

Session 16-18 a Regular Meeting of the Homer City Council was called to order on August 22, 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, REYNOLDS, SMITH, VAN DYKE, ZAK

ABSENT: LEWIS (excused)

STAFF: CITY MANAGER KOESTER  
CITY CLERK JOHNSON  
CITY PLANNER ABBOD  
FINANCE DIRECTOR LI  
PORT AND HARBOR DIRECTOR HAWKINS

Councilmember Lewis has requested excusal.

Mayor Wythe ruled Councilmember Lewis' absence as excused. There was no objection from the Council.

Council met as a Committee of the Whole from 5:00 p.m. to 5:40 p.m. to discuss City Manager's Report and 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: **CONSENT AGENDA - Ordinance 16-45(S)**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$30,000.00 From Port and Harbor Reserves to Purchase Twelve New LED Lights for the High Mast Light Pole #7 at the Harbor **From Puffin Electric of Homer, Alaska, as a Sole Source Contract**. City Manager/Port and Harbor Director. **PENDING BUSINESS - Resolution 16-078(S)**, A Resolution of the Homer City Council Approving Memorandum 16-138 Establishing Conditions Under Which Adjacent and Benefitted Properties Can Connect to the Shellfish Avenue/South Slope Drive Water Main Project. City Manager/Public Works Director. Memorandum 16-138 from Public Works Director as backup. Map of proposed Shellfish Avenue/South Slope Drive Water Main Project . **RESOLUTIONS - Resolution 16-090(S)**, A Resolution of the Homer City Council Awarding the Contract for the City-Owned Dredge Materials 2016 to Gregoire Construction, Arno Construction, Betty Gambone, and JHTKO, LLC of Homer, Alaska, a Combined Total of 3,850

Cubic Yards for a Total Amount of \$20,065.00 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Port and Harbor Director. Memorandum 16-139 from Port and Harbor Director as backup. Bid Tally.

REYNOLDS/ADERHOLD – MOVED TO APPROVE THE AGENDA AS AMENDED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

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

Karen Berg-Forrester, city resident, supports Resolution 16-078(S). She spoke on behalf of the Quiet Creek Condominium Community who supports the amendments made in Memorandum 16-138.

Tony Burgess, city resident, opposes Resolution 16-78(S) as lot owners were told the assessment was based on frontage size. The assessment was then reversed where smaller lot owners are required to subsidize larger lot owners.

Ben Gibson, city resident, supports Resolution 16-078(S) as it addresses most concerns for residents on Shellfish Avenue.

Nancy Hillstrand, city resident, commented on Ordinance 16-45(S). She provided information to show LED lights are harmful to the health of humans, birds, and wildlife. She asked Council to look at all aspects, not just cost savings.

Scott Adams, city resident, commented on costs associated with Ordinance 16-45(S). He hopes we can hold off on purchasing LED lights until we know how the budget will look for next year.

### **RECONSIDERATION**

### **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 August 8, 2016. City Clerk. Recommend adoption.

B. **Ordinance 16-44**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 17.04.190, Entitled “Deferment of Assessment Payments for Low Income Residents,” by Permitting Assessment Deferral Applicants to Apply for a Deferral in Any Year an Applicant is Eligible for the Deferral Regardless of Whether or Not the Applicant Applied for Deferral in the Initial Year of Assessment. City Manager. Recommended dates: Introduction August 22, 2016, Public Hearing and Second Reading September 12, 2016.

Memorandum 16-135 from City Clerk as backup.

Moved to Ordinances, Item A. Aderhold.

C. **Ordinance 16-45**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$30,000.00 From Port and Harbor Reserves to Purchase Twelve New LED Lights for the High Mast Light Pole #7 at the Harbor. City Manager/Port and Harbor Director. Recommended dates: Introduction August 22, 2016, Public Hearing and Second Reading September 12, 2016.

**Ordinance 16-45(S)**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$30,000.00 From Port and Harbor Reserves to Purchase Twelve New LED Lights for the High Mast Light Pole #7 at the Harbor **From Puffin Electric of Homer, Alaska, as a Sole Source Contract**. City Manager/Port and Harbor Director.

Memorandum 16-136 from Port and Harbor Director as backup.

Moved to Ordinances, Item B. Aderhold.

D. **Resolution 16-088**, A Resolution of the Homer City Council Awarding the Contract for the 2016 Paving Project to McKenna Brothers Paving, Inc. of Anchorage, Alaska, in the Amount of \$418,771.30 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Public Works Director. Recommend adoption.

