

Introduced by: Brown  
Date: 1/07/97  
Emergency Hearing: 1/07/97  
Action: Enacted  
Vote: Unanimous

**KENAI PENINSULA BOROUGH  
ORDINANCE 97-03**

**AN EMERGENCY ORDINANCE APPROPRIATING FUNDS FROM  
THE INSURANCE AND LITIGATION FUND FOR EXPENSES INCURRED  
TO PROTECT HEALTH AND SAFETY AND TO ENSURE THE CONTINUED  
OPERATION OF THE NINILCHIK SCHOOL FOLLOWING THE  
FIRE OF NOVEMBER 8, 1996.**

**WHEREAS,** the Ninilchik School, a borough-owned facility, was recently severely damaged by fire resulting in a partial closure of the school; and

**WHEREAS,** borough property insurance will pay to repair and replace the damaged facility, subject to a \$100,000 deductible; and

**WHEREAS,** funds in excess of the \$100,000 deductible must be appropriated;

**WHEREAS,** the assembly finds that an emergency exists due to the need to protect the health and safety of Ninilchik students, faculty, staff and other personnel, to protect the building and equipment and to avoid jeopardizing educational programs; and

**WHEREAS,** appropriation is needed to provide immediate funding to allow the continued operation of the school, including funds for temporarily relocating elementary students and faculty, to renovate the temporary facilities to accommodate classrooms, to secure, isolate and demolish the elementary school wing of Ninilchik School, to clean and repair the remaining structure, equipment and supplies, and to fund architectural services for designing the repair and replacement of the damaged portion of the pre-existing facility;

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

**SECTION 1.** That the mayor is authorized to receive property insurance funds from CIGNA.

**SECTION 2.** That a capital project account is established for all funds expended in relocating classrooms, and repairing and replacing Ninilchik School and its contents in response to the fire of November 8, 1996.

**SECTION 3.** That the sum of \$100,000 is transferred from the Insurance and Litigation Fund and reappropriated to the above-described Ninilchik School Project Account, and \$200,000 received from CIGNA is also appropriated to the above-described Ninilchik School Project Account, for payment of costs incurred to temporarily relocate elementary students, faculty, and staff, to renovate the temporary facilities to accommodate classrooms and related school facilities, to secure, isolate and demolish the elementary school wing of Ninilchik School, to clean and repair the remaining structure, equipment and supplies, and to fund architectural services for designing the repair and replacement of the damaged portion of the pre-existing facility.

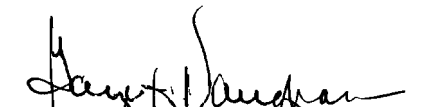
**SECTION 4.** An additional sum of \$500,000 is appropriated from the Insurance and Litigation fund to the above-described Ninilchik School Project for the above-described purposes, subject to reimbursement from funds received in payment of the loss from CIGNA.

**SECTION 5.** That this ordinance shall take effect immediately upon its adoption.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7th DAY OF JANUARY, 1997.**

  
\_\_\_\_\_  
Jack E. Brown, Assembly President

ATTEST:

  
\_\_\_\_\_  
Gaye J. Vaughan, Borough Clerk