CALL TO ORDER 5:30 P.M.

AGENDA APPROVAL

PUBLIC COMMENTS ON MATTERS ALREADY ON THE AGENDA (3 minute time limit)

VISITORS/PRESENTATIONS (10 minute time limit)

RECONSIDERATION

CONSENT AGENDA All items on the consent agenda are considered routine and non-controversial by the Parks Art Recreation & Culture Advisory Commission and are approved in one motion. There will be no separate discussion of these items unless requested by a Commissioner or someone from the public, in which case the item will be moved to the regular agenda and considered in normal sequence.

A. Minutes for the Regular Meeting on February 17, 2022

STAFF & COUNCIL REPORT/COMMITTEE REPORTS (5 minute time limit)

A. Parks Monthly Report - Parks Superintendent Steffy

B. Recreation Monthly Report - Recreation Manager Illg

C. Public Works Monthly Report – Public Works Director Keiser

PUBLIC HEARING

PENDING BUSINESS (15 minute time limit)

A. Review and Approval of the Updated Gift, Donation and Art Policies, Procedures & Guidelines

B. Proposed Donation of Art to the Municipal Art Collection

C. Homer Non-motorized Transportation & Trails Plan 2022 Supplement
NEW BUSINESS (15-20 minute time limit)

A. Donation of Proposed Mural for Placement on the Homer Airport Terminal Building

INFORMATIONAL MATERIALS

A. 2022 Commission Annual Calendar

B. Memorandum from the PARC Advisory Commission to City Manager re: Green Cemetery

C. Parks are Essential Public Health Infrastructure, February 17, 2022 Published in the March National Parks & Recreation Association ezine.

COMMENTS OF THE AUDIENCE (3 minute time limit)

COMMENTS OF THE CITY STAFF

COMMENTS OF THE COMMISSION

ADJOURNMENT

Next Regular Meeting is Thursday, April 21, 2022, at 5:30 p.m. A worksession will be conducted at 4:30 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska and via Zoom Webinar.
Session 22-01, a Regular Meeting of the Parks, Art, Recreation and Culture Advisory Commission was called to order by Chair David Lewis at 5:30 p.m. on February 17, 2022 from the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska and via Zoom Webinar.

PRESENT: COMMISSIONERS LEWIS, FAIR, HARRALD, LOWNEY, ROEDL, ARCHIBALD AND STUDENT REPRESENTATIVE FLORA

ABSENT: COMMISSIONER GALBRAITH (EXCUSED)

STAFF: DEPUTY CITY CLERK KRAUSE
PUBLIC WORKS DIRECTOR KEISER
RECREATION MANAGER ILLG
PARKS SUPERINTENDENT STEFFY
DEPUTY CITY PLANNER & SPECIAL PROJECTS COORDINATOR ENGBRETSEN

AGENDA APPROVAL

HARRALD/ROEDL MOVED TO APPROVE THE AGENDA.

There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

Barb Seaman, city resident, commented on the benefits to creating a green cemetery. She noted the estimated costs, which was provided in the information and included in the packet, that would possibly be incurred for cremation or a standard burial and estimated costs and processes to have a green cemetery, as well as what is contained in a conservation easement. She then responded to questions and comments on the following:

- A steward would be needed and a guarantee on perpetuity of funding.
- Private versus public land use to establish a green cemetery
- Possibility of State or borough owned land
- If a green cemetery could be created by the Land Trust what would the city’s role be
- Easements are created differently
- Ms. Seaman would offer to be a liaison with the creation of the green cemetery.
- Caring for the land in the future
- Submitting a Letter to Editor to bring the idea to the public
- Developing partnerships are difficult and this idea may be well supported by the community

Commissioners expressed appreciation for Ms. Seaman bringing the information and the idea before the Commission. It was noted that this was an action item on the agenda under new business.
VISITORS/PRESENTATIONS

RECONSIDERATION

CONSENT AGENDA

A. Special Meeting Minutes for December 2, 2021

Chair Lewis requested a motion to approve the Consent Agenda.

LOWNEY/FAIR MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

STAFF & COUNCIL REPORT/COMMITTEE REPORTS

A. Parks Superintendent Report

Parks Superintendent Steffy provided a review of his staff report that was provided in the packet. He highlighted the following items for the Commission:

- Progress on the new picnic tables and panoramic scene for the Baycrest Pull out
- Revisions to the Homer Non-Motorized Trails & Transportation Plan and Small Works Management Plan
- Skate Park and Friends of the Homer Skate Park discussion on remaining funds will be painting the ramps with appropriate paint no marine grade which is too slippery
  - Planning for a Grand Opening Event and Partnering with the Homer Council on the Arts

Parks Superintendent Steffy responded to questions and comments on the following:

- Homer Draw Down group project goals and having them support the walkability and connectivity development throughout Homer
  - Provided example of the Public Works Director walks everywhere even in winter
- Performance of maintenance of the trail along the harbor was just taken over by the Parks department but they did not have an efficient large application sanding mechanism
  - More discussion is needed on conducting winter maintenance
  - This section of the trail has some areas that are quite icy and is heavily used
  - A unified maintenance protocol in needed when it comes to interdepartmental cooperation

B. Recreation Manager Report
Recreation Manager Illg noted that he provided a number of reports for the packet this month and while he will not be speaking to all of them he did speak to the following:

- He is assisting the city team with the Multi-use Community project and his requesting a work session before the March 17th regular meeting to discuss the project.
- Mask mandates are still in effect during attendance and participation in community recreation.
- Started pick up Volley ball and it is really popular.
- Received notification that the Homer High School will have limited to no availability regarding the gym. The HERC has its issues and just reiterates the need for a.
- Working with the teachers at Homer High School to provide a recreational focus for students.
- Sports Gear Lending Library.
- Safe and Healthy Kids Fair will be on May 14, 2022 this year, having it a little later will hopefully provide for better weather this year.
- He is assisting the teachers Homer High and Middle School PE teachers teach the students the rudiments of Pickle Ball. He has been able to recruit the experienced and knowledgeable pickle ball players to assist in this project.
- Resurrecting the Flag Football League and looking at utilizing the high School football players to assist in coaching the younger players.
- Partnering with the recreation club to facilitate some indoor recreation during spring break.
- He now has seven new volunteers which allows him to conduct these recreation opportunities.
- Finally he is working with Personnel Director Browning to use existing funding to fund a six month temporary, seasonal position.
- A wellness event is in the works for your family dog.

Recreation Manager Illg facilitated discussion and comments on the following:
- Recreation is an economic driver and the relationship between the advisory bodies on how the land within the city was being developed.
- Appreciation expressed for the new and returning programs and that a way has been found to provide the recreation program with at least part time support.

C. Public Works Director Report

Public Works Director Keiser provided her report to the Commission. She informed the commission on the following:
- Homer Green Infrastructure Storm Water Management System.
- Semester By the Bay Interns and the projects that they will be assisting with.
- The Sustainable Sculpture Show was canceled due to the weather and will be announced at a later date for the new date.
- Advised on the status update for the Main Street Sidewalk stating the design work is complete and will be requesting Council approve the funding to construct the project.

Public Works Director Keiser handled comments and questions on the following:
- Appreciation for continuing and going forward with the Main Street Sidewalk and suggestion to consider Ben Walters or the area around the Senior Center for the possible grants that may be available.
- Kachemak Drive pedestrian path.
- Information provided in the packet is so informative and detailed.
• Explained what was meant by high and low quality of wetlands on page 49 and 50 of the report
  o seasonal wetlands versus actual estuary
• Ground water sampling can be done in the winter as you are not doing any damage to the ground, they are drilling holes and putting the monitoring equipment into the ground. This testing will be done over the course of a year so they can gather the appropriate data.
• Explained that bluff erosion is caused by the water being channeled into these ravines and then installing turbines to create electricity
• Referring to page 44 of the packet, she noted that there are parcels that the Kenai Peninsula Borough is looking to sell and several have already been purchased by developers and then referenced page 40 which referred to the window closing on the opportunity for the City to purchase the property to effect solutions.
• There are still questions and problems to solve with the drainage issues on Baycrest but it would be a great solution.
• Commission review of land development and the commission’s concerns on walkability and connectivity in regards to the issues caused by the effects of the development and how this effects or enhances the drainage issues.
• Current work is being done by city staff and council members to implement and change regulations and requirements for development of subdivision standards. Examples were provided using the Eric Lane and Terra Bella subdivision projects.

Commissioners expressed their appreciation for the in-depth report and information provided by the Public Works Director.

PUBLIC HEARING

PENDING BUSINESS

A. Wayfinding & Streetscape Implementation - Julie Engebretsen, Deputy City Planner & Special Projects Coordinator

Chair Lewis introduced the item by reading of the title and invited Deputy City Planner Engebretsen to provide her report.

Ms. Engebretsen reviewed her memorandum and presented a few slides showing final variations of the trailhead bollard designs as well as the other types of signage that will be used. She requested the Commission to provide some additional priorities that they would like to address for funding and if they agreed with the pedestrian wayfinding for downtown Homer and to determine if there were additional locations that should be added to that list. She noted that they will be asking City Council to expend about $40,000 per year for three years to implement the plan.

Ms. Engebretsen facilitated comments, questions and suggestions from the Commission on the following:
  • Use of QR codes for directions
  • Directions to get to Karen Hornaday Park from Pioneer Avenue
    o There is campground signage
    o Chamber of Commerce updating the visitor brochure
Better directions to Jack Gist Park
- Renaming of the road to the park
- Strict signage requirements from the State/AKDOT

Identification of Neighborhood Trails
- Neighborhood connector trails would be identified with a bollard
- Islands and Ocean has individual wayfinding signage in place

Trail off of the bottom of Crittenden Road could also be included
- Reber Trail
- Library Trail at the entrance
- Trails that the City does not have legal access and do not maintain will not qualify for wayfinding
- Trails at the Pratt Museum
- Working with Park Staff to solve typical issues that come up most from the public
- Installation of the signage and materials used would be tough enough to withstand the winter on the Spit
  - Guaranteed for 10 years
  - Prototype will be a cheaper material
  - Hardware is the most expensive
- Sharing the color coding and wayfinding for private property owners to implement

HARRALD/LOWNEY MOVED TO SUPPORT THAT DOWNTOWN PEDESTRIAN WAYFINDING IS A PRIORITY

There was no further discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Parks Superintendent Steffy responded that he would appreciate being shown the Theater Trail that was brought forward by Commissioner Lowney and continued on the widely used community trails that are not city owned or maintained.

Deputy City Planner Engebretsen reminded the Commission and Staff that from the city perspective the things that are of importance is that they want to make the public facilities the priority. If a private property owner sells that land then the new owner may consider that “trail” a trespass trail. It may be great to solve these other things but we need to take care of our stuff.

B. HERC Multi-use Community Center Update – Deputy City Planner Engebretsen

Deputy City Planner Engebretsen provided information of the conceptual plans for a multi-use community center in the location of the HERC. She touched on the following:

- two conceptual plans were being presented by Stantec to City Council on February 28, 2022
- Website will be launched on Tuesday, March 1st, and will have links to a comment form
- Displays will be established at the Library, HERC and High School along with post it notes so the public can write their comment as the view the proposed designs
Invited Commissioners to attend the various public events as ambassadors for the project and to assist in answering questions on the following dates:

- March 4th, First Friday event at the Pratt Museum 4:00 p.m. to 6:00 p.m.
- March 10th, Thursday 2:00 p.m. to 4:00 p.m. drop in with Parks & Recreation. Invitations will be extended to groups that use the outdoor locations such as the Skateboard group, and Homer Animal Friends to speak about the conceptual plans
- March 12th, Saturday 2:00 p.m. to 4:00 p.m. No specific subject but opportunity for those that could not make a meeting, etc.
- Presentations and comment opportunities at the Commissions March meeting and the EDC April Meeting
- At the worksession in March they will review and comment on the comments received.

Chair Lewis volunteered for the March 4th event

Commissioner Roedl stated he would be interested in attending the Rotary Meeting

Recreation Manager Illg noted that Commissioner Lowney could be perceived to have a conflict of interest due to her proximity to the project, then noted that he and Parks Superintendent Steffy will be in attendance on the March 10th

Commissioner Harrald was requested to attend the drop in on March 10th, Commissioner Roedl was requested to attend the March 12th drop in and Commissioner Archibald could attend anywhere that he was able to fit in his schedule.

It was noted that there would be EDC Commissioners in attendance as well at all the scheduled events.

Further comments stressed that it was better to have additional members of the public in attendance so it is not just staff receiving all the comments.

There will be a PowerPoint and this will be used as a handout at the Council meeting and all public meeting

NEW BUSINESS

A. Memorandum from Deputy City Planner re: Special Events and Mobile Food Service

Deputy City Planner Engebretsen provided a summary review of the information in the packet. She noted the following in addition to the information provided:

- City of Homer is the most difficult and most expensive community
- Lengthy process for a Special Event
- Changes to City Code
- Process outlined in a flow chart format
- Clarifies how a Special Event will be conducted in the City's Parks
- Food Trucks will be wrapped into MOU's that organizations such as Little League have with the city.

Commissioners commented in support of the changes presented.

HARRALD/ARCHIBALD MOVED THAT THE COMMISSION SUPPORTS THE PROPOSED CHANGES AS PRESENTED AND RECOMMENDS FORWARDING TO CITY COUNCIL FOR PUBLIC HEARING AND ADOPTION.
There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

B. Memorandum from Deputy City Clerk II re: Donation of Art for the Homer Municipal Art Collection

Deputy City Clerk Krause provided a summary of her understanding on the donation request.

Commissioner Lowney questioned the motion containing any designation on where it would be displayed.

Commissioner Fair provided the perspective from the Library Advisory Board on being a permanent display at the library.

Commissioner Harrald expressed concerns on accepting the donation without confirmation from the artist.

FAIR/LOWNEY – MOVED TO POSTPONE ANY ACTION ON THE DONATION OF ART BY DELAND ANDERSON CONTINGENT UPON HEARING FROM THE ARTIST.

Deputy City Clerk Krause responded to questions from the commission on having a specific date or leaving it open until they had confirmation from the artist on whether it was okay to not have the artwork displayed permanently at the Library. She also noted that there was desire to have it hanging in City Hall and it would be up to Library Staff for removal.

Concern was expressed by Commissioner Roedl to have this hanging over their heads and preferred establishing a specific date.

ROEDL/HARRALD - MOVED TO AMEND THE MOTION TO HAVE THIS ON THE MARCH 17, 2022 AGENDA.

Commissioner Fair expressed that this is not a critical thing and that they reach out to artist and it is his responsibility to respond to them and if he fails then it they can just drop it.

Commissioner Lowney agreed with Commissioner Fair stating that they are not aware of what is happening in people’s lives and it is not critical that the Commission deal with this today, next month or a year from now unless the Library wants to move it, but if we reach out and if we hear back good if not , we don’t.

VOTE. (Amendment) NO. ARCHIBALD, FAIR, LOWNey, LEWIS
VOTE. YES. ROEDL, HARRALD

Deputy City Clerk Krause read the main motion before the Commission.
VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

C. Non-motorized Trails and Transportation Plan Update – Parks Superintendent Steffy

Chair Lewis introduced the item and invited Parks Superintendent Steffy to provide input.

Parks Superintendent Steffy explained that he had planned to have the draft update before the Commission at this meeting. He stated that there were some roadblocks and so it will be on the March agenda. He noted that on the three to five year plan they are looking at an emphasis on the spatial priority for those corridors around town that they are looking at and very importantly the functional prioritization as far as connectivity and accessibility. They will also be a prioritized project list included which includes prioritized sidewalk projects and trail projects, identified most of the funding sources, planning and implementation but he would like to open discussion and receive input from the Commission on the updating process tonight.

Parks Superintendent Steffy facilitated comments, suggestions and questions on the following:

- short trail next to the Kharacters, Danview connection, which is now a parking lot and through way
  - do they play a part if so they should be maintained and kept as a trail
- City Maintained Trails, Sidewalks, Third Party Trails and Connector
  - West to East on Fairview – road, trail back to road
  - easements for roads currently used as trails once developed into a road should retain a pedestrian component
  - Many easements are shared with private property owners and as we go forward they will be working with their neighbors
- There are plans to include the Planning Commission as well as the Economic Development Commission
- Right of ways for a road or for a pedestrian trail and planning pedestrian right of ways in order to be able to maintain that
  - Reclaiming right of way and having owners remove items that encroach and impede access
  - Danview and Fairview are actual roads and not trails
  - Potential amendments needed to city code
  - Using best management practices
- It would be nice to extend to the next meeting as it is difficult to discuss without the document in hand

D. Green Cemeteries

Chair Lewis introduced the item and requested a motion and second.

HARRALD/LOWNEY MOVED TO SUPPORT THE IDEA, CONCEPT AND CREATION OF A GREEN CEMETERY AND RECOMMEND FORWARDING A REQUEST TO THE CITY MANAGER TO HAVE THE CITY LOOK INTO HAVING A GREEN CEMETERY IN HOMER.
There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

INFORMATIONAL MATERIALS

A. Memorial Bench Update provided by Christina Whiting

B. 2021 Approved PARC Commission Bylaws

C. Letter to City Council and Interested Members from Dr. William & Mrs. Marley dated January 9, 2022 re: Property along the Sterling Highway

COMMENTS OF THE AUDIENCE

COMMENTS OF THE CITY STAFF

Parks Superintendent Steffy commented it was a great meeting and expressed his appreciation for the Commission.

