1 **CITY OF HOMER** 2 **HOMER, ALASKA** 3 Mayor 4 **ORDINANCE 19-56** 5 6 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, MOVING EXPENDITURES IN THE AMOUNT OF \$92,852.24 7 PREVIOUSLY ALLOCATED FROM THE GENERAL FUND OPERATING 8 9 FUND TO NOW BE ALLOCATED FROM THE NATURAL GAS LINE 10 CAPITAL PROJECT FUND FOR LEGAL AND TRAVEL RELATED 11 EXPENSES ASSOCIATED WITH ENSTAR TARIFF FILING 310-4 12 13 WHEREAS, Together with the City of Kachemak and the Kenai Peninsula Borough, the City of Homer intervened in Enstar Tariff Filing TA310-4 to protect the interests of Southern 14 15 Peninsula Ratepayers; and 16 WHEREAS, Kachemak City Ordinance 2019-02 authorized the City of Kachemak to 17 intervene in the Enstar Natural Gas Company Homer Extension Surcharge Tariff TA310-4 and 18 pledged to contribute 10% of legal fees up to \$10,000; and 19 20 WHEREAS, The Kenai Peninsula Borough joined as a one-third partner with the Cities of 21 Homer and Kachemak via Resolution 2019-028 and Ordinance 2018-19-35; and 22 23 24 WHEREAS, Legal Counsel billed Kachemak City and the Kenai Peninsula Borough 25 directly; and 26 WHEREAS, In large part due to the participation and alignment of the three Southern 27 Peninsula municipalities, the intervention was successful and the parties were able to get the 28 Regulatory Commission of Alaska to approve a negotiated settlement that provided certainty 29 30 for all Southern Peninsula rate payers; and 31 WHEREAS, The legal and travel related expenses associated with the Enstar case were 32 originally allocated to the General Fund Operating Fund. However, these expenditures 33 resulted in a benefit to all Southern Peninsula ratepayers, and, therefore, it would be 34 appropriate to reallocate these costs to the Natural Gas Line Capital Project Fund. 35 36 37 NOW, THEREFORE, The City of Homer Ordains: 38 Section 1. That the legal and travel related expenses associated with the RCA Tariff 39 Filing TA310-4 are reallocated from the General Fund Operating Fund to the Natural Gas Line 40 Capital Project Fund, as follows: 41 42

	CITT OF FIGHTER		
43	Current Allocation:		
44	Account No.	Description:	Amount:
45	100-0100-5210	Professional Services	\$86,210.63
46	100-0100-5236	Transportation	\$1,769.93
47	100-0100-5237	Subsistence	\$434.00
48	100-0110-5236	Transportation	\$555.72
49	100-0110-5237	Subsistence	\$3,881.96
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51	New Allocation:		
52	175-0375-5210	Professional Services	\$92,852.24
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54	Section 2. This is a budget amendment ordinance, is not permanent in nature, and shall		
55	not be codified.		
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57	ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 9 day of <u>December</u> 2019.		
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63		KEN	CASTNER, MAYOR
64	ATTEST:		,
65	M . A = 1 .		
66	Milly Jacobsh		
67	MELISSA JACOBSEN, MMC,	CITY CLERK	OMFO
68		(\$\)	
69	YES: 6		
70	NO: 0	(2)	
71	ABSTAIN: 0		ch 31, 1964
72	ABSENT: 0	•	
73			•
74	First Reading:    2519		
75	Public Hearing: 129.19		
76	Second Reading: 12411		mar and a
77	Effective Date: 1210・19		
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79	Reviewed and approved as	to form:	
80	Wa Ana	. 1	1/1 //
81	Turle Wol	240)	
82	Katie Koester, City Manager		Michael Gatti, City Attorney
83	Date: 12-16-19		17/1-1/6
84	Date: 12.10.19	<del>-</del>	Date: $10/20/7$