/13/16	530 Bonanza	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert Hedges	Robert Hedges	2/13/16	678 Rangview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Matt Webb	Matt Webb	2/14/16	1295 Mission Rd	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Cathy Leavitt		2/10	845 Ocean Drive	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Marilyn Hueger		2/11	895 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Frank Bauer		2/11/16	4009 Bradford St	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tay'Lee McMahon		2-10-16	209 Cityview Ave. #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Zoe McMahon		2/10/16	209 Cityview Ave #1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brian Walton		02/11/16	195 Cityview Ave #5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nancy Levinson		2/11/16	184 W Bayview Ave. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Michael Flora		02/11/16	4251 Mary St Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Laura McBride		2-1-12	122 Cityview Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Subira Kunda		2/12	4178 Hoke St Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jamie Morris		2/12/16	183 W Denview Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Fatata Kufur		2/2/16	136 W Fairview Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jammy Stalder		2/12/16	3953 Main St Hwy Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Filomena Concia		2/12/16	3953 Main St #8 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MAACH L. CHRISTENSEN		02/13/16	3953 Main St #6 - Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brian Anderson		2-13-16	3953 Main St #5 - Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nata McBride		02-13-16	5047 Main St 101 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tanice Johnson		2/13/16	4047 Main St 105 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DAVE COURTETT-PAULIE		2/13/16	511 E. Fairview Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jafar Jafar		2/13/16	3953 Main St 102 Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



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Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Shelley Tsing	Shelley Tsing	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Richard Tsing	Richard Tsing	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mike Walter	Mike Walter	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Shlomo Gherman	Shlomo Gherman	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Garry Harris	Garry Harris	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David E. Harris	David E. Harris	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tom Hopkins	Tom Hopkins	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Dave TUCKER	Dave TUCKER	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Timmy Hopkins	Timmy Hopkins	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<del>Richard Tsing</del> Y Lee	<del>Richard Tsing</del> Y Lee	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Soel Villalobos	Soel Villalobos	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Bruce Flanagan	Bruce Flanagan	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sean Anttili	Sean Anttili	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Samuel Atack	Samuel Atack	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Beauregard Burgess	Beauregard Burgess	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Self Este	Self Este	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ryan Carr	Ryan Carr	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kieren Wilkinson	Kieren Wilkinson	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mark Weber	Mark Weber	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Taylia C. McMahon	Taylia C. McMahon	2-10-16	28470 Sterline Hwy	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Paul Woods	<i>Paul Woods</i>	2/8/2016	4444 St. Hill	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
THOMAS SPURTH	<i>Thomas Spurth</i>	2/8/16	5833 Klondike NE Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Augusta M. Kelly	<i>Augusta M. Kelly</i>	2/8/16	4550 Emerald Dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cornelius Krasnikoff	<i>Cornelius Krasnikoff</i>	2/8/16	147 E. Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Darryl Krenn	<i>Darryl Krenn</i>	2/8/16	1475 Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Madison Russell	<i>Madison Russell</i>	2/8/16	57925 74th Ave W	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Anna Sophia Loftholm	<i>Anna Sophia Loftholm</i>	2/8/16	4351 Calhoun Ct. Unit B	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cassandra Harrison Peterson	<i>Cassandra Harrison Peterson</i>	2/8/16	64145 Katamer Ave Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Josh Kriebel	<i>Josh Kriebel</i>	2/8/16	1199 Bay Ave Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jocelle Burdick	<i>Jocelle Burdick</i>	2/8/16	189 Bay Ave Homer	Yes <input type="checkbox"/> No <input type="checkbox"/>
KEN DOMELA	<i>Ken Domela</i>	2/8/2016	166 W. Bunnell St.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
SON DOMELA	<i>Son Domela</i>	2/8/16	229 Henderson Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Patty Thomas	<i>Patty Thomas</i>	2-9-16	393 Soundview	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Charlotte Moss	<i>Charlotte Moss</i>	2-9-16	58601 E Skyline Dr Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
RALPH STOVER	<i>Ralph Stover</i>	2-10-16	KACHEMAK WAY	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
John Zinneveaux	<i>John Zinneveaux</i>	2-10-16	Spencer dr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jaymi Lawrence	<i>Jaymi Lawrence</i>	2-10-16	2315 East End #2	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Victor Anderson	<i>Victor Anderson</i>	2-10-16	573 Crabstake	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
CR Edwards	<i>CR Edwards</i>	2-10-16	4508 Mariner Dr. Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Alyssa Carter	<i>Alyssa Carter</i>	2/9/16	57360 E End Rd Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



are you a full time resident over 21








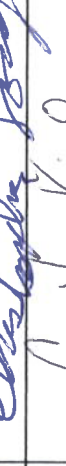












23/1/20

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Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Ashley Shove	Ashley Shove	02/06/16	203 Ocean Drive Loop #11	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brandi Robertson	Brandi Robertson	2/6/16	203 Ocean Drive Loop #14	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Charlene Baudoin	Charlene Baudoin	2/6/16	203 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Zachary McRae	Zachary McRae	2/6/16	203 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Skip Richards	Skip Richards	2/6/16	308 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ray Fields	Ray Fields	2/6/16	341 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cory Van Hoeser	Cory Van Hoeser	2/6/16	465 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Larice Petersen	Larice Petersen	2/6/16	592 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Barbara Petersen	Barbara Petersen	2/6/16	592 Ocean Drive Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ann Wimmerstedt	Ann Wimmerstedt	2/6/16	616 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
William Wimmerstedt	William Wimmerstedt	2/6/16	616 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
William Bee	William Bee	2/6/16	598 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Paul Greenfield	Paul Greenfield	2/6/16	641 Ocean Dr Loop	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Richard Miller	Richard Miller	2-9-16	35645 Upland St. Home	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Gary W. Peterson	Gary W. Peterson	2-9-16	65030 Diamond Ridge Dr Home	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Adam King Lee	Adam King Lee	2-9-16	505 S Pioneer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ken Boye	Ken Boye	2-9-16	Atomas Spit	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Mary Stewart	Mary Stewart	2-10-16	65668 Tomsik Ave, N. Kolesarsk	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jay Stewart	Jay Stewart	2-10-16	65668 Tomsik Ave, N. Kolesarsk	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Jesse D. Bolt		2/2/2016	377. Seaburner	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brian J. Olmond		2-3-16	57463 Bramor	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Ashlee Fisher		2/3/16	4234 Svedlund	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Zach Wadden		2-3-16	4234 Svedlund	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Benjamin A. Handley		2-3-16	1850 Cottonwood Ln	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sean Antier		2-3-16	4047 E. Eberina Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
R. M. Price		2-3-16	565 Pioneer St. Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Christopher Long		2/5/16	121 Mountainview Dr #4	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Constance Kiel		2-5-16	Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Joshua Frostey		2-5-16	Homer, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amber Fraden		2/5/16	Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Jack Alexander		2-6-16	Box 423 Homer AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sara Alexander		2-6-16	Homer, AK Box 423	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Green Green		2-6-16	Homer AK P.O. 1570	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Marilyn Green		2-6-16	Homer, Alaska	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
WILLIAM MARSENGILL JR		2-7-16	4032 BELUGA CIR, HOMER, AK	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Matt North		2-8-16	875 Rosebud	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Josh Tobin		2/8/16	5585 Exb	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MATTHEW A. HANEY		2-8-16	58584 GAIL ST Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DARLENE M. HANEY		2-8-16	58584 Gail Ave Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



run

Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
José Varela	<i>[Signature]</i>	4-4-16	4192 Kramer LN	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Monica Caggar	<i>[Signature]</i>	4-4-16	4204 Kramer Lane	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Swanna Bradley	<i>[Signature]</i>	4-4-16	4204 Kramer Ln A	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sarah Thompson	<i>[Signature]</i>	4-4-16	1318 Beluga Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Don J. Seaton	<i>[Signature]</i>	4-4-16	1418 Beluga Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Peter C. Norton	<i>[Signature]</i>	4/4/16	1292 Beluga Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Steven Reiser	<i>[Signature]</i>	4/4/16	4165 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lidia Kreshes	<i>[Signature]</i>	4-4-16	4145 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
CHARIS LOWRY	<i>[Signature]</i>	4-5-16	4178 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brandon Freeman	<i>[Signature]</i>	4-5-16	4142 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amir Nerson	<i>[Signature]</i>	4/5/16	4142 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nicole Reynolds	<i>[Signature]</i>	4/5/16	4097 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Johannee Wiley	<i>[Signature]</i>	4/5/16	4090 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kim Urban	<i>[Signature]</i>	4/5/16	4095 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Golewils	<i>[Signature]</i>	4/5/16	4037 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MICHAEL SWAN	<i>[Signature]</i>	4/5/16	4008 BELUGA	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sieker SKEN	<i>[Signature]</i>	4/5/16	3994 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tash Hodges	<i>[Signature]</i>	4/5/16	3994 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Havie Stage	<i>[Signature]</i>	4/5/16	3990 Beluga Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Asa Stage	<i>[Signature]</i>	4/5/16	3990 Beluga Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
Liz Garvey		4/1/12	4031 Metro Fed	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Carver R. Deo		4/2/16	349 E. Bayview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Rachel Bidlo		4/1/16	166 W. Burnell	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Wesley Simpson		4/3/16	448 Klondike ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tracee K. Hanley		4/3/16	Danview apts #10	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
John Hefrick		4/3/16	Danview Apt #12	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Margaret A Yett		4/4/16	5011 Alairland	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Juliana Soltis		4/4/16	196 W. Fairview Ave	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cecianne Johnson		4/4/16	895 Linda Ct Apt 1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Clinton Johnson		4/4/16	895 Linda Ct. apt 1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
John Duke		4/4/16	435 Klondike Homer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<del>Kevin Hagan</del>		4/5/16	213 Ardson #3 Apr	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>



Please provide your printed name, signature, date signed, physical location (street address & include city) of your residence and check the appropriate box.

Printed Name	Signature	Date Signed	Physical location of your residence (street address & city- No PO Boxes)	Do you understand this petition?
José Varela	<i>[Signature]</i>	4-4-16	4192 Kramer LN	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Monica Cagger	<i>[Signature]</i>	4-4-16	4204 Kramer Lane PHB	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Swarna Bradiey	<i>[Signature]</i>	4-4-16	4204 Kramer Ln A	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sarah Thompson	<i>[Signature]</i>	4-4-16	1318 Beluga Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Alex J. Sutton	<i>[Signature]</i>	4-4-16	1418 BNL UNIT ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Peter C. Norton	<i>[Signature]</i>	4/4/16	1292 Beluga Ct	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Steven Reiser	<i>[Signature]</i>	4/4/16	4165 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lydia Kreshes	<i>[Signature]</i>	4-4-16	4145 MATTOX ST.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
CHARS LOWRY	<i>[Signature]</i>	4-5-16	4178 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Brandon Freeman	<i>[Signature]</i>	4-5-16	4142 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Amir D. Nerson	<i>[Signature]</i>	4/5/16	4142 MATTOX ST	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nicole Reynolds	<i>[Signature]</i>	4/5/16	4097 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Johannee Meyer	<i>[Signature]</i>	4/5/16	4090 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Kim Urban	<i>[Signature]</i>	4/5/16	4095 MATTOX	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
David Golewicz	<i>[Signature]</i>	4/5/16	4037 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
MICHAEL SWAN	<i>[Signature]</i>	4/5/16	4008 BELUGA "	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Sieker Sken	<i>[Signature]</i>	4/5/16	3994 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Tash Hodges	<i>[Signature]</i>	4/5/16	3994 Beluga Cir	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Harvie Stage	<i>[Signature]</i>	4/5/16	3990 Beluga Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Uga Stage	<i>[Signature]</i>	4/5/16	3990 Beluga Circle	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>



# CITY OF HOMER

## POLICE DEPARTMENT

4060 HEATH STREET HOMER, AK 99603-7609

EMERGENCY 911  
TELEPHONE (907) 235-3150  
TELECOPIER (907) 235-3151

## **MEMORANDUM**

DATE: April 20<sup>th</sup>, 2016  
TO: Melissa Jacobsen, Deputy City Clerk  
FROM: Mark Robl, Chief of Police  
SUBJECT: Liquor License Application

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The Homer Police Department has no objection to the liquor license renewal for the following businesses:

Type:	Restaurant / Eating Place-Publike Convenience
Lic #:	5475
DBA Name:	Young's Downtown Inn
Premise Address:	565 E. Pioneer Ave, Homer, AK 99603
Owner:	Ock Kyung Lee
Mailing Address:	565 E. Pioneer Ave, Homer, AK 99603

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4/20/2016C:\Users\JJJohnson\Documents\City Council 2016\APRIL\April 25\Memo 16-068 Backup 3 Liquor License Renewal Approval letter.docx



**ORDINANCE REFERENCE SHEET**  
**2016 ORDINANCE**  
**ORDINANCE 16-19**

An Ordinance of the City Council of Homer, Alaska, Determining to Retain For a Public Purpose Tax Foreclosed Property in the Homer Recording District, Third Judicial District, State of Alaska Described as SW1/4 NW1/4 Section 4 Township 6S Range 13W Seward Meridian, KPB Tax Parcel No. 173-052-19, Located in the Vicinity of Easy Street and Quinalt Avenue, Last Owner of Record Debra Good.

Sponsor: City Manager

1. Council Regular Meeting April 25, 2016 Introduction
  - a. Ordinance 15-15



**CITY OF HOMER  
HOMER, ALASKA**

City Manager

**ORDINANCE 16-19**

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, DETERMINING TO RETAIN FOR A PUBLIC PURPOSE TAX FORECLOSED PROPERTY IN THE HOMER RECORDING DISTRICT, THIRD JUDICIAL DISTRICT, STATE OF ALASKA DESCRIBED AS SW1/4 NW1/4 SECTION 4 TOWNSHIP 6S RANGE 13W SEWARD MERIDIAN, KPB TAX PARCEL NO. 173-052-19, LOCATED IN THE VICINITY OF EASY STREET AND QUINALT AVENUE, LAST OWNER OF RECORD DEBRA GOOD.

WHEREAS, Homer City Code 18.06.010(a), Real property acquisitions, authority, provides that the City may acquire, own and hold real property within or outside the City boundaries by any lawful means or conveyance, and may exercise all rights and powers in the acquisition, ownership and holding of real property as if the City were a private person; and

WHEREAS, Pursuant to Ordinance 15-15, adopted June 16, 2015, the Kenai Peninsula Borough on July 29, 2015 conveyed to the City tax-foreclosed property in the Homer Recording District, Third Judicial District, State of Alaska described as SW1/4 NW1/4 Section 4 Township 6S Range 13W Seward Meridian, Kenai Peninsula Borough Tax Parcel No. 173-052-19 (the "Property"); and

WHEREAS, The Property is located in the Bridge Creek Watershed and the Bridge Creek Watershed Protection District, and should be preserved as undeveloped open space for the protection of the Bridge Creek Watershed and the City's public water supply; and

WHEREAS, AS 29.45.460(a) and HCC 18.06.042(a) authorize the City to determine that tax-foreclosed property deeded to the City shall be retained for a public purpose, and the Council finds that the Property should be retained by the City for the public purpose of protecting of the Bridge Creek Watershed and the City's public water supply; and

WHEREAS, As required by AS 29.45.460(c) and HCC 18.06.042(e), the City Clerk sent by certified mail a copy of the published notice of hearing on this ordinance within five days after its publication to the last record owner of the Property shown on the assessment roll of the Kenai Peninsula Borough.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Pursuant to AS 29.45.460(a) and HCC 18.06.042(a), the City hereby determines that the tax-foreclosed real property in the Homer Recording District, Third Judicial District, State of Alaska described as SW1/4 NW1/4 Section 4 Township 6S Range 13W Seward Meridian, Kenai Peninsula Borough Tax Parcel No. 173-052-19, shall be retained by the City for the public purpose of protecting of the Bridge Creek Watershed and the City's public water supply.

Section 2. This Ordinance is not permanent in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Reading:

Second Reading:

Effective Date:



85 Reviewed and approved as to form:

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89 \_\_\_\_\_  
Mary K. Koester, City Manager

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91 Date: \_\_\_\_\_

92

\_\_\_\_\_  
Holly Wells, City Attorney

Date: \_\_\_\_\_



**CITY OF HOMER  
HOMER, ALASKA**

City Manager

**ORDINANCE 15-15**

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
PURCHASING TAX FORECLOSURE PROPERTY, KENAI PENINSULA  
BOROUGH (KPB) TAX PARCEL NUMBER 17305219, AND  
DESIGNATING ITS USE FOR PUBLIC PURPOSE AND AUTHORIZING  
THE CITY MANAGER TO EXECUTE THE APPROPRIATE  
DOCUMENTS.

WHEREAS, Pursuant to Homer City Code 18.06.010 Real property acquisitions,  
authority. a. The City may acquire, own and hold real property within or outside the City  
boundaries by any lawful means or conveyance, and may exercise all rights and powers in the  
acquisition, ownership and holding of real property as if the City were a private person; and

WHEREAS, Kenai Peninsula Borough Land Management has prepared a preliminary  
list of foreclosed parcels to be sold in the Borough's 2015 Tax Foreclosure Auction; and

WHEREAS, Pursuant to AS 29.45.450 Deed to Borough or City, a city may request  
conveyance of tax foreclosed property when the city has an immediate need for that property  
and property may be deeded to the City subject to taxes owed through judgment date,  
interest, and any out of pocket cost incurred by the KPB through the date of the actual  
payment; and

WHEREAS, There is a 40-acre parcel in the Bridge Creek Watershed, KPB tax parcel  
number 17305219, that would serve the public by protecting the integrity of Homer's water  
source; and

WHEREAS, The parcel may be deeded to the City of Homer upon payment of the taxes  
owed to the Borough with accrued interest, and out of pocket cost incurred by the Borough  
upon KPB tax parcel number 17305219 in the amount of \$2,805.21; and

WHEREAS, Upon receipt of \$2,805.21 the Borough will record a quitclaim to convey  
title to the City; and

WHEREAS, Pursuant to the provisions of Homer City Code 18.06.030, 18.06.042, and  
18.06.044 Real property acquisitions, designation for public use, and authorization for the  
appropriation, KPB tax parcel number 17305219 shall be retained for a public purpose and  
classified as "undesignated".

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. The City of Homer hereby appropriates funds as follows:

<u>Expenditure</u>	<u>Description</u>	<u>Amount</u>
150-0392-5904	Purchase / KPB Parcel Number 17305219	\$2,805.21

Section 2. The City Manager is hereby authorized to execute the appropriate documents for the purchase of property described as follows:

Record Owner	KPB Tax Parcel Number	Legal Description	Borough Assessed Property Value	Acreage
Kenai Peninsula Borough	17305219	T 6S R 13W SEC 4 Seward Meridian HM SW1/4 NW1/4	\$47,200.00	40 acres


Section 3. This is a budget amendment ordinance, is temporary in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA this 15<sup>th</sup> day of June, 2015.

CITY OF HOMER

  
MARY E. WYTHE, MAYOR

ATTEST:

  
JO JOHNSON, MMC, CITY CLERK

YES: 4

NO: 0

ABSTAIN: 0

ABSENT: 2

80 First Reading: 05.26.15  
81 Public Hearing: 06.15.15  
82 Second Reading: 06.15.15  
83 Effective Date: 06.16.15

84

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86 Reviewed and approved as to form:

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88

Mary K. Koester

89

Mary K. Koester, City Manager

90

91

Date: 6-18-15

\_\_\_\_\_  
Thomas F. Klinkner, City Attorney

Date: \_\_\_\_\_





**ORDINANCE REFERENCE SHEET**  
**2016 ORDINANCE**  
**ORDINANCE 16-20**

An Ordinance of the City Council of Homer, Alaska, Amending Subsection (A) of HCC 17.04.040, Initiation of District, to Provide That a Special Assessment District May Be Initiated By a Petition Signed By the Record Owners of Real Property That Would Bear Not Less Than 50 Percent of the Assessed Cost of the Improvement.

Sponsor: Smith

1. Council Regular Meeting April 25, 2016 Introduction
  - a. Memorandum 16-070 from City Attorney



CITY OF HOMER  
HOMER, ALASKA

Smith

ORDINANCE 16-20

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING SUBSECTION (a) OF HCC 17.04.040, INITIATION OF  
DISTRICT, TO PROVIDE THAT A SPECIAL ASSESSMENT DISTRICT  
MAY BE INITIATED BY A PETITION SIGNED BY THE RECORD  
OWNERS OF REAL PROPERTY THAT WOULD BEAR NOT LESS  
THAN 50 PERCENT OF THE ASSESSED COST OF THE  
IMPROVEMENT.

THE CITY OF HOMER ORDAINS:

Section 1. Subsection (a) of HCC 17.04.040, Initiation of district, is amended to read as follows:

a. A special assessment district may be initiated by:

1. Resolution approved by a vote of not less than three-fourths of the Council;

or

2. Petition signatures of the record owners of **real property that would bear not less than 50 percent of the assessed cost of the improvement** ~~one-half in value of the real property in the proposed district~~ received by the City Clerk within 60 days after the mailing of the petition to record owners of property in the proposed district. Upon payment of the nonrefundable filing fee in the City fee schedule established by resolution of the Council, the City Clerk shall prepare a petition for distribution by certified mail to all record owners of property in the proposed district that contains:

a. A statement that it is a petition to form a special assessment district, and describing the capital improvement for which the district is proposed;

b. For each property in the proposed district, the Kenai Peninsula Borough tax parcel number and property description, the name and mailing address of the record owner, ~~the current assessed value~~, and a place for the record owner's signature; and

c. A statement that to support initiation of the proposed district, the record owner must sign and return the petition to the City Clerk within 60 days after the date the petition was mailed.

Section 2. This Ordinance is of a permanent and general character and shall be included in the City Code.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this \_\_\_\_ day of  
\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Reading:

Second Reading:

Effective Date:

Reviewed and approved as to form:

\_\_\_\_\_  
Mary K. Koester, City Manager

\_\_\_\_\_  
Holly Wells, City Attorney

Date: \_\_\_\_\_

Date: \_\_\_\_\_





Birch Horton Bittner & Cherot

*a professional corporation*

## Memorandum 16-070

**TO: KATIE KOESTER  
CITY MANAGER  
CITY OF HOMER**

**FROM: THOMAS F. KLINKNER**

**RE: PETITION REQUIREMENT FOR SAD FORMATION**

**FILE NO.: 506,742.221**

**DATE: APRIL 12, 2016**

---

Currently HCC 17.04.040(a) provides that a special assessment district (SAD) is initiated by either (i) a resolution approved by a vote of not less than three-fourths of the Council; or (ii) petition signatures of the record owners of not less than one-half in value of the real property in the proposed SAD. I understand that the Council wants the second alternative to be rewritten to provide that a SAD may be initiated by petition signatures of the record owners of real property that would bear 50 percent or more of the assessed cost of the improvement. A draft ordinance making this change is attached.

Currently HCC 17.04.050(b) provides that after initiation of an SAD, the preparation of an improvement plan for the SAD, and notification of the record owners of property in the proposed SAD of a public hearing on the necessity of the improvement and proposed improvement plan, "[i]f owners of real property that would bear 50 percent or more of the assessed cost of the improvement file timely written objections, the Council may not proceed with the improvement unless it revises the improvement plan to reduce the assessed cost of the improvement that is borne by objecting record owners to less than 50 percent of the assessed cost of the improvement."

With the requested change to the signature requirement on the petition to form an SAD, the objection procedure in HCC 17.04.050(b) repeats the property owner vote that would be required for an SAD initiated by property owner petition, and may seem redundant for an SAD initiated in that manner. However, the objection procedure must remain, as it is required by state law.

AS 29.26.020(a) authorizes a municipality by ordinance to prescribe procedures for the formation of special assessment districts, making local improvements, levying

and collecting assessments, and financing improvements, which the City has done in HCC 17.04. Under AS 29.46.020(b), a municipal ordinance prescribing the procedure for forming special assessment districts is subject to the requirement that "[i]f protests as to the necessity of a proposed local improvement are made by owners of property that will bear 50 percent or more of the estimated cost of the improvement, the governing body may not proceed with the improvement until the objections have been reduced to less than 50 percent, except on approval of not fewer than three-fourths of the governing body." Because of this statutory mandate, the objection procedure in HCC 17.04.050(b) must be retained for every SAD, including one that is initiated by property owner petition.

TFK/lcj

**CITY OF HOMER  
HOMER, ALASKA**

City Clerk

**RESOLUTION 16-042**

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
AUTHORIZING THE FORMATION OF THE KACHEMAK DRIVE  
PHASE III WATER AND SEWER SPECIAL ASSESSMENT DISTRICT,  
AND AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE  
PREPARATION AND CONSTRUCTION OF THE PROJECT.

WHEREAS, Kachemak Drive Phase III Water and Sewer Special Assessment District includes real property fronting, predominately, Kachemak Drive, located within Mailea Bay, Checkmate Shores, Scenic Bay, Lampert Lake, Miriams Ares, De Garmo, Grewingk View, Rankin and R Cronin Subdivisions within the City of Homer; and

WHEREAS, A petition for water and sewer improvements for property owners within the Kachemak Drive Phase III Water and Sewer Special Assessment District was circulated from October 20 to December 21, 2015; and

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

WHEREAS, The City Clerk verified sufficient signatures equal to 65% of the value of real property within the district; and

WHEREAS, Pursuant to HCC 17.04.040(b)(1) a neighborhood meeting was scheduled and held on January 14, 2016; and

WHEREAS, An improvement plan was prepared for the district that includes final boundaries, design, project cost estimate, percentage of the improvement cost to be assessed against properties in the district, method for allocating the assessed cost of the improvement among the properties in the district, time period over which assessments will be financed, and a preliminary assessment roll for the district; and

WHEREAS, Property owners were sent the preliminary assessment roll, notice of right to object, and notice of public hearing; and

WHEREAS, Pursuant to HCC 17.04.050(b) if owners of real property that would bear 50 percent or more of the assessed cost of the improvement file timely written objections the Council may not proceed with the improvement; and

WHEREAS, Written objections were received from four property owners, representing six parcels within the district, 19 percent of the assessed cost of the improvement; and

WHEREAS, A public hearing was held on April 11, 2016 and there was no public testimony; and

WHEREAS, The estimated cost of water improvements is \$1,169,281 with property owners' estimated total assessment of \$350,784; a State grant will pay for 70% of the cost of the water main extension along Kachemak Drive Phase III and property owners will be required to pay the portion not covered by the grant; and

WHEREAS, The estimated cost of sewer improvements is \$837,358 with property owners' estimated total assessment of \$628,019; property owners will pay 75% and Homer Accelerated Water and Sewer Program (HAWSP) will pay 25% for sewer along Kachemak Drive Phase III; and

WHEREAS, Council finds that the water and sewer improvements are necessary and will benefit the properties to be assessed.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council authorizes the formation of the Kachemak Drive Phase III Water and Sewer Special Assessment District, and authorizes the City Manager to proceed with the preparation and construction of the project.

PASSED AND ADOPTED by the City Council of Homer, Alaska, this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

Fiscal Note: Total estimated project water: \$1,169,281. Estimated property owner share of water improvements is \$350,784. A State grant will pay 70% of the cost of the water main

84 extension. Total estimated project sewer: \$837,358. Estimated property owner share of sewer  
85 improvements is \$628,019 and HAWSP will pay 25% (\$209,340) of the sewer.





## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Kachemak Drive Phase III Water and Sewer Special Assessment District** DATE: **February 2, 2016**

TOTAL ESTIMATED PROJECT WATER: **\$1,169,281**

Districts shall be assessed 75% property owner share of the project. The City has secured a State grant which will pay for 70% of the cost of water main extension along Kachemak Drive Phase III. Benefitted property owners will be required to pay that portion of the cost not covered by the grant through the formation of a Special Assessment District: **\$350,784**

TOTAL ESTIMATED PROJECT SEWER: **\$837,358**

Districts shall be assessed 75% property owner share of the project. **\$628,019**  
HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) SHARE: **\$209,340**

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
1	HODNIK VICKEY J P.O. Box 1836 Homer, AK 99603	T 6S R 13W SEC 22 Seward Meridian HM PTN GOV LOT 2 LYING SOUTH OF KACHEMAK DR EXCLUDING KETA CLIFFS TOO & CARROLL SUBS & E 300 FT OF THE W 700 FT 17936005	\$ 1,083,300.00	\$10,962 Water \$19,626 Sewer
2	ADKISON VERNON P.O. Box 3785 Homer, AK 99603	T 6S R 13W SEC 22 Seward Meridian HM 0830087 SCENIC BAY SUB LOT 3 17936019	\$ 431,800.00	\$10,962 Water \$19,626 Sewer
3	ADVANTAIRA TRUST LLC P.O. Box 800 Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0790139 CHECKMATE SHORES SUB LOT 3 17915057	\$ 291,500.00	\$10,962 Water \$19,626 Sewer
4	BENSON IVAN A & PAULINE E PO BOX 81 Anchor Point, AK 99556-0081	T 6S R 13W SEC 23 Seward Meridian HM 0004224 R CRONIN SUB LOT 8B 17915072	\$ 121,000.00	\$10,962 Water \$19,626 Sewer
5	BOLLENBACH AMY P.O. Box 3468 Homer, AK 99603-3468	T 6S R 13W SEC 22 Seward Meridian HM 2011036 GOLDEN CROWNED SUB LOT 2 17936027	\$ 373,300.00	\$10,962 Water \$19,626 Sewer
6	BOLLENBACH JAMIE ALAN ANDRE 155 NICKERSON ST # 2 Seattle, WA 98109-1621	T 6S R 13W SEC 22 Seward Meridian HM 2011036 GOLDEN CROWNED SUB LOT 1 17936026	\$ 205,100.00	\$10,962 Water \$19,626 Sewer
7	CRONIN A R & FRANCES P P.O. Box 236 Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0004224 R CRONIN SUB LOT 8A 17915071	\$ 266,200.00	\$10,962 Water \$19,626 Sewer

# PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Kachemak Drive Phase III Water and Sewer Special Assessment District** DATE: **February 2, 2016**

TOTAL ESTIMATED PROJECT WATER: **\$1,169,281**

Districts shall be assessed 75% property owner share of the project. The City has secured a State grant which will pay for 70% of the cost of water main extension along Kachemak Drive Phase III. Benefitted property owners will be required to pay that portion of the cost not covered by the grant through the formation of a Special Assessment District: **\$350,784**

TOTAL ESTIMATED PROJECT SEWER: **\$837,358**

Districts shall be assessed 75% property owner share of the project. **\$628,019**  
HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) SHARE: **\$209,340**

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
8	GRIFFIN ANN M 3101 Kachemak Drive Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 2009005 DE GARMO SUB NO 2 LOT 12-A-1 17915081	\$ 297,200.00	\$10,962 Water \$19,626 Sewer
9	HILLSTRAND, NANCY P.O. Box 7 Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0870056 RANKIN SUB LOT 2 17915068	\$ 199,200.00	\$10,962 Water \$19,626 Sewer
10	HINES CONNIE E P.O. Box 151 Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0970083 GREWINGK VIEW SUB LOT 12-B 17915074	\$ 387,100.00	\$10,962 Water \$19,626 Sewer
11	FOLEY, JACK A Jr 3251 Montpelier Court Anchorage, AK 99503-4635	T 6S R 13W SEC 22 Seward Meridian HM 2008015 KACHEMAK BAY CONDOMINIUMS UNIT 13A-1 17915047CO1	\$ 198,500.00	\$5,481 Water \$9,813 Sewer
	IRELAND COLETTE P PO BOX 3464 Homer, AK 99603	T 6S R 13W SEC 22 Seward Meridian HM 2008015 KACHEMAK BAY CONDOMINIUMS UNIT 13A-2 17915047CO2	\$ 223,300.00	\$5,481 Water \$9,813 Sewer
12	KACHEMAK MOOSE HABITAT INC 813 W Northern Lights Blvd. Anchorage, AK 99503-2407	T 6S R 13W SEC 23 Seward Meridian HM THAT PORTION OF GOVT LOT 3 LYING NORTHWESTERLY OF KACHEMAK BAY DRIVE 17915002	\$ 38,400.00	\$10,962 Water \$19,626 Sewer
		T 6S R 13W SEC 23 Seward Meridian HM 0790139 CHECKMATE SHORES SUB LOT 1 17915056	\$ 33,100.00	\$10,962 Water \$19,626 Sewer

## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Kachemak Drive Phase III Water and Sewer Special Assessment District** DATE: **February 2, 2016**

TOTAL ESTIMATED PROJECT WATER: **\$1,169,281**

Districts shall be assessed 75% property owner share of the project. The City has secured a State grant which will pay for 70% of the cost of water main extension along Kachemak Drive Phase III. Benefitted property owners will be required to pay that portion of the cost not covered by the grant through the formation of a Special Assessment District: **\$350,784**

TOTAL ESTIMATED PROJECT SEWER: **\$837,358**

Districts shall be assessed 75% property owner share of the project. **\$628,019**  
HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) SHARE: **\$209,340**

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
	KACHEMAK MOOSE HABITAT INC 813 W Northern Lights Blvd. Anchorage, AK 99503-2407	T 6S R 13W SEC 23 Seward Meridian HM 0800076 MAILEA BAY SUB LOT 1 17915059	\$ 24,800.00	\$10,962 Water \$19,626 Sewer
		T 6S R 13W SEC 23 Seward Meridian HM 0800076 MAILEA BAY SUB LOT 4 17915060	\$ 21,800.00	\$10,962 Water \$19,626 Sewer
	KACHEMAK MOOSE HABITAT, INC. PO BOX 355 ANCHOR POINT AK 99556-0355	T 6S R 13W SEC 22 Seward Meridian HM GOVT LOT 15 N OF KACHEMAK DR 17936014	\$ 54,500.00	\$10,962 Water \$19,626 Sewer
13	KACHEMAK PROPERTIES LLC 266 E Bayview Ave Homer AK 99603-7115	T 6S R 13W SEC 22 Seward Meridian HM 0850130 LAMPERT LAKE SUB NO 2 LOT 2A 17936023	\$ 486,300.00	\$10,962 Water \$19,626 Sewer
14	KAR-A-VAN TRANSFER INC PO Box 4 Seldovia, AK 99663-0004	T 6S R 13W SEC 22 Seward Meridian HM 0850006 LAMPERT LAKE SUB LOT 1 17936016	\$ 172,700.00	\$10,962 Water \$19,626 Sewer
15	LOFLIN MARVIN D REVOCABLE TRUST 3135 Kachemak Drive Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0790139 CHECKMATE SHORES SUB LOT 2 17915058	\$ 656,000.00	\$10,962 Water \$19,626 Sewer
16	MCCARTHY COMMUNITY PROPERTY TRUST P.O. Box 957 Homer, AK 99603-0957	T 6S R 13W SEC 23 Seward Meridian HM 0004224 R CRONIN SUB LOT 8C 17915070	\$ 490,200.00	\$10,962 Water \$19,626 Sewer

## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Kachemak Drive Phase III Water and Sewer Special Assessment District** DATE: **February 2, 2016**

TOTAL ESTIMATED PROJECT WATER: **\$1,169,281**

Districts shall be assessed 75% property owner share of the project. The City has secured a State grant which will pay for 70% of the cost of water main extension along Kachemak Drive Phase III. Benefitted property owners will be required to pay that portion of the cost not covered by the grant through the formation of a Special Assessment District: **\$350,784**

TOTAL ESTIMATED PROJECT SEWER: **\$837,358**

Districts shall be assessed 75% property owner share of the project. **\$628,019**  
HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) SHARE: **\$209,340**

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
17	MOSS SHARON ANN DECLARATION OF TRUST 2960 C Street, Suite 200 Anchorage, AK 99503-3970	T 6S R 13W SEC 23 Seward Meridian HM 0800076 MAILEA BAY SUB LOT 3 17915062	\$ 448,800.00	\$10,962 Water \$19,626 Sewer
18	NEHUS ROBERT D & BETHINE M 210 W Bayview Ave Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM 0800076 MAILEA BAY SUB LOT 2 17915061	\$ 203,700.00	\$10,962 Water \$19,626 Sewer
19	NELSON EMIL V II & JESSIE L P.O. Box 130 Homer, AK 99603	T 6S R 13W SEC 22 Seward Meridian HM GOVT LOT 12 17915011	\$ 136,800.00	\$10,962 Water \$19,626 Sewer
20	MOUW JOHN & MARIKA JOINT REVOCABLE T P.O. Box 212 Homer, AK 99603-0212	T 6S R 13W SEC 22 Seward Meridian HM THAT PORTION OF GOVT LOT 13 LYING NORTH OF KACHEMAK DRIVE 17915030  T 6S R 13W SEC 22 Seward Meridian HM 0830087 SCENIC BAY SUB LOT 2 17936018	\$ 19,400.00  \$ 523,300.00	\$10,962 Water \$19,626 Sewer  \$10,962 Water \$19,626 Sewer
21	OLSON LORNA K DECLARATION OF TRUST PO Box 1130 Homer, AK 99603-1130	T 6S R 13W SEC 22 Seward Meridian HM 0780108 MIRIAMS ARES SUB LOT 1 17936008	\$ 88,400.00	\$10,962 Water \$19,626 Sewer
22	SILVERNAIL DON HIRAM P.O. Box 92 Wrangell, AK 99929-0092	T 6S R 13W SEC 23 Seward Meridian HM GOVT LOT 9 17915012	\$ 74,300.00	\$10,962 Water \$19,626 Sewer



## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Kachemak Drive Phase III Water and Sewer Special Assessment District** DATE: **February 2, 2016**

TOTAL ESTIMATED PROJECT WATER: **\$1,169,281**

Districts shall be assessed 75% property owner share of the project. The City has secured a State grant which will pay for 70% of the cost of water main extension along Kachemak Drive Phase III. Benefitted property owners will be required to pay that portion of the cost not covered by the grant through the formation of a Special Assessment District: **\$350,784**

TOTAL ESTIMATED PROJECT SEWER: **\$837,358**

Districts shall be assessed 75% property owner share of the project. **\$628,019**  
HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) SHARE: **\$209,340**

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
23	SINGER SUZANNE R P.O. Box 1862 Homer, AK 99603-1862	T 6S R 13W SEC 22 Seward Meridian HM 0830087 SCENIC BAY SUB LOT 1 17936017	\$ 500,600.00	\$10,962 Water \$19,626 Sewer
24	VEERHUSEN DANIEL F & JANE F P.O. Box 971 Homer, AK 99603	T 6S R 13W SEC 22 Seward Meridian HM 0780108 MIRIAMS ARES SUB LOT 3 17936006	\$ 542,000.00	\$10,962 Water \$19,626 Sewer
25	YOURKOWSKI MICHAEL 3059 Kachemak Drive Homer, AK 99603	T 6S R 13W SEC 22 & 23 Seward Meridian HM 2009005 DE GARMO SUB NO 2 LOT 13-B- 1 17915082	\$ 620,100.00	\$10,962 Water \$19,626 Sewer
26	CITY OF HOMER 491 E Pioneer Avenue Homer, AK 99603	T 6S R 13W SEC 23 Seward Meridian HM THAT PORTION OF GOVT LOT 3 LYING SOUTHEAST ERLY OF KACHEMAK BAY DRIVE 17915003  T 6S R 13W SEC 22 Seward Meridian HM 0830087 SCENIC BAY SUB LOT 4 17936020	\$ 22,600  \$ 31,700	\$10,962 Water \$19,626 Sewer  \$10,962 Water \$19,626 Sewer



CITY OF HOMER  
PROPERTY OWNER'S**STATEMENT OF OBJECTION**

TO SPECIAL ASSESSMENT DISTRICT

SPECIAL ASSESSMENT DISTRICT: Kachemak Drive Phase III Water & SewerI/we affirm that I/we are the owner(s) of the following lots in the Special Assessment District  
(give legal description):*T6S R 13W SEC 22  
Seward Meridian HM 2008015  
Kachemak Bay Condominiums Unit 13A-2  
17915047C02*

I/We object to the Kachemak Drive Phase III Water &amp; Sewer Special Assessment District.

Reasons/Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PROPERTY OWNER'S PRINTED NAME, SIGNATURE, AND DATE:

<i>Colette P. Ireland</i>	<i>Colette P. Ireland</i>	<i>2/20/16</i>
	(signature)	(date)
	(signature)	(date)
	(signature)	(date)

NOTE: PLEASE MAKE SURE THAT ALL THE PROPERTY OWNERS OF RECORD PRINT, SIGN, AND DATE THIS DOCUMENT. IF YOU HAVE MORE THAN ONE LOT PLEASE NOTE THIS ON THIS FORM WHEN YOU RETURN IT. OBJECTIONS WILL APPLY ONLY TO THOSE LOTS NAMED ON THIS FORM. FAXED OR EMAILED OBJECTION FORMS WILL NOT BE ACCEPTED.

TO FILE AN OBJECTION COMPLETE THIS FORM AND RETURN IT TO THE OFFICE OF THE CITY CLERK BY THE DEADLINE, APRIL 8, 2016, 5:00 P.M.

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603

# STATEMENT OF OBJECTION

TO SPECIAL ASSESSMENT DISTRICT

SPECIAL ASSESSMENT DISTRICT: Kachemak Drive Phase III Water & Sewer

I/we affirm that I/we are the owner(s) of the following lots in the Special Assessment District  
(give legal description):

BOROUGH PARCELS: *#* 17915056  
17915079  
17915060  
17936014

I/We object to the Kachemak Drive Phase III Water & Sewer Special Assessment District.

Reasons/Comments: PLEASE SEE ATTACHED STATEMENT

PROPERTY OWNER'S PRINTED NAME, SIGNATURE, AND DATE:

LYNN WHITMORE *Lynn Whitmore* 2-20-16  
PRES., BOARD OF DIRECTORS (signature) (date)

(signature)

(date)

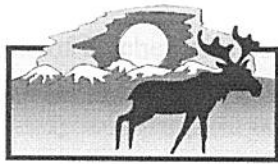
(signature)

(date)

NOTE: PLEASE MAKE SURE THAT ALL THE PROPERTY OWNERS OF RECORD PRINT, SIGN, AND DATE THIS DOCUMENT. IF YOU HAVE MORE THAN ONE LOT PLEASE NOTE THIS ON THIS FORM WHEN YOU RETURN IT. OBJECTIONS WILL APPLY ONLY TO THOSE LOTS NAMED ON THIS FORM. FAXED OR EMAILED OBJECTION FORMS WILL NOT BE ACCEPTED.

TO FILE AN OBJECTION COMPLETE THIS FORM AND RETURN IT TO THE OFFICE OF THE CITY CLERK BY THE DEADLINE, APRIL 8, 2016, 5:00 P.M.

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603



Kachemak Moose Habitat, Inc.

Anchor River Beach Road



P.O. Box 555



Anchor Point, AK 99556

## STATEMENT OF OBJECTION

City of Homer  
Office of the City Clerk  
491 E. Pioneer Ave.  
Homer AK 99603

Dear Sirs:

Please consider this as our request for an exemption from the fees relating to the Kachemak Drive Phase Three Water & Sewer Special Assessment District. Our non-profit association has been exempted by City Council actions for the two previous phases along Kachemak Drive. However we will be expected to go before the council for exemption considerations on any properties we own within the City limits each time there is a new proposed special assessment district. Please schedule that hearing before the City Council at their earliest convenience.

The City's Public Work Director and Julie Engebretsen in your Planning Department are very familiar with our organization and its relationship with the City in those previous Kachemak Drive project phases. A discussion with either or both of them may help you move forward in this process.

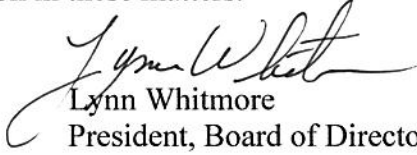
It has always been the intent of our organization to protect in perpetuity the wildlife habitat we acquire and we have such language in many of our property deeds. Furthermore we have had agreements with the City on the previous phases that any changes to our properties' protection status, such as development of any kind would cause them to fall under the assessment district fees and they would immediately apply to those properties.

Another important issue that we believe the Public Works Director has been made aware of previously is that one property we own (Borough Parcel #17936014) was acquired via a North American Wetlands Conservation Act grant from the U.S. Fish & Wildlife. This property comes with protection in perpetuity language and appears to have strict mitigation language should any development of any kind be proposed to disturb that habitat. We believe that deed restriction language would be defended by the U.S. Fish & Wildlife. Adding to issues with this parcel is the parcel boundaries extent to the



centerline of Kachemak Drive. Please be aware that this parcel's complications will need to be addressed prior to the project going forward as designed. We will be happy to work with the city to attempt to address all issues regarding our parcels within this project phase.

Thank you for your consideration in these matters.



Lynn Whitmore  
President, Board of Directors

**STATEMENT OF OBJECTION**  
TO SPECIAL ASSESSMENT DISTRICT

W

SPECIAL ASSESSMENT DISTRICT: Kachemak Drive Phase III Water & Sewer

I/we affirm that I/we are the owner(s) of the following lots in the Special Assessment District  
(give legal description): # 18 - T6S R13W SEC23 Seward  
Meridian HN 08000 76 Maikoa Bay  
Sub lot 2 17915061

I/We object to the Kachemak Drive Phase III Water & Sewer Special Assessment District.

Reasons/Comments: The cost \$30,588 seems excessive,  
especiall with the States evolving  
economic climate.

PROPERTY OWNER'S PRINTED NAME, SIGNATURE, AND DATE:

<u>Robert Nekus</u>	<u>Robert Nekus</u>	<u>Mar 3, 2016</u>
	(signature)	(date)
<u>Bethine Nekus</u>	<u>Bethine Nekus</u>	<u>Mar 3, 2016</u>
	(signature)	(date)

(signature)

(date)

NOTE: PLEASE MAKE SURE THAT ALL THE PROPERTY OWNERS OF RECORD PRINT, SIGN, AND DATE THIS DOCUMENT. IF YOU HAVE MORE THAN ONE LOT PLEASE NOTE THIS ON THIS FORM WHEN YOU RETURN IT. OBJECTIONS WILL APPLY ONLY TO THOSE LOTS NAMED ON THIS FORM. FAXED OR EMAILED OBJECTION FORMS WILL NOT BE ACCEPTED.

TO FILE AN OBJECTION COMPLETE THIS FORM AND RETURN IT TO THE OFFICE OF THE CITY CLERK BY THE DEADLINE, APRIL 8, 2016, 5:00 P.M.

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603

CITY OF HOMER  
PROPERTY OWNER'S

**STATEMENT OF OBJECTION**  
TO SPECIAL ASSESSMENT DISTRICT

MAR 10 2016  
*J*

SPECIAL ASSESSMENT DISTRICT: Kachemak Drive Phase III Water & Sewer

I/we affirm that I/we are the owner(s) of the following lots in the Special Assessment District  
(give legal description):

I/We object to the Kachemak Drive Phase III Water & Sewer Special Assessment District.

Reasons/Comments: I object to the improvement plan, as it is unnecessary and uneconomical.

Additionally, it unfairly penalizes the 49% opposed to the project, in the event the project comes to  
fruition.

PROPERTY OWNER'S PRINTED NAME, SIGNATURE, AND DATE:

Jack A. Foley Jr.

2/18/2016

Parcel #: 17915047001

*[Signature]*  
(signature)

(date)

(signature)

(date)

(signature)

(date)

NOTE: PLEASE MAKE SURE THAT ALL THE PROPERTY OWNERS OF RECORD PRINT, SIGN, AND DATE THIS DOCUMENT. IF YOU HAVE MORE THAN ONE LOT PLEASE NOTE THIS ON THIS FORM WHEN YOU RETURN IT. OBJECTIONS WILL APPLY ONLY TO THOSE LOTS NAMED ON THIS FORM. FAXED OR EMAILED OBJECTION FORMS WILL NOT BE ACCEPTED.

TO FILE AN OBJECTION COMPLETE THIS FORM AND RETURN IT TO THE OFFICE OF THE CITY CLERK BY THE DEADLINE, APRIL 8, 2016, 5:00 P.M.

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603

**CITY OF HOMER  
HOMER, ALASKA**

Mayor/City Council

**RESOLUTION 16-043**

**A RESOLUTION OF THE HOMER CITY COUNCIL APPROVING THE  
CITY OF HOMER 2016 LAND ALLOCATION PLAN.**

WHEREAS, The Property Management Policy and Procedures Manual sets policy for municipal land management; and

WHEREAS, Chapter 3 of the Property Management Policy and Procedures Manual establishes that a Land Allocation Plan will be developed annually; and

WHEREAS, The City Council discussed the Land Allocation Plan during the Committee of the Whole on April 11, 2016; and

WHEREAS, The Economic Development, Parks and Recreation, Port and Harbor, Planning, and Cannabis Advisory Commissions reviewed the draft Land Allocation Plan and provided their recommendations as outlined in Memorandum 16-061 by the Deputy City Planner; and

WHEREAS, In the future, the Land Allocation Plan will be reviewed by the Commissions listed in the Property Management Policy and Procedures Manual with the addition of the Economic Development Advisory Commission; and

WHEREAS, Council had the following recommendations to amend the plan:

1. Designate the 40 acres acquired through tax foreclosure in the Bridge Creek Watershed for watershed protection purposes, KPB# 17305219, T6S R13W SEC 4 SM HM SW ¼ NW 1/4.
2. The existing designation of parking and restrooms for KPB # 18103310 and 18103311, Homer Spit Subdivision Amended Lots 28 and 29 is expanded to include the boathouse.

NOW, THEREFORE, BE IT RESOLVED by the Homer City Council that the City of Homer 2016 Land Allocation Plan is hereby approved as presented.

PASSED AND ADOPTED by the Homer City Council this 25<sup>th</sup> day of April, 2016.

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CITY OF HOMER

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MARY E. WYTHE, MAYOR

ATTEST:

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JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A



**CITY OF HOMER  
HOMER, ALASKA**

Lewis

**RESOLUTION 16-045**

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
REQUESTING THAT THE KENAI PENINSULA BOROUGH  
CATEGORIZE SNACK FOOD AS PREPARED FOOD AND  
CATEGORIZE DIAPERS AND FEMININE HYGIENE PRODUCTS AS  
ESSENTIAL GOODS FOR SALES TAX PURPOSES.

WHEREAS, In 2008 Kenai Peninsula Borough ("Borough") voters passed Initiative Ordinance 2008-01 exempting non-prepared foods from sales tax from September 1<sup>st</sup> through May 31<sup>st</sup> each year; and

WHEREAS, The intent of the Ordinance is to exempt non-prepared foods and other essential goods from sales tax, as supported by the Borough's Sales Tax Code 5.18.200 providing tax exemptions and waivers for certain categories of essential services and consumer goods; and

WHEREAS, The City of Homer's Ordinance 15-19(A-2) identifies a certain class of foods as taxable prepared, non-essential foods which the Borough's ordinance currently exempts as non-prepared foods; and

WHEREAS, In October 2015 the voters passed Proposition 1 which repealed a 2008 borough ordinance that allowed general law cities like Homer to levy their own sales taxes at their discretion; and

WHEREAS, The Kenai Peninsula Borough is the tax collecting agency for the City of Homer; and

WHEREAS, The loss of sales tax revenues on the sale of these items has had a substantial negative impact on funding for essential City services including but not limited to water, sewer, and road project matching funds; and

WHEREAS, Two personal hygiene items (diapers and feminine hygiene products) are essential goods, not luxury items and yet are currently subject to Borough sales tax year-round; and

WHEREAS, This is a non-optional tax on items of necessity borne by only half the population and primarily young families and the elderly.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council requests that the Borough categorize snack food items (soda drinks, candy, cookies, ice cream, etc. as defined in City of Homer's Ordinance 15-19(A-2)) as prepared food and therefore subject to year-round sales tax.

BE IT FURTHER RESOLVED that the Homer City Council supports a Borough sales tax waiver for two essential goods: diapers and feminine hygiene products.

PASSED AND ADOPTED by the Homer City Council this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

MARY E. WYTHER, MAYOR

ATTEST:

JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A

Sponsored by: Citizen Initiative Ordinance  
Election Date: 10/07/08  
Certification Date: 10/14/08  
Vote: 60.15% Yes, 39.85 % No

**KENAI PENINSULA BOROUGH  
INITIATIVE ORDINANCE**

**AN ORDINANCE FOR A SEASONAL (SEPTEMBER 1 TO MAY 31) EXEMPTION OF  
ALL SALES OF NONPREPARED FOOD ITEMS FROM BOROUGH SALES TAX**

**WHEREAS,** taxation of basic food items can create a serious hardship for residents within the Kenai Peninsula Borough; and

**WHEREAS,** since last year, the Kenai Peninsula Borough has raised its sales tax percentage by 50% (from 2% to 3 %), and has experienced huge sales tax revenue increases from the increase price of fuel, groceries, and other necessities required by our local residents, resulting in a huge windfall of revenue to Borough coffers; and

**WHEREAS,** such taxation can be particularly difficult for families, the elderly, low income individuals and unemployed people; and

**WHEREAS,** a seasonal sales tax exemption will afford relief almost exclusively to residents of the Kenai Peninsula Borough; and

**WHEREAS,** burdening individuals and families who are least able to pay with taxation of products necessary for their survival is not in the best interest of our society; and

**WHEREAS,** most state governments exempt sales tax on unprepared food items and, of the minority that so tax unprepared food, many do so at a reduced rate; and

**WHEREAS,** the collection of revenue required for borough and municipal operation can be more fairly accomplished without burdening our local residents, who are least able to support such taxation.

**NOW, THEREFORE, BE IT ORDAINED BY THE VOTERS OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That the Kenai Peninsula Borough Code is hereby amended by creating a new Section 5.18.200(15)(c) to read as follows:

**5.18.200. (15)(c) Exemptions/waivers - Sales of nonprepared food items. Sales tax is prohibited on all sales of nonprepared food items from September 1 until May 31 of each year. These food items exempted from sales tax include those which have been previously granted exemption in KP.B 5.18.200(14) for food purchased with**

coupons issued under the federal food stamp program.

**SECTION 2.** If approved by a majority of the voters, voting on this question at a regular or special election held for that purpose; this ordinance shall take effect January 1 of the year following the certification of that election.

**ENACTED BY THE VOTERS OF THE KENAI PENINSULA BOROUGH AT AN ELECTION HELD ON THE 7TH DAY OF OCTOBER, 2008 WITH CERTIFICATION ON OCTOBER 14, 2008.**



**CITY OF HOMER  
HOMER, ALASKA**

Lewis

**ORDINANCE 15-19(A-2)**

AN ORDINANCE OF THE HOMER CITY COUNCIL, AMENDING HOMER CITY CODE CHAPTER 9.16 TO REVISE HCC 9.16.040, HCC 9.16.100, AND ADD HCC 9.16.110 REPEALING THE SEASONAL SALES TAX EXEMPTION AS APPLIED TO CERTAIN CATEGORIES OF NONPREPARED FOODS, INCLUDING BUT NOT LIMITED TO CAKES, COOKIES, ICE CREAM, CANDY, AND CHIPS, AND DEFINING THESE ITEMS AS PREPARED FOODS.

