



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

City of Homer Agenda

**City Council Regular Meeting
Monday, January 13, 2020 at 6:00 PM
City Hall Cowles Council Chambers**

CALL TO ORDER, PLEDGE OF ALLEGIANCE

Councilmember Hansen-Cavasos requests excusal.

AGENDA APPROVAL (Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 2.08.040.)

MAYORAL PROCLAMATIONS AND RECOGNITIONS

PUBLIC COMMENT ON MATTERS ALREADY ON THE AGENDA

RECONSIDERATION

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

- a. Homer City Council Unapproved Regular Meeting Minutes of December 9, 2019 and Special Meetings of December 16, 2019. City Clerk. Recommend adoption.
- b. Memorandum 20-001 from Deputy City Clerk Re: Liquor License Renewals for Oaken Keg#1832, The Alibi, Kharacters, and Grace Ridge Brewing. Recommend approval.
- c. Memorandum 20-002 from City Clerk Re: Travel Authorization for Councilmembers Smith and Lord to Attend the Alaska Municipal League Winter Legislative Conference held February 18-20, 2020 in Juneau, Alaska. Recommend approval.
- d. Memorandum 20-003 from Councilmember Lord Re: Request for PARCAC to Evaluate Parking Barrier Solutions at Karen Hornaday Park. Recommend approval.
- e. Ordinance 20-01, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2020 Operating Budget to Fund Anticipated Repairs to the Seawall by Establishing Authority in the 2020 Budget for Emergency Repairs to the Seawall. City Manager. Recommended dates Introduction January 13, 2020, Public Hearing and Second Reading January 27, 2020.
- f. Ordinance 20-02, An Ordinance of the City Council of Homer, Alaska, Amending the Homer City Zoning Map to Rezone Lot 9 Tract A, Nils O Svedlund Subdivision Amended

Excluding any Portion within Lot 9A Thomas Shelford Subdivision '68 Addition a Portion of the Residential Office (RO) Zoning District to Central Business (CBD) Zoning District. Planning Commission. Recommended dates Introduction January 13, 2020, Public Hearing and Second Reading January 27, 2020

Memorandum 20-006 from City Planner as backup

- g. Ordinance 20-03, An Ordinance of the City Council of Homer, Alaska Amending Homer City Code 21.70.040, Permit Terms to Require an As-Built Survey be Submitted to the City Planner After Completion of any Building or Structure. Planning Commission. Recommended dates Introduction January 13, 2020, Public Hearing and Second Reading January 27, 2020

Memorandum 20-007 from City Planner as backup

- h. Ordinance 20-04, An Ordinance of the City Council of Homer, Alaska Amending the Capital Budget and Authorizing \$20,825 Additional Pass Through Funds for the Alaska Department of Transportation (ADOT) Lake Street Project. City Manager/Public Works Director. Recommended dates Introduction January 13, 2020, Public Hearing and Second Reading January 27, 2020

Memorandum 20-005 from Public Works Director as backup

- i. Ordinance 20-05, An Ordinance of the Homer City Council Adopting the Industrial Waste Disposal Permit. City Manager. Recommended dates Introduction January 13, 2020, Public Hearing and Second Reading January 27, 2020
- j. Resolution 20-001, A Resolution of the City Council of Homer, Alaska Confirming the Appointment of Elizabeth Walton as Treasurer and Jenna De Lumeau as Deputy Treasurer for the Calendar Year 2020. City Manager. Recommend adoption.
- k. Resolution 20-002, A Resolution of the City Council of Homer, Alaska Confirming the City Manager's Appointment of Rick Abboud as the Acting City Manager for the Calendar Year 2020. City Manager. Recommend adoption.
- l. Resolution 20-003, A Resolution of the City Council of Homer, Alaska Adopting an Alternative Allocation Method for the FY 2020 Shared Fisheries Business Tax Program and Certifying that this Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries Management Area. City Manager. Recommend adoption.
- m. Resolution 20-004, A Resolution of the Homer City Council Approving an Economic Development and Tourism Marketing Agreement between the City of Homer and the Homer Chamber of Commerce. City Manager.

- n. Resolution 20-005, A Resolution of the Homer City Council Adopting the Commercial Waste Disposal Permit and Water Filling Station Permit as Part of the Public Utility System Application Process. City Manager. Recommend adoption.
- o. Resolution 20-006, A Resolution of the City Council of Homer, Alaska Authorizing the City Accept a Land Transfer from the Nature Conservancy for a 2.62 Acre Parcel on the Western Side of the Homer Spit, also known as Kenai Peninsula Borough Parcel ID Number 18103007, and Authoring the City Manager to Negotiate and Execute the Appropriate Documents. City Manager. Recommend adoption.

