## 1 **CITY OF HOMER** 2 HOMER, ALASKA 3 City Manager 4 **ORDINANCE 15-15** 5 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, 6 7 PURCHASING TAX FORECLOSURE PROPERTY, KENAI PENINSULA 8 BOROUGH (KPB) TAX PARCEL NUMBER 17305219, AND 9 DESIGNATING ITS USE FOR PUBLIC PURPOSE AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE APPROPRIATE 10 11 DOCUMENTS. 12 WHEREAS, Pursuant to Homer City Code 18.06.010 Real property acquisitions, 13 authority. a. The City may acquire, own and hold real property within or outside the City 14 boundaries by any lawful means or conveyance, and may exercise all rights and powers in the 15 acquisition, ownership and holding of real property as if the City were a private person; and 16 17 18 WHEREAS, Kenai Peninsula Borough Land Management has prepared a preliminary list of foreclosed parcels to be sold in the Borough's 2015 Tax Foreclosure Auction; and 19 20 WHEREAS, Pursuant to AS 29.45.450 Deed to Borough or City, a city may request 21 conveyance of tax foreclosed property when the city has an immediate need for that property 22 and property may be deeded to the City subject to taxes owed through judgment date, 23 interest, and any out of pocket cost incurred by the KPB through the date of the actual 24 25 payment; and 26 WHEREAS, There is a 40-acre parcel in the Bridge Creek Watershed, KPB tax parcel 27 number 17305219, that would serve the public by protecting the integrity of Homer's water 28 29 source; and 30 WHEREAS, The parcel may be deeded to the City of Homer upon payment of the taxes 31 owed to the Borough with accrued interest, and out of pocket cost incurred by the Borough 32 upon KPB tax parcel number 17305219 in the amount of \$2,805.21; and 33 34 WHEREAS, Upon receipt of \$2,805.21 the Borough will record a quitclaim to convey 35 36 title to the City; and 37 WHEREAS, Pursuant to the provisions of Homer City Code 18.06.030, 18.06.042, and 38 18.06.044 Real property acquisitions, designation for public use, and authorization for the 39

appropriation, KPB tax parcel number 17305219 shall be retained for a public purpose and

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classified as "undesignated".

	13	NOW, TH	NOW, THEREFORE, THE CITY OF HOMER ORDAINS:					
4	5	Section 1. The City of Homer hereby appropriates funds as follows:						
4 4 4	7 8 9 0 1 2	Expenditure 150-0392-5904  Description Purchase / KPB Parcel Number 17305219  Section 2. The City Manager is hereby authorized to execute the appropriate documents for the purchase of property described as follows:						
3.	J	Record Owner	KPB Tax Parcel Number	Legal Description	Borough Assessed Property Value	Acreage		
54		Kenai Peninsula Borough	17305219	T 6S R 13W SEC 4 Seward Meridian HM SW1/4 NW1/4	\$47,200.00	40 acres		
55 56 57 58 59 60 61 62 63 64 65	5 6 7 8 9 9 1 1 2 5	Section 3. This is a budget amendment ordinance, is temporary in nature, and shall not be codified.  ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA this 15th day of						
66 67 68 69 70 71 72 73 74 75 76 77 78 79		YES: 4 NO: Ø ABSTAIN: Ø ABSENT: 2	MC, CITY CLERK					

First Reading: 05.26.15 80 Public Hearing: 06.15.15 Second Reading: 06.15.15 Effective Date: 06.16.15 81 82 83 84 85 86 Reviewed and approved as to form: 87 Mary K. Koester, City Manager 88 89 Thomas F. Klinkner, City Attorney 90 Date: <u>6 · 18 · 15</u> 91 Date: \_\_\_\_

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