WHEREAS, A proposition was passed by the voters in the Kenai Peninsula Borough ("Borough") exempting nonprepared foods from sales tax from September 1<sup>st</sup> through May 31<sup>st</sup>; and

WHEREAS, The Borough adopted Ordinance 2008-28 authorizing cities within the Borough, including the City of Homer ("City"), to continue taxing nonprepared foods during the period from September 1<sup>st</sup> through May 31<sup>st</sup> despite the Borough's exemption of such foods from sales tax during those months; and

WHEREAS, The City enacted Ordinance 08-32(S)(A-2) on December 8, 2008 exempting the sales of nonprepared foods from City sales tax during September 1<sup>st</sup> through May 31<sup>st</sup> of each year; and

WHEREAS, The loss of sales tax revenues on the sale of these items has had a substantial negative impact on funding for essential City services including but not limited to water, sewer, and road project matching funds and has required the almost complete elimination of all non-essential City services; and

WHEREAS, It is in the City's best interest to reinstate the sales tax at the full 4.5% rate on a year-round basis on the categories of foods described in Homer City Code 9.16.100(c), enacted by this ordinance, to provide funding for City services.

THE CITY OF HOMER HEREBY ORDAINS:

Section 1. The City of Homer exercises the authority granted it under Kenai Peninsula Borough Ordinance 2008-28 to levy and collect sales taxes on the food items described in Homer City Code 9.16.100(c), enacted by this ordinance, on a year-round basis notwithstanding Kenai Peninsula Borough Initiative Ordinance 2008-01.



Section 2. Homer City Code 9.16.040 is amended to read as follows:

9.16.040 Borough Provisions Adopted by Reference. Subject to Section 9.16.100 and 9.16.110, those sections of the Kenai Peninsula Borough Code of Ordinances applicable to the levy and collection of the sales tax described in this chapter are incorporated by this reference and made a part of this chapter as though fully set forth in this chapter.

Section 3. Homer City Code 9.16.100 is amended to read as follows:

9.16.100 Exemptions.

The following sales of items are exempt from sales tax:

a. Except as provided in section 9.16.110 of the city code, sales of nonprepared food items occurring from September 1st through May 31st of each year.

b. The sale of all other items granted exemption from sales tax under the Kenai Peninsula Borough Code as amended from time to time, except where the Kenai Peninsula Borough by ordinance expressly authorizes the City to tax a source exempted from sales tax by the Kenai Peninsula Borough Code and City imposes a sales tax on that source in compliance with the law.

Section 4. Homer City Code Chapter 9.16 is amended to add section 9.16.110 to read as follows:

9.16.110 Sales Tax

Sales of the following prepared food products shall be subject to sales tax 365 days a year:

a. beverages containing less than 50% fruit or vegetable juice, including soft drinks, energy drinks and sports drinks, but excluding dairy and dairy substitute beverages;

b. candy;

c. potato and corn chips, pretzels, crackers and other ready-to-eat snack foods;

d. ready-to-eat baked products, including cookies, cake, donuts, danish, and muffins, but excluding bread;

e. ice cream, sherbet and other frozen desserts;



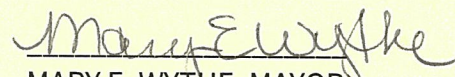
f. prepackaged or made-to-order sandwiches, wraps and salads.

Section 5. This ordinance is of a permanent and general character and shall be included in the city code.


Section 6. This ordinance shall take effect January 1, 2016.

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 27<sup>th</sup> day of July, 2015.

CITY OF HOMER

  
MARY E. WYTHE, MAYOR


ATTEST:

  
JO JOHNSON, MMC, CITY CLERK

YES: 5  
NO: 1  
ABSTAIN: 0  
ABSENT: 0

First Reading: 6/15/15  
Public Hearing: 6/29/15 - Reconsidered  
Second Reading: 7/27/15  
Effective Date: 1/01/16

Reviewed and approved as to form:

  
Mary K. Koester, City Manager

Date: 7.31.15

  
Thomas F. Klinkner, City Attorney

Date: 8-4-15





**CITY OF HOMER  
HOMER, ALASKA**

Aderhold

**RESOLUTION 16-046**

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
OPPOSING THE PROPOSED UPDATE TO ANNEX B OF THE ALASKA  
FEDERAL/STATE PREPAREDNESS PLAN FOR RESPONSE TO OIL  
AND HAZARDOUS SUBSTANCE DISCHARGES/RELEASES (UNIFIED  
PLAN).

WHEREAS, The Unified Plan is a federal and state preparedness plan that guides  
pollution and spill cleanup in Alaska; and

WHEREAS, Health of marine resources are critically important to Homer's coastal  
community economy which relies heavily on fishing, tourism, mariculture, and marine trades;  
and

WHEREAS, In the current Unified Plan, the City of Homer, as a stakeholder, is eligible  
to participate on the Regional Stakeholder Committee (RSC) with direct access to Unified  
Command and access to important information and decisions during a spill response; and

WHEREAS, The City of Homer is a member of a Regional Citizens Advisory Council  
(RCAC) and as such has been represented on the RSC in the Unified Plan for twenty-five years  
with direct access to Unified Command and the Incident Action Plan (IAP) and a clear process  
for providing local knowledge and information critical for protecting public interests; and

WHEREAS, An Alaska Department of Environmental Conservation's proposed update  
to Annex B of the Unified Plan eliminates the RSC and replaces it with two separate  
stakeholder groups, Tribal and Local Government Group and Affected Stakeholder Group  
(Groups), who will only communicate with Unified Command through the Responsible Party's  
Liaison Officer; and

WHEREAS, The proposed changes negatively impact the City of Homer's participation  
in protecting critical resources and compromises the region's overall response effectiveness  
to hazardous spills by:

- No longer guaranteeing direct access to the Unified Command. Communication  
only through the Responsible Party's Liaison Officer does not guarantee that  
community issues will be accurately communicated back to government officials  
within the Unified Command;

- Disrupting cooperative and collaborative decision making opportunities that currently occur when stakeholders work as one joint group under a Regional Stakeholder Committee to improve the spill response effort;
- Decreasing access to information about how the spill will be cleaned up. Only limited portions of the IAP may be provided to the Tribal and Local Government Group that the Responsible Party's Liaison Officer deems to be pertinent. There is no mention of any portions of the IAP being provided to the Affected Stakeholders Group. Yet, the IAP is the plan the Responsible Party develops to clean up the spill and provides detail critical to providing meaningful input to the response;
- Eliminating the ability for experts within the proposed Affected Stakeholders Group, such as RCACs, from providing expertise on incident priorities, objectives and the IAP, or other technical or scientific matters. Communication of complex technical, operational, and scientific advice would not be effective using this proposed communication system.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council requests the proposed update to Annex B of the Unified Plan be withdrawn and the existing Regional Stakeholder Committee process be retained.

PASSED AND ADOPTED by the Homer City Council this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

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MARY E. WYTHE, MAYOR

ATTEST:

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JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A



## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Administration

491 East Pioneer Avenue  
Homer, Alaska 99603

(p) 907-235-8121 x2222

(f) 907-235-3148

### Memorandum 16-071

TO: Mayor Wythe and Homer City Council  
THROUGH: Katie Koester, City Manager  
FROM: Jenny Carroll, Special Projects & Communications Coordinator  
DATE: April 25, 2016  
SUBJECT: 2017-2022 CIP; FY 2018 Legislative Request Schedule Update

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It is time to start the process of identifying and prioritizing projects for inclusion in the 2017-2022 Capital Improvement Plan. This process involves the public, the Council, Advisory Commissions and local non-profit organizations and agencies. City Council approval of the CIP development schedule is the first step in the process.

Recommendation: Approve 2017-2022 CIP Schedule and FY2018 Legislative Request Development Schedule.





CITY OF HOMER  
2017-2022 CAPITAL IMPROVEMENT PLANNING PROCESS  
FY 2018 LEGISLATIVE REQUEST DEVELOPMENT SCHEDULE

ACTION	TIMEFRAME
City Council approval of schedule	April 25, 2016
Solicit new/revised project information from City Departments, local agencies and non-profits	April 26
Input for new draft requested by	May 27
Prepare and distribute draft CIP to City advisory groups for review and input:	Meeting Dates:
Economic Development Advisory Commission	June 14, July 12
Parks & Recreation Advisory Commission	June 16
Port & Harbor Advisory Commission	June 22, July 27
Planning Commission	June 15, July 20
Cannabis Advisory Commission	June 23, July 28
Library Advisory Board	August 2
Administrative Review and Compilation	August 22-September 2
City Council work session to review proposed projects	September 12
Introduction of Resolution on CIP / Legislative Request	September 12
Public Hearing on CIP/Legislative Request	September 26
Adoption of Resolution by City Council	October 10
Administration forwards requests for Governor's Budget	October 12
Administrative compilation of CIP	Through end of October
Distribution of CIP & State Legislative Request	October 2016 & January 2017
Compilation/distribution of Federal Request	February 2017



# VISITORS





# Safe & Healthy Kids Fair 2016

Date: Saturday, April 30  
Time: 10:00 am – 2:00 pm  
Homer High School

All Ages Welcome!

Come Check out these booths:

Quilt Raffles

Hazard Hamlet

Teddy Bear Clinic

Boating & Water Safety

Hearing Checks

Dog Safety

Little League Registration

Pedestrian Safety

Summer Reading Program

Pig Lung Demo

Finger Painting

Dental Health

Face Painting

And much, much more!

**Bring your bikes!**

- Free bike inspections
- Bike Rodeo from 10am to 12pm at the Lower Parking Lot
- Helmets required and available for purchase at low cost

Prizes drawn  
At 11:30 & 1:30  
You can win  
a bike and  
more!



Food Sales Support Safe and  
Healthy Kids Coalition

Sign up for summer programs

South Peninsula  
Hospital

Homer Early Childhood  
Coalition

U.S. Coast Guard  
Auxiliary

Peninsula Smokefree  
Partnership



ANNOUNCEMENTS  
PRESENTATIONS  
BOROUGH REPORT  
COMMISSION REPORTS



**CITY OF HOMER  
HOMER, ALASKA**

**MAYOR'S PROCLAMATION**

**WEEK OF THE YOUNG CHILD  
APRIL 24 - 30, 2016**

Whereas, All young children need and deserve high-quality early learning experiences that will prepare them for life; and

Whereas, Positive and purposeful parenting, high quality and accessible child care and early education programs build strong brains during the critical years from birth to 5; and

Whereas, Studies and research continue to reinforce that preparing babies and young children to succeed in school and life has profound impacts on building a strong and vibrant economy; and

Whereas, Homer Early Childhood Coalition and other local Homer organizations, in conjunction with the National Association for the Education of Young Children, are celebrating the Week of the Young Child; and

Whereas, These organizations are working to improve early learning opportunities, including early literacy programs, that can provide a foundation of learning for children in Homer and outlying areas; and

Whereas, Teachers, child care providers, and others who make a difference in the lives of young children in Homer deserve thanks and recognition; and

Whereas, Public policies that support early learning for all young children are crucial to young children's futures.

NOW, THEREFORE, I, Mary E. Wythe, Mayor of the City of Homer, do hereby proclaim

**APRIL 24 – 30, 2016 AS THE WEEK OF THE YOUNG CHILD  
IN HOMER, ALASKA**

and encourage all citizens to work to make an investment  
in early childhood education in our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Homer, Alaska, to be affixed this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

---

MARY E. WYTHER, MAYOR

ATTEST:

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JO JOHNSON, MMC, CITY CLERK





# *Mayor's Proclamation*

*Municipal Clerks Week*

*May 1 - 7, 2016*

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, The Office of the Municipal Clerk is the oldest among public servants; and

WHEREAS, The Office of the Municipal Clerk provides the professional link between the citizens, Mayor and City Council and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, The Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Mary E. Wythe, Mayor of the City of Homer, do hereby proclaim the week of May 1 - 7, 2016 as:

## **MUNICIPAL CLERKS WEEK**

and encourage all residents to take advantage of the variety of information, records assistance and services that the City Clerk's Office provides.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED THE Seal of the City of Homer, Alaska, to be affixed this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHER, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK



# MAYOR'S PROCLAMATION

## *Parkinson's Awareness Month*

*April 2016*

WHEREAS, Parkinson's disease is a chronic, progressive, neurological disease affecting an estimated 500,000 to 1,500,000 people in the United States and the prevalence will more than double by 2040; and

WHEREAS, Parkinson's disease is the 14<sup>th</sup> leading cause of death in the United States according to the Centers for Disease Control and Prevention; and

WHEREAS, It is estimated that the economic burden of Parkinson's disease is at least \$14.4 billion annually, including indirect costs to patients and family members of \$6.3 billion; and

WHEREAS, Research suggests the cause of Parkinson's disease is a combination of genetic and environmental factors, but the exact cause and progression of the disease is still unknown; there is no objective test or biomarker for Parkinson's disease, and the rate of misdiagnosis can be high; and

WHEREAS, The symptoms of Parkinson's disease vary from person to person and can include tremors; slowness of movement and rigidity; difficulty with balance, swallowing, chewing, and speaking; cognitive impairment and dementia; mood disorders; constipation, skin problems, and sleep difficulties; and

WHEREAS, There is no cure, therapy, or drug to slow or halt the progression of Parkinson's disease; and

WHEREAS, Local, regional, and state volunteers, researchers, and medical professionals are working to improve the quality of life of persons living with Parkinson's disease and their families; and

WHEREAS, Increased education and research is needed to find more effective treatments with fewer side effects and, ultimately, a cure for Parkinson's disease.

NOW, THEREFORE, I, Mary E. Wythe, Mayor of the City of Homer, do hereby proclaim April 2016 as:

### **PARKINSON'S AWARENESS MONTH**

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED THE Seal of the City of Homer, Alaska, to be affixed this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK



# **MAYOR'S PROCLAMATION**

## **CLEAN-UP, CLEAN-OUT, SPRUCE-UP DAY**

**Saturday, May 7, 2016**

**10 AM - 2 PM**

WHEREAS, The Homer Chamber of Commerce & Visitor Center is sponsoring their annual community wide Clean-Up Day on Saturday, May 7, 2016 and urging the community to Clean-Up, Clean-Out and Spruce-Up; and

WHEREAS, Residents are encouraged to pick up trash and recyclables and dispose at the Homer Chamber parking lot at 201 Sterling Highway between 10:00 a.m. and 2:00 p.m.; and

WHEREAS, The Kachemak Bay Rotary Club will assist participants with the trash disposal in large trash and recycle bins provided by Alaska Waste, and the Lions Club is hosting free hot dogs and drinks; and

WHEREAS, Residents are encouraged to Clean-out freezers of surplus frozen meat and fish along with non-perishables to be collected by Rotary volunteers for the Homer Food Pantry; and

WHEREAS, People can Spruce-Up by planting flowers and beautifying our community for the delight of locals and visitors alike; and

WHEREAS, Hundreds of yellow garbage bags provided by the Kenai Peninsula Borough will be available at the Chamber and designated locations throughout the community; and

WHEREAS, Prizes will be awarded for the most trash collected in the categories of Family, Group, Individual, and Recyclables.

NOW, THEREFORE, I, Mary E. Wythe, Mayor of the City of Homer, do hereby proclaim May 7, 2016 as:

## **CLEAN-UP, CLEAN-OUT, SPRUCE-UP DAY**

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED THE Seal of the City of Homer, Alaska, to be affixed this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK





Session 16-06, a Regular Meeting of the Homer Advisory Planning Commission was called to order by Chair Stead at 6:30 p.m. on March 16, 2016 at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

PRESENT: COMMISSIONERS BOS, ERICKSON, HIGHLAND, STEAD, VENUTI

ABSENT: BRADLEY, STROOZAS

STAFF: CITY PLANNER ABBODD  
DEPUTY CITY CLERK JACOBSEN

### **Approval of Agenda**

Chair Stead called for a motion to approve the agenda.

HIGHLAND/VENUTI SO MOVED.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

### **Public Comment**

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

### **Reconsideration**

### **Adoption of Consent Agenda**

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

- A. Approval of Minutes of March 2, 2016 Regular Meeting Minutes
- B. Time Extension: Barnett's South Slope Sub. Quiet Creek Park
- C. Time Extension: Christensen Tracts 2009 Addition

Chair Stead called for a motion to the consent agenda.

HIGHLAND/BOS SO MOVED.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

## **Presentations**

### **Reports**

- A. Staff Report PL 16-17, City Planner's Report

City Planner Abboud reviewed the staff report.

There was brief discussion regarding FEMA and the Beluga Lake dam elevations. City Planner Abboud also commented that he will be at training the first week in April and there are no applications submitted, so he suggested canceling the April 6<sup>th</sup> Commission meeting.

### **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.

None

### **Plat Consideration**

- A. Staff Report PL 16-18 W.R. Benson's 2016 Preliminary Plat

City Planner Abboud reviewed the staff report.

There was no applicant or public comment.

There was brief discussion that the applicant is responsible for verifying wetlands in the area.

It was noted there is conflicting information in that the staff report refers to the area as commercial and the surveyor suggests it's residential. City Planner Abboud confirmed it is in the Commercial Business District.

ERICKSON/HIGHLAND MOVED TO ADOPT STAFF REPORT PL 16-18 W.R. BENSON'S 2016 PRELIMINARY PLAT WITH STAFF COMMENTS AND RECOMMENDATIONS.

There was no discussion.

VOTE: NON OBJECTION: UNANIMOUS CONSENT

Motion carried.

### **Pending Business**

- A. Staff Report PL 16-19 Comprehensive Plan Update, Chapter 5 Transportation

City Planner Abboud reviewed Chapter 5, Transportation, with the Commission. He noted some of the challenges with wording, particularly with language that is carried over from other plans. Discussion topics included:

1. Connector streets, particularly the Waddell connection, also where the road dead ends on Fairview.
2. STIP funds that may be available from unfinished projects.
3. The need for sidewalks and proper road improvements.
4. The State's desire to turn Pioneer Avenue over to the City for maintenance.
5. Volunteer efforts to make trails happen as a community project in light of the City's current budget issues.
6. Cluster developments.
7. Making the spit road a pedestrian zone to slow vehicles down in the congested area, and limiting access points to the road.
8. Airport standards, airplane flight patterns and associated noise.
9. Challenges of public transportation alternatives.
10. The need to update the city's existing transportation plans.
11. The city taking a more active role in affordable housing on their properties.

The Commission did not propose any amendments to Chapter 5.

### **New Business**

### **Informational Materials**

- A. City Manager's Report – March 14, 2016

### **Comments of the Audience**

### **Comments of Staff**

City Planner Abboud commented that he will be attending a Planning Conference the first week in April, they will cancel the April 6 meeting, and will continue to bring Comp Plan chapters to the group.

### **Comments of the Commission**

Commissioner Venuti noted the pictures of the concrete anchors in the City Manager's report. He said it was an interesting meeting tonight.

Commissioner Bos wished everyone luck at the Winter King tournament this weekend.

Commissioner Erickson said it's nice to be back.

Commissioner Highland congratulated Deputy City Clerk Jacobsen on her position on the AAMC board, and is going to continue to look into recycling for the city.

HOMER ADVISORY PLANNING COMMISSION  
REGULAR MEETING MINUTES  
MARCH 16, 2016

Chair Stead complemented the city's website; he said it looks very nice. He said it was an interesting meeting and the discussion about transportation and the needs in Homer. There is a lot to do.

**Adjourn**

There being no further business to come before the Commission, the meeting adjourned at 7:51 p.m. The next regular meeting is scheduled for April 6, 2016 at 6:30 p.m. in the City Hall Cowles Council Chambers. A worksession may be held at 5:30 p.m.

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MELISSA JACOBSEN, CMC, DEPUTY CITY CLERK

Approved: \_\_\_\_\_



## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Clerk

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Homer, Alaska 99603

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### Memorandum 16-069

TO: MAYOR WYTHE, CITY COUNCIL, ADVISORY PLANNING COMMISSION AND CANNABIS  
ADVISORY COMMISSION

FROM: MELISSA JACOBSEN, CMC, DEPUTY CITY CLERK

THROUGH: KATIE KOESTER, CITY MANAGER

DATE: APRIL 12, 2014

SUBJECT: PORT AND HARBOR ADVISORY COMMISSION RECOMMENDATION TO ALLOW RETAIL  
MARIJUANA ON THE SPIT

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At the March 23<sup>rd</sup> Port and Harbor Advisory Commission regular meeting the Commission discussed retail marijuana sales on the spit and passed a motion recommending that it be allowed. Four Commissioners voted yes and two voted no.

The supporting discussion included-

- The city will benefit from the tax revenues
- The spit is the heart of recreation in Homer and marijuana is a big part of recreation
- Alcohol is very prevalent on the spit so there isn't a reason not to allow a way to recreate without getting drunk
- People have been doing it out there for a long time

The objecting comment was that right now there isn't a way to qualify when a person is legally impaired from using marijuana and until there is, it shouldn't be allowed.

They summarized their reasoning in that allowing retail sales of marijuana in marine commercial probably won't change behavior on the spit because it's already happening now. It will make things legal and maybe mellow people out who are using alcohol.

The Port and Harbor Advisory Commission recommends the Planning Commission, Cannabis Advisory Commission, and the City Council take action to allow marijuana sales in the marine commercial district.

An excerpt of the March 23<sup>rd</sup> meeting minutes is included.





B. Commercial Marijuana on the spit

Commissioner Zimmerman said that others have said that the marine commercial area isn't a place to sell marijuana if it is legal in Homer. The spit the heart of recreation in Homer and marijuana is a big part of recreation, so he questions why we wouldn't want to do that out there.

ZIMMERMAN/DONICH MOVED TO SEND A RECOMMENDATION TO THE PLANNING COMMISSION, CITY COUNCIL, AND CANNABIS ADVISORY COMMISSION, THAT THE PORT AND HARBOR ADVISORY COMMISSION WOULD LIKE TO SEE MARIJUANA SALES ALLOWED IN THE MARINE COMMERCIAL DISTRICT.

There was discussion about marijuana on vessels. The Coast Guard is federal and marijuana isn't legal anywhere federally, so the Coast Guard won't be making any changes. It is up to a boat operator to enforce the rule on their boat.

Commissioner Donich thinks retail should be allowed and taxed heavily.

Commissioner Stockburger commented the US figured out at the end of prohibition that it costs a lot of money to keep it from happening, so take the liability and turn it into an asset and have been making a lot of money off alcohol since. They could do the same thing with this.

Commissioner Zimmerman added alcohol is very prevalent on the spit so there isn't a reason not to allow a better way to have fun without getting drunk.

Commissioner Carroll commented that it's quite easy to test for alcohol , but not as easy to test if someone is under the influence of marijuana. His objection is that until we can quantify when a person is legally impaired, he's resistant.

Commissioner Donich noted the Police Chief had commented that it's hard to test if someone is driving under the influence of marijuana and it would cost \$40,000 per officer to send them to training. He questions what they have been doing for the last fifty years? People have been doing this for a long time.

When asked his thoughts, Harbormaster Hawkins commented that allowing commercial sales on the spit won't significantly change the behavior out there; it's a different spit after 10 p.m. He can't see how sales out there would increase the amount of partying that goes on, and it still has to be used in a legal way.

Commissioner Stockburger suggested the memo include reasoning that it probably won't change behavior on the spit because it's happening now already. It will make things legal, and maybe mellow out the people using alcohol.

Commissioner Zimmerman added it's another source of tax revenue.

VOTE: YES: STOCKBURGER, ZIMMERMAN, ULMER, DONICH

NO: HARTLEY, CARROLL

Motion carried.



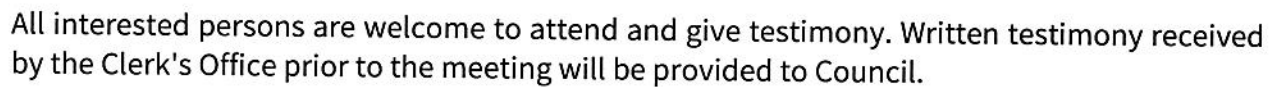
## PUBLIC HEARING(S)



**Eric Lane Lillian Walli Subdivision Road, Drainage and Sewer Special Assessment District  
Ordinance 16-18(A)**

**ERIC LANE LILLIAN WALLI SUBDIVISION ROAD, DRAINAGE AND SEWER SPECIAL ASSESSMENT DISTRICT**

**Ordinance 16-18(A)**, An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$225,000 From the Permanent Fund to the Recreational Facility Matching Grant Fund. Lewis.



**\*\* Copies of proposed Ordinances, in entirety, are available for review at Homer City Clerk's Office. Copies of the proposed Ordinances are available for review at City Hall, the Homer Public Library, and the City's homepage - <http://clerk.ci.homer.ak.us>. Contact the Clerk's Office at City Hall if you have any questions. 235-3130, Email: [clerk@ci.homer.ak.us](mailto:clerk@ci.homer.ak.us) or fax 235-3143.**

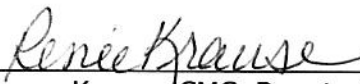
175



### CLERK'S AFFIDAVIT OF POSTING

I, Renee Krause, Deputy City Clerk for the City of Homer, Alaska, do hereby certify that a copy of the Public Hearing Notice for **Ordinance 18(A)** Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$225,000 from the Permanent Fund to the Recreational Facility Matching Grant Fund; **Eric Lane Lillian Walli Subdivision Road, Drainage and Sewer Special Assessment District** was distributed to the City of Homer kiosks located at City Clerk's Office, and the Homer Public Library on Thursday, April 14, 2016 and posted the same on City of Homer Website on Wednesday, April 13, 2016.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of said City of Homer this 14th day of April, 2016.

  
\_\_\_\_\_  
Renee Krause, CMC, Deputy City Clerk





**City of Homer**

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

**Office of the City Clerk**

491 East Pioneer Avenue  
Homer, Alaska 99603

[clerk@cityofhomer-ak.gov](mailto:clerk@cityofhomer-ak.gov)

(p) 907-235-3130

(f) 907-235-3143

CITY OF HOMER

## **NOTICE OF RIGHT TO OBJECT**

ERIC LANE LILLIAN WALLI SUBDIVISION  
ROAD, DRAINAGE AND SEWER  
SPECIAL ASSESSMENT DISTRICT

### **SPECIAL ASSESSMENT DISTRICT:**

ERIC LANE LILLIAN WALLI SUBDIVISION ROAD, DRAINAGE AND SEWER SPECIAL ASSESSMENT DISTRICT, affecting the property described on the Preliminary Assessment Roll.

On November 9, 2015 the City Clerk determined the sufficiency of the Eric Lane Lillian Walli Subdivision Road, Drainage and Sewer Special Assessment District. If the assessment district is approved and project construction is approved, the cost of the improvements will be assessed against and become a lien on the property benefited by the improvements.

### **PUBLIC HEARINGS:**

A Public Hearing on the assessment, necessity of the improvements, and on the proposed improvement plan are scheduled before the Homer City Council at **6:00 p.m. on April 25, 2016** in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska. Any person may testify at the public hearing.

### **NOTICE OF RIGHT TO OBJECT:**

The owner of property to be assessed may file a written objection to the improvement plan no later than **April 18, 2016 at 5:00 p.m.** Non responses during the objection period shall be deemed to be non-objections.

If owners of real property that would bear 50 percent or more of the assessed cost of the improvement file timely written objections, the Council may not proceed with the improvement unless it revises the improvement plan to reduce the assessed cost of the improvement that is borne by objecting record owners to less than 50 percent of the assessed cost of the improvement. If the resolution changes the district boundary in the improvement plan, the City Clerk shall notify all record owners of property included in the district under the improvement plan of the change.