Memorandum 16-137 from Public Works Director as backup.

- E. **Resolution 16-089**, A Resolution of the City Council of Homer, Alaska, Noting the Insufficiency of the Petition for Ocean Drive Loop Road Reconstruction and Paving Special Assessment District. City Clerk. Recommend adoption.

Item B, Ordinance 16-44 was moved to Ordinances, Item A. Aderhold.

Item C, Ordinance 16-45 and 16-45(S) was moved to Ordinances, item B. Aderhold.

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

ZAK/ADERHOLD - SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

## **VISITORS**

- A. Karen Wood-McGuiness, Regional Community Rating System Coordinator, FEMA

Karen Wood-McGuiness, Regional Community Rating System Coordinator, and Jimmy Smith, National Flood Insurance Coordinator, presented an award to the City for protecting citizens from losses caused by flooding. The City participates in the National Flood Insurance Program that allows citizens a 10% discount to purchase flood insurance in flood zones. The new discounts will be effective October 2016. The City joined the program in 1981. There is \$6.6M in insurance coverage within the City. The City's work on storm water has helped to reduce the risk of flooding and an outreach campaign was held for the citizens in the community. City Planner Rick Abboud was presented a plaque for the work done by his department and Dotti Harness.

Flood insurance covers mud flows on a case by case basis. Ms. Wood-McGuiness compared a mud flow to a chocolate milkshake where a mud slide is like a cake toppling. Floodsmart.gov references insurance and the Alaska Department of Commerce and Economic Development provides good information on maps.

- B. Jack Bennett, Industrial Hemp Manufacturing

Jack Bennett provided an overview of the uses for industrial hemp. France is building two million hemp homes this year as a solution to affordable housing. Hemp bricks are fireproof,

mildew proof, moisture and termite resistant, and allergy-free. Hemp homes provide 70% in energy savings.

Mr. Bennett is creating a model home on Old East End Road in Homer to present to rural Alaska as a solution to affordable housing. A binder is used for the hemp bricks. It does not need to be heated or cooked and is self-leveling. The life cycle on Portland cement is 28 years before it weakens and cracks, but the binder used here has over a 100-year life cycle. It is a zero footprint, is stronger than cement and impervious to water.

Hemp seeds are known for making bio-mass fuel, soaps, oils for foods, and as a medicine. Hemp seeds are high in cannabinoid counts, but do not have the psychoactive properties. Children impacted by autism or ADD get a lot of benefits from the CBD oil. Adults who suffer with insomnia or constant pain get benefits from the CBD oil made from the hemp seeds.

Additionally hemp products are being used to replace pollutants used in oil spill cleanups. It replaces the acid-based formulas in fracking. Industrial hemp is a billion dollar industry in the United States and we have been importing it from Europe and Canada. Canada grows it to supply American factories to process the hemp. There are 25,000 industry applications.

Governor Walker's office is fully supportive of industrial hemp and the benefits.

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

### **A. Borough Report**

Kenai Peninsula Borough Assembly Member Kelly Cooper provided an overview on the four ballot propositions for the October 4<sup>th</sup> election:

Proposition 1 is for General Obligation bonds for the Central Peninsula; \$10,600,000 on developing more landfill cells as they fill up.

Proposition 2 is for South Peninsula Hospital Medical Center General Obligation bonds; \$4,800,000 for the expansion for Homer Medical Center and mechanical needs for the hospital. (In the interim the KPB Assembly will consider a \$2.8M intergovernmental loan for HMC expansion.)

Proposition 3 is increasing the maximum amount of a sale subject to borough sales tax from \$500 to \$1,000 and exempting residential rentals from sales tax.

Proposition 4 is phasing out the senior citizen property tax exemption for new applicants by the year 2024. If people have the exemption now they won't lose it. In 2018 the senior

exemption it will go down \$50,000; in 2021 it will go down another \$50,000; and there is still an exemption for people in need.

At tomorrow's Assembly meeting there will be a public hearing on the property tax code, clarifying code and how we collect taxes; and a public hearing on reducing the planning commissioners from 13 to 9. A substitute ordinance to decrease the 13 commissioners to 11 by 2020 will be introduced. Every community opposes it. There are two new ordinances to transition the invocation to a moment of silence and to eliminate the invocation. Sales tax code changes are up for public hearing on September 6<sup>th</sup>. These changes include classifying flight seeing tours as taxable, nonprofits with gift shops to begin charging sales tax to patrons, and removing the exemption for taxing freight.

B. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
3. Economic Development Advisory Commission
4. Parks Art Recreation and Culture Advisory Commission

Parks Art Recreation and Culture Advisory Commissioner Deb Lowney reported the commission discussed Jack Gist Park and the issues at the park. Their recommendation is to change the closing time to 10 p.m. Enforcement of the closure time will need to be addressed and user groups need to be informed. Signage was number one in their budget recommendations. With the new dog ordinance a lot of signage is needed. Other requests were for maintenance, compliance with regulations, and a major media campaign on animal control, the new beach laws, picking up after pets, and being a good pet owner. PARC would like to make a presentation to Council on September 12<sup>th</sup> on parks and beaches.

5. Port and Harbor Advisory Commission

Port and Harbor Advisory Commission Chair Cathy Ulmer advised Council the City needs a large boat harbor. She appreciates any support for Port and Harbor to make it a priority.

6. Cannabis Advisory Commission

Councilmember Reynolds announced the next meeting is Thursday, August 25<sup>th</sup> at 5:30 p.m.  
Mayor Wythe called for a recess at 6:55 p.m. and reconvened the meeting at 7:02 p.m.

## **PUBLIC HEARING(S)**

- A. **Ordinance 14-18(A)(S-2)**, An Ordinance of the Homer City Council Amending Homer City Code 21.03.040, Definitions Used in Zoning Code, Homer City Code 21.05.030, Measuring Heights, and Homer City Code 21.70.010, Zoning Permit Required; Repealing Homer City Code Chapter 21.58, Small Wind Energy Systems; and Enacting Homer City Code Chapter 21.58, Towers and Related Structures. Planning. Introduction April 28, 2014 and Referred to Planning Commission. Amended Substitute Adopted March 29, 2016 and Referred to Planning Commission. Second Substitute Introduced August 8, 2016, Public Hearing and Second Reading August 22, 2016.

Memorandum 16-127 from City Planner as backup.

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

REYNOLDS/ZAK – MOVED FOR THE ADOPTION OF ORDINANCE 14-18(A)(S-2) BY READING OF TITLE ONLY.

Councilmember Aderhold thanked Planning for the work they put into this.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

- B. **Ordinance 16-38(S)**, An Ordinance of the City Council of Homer, Alaska, Amending HCC 7.04.030, Traffic Fine Schedules, and Enacting Homer City Code Chapter 7.15, Animals in Vehicles, Regarding Animals in Vehicles; and Amending Homer City Code Title 20, Animals, Regarding the Regulation and Impoundment of Animals, and Penalties for Animal Violations. City Manager/Police Chief. Introduction June 27, 2016, Public Hearings July 25, August 8 and 22, 2016, Second Reading August 22, 2016.

Memorandums 16-026 and 16-111 from Deputy City Clerk as backup.  
Memorandum 16-114 from City Attorney as backup.

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

REYNOLDS/ADERHOLD - MOVED TO ADOPT ORDINANCE 16-38(S).

ADERHOLD/REYNOLDS – MOVED TO AMEND LINE 32 AFTER THE WORD “PREVENTED” TO ADD “COMMA IN A HUMANE MANNER COMMA” AND LINE 37 TO DELETE “CROSS-TETHERING WITHIN THE VEHICLE” AND REPLACE WITH “TETHERING IN A MANNER THAT RETAINS THE ANIMAL’S FRONT AND HIND LEGS WITHIN THE VEHICLE.”

Other municipalities do not have the cross-tethering language. The amendment will provide more leeway in tethering animals, but not dictate how to do it.

Councilmember Van Dyke commented the ordinance is discriminatory as it only addresses dog owners when there are other pets too. We will need to expand it to include all pets. Council noted most points in the ordinance refer to animals.

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

Motion carried.

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

Motion carried.

- C. **Ordinance 16-43**, An Ordinance of the City Council of Homer, Alaska, Amending Ordinance 13-03(S)(2) to Change the Terms for Adjusting the Amortization of Principal of the Natural Gas Distribution Special Assessment Bond Authorized by Ordinance 13-02, and Authorizing an Amendment to the Loan Agreement Between the City and the Kenai Peninsula Borough Regarding the Bond. City Manager. Introduction August 8, 2016, Public Hearing and Second Reading August 22, 2016.

