

**CITY OF HOMER
HOMER, ALASKA**

Erickson/Davis

RESOLUTION 24-088

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA
REQUESTING THE ALASKA MUNICIPAL LEAGUE TAKE UP THE
ISSUE OF MUNICIPAL REQUIRMENTS TO PUBLISH AS DEFINED IN
ALASKA STATUTES 29.71.800 TO INCLUDE ALLOWANCE FOR WEB
BASED PUBLIC NOTICE.

WHEREAS, The Alaska Municipal League (AML) is a statewide non-partisan organization
that advocates for cities and boroughs across the state; and

WHEREAS, As seen on their website, AML's advocacy is based on their Articles of
Incorporation, to secure general and municipal legislation at the state and federal levels which
will be beneficial to the municipalities and inhabitants thereof, and to oppose legislation
injurious thereto; and

WHEREAS, Alaska Statutes (AS) Title 29 addresses municipal government and
mandates many of the procedures that apply to municipalities; and

WHEREAS, There are a myriad of actions and processes that municipalities engage in
that require public notice including public meetings, public hearings, elections, assessment
districts, property taxes, and land sales, to name a few; and

WHEREAS, AS Title 29 mandates that public notices be published and section 29.71.800
(18) states "published" means appearing at least once in a newspaper of general circulation
distributed in the municipality or, if there is no newspaper of general circulation distributed in
the municipality, posting in three public places for at least five days; and

WHEREAS, As newspapers throughout the state are reducing their physical paper
publication dates or fail to publish public notices due to staff shortage it inhibits a
municipalities governing body's ability to take action at their regularly scheduled meetings;
and

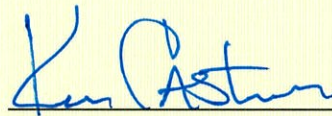
WHEREAS, Many newspapers now publish online and municipalities publish public
notices on their websites, a format that is becoming a common way the public accesses their
information; and

WHEREAS, It would be of great service to all Alaska municipalities for section 29.71.800
(18) "published" be amended to include allowance for online public notice to achieve public
notice requirements.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska hereby requests the Alaska Municipal League take up the issue of municipal requirements to publish as defined in Alaska statutes 29.71.800 to include allowance for online publication.

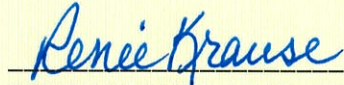
PASSED AND ADOPTED by the Homer City Council this 12th day of August, 2024.

CITY OF HOMER



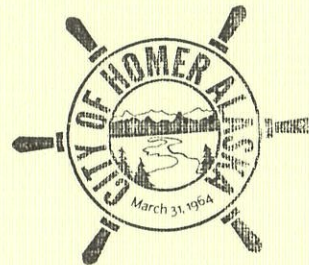
KEN CASTNER, MAYOR

ATTEST:



RENEE KRAUSE, MMC, CITY CLERK

Fiscal Note: N/A





MEMORANDUM

Resolution 24-088, A Resolution of the City Council of Homer, Alaska Requesting the Alaska Municipal League Take up the Issue of Municipal Requirements to Publish as Defined in Alaska Statutes 29.71.800 to Include Allowance for Web Based Public Notice. Erickson/Davis.

Item Type: Backup Memorandum
Prepared For: Mayor Castner and Homer City Council
Date: August 7, 2024
From: Council Member Erickson

Council,

The past few months we have had issues with the “noticing” of issues on our agenda causing us to postpone acting on them. Making government not as efficient, especially in matters of imminent importance.

Melissa and I have been working on a draft ordinance and Attorney Gatti has recommended that we request AML address this issue. While our ordinance is very good, and prepared for your decision, we do not want it to be challenged against state law.

The legislature had one in place at the end of the session, but many amendments came up and it was dropped at the last minute.

This resolution will address Attorney Gatti’s concern, and give AML the ability to talk about it as many communities are in the same situation. Hopefully, if they take this on, we will be able to move forward in getting our ordinance in place to allow us to notice effectively with the tools that are being used today and in the future.

RECOMMENDATION: Adopt this resolution and forward a copy to AML Executive Director Nils Andreassen, Senator Gary Stevens, and Representative Sarah Vance.