At the noticed date and time, the Council shall hold a public hearing on the necessity of the improvement and proposed improvement plan. After the public hearing, the Council shall act upon a resolution determining to proceed with the proposed improvement. The resolution shall find that the improvement is necessary, of benefit to the properties to be

assessed, and if the district is initiated by petition, that the petition is in proper form and bears sufficient signatures. The findings of the Council are conclusive. The resolution shall contain a description of the improvement, the estimated cost of the improvement, the percentage of the cost to be assessed against the properties in the district, and a description of the properties to be assessed.

**OBJECTIONS MUST BE IN WRITTEN FORM AND FILED AT THE OFFICE OF THE  
CITY CLERK NO LATER THAN APRIL 18, 2016 AT 5:00 P.M.  
FAX AND EMAIL COPIES WILL NOT BE ACCEPTED**

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603  
Phone: 907-235-3130; Fax: 907-235-3143  
Email: [clerk@ci.homer.ak.us](mailto:clerk@ci.homer.ak.us)

Dated this 18th day of February, 2016

Renee Krause, CMC, Deputy City Clerk

Enclosures: Notice of Public Hearing  
Preliminary Assessment Roll  
Statement of Objection

**CITY OF HOMER**

**NOTICE OF PUBLIC HEARING**

**ERIC LANE- LILLIAN WALLI SUBDIVISION ROAD, DRAINAGE & SEWER  
SPECIAL ASSESSMENT DISTRICT**

A Public Hearing is scheduled for Monday, April 25, 2016 during a Regular City Council meeting beginning at 6:00 p.m. The meeting will be held in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

The City Clerk has determined that a petition to initiate a district bears sufficient signatures to create the Eric Lane Lillian Walli Subdivision Road, Drainage & Sewer Special Assessment District.

**OBJECTIONS**

Objections to the formation of this district must be in written form and filed at the Office of the City Clerk by 5:00 p.m. on April 18, 2016. Non responses during the objection period shall be deemed to be non-objections.

Dated this 18th day of February, 2016

Renee Krause, CMC, Deputy City Clerk

Publish: April 13, 2016 & April 21, 2016



## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Eric Lane -Lillian Walli Subdivision Road/Drainage and Sewer Special Assessment District**

DATE: **February 17, 2016**

TOTAL ESTIMATED PROJECT ROAD/DRAINAGE: **\$796,100**

Improvements constructed within this subdivision are not eligible for HART and HAWSP programs. The City is willing to finance the cost of constructing the improvements from HART and HAWSP program funds, with 100% of the financed cost being repaid from assessments of the benefitted properties. THE CITY OF HOMER WILL PAY ONE THIRD (1/3) THE COST OF THE IMPROVEMENTS: **\$265,367**

TOTAL ESTIMATED PROJECT SEWER: **\$262,305**

Benefitted property owners in the District shall be assessed 100% property owner share of the project. **\$262,305**  
The amount of previously paid sewer assessments will be credited back to each property owner at the time the proposed Lillian Walli road and sewer assessments are levied.

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
1	Francesca Durner 1421 N St. Anchorage, AK 99501	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 47 175-241-41 T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 48 175-41-40	\$14,700  \$14,000	Road/Drainage \$38,186 Sewer \$14,573  Road/Drainage \$45,443 Sewer \$14,573
2	Brent and Judith Johnson 20773 Porcupine Ln. Clam Gulch, AK 99568	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 27 175-241-42 T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 28 175-241-59 T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 29 175-241-58 T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 30 175-241-57	\$15,300  \$14,600  \$13,000  \$13,000	Road/Drainage \$50,537 Sewer \$14,573  Road/Drainage \$38,186 Sewer \$14,573  Road/Drainage \$23,917 Sewer \$14,573  Road/Drainage \$23,917 Sewer \$14,573
3	Ero Steve Walli 35910 North Fork Rd. Anchor Point, AK 99556	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 49 175-241-39	\$16,800	Road/Drainage \$26,314 Sewer \$14,573
4	Judith Johnson 20773 Porcupine Ln. Clam Gulch, AK 99568	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 31 175-241-56	\$13,000	Road/Drainage \$23,917 Sewer \$14,573



## PRELIMINARY ASSESSMENT ROLL

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DATE: **February 17, 2016**

TOTAL ESTIMATED PROJECT ROAD/DRAINAGE: **\$796,100**

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The amount of previously paid sewer assessments will be credited back to each property owner at the time the proposed Lillian Walli road and sewer assessments are levied.

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
5	Eugene Dobrzynski 288 Season Dr. Fernley, NV 89408	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 33 175-241-54	\$12,700	Road/Drainage \$23,917 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 34 175-241-53	\$13,200	Road/Drainage \$23,917 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 35 175-241-52	\$14,600	Road/Drainage \$25,087 Sewer \$14,573
6	David Gibson 511 N 148 <sup>th</sup> St. Shoreline, WA 98133	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 39 175-241-24	\$14,600	Road/Drainage \$24,853 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 40 175-241-23	\$13,400	Road/Drainage \$23,917 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 41 175-241-22	\$14,300	Road/Drainage \$23,970 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 42 175-241-21	\$14,100	Road/Drainage \$23,917 Sewer \$14,573
		T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 43 175-241-34	\$15,900	Road/Drainage \$54,854 Sewer \$14,573

## PRELIMINARY ASSESSMENT ROLL

PROJECT NAME: **Eric Lane -Lillian Walli Subdivision Road/Drainage and Sewer Special Assessment District**

DATE: **February 17, 2016**

TOTAL ESTIMATED PROJECT ROAD/DRAINAGE: **\$796,100**

Improvements constructed within this subdivision are not eligible for HART and HAWSP programs. The City is willing to finance the cost of constructing the improvements from HART and HAWSP program funds, with 100% of the financed cost being repaid from assessments of the benefitted properties. THE CITY OF HOMER WILL PAY ONE THIRD (1/3) THE COST OF THE IMPROVEMENTS: **\$265,367**

TOTAL ESTIMATED PROJECT SEWER: **\$262,305**

Benefitted property owners in the District shall be assessed 100% property owner share of the project. **\$262,305**  
The amount of previously paid sewer assessments will be credited back to each property owner at the time the proposed Lillian Walli road and sewer assessments are levied.

	PROPERTY OWNER NAME & ADDRESS	LEGAL DESCRIPTION & PARCEL NUMBER	ASSESSED PROPERTY VALUE	ASSESSED ESTIMATED PROPERTY OWNER SHARE OF ASSESSMENT
7	Pat Miller 2220 North Star St. Apt. 1 Anchorage, AK 99556	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 7 175-241-69	\$18,600	Road/Drainage \$11,963 Sewer \$14,573
8	Dick Lewis PO Box 2836 Homer, AK 99603	T 6S R 14W SEC 24 Seward Meridian HM 0880016 LILLIAN WALLI ESTATE SUB LOT 32 175-241-55	\$12,700	Road/Drainage \$23,917 Sewer \$14,573



CITY OF HOMER  
PROPERTY OWNER'S  
**STATEMENT OF OBJECTION**  
TO SPECIAL ASSESSMENT DISTRICT

SPECIAL ASSESSMENT DISTRICT: **ERIC LANE - LILLIAN WALLI ROAD, DRAINAGE & SEWER**

I/we affirm that I/we are the owner(s) of the following lots in the Special Assessment District  
(give legal description):

I/We object to the Eric Lane - Lillian Walli Subdivision Road, Drainage & Sewer Special Assessment District.

Reasons/Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PROPERTY OWNER'S PRINTED NAME, SIGNATURE, AND DATE:

_____	(signature)	(date)
_____	(signature)	(date)
_____	(signature)	(date)

**NOTE: PLEASE MAKE SURE THAT ALL THE PROPERTY OWNERS OF RECORD PRINT, SIGN, AND DATE THIS DOCUMENT. IF YOU HAVE MORE THAN ONE LOT PLEASE NOTE THIS ON THIS FORM WHEN YOU RETURN IT. OBJECTIONS WILL APPLY ONLY TO THOSE LOTS NAMED ON THIS FORM. FAXED OR EMAILED OBJECTION FORMS WILL NOT BE ACCEPTED.**

TO FILE AN OBJECTION COMPLETE THIS FORM AND RETURN IT TO THE OFFICE OF THE CITY CLERK BY THE DEADLINE, APRIL 18, 2016, 5:00 P.M.

City of Homer  
Office of the City Clerk  
491 E. Pioneer Avenue  
Homer, Alaska 99603



**ORDINANCE REFERENCE SHEET**  
**2016 ORDINANCE**  
**ORDINANCE 16-18**

An Ordinance of the City Council of Homer, Alaska, Enacting Homer City Code Chapter 3.20, Recreational Facility Matching Grants; and Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$900,000 From the Permanent Fund to the Recreational Facility Matching Grant Fund.

Sponsor: Lewis

1. Council Regular Meeting April 11, 2016 Introduction
2. Council Regular Meeting April 25, 2016 Public Hearing and Second Reading
  - a. Ordinance 16-18(A) as amended by Council April 11, 2016





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

3                                   Lewis

4                                   **ORDINANCE 16-18(A)**

5  
6                   AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
7                   ENACTING HOMER CITY CODE CHAPTER 3.20, RECREATIONAL  
8                   FACILITY MATCHING GRANTS; AND AMENDING THE FY 2016  
9                   OPERATING BUDGET BY APPROPRIATING FUNDS IN THE  
10                  AMOUNT OF ~~\$900,000~~ **\$225,000** FROM THE PERMANENT FUND  
11                  TO THE RECREATIONAL FACILITY MATCHING GRANT FUND.

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13               WHEREAS, Receiving assistance through State and Federal grant funds is becoming  
14               increasingly difficult; and

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16               WHEREAS, Recreation plays a vital role in the health, wellness and quality of life or our  
17               community; and

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19               WHEREAS, Recreational events attract visitors to Homer and stimulate economic  
20               development; and

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22               WHEREAS, It is in the interest of the City to provide grant funding for community  
23               sponsored recreational capital projects where the community provides funding for at least  
24               50% of the cost of the project; and

25  
26               WHEREAS, A capital project is defined as a major acquisition or construction project  
27               with a value of \$25,000 or greater that result in a fixed asset with a useful life of at least three  
28               years.

29  
30               NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

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32               Section 1. Homer City Code Chapter 3.20, Recreational Facility Matching Grants, is  
33               enacted to read as follows:

34  
35                                   Chapter 3.20  
36                                   RECREATIONAL FACILITY MATCHING GRANTS

37  
38               Sections:

39               3.20.010 Definitions.

40               3.20.020 Program established; Adoption of policy.

41               3.20.030 Grant applications.

42               3.20.040 Grant award.

3.20.050 Award conditions; Grant agreement.

3.20.060 Books and records; Audit.

3.20.010 Definitions.

In this chapter:

“Capital project” means the acquisition or construction of a fixed asset with a useful life of at least three years that costs at least \$25,000.

“Grantee” means the recipient of a grant awarded under this chapter.

“Policy” means the recreational facility matching grant policy adopted under Section 3.20.020, as the same may be amended from time to time.

“Recreational facility” means a capital project that is intended for use and is useful in the conduct of individual or team recreational or competitive athletic activity.

3.20.020 Program and fund established; Adoption of policy.

There shall be a recreational facility matching grant program that shall be administered as provided in this chapter and in a recreational facility matching grant program policy that the Council shall adopt by resolution and may amend from time to time. There is established a Recreational Facility Matching Grant Fund, which shall be the source of any grants awarded under this chapter.

3.20.030 Grant applications.

Annually the City shall publish on its website a notice requesting proposals for grants of matching funds for recreational facility projects. A proposal shall include the information required by the policy, which shall include without limitation:

A. A description of the proposer that demonstrates the proposer’s financial and managerial capability to execute the recreational facility project and to operate and maintain the recreational facility upon its completion.

B. A proposed budget for the recreational facility project including all costs of the project and all funding sources for the project.

C. A description of the benefits to the City and its residents that will result from the recreational facility project.

3.20.040 Grant award.

The Council or a designee, which may be an individual or a committee, shall review proposals and identify those proposals that are eligible for a grant award. The Council shall make all grant award decisions in its sole discretion. The Council shall determine the amount of each grant, which shall not exceed 50% of the cost of the recreational facility project.

3.20.050 Award conditions; Grant agreement.

In addition to other conditions that may be included in the Policy, each grant award shall be conditioned on the following:

A. The grantee demonstrating to the satisfaction of the City the commitment of all other sources of funding that are required to pay the cost of the recreational facility project.

B. The grantee executing a grant agreement with the City that, among other things, includes the grantee's undertaking to operate and maintain the recreational facility for the useful life of the facility.

3.20.060 Books and records; Audit.

A grantee shall maintain books and records that properly document its expenditure of grant funds for costs of the recreational facility project, which books and records shall be subject to inspection by the City upon reasonable notice. Upon completion of the recreational facility project, the grantee, at its own expense, shall prepare and deliver to the City an audit by a certified public accountant of all expenditures for the recreational facility project.

Section 2. The FY 2016 Operating Budget is amended by appropriating \$900,000 from the Permanent Fund to the Recreational Facility Matching Grant Fund for recreational facility matching grants under HCC Chapter 3.20.

Revenue:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
	Permanent Fund	\$900,000 <b><u>\$225,000</u></b>

Expenditure:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
	Recreational Facility Matching Grant Fund	\$900,000 <b><u>\$225,000</u></b>

Section 3. Section 1 of this Ordinance is of a permanent and general character and shall be included in the City Code. Section 2 of this Ordinance is a budget amendment only, is not permanent in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this \_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Reading:

Second Reading:

Effective Date:

Reviewed and approved as to form:

\_\_\_\_\_  
Mary K. Koester, City Manager

Date: \_\_\_\_\_

\_\_\_\_\_  
Thomas F. Klinkner, City Attorney

Date: \_\_\_\_\_

## ORDINANCE(S)





**ORDINANCE REFERENCE SHEET**  
**2016 ORDINANCE**  
**ORDINANCE 16-21**

An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$189,000 From the General Fund to The Homer Foundation for Purposes of Constructing the South Peninsula Athletic and Recreation Center.

Sponsor: Lewis/Smith

1. Council Regular Meeting April 25, 2016 Introduction
  - a. Resolution 16-038
  - b. Ordinance 15-16



**CITY OF HOMER  
HOMER, ALASKA**

Lewis/Smith

**ORDINANCE 16-21**

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING THE FY 2016 OPERATING BUDGET BY  
APPROPRIATING FUNDS IN THE AMOUNT OF \$189,000 FROM THE  
GENERAL FUND TO THE HOMER FOUNDATION FOR PURPOSES  
OF CONSTRUCTING THE SOUTH PENINSULA ATHLETIC AND  
RECREATION CENTER.

WHEREAS, Recreation plays a vital role in the health, wellness, and quality of life in our community; and

WHEREAS, Recreational events attract visitors to Homer and stimulate economic development; and

WHEREAS, The City of Homer recognizes the need for an indoor sports facility; and

WHEREAS, The Soccer Association of Homer is actively working to fundraise for and build the South Peninsula Athletic and Recreation Center (SPARC); and

WHEREAS, The City of Homer supports opportunities created by private funding that improve the quality of life for the community's residents; and

WHEREAS, The Homer City Council adopted Resolution 16-038 in support of SPARC; and

WHEREAS, Receiving assistance through State and Federal grant funds is becoming increasingly difficult; and

WHEREAS, The Homer City Council adopted Ordinance 15-16 removing State Revenue Sharing from the City of Homer Operating budget with the intention of using those funds on one-time purchases; and

WHEREAS, The most recent estimate for State Revenue Sharing for State fiscal year 2017 is \$215,640; and

WHEREAS, It is appropriate and in the City's interest to appropriate funds from FY 2017 State Revenue Sharing to move this project forward; and

WHEREAS, It is the intent of the Homer City Council to reimburse the general fund for this expenditure with a portion of the anticipated State FY 2017 Revenue Sharing; and

WHEREAS, The Homer Foundation has agreed to be the fiscal agent for the Soccer Association of Homer and the SPARC project; and

WHEREAS, The City of Homer has a well-established and positive relationship working together with The Homer Foundation on projects for the betterment of the community; and

WHEREAS, A financial contribution from the City through The Homer Foundation to pay part of the cost of the SPARC project will allow the facility to be larger and serve a more diverse user group, is in the best interest of the City and its residents, and will serve a public purpose of the City.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. The City of Homer hereby amends the FY 2016 Operating Budget by appropriating \$189,000 from the General Fund Fund Balance to The Homer Foundation for the SPARC project:

Revenue:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
100-0100	General Fund Fund Balance	\$189,000

Expenditure:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
	The Homer Foundation	\$189,000

Section 2. The City will disburse \$1.00 of the appropriated funds to The Homer Foundation to pay costs of the SPARC project for each \$2.00 of cash contributions for costs of the SPARC project that The Homer Foundation receives from other sources; provided that the total amount of appropriated funds that the City may disburse under this section shall not exceed the lesser of (i) \$189,000 and (ii) two-thirds of the total cost of the SPARC project excluding costs that are provided for by in-kind donations.

Section 3. This is a budget amendment ordinance, is temporary in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this \_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Reading:

Second Reading:

Effective Date:

Reviewed and approved as to form:

\_\_\_\_\_  
Mary K. Koester, City Manager

\_\_\_\_\_  
Holly Wells, City Attorney

Date: \_\_\_\_\_

Date: \_\_\_\_\_





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**CITY OF HOMER  
HOMER, ALASKA**

Reynolds

**RESOLUTION 16-038**

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
SUPPORTING THE SOCCER ASSOCIATION OF HOMER'S SOUTH  
PENINSULA ATHLETIC AND RECREATION CENTER (SPARC)  
FACILITY.

WHEREAS, The City of Homer supports private efforts that provide our community's  
youth with athletic and recreational opportunities; and

WHEREAS, The City of Homer recognizes that Homer Soccer Association has identified  
a particular need for increased access to recreational and exercise space for elementary and  
middle-school aged children for non-school based sports and other activities; and

WHEREAS, The City of Homer supports private efforts that provide our community's  
senior citizens with healthy, indoor walkable space when roads, sidewalks and trails are ice-  
covered; and

WHEREAS, The City of Homer recognizes the community's #1 identified need for  
recreation is an indoor sports facility; and

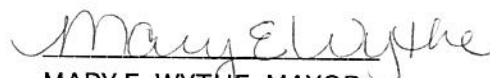
WHEREAS, The City of Homer encourages the provision of low-cost, affordable  
recreational opportunities by agencies and individuals within the City; and

WHEREAS, The City of Homer supports opportunities created by private funding that  
improve the quality of life for the community's residents.


NOW, THEREFORE, BE IT RESOLVED The City of Homer hereby affirms its support for  
the Soccer Association of Homer's SPARC (South Peninsula Athletic and Recreation Center)  
facility.

PASSED AND ADOPTED by the Homer City Council this 11<sup>th</sup> day of April, 2016.

CITY OF HOMER

  
MARY E. WYTHE, MAYOR

ATTEST:

  
\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK



Fiscal information: N/A



**CITY OF HOMER  
HOMER, ALASKA**

Mayor

**ORDINANCE 15-16**

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING HOMER CITY CODE 3.05.012, COMPLETE FINANCIAL  
PLAN, TO EXCLUDE STATE REVENUE SHARING FROM INCOME IN  
THE CITY BUDGET.

THE CITY OF HOMER ORDAINS:

Section 1. Homer City Code 3.05.012, Complete financial plan, is amended to read as follows:

3.05.012 Complete financial plan.

a. The budget shall provide a complete financial plan of all City funds and activities for the next fiscal year. In organizing the budget, the City Manager shall utilize the most feasible combination of expenditure classification by fund, organizational unit, program, purpose or activity and object.

b. The budget shall begin with a clear general summary of its contents, which summary shall show principal sources of anticipated revenue, stating separately the amount to be raised by property taxes, and by department the kinds of expenditures in such a manner as to present to the public a clear and simple estimate of budget detail.

c. The budget shall show in detail all estimated income, including the proposed property tax levy, but shall exclude state revenue sharing, which will be appropriated when received. The budget also shall show in detail all proposed expenditures, including debt service, for the ensuing fiscal year.

d. The budget shall be prepared on a modified accrual basis and subsequent reporting an auditing shall reflect this basis of goods and services are received, and revenues are recorded when payment is received; except for material or available revenue which should be accrued to reflect properly the taxes levied and the revenues earned.

e. The budget shall include in separate sections:

1. Proposed expenditures for current operations during the ensuing fiscal year detailed by offices, departments and agencies in terms of their respective work programs, and the method of financing such expenditures;

2. Anticipated net surplus or deficit (fund balance) for the ensuing fiscal year of each enterprise fund owned or operated by the City and the proposed method of its disposition; subsidiary budgets for each such enterprise fund, giving detailed income and expenditures information, shall be presented in the budget;

3. Proposed capital budget will be presented under a separate document. Expenditures during the ensuing fiscal year, detailed by offices, departments and



agencies, when practicable, and the proposed method of financing each such capital expenditure.


f. Comparative data for the previous and current fiscal years shall be provided in a format for ease of comparison with the proposed revenues and expenditures.

g. Data for the current fiscal year shall include the total of the amounts actually received or encumbered to the time of preparing the budget, plus anticipated receipts and expenditures for the remainder of the current year

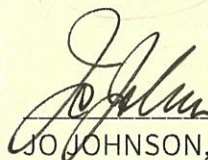
Section 2. This Ordinance is of a permanent and general character and shall be included in the City Code.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this 15<sup>th</sup> day of June, 2015.

CITY OF HOMER

  
MARY E. WYTHE, MAYOR

ATTEST:

  
JO JOHNSON, MMC, CITY CLERK

AYES: 4

NOES: 0

ABSTAIN: 0

ABSENT: 2

First Reading: 05.26.15

Public Reading: 06.15.15

Second Reading: 06.15.15

Effective Date: 06.16.15



Reviewed and approved as to form:

Mary K. Koester

Mary K. Koester, City Manager

Date: 6-18-15

Thomas F. Klinkner

Thomas F. Klinkner, City Attorney

Date: 6-25-15



# CITY MANAGER'S REPORT







## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Manager

491 East Pioneer Avenue  
Homer, Alaska 99603

[citymanager@cityofhomer-ak.gov](mailto:citymanager@cityofhomer-ak.gov)

(p) 907-235-8121 x2222

(f) 907-235-3148

## City Manager's Report

TO: Mayor Wythe and Homer City Council  
FROM: Katie Koester, City Manager  
DATE: April 20, 2016  
SUBJECT: City Manager's Report – April 25., 2016

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### **Tom Klinkner Steps Down as City of Homer Lead Attorney**

After 8 years of service to the City of Homer, Tom Klinkner of Birch Horton Bitner and Cherot will no longer be our lead attorney. Holly Wells, who you know well from her tenure with the City, will take over as the point person for City of Homer issues and be the City Attorney listed on official City documents. She will be working with Katie Davis and Leila Kimbrell to provide quick and thorough advice for BHB municipal clients. Luckily Tom's historical knowledge won't be totally out of reach – he plans on continuing to work part-time for the firm.

### **How City Manager Navigates Requests for Support and Legislation**

In the short time that I have had the privilege to serve as your City Manager (1 year last week!), I have tried to be very cognizant of my role as advisor and implementer and your role as policy makers. Council has to make the tough decisions, which is appropriate since you have the backing of the electorate (and a division of labor I am forever grateful for). In that vein, I try to bring you legislation that pertains to how the City works. Policy statements, such as the City of Homer's support for another agency's policy should come from a Councilmember. That being said, I am often approached by members of the public to support or oppose something on behalf of the City with very little turnaround time. If the issue is clearly in the interest of the City, such as the letter opposing the Alaska State Hockey Association's proposal to consolidate all state level tournaments included in this packet, and time is of the essence, I will pen a letter and include it for your review in the City Manager's report. If I have time to approach the Mayor, I try to, as a letter from the top elected official is more meaningful. If a resolution is needed, my goal is to ask the requestor to either contact a Councilmember or I will put them in touch with a Councilmember that may be interested in their cause. This extends to recommendations from Boards and Commissions, unless the recommendation of a Commission is brought to me by a department head (who makes a good argument for the proposal and it is relevant to the business of the City). I will ask commission members to find a Councilmember to sponsor their recommendation and to take up the issue. I am happy to facilitate this and do any necessary research or drafting. I know this is not a new practice, but I thought it would be valuable to communicate to the Council, Commissioners, and public. Because we are government and we have internal best practices to adhere to, please give us sufficient turnaround time (it seems like we have been approached a lot this month). A big thank you goes to all the Boards, Commissions,

organizations, and community members who are working to make our community a better place. The City appreciates the opportunity to participate in those efforts and learn from the public where we can do things better.

### **Real Estate RFP Extended**

The City of Homer issued an RFP for real estate agent services that expired April 14. There were no responses so I have extended the deadline to May 5. I am hopeful this extension will give local firms the time they need to prepare a bid and help the City move some property back onto the tax roll.

### **Input from the Borough on Tax Code**

The KPB Finance Director has informally solicited input on items that municipalities would like to see changed in the Borough's sales and property tax code. We have not yet been provided with a list of possible changes that the Borough is considering, so it is difficult to comment. Once the Borough administration has presented the Assembly with the recommendations, I think it is appropriate for Council to weigh in officially on items by resolution, as we discussed at the revenue worksession on the 18<sup>th</sup>. At this stage, I cannot say that the City is opposed or supportive of a particular revision without Council review, except for changing the definition of non-prepared food, which was incorporated into City code last year. With Council approval, I plan to forward to the Borough Finance Director that the City of Homer would like to see the following items *considered* with an official opinion of the Council (by resolution) to follow.

- raising the sales tax cap from \$500-\$1,000
- excise taxes on alcohol, marijuana, and tobacco
- changing the definition of non-prepared food

I anticipate there being additional items the Council would like to comment on once we have seen what the Borough administration is considering. Changes in KPB tax code will be discussed at the May 16 revenue work session with potential resolution(s) before Council on May 23.

### **Pioneer Avenue Revitalization Project**

The City of Homer is participating in a cross-sector task force to revitalize Pioneer Avenue, Homer's historic downtown commercial corridor with over 86 businesses. The goal is to promote Pioneer Avenue as a prominent Homer destination by creating a cohesive 'Peonies on Pioneer' brand identity. Peony farming is a burgeoning industry in Homer (with over 25 local farms) and a symbol of Homer's pioneering spirit cultivating new forms of beauty and industry to help sustain the local economy. Efforts so far include an upcoming mural project and development of peony flower beds. The group is also working on providing benches, contiguous bike and walking trails, trash cans, and wayfinding signage embellished with Alaskan peonies as a consistent theme. Bunnell Street Arts Center has agreed to be a fiscal sponsor and may be asking the City of Homer for letters of support in the future for peony related projects. (See attached letter to Pioneer Avenue businesses.)

### **The Legislature...**

The Legislature was scheduled to adjourn at midnight on Sunday the 17<sup>th</sup> of April. As of the drafting of this report, they are well past that deadline and not closer to progress on closing the fiscal gap. However, a number of pieces of legislation that would be devastating to municipalities have been stalled – for this year at least, so thank you to everyone for their effort on that front. SB 210 changing revenue sharing to municipal assistance and adjusting the formula passed. Due to the late passage of the bill and the time it takes to verify population numbers, payments for State fiscal year 2016 won't be seen by municipalities until June of 2016 and SFY2017 payments July of 2017.

