

Introduced by: Mayor
Date: 01/06/09
Hearing: 02/03/09
Action: Enacted as Amended
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2008-19-39**

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF LOT 12, K-B
SUBDIVISION PART 4, KRD 85-34, FOR EXPANSION OF THE POPPY LANE
BOROUGH MAINTENANCE YARD AND APPROPRIATING FUNDS FOR THE
ACQUISITION**

WHEREAS, the subject 0.92 acre parcel abuts the Poppy Lane Maintenance property immediately north of the entrance to the maintenance garage; and

WHEREAS, the subject parcel is vacant with a cleared gravel pad; and

WHEREAS, the subject parcel is immediately useful to maintenance operations for improving traffic flow, equipment storage, snow storage and drainage; and

WHEREAS, the subject parcel is strategically located to address future facility needs; and

WHEREAS, the owner has agreed to sell the .92 acre Lot 12 for the fair market value of \$55,000; and

WHEREAS, the KPB Planning Commission at its regularly scheduled meeting of January 26, 2009 recommended enactment by unanimous consent;

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

SECTION 1. That the purchase Lot 12, Block 4, K-B Subdivision, Part 4, according to Plat No. 85-34, Kenai Recording District, Third Judicial District, State of Alaska containing .92 acres more or less, from Mr. Beau M. Clark, is in the best interests of the borough.

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 \$55,000 and the borough's share of the closing costs shall not exceed \$2,500.

SECTION 3. That this acquisition is for the purpose of supporting operations and development of the borough's maintenance facility.

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 \$57,500 is appropriated from the Land Trust Fund, fund balance to account 250.21210.00000.43011 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 3RD DAY OF FEBRUARY, 2009.

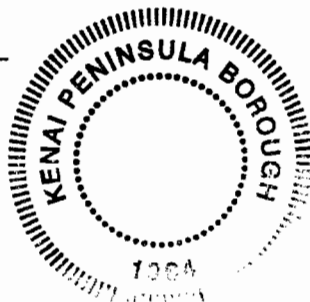


Milli Martin, Assembly President

ATTEST:



Johni Blankenship, Borough Clerk



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