

**CITY OF HOMER  
HOMER, ALASKA**

City Manager

**ORDINANCE 20-01**

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

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

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

Appropriation/Transfer From:

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

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

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 27<sup>th</sup> day of January, 2020.

CITY OF HOMER

\_\_\_\_\_  
KEN CASTNER, MAYOR

ATTEST:

\_\_\_\_\_  
MELISSA JACOBSEN, MMC, CITY CLERK

YES:

NO:

ABSTAIN:

ABSENT:

First Reading:

Public Hearing:

Second Reading:

Effective Date:

Reviewed and approved as to form.

\_\_\_\_\_  
Katie Koester, City Manager

\_\_\_\_\_  
Michael Gatti, City Attorney

Date: \_\_\_\_\_

Date: \_\_\_\_\_