

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Manager

4 **ORDINANCE 20-01**

5
6 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA
7 AMENDING THE FY 2020 OPERATING BUDGET TO FUND ANTICIPATED
8 REPAIRS TO THE SEAWALL BY ESTABLISHING AUTHORITY IN THE
9 2020 BUDGET FOR EMERGENCY REPAIRS TO THE SEAWALL.

10
11 WHEREAS, The Homer City Council adopted Emergency Ordinance 11-49(S) which created
12 the Ocean Drive Loop Special Service District; and

13
14 WHEREAS, The Special Service District was created to raise tax revenues from benefited
15 property owners to support maintenance and repair of the Seawall they own, which is located on
16 their properties; and

17
18 WHEREAS, As a tax-exempt property owner along the Seawall, the City contributes \$10,000
19 annually to a Seawall Reserve Account for the City's portion of repairs to the Seawall; and

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21 WHEREAS, Repairs to the Seawall have to be performed on an emergency basis in order to
22 prevent further damage and remain in compliance with the Army Corps of Engineers permit for
23 the Seawall; and

24
25 WHEREAS, Due to the unpredictability and the immediate need to do the repairs, the work
26 is completed by East Road Services under the direction and supervision of the City Engineer, and

27
28 WHEREAS, Annual repairs to the Seawall are impossible to predict, yet past history offers
29 a range from \$0 in 2013 to \$102,916 in 2017 with an average costs from 2015 to 2019 of \$42,804;
30 and

31 WHEREAS, Under HCC 3.16.020, the maximum allowable procurement expense of \$10,000
32 can easily be exceeded due to one severe weather event; and

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34 WHEREAS, In the event that the 2020 repairs exceed \$42,804 additional authority will be
35 requested; and

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37 WHEREAS, Based on linear feet, the property owners are responsible for 82% of the wall
38 repairs and the City is responsible for 18% of the wall repairs; and

39
40 WHEREAS, The City and property owners are working together on long-term solutions to
41 address the needs of the Seawall.

42
43 NOW, THEREFORE, THE CITY OF HOMER ORDAINS:
44

45 Section 1. The Homer City Council hereby amends the FY 2020 Operating Budget by
46 appropriating \$42,804 from the Seawall Maintenance Reserve and Ocean Drive Loop Special
47 Service District accounts for the purpose of repairing and maintaining the seawall as follows:
48

49 Appropriation/Transfer From:

51	<u>Account</u>	<u>Description</u>	<u>Amount</u>
52			
53	808-0375	Ocean Drive Loop Special Service District (82%)	\$35,099
54			
55	156-0369	Seawall Maintenance Reserve	\$7,705
56			

57 Section 2. This ordinance is a budget amendment ordinance only, is not permanent in
58 nature and shall not be codified.

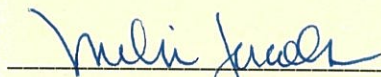
59
60 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 27th day of January, 2020.
61

62 CITY OF HOMER

63 

64
65 KEN CASTNER, MAYOR

66 ATTEST:

67 

68
69 MELISSA JACOBSEN, MMC, CITY CLERK

70
71 YES: ~~1-27-2020~~ 6

72 NO: ~~1-28~~ 0

73 ABSTAIN: 0

74 ABSENT: 0

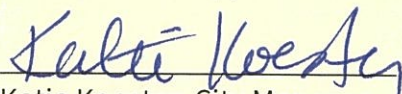
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76 First Reading: 1-13-2020

77 Public Hearing: 1-27-2020

78 Second Reading: 1-27-2020

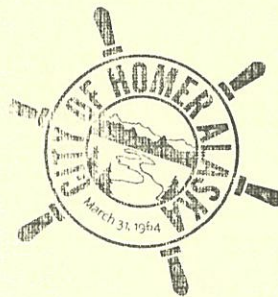
79 Effective Date: 1-28-2020

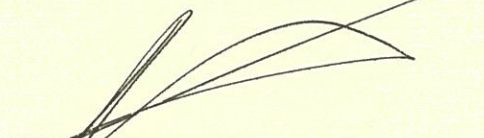
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81 Reviewed and approved as to form.

82 

83
84 Katie Koester, City Manager

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86 Date: 1-30-20



87 

88 Michael Gatti, City Attorney

89 Date: 2/6/2020