CITY OF HOMER 1 2 **HOMER, ALASKA** City Clerk 3 4 **RESOLUTION 11-067(S)** 5 6 A RESOLUTION OF THE HOMER CITY COUNCIL 7 AUTHORIZING FORMATION OF THE KACHEMAK DRIVE 8 **PHASE TWO** WATER **AND SEWER** 9 IMPROVEMENT/ASSESSMENT DISTRICT AT 75% PROPERTY OWNER SHARE OF ASSESSMENTS AND 10 11 AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE PREPARATION AND CONSTRUCTION OF 12 KACHEMAK DRIVE PHASE TWO WATER AND SEWER 13 PROJECT. 14 15 WHEREAS, The Kachemak Drive Phase Two Water and Sewer District boundary 16 17 contains lots fronting a portion of Kachemak Drive beginning at East End Road and ending at Campbell Lane and including portions of HK Davis, Moore Holt, Northern Enterprises, Lee 18 Cole, Seekins Replat, Uminski Addition, CR Hart and JO Campbell, Morris, Tyrer Halgens 19 20 Survey, Harry Feyer, Mac Innes, John L. Warren Replat, Rankin Subdivision, and Rocky Point Subdivisions and Government Lots; and 21 22 WHEREAS, In compliance with Chapter 17, Improvement District, of the Homer City 23 Code, the Homer City Council created the Kachemak Drive Phase Two Water and Sewer Local 24 Improvement District (LID) on April 11, 2005 via Resolution 05-43 and a public hearing was 25 26 held on May 24, 2005; and 27 28 WHEREAS, The solicitation of bids to construct the improvements in the District was 29 delayed due to difficulties in easement acquisition and a lengthy environmental permitting process, resulting in the Homer City Council adopting Resolution 10-54 on July 19, 2010 to 30 extend the period for constructing the improvements to July 25, 2015; and 31 32 33 WHEREAS, On March 14, 2011 via Resolution 11-023(S) the Homer City Council again confirmed the need to create the LID and a public hearing was held on April 24, 2011; and 34 35 36 WHEREAS, Property owners were duly notified by certified/return receipt mailing of the hearing and legal notice of the hearing was published in a local weekly newspaper for four 37 consecutive publications; and 38 39 40 WHEREAS, The objection deadline for written protests was June 24, 2011; and 41 42 WHEREAS, Filed with the City Clerk are nine (9) ten (10) written objections to include eleven (11) twelve (12) parcels that equal \$368,932.52 \$402,471.84 in assessments or 9.38% 43

10.23%, fifteen (15) written non objections to include twenty-four (24) parcels that equal

\$804,943.68 in assessments or 20.45%, forty-four (44) forty-three (43) non responses to include

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fifty-three (53) fifty-two (52) parcels that equal \$1,777,583.96 \$1,744,044.64 in assessments or 46 47 45.17% 44.32%, all totaling 75% of the project cost; and 48 WHEREAS, The estimated project cost is \$3,935,280.00 with 25% paid for by the 49 50 Homer Accelerated Water and Sewer Program and 75% paid for by the property owners via the equal share per parcel methodology, equaling an approximate \$33,539.32 assessment per parcel. 51 52 53 NOW, THEREFORE, BE IT RESOLVED by the City Council of Homer, Alaska that the formation of the Kachemak Drive Phase Two Water and Sewer Assessment District is hereby 54 authorized at 75% property owner share of the project, in equal shares per parcel, and that the 55 56 City Manager is hereby authorized to proceed with the preparation and construction of the 57 Kachemak Drive Phase Two Water and Sewer Project. 58 PASSED and ADOPTED by the City Council of Homer, Alaska, this 27th day of June, 59 60 2011. 61 62 CITY OF HOMER 63 64 65 JAMES C. HORNADAY, MAYOR 66 67 ATTEST: 68 69 70 71 JO JOHNSON, CMC, CITY CLERK 72 73 74 Fiscal Note: Estimated project cost is \$3,935,280.00 with 25% paid for by the Homer 75 Accelerated Water and Sewer Program and 75% paid for by the property owners via the equal share per parcel methodology, equaling an approximate \$33,539.32 per assessment for 88 76 77 parcels. 78