



## **Homer City Hall**

491 E. Pioneer Avenue

Homer, Alaska 99603

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

# **City of Homer**

## **Agenda**

### **City Council Regular Meeting**

**Monday, September 23, 2019 at 6:00 PM**

**Council Chambers**

#### **CALL TO ORDER, PLEDGE OF ALLEGIANCE**

**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 Special Meeting Minutes of August 28, 2019, September 4, 2019 3:00 and 5:30 meetings, September 5, 2019 and Regular Meeting Minutes of September 9, 2019. City Clerk. Recommend adoption.
- b. Memorandum 19-123 from Mayor Re: Appointment of City Representative to the Cook Inlet Aquaculture Association. Recommend approval.
- c. Ordinance 19-42, An Ordinance of the City Council of Homer, Alaska, Instituting the Industrial Pretreatment Discharge and Waste Disposal Manual. City Manager. Recommended dates Introduction September 23, 2019 Public Hearing and Second Reading October 14, 2019
- d. Ordinance 19-43, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 7.06.020 Use of Improperly Muffled Engine Brakes, to Identify Permitted Areas for Use of Muffled Engine Brakes in the City of Homer. Recommended dates Introduction September 23, 2019, Public Hearing and Second Reading October 14, 2019.
- e. Resolution 19-063, A Resolution of the City Council of Homer, Alaska, Supporting Kenai Peninsula Borough Resolution 2019-047 to Recognize the Recommendations of the Kenai Peninsula Borough's Election Stakeholders Group and Directing Staff to Explore Implementation of the Recommendations, and Signing Kenai Peninsula Borough Joint Resolution 2019-001. Aderhold/City Clerk. Recommend adoption.

- f. Resolution 19-064, A Resolution of the City Council of Homer, Alaska, Amending the Library Advisory Board Bylaws by Removing Article III, Section 4 Regarding Attendance at Friends of the Homer Library Board Meetings. City Clerk. Recommend adoption.

Memorandum 19-124 from Library Advisory Board as backup

- g. Resolution 19-065, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for General Legal Counsel Services to the Firm of Jermain, Dunnagan & Owens, P.C. of Anchorage, Alaska, in the Monthly Fixed Fee Amount of \$12,500 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk. Recommend adoption.
- h. Resolution 19-066, A Resolution of the City Council of Homer, Alaska, Supporting the Construction and Operation of the Alaska Liquefied Natural Gas Project in Response to the Federal Energy Regulatory Commission's Solicitation for Comments Regarding the Project's Environmental Impact Statement. Stroozas. Recommend adoption.
- i. Resolution 19-067, A Resolution of the Homer City Council Amending the Homer Accelerated Roads and Trails (HART) Policy Program Manual to Update Referenced Sections of Homer City Code and Improve Clarity throughout the Manual. City Manager. Recommend adoption.
- j. Resolution 19-068, A Resolution of the Homer City Council Adopting the Industrial Waste Disposal Permit, Commercial Waste Disposal Permit, Water/Sewer Extension Permit, and Utility Construction Project Permit as Part of the Public Utility System Application Process. City Manager. Recommend adoption.
- k. Resolution 19-069, A Resolution of The City Council Of Homer, Alaska, Approving a Lease Assignment from John and Margaret Chapple DBA Homer Spit Campground to Truxton Management Inc. and Authorizing the City Manager to Execute the Appropriate Documents for a Seven Year Three Month Lease with Options for Two Consecutive Three Year Renewals for a Portion of Lot 49, Homer Spit Subdivision Amended According to Plat No. 89-034, And Lot 50, According to Plat No. 89-034, at an Initial Annual Rate of \$42, 473.44. City Manager. Recommend adoption.

## **VISITORS**

- a. Kenai Peninsula Economic Development District Update - Tim Dillon (10 minutes)
- b. HERC Innovation Proposal - Jeremiah and Joshua Riley (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. Homer Advisory Planning Commission
- g. Economic Development Advisory Commission
- h. Parks Art Recreation and Culture Advisory Commission
- i. Port and Harbor Advisory Commission
  - i. Memorandum from Port & Harbor Advisory Commission Re: 2020-21 Budget Item-Lot 42 Amortization Schedule
- j. Americans with Disabilities Act Compliance Committee

### **PUBLIC HEARING(S)**

- a. Resolution 19-061, A Resolution of the City Council of Homer, Alaska, Adopting the 2020-2025 Capital Improvement Plan and Establishing Capital Project Legislative Priorities for Fiscal Year 2021.  
  
Memorandum 19-126 from City Clerk as backup
- b. Ordinance 19-40, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code Chapter 21.27.040, Dimensional Requirements, to Allow Commercial Buildings up to 75 Feet in Height in the East End Mixed Use District with a Conditional Use Permit. Introduction September 9, 2019, Public Hearing and Second Reading September 23, 2019.
- c. Ordinance 19-41, An Ordinance of the City Council of Homer, Alaska Amending Homer City Code 21.24.020, Permitted Uses and Structures; and Homer City Code 21.26.020, Permitted Uses and Structures, to Expand Manufacturing Activities in the General Commercial 1 & General Commercial 2 Zoning Districts. Introduction September 9, 2019 Public Hearing and Second Reading September 23, 2019.
- d. Ordinance 19-23(S) An Ordinance of the City Council of Homer, Alaska, Repealing and Reenacting Homer City Code Title 14 to be Entitled “Homer Public Utility Systems” and Homer City Code Title 17 to be Entitled “Public Assessments” to: 1) Consolidate Water and Sewer System Regulations and Rates; 2) Update Definitions and Common Terms; and 3) Create Uniformity between Service and Assessment Practices and Repealing Homer City Code Chapters 9.08, 13.24 and 13.28 to Relocate Utility Construction Practices and Fees from Homer City Code 13.24 and Homer City Code 13.28 into Titles 14 and 17 and Move Homer City Code 9.08 to Homer City Code 17.03 and Update Assessment Lien Enforcement Provisions to Incorporate State Law Requirements. Lord/Stroozas.

Ordinance 19-23(S-2) An Ordinance of the City Council of Homer, Alaska, Repealing and Reenacting Homer City Code Title 14 to be Entitled “Homer Public Utility

Systems” and Homer City Code Title 17 to be Entitled “Public Assessments” to: 1) Consolidate Water and Sewer System Regulations and Rates; 2) Update Definitions and Common Terms; and 3) Create Uniformity between Service and Assessment Practices and Repealing Homer City Code Chapters 9.08, 13.24 and 13.28 to Relocate Utility Construction Practices and Fees from Homer City Code 13.24 and Homer City Code 13.28 into Titles 14 and 17 and Move Homer City Code 9.08 to Homer City Code 17.03 and Update Assessment Lien Enforcement Provisions to Incorporate State Law Requirements. Lord/Stroozas.

Memorandum 19-125 from City Attorney as backup

## **ORDINANCE(S)**

### **CITY MANAGER'S REPORT**

- a. City Manager's Report

### **PENDING BUSINESS**

### **NEW BUSINESS**

- a. Memorandum 19-127 from Councilmembers Aderhold and Venuti Re: Council Retreat Planning
- b. Memorandum 19-128 from City Manager Re: Third Party Analysis of HAWSP History and Reporting
- c. Memorandum 19-129 from City Clerk Re: Economic Development Advisory Commission Councilmember Appointment

### **RESOLUTIONS**

### **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, October 14, 2019 at 6:00 p.m., Worksession at 4:00 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.