COMMENTS OF THE COMMISSION

Student Commissioner Flora reported that she was in contact with the city’s environmental intern, Kate Berry, and although plans fell through for the students at the High School to participate in the Winter Carnival, they are hoping to have other projects that interested students can participate in soon.

Commissioner Archibald commented that he may be sitting in Chambers with the other Commissioners at the next meeting.

Chair Lewis thanked everyone for their hard work.

ADJOURNMENT

There being no further business to come before the Commission the meeting adjourned at 8:00 p.m. The next regular meeting is Thursday, March 17, 2022 at 5:30 p.m. There will be a worksession at 4:30 p.m. at the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.

RENEE KRAUSE, MMC, DEPUTY CITY CLERK II

Approved:_____________________________
MEMORANDUM

To: Parks, Arts, Recreation, and Culture Advisory Commission.

From: Matt Steffy, Parks Superintendent

Date: March 17th, 2022

Subject: Greatest Parks in the Universe Staff Report

- Trail use has been steady, but we are still wrestling with some technical issues with our trail counters. We have returned two of them for repair or replacement under warranty.

- All five little free libraries have been finished, and the posts and brackets are painted and ready to go. Books continue to roll in, including multiple local authors, and a signed collection from Tim Easton.

- Rotary has begun their picnic table project utilizing space at the HERC. We have waivers signed for each volunteer involved.

- The draft for the Non-Motorized Transportation and Trails Plan is ready to begin review. I presented to Rotary on the project, and will be doing the same for the COH Planning Commission, South Peninsula Borough Planning Commission, and whoever else takes interest.

- We are currently recruiting for two Parks Technicians. The job is posted on the City website so please help spread the word. We currently have a one person crew and if we don’t get some more staff on it will be just me for the last week of April.

- We have added push brooms and squeegees to both halfpipes at the HERC. I have seen them used daily to keep the ramps clear, and have seen folks using them to clear the ramps in the regular skate park. The halfpipes are getting used every day now that the weather has turned.

- We are almost finished refurbishing the old halibut scale from the derby headquarters. All that’s left is getting a halibut heavy enough to bot blow in the wind where it will be mounted at the Fishing Hole bulletin board. I predict many selfies.

- The Shorebird Festival Committee has met for the last time before the event in May 4th – 8th. We are still coordinating an event in cooperation with Kachemak Heritage Land Trust and the Independent Living Center to do an ADA accessible bird walk tour on the new Poopdeck Extension that will also serve as a ribbon cutting type event with a gathering outdoors at KHLT following the walk.

- I have also been working with KHLT on some additional ADA upgrades such as braille and audio recordings of the sign. I connected Carson chambers with a grant opportunity through American Trails and with Homer Council on the Arts who have said they are more than happy to use their recording studio.
• City staff met with representatives from Alaska Department of Fish and Game to discuss the Nick Dudiaik Fishing Lagoon. Topics on the table were dredging and the ADA ramp. We will explore some increased preventative measures and work with a contractor to do some dredging. As for the ramp, we will be consulting with some engineers that specialize in Marine Engineering to get some recommendations other than the bandaid that is in the current CIP.
• I have been in talks with Tim Easton, singer songwriter (https://www.timeaston.com) to do a concert in Homer on August 4th this year. We are thinking on doing it at Bishops Beach, with a few back-up ideas. We’ll talk more details as the date gets closer.
• The Winter King Tournament is right around the corner, April 9th, and we will be getting our campgrounds and other Spit amenities in shape in anticipation of a large crowd.
• Camping officially opens at Fishing Hole, Mariner Park, and Tent Area 2 on April 1st. If the weather continues on its trend, I anticipate an early camping season.
• Staff met with Rivers Trails Conservation Assistance program staff and local stakeholders to discuss the charrette that will be held at the library on Sunday, March 20th from 10:00 AM to 3:00 PM to discuss the Western Lot Development Plan. Peter Briggs from Corvus design will in town to facilitate. This is a work session and will not be open to the general public.
• I met with the board for Homer Little League for a very productive meeting to discuss many issues. They will be ready to sign an agreement once it is ready. Opening day will be May 21st this year.
Little Free Libraries all in a row

Bishops Beach Boardwalk getting cleared of snow
Parks Technician John Wolfe clearing snow at City Hall
The City of Homer Community Recreation Division is seeing an uptick in participation and requests for new programs.

- Drop-In pickleball (4 times a week) located at the HERC
- Pickleball reservations (every day of the week various hours) located at the HERC
- Youth homeschool pickleball classes, 2-3 times a week located at the HERC
- Adult and Youth Karate (3 times a week 2-3 hours each time) located at the HERC
- Pick up Morning basketball, 3 times a week, located at HERC
- Community Kids Youth Activity every Thursday with the Center. We were able to offer some programming over spring break for 20 kids at the HERC. This included team building, sports activities, yoga, etc.

**Mask requirements lifted:** We are pleased that masking is now optional as many participants have also expressed appreciation for this. As a result we are looking at bring back some of our programs.

**Lack of Space:** Due to spring sports season in full swing we are not able to HHS gym, weight room, and mat room between the hours of 6:30am-8:30pm during the weekdays. This also includes HHS using some time/space at the Middle School. Another reason why we need the HERC or a potential replacement.

**Starfish Yoga:** With no interest from the 7-8 graders for this program we are focusing our efforts for 3-6 graders. We have already have at least 10 kids signed up so far..

**Safe and Healthy Kids Fair:** This will take place outside again on **Saturday, May 14th** at Homer High lower parking lot. If the weather is predicted to be terrible we will move inside to the commons.

**Field Use Policies, Scheduling and MOUs:** Matt Steffy and I are working on some short term MOUs for Little League, Adult Softball and high school softball.

**Summer Planning:** Community Rec is planning for some youth flag football, ultimate Frisbee, pick up soccer, open weight room, pick-up basketball and volleyball (HERC), Zumba, Dance Camp, etc. I may be creating a short Recreation Catalog to print and distribute as well. There may be a special event with HCOA celebrating the skateboard ramps sometime in July. More details to come.
Memorandum

TO: Parks, Arts, Recreation & Culture Advisory Commission
FROM: Mike Illg, Recreation Manager
DATE: March 8, 2022
SUBJECT: City Council Action Related to PARCAC for March 17 Meeting

The following City Council resolutions and ordinances activity relevant to the Park, Arts, Recreation and Culture Advisory Commission since the last PARCAC meeting on February 17, 2022

February 17th

Resolution 21-073, A Resolution of the City Council of Homer, Alaska Updating the City of Homer Gift, Donation, and Art Policies, Procedures, and Guidelines to add a section on Murals, and Amend Language and Processes Postponed to March 29, 2022 meeting.

Resolution 22-016, A Resolution of the City Council of Homer, Alaska Adopting the City of Homer Wayfinding and Streetscape Plan. Venuti. VOTE: NON OBJECTION: UNANIMOUS CONSENT
Month of March GYM updated 3-8

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KID'S

SPBHS & Community Recreation Present:
Activities For Youth aged 6-12

SPRING BREAK— March 4th, 7th, 8th, 9th, 10th & 11th
At the HERC Building
From 12pm until 3:30pm

Attendance is Limited
Contact Rudy at (907)-235-9248
For Details or to Sign Up
Memorandum

TO: PARKS, ART, RECREATION AND CULTURE ADVISORY COMMISSION
FROM: RENEE KRAUSE, CMC, DEPUTY CITY CLERK
DATE: MARCH 9, 2022
SUBJECT: UPDATED AND REVISED GIFT, DONATION, AND ART POLICIES, PROCEDURES & GUIDELINES

Background:

Several months ago the Commission took on the task of updating the Gift, Donation and Art Policies Procedures and Guidelines document to address murals and processes regarding donations or gifts of park benches and other items of real property. This document was submitted to the City Manager and City Attorney for review and the City Attorney had several concerns in relation to the acceptance of murals.

The City Manager under the advisement of the City Attorney has amended the proposed language under the mural policy section.

Please review the entire document and make any additional recommended amendments as required.

Recommendation
MAKE A MOTION TO ADOPT THE REVISED AND UPDATED POLICY AND FORWARD TO CITY COUNCIL THROUGH THE CITY MANAGER FOR APPROVAL AT THE NEXT COUNCIL MEETING.
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INTRODUCTION

The Parks, Art, Recreation and Culture Advisory Commission (Commission) is charged with the responsibility of evaluating the suitability of proposed donations of artwork, gifts, or real property and making recommendations to the City Council as to whether or not to accept the proposed donation as a gift. If accepted, the donated work donation becomes the responsibility of the City of Homer, which will be inventoried, insured, maintained and repaired in accordance to these policies, by Homer City Code and Alaska State Law.

DEFINITIONS

"Gifts" are personal or real property that is donated, devised or bequeathed with or without restrictions to the City of Homer. Gifts can be actual artwork, real property for placement of artwork or funds for the acquisition of artwork, amenities for parks, trails and beaches such as benches, playground equipment, bleachers, etc.

"Gift Policy" is the policy that identifies the procedure and criteria for reviewing proposed gifts of artwork to the City of Homer.

"Accession Policy" is the policy that defines an orderly and consistent process for reviewing artwork for acceptance into the Municipal Art Collection insuring that the collection is comprised of artwork of the highest quality.

“Accession” is to accept artwork into the Municipal Art Collection

“Deaccession Policy” is the procedures that are implemented to remove an item from the Municipal Art collection.

(Reso-10-80, 2011.)

“Commission” means the Parks, Art, Recreation, and Culture Advisory Commission which is responsible for advising on all City of Homer Parks, Beaches, Trails, Recreation, Art and Culture.

“Public places” means places within the City limits of Homer, which are visible and accessible to the public.

“Commercial” means words or images used elsewhere in the marketplace for the purpose of promoting a particular business, product, service, cause, place or brand.
“Commercial Element” means art that by virtue of its location or proximity to a business may serve a minimal commercial purpose. If that art were in a different location, it would be considered pure art and not commercial in nature.

“Mural” means a picture or representation, in any type of medium, on an exterior surface of a building, structure, fence or wall.

“Preliminary Approval” means the application has been accepted, found to be in good order and complete and the proposed mural is deemed appropriate by the Commission and is recommended for Council Approval.

**ACCESSION POLICY AND PROCEDURES FOR ART**

To establish an orderly and consistent process for reviewing artwork for acceptance into the Municipal Art Collection ensuring that the collection is comprised of artwork of the highest quality.

**Definition**

Accession is to accept artwork into the Municipal Art Collection.

**POLICY**

1. Accession procedures insure that the interests of all concerned parties are represented including the Parks, Art, Recreation and Culture Advisory Commission, the Public, the Artist, the Arts Community and the City of Homer.

2. Artwork shall be distinctive artistic merit and aesthetic quality and will enhance the diversity of the Municipal Art Collection and the City of Homer.

3. Artwork shall be appropriate in and for its site, scale, material, form, and content for both its immediate and general social and physical environment.

4. Artwork shall be reasonably durable against theft, vandalism, weather, and excessive maintenance costs.

5. Accession implies the responsibility to preserve, protect, and display the artwork for public benefit.
6. Accession implies a work's permanency within the Municipal Art Collection, providing that the work retains its physical integrity, identity and authenticity.

7. Artwork will be acquired without restrictions as to its future use and disposition except as provided in contracts with artists.

8. Artwork will be accessioned into the City of Homer's Municipal Art Collection only upon completion of all facets of the Commissioning or purchasing contract and final approval of City Council.

9. Each accessioned work into the Municipal Art Collection will be documented to the fullest extent possible, including artist's last known address and when available, a photograph.

10. The artist's signed contract or release transferring title for the artwork and clearly defining the rights and responsibilities of all parties will accompany every accessioned work and shall be in the documented records of the work.

11. In the case of inter-agency or inter-local agreements a copy of the agreement and signatures of all parties will be kept in the office of the City Clerk.

12. Accession results from projects and purchases generated as part of the Municipal Art program except in case of donations which will be reviewed in accordance with the City of Homer Public Arts Committee policy on gifts and if accepted will be accessed pursuant to this accession policy. (Reso. 10-80, 2011.)

**DE-ACCESSIONING PURCHASED AND DONATED ITEMS OF ART**

The City has the responsibility for conserving the collection, and because the disposal of artworks may have serious implications for the artists, removing the items from the collection should be a deliberate and seldom-used procedure. It is the policy of the City not to dispose of works simply because they are not currently in fashion and not to dispose of works whose worth might not yet be recognized.

**Purchased or donated items which have been accepted into the Municipal Art Collection will be de-accessioned only at the direction of the Staff, Commission or City Council, which shall consider the recommendations and comments received from departments, Commission, Council or the public. City Council will be advised of artwork that is de-accessioned by Memorandum**

The City will comply with all regulations pertaining to de-accessioning of art items. If documents provide for de-accessioning, such documents will determine the method and
manner of the de-accessioning.

Examples of situations where de-accessioning would be considered include:

a. The item(s) has deteriorated beyond a reasonable means of conservation or in deteriorating, has lost its usefulness.

b. The authenticity, attribution, or genuineness of the item(s) is determined to be false or fraudulent.

c. The item(s) is redundant or is a duplicate that has no value as part of a series.

d. The item(s) is located in an area where jurisdiction will be transferred to another entity or is made inaccessible to the public.

The Parks, Art, Recreation and Culture Advisory Commission may recommend any of the following courses of action as a result of a deaccessioning review. The Commission shall not be limited to these courses of action and may suggest new methods as may be demanded by a particular set of circumstances:

a. Relocate the work of art. This course of action shall be given highest priority

b. Remove the work from display and maintain in a safe storage

c. Yearly City Surplus Sale

d. Private sale

e. Exchange for another work by the artist

f. Gifting the piece to a non-profit organization

g. Recycling

Destruction of the item(s) may be considered where the physical condition of the work is severely deteriorated or will be irreparably damaged by the de-accessioning process. In appropriate instances, appraisals of the item(s) to be de-accessioned will be sought from outside sources.

GIFT AND DONATION ACCEPTANCE POLICY

Purpose
To identify a procedure and criteria for the Parks, Art, Recreation and Culture Advisory Commission to review proposed gifts or donations of artwork or real property, artwork or items.

Definition
Gifts are personal or real property that is donated or bequeathed with or without restrictions to the City of Homer for actual artwork, property for placement or funds for the acquisition of artwork.

Policy
1. The Parks, Art, Recreation and Culture Advisory Commission will review all proposed gifts or donations as defined above and will evaluate the suitability of proposed gifts or donations and make recommendations to the Homer City Council in accordance with Homer City Code which allows acceptance of donations.

2. Each proposed gift or donation will be reviewed for the following:
   a. Aesthetic Quality - The proposed gift or donation has significant aesthetic merit.
   b. Appropriateness of Chosen Site or Location - Scale of artwork proposed gift or donation is appropriate for the site including relationship between the artwork proposed item and the site and possible obstacles of the site.
   c. Restrictions from the Donor - Any restrictions must be clearly identified and may be a factor in determining whether the City should accept the proposed gift or donation.
   d. Originality of Artwork - works of art must be one of a kind or part of an original series, reproductions of originals are not considered eligible for acceptance.
   e. Relationship to the Collection as a Whole - The Public Arts Committee Commission is committed to creating a diverse collection of works of art. The proposed gift or donation must be compatible with the Municipal Art Collection without being overrepresented.
   f. Technical Feasibility - The realistic ability for the proposed project to be built and or installed as proposed in the selected location.
   g. Technical Specifications - The Public Arts Committee Commission must review the actual work, if available, or a scale drawing and or model consisting of site plans and elevations describing the following:
      i. Surrounding site conditions if applicable
      ii. Dimensions
      iii. Materials and finishes
      iv. Colors
      v. Electrical, Plumbing, or other utility requirements
      vi. Construction and installation method
      vii. Additional support material such as text verbally describing the artwork or item and specifications, models, or presentation drawings by a licensed engineer may be required.
   h. Budget - Cost to manage the project, prepare the site, deliver and or install the work, funds for signage/recognition, and any other cost should be disclosed by the donor in a budget. The Commission will determine to the best of their ability if the costs are accurate and realistic and that the donor has clearly delineated responsibility for all costs associated with the project.
   i. Timeline - Expected timeline for donation or installation should be proposed by the donor. The Commission will determine if the timeline is realistic.
   j. Durability - Expected lifetime and staying power of the material used to create the
proposed gift or donation especially if set in the out of doors or in a non-archival exhibition setting and exposed to the elements.

k. Warranty - The donor agrees to be responsible for a warranty period of one (1) year from the date of final installation of the artwork gift or donation, to insure the integrity of the material, fabrication and installation when installed in or on a city owned facility or property.

l. Vandalism and Safety - The artwork proposed gift or donation will not be prone to vandalism or pose a safety hazard.

m. Maintenance and Preservation - Donor’s agreement to provide a technical and maintenance record including a plan for routine care with estimated costs. The donor must indicate if there are any unusual or ongoing costs to maintain artwork the gift or donation.

3. Donors proposing gifts will be informed of the importance of the above criteria in the PARC Advisory Commission’s consideration.