<b>SB210 Est. Payments</b>	<b>FY16 (actual)</b>	<b>FY17 (est.)</b>	<b>FY18 (est.)</b>	<b>FY19 (est.)</b>
Statewide Distribution	\$57.3MM	\$38.2MM	\$30MM	\$30MM
City of Homer Allocation	\$322,641	\$215,640	\$145,663	\$145,663

Enc:

Letter to Alaska State Hockey Association on Super State Tournament Proposal

Letter to Pioneer Avenue Businesses

Letter of support for SPBHS Application for DHSS Prevention Grant

Email to HFIN on SB 210

Non-objection letter for HSWCD

Letter requesting an extended comment period for proposed changes to oil spill response

Unified Command structure





**Pioneer Avenue Revitalization Task Force: Bunnell Street Arts Center, City of Homer, Cook Inletkeeper, Homer Chamber of Commerce, Homer Council on the Arts, the Pratt Museum, Karin Marks, Pioneer Avenue landowner, and Rita Jo Shultz, Alaska Perfect Peony.**

April 25, 2016

(handwritten salutation)

As a business or property owner on Pioneer Avenue, perhaps you feel this historic commercial neighborhood and cultural core of Homer which features more than eighty-six businesses could use a little special attention. We invite you to join our cross-sector collaboration of civic organizations, business, landowners and volunteers to revitalize Pioneer Avenue.

We'd like locals and visitors to discover, explore and frequent our historic downtown. Now is the time to work together to create a Pioneer Avenue that encourages community members and customers to linger and experience Pioneer's unique sense of place, leverages Homer's assets in the arts, recreation and agriculture, and strengthens the physical, social and economic fabric of Pioneer Avenue. Pioneer Avenue could benefit from cohesive elements to connect the historic buildings, new buildings, old buildings and open spaces.

What are some Ideas?

- Participate in Clean Up, Clean-Out and Spruce Up Day (May 7) to refresh our community, with a special emphasis on Pioneer Avenue. Contact Homer Chamber of Commerce for more information.
- Create a cohesive, heightened "Peonies on Pioneer" brand identity for Pioneer Avenue which so far includes opportunities to
  - Participate in "Peonies on Pioneer," a Pioneer Avenue pilot mural project this June. See the enclosed information sheet.
  - Plant peony beds on Pioneer Avenue
  - Support contiguous bike and walking trails and wayfinding signage with this theme.
- Share your ideas!

**We'd love your participation!** Join our monthly meeting, the last Wednesday of each month at 1 pm at the Chamber. Email Asia Freeman [asia@bunnellarts.org](mailto:asia@bunnellarts.org) or Karin Marks, [weskar70@gmail.com](mailto:weskar70@gmail.com) for more information.

\_\_\_\_\_ I would like to be put on the "Pioneer Ave Updates" email. My email is \_\_\_\_\_

\_\_\_\_\_ I am interested in helping to planting Peony gardens on Pioneer Avenue.

\_\_\_\_\_ I would like to have a peony garden on my property. I will maintain it.

\_\_\_\_\_ I would like to have a mural on my building (see attached information).

\_\_\_\_\_ I would like to have a peony themed trash receptacle on my property. I will maintain it.

\_\_\_\_\_ I would like to be connected with an artist for hire to provide an art installation such as a peony-themed bench or metal sculpture on my property.

\_\_\_\_\_ I would like to contribute materials for this effort such as paint paintbrushes, or A/C plywood on which murals can be painted.

Sincerely,

(Asia and Karin's handwritten signatures)







## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the Mayor

491 East Pioneer Avenue  
Homer, Alaska 99603

[mayor@ci.homer.ak.us](mailto:mayor@ci.homer.ak.us)

(p) 907-235-3130

(f) 907-235-3143

April 15, 2016

Subject: Support for South Peninsula Behavioral Health Services (The Center's) Application for DHSS Strategic Prevention Framework (SPF) Partnerships for Success (PFS) Grant Funds

To Whom It May Concern:

In the past few years, the City of Homer has become increasingly aware and concerned about the growing public health issue of prescription opioid and heroin abuse. Our Police Department sees an alarming rise in heroin-related charges and arrests; our emergency services personnel respond to increasing numbers of opioid and heroin-related calls; our hospital is experiencing a steady rise of both heroin users and heroin-related deaths – and has recently added a substance abuse specialist to their medical staff.

This epidemic takes a heavy social, economic and health toll on our community—so much so that City Council is engaged in a series of work sessions dedicated to understanding the extent of drug use in Homer and exploring ways local government may help stem the crisis. Meanwhile, we know that education and prevention programs can reduce the number of people who experience drug addiction and overdose.

I am writing to add City of Homer support to The Center's application for Strategic Prevention Framework (SPF) Partnerships for Success (PFS) grant funds. These DHSS funds will allow The Center (in partnership with MAPP's long-established Resiliency Coalition) to craft and coordinate a comprehensive and effective prevention response, addressing both the underlying problem of prescription opioid misuse/abuse and the often related and devastating heroin use among our youth and young adults aged 12-25.

As a member of the MAPP Steering Committee, City of Homer is familiar with the Resiliency Coalition membership and their ability to work together across agencies to effect healthy change in our community. The City of Homer will provide community capacity as it is able to address priority opioid/heroin abuse prevention strategies of this grant.

Thank you for your consideration of The Center's request; DHSS funds combined with the capabilities of Homer's established coalition of prevention-focused service providers makes a powerful combination to successfully reverse this socially and economically devastating tide of opioid/heroin abuse.

Sincerely,

Mary E. Wythe, Mayor



## Katie Koester

---

**From:** Katie Koester  
**Sent:** Friday, April 15, 2016 8:40 AM  
**To:** 'Representative.Mark.Neuman@akleg.gov';  
'Representative.Steve.Thompson@akleg.gov'; 'Representative.Dan.Saddler@akleg.gov';  
'Representative.Bryce.Edgmon@akleg.gov'; 'Representative.Lynn.Gattis@akleg.gov';  
'Representative.Cathy.Munoz@akleg.gov'; 'Representative.Lance.Pruitt@akleg.gov';  
'Representative.Tammie.Wilson@akleg.gov'; 'Representative.Les.Gara@akleg.gov';  
'Representative.David.Guttenberg@akleg.gov';  
'Representative.Scott.Kawasaki@akleg.gov'; 'Representative.Mike.Hawker@akleg.gov'  
**Subject:** City of Homer on SB210  
**Attachments:** reso\_15-111 senior property tax exemption.pdf

House Finance Committee  
*Delivered electronically*

April 15, 2016

Dear Chairman Neuman, Chairman Thompson, and members of the House Finance Committee,

As City Manager for the City of Homer, I am writing to thank you for your dedication and service to Alaska, and the hundreds of hours you have dedicated to regaining State financial stability in the wake of unprecedentedly low oil prices. We understand that no one solution will solve the budget gaps and that each of us must participate in those solutions. It is in that spirit that the City of Homer expresses support for the reinstating the provisions in SB210 relating to a municipal local option for the Senior Property Tax Exemption.

By unanimous vote, the Homer City Council passed Resolution #15-111 in support of changing the current mandatory Senior Property Tax Exemption Program to a local option as a means to adapt this program to the needs of Homer's residents and Alaska's seniors of today.

Guided by Article X of Alaska's Constitution "to provide for a maximum local self-government", the Community Revenue sharing program has been funded in Alaska since 1968, prior to the first oil revenue. An initial small amount of funding recognized the need to assist communities in delivering services at the local level.

Homer's population was 5,099 in 2015 – the Community Revenue sharing program is the means by small communities like ours are able to provide basic (and in the long-term cost saving) services of police and fire protection. Last year we absorbed state cuts in contract jail funding and revenue sharing. These cuts resulted in reduced services. Continued reductions in this program add further pressure on our ability to provide basic services to our property tax payers.

We would also like to go on record to thank Legislature's decision to hold the PERS rate increase bill, SB 209, in committee and to not increase the municipal PERS rate beyond 22%. Prior to any such action, we respectfully request a thorough review of the financial impact to communities. Every 1% increase to the PERS rate in Homer will result in another \$60,000 cut in services to our residents.

Homer residents contribute significantly to services provide by local government through a 7.5% sales tax (a 4.5% City of Homer sales tax and a 3% Kenai Peninsula Borough sales tax), an 11.5 mil property tax and a tax on personal property. As costs increase, it is essential that the City of Homer have the tools necessary to respond, including local option surrounding property tax exemptions.

Thank you for your time and service.

Sincerely,

Katie Koester

City Manager, Homer



## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Manager

491 East Pioneer Avenue  
Homer, Alaska 99603

[citymanager@cityofhomer-ak.gov](mailto:citymanager@cityofhomer-ak.gov)

(p) 907-235-8121 x2222

(f) 907-235-3148

April 17, 2016

Matt Steffy  
Natural Resource Specialist  
Homer Soil & Water Conservation District  
4014 Lake Street, Suite 201A  
*delivered electronically*

The City of Homer is in support of Homer Soil & Water Conservation District's efforts to treat invasive species in the state right-of-way. The City of Homer appreciates that Homer Soil and Water will make every effort to limit the adverse effect of herbicides to the environment by working in conjunction with DOT and DEC utilizing the DOT Integrated Vegetation Management Plan. The City of Homer does not object to Homer Soil and Water applying a systemic broad-leaf selective herbicide to an area of less than 0.4 acres at the intersection of Skyline Drive and Katie Jean Circle. The target invasive is the plant *Vicia cracca* (bird vetch.) The City of Homer appreciates that this process will follow the proper guidelines including a 30 days public notice period, appropriate signage on site, and supervision by DEC and DOT staff.

Sincerely,

Katie Koester  
City Manager







## City of Homer

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## Office of the Mayor

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Homer, Alaska 99603

[mayor@ci.homer.ak.us](mailto:mayor@ci.homer.ak.us)

(p) 907-235-3130

(f) 907-235-3143

April 11, 2016

Jade Gamble

Alaska Department of Environmental Conservation

43335 Kalifornsky Beach Road, Suite 11

Soldotna, AK 99669

Subject: Alaska Regional Response Team (ARRT) Proposed Draft Amendment to the Alaska Unified Plan to Eliminate the Regional Stakeholder Committee (RSC)

Dear Ms. Gamble,

The City of Homer just became aware of a March 25, 2016 amendment your department proposed to the Alaska Federal/State Preparedness Plan for Response to Oil & Hazardous Substance Discharges/Releases (also known as the Unified Plan), which, if adopted, would eliminate the Regional Stakeholder Committee and its direct access to Unified Command during a spill response. Rather, RCAC members would be part of a Tribal and Local Government Group.

As I understand, the deadline for comments on this proposed change is April 29, 2016. I am writing on behalf of the City of Homer to request an extension of the comment period for this proposed change.

The City of Homer is a member of the RCAC and has been represented by the Regional Stakeholder Committee in Unified Plan policies, planning and response for twenty-five years. Marine resources are critically important to our coastal community economy which relies heavily on tourism, fishing and marine trades. Two weeks is a short turn-around commenting period. Thank you for extending the period to give RSC stakeholders like us the time necessary to research and develop an understanding of how this change impacts our participation in protecting our critical resources-- and the main goal of providing effective planning for and response to hazardous spills in our region.

Sincerely,

Mary E. Wythe, Mayor



## City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Manager

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Homer, Alaska 99603

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(p) 907-235-8121 x2222

(f) 907-235-3148

April 19, 2016

Anna Culley, Vice President, Recreational Council  
Alaska State Hockey Association  
1109 Parks Drive  
Fairbanks, AK 99709-4714

Re: Super State Tournament Proposal

Dear Ms. Culley,

I am writing in concurrence with Homer Hockey Association's (HHA's) concerns over Carol Hammingh's "Super State Tournament" proposal to restructure the state hockey program such that nearly all tiers of state tournament competition occur during one weekend in Anchorage. This change, if adopted will be detrimental to the financial health of HHA and their long-term ability to contribute players, teams and venues in support of the Alaska State Hockey Association's mission to encourage, foster and promote the sport of ice hockey in the State of Alaska.

HHA generates its operating revenues solely through ice fees, grants, fundraisers and tournament fees—not a small task given Homer's modest population of 5,009. Hosting tournaments in their Kevin Bell Arena is a very important revenue generating activity. Stipulating that all State tournaments will be held in Anchorage will diminish HHA's chances to host tournaments and hurt HHA's bottom line and their long-term ability to meet overall operating expenses.

While HHA does not receive annual City funding for their operations, the City of Homer is a vested partner, having contributed City funds towards past HHA special projects and including HHA's capital projects in Homer's Capital Improvement Plan. HHA is an asset to the Homer community; it provides a variety of healthy recreational opportunities during the long winter months and generates valuable shoulder and off-season commerce. The 2016 Pee Wee Tier III State Tournament held here a few weeks ago was estimated to have contributed as much as \$375,000 to the Homer economy—continued opportunity to host shoulder season sports events is important to the community.

Thank you for allowing the opportunity to comment on the proposal, and for taking these considerations into account when you deliberate the Super State Tournament proposal.

Sincerely,

Katie Koester, City Manager



Dear Ms. Koester

I wanted to take a moment to thank you and Bryan Hawkins plus his staff for the gracious use of the Conference Room at the new Homer Harbor Office.

In early April Brian made the conference room available to an AKLNG contractor used by us for vessel operations. We used this time for crew indoctrinations and a safety meeting prior to the vessel sailing out of Homer. I have now booked the same Conference room for a couple hours on two occasions in May. These meetings will be to plan on a Marine Firefighting Symposium to be held in Homer May, 2017 and for the Cook Inlet HSC workgroup. All three of these meetings are of great benefit to the community of Homer both economically and long term in asset protection. I will be happy to discuss with you the MFF Symposium at some point in the near future. This is a venue we expect to have over 300 firefighters, USCG, State and Federal agencies attending from across the State of Alaska and the US.

So, on the behalf of Alaska LNG, the Cook Inlet Harbor Safety Committee and the Marine Firefighting symposium team consisting of USCG, CIRCAC and PWSRCAC, please accept our gratitude and appreciation for the use of this facility for these meetings. We look forward to the City reaping the benefits of all of these meetings in one form or another.

Kind Regards

*Capt. John Taylor*

Captain John Taylor

AKLNG Marine

[Johne.taylor@bp.com](mailto:Johne.taylor@bp.com)

[John.e.taylor@exxonmobil.com](mailto:John.e.taylor@exxonmobil.com)

[Vesselfire0173@outlook.com](mailto:Vesselfire0173@outlook.com)

C- 281 224-1544





# City of Homer

[www.cityofhomer-ak.gov](http://www.cityofhomer-ak.gov)

## Office of the City Clerk

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Homer, Alaska 99603

[clerk@cityofhomer-ak.gov](mailto:clerk@cityofhomer-ak.gov)

(p) 907-235-3130

(f) 907-235-3143

## Memorandum

TO: MAYOR WYTHER AND CITY COUNCIL  
FROM: RENEE KRAUSE, CMC, DEPUTY CITY CLERK  
DATE: APRIL 19, 2016  
SUBJECT: BID REPORT

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### **REQUEST FOR PROPOSALS REAL ESTATE BROKER SERVICES SALE OF REAL PROPERTY OWNED BY THE CITY OF HOMER - EXTENDED**

The City of Homer, Alaska is hereby advertising for sealed proposals from real estate brokers/firms to sell real property located within the city limits of Homer. It is the intent of this Request for Proposals (RFP) to have the successful broker/firm, enter into a Professional Services Contract with the City of Homer to supply real estate services. Responses to the City's request for sealed proposals will be received at the Office of the City Clerk, 491 E. Pioneer Avenue, Homer, Alaska 99603, until 4:00 p.m. on May 5, 2016. Proposals shall be opened and received by the City Manager. Proposals received after the time specified or proposals received from proposers not listed on the Plan Holders List will be considered non-responsive and shall not be considered. All proposers must submit a City of Homer Plan Holders Registration Form to be on the Plan Holder's List and to be considered responsive. Plan Holder Registration form and Proposal Documents are available online at: <http://www.cityofhomer-ak.gov/rfps>





## CITY ATTORNEY REPORT



## COMMITTEE REPORTS



PENDING BUSINESS



**ORDINANCE REFERENCE SHEET**  
**2016 ORDINANCE**  
**ORDINANCE 16-10**

An Ordinance of the City Council of Homer, Alaska, Amending the 2016 Operating Budget to Allow for the Completion of the 2016 Streets Repaving Project Utilizing Homer Accelerated Roads and Trails (HART) Funds in an Amount Not to Exceed \$638,000.

Sponsor: City Manager/Public Works Director

1. Council Regular Meeting March 14, 2016 Introduction
  - a. Memorandum 16-043 w/named streets, construction costs, and maps from Public Works Superintendent as backup
2. Council Regular Meeting March 29, 2016 Public Hearing and Second Reading
  - a. Memorandum 16-043 w/named streets, construction costs, and maps from Public Works Superintendent as backup
3. Council Regular Meeting April 11, 2016 Reconsideration and Second Reading
  - a. Memorandum 16-043 from Public Works Superintendent as backup w/named streets, construction costs, and maps
  - b. Memorandum 16-062 from Public Works Superintendent as backup w/photos of streets
4. Council Regular Meeting April 25, 2016 Reconsideration
  - a. Memorandum 16-043 from Public Works Superintendent as backup w/named streets, construction costs, and maps
  - b. Memorandum 16-062 from Public Works Superintendent as backup w/photos of streets
  - c. Memorandum 16-072 from Public Works Superintendent as backup
  - d. Cost Estimates
  - e. Maps





**CITY OF HOMER  
HOMER, ALASKA**

City Manager/  
Public Works Director

**ORDINANCE 16-10**

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING THE 2016 OPERATING BUDGET TO ALLOW FOR THE  
COMPLETION OF THE 2016 STREETS REPAVING PROJECT  
UTILIZING HOMER ACCELERATED ROADS AND TRAILS (HART)  
FUNDS IN AN AMOUNT NOT TO EXCEED \$638,000.

WHEREAS, Periodically, Public Works coordinates the repaving of roads where the pavement has reached its useful life (20-30 years old), including grinding of existing pavement and resurfacing; and

WHEREAS, Public Works has successfully completed similar projects in 2006, 2009, and 2012 utilizing HART funds; and

WHEREAS, Public Works has inspected pavement conditions on all City maintained roads and recommends that nine road sections be resurfaced (see Memorandum 16-043) and estimated the cost of each.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. The FY 2016 Operating Budget is hereby amended by appropriating an amount not to exceed \$638,000 from the Homer Accelerated Roads and Trails (HART) Fund for completing the 2016 Street Repaving Project.

Expenditure:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
160-766	HART	\$638,000

Section 2. This budget amendment ordinance is not permanent in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

AYES:

NOES:

ABSTAIN:

ABSENT:

First Reading:

Public Hearing:

Second Reading:

Effective Date:

Reviewed and approved as to form:

\_\_\_\_\_  
Mary K. Koester, City Manager

\_\_\_\_\_  
Thomas F. Klinkner, City Attorney

Date: \_\_\_\_\_

Date: \_\_\_\_\_



## **CITY OF HOMER PUBLIC WORKS DEPARTMENT**

Dan Gardner, PW Superintendent  
3575 Heath St.  
Homer, Alaska 99603

Telephone: (907)235-3170

Fax: (907)235-3145

EMAIL : [dgardner@ci.homer.ak.us](mailto:dgardner@ci.homer.ak.us)

### **Memorandum 16-043**

**To: Katie Koester, City Manager**  
**From: Dan Gardner, Superintendent**  
**Thru: Carey Meyer, PW Director**  
**Date: February 16, 2016**  
**Subject: PROPOSED STREETS REPAVING PROGRAM - 2016**

---

#### **Discussion**

In 2006, 2009, and 2012, the Public Works Department successfully completed three much needed repaving projects which encompassed 13 streets totaling 4.52 miles. The majority of these streets were originally paved in 1983/84 era.

We are again proposing a 2016 Repaving Project which will include another 9 streets, seven of which were originally paved between 1983/93 and two streets that were originally paved in 1999.

#### **Project Costs Estimates**

Streets Repaving:                      \$578,788            (includes design, admin and construction costs)

Attached please find two spreadsheets with detailed project costs estimates.

#### **Recommendation**

1. Expend an amount "not to exceed" \$638,000.00 this fiscal year from the H.A.R.T. fund for the design & construction to include grinding of existing asphalt and repave the streets as identified on the attached spreadsheets. This amount has a 10 percent contingency to the attached estimate.

#### **Fiscal Note**

Currently the HART Fund contains approximately 7 million dollars as of end of year 2015.

It is recommended that as any discussion takes place where ending or modifying the HART program takes place, that the continual funding of asphalt replacement is part of that discussion. If this program is ever dissolved, a depreciation fund should be firmly established to replace failing asphalt as operations budgets have not been able to support the needed paving projects.

Enc: Recommended streets to repave  
Estimated construction costs  
Maps

City of Homer - Public Works Department  
2016 Roads Repaving Program

Road Name	Year Paved	From	To	Asphalt Condition	Roadway Length Linear Feet	Pavement Width Feet	Total Sq Yds	Priority 1 Group "A"
E. Bunnell St.	1999	Main St.	Beluga Place	poor	700	24	1,867	
Beluga Place	1999	E. Bunnell	Parking Lot	poor	600	24	1,600	
Early Spring St.	1983/84	Mark White Ave.	Aspen Lane	poor	730	24	1,947	
Mark White Ave.	1983/84	Rochelle Rd.	Early Spring St.	poor	360	24	960	
Mullikin Street	1989	Fairview Ave.	Soundview Ave.	poor	650	24	1,733	
Clover Lane	1993	East End Road	End of Road	poor	1,320	24	3,520	
Clover Place	1993	Clover Lane	Cul-de-Sac	poor	305	24	813	
Hillview Place	1993	Clover Lane	Cul-de-Sac	poor	210	24	560	
Kachemak Way	1993	Bayview Ave.	North end of road	poor	850	24	2,267	
<b>Total</b>							<b>15,267</b>	<b>2016</b>

City of Homer - Public Works Department  
2016 Roads Repaving Program

**Estimated Construction Cost**

Estimated Construction Costs (grind 4" depth, regrade, adjust utilities & repave @ 2" new asphalt)

**Group "A" Roads - Repave**

Street Name	Total Sq Yds	Grind @ \$5.25/sy	Regrade @ \$0.50 / sy	Level Course @ \$50 / ton	2" AC Repave @ \$17.50/sy	(14 SSMH"s) Adjust SS/SDMH \$500 ea	(12 GV"s) Adjust Valve Box \$500 ea	Striping @1.25/lf	Mobe @ 20% Const.	Total Estimated
E. Bunnell Street	1,867	\$ 9,800.00	\$ 933.33	\$ 2,000.00	\$ 32,666.67	\$ 2,000.00	\$ 1,000.00		\$ 9,680.00	\$ 58,080.00
Beluga Place	1,600	\$ 8,400.00	\$ 800.00	\$ 2,000.00	\$ 28,000.00					
Early Spring St.	1,947	\$ 10,220.00	\$ 973.33	\$ 2,000.00	\$ 34,066.67	\$ 500.00	\$ 1,000.00	\$ 3,781.25	\$ 9,752.00	\$ 62,293.25
Mark White Ave.	960	\$ 5,040.00	\$ 480.00	\$ 2,000.00	\$ 16,800.00	\$ 1,000.00	\$ 500.00	\$ 3,375.00	\$ 5,164.00	\$ 34,359.00
Mullikin Street	1,733	\$ 9,100.00	\$ 866.67	\$ 2,500.00	\$ 30,333.33	\$ 500.00	\$ 2,000.00	\$ 3,312.50	\$ 9,060.00	\$ 57,672.50
Clover Lane	3,520	\$ 18,480.00	\$ 1,760.00	\$ 2,500.00	\$ 61,600.00	\$ 1,500.00	\$ 500.00		\$ 17,268.00	\$ 103,608.00
Clover Place	813	\$ 4,270.00	\$ 406.67	\$ 1,000.00	\$ 14,233.33	\$ 500.00	\$ 500.00		\$ 4,182.00	\$ 25,092.00
Hillview Place	560	\$ 2,940.00	\$ 280.00	\$ 1,000.00	\$ 9,800.00	\$ 500.00				
Kachemak Way	2,267	\$ 11,900.00	\$ 1,133.33	\$ 3,000.00	\$ 39,666.67	\$ 1,000.00	\$ 1,500.00			
Totals	15,267	\$ 80,150.00	\$ 7,633.33	\$ 18,000.00	\$ 267,166.67	\$ 7,500.00	\$ 7,000.00	\$ 10,468.75	\$ 66,746.00	\$ 410,944.75
									Traffic Control LS	\$ 5,000.00

Total Construction \$ 415,944.75  
10% Contingency \$ 41,594.48  
Grand Total Construction \$ 457,539.23

**Estimated Total Project Costs (construction, design & admin overhead)**

Construction Costs	\$ 457,539.23
Design/Inspect @ 10%	\$ 45,753.92
Admin @ 15%	\$ 75,493.97
<b>Total Pave/Repave Project</b>	<b>\$ 578,787.12</b>



Clover Lane  
Clover Place  
Hillview Place

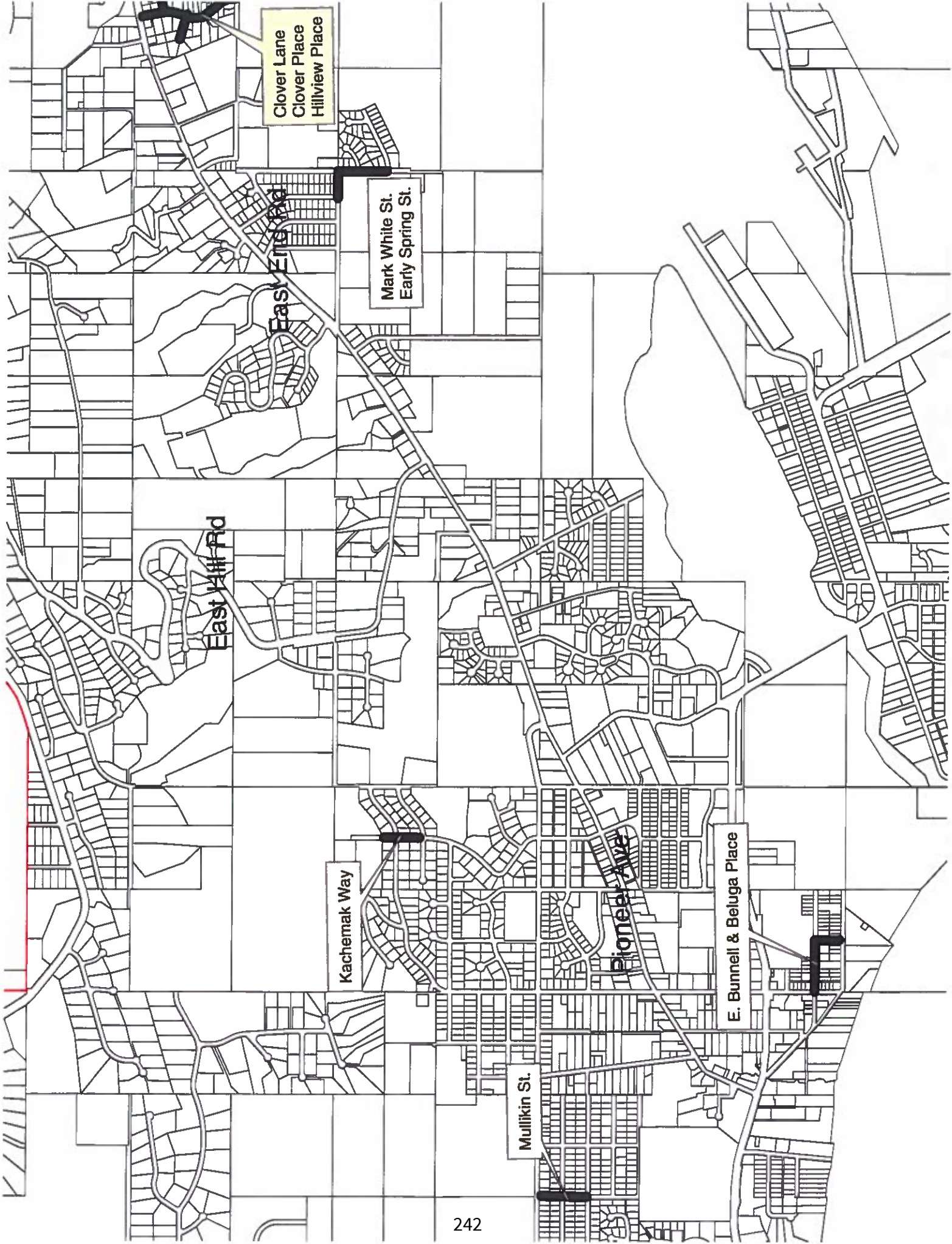
Mark White St.  
Early Spring St.

