

Introduced by: Glick, Brown  
Date: 07/19/94  
Action: Withdrawn by Sponsors  
Vote:

KENAI PENINSULA BOROUGH  
ORDINANCE 94-38

**AN ORDINANCE PROVIDING FOR AREAWIDE AUTHORITY TO  
FUND THE KENAI PENINSULA FOOD BANK, INC. PROGRAMS WITHIN  
THE KENAI PENINSULA BOROUGH SUBJECT TO A TWO-TENTHS OF A MILL  
TAX LEVY LIMIT**

**WHEREAS**, the Kenai Peninsula Food Bank, Inc. was incorporated in the State of Alaska in 1988; and

**WHEREAS**, the Kenai Peninsula Food Bank, Inc. provides and distributes food and food products throughout the Kenai Peninsula Borough to non-profit organizations including most senior citizen centers; and

**WHEREAS**, the oil industry, which has been a source of substantial funding, is downsizing and restructuring, and therefore, decreasing their contributions to nonprofits; and

**WHEREAS**, in order for the Kenai Peninsula Food Bank, Inc. to maintain some assurance of continued programs of benefit to the Kenai Peninsula Borough, some borough funding assistance would be appropriate; and

**WHEREAS**, the Kenai Peninsula Borough Assembly has demonstrated its support of the Kenai Peninsula Food Bank, Inc. in the past by approving a lease of land for a new building; and

**WHEREAS**, the Kenai Peninsula Borough Assembly issued a proclamation of recognition of the services provided by the Kenai Peninsula Food Bank, Inc. last year;

**NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That KPB 5.26, Food Bank Funding, be enacted as follows:

**5.26.010. Authority to provide food bank funding.**

The borough may provide, on an areawide basis, funding to the Kenai Peninsula Food Bank, Inc. to use in providing programs and operations within the borough, in accordance with the provisions of this chapter.

**5.24.020. Limitation of funding.**

Funding provided under this chapter will be subject to annual appropriation and authorization by the assembly. The total of all funding may not exceed the amount which would be generated by an areawide tax levy of 0.2 mills.

**5.24.030. Funding restricted to operations.**

No money may be utilized for the provision of programs outside the borough; this restriction includes general administrative expenses or overhead costs involved in providing programs within the borough, unless the assembly has consented by resolution to such expenses or costs being utilized in connection with a particular program.

**5.24.040. Grant application.**

In order to be eligible for receipt of funding under this chapter, the qualified institution seeking the funding must submit a grant application in writing to the mayor no later than February 15 of each year for consideration in the next fiscal year budget. The application shall specify the fiscal year budget. The application shall specify the amount sought and describe the proposed use of the funds.

**5.24.050. Agreement by institution.**

Any institution receiving funds must sign an agreement that its use of the funds will be in accordance with the provisions of this ordinance and that it will be responsible to refund any monies used for purposes not authorized by this ordinance. It must also agree to provide an accounting for the funds received and provide certification by its auditors that the funds were used in compliance with this ordinance.

**SECTION 2.** That a ballot proposition be placed before borough voters at the regular borough election of October 4, 1994, to read as follows:

**PROPOSITION:** Shall the Kenai Peninsula Borough have the areawide authority and power to provide funds to the Kenai Peninsula Food Bank, Inc. to use in providing programs and operations within the Kenai Peninsula borough boundaries, subject to a limitation that total annual funding may not exceed the amount that would be raised by the equivalent of an areawide tax levy of two-tenths (0.2) of a mill?

**SECTION 3.** That Section 1 of this ordinance shall become effective upon voter approval of the proposition authorizing the borough to provide funding. Section 2 is effective immediately upon enactment.

**ENACTED BY THE KENAI PENINSULA BOROUGH ASSEMBLY THIS \_\_\_\_ DAY OF  
\_\_\_\_, 1994.**

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Betty J. Glick, Assembly President

**ATTEST:**

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Gaye J. Vaughan, Borough Clerk