4. The Parks, Art, Recreation and Culture Advisory Commission will have final authority through the City Manager to review and recommend to Homer City Council to accept or reject the proposed gift or donation donated artwork.

5. All gifts of artwork that are recommended for acceptance will only be accessed into the Municipal Art Collection pursuant to the Accession Policy. (Reso. 10-80, 2011.)

PROCEDURE TO PROPOSE A GIFT OR DONATION OF ARTWORK TO THE CITY OF HOMER

Process

The Parks, Art, Recreation and Culture Advisory Commission will review all proposed gifts according to the Gift and Donation Acceptance Policy. They will evaluate the suitability of the proposed gift or donation and make recommendations to the Homer City Council through the City Manager.

In order to provide the Commission with the information necessary to evaluate the proposed artwork gift or donation in accordance with the Gift and Donation Policy and Accession Policy the potential donor or donor’s representative must complete the Gift Proposal Application and submit to the City of Homer, City Clerk’s Office.

Presentation to the Parks, Art, Recreation and Culture Advisory Commission

If applicable the donor will be scheduled to present his or her proposal to the Commission at the next regular meeting. The donor is expected to present the actual artwork or item or...
model and or scale drawings of the proposed gift or donation piece with the application. If it is not possible depending on the artwork gift or donation a photograph may be accepted upon approval of a majority vote of the Commission.

The Parks, Art, Recreation and Culture Advisory Commission will review the proposal, consider the presentation and make a recommendation at the meeting. If the proposal materials do not give the Commission enough information to make an educated recommendation they may request to postpone recommendation until further information is provided by the donor.

MURAL POLICY GUIDELINES AND PROCEDURES

Murals which are non-commercial, contain no advertising copy and do not function as an advertisement are allowed, subject to review by the Parks, Art, Recreation & Culture Advisory Commission (Commission) and final approval by the City Council. These guidelines are provided to assist mural applicants through the process prior to presentation and recommendation by the Commission to City Council.

PURPOSE:

To define the process used by the City when it desires to install murals in or on public places or property. The City of Homer (City) understands the importance of art in public places and the role that murals play in preserving our culture, conveying the history of our community, beautifying the city and advancing the arts.

The City will procure the placement of murals on City owned property through a competitive solicitation that will be publicly advertised along with procedures for review of artist’s submissions and specifications the artist must respond to for consideration of acceptance to install the solicited mural.

Artists responding to a City solicitation must enter into a form of contract, including the transfer and release of any and all artistic rights in the artistic work.

The City, in any solicitations for a mural, shall reserve the right to reject any and all proposals.”

GENERAL GUIDELINES:

The emphasis of the murals will be on “artistic expression” and must not include an advertisement or be commercial in nature. This will in no way limit or restrict the artist’s right
to include speech and/or artistic expression in a mural that is not commercial as defined above. All murals must comply with City ordinances that prohibit indecency or obscenity in public.

Murals shall not contain, including but not limited to, copy, lettering, symbols or references directly to the promotion of any product, business, brand, organization, service, cause or place. Murals may contain limited commercial elements so long as they are not considered commercial speech with the purpose of promoting a commercial transaction. For those mural applications that may contain limited commercial elements, the Commission will ask the question—“If the business on which the mural is located were to move, would the mural still be good quality art and something the community would want to remain?” If so, the mural is not considered commercial speech or advertisement but rather pure art.

Murals shall not be merely an extension or enlargement of a sign. If the theme of the mural is to promote a business, brand, organization, service, cause or place, it shall meet all requirements of the City of Homer Municipal Code regarding signage. If the proposed mural is determined to be commercial in nature and is therefore deemed by the Commission to be a form of advertisement, the Mural Application will be referred to the City of Homer Planning Department for review.

Not more than 1% of the mural will contain the name of a sponsor and/or sponsor product likeness. The artist’s signature shall not be more than 1% of the mural.

Mural artists will be required to demonstrate their ability and experience to create high quality, well-designed and well-executed murals and/or art. The artist must provide the Commission a portfolio of work that is reflective of the style of the proposed mural. This will be used to help determine whether the artist will be able to uphold the standards for quality art within the City of Homer. For those artists without a portfolio of work, the Commission will consider other presented forms of art that demonstrate an ability to create a quality mural. There is no reference in HCC18.07 regarding artist ability or a definition of artist, master artist but does refer to AS35.27.010. I reviewed the state statutes and they do not define or describe this either however they do have a definition or description for master artist as follows in 20 AAC 30.985 Definitions. (8) “master artist” means a recognized traditional visual artist, master crafts worker, musician, dancer, storyteller, or singer which we could reference. It is standard in RFQs or Calls for Artists to request a sampling of their work from prior commissions, etc.

New murals erected without receiving proper approval and that did not go through the Mural Application and Approval Process, will be required to retroactively go through the Process. Property owners will have 30 days after receiving notification to submit a mural application after which the mural will be deemed a sign and subject to all permitting requirements outlined in HCC Title 21.60. The retroactive mural applications will be required to comply with
all Mural Policy Guidelines and Procedures and must receive City Council approval. Murals that fail to be approved will be removed within 30 days after the denial at the property owner's expense.

MURAL APPLICATION AND APPROVAL PROCESS:

STEP 1: Muralist(s) must obtain an application from the City Clerk's Office or online on the City website. The time required to process a mural application will vary but will be a maximum of 90 days, not including city recognized holidays or weekends, from application submittal.

The application will provide information to the City regarding location, size, concept and content of the mural, type of paint/media, owner of the building where the mural will be located, artist(s) name(s), dates of application, individuals who will be responsible for maintenance (if any).

The application must be signed by the individual/group proposing to place the mural, as well as the property owner where the mural will be placed and submitted to the City Clerk's Office along with a sketch, rendering or photo of the proposed mural.

A sampling of a portfolio of work that is reflective of the proposed mural is to be included with the application if there is a known artist. The Commission will use the portfolio samples of work to help determine whether the selected artist has the technical skill and ability to produce a quality mural within the City of Homer.

If the artist is unable to provide a portfolio of work, at a minimum, the artist will be required to provide evidence of artistic talent that satisfies the Commission as to the skill and ability of the artist to create a mural that is of good quality.

If no artist is selected or commissioned at the time of application and the applicant(s) will be issuing a Request for Qualifications or Request for Proposals, a member of the Commission is to sit on the selection committee or be involved in the artist selection process for the proposed mural.

STEP 2: The application, mural rendering and portfolio will be reviewed by the Planning Department and then forwarded to the Commission for review at their next regularly scheduled meeting from date of submission. A special meeting may be scheduled by the Commission to accommodate the review and approval deadline dependent on the proposed project. The review will be conducted to assure compliance with these guidelines, and the ability of the artist(s) proposing the mural to produce a quality mural.
STEP 3: After review and acceptance of the artist’s body-of-work mural application, the Commission will forward a recommendation to the City Council for consideration at their next regular meeting which is the final step in the process. City Council will issue their approval or disapproval. The City Clerk’s Office will contact the applicant regarding the final decision of City Council the Commission in writing.

In the event that City Council or the Commission does not approve the proposed mural recommendation, revisions can be made to the proposed content or concept of the mural for re-application and submittal to the Commission.

MURAL AGREEMENT:

Following approval by the Commission, whether the mural will be placed on public or private property, the property owner and applicant(s) will be required to provide evidence of a proposed agreement which identifies the terms and conditions under which the mural will be applied. These terms and conditions include, but are not limited to:

- Specifications regarding the mural (location, size, concept and content of the mural, type of paint/media used to create the mural)
- Right of Way Permit if necessary
- Identification of ownership of the mural/image and use thereof if not artist’s own creation
- Expected timeframe for completion
- Long term mural maintenance and responsibility (if needed)
- Circumstances under which the mural may be removed by the City and/or property owner (i.e. lack of maintenance or in disrepair)
- Proof of Liability Insurance; and
- Landscape removal and replacement or protection, if any.
- Execute a Assignment and Transfer of Copyright and Waiver of Moral Rights in Artwork Agreement

The proposed agreement will be provided to the Commission for the review process and will be submitted to City Council along with the recommendation of the Commission.

FINAL INSPECTION AND ACCEPTANCE:

The City reserves the right to inspect the mural during installation and upon completion to ensure that the final product is in compliance with the approved mural application. Should it be found that the mural is not in compliance, the artist and property owner applicant(s) will be notified and given 30 days to remedy the issue(s). Should the property owner applicant(s) and/or artist fail to make the necessary corrections, the mural will be deemed out of
compliance and will be removed at the expense of the property owner applicant(s) and/or artist.

PRESERVATION OF THE MUNICIPAL ART COLLECTION

1. Registry
The City’s art collection will be catalogued and a registry maintained by the City Clerk’s Office. Each entry will include:
   a. Name and contact information for the artist
   b. Title of the work, date created, dimensions
   c. Photographs of the work
   d. The artist’s cleaning and maintenance recommendation;
   e. An artist’s statement regarding the work, if possible.
   f. An identification number ________ (year installed), _______ consecutive number (for example: 2006-#21). This number will also be affixed to the piece of art or to its label.
   g. Exact location of the artwork.
   h. Techniques and materials used in creating the artwork.

The registry will be bound and stored in the City Clerk’s Office. The City will also provide an official label for each piece of art that will be consistent in style and material. Information contained will reflect the following:
   - Color Photo of artwork
   - Artist Name(s)
   - Title of Artwork
   - Year Completed/Date
   - Medium Used
   - Size/Dimensions
   - Location
   - Physical Description of the piece
   - Short Summary about the Artist
   - Summary Comment on the artwork

The City Clerk’s Office will maintain the electronic collection on the Commission webpages within the City of Homer website. This will be updated periodically with new submissions to the collection.

Inspection and Maintenance of Artwork

All building and grounds supervisors will be instructed to inform the City Clerk’s Office if vandalism is observed or the artwork requires maintenance. All cleaning and maintenance will follow the instructions provided by the artist donor. If the artwork requires extensive repairs, the City will make a good-faith effort to obtain advice from the artist or professional entity knowledgeable in such repairs. If no information is forthcoming, the
City may proceed with its best practice.

ENCOURAGING ADDITIONAL PUBLIC AND PRIVATE ART IN PUBLIC SPACES, AND PROMOTING PUBLIC AWARENESS AND APPRECIATION FOR THE MUNICIPAL ART COLLECTION

Ordinance 02-25(A) encourages the addition of private money into the public art program. Any art purchased with such funds will be owned 100% by the City of Homer and the City will have responsibility for selection, installation, maintenance and repairs.

The Parks, Art, Recreation and Culture Advisory Commission will be a resource for business owners who wish to include art in their business location.

The Parks, Art, Recreation and Culture Advisory Commission will endeavor to obtain buy-in from affected city departments and a wide variety of governmental and non-governmental organizations, as required, to ensure the successful implementation of the public art policy.

The Commission will work to establish partnerships with private funders to help the art policy proponent’s work with and advise patrons who are funding public-art projects privately. This will help guarantee that these projects meet a set of agreed-upon requirements and fulfill the goals and vision set forth in this policy.

The Parks, Art, Recreation and Culture Advisory Commission will identify alliance opportunities with institutions, organizations, and the public, and:

- Partner with them to publicize and discuss how public art can help further the mission of their specific organization.

- Raise support among the press to help the fundraising efforts to educate and inform the public about the many different types of public art, and the wealth and ability of the local arts community.

- Keep the information flowing about the progress of any public art initiatives.

The Parks, Art, Recreation and Culture Advisory Commission, with the assistance of users, will plan an installation ceremony upon completion of each capital project. Costs for this event will be from the annual budget or underwritten by donors.

The Parks, Art, Recreation and Culture Advisory Commission will plan events and promotional tools that invite residents and visitors to enjoy the City of Homer art
FUNDING FOR THE MUNICIPAL ART COLLECTION

A public art fund is established in accordance with Homer City Code 18.07.090, Public Art Fund, as a separate, interest bearing account in the city general fund to receive money for the public art program from the following sources:

1. Funds for public art fees received from private development.
2. Funds donated to the city for public art.
3. Other funds appropriated by the City Council for public art.

Money in the public art fund shall be used solely to pay the costs of selecting, commissioning, acquiring, installing, maintaining, public education regarding, administrating, removing and insuring the works of public art, and any other expense related thereto.

Interest earned on money in the public art fund shall be deposited in the public art fund.

The public art fund is administered by the City with the advice of the Parks, Art, Recreation and Culture Advisory Commission.

- The Commission shall prepare a plan annually for expenditures from the public art fund for approval by the City Council. (Ord.09-51(A), §1, 2009.)
- Encourage the addition of private money into the public art program. Any art purchased with such funds will be owned 100% by the City of Homer and the City will have responsibility for selection, installation, maintenance and repairs. (Ord. 02-25(A), 2002.)
Memorandum

TO: PARKS ART RECREATION & CULTURE ADVISORY COMMISSION
FROM: RENEE KRAUSE, MMC, DEPUTY CITY CLERK II
DATE: MARCH 9, 2022
SUBJECT: DONATION OF ART TO THE CITY MUNICIPAL ART COLLECTION

This item was postponed by the Commission at their regular meeting on February 17, 2022 to allow for confirmation from the artist regarding display at various municipal offices since it was indicated that the artist desired to have their work displayed solely at the Library.

Deland Anderson responded to the Clerk that it was okay for the work to be displayed in other locations and facilities governed by the city.

RECOMMENDATION

Make a motion to forward a recommendation to City Council that the donation be accepted into the Homer Municipal Art Collection to be display for a designated period of time at the Homer Library and then at additional Municipal facilities as appropriate.
CITY OF HOMER
GIFT/DONATION PROPOSAL
APPLICATION

PLEASE TYPE OR PRINT CLEARLY AND MAKE YOUR RESPONSES COMPLETE AND THROUGH.

DATE 10 November 2021
CONTACT PERSON Deland Anderson
ORGANIZATION IF APPLICABLE
ADDRESS 134 Mountain View Dr.
PHONE 907 235 7804
EMAIL deland@xyz.net

TELL US WHY YOU WISH TO DONATE THIS TO THE CITY OF HOMER?
The Homer Public Library seems to be the perfect permanent home for this pair of paintings. They hung in the library throughout the past year or so, and I would like them to stay.

PLEASE COMPLETE THE APPROPRIATE SECTIONS RELATED TO YOUR DONATION.
TITLE OF ARTWORK Seven Samurai, Pleiades
ARTIST(S) NAME Deland Anderson
YEAR COMPLETED 2018
DIMENSIONS 48"X18", 62"X27"
MATERIALS USED TO CREATE ARTWORK Acrylic on canvas, tempera on canvas

PHYSICAL DESCRIPTION OF THE PROPOSED DONATION--
This is a pair of original paintings, depicting nearly identical images, but in different scale. They are meant to be exhibited together for aesthetic reasons: the subtle differences between the two pieces give the viewer's and an opportunity to reflect on their sameness.

NARRATIVE DESCRIPTION OF THE PROPOSED DONATION- TELL US THE STORY BEHIND THE PIECE OR SIGNIFICANCE -
Seven Samurai was the anchor for a show I put together in 2019 called the Landscape of Medusae. It spun out the whimsical theme of jellyfish as landscape. It was exhibited at Alaska Pacific University and received good acclaim. Most of the pieces have sold. But I still have this pair and they were on exhibit in the Homer library during 2020-21. The piece Seven Samurai and its companion, Pleiades, originated with a whimsical thought: what if the stars were jellyfish? The Seven Sisters, as the constellation is sometimes known, became seven moon jelly clones in my mind. I strove to capture the beautiful subtle light of this constellation as well as the mindful symmetry it displays. Doubling the composition emphasizes the unique biology of jellyfish--they are able to clone themselves in perpetuity and organize as a colony. To me that is very much like a stellar constellation.
IS THE PROPOSED PIECE ONE OF A KIND? Yes  IS THE PIECE PART OF A SERIES, LIMITED OR OTHERWISE? No
IF SO, AN EDITION OF HOW MANY? N/A  IS THE PIECE COMPLETED? Yes  IF NOT WHEN IS THE
EXPECTED COMPLETION DATE? N/A  WHAT IS THE CURRENT CONDITION OF THE PIECE? Pristine

PROPOSED SITE OR LOCATION
DO YOU HAVE A SITE(S) IN MIND FOR THE PLACEMENT OF THE PIECE? IF SO WHERE?
Yes. The Homer Public Library. As mentioned above this pair of paintings hung in the library for more than a year. Staff have commented on how fond they have become of them. They originally were meant to dovetail into an educational program spearheaded by Claudia Haines on marine life, I believe. In any case, the longer the pieces were in the library, the more they seemed to belong there. For many reasons. Here are a few that come to mind. They are quiet-blue concentric circles arranged in a simple pattern.
IS THIS A CITY OWNED PROPERTY IF NOT WHO OWNS THE PROPERTY? Yes

WHAT IS THE RATIONALE FOR SELECTING THIS/THESE LOCATION(S)?
As stated above. Also, my artwork is meant to be educational as well as pleasing. Over the years I have taught literally thousands of children and adults in Homer and around bush Alaska the technique of dot painting and its cultural value. The Homer Public Library is a keystone institution in our community. It is fitting that such an institution in such a town as ours promote local art that is appropriate to all ages and without political messaging.
ARE YOU AWARE OF ANY PERMITS OR PERMISSIONS THAT MAY BE REQUIRED? None

TECHNICAL SPECIFICATIONS
DESCRIBE HOW THE PIECE IS CONSTRUCTED OR MADE. PLEASE INCLUDE ANY DOCUMENTATION AT THE END OF THIS APPLICATION. As I mentioned above, they are paintings on canvas, framed and ready to hang.

