

Introduced by: Mayor  
Date: March 5, 1974  
Hearing: April 2, 1974

KENAI PENINSULA BOROUGH

ORDINANCE 74-7

AN ORDINANCE MAKING A SUPPLEMENTAL APPROPRIATION TO THE SOUTH KENAI PENINSULA HOSPITAL SERVICE AREA TO BE ADVANCED FROM THE CENTRAL TREASURY OF THE KENAI PENINSULA BOROUGH AND TO BE REPAID FROM LEVIES AND REVENUES OR OTHER FUNDS OF THE SOUTH KENAI PENINSULA HOSPITAL SERVICE AREA

WHEREAS, the Assembly of the Kenai Peninsula Borough did on January 22, 1974, approve the payment of certain debts of the South Kenai Peninsula Hospital Service Area in the amount of \$20,000 with the funding therefor to be provided by a supplemental appropriation ordinance to be submitted to the Assembly; and

WHEREAS, a lawsuit has been filed by the City of Kachemak and other unnamed parties against the Kenai Peninsula Borough and the South Kenai Peninsula Hospital Service Area attacking the legality of the formation of the South Kenai Peninsula Hospital Service Area, and funding is required for payment of attorney fees to represent the interests of the South Kenai Peninsula Hospital Service Area in that suit; and

WHEREAS, it is necessary to provide funding for continuation of work of the architect in designing the new hospital in order to meet the deadlines necessary for letting a contract for its construction in order to preserve the funding which has been secured therefor; and

WHEREAS, the Board of Directors of the South Kenai Peninsula Hospital Service Area has requested a supplemental appropriation in the total amount of \$70,000 to the said service area (including the \$20,000 which has been previously approved for payment) to make payment of debts already incurred and to provide for expenses to be incurred for

the following purposes:

- (1) An increase over budgeted amounts in travel expense for the Board of Directors of the South Kenai Peninsula Hospital Service Area due to an increased number of meetings and to the fact that meetings have been held in outlying areas of the service area so that local residents might have a better opportunity to be present and contribute their thoughts thereto...\$ 2,000
  - (2) For a soil survey necessary for the construction of the new hospital..... 6,000
  - (3) For payment of architectural fees and expenses through the Design Phase of the architectural contract..... 57,000
  - (4) For payment of attorney fees necessary to uphold the legality of formation of the South Kenai Peninsula Hospital Service Area against attack by the City of Kachemak..... 5,000
- Total.....\$70,000

WHEREAS, these expenses were not anticipated in the budget for the current year, but said funds can be repaid either from grants and loans for hospital construction from the State of Alaska or the United States or from levy and revenues to be secured from the South Kenai Peninsula Hospital Service Area by December 1, 1975; Now Therefore,

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1: The sum of \$70,000 is hereby appropriated to the South Kenai Peninsula Hospital Service Area for expense payments to be advanced from the Central Treasury of the Kenai Peninsula Borough and to be repaid from levies and revenues or other funds of the South Kenai Peninsula Hospital Service Area by December 1, 1975.

Section 2: This ordinance takes effect immediately upon enactment.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH  
THIS 2nd DAY OF April, 1974.

ATTEST:

*Francis Bupna*  
Borough Clerk

*James V. Amess*  
Assembly President