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

ADERHOLD/REYNOLDS - MOVED TO ADOPT ORDINANCE 16-43.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

**ORDINANCE(S)**

- A. **Ordinance 16-44**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 17.04.190, Entitled “Deferment of Assessment Payments for Low Income Residents,” by Permitting Assessment Deferral Applicants to Apply for a Deferral in Any Year an Applicant is Eligible for the Deferral Regardless of Whether or Not the Applicant Applied for Deferral in the Initial Year of Assessment. City Manager. Recommended dates: Introduction August 22, 2016, Public Hearing and Second Reading September 12, 2016.

Memorandum 16-135 from City Clerk as backup.

ADERHOLD/REYNOLDS - MOVED TO INTRODUCE ORDINANCE 16-44.

ADERHOLD/REYNOLDS – MOVED TO AMEND LINE 38 TO CHANGE THE LAST WORD IN THE SENTENCE FROM “EXEMPTION” TO “DEFERMENT.”

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.

- B. **Ordinance 16-45**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$30,000.00 From Port and Harbor Reserves to Purchase Twelve New LED Lights for the High Mast Light Pole #7 at the Harbor. City Manager/Port and Harbor Director. Recommended dates: Introduction August 22, 2016, Public Hearing and Second Reading September 12, 2016.

**Ordinance 16-45(S)**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2016 Operating Budget by Appropriating Funds in the Amount of \$30,000.00 From Port and Harbor Reserves to Purchase Twelve New LED Lights for the High Mast Light

Pole #7 at the Harbor **From Puffin Electric of Homer, Alaska, as a Sole Source Contract.** City Manager/Port and Harbor Director.

Memorandum 16-136 from Port and Harbor Director as backup.

ADERHOLD/REYNOLDS – MOVED TO INTRODUCE ORDINANCE 16-45.

Councilmember Smith disclosed a potential conflict of interest as his father works for Puffin Electric.

Mayor Wythe ruled Councilmember Smith did have a conflict of interest and there was no objection from the Council.

Councilmember Smith was excused from his seat at the dais.

REYNOLDS/ADERHOLD – MOVED TO SUBSTITUTE ORDINANCE 16-45(S).

Councilmember Zak would like to review the information provided on health effects of LED lighting as provided by Nancy Hillstrand.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Councilmember Smith returned to his seat at the dais.

## **CITY MANAGER'S REPORT**

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

#### **Dispatch**

The Kenai Peninsula Borough Mayor's office has engaged City Administration since fall of last year on a proposal to consolidate dispatch services. Concerned about losing their contract with the State for Dispatch, they have reached out to Seward, Kenai and Homer to gauge interest in consolidation. Soldotna Police Department already dispatches through the Borough, though their cost would go up under this proposal. City administration has actively participated, providing stats and attending meetings. This is not the first time consolidation has come up. The proposal to consolidate dispatch has been floated a number of times during Chief Robl's tenure, and the City has always come to the conclusion that although the idea of greater efficiency with consolidated services sounds good, it begins to fall apart in the details. This round is no different, though the stakes are potentially higher with the budget being so tight. I have run the numbers and see no long term cost savings for the City. Administrative staff would have to be retained, and PERS termination study penalties would

be incurred. There are also considerable risks including equipment failure, loss of local knowledge, and loss of control over how dispatch services are provided to the City and what we are charged for them. I have attached both the Borough's proposal and my response which provides a more detailed analysis of a complicated topic. Up until now I have refrained from digging into the details publicly as I want to be sensitive to the hard working and dedicated public servants who answer to our 911 calls any time of day or night and make sure they know their jobs are not on the line. Dispatch is a notoriously difficult position to fill and we have a great team there now. I would hate to lose any of them based on the misconception their job is at risk and want to ensure any Dispatcher reading this that is not the case. Nevertheless, this is an important enough topic that Council needs to be in the loop. The Borough would like an opportunity to address you on the topic. Would you like to extend an invitation to Mayor Navarre to present to Council during Committee of the Whole at the next Council meeting (September 12)? Mayor Navarre and Larry Persily are scheduled as visitors for the regular meeting to discuss the KPB ballot propositions that will go before the voters this fall.

