1 CITY OF HOMER 2 HOMER, ALASKA 3 Mayor 4 ORDINANCE 17-10(S)(A) 5 6 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, 7 SUBMITTING A BALLOT QUESTION TO THE VOTERS AT THE OCTOBER 3, 2017 REGULAR MUNICIPAL ELECTION INQUIRING 8 9 WHETHER TO AMEND THE HOMER ACCELERATED ROADS AND TRAILS (HART) PROGRAM TO AUTHORIZE THE USE OF REVENUES 10 11 FROM THE THREE FOURTHS PERCENT (3/4%) SALES TAX LEVIED TO SUPPORT THE HART PROGRAM FOR THE USE OF ROAD AND 12 13 TRAIL MAINTENANCE AND AMENDING HOMER CITY CODE 14 9.16.010(C) ACCORDINGLY UPON APPROVAL BY THE VOTERS OF 15 PROPOSITION NO.1. 16 17 WHEREAS, The HART Program (the "Program" or the "HART Program") and the three fourths percent (3/4%) sales tax levy in support of the Program was first approved by the voters 18 in October 1987; and 19 20 21 WHEREAS, The general intent of the Program, as approved by the voters of the City of 22 Homer, Alaska (the "City") in 1987, was to provide for the reconstruction of local substandard roads and/or upgrade existing City roads, thereby reducing maintenance costs, improving 23 access, increasing property values, and improving the quality of life within the City; and 24 25 WHEREAS, In October 2006 the City voters reauthorized the Program for an additional 26 20 years and amended it to include the construction of new roads and trails; and 27 28 WHEREAS, Ten years later there is again a need to amend the Program to include 29 30 maintenance of City roads and trails; and 31 32 WHEREAS, A dedicated funding source for road and trail construction, improvement 33 and maintenance will establish these activities as essential and funding to continue to maintain and improve the City transportation infrastructure; and 34 35 WHEREAS, Road and trail maintenance includes: 36 gravel road surface grading, dust control, gravel purchase, and drainage ditch/culvert 37 maintenance 38 pavement, curb, gutter and sidewalk repair, asphalt crack sealing, pavement stripping 39 40 and sweeping bridge maintenance, signage, right-of-way vegetation control, storm drain pipe/catch 41 42 basin/ manhole cleaning and repair, street light maintenance and electricity costs

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- snow plowing and snow removal, snow dump site maintenance, purchase of sand, calcium chloride, and deicing chemicals, sanding, advertising and public notices
- purchase of road and trail maintenance equipment and tools
- for trails: vegetation control, trash pickup, signage, drainage, snow plowing, sanding, grading/resurfacing of gravel trails, sweeping of paved trails, and trail head maintenance
- WHEREAS, Funding road and trail maintenance, construction and improvement through the Program will free up general funds for other essential City services; and
- WHEREAS, The City Council will still be able to annually dedicate a large percentage of HART funds to capital projects to keep up with demand for road and trail improvements and new construction; and
- WHEREAS, The City will continue to offer a special assessment district process as a mechanism for the improvement of local roads.
  - NOW THEREFORE, THE CITY OF HOMER ORDAINS:
- <u>Section 1</u>: The Homer City Council finds that it is in the best interest of the community to ask the voters to authorize amendments to the Program to expressly permit the use of revenue generated by the HART Program dedicated sales tax levy for maintenance of local roads and trails.
- <u>Section 2</u>. The City shall submit the following proposition to the qualified voters of the City at the October 3, 2017 regular election. The proposition must receive an affirmative vote from a majority of the qualified voters voting on the question to be approved.

## **PROPOSITION NO. 1**

- **AUTHORIZE THE USE OF REVENUE FROM THE 0.75% OF THE EXISTING CITY** SALES TAX DEDICATED TO THE HOMER ACCELERATED ROADS AND TRAILS (H.A.R.T.) PROGRAM TO INCLUDE MAINTENANCE OF LOCAL ROADS AND TRAILS
- Shall the City of Homer, Alaska, be authorized to use the revenue from the three fourths percent (3/4%) Homer Accelerated Roads and Trails dedicated sales tax for the maintenance of local roads and trails?
- Section 3. The proposition shall be printed on paper ballots and machine ballots, and the following words shall be added as appropriate next to an oval provided for marking the ballot for voting by hand or machine:

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PROPOSITION NO. 1 84 Yes 85 0 0 86 No 87 88 Section 4. Homer City Code 9.16.010 is amended to read as follows: 89 a. A consumer's sales tax in the amount of three and three-quarters percent is levied by 90 91 the City on all sales, rents and services within the City except as the same may be 92 otherwise exempted by law. 93 b. An additional consumer's sales tax in the amount of three-quarters percent is hereby 94 95 levied by the City of Homer on all sales, rents and services within the City except as the same may be otherwise exempted by law, for the purpose of funding debt retirement of 96 the sewer treatment plant improvements, and to the extent revenues from such tax 97 exceed such debt retirement obligations, for the purpose of funding water and sewer 98 99 systems. 100 c. An additional consumer's sales tax in the amount of three-quarters percent is hereby 101 levied by the City of Homer on all sales, rents and services within the City except as the 102 same may be otherwise exempted by law, for the purpose of funding street 103 reconstruction improvements and related utilities, construction of new local roads, 104 construction of new local trails, and maintenance of local roads and trails. 105 106 Section 5. Section 4 of this ordinance shall become effective immediately upon 107 approval of Proposition No. 1 by a majority of the qualified voters voting on the proposition at 108 109 the regular election to be held in the City on October 3, 2017. The remaining sections of this ordinance shall become effective upon adoption. 110 111 Section 6. Section 4 of this ordinance is of a permanent and general character and shall 112 be included in the Homer City Code upon its effective date. The remaining sections of this 113 ordinance are not permanent in nature, and shall not be codified. 114 115 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 13th day of March, 2017. 116 117 CITY OF HOMER 118 119 120 121 122 123

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