HOW IS THE PIECE TO BE PROPERLY INSTALLED? Hung on a hook on the wall

DOES THE PIECE REQUIRE ELECTRICITY, PLUMBING OR OTHER UTILITY HOOKUPS? No

WHO WILL BE INSTALLING THE PIECE? I will with the assistance of library staff.
WHAT IS THE EXPECTED LIFETIME AND STAYING POWER OF THE MATERIALS USED IN CREATING THE PIECE?

Acrylic paintings have been around for a century or so. They seem to hold up quite well, if kept dry and out of direct sunlight. Tempera paintings have been around much longer and are known to last hundreds of years if kept dry and out of direct sunlight. The limiting factor of these paintings is not the paint but the substrate. Canvas is considered a permanent substrate for paintings, but it is not the most durable of all kinds of painting substrates.

WHAT MAINTENANCE IS REQUIRED AND HOW OFTEN?

Dust with feather duster once a year

PLEASE IDENTIFY ANY SPECIFIC MAINTENANCE PROCEDURES AND OR EQUIPMENT AND THE ASSOCIATED COSTS: none

WHAT PRECAUTIONS HAVE BEEN TAKEN TO GUARD AGAINST VANDALISM IF ANY?

Just keep them in view and out of reach, and they'll be fine.

WHAT STEPS HAVE BEEN TAKEN TO ASSURE THIS PIECE WILL NOT PRESENT A SAFETY HAZARD?

If they are hung with proper hooks, they won't be an issue.

BUDGET

PROJECT MANAGEMENT FEES $__________ INSURANCE $__________

ARTIST’S FEES $__________ UTILITY HOOKUP $__________

PURCHASE PRICE PERMITS $__________ DELIVERY $__________

STRUCTURAL $__________ INSTALLATION $__________

ENGINEERING SITE $__________ SIGNAGE $__________

PREPARATION OTHER $__________ RECOGNITION $__________

COSTS NOT LISTED $__________ DESCRIPTION No money required

DATE PIECE WAS LAST APPRAISED? ____________________________

WHAT IS THE VALUE OF THE PIECE OR ESTIMATED MARKET VALUE IF NO APPRAISAL WAS DONE?

Seven Samurai, $1,000, Pleiades, $1,900.

TIMELINE

WHAT IS THE TIMELINE FOR THE COMPLETION OR INSTALLATION OF THE PIECE? IDENTIFY THE DIFFERENT STAGES AND DATE GOALS TO PREPARE THE PIECE FOR DONATION ASAP

________________________________________________________________________

________________________________________________________________________
RESTRICTIONS
ARE THERE ANY KNOWN COVENANTS, REQUIREMENTS OR RESTRICTIONS THAT COME WITH THE PIECE? no

WHAT EXPECTATIONS DO YOU HAVE FOR THE CITY OF HOMER IN ACCEPTING THIS ARTWORK? display it in the library

COMMUNITY INVOLVEMENT
WAS THERE ANY COMMUNITY OR USER INVOLVEMENT IN SELECTING THE RECOMMENDED LOCATION? Staff and Friends of the library have expressed interest in having them permanently.

PLEASE INCLUDE ANY LETTER(S) OF SUPPORT FOR THE PROJECT OR PROPOSED DONATION.

APPLICANT MUST SUBMIT THE FOLLOWING SUPPORTING DOCUMENTATION WITH THIS APPLICATION.
_____ AN RESUME OR BIO FROM THE ARTIST WHO CREATED OR WILL CREATE THE ARTWORK.
_____ FIVE TO TEN IMAGES OF PAST WORK FROM THE ARTIST. THESE CAN BE PHOTOGRAPHS.
_____ THREE TO FIVE CLEAR IMAGES OF THE PROPOSED ARTWORK
_____ SCALE DRAWING/MODEL OF THE PROPOSED ARTWORK
_____ IF YOU HAVE A SITE(S) IN MIND PLEASE INCLUDE PHOTO AND DESCRIPTION OF THE SITE(S) AND A SCALED DRAWING OF THE PROPOSED ARTWORK IN THE RECOMMENDED LOCATION.
_____ A COPY OF A FORMAL APPRAISAL IF AVAILABLE
_____ TECHNICAL SPECIFICATIONS, MAINTENANCE MANUAL OR DRAWINGS/RECOMMENDATION FROM STRUCTURAL ENGINEER.

APPLICATIONS ARE TO BE SUBMITTED TO:
THE CITY OF HOMER
CITY CLERKS OFFICE
491 E. PIONEER AVENUE
HOMER, AK 99603
OR YOU MAY SUBMIT VIA FAX AT 907-235-3143 TO SUBMIT VIA EMAIL PLEASE SEND TO clerk@ci.homer.ak.us
IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO CONTACT THE CLERK’S OFFICE AT 235-3130.
Memorandum

TO: PARKS, ART, RECREATION & CULTURE ADVISORY COMMISSION
FROM: LIBRARY ADVISORY BOARD
DATE: FEBRUARY 2, 2022
SUBJECT: DONATION OF ART TO THE CITY MUNICIPAL ART COLLECTION

At the Library Advisory Board’s January 18th regular meeting, the board reviewed and discussed an art donation application from Deland Anderson, who wished for the art to be housed in the Homer Public Library as a permanent display.

The attached minutes excerpt reflect the LAB’s discussion and ultimate recommendation to PARCAC.

RECOMMENDATION

Consider accepting the art donation from Deland Anderson to be added to the permanent Municipal Art Collection, with possible inclusion in the Homer Library.

Attached: LAB January 18, 2022 Regular Meeting Minutes Excerpt
The board and City staff discussed the following:

- Previous goals from 2019-2021, suggested goals in the memo, and which ones are still pressing and relevant to the LAB
- The endowment fund being one of the main goals; combination of working towards achieving the LAB funding goals for the Planned Giving Program, and defining the LAB’s role in fundraising
- How to structure their goal list; while the draft breaks it down into timelines, that may not work for them at this time, and to keep it around only three primary goals in listed form
- Setting tasks: each goal needs to have deliverables
  - Fundraising/soliciting donation goals
  - Identifying tools and resources for training on how to fundraise
  - Implementing the Planned Giving Plan and acknowledge that boardmembers will bring different skills
- Deciding on the following three goals: 1) Advocate for Library Budget, 2) Implement the Planned Giving Program for the Library, and 3) Explore opportunities with the Library to increase and improve library use by students and “fringe” user-groups
- Holding the rest of the task/deliverable discussion at the next meeting

KUSZMAUL/MCKINNEY MOVED TO POSTPONE LAB STRATEGIC PLAN/GOALS UPDATE TO THE FEBRUARY MEETING.

There was no discussion.

VOTE: NON-OBJECTION: UNANIMOUS CONSENT.

Motion carried.

Chair Finn requested Deputy City Clerk Tussey send out the draft goal notes to the board in advance as a post-meeting follow-up to ensure boardmembers have more time to think over their amendments before the next meeting.

NEW BUSINESS

A. Donation of Art to the City Municipal Art Collection
   i. City of Homer Accession, Gift, & Donation Policies & Procedures for Art
   ii. Gift/Donation Proposal Application from Deland Anderson 11/10/2021

Chair Finn introduced the item by reading the title and asked for a motion to begin discussions.

FAIR/MCKINNEY MOVED TO RECOMMEND THE PARKS, ART, RECREATION, AND CULTURE ADVISORY COMMISSION ACCEPT THE ART DONATION FROM DELAND ANDERSON AND BE PLACED IN THE HOMER PUBLIC LIBRARY PER HIS DONATION REQUEST.

There was discussion on the following:

- The art piece itself and how art lies with the beholder.
- Its history of hanging in the library as part of the Art in the Library program with Friends of the Homer Library and the donor’s request to have it remain in the library.
- The conversations Mr. Anderson had with library staff was primarily Library Director Berry explaining the City’s process for accepting art donations, which prompted the application.
• Limited wall space in the library and how some art does better in that space than other pieces.
• A suggestion of having art be a part of the library's check-out program, similar to what they do for sports equipment, sewing machines, and projectors.
• Uncertainty of having this specific art piece selected for the library itself and did not feel the applicant gave significant enough reason to justify it being exclusively placed in the library beyond the fact that it was placed there before.
• Overall support of accepting the art into the City's collection.

Boardmember Fair reiterated the process for accepting art into the City’s collection, and that whatever recommendation the LAB makes will likely be approved by PARCAC for Council’s final approval. There was discussion on whether to amend the current motion or fail it, and the potential outcome that the donor may revoke their application if it’s not guaranteed to be displayed in the library.

VOTE: YES: DOLMA
NO: FAIR, KUSZMAUL, MCKINNEY, FINN

Motion fails.

KUSZMAUL/FINN MOVE TO RECOMMEND THE PARKS, ART, RECREATION, AND CULTURE ADVISORY COMMISSION CONSIDER ACCEPTING THE ART DONATION FROM DELAND ANDERSON TO BE ADDED TO THE PERMANENT MUNICIPAL ART COLLECTION.

Boardmember Kuszmaul opined the LAB should request PARCAC consider acceptance, not that it should be accepted; she is not comfortable with saying they should accept it because they are the deciding body to make that determination based on their criteria.

Boardmember Fair voiced his disagreement, noting that they are only considering it based on the request to hang it in the library, and if it wasn’t for that fact then it would be going directly to PARCAC. He suggested their motion include some preference for the library but no guarantee that it will be permanent there. Discussion ensued on whether it should be in the library or not.

FAIR/DOLMA MOVE TO ADD A COMMA AT THE END AND SAY “WITH POSSIBLE INCLUSION IN THE HOMER LIBRARY.”

Boardmember Fair commented how that leaves it open, is a motion in the positive, and that if Mr. Anderson is not happy with the decision he can withdraw his application with no harm done.

There was discussion on the wording of the amendment.

VOTE (amendment): NON-OBJECTION: UNANIMOUS CONSENT.
Motion carried.

VOTE (main motion as amended): NON-OBJECTION: UNANIMOUS CONSENT.
Motion carried.

INFORMATIONAL MATERIALS
A. Memo 22-001 Revision of LAB’s Student Representative Term
B. LAB 2022 Calendar
I. Overview

The City of Homer Non-Motorized Transportation and Trails Plan ("NMTTP") was created by DOWL Engineers in 2004 as a planning document to guide the development of trails, paths, and sidewalks in the City of Homer. This 2022 Supplement does not necessarily replace the 2004 NMTTP. Rather, it addresses some immediate issues related to new/pending development, changing priorities, resources, and standards to facilitate sensible near-term planning and implementation of non-motorized transportation. A more comprehensive replacement NMTTP will be developed later.

This Supplement was developed by a team consisting of:
- Rob Dumouchel, City Manager
- Rick Aboud, Planning Director
- Julie Engebretsen, Deputy City Planner
- Matt Steffy, Parks Superintendent
- Aaron Yeaton, GIS Technician
- Janette Keiser, PE, Public Works Director

II. Approach

This Supplement considered possible non-motorized transportation routes from two perspectives:
- Perspective #1 – Which areas of the City, affected by recent or proposed development as well as important destinations, would benefit from new non-motorized transportation routes?
- Perspective #2 – Where were new routes needed to improve the function of existing non-motorized routes by providing connectivity or accessibility?

Perspective #1 – Which areas of the City, affected by recent or proposed development as well as important destinations, would benefit from non-motorized transportation routes?

The team identified four primary Areas of Interest, shown in Figure A. These areas were selected because of the extent to which recent development has affected, or the potential for future development could affect, the way people flow from the developments to important destinations. Further the four areas were identified as high priority due to their lack of non-motorized infrastructure as well as their proximity to schools, new residential construction, and recreational opportunities.

Area of Interest #1 – West Homer (See Figure B)

This area is currently undergoing rapid development. The City is attempting to address pedestrian access through this area by coordinating with developers involved with on-going design/construction as well as adjacent land owners. For example, West Fairview Avenue will be connected to Eric Lane, as part of a pending development. This connection should have a sidewalk/path at least on one side. Further,
discussions are underway with a landowner at the current terminus of West Fairview to develop trails across their property that would connect Fairview Avenue south to Soundview Avenue by accessing a City culvert easement.

The Reber Trail currently connects to the terminus of West Fairview Avenue, providing a popular scenic hike and transportation route to Reber Road off of West Hill Road. Trails counters have measured up to 500 people per week using this trail. The northern-most 300 feet is steep, making it very difficult for most users to climb year round, and particularly dangerous in the winter. This section needs an additional switchback to improve the accessibility of this trail.

Fairview Avenue should allow non-motorized use from Bartlett Street to West Hill Road, through a combination of widened shoulders, sidewalks and trails. Connectivity to West Hill could be through Seascape Drive.

A non-motorized route on West Hill Road should be installed to direct pedestrians and bicyclists from the Sterling Highway to the Reber Trail. This would protect non-motorized traffic from the most dangerous switchback on West Hill Road. It would also connect with the City’s non-motorized network, at Eric Lane and further north, at the Reber Trail.

The Karen Hornaday Park should be connected with a wilderness trail to a City-owned parcel on the ridge above the Park. This would provide access to, and use of, this parcel.

**Area of Interest #2 – East Homer (See Figure C)**

There has been, and continues to be, a lot of development in this area, which is home to multiple important destinations including the Quiet Creek residential subdivision, Homer High School and Glacier View Baptist Church. There are dedicated trail easements in the Quiet Creek subdivision that should connect to the existing trail system on the High School property.

There is a small connector that comes down South Slope Drive to (New) Nelson Avenue that should be developed and maintained.

There is also a dedicated easement that connects Old Nelson Avenue to the High School and the Glacier View Baptist Church and ultimately, to the existing sidewalk along East End Road. A path should be developed in this easement.
Area of Interest #3 – Town Center (See Figure D)

The Town Center consists of a mixture of land ownership, including Cook Inlet Regional Incorporated, Kachemak Heritage Land Trust, City of Homer, and various private parcels. Access is needed from east to west branching off of the existing Poopdeck Trail system. The Poopdeck Trail system is one of Homer’s most popular trails. Trail counters have measured up to 160 users/week.

ADA ramp on Poopdeck Extension Trail

Area of Interest #4 – Beluga Slough (See Figure E)

The Beluga Slough area, rich natural resources, is owned/maintained by the USFWS and the City of Homer. There is an existing boardwalk and trail that connects the Islands and Oceans Visitor Center with Bishop’s Beach Park. Numerous local natural resource agencies have expressed a high level of interest in extending the boardwalk to prevent pedestrians from straying into the slough, and its surrounding wetlands. This is because this straying adversely impacts the slough’s ecological function as well as breeding migratory birds. Also, the slough is listed as salmon habitat in Alaska’s anadromous inventory.

The goal is to ultimately connect the boardwalk from its existing location to the intersection of Lake Street and the Sterling Highway. There are two possible ways of accomplishing this. The first possible route crosses private land owned by the Aspen Hotel and sticks to the edge of the green, upland-ish areas of the slough. The second possible route is situated entirely on City property, coming off the end of East Bunnell Avenue. Multiple natural resource agencies would be interested in this route and possibly, willing and able to partner with the City in its development, including: Islands & Oceans, Kachemak Bay National Estuarine Research Reserve, and Center for AK Coastal Studies.

Perspective #2 – Where were routes needed to improve the function of existing non-motorized routes by providing connectivity or accessibility? This perspective addressed the function of trails, etc., as elements of transportation infrastructure to get to and from destinations, not just as recreational assets.
From this perspective, the following projects that would improve connectivity and/or accessibility, were identified. These projects are listed in order of priority and are shown on Figure B. Most of these routes fall within the Areas of Interest and are listed in the City of Homer Public Works Department 5-year Capital Improvement Program.