Kachemak Way

Mullikin St.

E. Bunnell & Beluga Place







## CITY OF HOMER PUBLIC WORKS DEPARTMENT

Dan Gardner, PW Superintendent  
3575 Heath St.  
Homer, Alaska 99603

Telephone: (907)235-3170  
Fax: (907)235-3145

EMAIL : [dgardner@ci.homer.ak.us](mailto:dgardner@ci.homer.ak.us)

### MEMORANDUM 16-062

To: Katie Koester, City Manager  
From: Dan Gardner, PW Superintendent  
Date: April 5, 2016  
Subject: 2016 Repaving Project – Justification

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Ordinance 16-10 authorizing HART funds for repaving existing streets was reconsidered on 3/29/16 due to questions about whether or not the streets are in need of repaving.

I am attaching several pictures of the streets in question to show some evidence of the failing asphalt conditions. None of these streets are impassable, yet I hope that we are not going to require the streets to get to such a state before properly maintaining them.

Following are some brief bullet points regarding the reasoning for repaving:

- Some of these roads have cracks that run most of the length of the road – some with parallel cracks.
- The cracks and associated heaving leave snow behind when plowing.
- The cracks and associated heaving require multiple passes with the street sweeper in order to try to get collected sand out of the deepened cracks, using extra personnel time and equipment time.
- The long cracks require much greater time with personnel and equipment when necessary crack sealing is occurring. As crack sealing is occurring, a compressed air nozzle is used to blow away any residual sand before applying the hot tar. With these extensive cracks, much more time and energy is required to remove the heavy sand collected in these deepened and widening cracks.
- The crack sealing material continues to rise in cost, and our operating budget does not allow us to fill all of our paved streets cracks. Clover Lane itself requires about four times the crack sealing material as most other streets.
- If the cracks aren't sealed, water is taken into the road prism, causing damage to the road structure, and the cracks widen and create potholes. Additionally, water freezes in and under the cracks widening the cracks and creating more potholes.
- Pothole patching has taken place on these streets, but some of them are breaking up to the point that there is no solid perimeter to take a new pothole patch to. Once the hole is filled, it breaks up around the new patch in fairly short order.
- The asphalt on Bunnell & Beluga is 1" thick, as opposed to our standard 2" thickness.

A prioritized listing of the proposed streets are as follows:

1. Clover Lane/Clover Place/Hillview Place
2. E. Bunnell / Beluga Place
3. Mullikin Street
4. Kachemak Way
5. Mark White / Early Spring

Putting this paving project off for a year would not create much harm. In fact, there are plenty of things to do without taking on the project right now. But, the road repaving needs to take place in the near future. If funding for these periodic repaving projects is going to be an issue, maybe HART funds can be utilized to purchase crack sealing material and pay for periodic asphalt repairs that aren't able to be adequately funded under the operating budget.



















Bunnell/Beluga



Bunnell/Beluga











Bunnell/Beluga



Bunnell/Beluga













Mullikin



Mullikin









Kachemak Way



Kachemak Way





Kachemak Way



Kachemak Way









Mark White  
Early Spring



Mark White  
Early Spring





## CITY OF HOMER PUBLIC WORKS DEPARTMENT

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Fax: (907)235-3145

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### Memorandum 16-072

To: Katie Koester, City Manager

From: Dan Gardner, PW Superintendent

Date: April 20, 2016

Subject: 2016 Repaving Project  
Whole Project vs. Partial Project Analysis

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At the last council meeting, it was discovered that there was an error in the cost estimate spreadsheet and the following requests were made:

1. Provide a corrected estimate for the original proposal.
2. Provide an estimate for a reduced project with prioritized streets along with cost ramifications.
3. Address maintenance cost increases due to not paving the less prioritized streets.

**Item 1:** The original estimate for design/construction/admin was \$578,788 and the Ordinance included a 10% overall contingency for a total of \$638,000. The corrected estimate for design/construction/admin is \$668,489. If a 5% overall contingency is added, it brings the total to \$700,000.

So, the original ordinance requests a “not to exceed” amount of **\$638,000**, and the revised estimate would require a “not to exceed” amount of **\$700,000**. It is likely that the 5% contingency will not be required, but the request is there to provide a means of dealing with abnormalities or omissions. Spreadsheet attached.

**Item 2:** Bunnell Street/Beluga Place, and Clover Lane/Clover Place/Hillview Place were identified as the highest priority of the listed streets to accomplish first. The remaining, lower priority streets are Early Spring Street, Mark White Street, Mullikin Street, and the small stretch of Kachemak Way.

The total estimate for the prioritized streets, with 5% overall contingency is \$374,391

In speaking with Bill Nelson, owner of Wm. J. Nelson and Associates (design consultant), he said that it is difficult to put a number on just how much more the city might pay to break the project up and delay construction of some of these streets. This is due to changing costs of products and fuel, and simply due to the times as budget climates and competition change. He did say that generally, one will pay a bit more due to the fact that bidding the work in two sections requires two designs, two mob/demob costs, two storm water plans, and the fact that generally the cost per foot goes down as the project size increases. He stated that in the current bidding climate, the biggest argument to doing a more comprehensive project now is that project funds are disappearing and bidding is becoming more competitive. He cited a project that just bid in



Kenai where the estimate was 2.4 million dollars, the high bid was 2.45 and the three lowest bids were all at about 1.98. He attributed it to the current tight and competitive bidding climate.

**Item 3:** Establishing cost numbers related to having to maintain the streets that don't get paved is especially difficult to nail down. It would be difficult to say that the city will save more money in maintenance costs than it would cost to repave these streets. The issue is that for every day personnel and equipment is on a street, it is time and resources that can't be used doing other maintenance items. Delaying these few streets for another three years will not make or break Public Works operations.

**Recommendation**

Option 1      Approve original streets with revised "not to exceed" amount of \$700,000.

Or,

Option 2      Approve downsized, prioritized streets with "not to exceed" amount of \$374,391.

Road Name	Year Paved	From	To	Asphalt Condition	Roadway Length Linear Feet	Pavement Width Feet	Total Sq Yds
E. Bunnell St.	1999	Main St.	Beluga Place	poor	700	24	1,867
Beluga Place	1999	E. Bunnell	Parking Lot	poor	600	24	1,600
Early Spring St.	1983/84	Mark White Ave.	Aspen Lane	poor	730	24	1,947
Mark White Ave.	1983/84	Rochelle Rd.	Early Spring St.	poor	360	24	960
Mullikin Street	1989	Fairview Ave.	Soundview Ave.	poor	650	24	1,733
Clover Lane	1993	East End Road	End of Road	poor	1,320	24	3,520
Clover Place	1993	Clover Lane	Cul-de-Sac	poor	305	24	813
Hillview Place	1993	Clover Lane	Cul-de-Sac	poor	210	24	560
Kachemak Way	1993	Bayview Ave.	North end of road	poor	850	24	2,267
					<b>5,725</b>	<b>Total</b>	<b>15,267</b>
							2016

Priority 1  
Group "A"

Original Proposal Option 1

## Estimated Construction Cost

### Original Proposal Option 1

**Estimated Construction Costs** (grind 4" depth, regrade, adjust utilities & repave @ 2" new asphalt)

#### Group "A" Roads - Repave

Street Name	Total Sq Yds	Grind @ \$5.25/sy	Regrade @ \$0.50 / sy	Level Course @ \$50 / ton	2" AC Repave @ \$17.50/sy	(14 SSMH"s) Adjust SS/SDMH \$500 ea	(12 GV"s) Adjust Valve Box \$500 ea	Striping @1.25/lf	Mobe @ 20% Const.	Total Estimated
E. Bunnell Street	1,867	\$ 9,800.00	\$ 933.33	\$ 2,000.00	\$ 32,666.67	\$ 2,000.00	\$ 1,000.00		\$ 9,680.00	\$ 58,080.00
Beluga Place	1,600	\$ 8,400.00	\$ 800.00	\$ 2,000.00	\$ 28,000.00	\$ -	\$ -		\$ 7,840.00	\$ 47,040.00
Early Spring St.	1,947	\$ 10,220.00	\$ 973.33	\$ 2,000.00	\$ 34,066.67	\$ 500.00	\$ 1,000.00	\$ 3,781.25	\$ 9,752.00	\$ 62,293.25
Mark White Ave.	960	\$ 5,040.00	\$ 480.00	\$ 2,000.00	\$ 16,800.00	\$ 1,000.00	\$ 500.00	\$ 3,375.00	\$ 5,164.00	\$ 34,359.00
Mullikin Street	1,733	\$ 9,100.00	\$ 866.67	\$ 2,500.00	\$ 30,333.33	\$ 500.00	\$ 2,000.00	\$ 3,312.50	\$ 9,060.00	\$ 57,672.50
Clover Lane	3,520	\$ 18,480.00	\$ 1,760.00	\$ 2,500.00	\$ 61,600.00	\$ 1,500.00	\$ 500.00		\$ 17,268.00	\$ 103,608.00
Clover Place	813	\$ 4,270.00	\$ 406.67	\$ 1,000.00	\$ 14,233.33	\$ 500.00	\$ 500.00		\$ 4,182.00	\$ 25,092.00
Hillview Place	560	\$ 2,940.00	\$ 280.00	\$ 1,000.00	\$ 9,800.00	\$ 500.00			\$ 2,904.00	\$ 17,424.00
Kachemak Way	2,267	\$ 11,900.00	\$ 1,133.33	\$ 3,000.00	\$ 39,666.67	\$ 1,000.00	\$ 1,500.00		\$ 11,640.00	\$ 69,840.00
Totals	15,267	\$ 80,150.00	\$ 7,633.33	\$ 18,000.00	\$ 267,166.67	\$ 7,500.00	\$ 7,000.00	\$ 10,468.75	\$ 77,490.00	\$ 475,408.75
									Traffic Control LS	\$ 5,000.00

**Total Construction \$ 480,408.75**  
**10% Contingency \$ 48,040.88**  
**Grand Total Construction \$ 528,449.63**

#### Estimated Total Project Costs (construction, design & admin overhead)

Construction Costs	\$ 528,449.63
Design/Inspect @ 10%	\$ 52,844.96
Admin @ 15%	\$ 87,194.19
<b>Total Pave/Repave Project</b>	<b>\$ 668,488.78</b>

Road Name	Year Paved	From	To	Asphalt Condition	Roadway Length Linear Feet	Pavement Width Feet	Total Sq Yds
E. Bunnell St.	1999	Main St.	Beluga Place	poor	700	24	1,867
Beluga Place	1999	E. Bunnell	Parking Lot	poor	600	24	1,600
Clover Lane	1993	East End Road	End of Road	poor	1,320	24	3,520
Clover Place	1993	Clover Lane	Cul-de-Sac	poor	305	24	813
Hillview Place	1993	Clover Lane	Cul-de-Sac	poor	210	24	560
					<b>3,135</b>	<b>Total</b>	<b>8,360</b>
							2016
Early Spring St.	1983/84	Mark White Ave.	Aspen Lane	poor	730	24	1,947
Mark White Ave.	1983/84	Rochelle Rd.	Early Spring St.	poor	360	24	960
Mullikin Street	1989	Fairview Ave.	Soundview Ave.	poor	650	24	1,733
Kachemak Way	1993	Bayview Ave.	North end of road	poor	850	24	2,267
					<b>2,590</b>	<b>Total</b>	<b>6,907</b>

Priority 1  
Group "A"

Priority 2  
Group "B"

Reduced Proposal Option 2

## Estimated Construction Cost

### Reduced Proposal Option 2

Estimated Construction Costs (grind 4" depth, regrade, adjust utilities & repave @ 2" new asphalt)

#### Group "A" Roads - Repave

Street Name	Total Sq Yds	Grind @ \$5.25/sy	Regrade @ \$0.50 / sy	(300 ton) Level Course @ \$50 / ton	2" AC Repave @ \$17.50/sy	(14 SSMH"s) Adjust SS/SDMH \$500 ea	(12 GV's) Adjust Valve Box \$500 ea	Striping @1.25/lf	Mobe @ 20% Const.	Total Estimated
E. Bunnell Street	1,867	\$ 9,800.00	\$ 933.33	\$ 2,000.00	\$ 32,666.67	\$ 2,000.00	\$ 1,000.00		\$ 9,680.00	\$ 58,080.00
Beluga Place	1,600	\$ 8,400.00	\$ 800.00	\$ 2,000.00	\$ 28,000.00	\$ -	\$ -		\$ 7,840.00	\$ 47,040.00
Clover Lane	3,520	\$ 18,480.00	\$ 1,760.00	\$ 2,500.00	\$ 61,600.00	\$ 1,500.00	\$ 500.00		\$ 17,268.00	\$ 103,608.00
Clover Place	813	\$ 4,270.00	\$ 406.67	\$ 1,000.00	\$ 14,233.33	\$ 500.00	\$ 500.00		\$ 4,182.00	\$ 25,092.00
Hillview Place	560	\$ 2,940.00	\$ 280.00	\$ 1,000.00	\$ 9,800.00	\$ 500.00			\$ 2,904.00	\$ 17,424.00
Totals	8,360	\$ 43,890.00	\$ 4,180.00	\$ 8,500.00	\$ 146,300.00	\$ 4,500.00	\$ 2,000.00	\$ -	\$ 41,874.00	\$ 251,244.00
									Traffic Control LS	\$ 5,000.00

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**Total Construction \$ 256,244.00**  
**10% Contingency \$ 25,624.40**  
**Grand Total Construction \$ 281,868.40**

#### Estimated Total Project Costs (construction, design & admin overhead)

Construction Costs	\$ 281,868.40
Design/Inspect @ 10%	\$ 28,186.84
Admin @ 15%	\$ 46,508.29
<b>Total Pave/Repave Project</b>	<b>\$ 356,563.53</b>





East Hill Rd

East End Rd

Clover Lane  
Clover Place  
Hillview Place

Kachemak Way

Mark White St.  
Early Spring St.

Mullikin St.

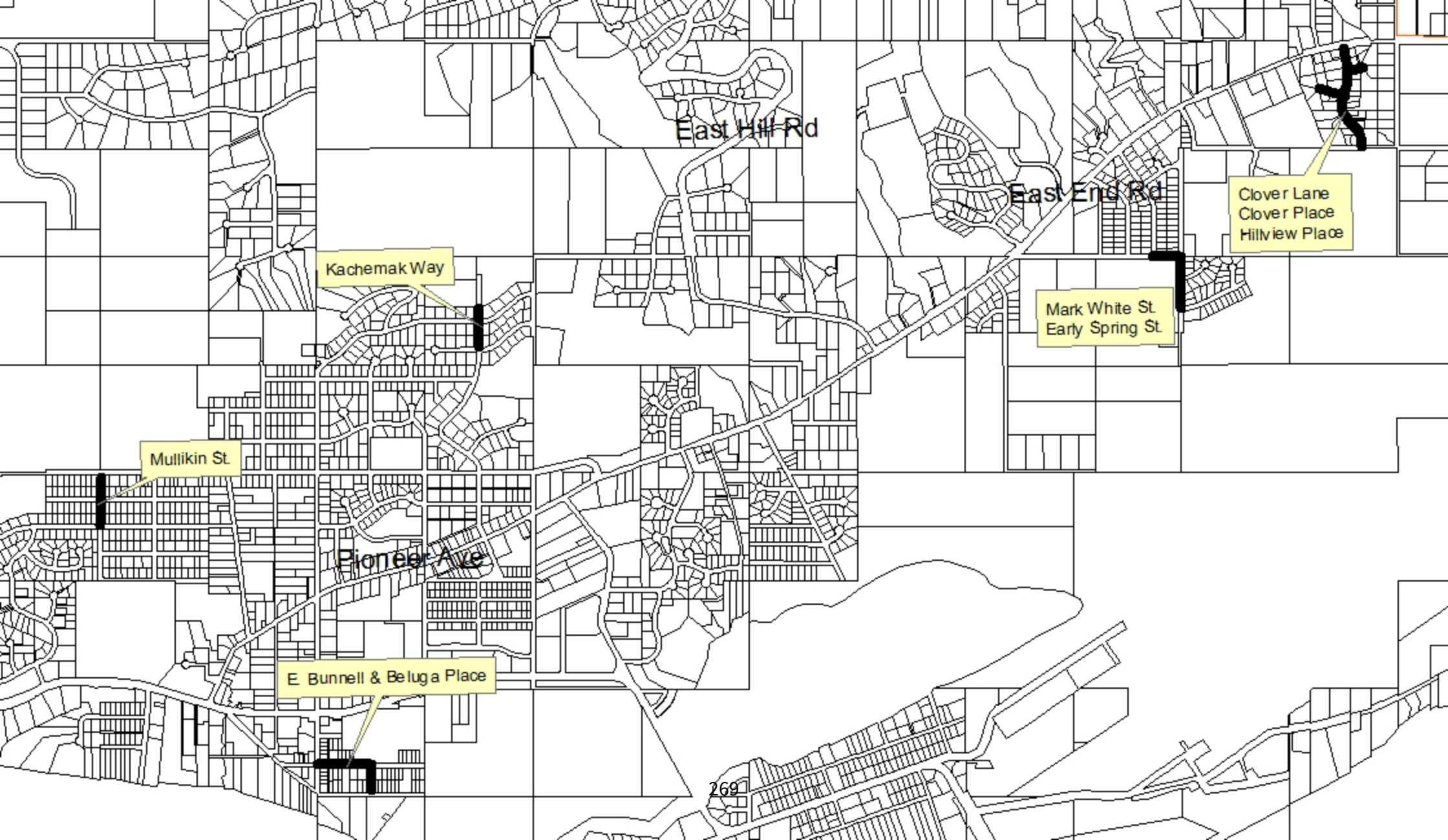
Pioneer Ave

E Bunnell & Beluga Place

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East Hill Rd

East End Rd

Clover Lane  
Clover Place  
Hillview Place

Kachemak Way

Mark White St  
Early Spring St

Mullikin St

Pioneer Ave

E Bunnell & Beluga Place

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CITY OF HOMER  
HOMER, ALASKA

Reynolds

RESOLUTION 16-029(S-2)

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
AMENDING THE BEACH POLICY FOR OPERATING, STOPPING OR  
PARKING OF MOTOR VEHICLES IN BEACH AREAS PROHIBITED,  
**TO PROHIBIT VEHICLES ON THE BEACH AT THE BOTTOM OF  
AIRPORT ACCESS ROAD, TO ADD AN EXCEPTION ALLOW  
VEHICLES FROM** ~~TO~~ THE SOUTHERN END OF THE VACATED  
EASEMENT FORMALLY KNOWN AS SHIRLENE CIRCLE **TO THE  
EAST, TO PROHIBIT MOTOR VEHICLES TO THE EAST OF  
BISHOP'S BEACH PARK ACCESS, TO PROHIBIT MOTOR  
VEHICLES SOUTH OF MARINER PARK, AND TO ALLOW MOTOR  
VEHICLES** AND THE AREA WEST OF BISHOP'S BEACH PARK  
ACCESS BETWEEN THE SOUTH END OF MARINER PARK BEACH  
TO THE EAST END OF THE SEAWALL FROM OCTOBER 31 ~~1~~  
THROUGH MARCH ~~1~~ **31** SOLELY FOR THE PURPOSE OF  
GATHERING SAND AND COAL.

WHEREAS, The Homer City Council adopted Ordinance 16-05(S-2)(A-2) at the February  
22, 2016 regular council meeting; and

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the definitions of Berm, Storm  
berm, Submerged Land, Tideland, Beach Area and Motor Vehicle; and**

WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating, stopping  
or parking of motor vehicles in beach areas ~~prohibited~~ to allow motor vehicles in **from** the  
southern end of the vacated easement formally known as Shirlene Circle ~~and the area west of  
Bishop's Beach~~ and **to the east; and**

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating,  
stopping or parking of motor vehicles in beach areas to allow motor vehicles from the  
southern end of Mariner Park** and to the east end of the seawall from October 31 through  
March 1 solely for the purpose of gathering sand and coal; and

**WHEREAS, Ordinance 16-13 amended the exceptions to operating, stopping or parking of motor vehicles in beach areas to allow motor vehicles from the southern end of Mariner Park to the east end of the seawall from October 1 through March 31 solely for the purpose of gathering sand and coal; and**

**WHEREAS, Ordinance 16-05(S-2)(A-2) amended the exceptions to operating, stopping or parking of motor vehicles in beach areas to prohibit motor vehicles to the east of Bishop's Beach Park, to the south of Mariner Park, and at the bottom of the Airport Access Road; and**

WHEREAS, Ordinance 16-05(S-2)(A-2) also prohibits a person to operate, stop or park a motor vehicle within or upon privately owned property in a beach area without the permission of the property owner.

WHEREAS, It is necessary to amend the Beach Policy to incorporate these amendments.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, hereby amends the Beach Policy for operating, stopping or parking of motor vehicles in beach areas prohibited, **to prohibit vehicles on the beach at the bottom of Airport Access Road,** to add an exception **allow vehicles from** to the southern end of the vacated easement formally known as Shirlene Circle **to the east, to prohibit motor vehicles to the east of Bishop's Beach Park access, to prohibit motor vehicles south of Mariner Park, and to allow motor vehicles** and the area west of Bishop's Beach park access between the south end of Mariner Park beach to the east end of the seawall from October 31 **1** through March **31** solely for the purpose of gathering sand and coal.

PASSED AND ADOPTED by the Homer City Council on this 11<sup>th</sup> day of April, 2016.

CITY OF HOMER

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MARY E. WYTHE, MAYOR

76 ATTEST:

77

78

79

80 \_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

81

82 Fiscal Note: N/A

83

84





# City of Homer Beach Policy

~~2007~~16



## **Table of contents**

1. Purpose and Intent

2. Definitions

3. General Policy Recommendations

4. Specific Area Recommendations

5. Beach Policy History

Beach Area Map

Section Line Easement Diagram

State Attorney General Opinion

Appendix A: Beach Access Notes

Appendix B: Mainland public access points to Kachemak Bay

## 1. Purpose and Intent

This document is an update to the Beach Policy Task Force Final Recommendations, adopted June 25<sup>th</sup> 2001. Since 2001, the City of Homer has annexed more land and beaches, and implemented parts of the original plan. The purpose of this document is to update the Beach Policy and make recommendations for future actions. The intent of the Beach Policy is to keep Homer's beaches safe and enjoyable for all users, and preserve natural environment.

### **Goals**

#### **Education**

Educate beach users by provide signage and beach information at convenient locations.

#### **Prevention**

Limit conflicts between motorized users and pedestrians by encouraging courtesy and common sense.

Protect sensitive beach habitat and wildlife from inappropriate use of beaches – i.e. keep motorized vehicles out of lagoon areas.

#### **Enforcement**

Ensure adequate staffing on holiday weekends.

## 2. Definitions

a. **“Berm”** means a natural, linear mound or series of mounds ~~of sand or gravel~~, **in a beach area composed of sand, gravel,** or both, generally paralleling the water at or landward of the **elevation of mean** ~~line of ordinary high tide~~ **water.**

b. **“Storm berm”** – means a berm formed by the upper reach of storm wave surges or the highest tides. Storm berms generally include an accumulation of seaweed, driftwood, and other water-borne materials. A beach **area** may have more than one storm berm.

**Example:** Grassy areas of Mariner Lagoon and Beluga Slough where highest tides and storm deposit logs and driftwood. Tall grasses grow there most of the time, and only at the highest tides and largest storms are logs thrown up on the beach.

c. **“Submerged land”** means **land covered by tidal water from the elevation of mean low water seaward to the corporate boundary of the city.**

d. **“Tideland”** means **land that is periodically covered by tidal water between the elevation of mean high water and mean low water.**

e. **“Beach area”** means **all of the following, whether publicly or privately owned: submerged land, tideland, and the zone of sand, gravel and other unconsolidated**

**materials that extends landward from the elevation of mean high water to the place where there is a marked change in material or physiographic form.**

**f. “Motor vehicle” means a device in, upon, or by which a person or property may be transported or drawn upon or immediately over land, that is self propelled except by human or animal power.**



### **3. General Recommendations for all Homer Beaches**

**1. Identify and improve beach access points.** Heavy impacts are created by a large number of people accessing the beach at a small number of places. By finding, improving and publishing all public beach access points, we will diffuse the impacts and provide a more enjoyable experience to all.

A. Improve Access via: Crittenden Dr., Ocean Dr., Spit, Kachemak Dr.

B. Provide signage at all public access points.

1. Specifically, signage shall be maintained at Bishop’s beach park, Ocean Drive Loop, the parking areas on the east side of the Homer Spit, on the Airport Beach Road, and Kachemak Drive.

C. Appendix A documents other public access points and the pros and cons of their development. The appendix should be expanded to include Homer Spit public access points, particularly on the east side of the spit.

#### **2. Signage should be positive and informative.**

A. Sign examples for the Mud Flats, Berms & Driftwood

1) Help build our beach berms and protect our critical habitat areas.

2) Please do not drive on or remove any material from the storm berms. The grasses growing here provide habitat and are an important part of berm stabilization. Driftwood plays an important role in building and protecting our berms.

3) The Mud Flats are fragile and important habitat for wildlife. They are hazardous and off-limits to vehicles and foot traffic.

4) Encouraging courtesy to other users.

**B. Examples for private property:**

1) Please be aware that private property extends 100' or more toward the water from the high tide line.

**3. Ask for City Attorney opinion on location of seaward property lines.** Although many people believe property lines stop at a water boundary, it has become apparent this is not the case in Kachemak Bay. Normal property lines next to the ocean are established at mean high tide, and slow erosion does change boundaries. The 1964 earthquake caused the sinking of the Spit and Homer area. The sea flowed over the lowered land. This sudden change is called avulsion and legally does not change land boundaries. (See attached opinion by State Attorney General)

**4. Encourage better enforcement of applicable existing state and local laws.** Examples of applicable laws include: HCC 19.08 Campgrounds, HCC ~~19.16 Vehicles on Homer Spit Beach~~, **7.16 Vehicles in Beach Areas**; HCC 18.28.200 Waste or injury to land, and Alaska State Traffic Regulations regarding: DWI, Reckless Driving, Negligent Driving, Basic Speed, and Littering.

A) More evening enforcement in City campgrounds, and encourage/post quiet hours.

B) More enforcement of city driving laws on city beaches.

