

CITY OF HOMER
HOMER, ALASKA

RESOLUTION 85-90

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL,
ESTABLISHING PAYMENT OF SPECIAL ASSESSMENTS,
ESTABLISHING DELINQUENCY, PENALTY AND INTEREST
FOR BAYVIEW COURT PAVING IMPROVEMENT DISTRICT.

WHEREAS, the Common Council of the City of Homer created a Paving Improvement District in Bayview Court of Kapingen Subdivision, and,

WHEREAS, the Property Owners agree to pay their share of any Special Assessments levied by the City, and

WHEREAS, the Property Owners waive their right to object to a public hearing, and

WHEREAS, the Property Owners waive their rights to object under A.S.29.63.040(c) and related code provisions to the municipal assessment levied by the City Council against the owner's property,

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Homer, that on or before January 1, 1986, all assessment on Bayview Court Paving Improvement District shall become due and payable in full. All assessment not received by this date shall be considered delinquent and in default and shall have added a penalty of 10 percent which penalty and principal amount of the assessment shall both draw interest at the rate of 18 percent per annum until paid. Should default occur, the City of Homer will enforce a civil action with the same effect as actions for a foreclosure of mortgage on real property. Foreclosure shall be against all property on which assessments are in default. All costs including collection and legal fees resulting from such action shall be added and incorporated into the assessed amount due plus interest and penalties, and shall be reimbursed from the proceeds of foreclosure sale of the assessed real property (And/or borne by the City of Homer should such property be dedicated to public use.)

BE IT FURTHER RESOLVED, that an optional 5 year payment contract is offered whereby the assessment may be paid in quarterly installments over a period of 5 years together with interest at a rate equal to eighty (80) percent of the Rainier National Bank Prime Rate, the first such installment to be due and payable on or before April 1, 1986, and each installment thereafter shall be due quarterly. If the payment is not received quarterly, the assessment installment shall be considered delinquent and in default and shall have added a penalty of 10 percent on the installment due. The penalty and installment due shall both draw interest at the rate of 18 percent per annum until paid. Should default occur, the City of Homer will enforce a civil action with the same effect as actions for a foreclosure of mortgage on realty property. Foreclosure shall be against all property on which assessments are in default. All costs including collection and

legal fees resulting from such action shall be added and incorporated in the assessed amount due plus interest and penalties, and shall be reimbursed from the proceeds of foreclosure sale of the assessed real property (and/or borne by the City of Homer should such property be dedicated to public use.)

BE IT FURTHER RESOLVED, that the assessment roll as presented by the Administration, and reviewed and corrected where necessary is hereby certified and shown to be Attachment A as the official assessment roll for such Bayview Court Paving Improvement District and the Mayor and City Clerk shall be directed to sign same.

DATED at Homer, Alaska, this 25th day of November, 1985.

CITY OF HOMER


Leo Rhode, Mayor

ATTEST:


Kathleen Corriveau
City Clerk

ASSESSMENT ROLL
 BAYVIEW COURT
 PAVING IMPROVEMENT DISTRICT

OWNER NAME	LEGAL DESCRIPTION			PARCEL NUMBER	ASSESSMENT AMOUNT PAVING
	LOT	BLOCK	SUBDIVISION		
Martin L. & Bernice C. Greiner P. O. Box 3385 Homer, Alaska 99603	11	4	Kapingen	177-260-2200	\$2,785.00
Bob Blaine & Marianne Boyd P. O. Box 2920 Homer, Alaska 99603	18	4	Kapingen	177-260-2100	2,785.00
Hazel Heath P. O. Box 676 Homer, Alaska 99603	16	4	Kapingen	177-260-1900	2,785.00
Hazel Heath P. O. Box 676 Homer, Alaska 99603	17	4	Kapingen	177-260-2000	2,785.00
David M. & Julie A. Derry P. O. Box 951 Homer, Alaska 99603	15	4	Kapingen	177-260-1800	2,785.00
Floyd W. & Carol B. Short P. O. Box 1976 Homer, Alaska 99603	14	4	Kapingen	177-260-1700	2,785.00
Robert L. Hendricks P. O. Box 1926 Homer, Alaska 99603	12	4	Kapingen	177-260-1600	2,785.00
				TOTAL	<u>\$19,495.00</u>