<table>
<thead>
<tr>
<th>A. Sidewalks</th>
<th>Area of Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Main Street – North of Pioneer</td>
<td>General</td>
</tr>
<tr>
<td>2. West Fairview Avenue</td>
<td>West Homer</td>
</tr>
<tr>
<td>3. Ben Walters Way</td>
<td>General</td>
</tr>
<tr>
<td>4. Svedlund/Herndon to Senior Center</td>
<td>General</td>
</tr>
<tr>
<td>5. Main Street – South of Pioneer to Sterling Highway</td>
<td>Town Center</td>
</tr>
<tr>
<td>6. Main Street – Sterling Highway to Bishop’s Beach</td>
<td>General</td>
</tr>
</tbody>
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<table>
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<tr>
<th>B. Trails</th>
<th>Area of Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Karen Hornaday Park – ADA Pedestrian Access Trail</td>
<td>West Homer</td>
</tr>
<tr>
<td>2. Upper Reber Trail grade improvements</td>
<td>West Homer</td>
</tr>
<tr>
<td>3. Old Nelson Trail</td>
<td>East Homer</td>
</tr>
<tr>
<td>4. Bishop Beach Sculpture Trail</td>
<td>Beluga Slough</td>
</tr>
<tr>
<td>5. Bishop Beach Wetland Trail</td>
<td>Beluga Slough</td>
</tr>
<tr>
<td>6. Beluga Slough Boardwalk Extension</td>
<td>Beluga Slough</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>C. Paths</th>
<th>Area of Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. East Fairview Avenue</td>
<td>East Homer</td>
</tr>
</tbody>
</table>
City of Homer: Pedestrian Features and Connectivity Gaps

Figure A
Figure B

Legend

- Area of Interest
- Future Sidewalk
- Existing Sidewalk
- Proposed Sidewalk
- Existing Trails
- Proposed Trail
- Crosswalk

Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Additional Points of Interest:
- Reber Trail Re-Route
- Reber Trail
- Fairview Ave
- Rangeview Ave
- Soundview Ave
- Crittenden Trail
- West Homer Elementary
- Homer Middle School
- Karen Hornaday Park
- C.O.H. Parcel: Natural Area
- Pratt Museum Trails
- Middle School Trails

Measurement:
- 1,000 Feet

Legend Key:
- Area of Interest
- Future Sidewalk
- Existing Sidewalk
- Proposed Sidewalk
- Existing Trails
- Proposed Trail
- Crosswalk

Scale:

1,000 Feet

Legend:
- Area of Interest
- Future Sidewalk
- Existing Sidewalk
- Proposed Sidewalk
- Existing Trails
- Proposed Trail
- Crosswalk

Source:
- Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community
Memorandum

TO: PARKS ART RECREATION & CULTURE ADVISORY COMMISSION
FROM: RENEE KRAUSE, MMC, DEPUTY CITY CLERK II
DATE: MARCH 9, 2022
SUBJECT: DONATION OF PROPOSED MURAL FOR PLACEMENT ON THE HOMER AIRPORT

Following is the application received from the Bunnell Street Art Gallery for a proposed donation of a mural reflecting the role of peatlands.

In reviewing the application the following points should be noted:

1. This mural can be consider interpretive signage rather than art as it does not fall under the common definition of art.
   a. Interpretive Signage - a sign providing information that interprets a natural, historical or cultural resource, event or site. Such signs are located usually on sites directly related to the information contained in the sign.
   b. Art - a visual object or experience consciously created through an expression of skill or imagination.

2. The City of Homer does not own the airport it is a leased from the State and that lease is set to expire in 2023.
   a. The City would be required to obtain the permission from the State of Alaska to modify the building. Attaching permanent displays to the structure is a modification in accordance with the lease.

3. There was no comment from Public Works - Maintenance at this time in regards to installation and providing electrical requirements.

RECOMMENDATION

Discuss the proposed mural. Make a motion to recommend City Council approve or not accepting the donation of the peatland mural with desired location of __________.
DATE  March 8, 2022

CONTACT PERSON TITLE  Asia Freeman, Artistic Director

ORGANIZATION IF APPLICABLE  Bunnell Street Arts Center

ADDRESS  106 West Bunnell, Suite A, Homer, asia@bunnellarts.org

TELL US WHY YOU WISH TO DONATE THIS TO THE CITY OF HOMER?  The Peatland Mural will introduce neighbors and visitors to these special wetlands through art in order to build familiarity, care and preservation for generations to come. Peatlands have gained global recognition as top priority habitats in the face of climate change because they absorb carbon from the atmosphere and store it away. This mural will help people understand how carbon is found throughout the ecosystem, but also in our atmosphere where it is trapping heat and driving climate change.

PLEASE COMPLETE THE APPROPRIATE SECTIONS RELATED TO YOUR DONATION.  TITLE OF ARTWORK  Peatlands Mural

ARTIST(S) NAME  Kim McNett

YEAR COMPLETED  2023

DIMENSIONS  2 panels each of two panels are 6 feet by five feet

MATERIALS USED TO CREATE ARTWORK  Artwork will be digitally assembled and printed on Custom High Pressure Laminate (CHPL) graphic panels manufactured by Fossil Industries Inc. combining the most advanced graphic imaging with the proven durability of High Pressure Laminate.

PHYSICAL DESCRIPTION OF THE PROPOSED DONATION  The mural will be presented on 2 high pressure panels 1/2 inch thick, self-supporting and wall-mounted with brackets provided by the manufacturer without visible hardware.

NARRATIVE DESCRIPTION OF THE PROPOSED DONATION  The Peatland Mural is a public art installation conceived specifically for the the Homer Airport terminal with the intention of being a broadly accessible, educational and aesthetic enhancement to the Airport exterior. The outdoor airport location is an ideal setting for this opportunity to engage viewers with the roles of carbon emission in relation to our immediate natural landscape. The airport itself is built atop peatlands and is surrounded by habitats that are currently intact and providing carbon storage and sequestering services to humanity and our biosphere. These
surrounding areas are also in imminent need of long-term protection that will only arise from heightened awareness and valuation of their roles as habitat to biota, watershed quality, and atmospheric fluxes.

**IS THE PROPOSED PIECE ONE OF A KIND?** YES

**IS THE PIECE PART OF A SERIES, LIMITED OR OTHERWISE?** NO

**IF SO, AN EDITION OF HOW MANY? N/A**

**IS THE PIECE COMPLETED?** NO

**IF NOT WHEN IS THE EXPECTED COMPLETION DATE?** May, 2023

**WHAT IS THE CURRENT CONDITION OF THE PIECE?** Concept sketches are provided. It will be brand new construction, designed for the site.

**PROPOSED SITE OR LOCATION**

**DO YOU HAVE A SITE(S) IN MIND FOR THE PLACEMENT OF THE PIECE? IF SO WHERE?** The intended site is at the Homer Airport. Two murals will flank the Airport Terminal entrance doors. This site has the benefit of welcoming arrivals and departures. It is protected by roofs to promote close viewing while also visible and inviting from a distance.

**IS THIS A CITY OWNED PROPERTY IF NOT WHO OWNS THE PROPERTY?** Yes, this is City-owned property.

**WHAT IS THE RATIONALE FOR SELECTING THIS/THOSE LOCATION(S)?** Accessibility for all mobilities, proximity to peatlands, airport’s location in the Beluga Wetlands, and importance of the peatlands to the carbon cycle. Only a short walk from the airport terminal, nearby peatlands viewing platforms offer an opportunity to observe the local peatlands which this mural honors.

**ARE YOU AWARE OF ANY PERMITS OR PERMISSIONS THAT MAY BE REQUIRED?** No.

**TECHNICAL SPECIFICATIONS**

**DESCRIBE HOW THE PIECE IS CONSTRUCTED OR MADE. PLEASE INCLUDE ANY DOCUMENTATION AT THE END OF THIS APPLICATION.** Using extreme heat and pressure, the mural is a permanent fusion of image and high pressure laminate that can never delaminate, separate, crack or peel. Impervious to moisture, and extremely resistant to UV rays, scratching, impact, cigarette burns and graffiti, guaranteed for 10 full years. Even in the harshest conditions, the original beauty of a FOSSIL CHPL will live on. CHPL signage in Seldovia the artist installed six years ago still looks brand new.

**HOW IS THE PIECE TO BE PROPERLY INSTALLED?** The piece will be wall-mounted with hardware and instructions included in the production of the panels. It is easily installed with the assistance of Public Works.
DOES THE PIECE REQUIRE ELECTRICITY, PLUMBING OR OTHER UTILITY HOOKUPS? Lighting will be provided by readily available electrical connections.

WHO WILL BE INSTALLING THE PIECE? City of Homer Public Works Dept will be responsible for installing the piece as they are responsible for the maintenance of the building and will be repainting the Airport exterior soon.

WHAT IS THE EXPECTED LIFETIME AND STAYING POWER OF THE MATERIALS USED IN CREATING THE PIECE? The materials are warranted for 10 years and expected to last in perpetuity.

WHAT MAINTENANCE IS REQUIRED AND HOW OFTEN? Lighting and annual washing is the only maintenance that may be required:

PLEASE IDENTIFY ANY SPECIFIC MAINTENANCE PROCEDURES AND OR EQUIPMENT AND THE ASSOCIATED COSTS:

The mural is designed to be maintenance free.

WHAT PRECAUTIONS HAVE BEEN TAKEN TO GUARD AGAINST VANDALISM IF ANY? The mural is made of durable, impervious materials traditional to outdoor signage.

WHAT STEPS HAVE BEEN TAKEN TO ASSURE THIS PIECE WILL NOT PRESENT A SAFETY HAZARD? The mural is not dangerous in any way. It is not made of fragile or hazardous materials. It is not designed to be climbed.

BUDGET

PROJECT MANAGEMENT FEES $ inkind  PREPARATION OTHER $ 0
INSURANCE $ 0  UTILITY HOOKUP $ inkind
ARTIST’S FEES $4500 (design)  DELIVERY $ 1621 (shipping)
PURCHASE PRICE PERMITS $0  INSTALLATION $ inkind
STRUCTURAL $6136 (fabrication)  SIGNAGE $ included
ENGINEERING SITE $inkind  RECOGNITION $ included

COSTS NOT LISTED $ none DESCRIPTION
DATE PIECE WAS LAST APPRAISED? n/a
WHAT IS THE VALUE OF THE PIECE OR ESTIMATED MARKET VALUE IF NO APPRAISAL WAS DONE? $12257

TIMELINE

WHAT IS THE TIMELINE FOR THE COMPLETION OR INSTALLATION OF THE PIECE? IDENTIFY THE DIFFERENT STAGES AND DATE GOALS TO PREPARE THE PIECE FOR DONATION

Application submitted - March 2022
Artwork design in digital files for printing completed by November 2022
Order submission, sampling, and quote approval for production - January 2023  
Installation and Public Unveiling Event - May 2023

RESTRICTIONS

ARE THERE ANY KNOWN COVENANTS, REQUIREMENTS OR RESTRICTIONS THAT COME WITH THE PIECE? No

WHAT EXPECTATIONS DO YOU HAVE FOR THE CITY OF HOMER IN ACCEPTING THIS ARTWORK? Public works will install the pieces on the building and will include the pieces in their regular building maintenance activities.

COMMUNITY INVOLVEMENT

WAS THERE ANY COMMUNITY OR USER INVOLVEMENT IN SELECTING THE RECOMMENDED LOCATION? yes, Bunnell and Homer Drawdown collaborated to create and issue a public call for applications with advice from Public Works in the spring of 2021, and a committee was formed consisting of one City Council member, two City Employees, a representative from Bunnell and two representatives from Homer Drawdown, which created the Peatlands Project.

PLEASE INCLUDE ANY LETTER(S) OF SUPPORT FOR THE PROJECT OR PROPOSED DONATION.

APPLICANT MUST SUBMIT THE FOLLOWING SUPPORTING DOCUMENTATION WITH THIS APPLICATION. AN RESUME OR BIO FROM THE ARTIST WHO CREATED OR WILL CREATE THE ARTWORK.

FIVE TO TEN IMAGES OF PAST WORK FROM THE ARTIST. THESE CAN BE PHOTOGRAPHS.

THREE TO FIVE CLEAR IMAGES OF THE PROPOSED ARTWORK

SCALE DRAWING/MODEL OF THE PROPOSED ARTWORK

IF YOU HAVE A SITE(S) IN MIND PLEASE INCLUDE PHOTO AND DESCRIPTION OF THE SITE(S) AND A SCALED DRAWING OF THE PROPOSED ARTWORK IN THE RECOMMENDED LOCATION.

A COPY OF A FORMAL APPRAISAL IF AVAILABLE

TECHNICAL SPECIFICATIONS, MAINTENANCE MANUAL OR DRAWINGS/RECOMMENDATION FROM STRUCTURAL ENGINEER.

APPLICATIONS ARE TO BE SUBMITTED TO: THE CITY OF HOMER

CITY CLERKS OFFICE  491 E. PIONEER AVENUE  HOMER, AK 99603  OR YOU MAY SUBMIT VIA FAX AT 907-235-3143 TO SUBMIT VIA EMAIL PLEASE SEND TO clerk@ci.homer.ak.us IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO CONTACT THE CLERK’S OFFICE AT 235-3130.
Peatland Mural Proposal: Conceptual models for artwork design layout and to-scale installation at the Homer Airport Terminal

Panel One: Peatland Formation

Artwork layout concept

Model imposed on wall photo (left of entrance) to scale: 6’x5’
Peatland Mural Proposal: Conceptual Sketches for Artwork Design

Description of Proposed Artwork:

My design will integrate personal experience, knowledge, and artistic vision to share the role of peatlands in the carbon cycle. Illustrated block diagrams will appear to emerge from a fluid watercolor landscape, through which swans float and dew drops twinkle. From moss cushions to bird nests, my art will expose the concealed structures of carbon found throughout the ecosystem.

Watercolor paintings and illustrated diagrams will be digitally assembled and printed on durable panels by Fossil Industries Inc. for exterior wall-mounting. This is the same product material that I have previously used for interpretive sign installations with excellent results. Two panels will be mounted on the walls that flank the main entrance to the Homer Airport Terminal.

Panel One: Peatland Formation

Peat forms slowly in layers as organic debris (carbon) falls into standing water. Peat layers in the Beluga Wetlands are up to 27 feet deep, representing approximately 14,000 years of accumulation post-glaciation. This design is composed of two parts. The first is a cross-sectional examination of the development of a peatland through deep time. The second is a backdrop that visually conveys the role of carbon in our atmosphere - a place that we often think of as empty space.
Panel One: Peatland Formation (section enlarged)
Panel Two: Peatland Carbon

Carbon is the building block of life. It takes on many forms in the Beluga Wetlands, from living animals, to grass and twigs, wood, and dead material. As carbon-based material falls into the wetlands, it does not decompose, but instead builds up layers of peat. The growth of plants and the build up of peat removes carbon from the atmosphere. This design is composed of two parts. The first is a series of cross-sectioned blocks that reveal the hidden world of carbon-based structures in the peatlands. The second is a backdrop that visually conveys the wetland habitat as a whole, from which these fascinating pieces emerge.
Panel Two: Peatland Carbon (section enlarged)
Panel Two: Peatland Carbon

Artwork layout concept

Model imposed on wall photo (right of entrance) to scale: 6'x5'
WALL MOUNT "Z-BRACKET" ASSEMBLY

Part #: WM-10 to WM-144

** Custom sizes available upon request
Kim McNett  
PO Box 237  
Homer AK 99603  
(907) 435-7480  
kmmcnett@gmail.com

**Artwork and Production Quote**

**Project**  
Homer Airport Terminal Peatland Mural

**Description**  
Peatland Mural two-part installation on the outside walls of the Homer Airport Terminal (total wall space 127.5" wide and 96" high). Installation material of Custom High Pressure Laminate 1/2" thick panels that overlay and install directly to the wall surface. Approximate space of the artwork installations each 72" width x 60" height.

**Terms**  
Original artwork to be generated as a project contract with the contractor (Kim McNett) retaining all rights to use of the images, including the original works.

<table>
<thead>
<tr>
<th>Item</th>
<th>Qty</th>
<th>Unit Price</th>
<th>Total Price</th>
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<tr>
<td><strong>Artist Fee</strong></td>
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<td></td>
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<tr>
<td>Installation 1 Bottom Layer</td>
<td>1</td>
<td>$630.00</td>
<td>$630.00</td>
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<tr>
<td>Installation 1 Top Layer</td>
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<tr>
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<td>Digital File Prep</td>
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<td><strong>Total Artist Fee</strong></td>
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| **Manufacturing Fee** |     |            |             |
| Installation 1 Bottom Layer 1 1/2" Exterior CHPL Graphic | 1   | $1,709.00  | $1,709.00   |
| Installation 1 Top Layer 1 1/2" Exterior CHPL Graphic (Custom Shape) | 1   | $1,813.00  | $1,813.00   |
| Installation 2 Bottom Layer 2 1/2" Exterior CHPL Graphic | 1   | $1,709.00  | $1,709.00   |
| Installation 2 Top Layers 2 1/2" Exterior CHPL Graphic (Custom Shapes) | 6   | $123.00    | $738.00     |
| Color Sample - 8" x 10" x 1/16" CHPL | 1   | $40.00     | $40.00      |
| **Total Manufacturing Fee** |     |            | $6,136.00   |
| Hardware                  |     |            | $127.00     |
| **Total Shipping Fee**   |     |            | $1,621.40   |

**Shipping**

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<th>From</th>
<th>To</th>
<th>Distance</th>
<th>Rate</th>
<th>Total Fee</th>
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<td>$1,256.00</td>
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<td>Fife, Wa 98424 to Homer, AK 99603</td>
<td>522</td>
<td>$0.70</td>
<td>$365.40</td>
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**Grand Total** $12,257.40
ARTIST PROFILE SUMMARY

Interdisciplinary artist combining visual art, science, and education. Specializes in custom illustrations for educational resources and publications. Provides process-based arts enrichment to all ages and abilities through visual arts fundamentals and field journaling. Strongly motivated by conservation, biodiversity, Alaskan culture and the impacts of climate change.