Memorandum 20-004 from PARCAC as backup

VISITORS

- a. Homer Foundation - Mike Miller, Executive Director (10 minutes)

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

- a. Worksession Report
- b. Committee of the Whole Report
- c. Mayor's Report
- d. Borough Report
- e. Library Advisory Board
- f. Planning Commission
- g. Economic Development Advisory Commission
- h. Parks Art Recreation and Culture Advisory Commission
- i. Port and Harbor Advisory Commission
- j. Americans with Disabilities Act Compliance Committee
- k. Right of Way Policy Evaluation Team

PUBLIC HEARING(S)

- a. Ordinance 19-55, An Ordinance of the City Council of Homer, Amending Homer City Code 2.08.040, Bylaws for Council Procedures to Establish that Newly Elected Members will be Seated at a Special Meeting Following the Canvass of the Election; and 4.35.404 Certification of Election to Clarify the Time for Certification of a Regular and Special Election. Evensen/Hansen-Cavasos. Introduction November 25, 2019 Postponed. Introduction December 9, 2019. Public Hearing and Second Reading January 13, 2020.

Ordinance 19-55(S), An Ordinance of the City Council of Homer, Alaska Amending Homer City Code ~~2.08.040, Bylaws for Council Procedures to Establish that Newly~~

~~Elected Members will be Seated at a Special Meeting Following the Canvass of the Election; and 4.35.404 Certification of Election~~ **2.08.030 Composition of Governing Body-Terms of Office** to Clarify the Time for **Election** Certification of a Regular and Special Election. Evensen/Hansen-Cavasos.

- b. Ordinance 19-58, An Ordinance of the City Council of Homer, Alaska, Transferring \$3,101,082 from the Utility Operations Fund (200) to the HAWSP Fund (205) to Correct the Misallocation of Beginning Fund Balance for the Utility Fund when Converting from an Enterprise Fund to a Special Revenue Fund. Mayor. Recommended dates Introduction December 9, 2019, Public Hearing and Second Reading January 13, 2020
- c. Ordinance 19-57, An Ordinance of the City Council of Homer, Alaska, Transferring Necessary Funding to Properly Close Projects Citywide in the 2019 Fiscal Year (General Fund, Water/Sewer Fund and Port & Harbor Fund). Mayor. Introduction December 9, 2019 Public Hearing and Second Reading January 13, 2020.

Ordinance 19-57(S), An Ordinance of the City Council of Homer, Alaska, Transferring Necessary Funding to Properly Close Projects Citywide in the 2019 Fiscal Year (General Fund, Water/Sewer Fund and Port & Harbor Fund). Mayor. Introduction December 9, 2019 Public Hearing and Second Reading January 13, 2020.

Memorandum 20-011 from Acting Finance Director as backup

- d. Ordinance 19-59, An Ordinance of the City Council of Homer, Alaska, Approving the Sale of the Homer Public Library Lot Located at 3713 Main Street and Authorizing the City Manager to Execute the Appropriate Documents to Dispose of the Lot. Venuti. Introduction December 9, 2019. Public Hearing and Second Reading January 13, 2020.

ORDINANCE(S)

CITY MANAGER'S REPORT

- a. City Manager's Report
- b. Bid Report (informational only)

PENDING BUSINESS

NEW BUSINESS

- a. Memorandum 20-008 from Councilmember Aderhold re: Request for a Legal Opinion Concerning the Seawall
- b. Memorandum 20-009 from City Manager re: Travel to Juneau to Advocate for Alaska Marine Highway System.
- c. Memorandum 20-010 from City Manager re: Next Steps for City Manager Search

RESOLUTIONS

- a. Resolution 20-007, A Resolution of the City Council of Homer, Alaska Opposing the State's Repeal of Alaska Administrative Code 5 AAC 95.310 which would Remove the Prohibition on Personal Watercraft Use in the Fox River Flats and Kachemak Bay Critical Habitat Areas and Affirming the Deleterious Consequences for Community and Economy if Personal Watercraft are Allowed in Kachemak Bay. Evensen.
- b. Resolution 20-008, A Resolution of the Homer City Council Designating Homer Spit Amended Lot 31, Known as Seafarer's Memorial, as Green Space and Adopting a Land Management Policy that Preserves Lot 31 for Wildlife and as a Natural Agent for Erosion Mitigation. Evensen.
- c. Resolution 20-009, A Resolution of the Homer City Council Approving an Automatic Aid Agreement and Operational Plan between Anchor Point Fire and Emergency Medical Service Area and the City of Homer Volunteer Fire Department for Fire Response Services and Authorizing the City Manager to Execute the Appropriate Documents. Smith.

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

Next Regular Meeting is Monday, January 27, 2020 at 6:00 p.m., Committee of the Whole at 5:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.