



AGENDA ITEM P. J. * 1.

KENAI PENINSULA BOROUGH

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DALE BAGLEY
MAYOR

MEMORANDUM

TO: Gary Superman, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: *DLB* Dale Bagley, Mayor

FROM: *CT* Colette Thompson, Borough Attorney
HBM Holly B. Montague, Assistant Borough Attorney
MB Max Best, Planning Director
GD Gary Davis, Road Service Area Director

DATE: January 4, 2005

SUBJECT: Proposed Amendment to Resolution 2005-006, supporting construction of the access road to the Cooper Landing Senior facility

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While considering ordinance 2004-19-28, which accepts and appropriates \$75,000 to be used toward funding construction of the access road to the proposed Cooper Landing Senior Facility, assembly members raised concerns that the borough should not proceed with road construction until the assembly has approved the specific site to be transferred to the senior citizens. The following amendment to resolution 2005-006 is offered to ensure that construction will not commence until the assembly has approved the land to be accessed:

►Amend Section 2 as follows:

SECTION 2. That the assembly hereby approves construction of the access road to the Cooper Landing senior facility, provided that design and construction shall not commence until after the assembly has approved the sale of the property to which the road will provide access. The administration may solicit proposals for the design prior to such approval, provided that no contract may be awarded until after the assembly has approved the property sale.