**5. Develop and distribute brochures with a coordinated public relations campaign.** It is important to enlist the public in the campaign to keep our beaches enjoyable for all, to limit the human damage to fragile areas and to minimize friction between user groups. We need everyone's help.

A. Prior to major holiday weekends, advertise beach rules and etiquette in the local newspapers. Consider a public services announcement on local radio stations. Budget at least \$500 annually for this advertising.

B. Budget at least \$500 a year for sign replacement.

C. Provide beach maps and brochures on beach etiquette at city campground facilities.



**6. Perform an annual assessment of beach health and developing impacts.**

A. City staff & Parks and Recreation Commission representatives prepare an assessment with reports to City Manager, City Council, & City Commissions. The report should be prepared in a timely manner so that items requiring maintenance or ongoing funding may be considered during the budget process. Include an assessment of the condition of the storm berm at Mariner Park, specifically including pedestrian impacts.

B. Add each annual assessment to the original BPTF report with updated photos to create a continuous record.

**7. Driftwood from berm areas should not be removed.** Testimony by scientists emphasized the importance of the natural berm building process to protect the spit, lagoon and slough. The berms also provide important wildlife habitat. It was found that driftwood plays an important role in building and stabilizing berms. Thus, it is hoped that providing an alternate source of campfire wood for campers serves the important function of protecting the berms. Driftwood was also described as an important esthetic enhancement to the beach and a material resource.

A. Direct City Administration to investigate providing firewood to beach users or allowing firewood concessions in city campgrounds.

**8. Find ways of supporting beach cleanup.**

A. Support the efforts of spring clean up day to include Homer beaches. The City should actively continue to support the efforts of volunteers by providing trash bags for the event and dumpsters or trash removal at locations such as Bishop's Beach.

B. Support the efforts of the Center for Alaskan Coastal Studies for their annual CoastWalk and beach trash removal. Support may be in the form of providing trash bags, dumpster service at beach parks, and city funding for newspaper advertising for CoastWalk educational and beach clean up activities.

**9. Increase Parking on the Spit**

A. We need more parking and areas for people to access the beach. These parking areas distribute the impact of beach users, provide safe off-highway parking for vehicles.

B. Situate the parking close to Spit Road for aesthetic purposes.

C. Better parking further down the spit will allow pedestrians to enjoy to the beach where vehicles are not present.

**4. Recommendations by Area (Following the beach line, East to West)**

**1. Area 1 - Miller's Landing to Airport Access Road.**

A. Miller's Landing. Create a public viewing spot in the Beach Access Road Right of Way off of Kachemak Drive, by posting a sign stating the location of the public access. In the future, as use warrants, create a small parking area, and use boulders to discourage trespassing on adjacent properties.

B. Airport Access Road Signage (with diagram of berm-slope-flats).

- No camping
- Please keep vehicles between the storm berm and the mud flats.
- All of the areas above high tide (and much below) are private property and there are no designated camping areas. ~~Voluntary limits to the areas used by vehicles will help protect sensitive areas.~~

**C. Vehicle use at the bottom of airport beach access road on the beach is not allowed.**

**D. Vehicles are allowed on the beach east of the vacated easement formerly known as Shirlene Circle (refer to map), under the terms of HCC 7.16**

**Vehicles are not allowed on the beach at the bottom of the airport beach access road. Vehicles are allowed east of that area, but there is no public vehicle access point to get**



**to that part of the beach. Land owners or those with land owner permission may access the beach from private vehicle access points. Once on the beach, nothing in City laws or policy condones trespassing on adjacent private lands.**

## **2. Area 2 - Airport Beach Access Road to North End of Berm outside of Louie's Lagoon and Louie's Lagoon.**

A. Due to expert testimony, it was agreed by the BPTF that limiting vehicle use in this area was necessary to protect the fragile habitats from Mud Bay to Louie's Lagoon.

B. Signage - identifying access and informing the public as to where vehicles are prohibited.

C. Vehicles are ~~should be~~ prohibited in this entire area - outside of access driveways and parking.

D. Conservation zoning is suggested for all public lands in this area. Much of Area 2 already has a conservation easement.

E. Designate the platform area as a park and initiate cleanup of surface debris in Louie's Lagoon. A layer of dredge spoils to cover debris and more grass around the platform is also recommended. Investigate potential as a bird viewing platform.

F. Long term goal: Reconfigure the section line easement. The current section line easement goes across the mud flat in the bird sanctuary. A reconfiguration would provide better access to the beach, and protection for the sanctuary. As designated on attached map.

G. Preserve subsistence fishing access for vehicles, and public access to that part of the Spit. This has traditionally included an access across the northern portion of the English Bay property

I. Budget for rock placement at the Airport Beach Access to discourage travel to the west into Mud Bay. Contract the work out.

### **3. Area 3 - From Louie's Lagoon - South to end of Homer Spit and then North to City Campground across from Fishing Hole**

A. Long range goal: Removal of beached barge on English Bay Corporation property.

B. Encourage the elimination of unsightly waste on properties near the beach by working with owners. Several highly visible properties have allowed the accumulation of waste and industrial junk. The City has also allowed this to occur on City land, and should lead the way in the cleanup effort.

### **4. Area 4 - From City Fishing Hole Campground to the Outlet of Mariner Park Lagoon**

A. At campground building across from the Fishing Hole, make beach use maps available, as well as information and signage that is interpretive about the berm building process, encourages courtesy to pedestrians, and states where vehicles are permitted.

B. Install signage at a controlled exit from the City Fishing Hole campground to the beach to direct vehicles to the base of the spit, and away from the no recreational vehicle area.

C. Define limits to Mariner Park campground by utilizing logs, rocks or other means to restrain vehicles from entering the lagoon. Similar to Parks & Recreation Advisory Commission Draft Master Plan for Mariner park campground, which extends a revetment to protect berms, grasses and tidal mud, with no additional incursion into the lagoon.

D. Create a cost estimate for placing boulders at Mariner Park to better define the park and places where motorized vehicles are prohibited. Include the project in the annual budget in the near future, and contract the work out.

E. Budget for a new kiosk at Mariner Park. Include a large interpretive map with beach access and user information. Include the project in the annual budget and contract the work out.

**G. Vehicles are prohibited between the former campground building site, and the south end of Mariner Park.**

**H. Between the south end of Mariner Park and the east end of the sea wall, vehicles are allowed on the beach from October 1 through March 31<sup>st</sup>, solely for the purpose of gathering sand and coal. The beach is closed to vehicles at all other times and for all other uses.**

## **5. Area 5 - Mariner Park Lagoon including the storm berm**

A. Install and maintain signage stating vehicles are prohibited in the Lagoon and above the high-tide line near the berm. This is a fragile berm.

B. Signage should also indicate the high potential of vehicles getting stuck in this area.

C. Finish transfer of ownership of parcels to City of Homer. Two large parcels in Mariner Park Lagoon were obtained by the City from DNR, but the transfer paperwork was not completed.

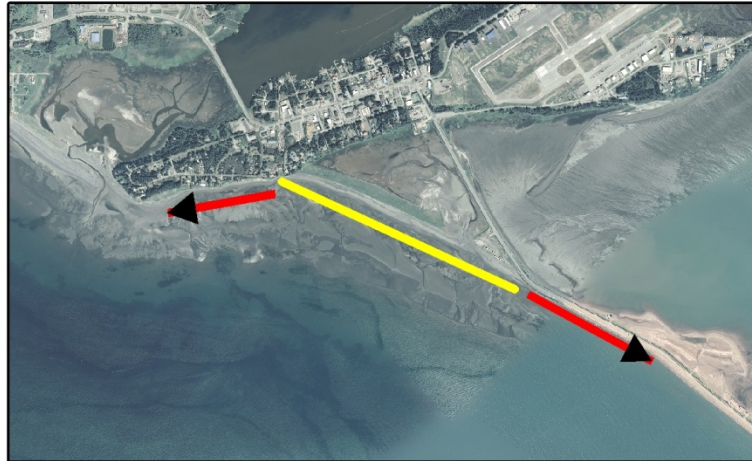
D. Enact Conservation Zoning and continue work on the conservation easement. Zoning changes may begin at any time. The land ownership transfer must be complete prior to the conservation easement completion.

## **6. Area 6 - Mariner Park Lagoon outlet (below the berm) to Beluga Slough outlet.**

A. Provide signage discouraging motor vehicle usage and encouraging courtesy to pedestrians. Vehicle prohibition is not necessary, but use of vehicles in this area often leads to driving or parking on the storm berm.

B. Improve and identify with signage the Ocean Drive Loop beach and Beluga Slough access.

**C. Vehicles are allowed between the south end of Mariner Park beach and the east end of the seawall from October 1 through March 31<sup>st</sup> solely for the purpose of gathering sand and coal. The beach is closed to vehicles at all times for any other purpose. The area in front of the sea wall west to the Beluga Slough outfall is closed to vehicles.**



Red = No vehicles  
Yellow = Vehicles only  
under the terms of HCC  
7.16, paraphrased in C,  
above.

**7. Area 7 - Beluga Slough Outlet to Bishop's Beach Park access.** This is a heavily used area, and has the greatest potential for conflicts between user groups. ~~We do not wish to prohibit vehicle use, but would rather encourage a separation to enhance user experiences.~~

**A. This area is closed to vehicles.**

**BA.** Support Fish & Wildlife efforts to protect berm and promote rye grass and driftwood buildup.

**CB.** Support Fish & Wildlife work to develop a plan to maintain the ecological integrity of their educational reserve, including possible conservation zoning.

**DC.** Increase at Bishop's Beach Park.

**ED.** Signage at Bishop's Beach access:

1. "Pedestrian Zone" ~~please limit vehicle use East to outlet of Beluga Slough."~~
2. "Unauthorized vehicles are prohibited on the storm berm and in the Beluga Slough area."



Vehicles are allowed west  
from Bishop's beach Park  
access, and prohibited to the  
east.

## **8. Area 8 - West from Bishops Beach Park Access to City Limits**

### **A. This area is open to vehicles, following the laws under HCC 7.16.**

**BA.** Construct a kiosk with interpretive signage (Visitor information, berms, driftwood, private property, compass rose), encourages courtesy to pedestrians, ~~and that vehicles are permitted to the west towards Anchor Point.~~

**CB.** Provide and maintain signage requesting;

- Please do not remove driftwood from storm berms and private property

**DC.** Develop Charles Way as a footpath for better pedestrian flow. Do not develop for vehicle access as the bluff is eroding and it is not worth the expense to the public to build a road that will have near future erosion problems. Improve erosion control and access at Crittenden Drive and at Main Street.

**ED.** Improve access at Main Street. Construct a stairwell to the beach. Use the right of way at the end of Main Street for an erosion control project, using seeding, native grasses and other low impact techniques. Develop a stairway so people may access the beach without treading on the eroding bluff face.

**EE.** Correct the drainage ditch from Crittenden Drive so that the water is not eroding neighboring private property. Extending the culvert system down to the beach may be a solution. Work with adjacent landowners to secure public access easements to the beach, using a route that is sustainable.

**GF.** Work with property owners and interested volunteers to remove the junk cars from the beach near the bottom of West Hill.

## **5. History**

The original Beach Policy Task Force was established in 2000 and completed the beach policy in 2001. The City adopted it on June 25, 2001. In 2003, Ordinance 03-27, the city was awarded a \$75,000 Coastal Impact Assessment grant to fund beach access restriction improvements, regulatory signage, a GIS coastal erosion and beach habitat information mapping project and funds for the 2004 United States Geological Survey sediment transport study camera operation.

The Task Force made further recommendations in 2005, in Memorandum 2005-78, and concluded their work. In 2007, the City Council added advising on public beaches to the duties of Parks and Recreation Advisory Commission (Ordinance 2007-01(A)). The Commission formed a Beach Committee to update the Beach Policy, which resulted in this document.



**In fall of 2014 the Parks and Recreation Advisory Commission was directed by Council to review and recommend revisions to the Beach Policy. The Commission worked on the policy the first six months of 2015 and made recommendations via Memorandum 15-102. Council adopted Ordinance 16-05 (S-2)(A-2) on February 23, 2016. Ordinance 16-13 then made minor amendments. The Beach Policy was amended to reflect these revisions through Resolution 16-0XX.**

## City Manager

BE IT FURTHER RESOLVED that each of the Homer Accelerated Roads and Trails Program (HART) and Homer Accelerated Water and Sewer Program (HAWSP) Policy Manuals is amended to state that expenditures under each program are subject to the availability of funds.

BE IT FURTHER RESOLVED that the Council refers to the Homer Advisory Planning Commission for its review and recommendations the subject of revising the HART Policy Manual to achieve the following goals: (i) update and improve the organization and readability of the HART Policy Manual; (ii) evaluate the feasibility of incorporating long term maintenance costs into HART funded projects; and (iii) provide for the funding of special assessment districts for sidewalks with HART funds.

PASSED AND ADOPTED by the Homer City Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK

City Manager

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA, AMENDING THE HOMER ACCELERATED ROADS AND TRAILS PROGRAM (HART) POLICY MANUAL TO CHANGE THE ALLOCATION OF COSTS FOR STREET RECONSTRUCTION AND NEW STREET CONSTRUCTION, AND THE BASIS FOR ASSESSING SUCH COSTS; AMENDING THE HART AND HOMER ACCELERATED WATER AND SEWER PROGRAM (HAWSP) POLICY MANUALS TO STATE THAT EXPENDITURES UNDER EACH PROGRAM IS SUBJECT TO THE AVAILABILITY OF FUNDS; AND REFERRING OTHER REVISIONS OF THE HART POLICY MANUAL TO THE HOMER ADVISORY PLANNING COMMISSION FOR ITS REVIEW AND RECOMMENDATIONS.

WHEREAS, It is in the best interest of the City and its residents to encourage the reconstruction of streets and the construction of new streets with funding from Homer Accelerated Roads and Trails Program (HART) funds; and

WHEREAS, Revising the formula for funding street reconstruction and new street construction from HART funds will provide a better incentive for property owners to participate in special assessment districts for street reconstruction and new street construction; and

WHEREAS, Uniformity between HART and the Homer Accelerated Water and Sewer Program (HAWSP) with regard to the basis for allocating special assessments is desirable; and

WHEREAS, The HART Policy Manual is in need of updating and reorganization, and it would be appropriate to refer this matter to the Homer Advisory Planning Commission for its review and recommendations.

NOW, THEREFORE, BE IT RESOLVED that Paragraph III.A.1.j of the Homer Accelerated Roads and Trails Program (HART) Policy Manual is amended to read as follows (additions bold and underlined; deletions stricken through):

j. Property owner contribution through LID process **of 25% of project cost for street reconstruction or new street construction on an equal assessment per lot basis** by paying \$30 per front foot for gravel and \$17 per front foot for paving cost of a residential standard street and the city pays all costs for additional improvements deemed necessary.

BE IT FURTHER RESOLVED that each of the Homer Accelerated Roads and Trails Program (HART) and Homer Accelerated Water and Sewer Program (HAWSP) Policy Manuals is amended to state that expenditures under each program are subject to the availability of funds.

BE IT FURTHER RESOLVED that the Council refers to the Homer Advisory Planning Commission for its review and recommendations the subject of revising the HART Policy Manual to achieve the following goals: (i) update and improve the organization and readability of the HART Policy Manual; (ii) evaluate the feasibility of incorporating long term maintenance costs into HART funded projects; **(iii) review project eligibility** and (iii) provide for the funding of special assessment districts for sidewalks with HART funds.

PASSED AND ADOPTED by the Homer City Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

CITY OF HOMER

\_\_\_\_\_  
MARY E. WYTHE, MAYOR

ATTEST:

\_\_\_\_\_  
JO JOHNSON, MMC, CITY CLERK



## City of Homer

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### Memorandum 16-063

TO: Mayor Wythe and Homer City Council  
FROM: Katie Koester, City Manager  
DATE: April 1, 2016  
SUBJECT: Resolution 16-041 HART and HAWSP

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Council has had two work sessions on the Homer Accelerated Roads and Trails (HART) and Homer Accelerated Water and Sewer Program (HAWSP). From those sessions I gathered the following areas of consensus.

- 1) Standardize HART and HAWSP as much as possible
- 2) Make the allocation of cost to lot owners under HART more equitable

#### **Changes made in Resolution 16-041:**

- 1) Resolution 16-041 before you changes HART from \$30/foot for gravel reconstruction and \$17/foot for paving to an equal assessment per lot owner, regardless of lot size. This will require changing how the cost per lot is determined. Staff recommendation is that lot owners be assessed 25% of total project cost. This more closely aligns HART and HASWP Special Assessment District (SAD) procedures.
- 2) A new provision makes HART and HAWSP SADs subject to the availability of funds. This could be a problem sooner rather than later for HAWSP whose cash flow is committed to loan repayment.

#### **Recommendations for Planning Commission review contained in Resolution 16-041:**

There are a number of outstanding policy questions Council has brought up surrounding HART that this Ordinance does not address. Item 7 of the Purpose and Intent section of the HART Policy Manual requires the criteria for HART to be reviewed annually by the Transportation Advisory Committee, whose duties have been absorbed by the Planning Commission. Resolution 16-041 asks the Planning Commission for an extensive review focusing on:

1. Any specific differing criteria for the establishment of a sidewalk LID (now called a Special Assessment District or SAD)
2. Any recommendations/comments on incorporating maintenance costs into the HART
3. Readability of HART Policy Manual

#### **Issues not addressed in Resolution 16-041:**

HCC 17.04.100 triggers a new assessment when a lot is subdivided. This was not an issue for HART SADs currently, because the original assessments have a relation to lot size. The



rational is that when a lot subdivides, it is creating additional benefit from the improvement and should pay a fair share. City code says this new assessment is to be distributed back to the members of the district. This is difficult to do in practice and very administratively burdensome. Staff recommended a sunset on this clause for the natural gas HSAD. The Economic Development Advisory Commission has submitted a memo requesting this be changed for all special assessment districts.

Some councilmembers have articulated the desire for every lot to have an equal vote (currently votes are weighted by assessed value). This would solve the problem of one very large commercial lot being able to dictate the outcome for the rest of the district. However, the original intention of weighting the vote by assessed value was to give a preference to people who had a home and investment on the property (and are probably city residents living and working here) versus someone who has a vacant piece of property and may have no motivation to have a road improved or access to city utilities. Because of this, Resolution 16-041 as it is currently drafted does not change the way votes are calculated.

Column1	HART CURRENT	HAWSP CURRENT	HART RESOLUTION 16-041
<b>Vote</b>	Each lot owner is given a vote that is weighted by assessed value.	Each lot owner is given a vote that is weighted by assessed value.	Each lot owner is given a vote that is weighted by assessed value.
<b>Cost</b>	Lot owners are charged \$17/foot for paving and \$30/foot gravel reconstruction. Fixed cost for lot owners variable for City.	Every Lot pays the same (75% of project cost).	Every lot pays the same (25% of project cost).
<b>Payment Schedule</b>	10 Years	20 Years	10 Years
<b>New Assessment Generated When Lot Subdivides?</b>	No	Yes	Yes

Because of the details surrounding HART/HAWSP the topic can quickly become confusing. In order to give the public a chance to weigh in and Council time to come up with additional suggestions, a Public Hearing is scheduled for April 25.

Enc:  
HART Policy Manual  
HASWP Policy Manual  
HCC 17.04.100

# H.A.R.T. POLICY MANUAL

## Homer Accelerated Roads and Trails Program



Adopted September 10, 2007

Produced & Distributed by the City Clerk's Office — 2/19/2008 — rt

**H.A.R.T. POLICY MANUAL**  
(HOMER ACCELERATED ROADS AND TRAILS PROGRAM)

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- VII. Trail Prioritizing Criteria and Planning Guidelines

February 2008

## **I. PURPOSE and INTENT**

1. The H.A.R.T. is a combined local funding source of dedicated sales tax and assessments to upgrade city streets, new city streets and new city non-motorized trails.(Ordinance 06-42(S); Resolution 88-47 #1)
2. The intent of the program is to reconstruct local substandard city roads and/or upgrade existing city roads, construct new city streets and non motorized trails, thereby reducing maintenance cost, improving access, increasing property values and improving the quality of life. (Ordinance 06-42(S); Resolution 88-47 #2)
3. Reconstruction and new construction shall be to City Standards. (Ordinance 06-42(S) Resolution 88-47 #19)
4. The City will not accept a street for full time maintenance until it meets city standards and is shown on the official maintenance map.<sup>1</sup> (Ordinance 85-14 07/01/85; Resolution 88-47 #8)
5. When practical, the intent of the program is to preclude the destruction of existing property improvements in built up areas. (Resolution 88-77(A), be it further Resolved clause.)
6. State maintained roads are not part of this program. (Resolution 88-47 #7)
7. The criteria for the H.A.R.T. shall be reviewed annually by the Transportation Advisory Committee, with recommendations reported to the Homer City Council. (Resolution 88-47 #22)
8. Annexed roads are included as newly eligible roads, as listed on the Official Road Maintenance Map. (Resolution 03-116, 08/25/03)
9. New roads shall be listed on the Official Road Maintenance Map. (Resolution 07-82)
10. New trails shall be listed on a map in the City Clerk's Office. (Resolution 07-82)

## **II. DEFINITIONS**

- A. Sidewalk- the term "sidewalk" means a pedestrian facility associated with a road and generally within a street right of way. (Resolution 07-82)
- B. Trail – a pedestrian facility detached from a road, or not within a street right of way. (Resolution 07-82)

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<sup>1</sup>1.Clerk's Note: Done by Ordinance

### **III. QUALIFYING CRITERIA**

#### **A. Roads**

The schedule of street improvements and costs developed by the Public Works Department August 87, consisting of Groups I-IV and the annexed roads of the City boundary amendment of Ordinance 02-08(A) and as noted on the Official Road Maintenance Map, are hereby incorporated. (Resolution 05-70, 06/13/05; Ordinance 02-23(A), 06/10/02; Ordinance 02-08(A), 04/08/03; Resolution 03-116, 08/25/03)

Amendments to the schedule can be accomplished only by Council action and are limited to additions to the schedule due to revision of the street map or transfer of state rights-of-ways to the City.

All projects will be authorized only after a public hearing to insure public participation in the process. (Resolution 88-47 #13)

1. The following criteria may be considered for roads qualifying for reconstruction/utility improvements: (Resolution 88-47 #14, Resolution 87-61(S))

- a. Life, safety and traffic flow (Resolution 87-61(S), Resolution 88-47);
- b. Correct deficiencies of existing systems (Resolution 87-61(S), Resolution 88-47);
- c. System wide basis versus local needs (Resolution 87-61(S), Resolution 88-47);
- d. Complete traffic circulation pattern (Resolution 87-61(S), Resolution 88-47);
- e. Encourage economic development (Resolution 87-61(S), Resolution 88-47);
- f. Correct drainage problems (Resolution 87-61(S), Resolution 88-47);
- g. Reduce maintenance cost (Resolution 87-61(S), Resolution 88-47);
- h. Built to city standards prior to acceptance for maintenance (Resolution 61(S), Resolution 88-47);
- i. Reconstruction is a higher priority than new construction projects (Resolution 87-61(S), Resolution 88-47);
- j. Property owner contribution through LID process by paying \$30 per front foot for gravel and \$17 per front foot for paving cost of a residential standard street and the city pays all costs for additional improvements deemed necessary (Resolution 87-61(S); Resolution 88-47, Resolution 94-50; Resolution 95-97)
- k. City share can apply to related utilities, sidewalks, street lighting, drainage, paving and/or reconstruction of roads identified on the road maintenance map. (Resolution 88-47, Resolution 04-41(A).);
- l. Other factors deemed appropriate by the City Council. (Resolution 87-61(S), Resolution 88-47))

2. The following criteria may be considered for new local roads in addition to applicable criteria in 1:

- a. Connectivity to existing road(s), for example completes a traffic pattern.
- b. Arterials or thoroughfares;
- c. Existing utilities;
- d. Contributing funds such as property owner assessments, loans, grants, etc;
- e. Level of need. (Resolution 07-82)

#### B. Trails

New local non motorized trails shall be prioritized according to the following:

- a. Project is listed in the HNMTTP or furthers a stated goal of that plan;
- b. Solves a safety concern;
- c. Creates connectivity to existing trail(s), completes pattern or provides access to a point of interest;
- d. Protects an established trail;
- e. Creates or improves a trailhead;
- f. Has significant scenic or aesthetic value;
- g. Existence or potential for contributing funds;
- h. Property owner participation. (Resolution 07-82)

### **IV. FINANCING and ASSESSMENTS**

1. The program will utilize an additional dedicated City sales tax not to exceed three quarters of one percent ( $\frac{3}{4}\%$ ) supplemental with assessments against adjacent benefited properties. (Ordinance 06-42, Resolution 87-61(S), Resolution 88-47 #3).
2. A three quarters of one percent ( $\frac{3}{4}\%$ ) dedicated sales tax and will be collected for up to twenty years expiring December 31, 2007 and reauthorizing up to an additional twenty years expiring December 31, 2027 to participate in funding the accelerated roads and trails program (Ordinance 06-42, Resolution 87-61(S), Resolution 88-47 #4). Reauthorized twenty additional years at the October 3, 2006 election (Resolution 06-145(S)) to expire December 31, 2027. Ten percent of the annual revenue shall be used for trail projects.
3. The road improvements will be financed on a combined pay as you go basis as well as sale of revenue bonds in a fifty-fifty ratio. There may be future bond sales as revenues increase. (Resolution 87-47 #6)
4. The City will attempt to obtain long term financing for up to ten years for the private share of funding. (Resolution 88-74 #12, bond change Ordinance 89-17, regarding ten years financing.)



