

**CITY OF HOMER  
HOMER, ALASKA**

City Manager

**RESOLUTION 20-006**

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska, authorizes the City to accept the land transfer from The Nature Conservancy for a 2.62 acre parcel on the 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.

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

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CITY OF HOMER

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KEN CASTNER, MAYOR

54 ATTEST:

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58 MELISSA JACOBSEN, MMC, CITY CLERK

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