

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

City Manager

3  
4 **RESOLUTION 20-006**

5  
6 A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA  
7 AUTHORIZING THE CITY TO ACCEPT A LAND TRANSFER FROM THE  
8 NATURE CONSERVANCY FOR A 2.62 ACRE PARCEL ON THE  
9 WESTERN SIDE OF THE HOMER SPIT, ALSO KNOWN AS KENAI  
10 PENINSULA BOROUGH PARCEL ID NUMBER 18103007, AND  
11 AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE  
12 THE APPROPRIATE DOCUMENTS.  
13

14 WHEREAS, In 2001, Mayor Cushing requested The Nature Conservancy (TNC) acquire  
15 the 2.62 acre parcel located on the western side of the Homer Spit as part of City Council's  
16 longstanding goal and the City's Capital Improvement Program; and  
17

18 WHEREAS, The Capital Improvement Program stated the intent of this acquisition was  
19 "to preserve the natural ecosystem and protect future ecotourism activities that are emerging  
20 as a major industry in Homer" with the specific benefit of protecting the natural habitat of  
21 waterfowl and other wetland dependent species; and  
22

23 WHEREAS, The 2.62 acre parcel, also known as T 6S R 13W SEC 35 SEWARD MERIDIAN HM  
24 THAT PORTION OF GOVT LOT 3 LYING SOUTHWEST OF THE HOMER SPIT RD or Kenai Peninsula  
25 Borough Parcel ID number 18103007, is adjacent to over one mile of City property used by the  
26 community as public beach and zoned Open Space Rec; and  
27

28 WHEREAS, By accepting this parcel, the City agrees to be bound by the terms of the  
29 original grant agreement held between the US Fish and Wildlife Service and The Nature  
30 Conservancy under Agreement Number 98210-0-G702; and  
31

32 WHEREAS, The North American Wetlands Conservation Fund funds TNC used to  
33 purchase the property require the parcel to be held in perpetuity as conservation land; and  
34

35 WHEREAS, TNC is ready to transfer the parcel at no cost to the City, aside from recording  
36 and title report fees, through a special warranty deed, which has been approved by the City  
37 Attorney per HCC 18.06.020 (a); and  
38

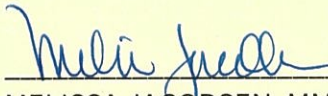
39 WHEREAS, The City Manager has furnished Council with a title report regarding the  
40 parcel per HCC 18.06.020 (b).  
41

42 NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, authorizes  
43 the City to accept the land transfer from The Nature Conservancy for a 2.62 acre parcel on the  
44 western side of the Homer Spit, also known as Kenai Peninsula Borough Parcel ID number

45 18103007, to be held in perpetuity as conservation land and authorizes the City Manager to  
46 negotiate execute the appropriate documents.

47  
48 PASSED AND ADOPTED by the Homer City Council this 13<sup>th</sup> day of January, 2020.

49  
50 CITY OF HOMER  
51   
52 \_\_\_\_\_  
53 KEN CASTNER, MAYOR

54 ATTEST:  
55  
56   
57 \_\_\_\_\_  
58 MELISSA JACOBSEN, MMC, CITY CLERK

59  
60 Fiscal Note: Acct. No. 100.0130.5210, \$300, in FY19.

