

Introduced by:	Mayor
Date:	July 14, 1998
Hearing on shortened time:	August 4, 1998
Action:	Enacted
Vote:	5 Yes, 4 No
Reconsideration:	Filed by Horne
Action:	Failed
Date:	August 18, 1998
Vote:	4 Yes, 4 No, 1 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 98-32**

**AN ORDINANCE AMENDING KPB 5.04.110 TO INCREASE THE COST OF  
CAPITAL IMPROVEMENT PROJECTS REQUIRING VOTER APPROVAL FROM  
ONE MILLION TO ONE MILLION FIVE HUNDRED THOUSAND DOLLARS**

**WHEREAS,** KPB 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,** KPB 5.04.110 was enacted by the assembly in 1981 and, according to the Marshall and Swift cost index shows the cost of building a \$1 million reinforced concrete frame building in 1981 increased to \$1.45 million in 1997; and

**WHEREAS,** increasing the one million dollar limit to one million five hundred thousand dollars would enable the borough to build similar capital improvement projects without requiring voter approval, as those it could build when KPB 5.04.110 was enacted; and;

**WHEREAS,** hearing on shortened time is requested in order that the resolutions placing affected capital improvement projects on the ballot may be timely considered by the assembly if this ordinance is not enacted.

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

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

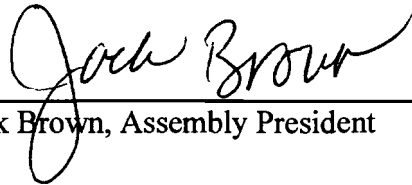
**5.04.110. Major capital improvement projects - Referendum required.**

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

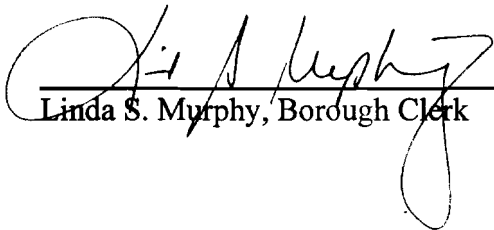
improvement projects are not subject to this section. This section does not apply to insurance proceeds covering the repair or replacement of damaged borough capital improvements, including modifications to the capital improvement required by code or statute.

**SECTION 2.** That this ordinance shall be effective immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 4th DAY OF AUGUST, 1998.**

  
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Jack Brown, Assembly President

ATTEST:

  
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Linda S. Murphy, Borough Clerk