FREELANCE ILLUSTRATOR

2021  *Chugach Region Bird Harvest Pocket Guide*, Chugach Regional Resources Commission
2020  Tsunami Landslide Study Proposal, Woodwell Climate Research Institute
2017  Seldovia Sign Project, City of Seldovia and Alaska Marine Highway System
2017  Dena’ina House Site Interpretive Display, Center for Alaskan Coastal Studies

TEACHING ARTIST

2016-2022  Statewide Teaching Artist Roster, Alaska State Council on the Arts
2021  Virtual Field Trip: Grewingk Glacier, Wild Wonder International Nature Journal Conference
2021  Art a la Carte: Drawing, Homer Council on the Arts, Homer AK
2017-2019  Inspiring Girls Expeditions (UAF), Seward AK

EXHIBITIONS

2021  **Solo Naturalist Notebook** and Artist Residency, Bunnell Street Arts Center, Homer AK
2021  **Group Juried Art for Peat**, Pratt Museum, Homer AK
2019  **Group Community Art Show**, Museum of the Aleutians, Unalaska AK

HONORS AND AWARDS

2022  Artist of the Year, Homer Council on the Arts, Homer AK
2021  Rainforest Festival Featured Artist, Petersburg AK
2018  Individual Artist Award: Project Award, Rasmuson Foundation

COMMUNITY WORK

2020-2022  Homer Drawdown: Peatland Project (lead coordinator), Homer AK

EDUCATION

2007  Bachelor of Science, The Evergreen State College, Olympia WA
Peatland Mural Proposal: Kim McNett Artist Sample Works

Title: Outside Beach Interpretive Sign - Seldovia Sign Project
Size: 60"x37” Date: 2016
Material: Custom High Pressure Laminate with Powder Coated Free-standing Double Pedestal (Fossil Industries Inc)
Description: Collaboratively designed intertidal interpretive sign with Ed Berg, Bretwood Higman, Erin McKittrick, Kim McNett and Skyler Kline. The beach profile cross-section was digitally generated to scale by local geologists and rendered artistically from the spatial plan pictured above. The sign is installed under the pavilion at Outside Beach, Seldovia Alaska as part of the Seldovia Sign Project funded by the City of Seldovia and the Alaska Marine Highway System.
Title: Bridge Creek Interpretive Sign - Center for Alaskan Coastal Studies/Wynn Nature Center
Size: 26"x18" Date: 2017
Material: Custom High Pressure Laminate with Powder Coated Free-standing Double Pedestal (Fossil Industries Inc)
Description: Collaboratively designed watershed interpretive sign with Ed Berg, Kim McNett and Skyler Kline. The sign was installed on the trail system of the Wynn Nature Center, Homer Alaska under trail improvement and bridge construction funding. The sign interprets the various stages of waterways from the headwaters here, to Homer’s water reservoir, and all the way down the Anchor River to the sea.
Berries of Seldovia

Berries are widely harvested here, as they have been for millennia. Several species, especially salmonberries and blueberries, are both abundant and easy to identify. Look at – and taste – these treasures of our local environment.

Salmonberry
Rubus spectabilis
This relative of raspberries and blackberries was named for its resemblance to salmon eggs. With pink flowers in July and July red or golden berries in August, salmonberries are a treat along the trail.

Dwarf Dogwood
Cornus canadensis and C. suecica
Find these beautiful white flowers forming soft mats on the forest floor. They produce opaque red berries that are edible but uninteresting, with crunchy seeds that give them the nickname “sawtooth berries.”

Blueberry
Vaccinium osoifolium
Smaller and juicier than the commercial variety, these dark blue berries grow on woody shrubs with oval leaves. Sometimes called high bush blueberry to distinguish them from the shorter huckleberry variety – you may also know them as huckleberries. Several species occur in our area. Blueberries prefer the acidic soil beneath spruce forests and find plenty in forest clearings or clear cuts. Enjoy them in August and September.

Trailing Black Currant
Ribes lanatulum
Climbing and cascading over stumps and logs, these low woody shrubs are the first to leaf out in the spring. Their black fruits black white when ripe and have a strong flavor that is excellent in brownies and other baked goods.

Watermelon Berry
Streptopus amplexifolius
Due to its appley stem, this plant is also known as twisted stalk. Its young shoots taste like cucumbers and the elongated berries are very dark red, waxy and sweet. Hills, especially, like to snack on them as they hike. The mature plant is valued as a ground cover. The small corymbs of white flowers may resemble the poisonous false hellebore.

Highbush Cranberry
Viburnum edule
The strong scent of their opening berries is the smell of autumn. Unrelated to the cranberry of Thanksgiving tables, this woody shrub grows around the edges of wetlands and produces clusters of tart, translucent red berries — eat with a large invisible seed: be sure you can tell it from poisonous baneberry before you eat.

Trailing Raspberry
Rubus pedatus
This tiny cousin of the raspberry grows abundantly on the forest floor. The diminutive berries start red and hard, then turn pink and translucent as they ripen. Too small to collect for storage, they provide a transient snack for a woodland hiker.
Title: History Beneath Your Feet Interpretive Sign - Seldovia Sign Project
Size: 36"x48"  Date: 2016
Material: Custom High Pressure Laminate with custom hanging wooden frame and mounting
Description: Collaboratively designed intertidal interpretive sign with Ed Berg, Bretwood Higman, Erin McKittrick, Kim McNett and Skyler Kline. The peat profile represents data collected by local geologists from the peat layers of a local fen. The sign is installed in the small peatland along the Otterbahn Trail, Seldovia Alaska as part of the Seldovia Sign Project funded by the City of Seldovia and the Alaska Marine Highway System.
Title: Landslide Tsunami Block Diagram
Size: 12”x9”  Date: 2020
Material: Mixed Media
Description: Drawn in collaboration with geologist Bretwood Higman for a research study proposal on the risk of a landslide generated tsunami at Grewingk Glacier Lake in Kachemak Bay State Park, AK. This image has been used in a research grant proposal, interpretive sign, and informational visitors pamphlet.
Title: Woodland Birds Interpretive Sign - Seldovia Sign Project
Size: 36"x18"  Date: 2016
Material: Custom High Pressure Laminate with custom hanging wooden frame and mounting
Description: Collaboratively designed woodland interpretive sign with Bretwood Higman, Erin McKittrick, Kim McNett and Skyler Kline. The sign is installed along the Otterbahn Trail, Seldovia Alaska as part of the Seldovia Sign Project funded by the City of Seldovia and the Alaska Marine Highway System.
Title: Rainforest Festival Poster  
Size: 12"x18"  
Date: 2021  
Material: Mixed Media  

Description: This poster design for the 2021 Rainforest Festival in Petersburg, AK demonstrates an assemblage of mixed-media illustrations that overlay a watercolor backdrop. The 2021 theme “be your own naturalist” prompted me to illustrate the various tools that I use to engage with nature…an aquatic net, tape measure, magnifying lens, and a water-proof notebook.
Title: Super Cub 8192D
Size: 8x16       Date: 2022
Material: Watercolor on Paper
Description: Commissioned watercolor for a personal collection by the airplane owner using a line and wash technique.
Title: Underwater Volcano
Size: 10"x14"  Date: 2022
Material: Watercolor on Paper
Description: This work was created during a Teaching Artist in the Schools residency in the village of Savoonga. It was inspired by the recent Tonga eruption and more specifically the students of Savoonga's current fascination with island and underwater volcanoes. I created this work with student grade materials using wet-in-wet technique to demonstrate use of classroom supplies. Students then created underwater volcano watercolors of their own with wet-in-wet technique.
Magic in the Mire
April 21 2021 – Ethereal light pierces thick morning fog. Snowmelt floods the fens. Winter has released us.

The flooded peatlands are all abustle with migratory birds - greater white-fronted geese, green-winged teal and greater yellowlegs. Hungry moose are finally able to browse on willow now that the deep snow is gone.
CLEANING FOSSIL CHPL PANELS
(For Panels manufactured on or after 4/1/2008)

Fossil panels are protected with our exclusive finish and are easy to clean. The surface is so smooth and inert that an annual soap and water washing may well be all that is needed to keep signs looking clean and bright. Paint and graffiti are easily removed with suitable commercial solvents without damage to the surface. In fact, Fossil panels are so durable, that we have not found a solvent that can damage our surface. The procedures for removing stains can be divided into three categories, depending on the staining agent:

Easy Procedures (Wet Cloth)
Many staining agents can be simply wiped from the surface using a wet cloth.

Mild Procedures (Soaps, Household Detergents)
Some staining agents require the use of full-strength solutions of standard detergents, such as a non-abrasive soap, Simple Green (simplegreen.com), Goof Off (goofoffstainremover.com) Graffiti Solutions (graffitisolutions.com) or bleach to disinfect. Pre-clean the panel to remove any surface particles that may become abrasive when wiping the surface. Use a soft cloth and follow cleaning agents procedure with a water rinse. Do not leave the cleaning agent on for more then a minute.

Moderate Procedures (Solvents)
Some staining agents, especially those with grease bases paint or ink, will require the use of a solvent for removal. These stains can be removed using turpentine, 100% mineral spirits, isopropyl “rubbing alcohol”, WD-40 or MEK (methyl ethyl ketone). Pre-clean the panel to remove any surface particles that may become abrasive when wiping the surface. Use a soft cloth and follow cleaning agents procedure with a detergent rinse and a water rinse. If you are not satisfied with the result of the cleaning repeat the procedure until the stain is removed. Do not leave the cleaning agent on for more then a minute.

MAINTENANCE

To keep the sides of your CHPL panel looking black and to protect the borders from chafing, apply a liquid sealant such as a polymer auto wax or Thompson’s® Waterproofing Wood Protector to the edge of your panel on an annual basis.

Minor blemishes, nicks and light scratches can be concealed using a polymer based surface treatment such as Meguiar’s PlastX.

(Updated: 11-18-2016) 44 Jefryn Boulevard, Deer Park NY 11729 800.244.9809 FossilGraphics.com
### PARKS ART RECREATION & CULTURE ADVISORY COMMISSION

#### 2022 Calendar

<table>
<thead>
<tr>
<th>Month</th>
<th>Agenda Deadline</th>
<th>Meeting Date</th>
<th>Commissioner Scheduled to Report</th>
<th>City Council Meeting for Report*</th>
<th>Annual Topics/Events</th>
</tr>
</thead>
<tbody>
<tr>
<td>JANUARY</td>
<td>No Regular Meeting</td>
<td></td>
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<tr>
<td>FEBRUARY</td>
<td>Wednesday 2/09 5:00 p.m.</td>
<td>Thursday 2/17 5:30 p.m.</td>
<td>Monday 2/21 6:00 p.m.</td>
<td>Letter to the Editor Topics, Art Policy Review &amp; Amendments</td>
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<tr>
<td>MARCH</td>
<td>Wednesday 3/09 5:00 p.m.</td>
<td>Thursday 3/17 5:30 p.m.</td>
<td>Monday 3/21 6:00 p.m.</td>
<td>Strategic Plan Review &amp; Amendments, Amended Art Policy Review, Art Donation, HNMTTP Revision Review, Worksession on Multi Use Community Center Proposal, Worksession at 4:30 p.m.</td>
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<td>APRIL</td>
<td>Wednesday 4/13 5:00 p.m.</td>
<td>Thursday 4/21 5:30 p.m.</td>
<td>Monday 4/25 6:00 p.m.</td>
<td>Budget &amp; Financial Goals Review, Schedule Beach/Park Walk Through for May, Worksession – Commissioner Training by City Clerk, Worksession at 4:30 p.m.</td>
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<td>MAY</td>
<td>Wednesday 5/11 5:00 p.m.</td>
<td>Thursday 5/19 5:30 p.m.</td>
<td>Monday 5/23 6:00 p.m.</td>
<td>Recreation &amp; Parks Fee Schedule Review, Letter to the Editor Topics</td>
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<td>JUNE</td>
<td>Wednesday 6/8 5:00 p.m.</td>
<td>Thursday 6/16 5:30 p.m.</td>
<td>Monday 6/27 6:00 p.m.</td>
<td>Capital Improvement Plan Review: Recommendations for Any New Parks &amp; Rec-Related Projects, Letter to the Editor Draft Submitted for Review &amp; Approval</td>
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<td>JULY</td>
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<td>AUGUST</td>
<td>Wednesday 8/10 5:00 p.m.</td>
<td>Thursday 8/18 5:30 p.m.</td>
<td>Monday 8/22 6:00 p.m.</td>
<td>Commission Fund Expenditure Review</td>
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<td>SEPTEMBER</td>
<td>Wednesday 9/18 5:00 p.m.</td>
<td>Thursday 9/16 5:30 p.m.</td>
<td>Monday 9/27 6:00 p.m.</td>
<td>Fall Park/Beach Walk-Thru, Schedule Park Clean Up Day, Reappointment Notices &amp; Applications</td>
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<td>OCTOBER</td>
<td>Wednesday 10/13 5:00 p.m.</td>
<td>Thursday 10/21 5:30 p.m.</td>
<td>Monday 10/25 6:00 p.m.</td>
<td>Terms Expire October 31st, Approve 2022 Meeting Schedule</td>
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<td>NOVEMBER</td>
<td>Wednesday 11/9 5:00 p.m.</td>
<td>Thursday 11/17 5:30 p.m.</td>
<td>Monday 11/28 6:00 p.m.</td>
<td>Election of Chair &amp; Vice Chair</td>
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<td>DECEMBER</td>
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*The Commission’s opportunity to give their report to City Council is scheduled for the Council’s regular meeting following the Commission’s regular meeting, under Agenda Item 8 – Announcements/ Presentations/ Borough Report/Commission Reports. Reports are the Commission’s opportunity to give Council a brief update on their work. Attend via Zoom or in Person. Masks are optional**
At the February 17, 2022 PARCAC meeting, Barb Seaman, city resident, spoke about the idea and concept of establishing a “Green Cemetery”. She commented on the benefits to creating a green cemetery. She noted the estimated costs, which was provided in the information and included in the packet, that would possibly be incurred for cremation or a standard burial and estimated costs and processes to have a green cemetery, as well as what is contained in a conservation easement. She then responded to questions and comments on the following:

- A steward would be needed and a guarantee on perpetuity of funding.
- Private versus public land use to establish a green cemetery
- Possibility of State or borough owned land
- If a green cemetery could be created by the Land Trust what would the city’s role be
- Easements are created differently
- Ms. Seaman would offer to be a liaison with the creation of the green cemetery.
- Caring for the land in the future
- Submitting a Letter to Editor to bring the idea to the public
- Developing partnerships are difficult and this idea may be well supported by the community

**Action:** HARRALD/LOWNEY MOVED TO SUPPORT THE IDEA, CONCEPT AND CREATION OF A GREEN CEMETERY AND RECOMMEND FORWARDING A REQUEST TO THE CITY MANAGER TO HAVE THE CITY LOOK INTO HAVING A GREEN CEMETERY IN HOMER.

**Recommendation:** City Manager to review the Green Cemetery information/concept, determine if this is a viable service the city could offer pending costs, staffing and land availability and if staff should pursue further or not.
Conservation Burial

A conservation cemetery is a meaningful memorial landscape that contributes to the landscape ecological, cultural and collective health of the property by protecting habitat and open space in our community.

Green burial is a natural way of caring for the dead with minimal environmental impact resulting in protection of significant habitat. In addition, green burial provides members of our community with a far less environmentally and expensive way to bury loved ones while taking steps via a conservation easement to permanently protect significant habitat lands and Homer's spectacular viewsheds.

A conservation easement can be written and enforced by an organization whose board of directors or owners be willing to take on the permanent stewardship role. Or, if it is more appropriate, the chosen property could be owned by the city, by a private Limited Liability Corporation (LLC), a non-profit organization, a group of partners or another appropriate organization to protect and preserve natural land in perpetuity. To guarantee protection from future inappropriate development, the conservation easement would be written and enforced by a non-profit organization acting as steward and manager. The cemetery would be approved and managed with funds raised and generated by fees for service held in the form of a stewardship fund, or it could be owned by a private landowner and available for perpetual use as a green burial cemetery for Homer residents protected by a conservation easement, forever.

My intent is to assist the City of Homer and the community in choosing, acquiring and dedicating a location, designing, building and perpetually protecting a beautiful green burial cemetery to serve the Kenai Peninsula community for generations to come.

Additional actions require working with the City of Homer's Parks, Art, Recreation Advisory Commission to draft a conservation easement and use its maps to show watershed, landownership, water quality and drainage. More steps include acquiring software to manage records of burial plots, soil maps, adding water, electricity and sewer, possibly creating an adjacent pet cemetery, and a landscaping plan.
Furthermore, a funeral director is required to obtain a burial transit permit prior to transporting a body. The Health Department may embalm a body if it cannot reach its destination within 24 hours of death but only with the family or legal representative of the deceased person. Refrigeration serves the same purpose as embalming but there are no laws in Alaska guiding this.

We could create a carbon emission management program for the acreage required, and a water quality testing program designed by Cook Inlet Keeper, install security fencing with a 1-2 locking gates would be necessary and collaboration with the Homer funeral director and similar service organizations including permits and licenses.

Signs will be needed including notices of cemetery regulations, dedication at all gates, and water and sewer facilities must be put in place. The construction of a storage shed, a small well designed chapel should be considered, as well as parking areas, benches and planting of native plants. Spectacular views are integral to the successful design and planning should take advantage of our iconic setting as frequently as possible. Also needed are, a land search for a Parcel of at least 15 acres in size development of a water testing program, management of drainage if necessary, equipment (small) tractor, chainsaw, fencing, hand tools, shed, signage, chapel, gravel, parking, access, bench construction and maintenance, possible construction of a columbarium/mausoleum and artistic gravestones and other markers. Being a green cemetery requires state of the art use only of bio-degradable materials including pine boxes, and wicker baskets.

