

Introduced by: Navarre  
Date: 2/18/97  
Shortened Hearing: 3/04/97  
Hearing: Enacted as Amended  
Vote: 5 Yes, 2 No

**KENAI PENINSULA BOROUGH  
ORDINANCE 97-16**

**AN ORDINANCE AMENDING KP.B 5.04.100 TO INCREASE THE COST OF  
CAPITAL IMPROVEMENT PROJECTS REQUIRING VOTER APPROVAL TO  
\$1.5 MILLION DOLLARS**

**WHEREAS,** KP.B 5.04.110 requires that, with some exceptions, all borough capital improvement projects costing more than one million dollars be approved by the voters; and

**WHEREAS,** KP.B 5.04.110 was enacted in 1981 and, due to inflation, the value of one million dollars has decreased; and

**WHEREAS,** increasing the one million dollar limit to one million five hundred thousand would enable the borough to build such capital improvement projects without requiring voter approval; and

**WHEREAS,** the Ninilchik School, which was recently severely damaged by fire, is about to be reconstructed, and the assembly believes building a second floor on to the Ninilchik School at this time would be in the best interests of the borough; and

**WHEREAS,** the cost of adding a second floor may exceed \$1 million but is likely to be less than \$1.5 million; and

**WHEREAS,** putting the construction of the second floor to the voters would significantly delay the project; and

**WHEREAS,** this ordinance needs to be heard on shortened time in order that, if passed, the administration may award bids allowing construction to be completed before the end of 1997;

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

**SECTION 1.** That KP.B 5.04.110 is hereby amended as follows:

**5.04.110. Major capital improvement projects - Referendum required.**

A. All major capital improvement projects to be constructed by the borough must be approved by the voters of the borough at a regular or special election. For the

purpose of this section, a major capital improvement project is one whose total project cost is more than \$1,500,000 [\$1,000,000], including architectural, engineering, inspection, design, administration and other costs. This section applies to all proposed capital improvement projects to be financed with borough funds which are not the proceeds of a bond issue approved by voters, except that federal or state grants for capital improvement projects are not subject to this section. This section does not apply to insurance proceeds covering the repair or replacement of damaged borough capital improvements, including modifications to the capital improvement required by code or statute.

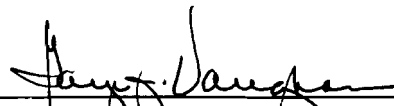
**SECTION 2.** That Section 1 of this ordinance shall be automatically repealed on December 31, 1997 unless the assembly by ordinance has altered or extended that date.

**SECTION 3.** That this ordinance shall be effective immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 4<sup>th</sup> DAY OF MARCH, 1997.**

  
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Jack Brown, Assembly President

ATTEST:

  
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Gaye J. Vaughan, Borough Clerk