### **Operation Northern Edge**

After the passage of Resolution 16-081(A), Opposing Siting and Timing of U.S. Navy Training Exercises that Pose Risks to Fish and Fisheries in the Gulf of Alaska, I was contacted by Senator Murkowski's office who emphasized Senator Murkowski's involvement in insisting that the Navy and Alaskan Command work with local communities regarding exercise scheduling and activities. Murkowski's staff will be meeting with the Navy this month and will request they reinitiate consultation with the City of Homer. I have extended an open invitation to Senator Murkowski's staff on this topic, and let them know how much the City appreciates that this issue has not dropped off their radar.

### **Audit Presentation Scheduled for September 26**

Auditors across Alaska are waiting for information from the State on PERS to be able to finalize the 2015 audits. The State should release that information next week and the audit firm, BDO, is scheduled to present to you September 26. The date has been delayed by months, however I am glad Council will have information on 2015 before budget talks for 2017 begin.

### **Assistant Fire Chief Position Funded through SAFER Grant**

I am ecstatic to announce that the City of Homer has received a SAFER grant through Homeland Security for an assistant fire chief at the Homer Volunteer Fire Department. This is a two-year grant that fully funds (salary and benefits, \$248,000 over two years) an assistant chief position. As you are aware, an assistant chief position has been on the books but not funded for many years due to budget constraints. In my opinion, this position is the number one staffing need for the City. This position will have a dramatic impact on the department, the volunteers, and our department's responsiveness and readiness. The morale boost to the crew to know they have help cannot be articulated. The timing could not be better. This position will have such a positive impact on our community, and allow the department to play a bigger role in the community. If you were in my office on Wednesday morning you

would have seen me doing my best happy dance yet. I should have a grant agreement in September for Council to accept by Ordinance.

### **Sales Tax and Vacation Rentals by Owner**

At the August 8 Council meeting while discussing budget priorities, Council brought up a question about how vacation rentals (Airbnb and VRBO, for example) are taxed. I contacted Larry Persily with the Borough and he confirmed that their lodging transactions are taxable--though compliance can be difficult. The sales tax staff scans the websites (Airbnb and VRBO) on a monthly basis looking for unregistered businesses.

From Mr. Persily, "A couple of points to keep in mind: Under the proposed code revision, anyone taking in less than \$2,500 a year would be exempt from collecting sales tax. So the low-priced room that gets rented out 30 nights a year at \$60 a night would be tax exempt. And, also under the code revision, we clarify and reaffirm that either the property owner pays the tax or Airbnb pays the tax, we don't really care much which one. (We don't say Airbnb by name, but reference out-of-borough businesses with an agent or business link in the borough.) Though, admittedly, it will be easier to collect from the local rental operator. This same provision would apply to Amway, Shaklee and other distributors who use local agents to peddle their goods."

### **Lunch with a Councilmember**

With fall around the corner (though it seems like it has settled in already), the timing is right to resurrect Lunch with a Councilmember, as long as Councilmembers are still up for it.

The Library Director spoke with the Friends who sponsor this event. Their suggestions are:

- Start in October
- Do it the same day every month through March
- Send out the schedule to all the non-profits and other organizations we can think of in town
- Have councilmembers sign up in advance so the Friends can make one poster (with the election in October we should wait till the second meeting to circulate a sign-up sheet)

Questions for Council are:

- Is the first Council Monday of the month still the preferred day?
- If so, would someone like to sign up for Oct. 10<sup>th</sup>?
- Any other suggestions (timing, etc.)? - the Friends are open to ideas.

City Manager Koester announced the Friends of the Library are excited about resuming the "Lunch with a Councilmember" program this fall. Councilmembers will sign up for the program to be held on the second Monday of each month, coinciding with the first council meeting of the month.

Administration is engaged with the Kenai Peninsula Borough Administration on discussion of a consolidated dispatch. Our internal analysis is that there are a number of risks and the cost savings is not there. It is an important decision to review in budgetary times and the Council will invite the Borough to a meeting after we do more research. Council will forward questions to the City Manager to ask the Borough so a meaningful conversation can be had with the Borough.

City Manager Koester announced the City received a SAFER grant that will fund an assistant fire chief at the Fire Department. It is a two-year position and we will have to figure out how to extend the position. The grant funded position will not be subject to PERS termination regulations as it is not creating a new class of employees.

