

CITY OF HOMER  
HOMER, ALASKA

RESOLUTION 86-18

A RESOLUTION OF THE HOMER CITY COUNCIL REQUESTING THE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES TO EXCLUDE THE CITY DESIGNED HARBOR FLOATS FROM FUTURE OPERATING LEASE AGREEMENTS FOR HARBOR FACILITIES.

WHEREAS, the City of Homer is in the process of expanding the Homer Small Boat Harbor with the assistance of the Department of Transportation and Public Facilities; and

WHEREAS, the City of Homer has requested the Department of Transportation and Public Facilities to transfer design control through a Transfer of Responsibilities Agreement (TORA) to the City in order that the City may retain a private consulting firm to design the inner harbor floats and put the project out to bid; and

WHEREAS, the Department of Transportation and Public Facilities has requested that the City agree that any new floats designed and constructed under the City's management be excluded from any future operating lease agreement for harbor facilities with the State; and

WHEREAS, the City understands that by utilizing its selected design the City will own the new facilities, assume full responsibility for all maintenance and operation of the facilities, and the State will have no obligation or liability for capital replacement of the system or components.

NOW, THEREFORE, BE IT RESOLVED that the Homer City Council hereby agrees the new floats designed and constructed under the City's management in the Small Boat Harbor will be excluded from any future operating lease agreements for harbor facilities with the State.

BE IT FURTHER RESOLVED that the Department of Transportation and Public Facilities is requested to perform a final audit of the breakwater construction, transfer the balance of funds available to the City of Homer for design and construction of inner harbor facilities by a Transfer of Responsibilities Agreement (TORA) and close DOT/PF design files for the Homer Inner Harbor Facilities.

BE IT FURTHER RESOLVED that the City Council directs the City Manager to forward a copy of this resolution to William R. Snell, Deputy Commissioner of the Department of Transportation and Public Facilities, and takes whatever actions are necessary to obtain design control of the Homer Inner Harbor Facility.

DATED at Homer, Alaska this 10<sup>th</sup> day of March, 1986.

CITY OF HOMER

  
John P. Calhoun, Mayor

ATTEST:

  
Patti J. Whalin, City Clerk