

Introduced by: Mayor
Date: 10/14/08
Hearing: 11/18/08
Action: Enacted as Amended
Vote: 7 Yes, 0 No, 2 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2008-19-29**

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL
PROPERTY AT 38910 STERLING HIGHWAY FOR A CENTRAL EMERGENCY
SERVICES FILL SITE AND FUTURE FIRE STATION PURPOSES AND
APPROPRIATING FUNDS FOR THE ACQUISITION**

- WHEREAS,** CES has developed an Insurance Services Office (ISO) plan to achieve optimal fire response capabilities within the Service Area; and
- WHEREAS,** the Land Management Division has conducted an analysis of existing CES locations and has identified optimal locations for future CES locations; and
- WHEREAS,** \$310,000 was budgeted in FY09 for a high volume fill site development with the Central Emergency Service Area; and
- WHEREAS,** a certain 4.76-acre parcel has been identified at mile 89.6 Sterling Highway that is suitable for a high-volume fill site and future fire station purposes; and
- WHEREAS,** the purchase price including all closing costs is estimated to be \$152,500; and
- WHEREAS,** the Central Emergency Service Area Capital Project Fund has fund balance available to support this purchase; and
- WHEREAS,** a purchase agreement has been executed subject to Assembly approval; and
- WHEREAS,** the Central Emergency Service Area Board at its meeting of November 13, 2008 recommended enactment by unanimous consent; and
- WHEREAS,** the KPB Planning Commission at its regularly scheduled meeting of October 27, 2008 recommended enactment by unanimous consent.

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

SECTION 1. That the purchase of the following described real property located in Section 19, Township 5 North, Range 9 West, Seward Meridian, Kenai Recording District, Third Judicial District, State of Alaska containing 4.76 acres more or less, is in the best interests of the borough:

Tract H Dahler Subdivision according to plat no. 75-56, Kenai Recording District, excluding that portion described in the warranty deed recorded at Bk 378 Pg 608 Kenai Recording District.

SECTION 2. That the terms and conditions substantially in the form of the Purchase Agreement accompanying this ordinance are hereby approved. The purchase price shall be \$150,000 and closing costs shall not exceed \$2,500.

SECTION 3. That this acquisition is for the purpose of supporting the development of a high volume fill site and future fire station within the Central Emergency Service Area.

SECTION 4. That the proposed classification of this land is government.

SECTION 5. That the mayor is authorized to execute any and all documents necessary to purchase the real property described in Section 1 in accordance with the terms and conditions contained in this ordinance and the accompanying Purchase Agreement and consistent with applicable provisions of KPB Chapter 17.10.

SECTION 6. That \$152,500 is appropriated from the Central Emergency Service Area Capital Project Fund, fund balance to account 443.51611.09LND.48610 for expenditures associated with this acquisition

SECTION 7. That this ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 18TH DAY OF NOVEMBER, 2008.


Milli Martin, Assembly President

ATTEST:


Johni Blankenship, Borough Clerk



Yes: Knopp, Long, Pierce, Smalley, Sprague, Superman, Martin
No: None
Absent: Fischer, Smith