B. Bid Report

**CITY ATTORNEY REPORT**

A. City Attorney Report – July 2016

**COMMITTEE REPORT**

- A. Employee Committee Report
- B. Public Safety Building Review Committee
- C. Americans with Disabilities Act Compliance Committee

Councilmember Aderhold reported the committee met and talked about city evaluation priorities. They provided CIP (Capital Improvement Plan) recommendations of access to the Fishing Lagoon and Karen Hornaday Park and Homer intersection improvements. The current police and jail has accessibility issues and if the bond is not passed in October the committee will look at those issues.

**PENDING BUSINESS**

- A. **Resolution 16-078**, A Resolution of the Homer City Council Approving Memorandum 16-120 Establishing Conditions Under Which Adjacent and Benefitted Properties Can Connect to the Shellfish Avenue/South Slope Drive Water Main Project. City Manager/Public Works Director. Postponed from July 25, 2016.

**Resolution 16-078(S)**, A Resolution of the Homer City Council Approving Memorandum 16-~~120~~ **16-138** Establishing Conditions Under Which Adjacent and

Benefitted Properties Can Connect to the Shellfish Avenue/South Slope Drive Water Main Project. City Manager/Public Works Director.

Memorandums 16-120 and 16-138 from Public Works Director as backup.

Motion on the floor from July 25, 2016: MOTION FOR THE ADOPTION OF RESOLUTION 16-078 BY READING OF TITLE ONLY.

ADERHOLD/ZAK - MOVED TO SUBSTITUTE RESOLUTION 16-078(S).

There was no discussion.

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

Motion carried.

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

Motion carried.

## **NEW BUSINESS**

### **RESOLUTIONS**

- A. **Resolution 16-090**, A Resolution of the Homer City Council Awarding the Contract for the City-Owned Dredge Materials 2016 to a Firm to be Named in an Amount to be Disclosed and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Port and Harbor Director.

**Resolution 16-090(S)**, A Resolution of the Homer City Council Awarding the Contract for the City-Owned Dredge Materials 2016 to Gregoire Construction, Arno Construction, Betty Gambone, and JHTKO, LLC of Homer, Alaska, a Combined Total of 3,850 Cubic Yards for a Total Amount of \$20,065.00 and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Port and Harbor Director.

Memorandum 16-139 from Port and Harbor Director as backup.

Mayor Wythe called for a motion for the adoption of Resolution 16-090 by reading of title only.

VAN DYKE/REYNOLDS - SO MOVED.

Mayor Wythe called for a motion to substitute Resolution 16-090(S) for Resolution 16-090.

ZAK/REYNOLDS - SO MOVED.

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

Motion carried.

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

Motion carried.

### **COMMENTS OF THE AUDIENCE**

There were no comments of the audience.

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

City Attorney Wells was not present.

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

City Clerk Johnson had no comments.

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

City Manager Koester had no comments.

### **COMMENTS OF THE MAYOR**

Mayor Wythe had no comments.

### **COMMENTS OF THE CITY COUNCIL**

Councilmember Aderhold reminded folks to keep an eye out for pedestrians and bicyclists since the days are getting darker and shorter.

Councilmember Van Dyke stood corrected on Ordinance 16-38(S) that says “animal” throughout instead of just dogs. He thanked everyone for coming out and listening. He thanked Jack Bennett for his presentation on hemp products and Katie for her happy dance for the grant to fund an assistant fire chief.

Councilmember Smith thanked Jack Bennett for his presentation on products he's developed. He thanked City Council Candidates Tom Stroozas and Shelly Erickson for showing up to have a head start, and also for stepping forward.

Councilmember Zak acknowledged the city council candidates present. He thanked Jack Bennett for sharing more information about industrial hemp. He pointed out Jack's shoes are made from hemp and the possibility of 25,000 different products made from hemp. It is a whole future and Alaska has great space with growing potential. The senior advisor to the Governor said we send a lot of ships out empty and we could export products. He thanked the Planning Commission and Planning Department for a wonderful job in preparing ourselves for emergencies. With the recent heavy rain a mud flow could be covered by insurance.

Councilmember Reynolds announced volunteer firefighter training is about to begin. People can register at the Fire Hall or online. She thanked Tom Stroozas and Shelly Erickson for attending the meeting to get up to speed beforehand. She wished the students a great first day of school tomorrow. Go Mariners!

## **ADJOURNMENT**

There being no further business to come before the Council, Mayor Wythe adjourned the meeting at 7:33 p.m. The next Regular Meeting is Monday, September 12, 2016 at 6:00 p.m., Committee of the Whole 5:00 p.m., and Worksession 4:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

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JO JOHNSON, MMC, CITY CLERK

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