

CITY OF HOMER
HOMER, ALASKA

ORDINANCE 92-29S

Submitted by
Councilmember
Anderson
6/22/92
Filed
07/27/92

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOMER AMENDING HOMER CITY CODE § 18.08.140 TO PROVIDE FOR CIRCUMSTANCES UNDER WHICH COMPETITIVE BIDS OR PROPOSALS ARE REQUIRED PRIOR TO LEASING CITY LANDS FOR PRIVATE DEVELOPMENT AND AMENDING § 18.08.030 TO CLARIFY THE CITY COUNCILS AUTHORITY TO REJECT APPLICATIONS TO LEASE CITY LANDS.

THE CITY OF HOMER HEREBY ORDAINS:

Section 1. Section 18.08.040 of the Homer City Code is hereby amended by renumbering the first section as Section (a) and adding new subsections as follows:

18.08.140

(b) Unsolicited Proposals

When an applicant makes an unsolicited proposal to lease a specific city property or facility, the City Council shall determine if a competitive bid (including all renewal options) shall be required.

(c) When the Council requires solicitation of competitive proposals or bids under subsection (b), the City Manager or his designee shall prepare a solicitation for the specific lawful use proposed by the applicant. The City shall advertise for not less than 2 consecutive weeks in a newspaper of general circulation in the City.

If additional proposals are received, the Lease Negotiating Committee shall evaluate the proposals to determine which proposal is most advantageous to the City and forward its recommendation to the City Council.

If a subsequent proposal is determined to be more advantageous to the city than the original unsolicited proposal, the original applicant shall have fourteen calendar days in which to match the terms of the most advantageous proposal.

If the original applicant matches the terms of the most advantageous proposal, or if no other proposal is received, the applicant shall be given the opportunity to negotiate the terms of a lease. Otherwise, the apparent successful proposer shall be given the opportunity to negotiate the terms of a lease.

(d) No bidder, proposer or applicant shall acquire any right to a lease or any other property right until a lease is successfully negotiated, approved by the City Council, and signed by the parties.

Section 2. Homer City Code § 18.18.030 is hereby amended by adding a new subsection as follows:

(c). The City Council may reject any or all applications. bids or proposals to lease a city property or facility.

Section 3. This ordinance is of a permanent and general character and shall be included in the City Code.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA this _____ day of _____ 1992.

City of Homer

Harry E. Gregoire, Mayor

Attest:

Mary L. Shannon, City Clerk