5. Interest, if any, generated from the program will remain with the program funds. (Resolution 88-47 #18)

6. Abutting property owners will share the cost of upgrading a street to residential standards by paying \$30 per front foot for gravel and \$17 per front foot for paving.<sup>2</sup> (Resolution 87-61(S), Resolution 88-47, Resolution 94-50, Resolution 95-97)

7. The City will pay all costs for any additional improvements required when deemed necessary by the City. Other improvements requested by the benefited property owners will be paid by those same property owners. (Resolution 88-47 #11)

8. The \$30/\$17 split in front foot assessment stands unless there is 100% agreement on a revised formula for a specific project or the amount is adjusted by the City Council. (Resolution 87-61(S), Resolution 88-47; #21; Resolution 95-97)

9. Road Reconstruction assessment payment date, penalty and interest shall be set as soon as the reconstruction project has been accepted by the Public Works Department regardless if the LID/Assessment district wherein reconstruction has been completed is also scheduled for paving as part of the same LID/Assessment District. Paving assessment payment date, penalty and interest will be set as soon as the paving project has been accepted by the Public Works Department. HCC 17.04.070--110. (Resolution 96-73)

10. New Local Roads may be constructed by 100% program funds when the construction thereof benefits the entire City or when the City owns the property wherein the road is to be constructed. The Road to be constructed must meet the qualifying criteria and be recommended by the Transportation Advisory Committee to the City Council. This expenditure must be approved via Ordinance with justification noted within the body of the Ordinance. Whenever possible, New Local Roads will be constructed using the LID process HCC 17.04 and the assessment methodology as noted in item 6. and 8. (Resolution 07-82)

11. HART funds may be used to leverage outside funds for New Local Roads and Trails. (Resolution 07-82)

12. New Local Trails may be constructed using 100% program funds and follow the procedures listed in item 10. (Resolution 07-82)

13. Sidewalks shall be paid for out of road funds, and trails shall be paid for out of the 10% allocated to trails. (Resolution 07-82)

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<sup>2</sup> Danview/Svedlund and Sabrina/Mark White are grandfathered in at the \$20/\$11 split per Council action. (Resolution 94-52)

## **V. UTILITIES**

1. Prior to street reconstruction, necessary related non existing water and sewer improvements shall be encouraged whenever possible. (Resolution 88-47 #9)
2. Water and Sewer utility extensions necessary to extend the utilities short distances beyond a construction area will be paid for by the program. (Resolution. 88-47 #10)
3. Water and sewer utility relocations directly caused by reconstruction will be paid for by the Accelerated Roads Program. (Resolution. 88-47 #10)
4. Water and sewer utility upgrades necessary for future capacity that are done concurrently with reconstruction and/or paving will be paid for by the utility (a) fund. (Resolution 88-47 #10)
5. The City shall recover from the property owner the cost of construction of City-provided sewer and water service connections by including the cost of construction of such connections in the service connection fee established under HCC Chapter 14.13. (Resolution. 88-47)
6. Cost of installing stub-outs would be a necessary expense to anyone building on lots requiring sewer and/or water service. Sewer and/or Water funds or other public money was provided to pay the cost of these stub-outs because of the benefit of a quality finished road and the use of stub-outs benefit only those particular lots. Costs will be recouped from benefiting property owners through deferred assessments. The Planning Clerk and Finance Department will maintain a listing of these deferred sewer and/or water service connection fees.
7. Whenever practical street lights shall be included in the construction of new local roads and shall be paid by HART funds. Property owners participating in a road reconstruction and/or paving LID may request street lights. If the project is deemed feasible the property owners shall be assessed for the installation of the street lights on an equal share per parcel methodology. Property owner approval of the street light assessment shall follow the process in HCC 17.04. Once constructed, the City will absorb the utility billing for the street light(s). (Resolution 07-82)

## **VI. SPECIAL PROVISIONS**

1. Additional right-of-way required will be paid by this program, at no additional cost to abutting property owners. (Resolution 88-47 #20)
2. Corner lots are exempt from a double front footage assessment and the total assessed frontage shall not exceed the longest side of the lot. Reconstruction assessments apply to

reconstruction and paving. Corner lot agreement is required after 10/25/94. (Resolution 87-61(S) #15; Resolution. 88-47 #15, Resolution 91-68, Ordinance 94-16(A))

3. Lots having a frontage on two parallel streets, or flag lots having a frontage on two perpendicular streets, are exempt from a double front footage assessment unless actually accessing the lot from both streets either prior to or after reconstruction and/or paving Deferred Assessment Agreement Required pursuant to HCC 17.04.160. (Resolution 88-47 #16)

4. This program includes paving driveway aprons on contracts funded by H.A.R.P. (Resolution 88-47 #17; Resolution 91-48)

5. When at all practical, the center line of rights-of-way will be the established road center line. Where impractical, the center line may be shifted to mitigate improvement encroachments of high cost hillside excavation. (Resolution 88-77(A))

6. In established neighborhoods, where improvements such as housing, carports, lawns or landscaping have been constructed near the right-of-way line and ditching would seriously impact these improvements, alternates to open ditching may be considered. These alternates may include gently sloping ditches back to the lawn, trench drains, standard or rolled curbs and gutter or any other sound engineering practices. The cost of these alternates will be born by the road program unless the residents elect to participate in the curb, gutter and sidewalk programs. (Resolution 88-77(A))

7. Pedestrian amenities shall be included in all new road projects unless exempted by the City Council. (Resolution. 04-41(A))

8. Exempting Certain Lands that will not be Developed due to Conservation Easements or Owned by Organizations that Conserve Land for Public Purpose and/or Habitat Protection from the Homer Accelerated Roads Program and the Homer Accelerated Water and Sewer Program Assessment District Assessments on a Case by Case Basis and that Each Program Shall be Amended to Include this Exemption under Special Provisions. (Resolution 05-50(A).)

9. New Subdivisions may not participate in HART for the construction of subdivision roads or trails.

a. Exception: To encourage trail connectivity, the Subdivider will be required to pay a prorated share of the project cost not to exceed 75% of the cost of public trail construction. (Resolution 07-82)

10. HART funds may be used in accordance with Title 11.04.05. If a development includes a segment of an arterial or collector street as shown on the Master Plan, the

developer shall construct the streets on the alignment adopted in the Master Roads and Streets Plan, and conforming to the respective classification. The developer shall be required to construct the street to a twenty-eight-foot width in accordance with the minimum requirements of a local residential street; provided, however, that the City may, upon direction of the City Council, elect to require construction to the full standards and pay to the developer the cost difference between the required street and the proposed street. (Resolution 07-82)

## **VII. TRAIL PRIORITIZING CRITERIA AND PLANNING GUIDELINES**

A. Trail Prioritizing. The TAC and Parks and Recreation Advisory Commission will review the trail priority list during the annual review of the HART. The list will be presented in a memorandum from staff, and will contain a mix of large and small projects. Generally it will include up to five trail projects that staff has reviewed and found ready for preliminary work. Trails on this list are planned for construction in the near term (one to three year timeframe). Staff will actively work to prepare those projects for construction. (Resolution 07-82)

### **B. Trail Planning Guidelines**

Trail design shall take into account at minimum the following:

1. Use context sensitive design when locating and planning trails to take advantage of scenic resources.
2. Respect the character of trails based on function, setting, and expectation of accessibility.
3. Evaluate the soils, drainage, wetlands, Tsunami zone, flood plain, stream setbacks, historical resources, visual resources, topography, existing and potential land use, zoning and land ownership.
4. Where estimated costs, operating costs and outside funding availability are considerations and important criteria, care should be used to ensure that important trails are not eliminated solely using cost as a determinant.
5. Multi-use trails are encouraged. Design of the trail should include consideration of compatible uses such as pedestrians and bicycles.
6. All trails should be designed to recognize the requirements of ADA standards and guidelines. (Resolution 07-82)



**H. A. W. S. P.**  
**(Homer Accelerated Water Sewer Program)**

**POLICY MANUAL**

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Updated May 2005



**HAWSP Original, June 22, 1999**

**DATE Approved by Council  
Resolution 99-53 - June 28, 1999  
Program Authorized**

## **ERRATA**

### **I. PURPOSE/INTENT - In General**

### **II. QUALIFYING CRITERIA**

1. Grandfather list updated, changes to Hillside Acres Sewer and Water and the Addition of West Lakeshore Drive Water and Sewer.
2. Resolution 03-80, deleted the methodology from Qualifying Criteria and placed more appropriately under Financing/Assessments.

### **III. FINANCING/ASSESSMENTS**

1. Ordinance 99-14(S)(A), to use unexpended 3/4 of 1% sales tax revenues not used for debt retirement for funding water and sewer systems.
2. Resolution 01-21, amended the assessment methodology.
3. Resolution 03-80, amended the interest and payment date.
4. Resolution 03-80, assessment methodology set at equal shares.

### **IV. SPECIAL PROVISIONS, In Lieu of Agreements, Deferred Assessments**

1. Ordinance 02-48, Subdividing. 17.04.095 and 17.04.180.
12. added by Resolution 05-50, Exempting Certain Lands.

## **GENERAL STATEMENTS**

## **H. A. W. S. P. POLICY MANUAL**

### **TABLE OF CONTENTS**

I. Purpose/Intent - In General

II. Qualifying Criteria

III. Financing/Assessments

IV. Special Provisions

## **I. PURPOSE/INTENT - IN GENERAL**

1. The H.A. W. S. P. is a combined local funding source of unexpended dedicated sales tax and dedicated sales tax, once the sewer debt is paid, and assessments to upgrade approximately 500 + homes to City water and/or sewer service.
2. The intent of the program is to improve the health and welfare of the Citizens of Homer by connecting residences to City water and/or sewer, thereby increasing the number of users on the system, increasing property values and improving the quality of life.
3. All water and/or sewer connections, upgraded, projects will be to City standards.
4. When practical, the intent of the program is to preclude the destruction of existing water and/or sewer services and, where practical, to eliminate spaghetti lines.
5. The criteria for the H.A.W. S.P. shall be reviewed annually by the Homer City Council.
6. No new subdivisions, formed after June 28, 1999 shall be eligible for this program.
7. Every attempt shall be made to include lots immediately adjacent to the water/sewer main lines within the project limits or boundaries as defined by the Public Works Department.

## **II. QUALIFYING CRITERIA**

The following water and/or sewer Assessment Districts, aka, LIDS are on the Books: These LIDS should be grandfathered into the program and will received priority consideration. These LIDS/Assessment Districts are listed in Chronological order.

These projects have been reassessed, pursuant to Resolution 01-21 for a property owner share of 50%.

The City Council's regular meeting is scheduled for May 28, Memorial Day. The Council may change the meeting date to Tuesday, May 29th.

1. Harrington Heights - Water & Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

2. Mariner Village/Thorn Subdivision - Water & Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

3. Thompson Drive - Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

4. Forest Glen Subdivision/Forest Glen Drive - Water & Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

5. Salt Water Drive - Water and Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

6. East Road - portion - Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

7. Hillside Acres Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

8. Hillside Acres Water, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

9. W. Lakeshore Drive Water and Sewer, Public Hearing set for May 28/29, 2001. Objection period ends July 27/28, 2001.

Amendments to the schedule can be accomplished only by Council action.

LIDs/Assessment Districts formed after March 27, 2001 shall be assessed 75% property owner share of the project.

### **Qualifying Criteria Continued**

All projects will be authorized only after a public hearing to insure public participation in the process pursuant to HCC 17.

The following criteria may be considered for qualifying as a water and/or sewer project.

- a. Health and Safety;
- b. Correct deficiencies of existing systems;
- c. System wide basis versus local needs;
- d. Complete utility loop;
- e. Encourage economic development;
- f. Correct problems;
- g. Reduce maintenance cost;
- h. Built to city standards prior to acceptance;
- i. Property owner contribution through LID process by paying \$1,100 per half acre increments for water and sewer each. With the exclusion of those 7. projects listed on the preceding page.
- j. Other factors deemed appropriate by the City Council.

### **III. FINANCING/ASSESSMENTS**

1. Pursuant to Ordinance 99-14(S)(A) the program may utilize the unexpended sales tax revenue dedicated to sewer debt. Upon satisfaction of the sewer debt the 3/4 of 1% sales tax shall continue and shall be used for water and/or sewer system improvements. Approved by the Voters October, 1999.
2. A 3/4 of one percent (3/4%) dedicated sales tax can be expected to generate approximately \$750,000 annually. The unexpended portion is projected to be approximately \$300,000.
3. The utility improvements will be financed on a combined pay as you go basis as well as possible sale of revenue or assessment bonds, future bond sales or even the need for a General Obligation Bond if so deemed necessary by the Homer City Council and as recommended by staff.
4. The City will attempt to obtain long term financing for up to ten years for the private share of funding.
5. Interest, if any, generated from the program will remain with the program funds.
6. Abutting property owners will share the cost of the utilities.
7. The City will pay all costs for any additional improvements required when deemed necessary by the City.
8. Assessment payment date, penalty and interest shall be set as soon as the project has been accepted by the Public Works Department.

Interest and Payment Due date will be set by Resolution of the City Council. (Resolution 03-80, May 27, 2003.)

9. Methodology: Approved by Resolution 02-21 on March 27, 2001. The nine LIDs/Assessment Districts named herein, under Qualifying Criteria, shall be assessed 50% of the project. Districts formed after March 27, 2001 shall be assessed 75% of the project. Via Council action on April 28, 2003 assessment methodology for HAWSP LIDs/Assessment Districts will be equal shares. (Resolution 03-80, May 27, 2003.)



#### **IV. SPECIAL PROVISIONS**

1. Non existing water and sewer improvements districts shall be encouraged whenever possible. District is defined as: lots immediately adjacent to the water/sewer main lines within the project limits/boundaries as defined by Public Works.
2. HCC 17.04.150 Connection required: Owners of property within an approved water and/or sewer local improvement district that contains an occupied building shall connect to the utility within one year from the date of final approval of the assessment roll by City Council (Ord. 87-30, 1988.)
3. HCC 14.04.020(e), the City sewer is considered as not available to a structure when the nearest City sewer is located more than 200 feet from any point on the boundary of the lot or parcel of land on which the structure is located. Sewer connection will be required within one year of sewer becoming available. (Ord. 94-17(A)).
4. Additional easements required will be paid by this program, at no additional cost to abutting property owners.
5. No parcel shall be double assessed nor shall be included in two like assessment districts.
6. Whenever and wherever practical road improvements shall be done in conjunction with the water and/or sewer project, but not before.
7. HCC 17.04.165, Alternative methods of payment--Deferred payments.
8. HCC 17.04.170 "In lieu of assessment"--determination of amount--terms.
9. HCC 17.04.175 "In Lieu of assessments," , not to prevent inclusion in of property in future district.
10. HCC 17.04.095(b) Except as provided in subsection 17.04.095(d), if a landowner subdivides a tract originally assessed as one entire parcel, a proportionate share of the total amount of the assessment may be allocated to each individual subdivided lot abutting or benefitting from the improvement; road, waterline and/or sewer line. As individual lots are sold, the purchasers may elect to assume and pay assessment for that lot in installments as set by Council Resolution under section 17.04.090. Full payment shall be made within the same period as the number of years remaining on the installment plan for the specific assessment district. (c) The seller and purchaser of a subdivided lot shall execute an agreement providing for the assignment of the installment plan by the original landowner and an assumption of the terms and conditions of the installment plan by the purchaser. This agreement shall be executed on the date of closing or within five days thereafter. This agreement shall take effect only upon approval thereof by the City and after payment of a transfer fee to the City in the amount of twenty-five dollars. Subsequent purchasers of lots may also elect to assume the balance of any installment plan in the same manner as set forth in this section above. (d) If a landowner subdivides a parcel of land (including without limitation lots and tracts of any size) originally assessed

### **Special Provisions Continued**

as one parcel in a local improvement district where assessments were set as a fixed and equal amount per parcel without regard to the characteristics of the parcel, i.e., without regard to the parcel size or dimensions, then section 17.04.180 shall govern and subsections 17.04.095(b) - (c) shall not apply. (Ordinance 02-48, December 10, 2002.)

11. HCC 17.04.180 Subdivided property connection fee. a. If a landowner subdivides a parcel of land (including without limitation lots and tracts of any size) originally assessed as one parcel in a local improvement district where assessments were set as a fixed and equal amount per parcel without regard to the characteristics of the parcel, i.e., without regard to the parcel size or dimensions, then prior to connecting any new parcel, lot or tract created by such subdivision to the improvement, the property owner shall pay a subdivided property connection fee. However, the lot that contains the original connection to the improvement for which the original assessment was paid is exempt from the subdivided property connection fee. b. The amount of the connection fee for each new lot created by the subdivision shall equal the amount of the original per parcel assessment, adjusted up or down by a percentage equal to the change in the Consumer Price Index, All Urban Consumers (CPI-U) for Anchorage, Alaska from the end of the calendar year preceding the original assessment date to the end of the calendar year preceding the date the subdivided property is connected to the improvement. c. If the owner of such subdivided property refuses to pay the subdivided property connection fee, the subdivided property shall be denied the benefit of the improvement. d. The City Manager is authorized to negotiate and execute a written payment plan with the property owner on payment terms that are substantially the same as those authorized for the local improvement district by the City Council resolution adopted pursuant to subsection 17.04.090, subject to the following:

- (i) The City Manager will refuse to enter into such a payment plan if the City Manager determines there is insufficient equity in the property to adequately collateralize payment of the amounts due.
- (ii) The property owner must execute a written agreement and a recorded deed of trust or other instrument creating a lien on the property for the payment of all sums due or to become due.
- (iii) The City Manager may adjust the interest rate on the payment plan up or down to reflect any change in interest rates from the date of the original assessment to the date of entering into the payment plan. The interest rate on the payment plan will be a fixed rate unless the interest rate on the original assessment set under section 17.04.090 was a variable interest rate.

e. The subdivided property connection fee paid pursuant to this section, shall, after collection by the City, be disbursed by the City to the owners of the property originally assessed and the City in proportion to the amounts paid by each toward the cost of the improvement. Such disbursements must be paid by the City to the current owner of record of the property at the time the disbursements are made without regard to the identity of the property owner or the payer at the time the original assessments were levied or paid. (Ordinance 02-48, December 10, 2003.)

## **Special Provisions Continued**

12. Exempting Certain Lands that will not be Developed due to Conservation Easements or Owned by Organizations that Conserve Land for Public Purpose and/or Habitat Protection from the Homer Accelerated Roads Program and the Homer Accelerated Water and Sewer Program Assessment District Assessments on a Case by Case Basis and that Each Program Shall be Amended to Include this Exemption under Special Provisions. (Resolution 05-50.)

#### **17.04.100 Subdivision after levy of assessments.**



a. Except as provided in subsections (b) and (c) of this section, upon the subdivision of a property assessed as a single parcel, the amount of the assessment shall be allocated among the resulting lots that benefit from the improvement on the same basis that the assessment originally was allocated.

b. Except as provided in subsection (c) of this section, upon the subdivision of a property assessed as a single parcel in an assessment district where assessments were levied in an equal amount per parcel (i.e., without regard to parcel area, dimension or other characteristic), then no resulting parcel, other than the parcel that contains the original connection to the improvement for which the assessment was levied, may connect to the improvement until a subdivided property connection fee is paid for the parcel.

1. The amount of the connection fee shall be equal to the amount of the original assessment, adjusted up or down by a percentage equal to the change in the Consumer Price Index, All Urban Consumers (CPI-U) for Anchorage, Alaska, from the end of the calendar year preceding the original assessment date to the end of the calendar year preceding the date the parcel is connected to the improvement.

2. If the original assessment was payable in installments the City may enter into a written agreement for the payment of the connection fee in installments on terms that are substantially the same as those authorized for the payment of the original assessment, secured by a deed of trust on the parcel.

3. Upon receiving connection fee payments, the City shall allocate such payments to each property assessed in the district in proportion to the amount originally assessed against the property, either by adjusting the original assessment amount or disbursing a payment to the record owner at the time of disbursement.

c. Upon the subdivision of a property assessed as a single parcel in an assessment district for natural gas distribution improvements where assessments were levied in an equal amount per parcel (i.e., without regard to parcel area, dimension or other characteristic), the assessment levied on the property that is to be subdivided shall be paid in full before the recording of the final plat. No parcel that results from the subdivision shall be subject to assessment for the improvements, but shall be charged for connecting to the improvements in accordance with the tariff of the public utility that provides natural gas service to the parcel. [Ord. [15-11](#) § 1, 2015; Ord. [12-15](#) § 1, 2012].



## NEW BUSINESS





# RESOLUTIONS



**CITY OF HOMER  
HOMER, ALASKA**

Lewis

**RESOLUTION 16-044**

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,  
SUPPORTING KENAI PENINSULA BOROUGH ORDINANCE 2016-  
09, AMENDING KPB 5.18.200 TO CHANGE THE SEASONAL  
EXEMPTION FROM SALES TAXES OF NON-PREPARED FOOD  
ITEMS TO APPLY FROM OCTOBER 1 TO MARCH 31 OF EACH YEAR.

WHEREAS, In 2008 Kenai Peninsula Borough (“Borough”) voters passed Initiative Ordinance 2008-01 exempting non-prepared foods from sales tax from September 1<sup>st</sup> through May 31<sup>st</sup> each year; and

WHEREAS, In 2011 Borough voters defeated Proposition 1 which would have repealed the Borough’s seasonal exemption of sales tax of non-prepared food items; and

WHEREAS, In 2015 Borough voters passed Proposition 1 which repealed a 2008 borough ordinance that allowed general law cities like Homer to levy their own sales taxes on non-prepared food items; and

WHEREAS, The Kenai Peninsula Borough is the tax collecting agency for the City of Homer; and

WHEREAS, This seasonal sales tax exemption has resulted in annual reductions in Homer sales tax revenues of approximately \$735,501 in fiscal year 2011, \$794,163 in fiscal year 2012, \$812,065 for fiscal year 2013, and \$833,473 for fiscal year 2014; and

WHEREAS, Due to the State of Alaska’s projected severe budget deficit, proposed State budget cuts will seriously impact the Kenai Peninsula Borough and its cities this year through an anticipated decrease in revenue sharing, significantly reduced school district funding , and substantially reduced capital project grants and appropriations; and

WHEREAS, In accordance with Homer City Code 9.16.100, changing the exemption period would require Homer City Council adopt an Ordinance; and

WHEREAS, Passage of KPB Ordinance 2016-09 would reduce the City of Homer seasonal sales tax exemption for non-prepared foods from 9 months to 6 months and be part of a solution for continuing to provide City services beyond 2019 when the suspension of HART ends; and

WHEREAS, Kenai Peninsula Borough Assembly Member Dale Bagley introduced Ordinance 2016-09 to amend KPB 5.18.200 to change the seasonal exemption from sales taxes of non-prepared food items to apply from October 1 to March 31 of each year; and

WHEREAS, The dates of the exemption period coincide with typical quarterly filing periods and helps the sellers administer the exemption; and

WHEREAS, Making this ordinance effective July 1, 2016, would keep the exemption in place until May 31 this year, providing time for the local businesses to adjust their systems.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council supports Kenai Peninsula Borough adoption of Ordinance 2016-09.

PASSED AND ADOPTED by the Homer City Council this 25<sup>th</sup> day of April, 2016.

CITY OF HOMER

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MARY E. WYTHE, MAYOR

ATTEST:

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JO JOHNSON, MMC, CITY CLERK

Fiscal Note: N/A

Sponsored by: Citizen Initiative Ordinance  
Election Date: 10/07/08  
Certification Date: 10/14/08  
Vote: 60.15% Yes, 39.85 % No

**KENAI PENINSULA BOROUGH  
INITIATIVE ORDINANCE**

**AN ORDINANCE FOR A SEASONAL (SEPTEMBER 1 TO MAY 31) EXEMPTION OF  
ALL SALES OF NONPREPARED FOOD ITEMS FROM BOROUGH SALES TAX**

**WHEREAS,** taxation of basic food items can create a serious hardship for residents within the Kenai Peninsula Borough; and

**WHEREAS,** since last year, the Kenai Peninsula Borough has raised its sales tax percentage by 50% (from 2% to 3 %), and has experienced huge sales tax revenue increases from the increase price of fuel, groceries, and other necessities required by our local residents, resulting in a huge windfall of revenue to Borough coffers; and

**WHEREAS,** such taxation can be particularly difficult for families, the elderly, low income individuals and unemployed people; and

**WHEREAS,** a seasonal sales tax exemption will afford relief almost exclusively to residents of the Kenai Peninsula Borough; and

**WHEREAS,** burdening individuals and families who are least able to pay with taxation of products necessary for their survival is not in the best interest of our society; and

**WHEREAS,** most state governments exempt sales tax on unprepared food items and, of the minority that so tax unprepared food, many do so at a reduced rate; and

**WHEREAS,** the collection of revenue required for borough and municipal operation can be more fairly accomplished without burdening our local residents, who are least able to support such taxation.

**NOW, THEREFORE, BE IT ORDAINED BY THE VOTERS OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That the Kenai Peninsula Borough Code is hereby amended by creating a new Section 5.18.200(15)(c) to read as follows:

**5.18.200. (15)(c) Exemptions/waivers - Sales of nonprepared food items. Sales tax is prohibited on all sales of nonprepared food items from September 1 until May 31 of each year. These food items exempted from sales tax include those which have been previously granted exemption in KPB 5.18.200(14) for food purchased with**



coupons issued under the federal food stamp program.

**SECTION 2.** If approved by a majority of the voters, voting on this question at a regular or special election held for that purpose; this ordinance shall take effect January 1 of the year following the certification of that election.

**ENACTED BY THE VOTERS OF THE KENAI PENINSULA BOROUGH AT AN ELECTION HELD ON THE 7TH DAY OF OCTOBER, 2008 WITH CERTIFICATION ON OCTOBER 14, 2008.**

Introduced by:	Bagley
Date:	04/15/16
Hearing:	05/03/16
Action:	
Vote:	

**KENAI PENINSULA BOROUGH  
ORDINANCE 2016-09**

**AN ORDINANCE AMENDING KPB 5.18.200 TO CHANGE THE SEASONAL  
EXEMPTION FROM SALES TAXES OF NON-PREPARED FOOD ITEMS TO APPLY  
FROM OCTOBER 1 TO MARCH 31 OF EACH YEAR**

- WHEREAS,** initiative Ordinance 2008-01 effective January 1, 2009, exempted all sales of non-prepared food items from the borough sales tax from September 1 until May 31 each year; and
- WHEREAS,** the voters approved this exemption during the October 2008 regular election; and
- WHEREAS,** in 2011 the voters defeated proposition 1 which would have repealed the seasonal exemption of sales tax of non-prepared food items; and
- WHEREAS,** this seasonal sales tax exemption has resulted in annual reductions in sales tax revenues of approximately \$3,108,941 in fiscal year 2012, \$3,179,398 in fiscal year 2013, \$3,335,187 for fiscal year 2014, and \$3,563,600 for fiscal year 2015; and
- WHEREAS,** if a 6 month exemption had been in effect in FY15 the finance department estimates that borough revenues would have seen an increase of approximately \$1.4 million; and
- WHEREAS,** due to the projected severe budget deficit at the state level it is anticipated that the borough revenue share will decrease from about \$2 million to roughly \$1.37 million this year, that school district funding by the state will be significantly reduced this year, followed by significantly greater reductions in future years, and capital project grants and appropriations to the borough and school district will continue to be substantially reduced; and
- WHEREAS,** reducing the seasonal sales tax exemption from 9 months to 6 months will increase revenues for the borough and general law cities while leaving the exemption in place for half the year; and
- WHEREAS,** changing the exemption period to coincide with typical quarterly filing periods will help the sellers administer the exemption; and

**WHEREAS,** making this ordinance effective July 1, 2016, would keep the exemption in place until May 31 this year, providing time for the local businesses to adjust their systems, and would also coincide with the fiscal year;

**NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That KPB 5.18.200(15)(D), providing for a seasonal exemption of non-prepared food from sales taxes, is hereby amended as follows:

**5.18.200. Exemptions/waivers – Exemptions.**

...

15. Retail sales of food are exempt in the following circumstances:

- a. When served in cafeterias or lunchrooms of elementary, secondary, post-secondary schools, colleges or universities which are operated primarily for students and staff, and are not operated for the public or for profit;
- b. When served to clients and staff, and not to the public or for profit, as part of services provided by a nonprofit hospital or other nonprofit or government organization licensed by the State of Alaska for the care of humans;
- c. Meals delivered by a nonprofit organization to handicapped or senior citizens at their place of residence or meals served on the premises of a nonprofit senior citizens; organization which receives funding from the State of Alaska or a political subdivision of the state: provided that the sale price of such meals does not exceed the cost of delivery or service of such meals;
- d. Exemptions/waivers - Sales of nonprepared food items. Sales tax is prohibited on all sales of non-prepared food items from [SEPTEMBER] October 1 until [MAY] March 31 of each year. These food items exempted from sales tax include those which have been previously granted exemption in KPB 5.18.200(14) for food purchased with coupons issued under the federal food stamp program.

**SECTION 2.** That this ordinance shall take effect July 1, 2016.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS \*  
DAY OF \* 2016.**

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Blaine Gilman, Assembly President

ATTEST:

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Johni Blankenship, MMC, Borough Clerk

Yes:

No:

Absent:



COMMENTS OF THE AUDIENCE  
COMMENTS OF THE CITY ATTORNEY  
COMMENTS OF THE CITY CLERK  
COMMENTS OF THE CITY MANAGER  
COMMENTS OF THE MAYOR  
COMMENTS OF THE CITY COUNCIL  
ADJOURNMENT



