

Rabbit Creek Community Council, Minutes for July 14, 2016, General Meeting  
Holy Spirit Center, O'Malley and Hillside Dr

Chair, Adam Lees, opened the meeting at 7:08 pm. Other board members present were: Nancy Pease, Pat Abney, Keith Guyer, Vivian Mendenhall, Don Devon. Excused: David Sterling, Joan Diamond. Absent: John Isby, Janie Dusel, Phil Fortner.

**Approval of Minutes:** Motion by Abney with second by Guyer to approve June, 2016 minutes. Passed without objection.

**Approval of Agenda:** Motion by Abney with second by Jim \_\_\_ to add 164<sup>th</sup> and Virgo issue to agenda. Passed without objection.

**Announcements:**

*Candidates:* Shirley Cote (for District 28) and Vince Beltrami (Senate District N) spoke.

*Elected officials:* Assemblyman John Weddleton said that more Title 21 changes are coming up—for garages that are currently limited to 50% of house size, and percent of windows that face the street. Also the code can currently be revisited twice a year. That may change. The Stewart Rd is on the Legal Department's radar to find a solution for pedestrian access. Pedestrian easements—the city is looking into providing liability for volunteers. Vacant houses are an issue. Cell tower ordinance passed. The Hillside drainage authority is suppose to be part of the HDP but it has been stalled lately.

*People Not on the Agenda:* Mr Schmitz spoke on illegal campaign signs in the road right-of-way.

*Chair Report:* \$60 in donations to help with the Holy Spirit rental cost was collected in June. All required letters went out on time. Letter on campaign signs is about to go out.

*Treasurer's Report:* Checking has \$296.16, Savings has \$288.55 for a total of \$583.71 (no motion to accept Treasure's Report was made).

**Presentation:**

*HLB,* Robin Ward spoke on the plan to replat their parcel 2-144 in the Potter Valley area. She stated the need to adhere to the Potter Valley Land Use Study for an eight-acre park on the north side and open space on the south with residential in the middle portion. In 2009 the RCCC asked to have a pedestrian easement in the parcel; Ward said this would be part of the subdivision platting, not part of the current replat. Pease replied that setting out the ped easement now will avoid returning later to replat the easement. It was decided that a plat note could be added to the current process; Ward agreed. It was also discussed that a plat note should be added stating that all ped easements must be constructed before subdivision land is sold. Ward agreed. This would help avoid issues that have occurred elsewhere in the area. Ward said rezoning will occur before selling the residential land. Audience members emphasized that rezoning should not just look at adjacent lands to determine zoning because often adjacent lands have not been able to handle the density and drainage issues that come with that zoning. Ward expects the replat to be completed in early 2017 with subsequent rezoning taking place later and then marketing the land for sale.

*HLB Sec 36 Wetlands Delineation:* Ward said the delineation is about 2/3 done. They've discovered a lot of vandalism including motorized trails in the wetlands.

**Ongoing Business:**

*FCC Email List Request:* The RCCC's request from last winter for an updated mailing list from the FCC has not been forthcoming. The Council will make another request.

*Clerk's Response to How Council Comments are Handled:* The RCCC sent a request many months ago asking for clarification of how councils' comments to the Assembly are handled. There has been no reply.

Motion by Pease with second by Schmitz: to request an answer, again with copies to the Assembly. Passed without objection.

*Volunteer Liability:* The Council requested last month that the Assembly take action so that volunteers working on city property don't have to get liability insurance. Holmes gave examples of a 2002 ordinance that was passed for flower garden volunteers working in the DOT ROW and how the city of Homer brings volunteers under their city policy (with conditions for training). Use these examples to solve the current issue.

*Potter Highlands Trail:* Ric Davidge said the trail isn't public but that it will be open for public use. It will be maintained by the Homeowners. It has been delayed by the discovery of old houses in the process of trail construction.

*Park Dedication:* No progress is reported on bringing before the Assembly the 2<sup>nd</sup> list of parks that remain undedicated.

*142<sup>nd</sup> Drainage Issue:* Schmitz calls the Boutet Consultants each week and has been told they need more money from other grants and that the contractor has almost been selected.

Motion by Abney with second by Pease: for Council to write city Manager asking for leftover funds from elsewhere to be applied to 142<sup>nd</sup> project. Passed without objection.

### **New Business:**

*State Legislative on Budget:* The Legislature is in their 2<sup>nd</sup> special session but little is being accomplished. Lees pointed out that their lack of action is affecting all of us.

Motion by Abney with second by Guyer: send letter to Legislature asking that they deal with the revenue portion of the budget in this session because that is what they were sent to do. Passed with no objection. Lees to write letter.

*164<sup>th</sup> & Virgo:* Mary Dodge brought up an issue with paving the roads in her area and Tideview. She hasn't been able to find out why it is being done or who is paying for it. She thinks a private entity is doing it to improve emergency access. No one knew this was happening. Some sections in Woodridge Subdivision were not paved. Dodge says the LRSA won't answer calls.

Motion by Abney with second by Pease to ask the mayor, LRSA, Public Works and our Assembly members about this project and where the funds are coming from and who authorized the upgrade. Ask also if cluster mail boxes will be paved along with Woodridge Cir. Passed without objection.

*Cutting Trees on OSH:* Pease reported there was a pick up truck north of the pump station on the Old Seward Hwy and the occupant was cutting small timber and brush in the marsh. The truck sped off when she tried to investigate.

*Council Priorities:* Lees would like to have the RCCC be proactive rather than reactive. He asked what people would like for the RCCC to do. Response: send minutes out; finish older projects like getting the BLM parcel at the bottom of RC Road leased to the MOA as a gateway for RC; construct pedestrian easements; ask about a school bus location for Potter Highlands; get 'gear down' signs on RC and Potter Valley roads.

Motion by Holmes with second by Pease: letter to the mayor, asking for action on acquiring, leasing the BLM parcel. Ask bike community to help. Passed without objection. Holmes to write.

*Holy Spirit Center Rental:*

Motion by Holmes with second by Abney to use the funds collected to pay the Holy Spirit Center rent. Passed with no objection. Amount not specified.

Adjourned 8:46 pm