Here are a few more bits of information. There are more and more of these green cemeteries every year with almost 100 registered with the national Green Burial Council. More and more cemetery sites are registered and accredited every year. As we consider taking steps toward a green.
cemetery, we will want to teach ourselves more about green burial charges, industry growth, and gather information from existing standards and charge 5% to 15% or less than a typical burial which includes a plot price, stewardship fund contribution, (pre-arranged payments are ok) fee goes into endowment fund and/or trust fund for stewardship.

Typically, a 2022 burial was expected to cost between $4,100 - $11,600 and more. Smaller non-profit burials are anticipated to cost $200 - $500 for a full casket standard burial with some extras. Potential income sources include, stewardship donations, grants, carbon credits, plot and burial fees, transportation, grants, donations and purchase of plot(s).

The most common American ways of burial are some of the most resource intensive industries.

Each year 22,500 new cemeteries are built. Each year, 827,060 gallons of embalming fluid are used, 90,272 tons of steel are used for caskets, 2,700 tons of copper and bronze are used in caskets, 1,636,000 tons of reinforced concrete are used for vaults, enough formaldehyde to fill 8 Olympic-sized swimming pools every year, enough metal to rebuild the Golden Gate Bridge and enough concrete to build a 2 lane highway across the US every year. 1 in 2 people chose cremation (approximately 1,313,209 people). Every human body cremated uses as much energy in the form of gas and electricity as a 500 mile car trip and is responsible for 10% of all mercury which comes from dental fillings during the cremation process. In 2006, 490 million pounds of CO2 impacted our atmosphere.

Every human body cremated uses as much energy in the form of gas and electricity as a 500 mile car trip. In total, enough natural resources were consumed which contributed more than 490 million pounds of CO2 per year into our air, cremation also contributed 10% of all mercury emitted into the air and atmosphere which comes from dental fillings during the cremation process. In a year, we use 827,060 US gallons of embalming fluid and tons of steel caskets.

ROUGH estimated costs include,

Purchase of the plot, lowering the burial container/casket, opening by the designated steward and closing of the grave, installing the headstone,
review of the health certificate, advance directive legal review run by a
cconservation organization with the legal right to long term custody of burial
ground, and development of a cold ground policy.

Please feel free to ask questions. I look forward to providing more
information and joining you in future conversations about a conservation
cemetery for Homer!

Sincerely,
Barb Seaman

thanks for your attention!
The goods and services shown below are those we can provide to our families. You may choose only those items you desire. However, any funeral arrangements you select will include a charge for our basic services and overhead. If legal or other requirements mean you must be items you did not specifically ask for, we will explain the reason in writing on the statement we provide describing the funeral goods and services you selected.

**PAYMENT POLICY:** Payment for services and merchandise is expected prior to services rendered. We accept payment by cash, check or credit card (Visa, Mastercard, Discover or American Express). Pre-arrangements may be funded through a funeral plan with our Funeral Home. We do not invoice estates. If finances are a concern, please consult with your Funeral Director.

### PROFESSIONAL SERVICES

<table>
<thead>
<tr>
<th>Service</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Basic Services of Funeral Director &amp; Staff</td>
<td>$1,150.00</td>
</tr>
<tr>
<td>Embalming</td>
<td>$650.00</td>
</tr>
</tbody>
</table>

Embalming is not required by law. Embalming may be necessary, however, if you select certain funeral arrangements, such as a funeral with viewing. If you do not want embalming, you usually have the right to choose an arrangement that does not require you to pay for it, such as direct cremation or immediate burial.

### OTHER PREPARATIONS OF THE BODY

<table>
<thead>
<tr>
<th>Service</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dressing, Casketing &amp; Cosmetology</td>
<td>$295.00</td>
</tr>
<tr>
<td>Sanitation and Preparation in lieu of Embalming</td>
<td>$295.00</td>
</tr>
<tr>
<td>Restoration and/or Autopsy Repair (When Necessary)</td>
<td>Starting at $275.00</td>
</tr>
<tr>
<td>Refrigeration</td>
<td>Days 1-7 are No Charge Days 7-14 / per day $20.00 Each Day After 14th Day $50.00</td>
</tr>
</tbody>
</table>

### USE OF FACILITIES AND STAFF

<table>
<thead>
<tr>
<th>Service</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Funeral Service (Service with the Deceased present)</td>
<td>$595.00</td>
</tr>
<tr>
<td>Memorial Service at the Funeral Home (Service with or without cremated remains present)</td>
<td>$595.00</td>
</tr>
<tr>
<td>Memorial Service at other location (Service with or without cremated remains present)</td>
<td>$395.00</td>
</tr>
<tr>
<td>Public Visitation at the Funeral Home or Other Location</td>
<td>$395.00</td>
</tr>
<tr>
<td>Graveside Service (Does not apply if preceded by Funeral Service)</td>
<td>$395.00</td>
</tr>
<tr>
<td>2nd Private One Hour Family Only Viewing (during normal business hours)</td>
<td>$250.00</td>
</tr>
</tbody>
</table>

### SPECIAL CHARGES

<table>
<thead>
<tr>
<th>Service</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Weekend Service or After Business Hours Service Fee**</td>
<td>$500.00</td>
</tr>
<tr>
<td>Holiday Service Fee (New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving &amp; Christmas Day)</td>
<td>$800.00</td>
</tr>
<tr>
<td>Administrative Fee for Completing Death Cert ** These Fees are in addition to our Regular Services Fees. The Apply for Public Visitation held at the Funeral Home (when Funeral Home is not involved)</td>
<td>$75.00</td>
</tr>
</tbody>
</table>

*(Normal Hours of Operation are Monday-Friday 8 a.m.-5 p.m.)*
**TRANSPORTATION**

<table>
<thead>
<tr>
<th>Service Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer of Deceased to Funeral Home (83 per mile beyond 25 mile radius)</td>
<td>$395.00</td>
</tr>
<tr>
<td>Funeral Coach / Hearse (83 per mile beyond 25 mile radius)</td>
<td>$395.00</td>
</tr>
<tr>
<td>Service / Utility Vehicle (83 per mile beyond 25 mile radius)</td>
<td>$395.00</td>
</tr>
<tr>
<td>Transporation To/From Anchorage Airport</td>
<td>$195.00</td>
</tr>
</tbody>
</table>

**OTHER SERVICES**

<table>
<thead>
<tr>
<th>Service Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Crematory Fee (This Fee is for the use of the Crematory only and does not include Basic Services or Transfer Charges)</td>
<td>$1,250.00</td>
</tr>
<tr>
<td>Mailing of Certified Copies of Death Certificate(s) (by U.S. Priority Mail)</td>
<td>$10.00</td>
</tr>
<tr>
<td>Packaging and Mailing of Cremated Remains (by U.S. Priority Express Mail)</td>
<td>Starting At $95.00</td>
</tr>
</tbody>
</table>

**MERCHANDISE**

<table>
<thead>
<tr>
<th>Item Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Caskets (A Detailed list can be obtained at the Funeral Home)</td>
<td>$1,895.00 to $3,995.00</td>
</tr>
<tr>
<td>Cremation Tray</td>
<td>$75.00</td>
</tr>
<tr>
<td>Outer Burial Container (Non-Biodegradable, Water &amp; Chemical Resistant Polymers)</td>
<td>$895.00</td>
</tr>
<tr>
<td>Air Tray (Used for transfer of casketed remains by common carrier such as a Transport Co. or Airline)</td>
<td>$275.00</td>
</tr>
<tr>
<td>Combination Shipping Unit (Used to transfer remains without casket by common carrier such as a Transport Co. or Airline)</td>
<td>$275.00</td>
</tr>
<tr>
<td>Cremation Urns (A Detailed list can be obtained at the Funeral Home)</td>
<td>$25.00 - $450.00</td>
</tr>
<tr>
<td>Cremation Jewelry (A detailed list can be obtained at the Funeral Home)</td>
<td>$135.00 and up</td>
</tr>
<tr>
<td>Memorial Markers/Headstones (A Detailed list can be obtained at the Funeral Home)</td>
<td>$335.00 and up</td>
</tr>
<tr>
<td>Guest Books with personalized printing</td>
<td>$35.00 - $125.00</td>
</tr>
<tr>
<td>Tribute Blanket</td>
<td>$150.00</td>
</tr>
<tr>
<td>Memorial Folders (with photographs and personalization)</td>
<td>First 100 Cards $80.00, Each Additional 100 Cards $55.00</td>
</tr>
<tr>
<td>Acknowledgement/Thank You Cards (2 boxes of 25 cards/box)</td>
<td>$25.00</td>
</tr>
<tr>
<td>Wood Flag Case (Cherry or Walnut Stained)</td>
<td>$75.00</td>
</tr>
</tbody>
</table>

**SPECIAL CHARGES**

This list does not include prices for cash advance items, such as cemetery charges, death certificates, newspaper notices, and flowers. The prices for these items will be shown on your itemized bill or the statement describing the funeral goods and services you selected.

**FORWARDING REMAINS TO ANOTHER FUNERAL HOME**

$1,995.00

Our charge includes: Basic Services of Funeral Director & Staff, Transfer of deceased to Funeral Home, Embalming, Combination Shipping Unit or Air Tray if Casket is purchased, and Transportation to the Anchorage airport.

**RECEIVING REMAINS FROM ANOTHER FUNERAL HOME**

(without any ceremony) $1,450.00

Our charge includes: Basic Services of Funeral Director & Staff, Transfer of deceased to Funeral Home, and Transportation to a local cemetery.

**IMMEDIATE BURIAL**

Starting at $1,995.00

Our charge for an immediate burial (without ceremony) includes: Basic Services of Funeral Director & Staff, Transfer of Deceased to Funeral Home, Dressing & Casketing, and Transportation to local cemetery.

A) Immediate Burial with Customer Provided Casket $1,995.00
B) Immediate Burial with Minimum 20 Gauge Metal Casket $3,895.00

**DIRECT CREMATION**

$1,950.00 to $1,995.00

Our charge for a Direct Cremation (without a ceremony) includes: Basic Services of Funeral Director & Staff, Transfer of Deceased to Funeral Home, Cremation Process, Cremation Tray, and a Temporary Container for the remains. If you want to arrange a direct cremation, you can use an alternative container. Alternative Containers enclose the body and can be made of materials like fiberboard or composition materials (with or without an outside covering). The containers we provide are cardboard trays.

A) Direct Cremation with Customer Provided Container $1,950.00
B) Direct Cremation with Funeral Home Provided Cardboard Tray $1,995.00

**MISSION STATEMENT**

“Our mission at Peninsula Memorial Chapel is to provide the best care for your loved one and you, their family & friends. We strive to provide the dignified, compassionate service that is of the utmost importance at this critical time in your life. It is our philosophy to treat those we care for as if they were our own loved ones.”
THIS CONSERVATION EASEMENT made and entered into this 11th day of October, 2006 by and between MEMORIAL ECOSYSTEMS, INC., a corporation organized and existing under the laws of the State of South Carolina (hereinafter referred to as "Grantor"), and UPSTATE FOREVER, a non-profit corporation organized and existing under the laws of the State of South Carolina (hereinafter referred to as "Grantee").

WITNESSETH:

WHEREAS, Grantor is the owner in fee simple of certain real property, more particularly described on Exhibit A, attached hereto and hereinafter referred to as the "Protected Property";

WHEREAS, the Protected Property functions as a green burial cemetery dedicated to landscape-level conservation and providing economical, environmentally sensitive, and alternative approaches to conventional burials; and

WHEREAS, Grantor promotes and encourages ethical and sustainable practices in the deathcare system and, when possible, the use of the burial process as a means of facilitating ecological restoration and protecting and preserving valuable natural areas of distinctive beauty; and

WHEREAS, the Baseline Report dated October 11, 2006 prepared by Grantee and approved by Grantor (hereinafter referred to as "the Baseline Report") fairly and accurately describes the condition of the Protected Property as of the date of this Conservation Easement; and

WHEREAS, the Protected Property contains significant frontage on Ramsey Creek, a wide variety of native flora and fauna,
those sold and promised prior to the signing of this Conservation Easement and shall not exceed ten whole body burials.

(3) *Embalming.* No embalmed bodies shall be permitted.

(4) *Vaults.* No vaults shall be permitted.

(5) *Burial Containers.* Burial containers shall consist of biodegradable materials.

(6) *Additional Structures and Facilities.* Grantor shall have the right to maintain and operate all existing structures on the Protected Property, as described in the Baseline Report. In addition, Grantor may construct and operate additional structures and facilities such as chapels, pedestrian trails, boardwalks, observation decks, benches, picnic shelters, parking areas, restroom facilities, maintenance facilities and ancillary structures, provided that Grantee shall approve in writing a plan for such structures and facilities before any construction shall begin.

(7) *Memorials.* Markers shall be made of stone consistent with the local surface geology and shall comply with Grantor’s requirements and guidelines.

(8) *Protection of Native Plants.* Grantor shall exercise its best efforts to protect existing native plant species at the Protected Property and to restore and enhance conditions for such species. All plants used for restoration and memorials shall be site appropriate species native to the region.

(9) *Soil disturbance, removal, and replacement.* Grantor shall use reasonable measures to insure that removed soils are replaced in the same area when conducting burials. As much as reasonably practical, removed topsoil (approximately the top 12 inches) will be replaced at the top of the burial sites so as to encourage reestablishment of native vegetative covers.

(10) *Mechanical Equipment.* Grantor shall have the right to use and operate the mechanical equipment described in Exhibit C at the Protected Property
except in any area that is within 50 feet of the bank of Ramsey Creek.

(11) **Operating and Management Requirements.**
Grantor has established extensive requirements for the operation and management of the Ramsey Creek Preserve. Grantor shall have the right to administer and enforce such requirements provided they do not conflict with or are not inconsistent with the purposes of this Conservation Easement. In the event of such conflict or inconsistency, this Conservation Easement shall prevail.

C. **Subdividing.** The Protected Property shall not be subdivided.

D. **Signs.** There shall be no construction or placing of signs, billboards, or any type of advertising devices or materials on the Protected Property except for directional signs required by law, for “no trespassing signs,” signs required for management of the Protected Property, signs required for institutional controls of human activities associated with the Protected Property, signs required for purposes of public safety, and for signs associated with the uses and activities, particularly environmental education, described in Section 1 (B) hereof.

E. **Riparian Buffers.** Grantor shall not disturb or alter any area that is within 100 feet of the bank of Ramsey Creek except as follows: (1) to construct and maintain pedestrian trails, decks, exhibits, benches, shelters and similar facilities with Grantee’s prior written consent; (2) to eliminate undesirable or invasive species provided such removal shall be in accordance with the best management practices of the South Carolina Forestry Commission (or successor agency) and is first approved in writing by Grantee; (3) to install no more than three hundred ashes burials per acre; and (4) to bury a total of no more than ten bodies but such burials shall be at least 50 feet from the bank of Ramsey Creek and shall be first approved in writing by Grantee.
F. Removal of Trees and Vegetation. Grantor shall have the right to remove trees, shrubs and vegetation from the Protected Property in order to (1) operate the Ramsey Creek Preserve in accordance with Section 1 (B); (2) to install the facilities permitted in Section 1 (B) (6); (3) to eliminate undesirable or invasive species provided such removal shall be in accordance with the best management practices established by the South Carolina Forestry Commission (or successor agency) and is first approved in writing by Grantee; and (4) to remove diseased or dead trees that present a hazard to life or property.

G. Hunting and Fishing. Hunting and fishing shall be permitted on the Protected Property in accordance with applicable law and for purposes of scientific research or for controlling nuisance species.

H. No Other Disturbances. Except as may be reasonably required in connection with any of the uses and activities expressly permitted by this Conservation Easement and except for the installation, use and maintenance of erosion control measures in full compliance with applicable laws and regulations, there shall be no filling, excavating, diking, or mining; no removal of topsoil, sand, gravel, rock, minerals or other materials; no dumping of trash, garbage, or any other material; and no alteration of the topography of the land in any manner.

2. Representation of Title. Grantor represents and warrants that it owns valid, fee simple absolute title to the Protected Property and has the right to grant and convey this Conservation Easement and that the Protected Property is free and clear of all mortgages, liens and encumbrances of any nature whatsoever (except for encumbrances relating to cemeteries).

3. Inspection. Grantee and its agents, contractors and representatives shall have the right, in a reasonable manner and at reasonable times, and with prior notice to Grantor, to enter the Protected Property for the purpose of inspecting it to determine compliance with the provisions of this Conservation Easement.
4. **Grantee’s Remedies.** If Grantee determines that a violation of this Conservation Easement has occurred, is occurring or is threatened, Grantee shall give written notice to Grantor of such violation and demand corrective action to cease or cure the violation or where such violation involves injury to the Protected Property resulting from any use or activity inconsistent with the purposes of this Conservation Easement, to restore the Protected Property so injured. If Grantor fails to cease or cure the violation within thirty days after receipt of Grantee’s notice or, if the circumstances are such that the violation cannot be cured within the thirty day period, Grantor does not begin curing such violation within the thirty day period, or if Grantor fails to continue diligently to cure the violation until finally cured, Grantee may bring an action at law or in equity in a court of competent jurisdiction to enforce the terms of this Conservation Easement. In such action, Grantee may seek a temporary or permanent injunction, damages for violation of this Conservation Easement, including damages for the loss of the conservation values of the Protected Property, and an order requiring Grantor to restore the Protected Property to the condition that existed prior to injury.

If Grantee, in its reasonable discretion, determines that a violation of this Conservation Easement has occurred or is occurring and that circumstances require immediate action to prevent or mitigate significant damage to the conservation values of the Protected Property, Grantee may pursue its remedies under this Section 4 without prior notice to Grantor and without waiting for the thirty day notice of cure to expire.

Grantor agrees that Grantee’s remedies for violation of the terms of this Conservation Easement are inadequate and that Grantee shall be entitled to the injunctive relief described in this Section, both prohibitive and mandatory, in addition to such other relief to which Grantee may be entitled, including specific performance of the terms of this Conservation Easement, without the necessity of proving either actual damages or the inadequacy of otherwise available legal remedies. Grantee’s remedies described in this Section 4 shall be cumulative and shall be in addition to all remedies now or hereafter existing at law or in equity.
In the event Grantor is determined by any court of competent jurisdiction to have violated the terms of this Conservation Easement, all costs incurred by Grantee in enforcing the terms of this Conservation Easement against Grantor, including, without limitation, costs of suit and attorneys' fees, and any costs of restoration necessitated by Grantor's violation of the terms of this Conservation Easement shall be borne solely by Grantor.

In the event Grantor brings action against Grantee and Grantee is determined by any court of competent jurisdiction to have violated the terms of this Conservation Easement, all costs and fees are born solely by Grantee.

Enforcement of the terms of this Conservation Easement shall be at the discretion of Grantee, and any forbearance by Grantee to exercise its rights under this Conservation Easement in the event of any breach of any provision of this Conservation Easement by Grantor shall not be deemed or construed to be a waiver by Grantee of such provision or of any subsequent breach of the same or any other provision of this Conservation Easement or of any of Grantee's rights under this Conservation Easement. No delay or omission by Grantee in the exercise of any right or remedy upon any breach by Grantor shall impair such right or remedy or be construed as a waiver.

Nothing herein shall be construed to entitle Grantee to bring any action against Grantor for any injury to or change in the Protected Property resulting from causes beyond Grantor's reasonable control, including, without limitation, fire, floods, storms or unauthorized wrongful acts of third persons.

5. Costs and Liabilities. Grantor retains all responsibilities and shall bear all costs and liabilities of any kind relating to the ownership, operation, upkeep, and maintenance of the Protected Property, including maintenance of adequate comprehensive general liability insurance coverage. Grantor shall keep the Protected Property free of any liens arising out of any work performed for, materials furnished to, or obligations incurred by Grantor.
6. **Taxes.** Grantor shall pay before delinquency all taxes, assessments, fees, and charges of whatever description levied on or assessed against the Protected Property by competent authority.

7. **Extinguishment.**
   (a) If circumstances arise in the future which render the purpose of this Conservation Easement impossible to accomplish, this Conservation Easement can only be terminated or extinguished, whether in whole or in part, by judicial proceedings in a court of competent jurisdiction, and the amount of the proceeds to which Grantee shall be entitled, after the satisfaction of prior claims, from any sale, exchange, or involuntary conversion of all or any portion of the Protected Property subsequent to such termination or extinguishment, shall be determined, unless otherwise provided by South Carolina law at the time, in accordance with paragraph 7(b) below. Grantee shall use all such proceeds in a manner consistent with the conservation purposes of this grant.
   
   (b) This Conservation Easement constitutes a real Protected Property interest immediately vested in Grantee, which, for the purposes of this Section 7, the parties stipulate to have a fair market value determined by multiplying the fair market value of the Protected Property unencumbered by the Conservation Easement (minus any increase in value after the date of this grant attributable to improvements) by the ratio of the value of the Conservation Easement at the time of this grant to the value of the Protected Property, without deduction for the value of the Conservation Easement, at the time of this grant. The values at the time of this grant shall be those values used to calculate the deduction for federal income tax purposes allowable by reason of this grant, pursuant to Section 170(h) of the Internal Revenue Code, as amended. For the purposes of this provision, the ratio of the value of the Conservation Easement to the value of the Protected Property unencumbered by the Conservation Easement shall remain constant.

8. **Assignment.** This Conservation Easement is assignable, but Grantee may assign its rights and obligations under this Conservation Easement only to an organization which is a qualified organization at the time of transfer under Section 170(h) of the Internal Revenue Code, as amended (or any successor provision then applicable), and the applicable regulations promulgated
thereunder, and which is authorized to acquire and hold Conservation Easements under South Carolina law, and any such assignment shall be first approved in writing by Grantor, which approval shall not be unreasonably withheld. An express condition of such assignment is that the assignee organization shall have the commitment, ability and resources to meet its responsibilities and obligations under this Conservation Easement and to take the necessary steps to protect the conservation values of the Protected Property.

If Grantee shall cease to exist or to be a qualified organization under Section 170(h) of the Internal Revenue Code, or if Grantee is unable or unwilling to carry out its obligations under this Conservation Easement, then Grantee’s rights and obligations shall become immediately vested in The Nature Conservancy. If The Nature Conservancy is no longer in existence at the time the rights and obligations under this Conservation Easement would otherwise vest in it, or if at such time The Nature Conservancy is not qualified or authorized to hold conservation easements under Section 170(h) of the Internal Revenue Code, as amended (or any successor provision then applicable) or if The Nature Conservancy shall refuse such rights and obligations, then the rights and obligations under this Conservation Easement shall vest in such other qualified organization as a court of competent jurisdiction shall direct pursuant to applicable law.

9. **Rules of Construction.** The parties recognize and agree that the primary purposes of this Conservation Easement are to preserve the Protected Property predominantly in its present condition and to protect the conservation values of the Protected Property. Accordingly, this Conservation Easement shall be liberally construed in favor of these purposes. If any provision is found to be ambiguous, an interpretation consistent with the primary purposes of this Conservation Easement that would render the provision valid shall be favored over any interpretation that would render it invalid.

10. **Modification.** This Conservation Easement may not be modified or amended except pursuant to a written agreement signed by both parties. Any such modification or amendment shall be consistent with the purposes of this Conservation Easement.
11. **Resolution of Disputes.** The parties shall promptly and in good faith attempt to resolve any dispute arising out of or relating to this Conservation Easement. If those negotiations are not successful, the parties shall in good faith attempt to resolve the dispute through mediation. The parties shall appoint a mutually acceptable person who has been certified as a civil mediator by South Carolina Board of Mediator and Arbitrator Certification (or successor agency). If the parties cannot agree on who should serve as mediator, such Board (or successor agency) shall appoint the mediator. The mediation will be held no later than ninety days after the dispute has arisen, and the costs of the mediation shall be shared equally by the parties. The mediation shall be governed by the rules established by the South Carolina Supreme Court for civil mediations. Except as provided in Section 4 of this Conservation Easement, no judicial action may be instituted by either party until after such mediation has been held. If the mediation is not successful and a judicial action is instituted, the parties shall not assert the defense of the statute of limitations or laches based upon the time devoted to attempting to resolve the dispute in accordance with this Section 11.

12. **Notice.** Any notice, demand, request, consent, approval, or communication that either party desires or is required to give to the other party shall be in writing and either served personally or sent by first class mail, postage prepaid, addressed as follows:

To Grantor: George William Campbell, MD (or successor) Memorial Ecosystems, Inc. 111 W. Main Street Post Office Box 188 Westminster, SC 29693

To Grantee: Dana H. Leavitt (or successor) Land Trust Director Upstate Forever Post Office Box 2308 Greenville, S.C. 29602
13. **Severability.** If any provision of this Easement is determined by a court of competent jurisdiction to be void and unenforceable, all remaining terms shall remain valid and binding.

14. **Binding Effect.** The burdens of this Conservation Easement shall run with the Protected Property in perpetuity and shall be enforceable against Grantor and its successors and assigns and all future owners of the Protected Property and all persons or entities having any interest therein, in perpetuity. The benefits of this Conservation Easement shall inure to Grantee and its successors and assigns and to the citizens of Oconee County and of the State of South Carolina.
IN WITNESS WHEREOF, Grantor and Grantee have executed this Conservation Easement as of the date and year first above written.

WITNESSETH:                                Grantor:

Shannon Dickson                              MEMORIAL ECOSYSTEMS, INC.

Macy Duncan                                  By: George William Campbell, MD

                                       President

Grantee:

UPSTATE FOREVER                            By: Dana H. Leavitt

Shannon Dickson                             Dana H. Leavitt

Macy Duncan                                 Land Trust Director
STATE OF SOUTH CAROLINA    }
COUNTY OF OCONEE    }

I, Shannon B Dickson, a notary public for the State of South Carolina, do hereby certify that George William Campbell personally appeared before me and acknowledged being the Grantor Memorial Ecosystems, Inc. and acknowledged the due execution of the foregoing Conservation Easement this 11th day of October, 2006.

Shannon B Dickson
Notary Public for South
My commission expires: 10-6-2009

STATE OF SOUTH CAROLINA    }
COUNTY OF OCONEE    }

I, Shannon B Dickson, a notary public for the State of South Carolina, do hereby certify that Dana H. Leavitt personally appeared before me and acknowledged being the Land Trust Director of the Grantee Upstate Forever and acknowledged the due execution of the foregoing instrument this 11th day of October, 2006.

Shannon B Dickson
Notary Public for South
My commission expires: 10-6-2009
EXHIBIT A

All that certain piece, parcel or tract of land lying and being situate in the State of South Carolina, County of Oconee, Tugaloo Township, containing 32.20 ACRES, more or less, as shown and more fully described on a Plat thereof by Michael L. Henderson, PS #6946, dated 2-19-98 and recorded in Plat Book A632, page 7, records of Oconee County, South Carolina.

This is the identical lot of land conveyed to Memorial Ecosystems, Inc. by deed of George William Campbell and Kimberly A. Campbell, recorded on the 24th day of September, 1998 in Deed Book 996 at page 29, records of Oconee County, South Carolina.
Parks Are Essential Public Health Infrastructure

February 17, 2022, Feature, by Cheri Ruane, Julia Africa, Chuck Raymond, Gary Hilderbrand and Chris Reed

Parks can serve as critical infrastructure to strengthen public health and safety

If the past two years have taught us anything, it is that our parks and open spaces are essential to our health and well-being as a society. Not unlike the laurels due essential workers, the role of parks during the coronavirus (COVID-19) pandemic should be celebrated, protected and ultimately leveraged to support public health. We must continue to evolve our thinking to include parks in public health strategy during the ongoing pandemic and in future times of crisis, rigorously maintain their ecologies for when these crises abate, and adapt planning and programming efforts to better accommodate urban populations — especially those that have been historically underserved.

We live in a moment of risk, but also unparalleled opportunity to make bold moves toward equity and justice through our public parks. Under the American Rescue Plan Act of 2021 (ARPA), parks in qualifying census tracts, which include communities disproportionately affected by COVID-19, are eligible for funding to support healthy outdoor recreation while allowing physical distancing.

For example, the Chesterfield, Virginia, Board of Supervisors voted unanimously to allocate $25 million — more than a third of the county’s $68.5 million in ARPA funding — for parks maintenance and enhancement. The unprecedented investment in Chesterfield Parks and Recreation, which saw record usage last year in response to COVID-19 closings and physical distancing mandates, will enable the department to proceed more quickly than expected on new facilities in the county’s most economically underserved and vulnerable areas. By allocating meaningful funding to both renovation and maintenance of parks, communities like Chesterfield are making great strides in efforts to adjust the use and care of these important spaces.

Improving Inequities Through Green Space

Desiree Dickerson, a clinical psychologist in Spain who specializes in academic mental health and well-being, when speaking of the value of green space to society, states, “Back in the day, if we were isolated, we’d either be eaten or we’d starve. We are wired for social connection and belonging. And when those needs aren’t met, we see increased psychological distress, anxiety, depression and a raft of other health issues.”

Communities that are considered most at risk in the current pandemic are often vulnerable to current and forecast effects of climate change. In September, the
Columbia University Climate School released a report that provided eight specific recommendations for New York City to help underserved communities survive summer heat. Residents in substandard or poorly insulated housing without adequate cooling mechanisms, like air conditioning, may suffer from dehydration, aggravated cardiovascular and respiratory conditions, and disturbed sleep. Notably, the report recommended planting vegetation and expanding green spaces, such as those found in parks, in neighborhoods with high-heat vulnerability. This strategy would help cool urban neighborhoods in need of safe spaces to cool off while providing other additional short- and long-term health benefits.

Many neighborhoods in the United States need interventions like these to improve inequities in health and well-being. The 2021 Parks and an Equitable Recovery report released by The Trust for Public Land estimates that nearly 100 million Americans — almost a full third of our population — don’t have a park close to their home where they can safely exercise outside, gather with friends and maintain their mental health. The pandemic has heightened our awareness of this disparity while the specter of heat spikes and floods from climate change make “tree equity” a life-or-death issue. Recent research suggests that 92 percent of low-income blocks in the United States have less tree cover and hotter average temperatures than high-income blocks; these figures are not accidental but rather an artifact of structural racism and stark wealth inequality.

In Boston, Frederick Law Olmsted’s legacy of the Emerald Necklace park system — a 1,100-acre chain of six parks linked by parkways and waterways in Boston and Brookline, Massachusetts — is anything but ornamental. In times of peace, these iconic landscapes have played a central role in civic life: as cow pastures, premodern sewage treatment ecologies, performance venues, flood-retention basins, and stages for visiting dignitaries and historic movements. In times of strife, our parks have served as muster grounds for troops and protests; there also is the potential for them to play a role as field hospitals by absorbing overflow from hospitals and quarantine centers, as was the case in the past. Boston, like many U.S. cities, continues to reckon with the tangled legacies of discriminatory planning and lending practices, which are visible in communities with high rates of COVID-19 and chronic disease. However, people who live and work here benefit from world-class hospitals, talented clinicians and pioneering pharmaceutical companies; it’s possible that the city’s Emerald Necklace of parks will one day be mentioned in the same breath. As our country struggles to contain and defeat this terrible virus, the role of parks as critical open space for respite and restoration is more important than ever, and landscape architects are well-positioned to lead the charge. We, therefore, must bring to bear the full measure of the role that the profession plays and turn resolutely toward planning an even healthier and more equitable future.

**Waterfront Parks**

At the edge of our storied coastline, green space gives way to blue space, which is no less valued for its cultural, economic and recreational merits. Waterfront parks serve as our first lines of defense by allowing us to retreat from, protect against and accommodate the environmental impacts of climate change. Well-designed and strategically placed parks at the land/water interface can mitigate wave action, protect
against flooding, infiltrate stormwater, reduce the urban heat island effect, and protect our cities and towns. Not unlike their green cousins, blue parks along riverways and shorelines function as critical infrastructure on par with our water, sewer and electricity systems. In addition to funding parks to help alleviate the spread of COVID-19, ARPA also allows communities to be eligible for billions of dollars in federally-funded infrastructure assistance if they can demonstrate that their parks help mitigate climate change driven sea level rise and manage stormwater.

Rather fortuitously, Boston is revising the master plans of its three largest and most significant parks — Boston Common, Franklin Park and Moakley Park. Objectives include accommodating increased population pressure, responding to climate risk, and — perhaps most importantly — surfacing the support that these parks provide for public health, especially for our most vulnerable and disadvantaged residents. Recently, the city also conducted a comprehensive upgrade and modernization of the 4.5-acre Langone Park and Puopolo Playground, a signature waterfront park in the city’s historic North End. The park is an active outdoor recreation haven for the city’s most densely developed community and an important link within Boston’s Harborwalk, a network of publicly accessible corridors that provide the interface between public and private properties and access to Boston Harbor. By taking advantage of the outdoor recreational opportunities that the facility provides, combined with several engineered improvements to its ability to deflect and absorb the impacts of sea level rise, the neighborhood’s residents and many others will be able to benefit from a stronger stance against the impacts of climate change. At the same time, it also can be a resource for physically-distanced recreation for the current crisis and others that may follow.

**Designing Parks for Health**

Over the next century, infectious disease epidemics are projected to increase in severity and frequency given current trends in urbanization, globalization and greater consumption of animal products. Sea level rise and global warming will continue to endanger our coastal cities. One aspect of fostering resilience will involve developing flexible infrastructure to accommodate serious health challenges like the one we face today. When this moment has passed — as it will — envisioning public park systems that are more agile in supporting public health should become the norm.

In times of relative health and peace, this includes designing and maintaining big parks and greenways with ample walking, biking and running trails that extend into all parts of the city — including historically underserved areas — and provide the simple, healthy pleasure of a long stroll or ride as an escape from the toils of everyday life (to paraphrase Olmsted). This also could include kiosks with sunscreen, sun hats, drinking water and insect repellent, along with digital billboards or text alerts that provide information about air quality and heat indices. We must embrace the opportunity to curate safe enjoyment of our legacy parks.

Open space is essential public health infrastructure that warrants the protection and investment provided for our water, sewer and electricity infrastructure. We must embrace the opportunity to curate safe enjoyment of our legacy parks by adapting their
usage guidelines to reflect the best available science of health, disease and disaster prevention. Now is the time to embrace bold thinking and take advantage of landscape architecture’s potential to transform American cities.

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