

Introduced by: Mayor, Davis,
Dimmick
Date: Jun. 15, 1982
Vote: 12 Yes, 2 No
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 82-124

EXPRESSING THE STRONGEST OPPOSITION TO THE REVISION OF TITLE 29 (HCS CSSB 180 - MUNICIPAL CODE OF ALASKA) AS ENACTED BY THE TWELFTH LEGISLATURE, SECOND SESSION WITH ILL-CONCEIVED LATE AMENDMENTS, AND URGING THE GOVERNOR TO EXERCISE HIS VETO POWER.

WHEREAS, the Alaska legal and municipal attorneys have been working over a number of years on recommendations to revise the Municipal Code of Alaska; and

WHEREAS, the Kenai Peninsula legislative delegation has been active and instrumental in efforts to improve the Municipal Code; and

WHEREAS, the Twelfth Legislature, First Session adopted a resolution which specifically set up advisory and legal committees to study, to hold hearings, and to make recommendations; and

WHEREAS, these efforts culminated in a reasonable proposal in the Second Session of the Twelfth Legislature; and

WHEREAS, certain self-serving amendments were introduced late in the session without ample time for hearing and debate; and

WHEREAS, these late amendments are not in the best interest of most of the municipalities which are not the specific objects of the amendments; and

WHEREAS, the enactment of the revised municipal code must be opposed by the vast majority of municipalities in the interest of good municipal government and the financial stability of established local governments;

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

Section 1. That the Assembly records the strongest opposition to the enactment of the Municipal Code Title 29 by the Twelfth Legislature, Second Session which enacted HCS CSSB 180 after permitting eleventh hour amendments which are not in the best interest of sound municipal government in Alaska. The Assembly opposes the imposition of state-mandated exemptions of certain classes of property, individuals, organizations, or

commodities from the application of taxes unless adequate compensation is made by the state to reimburse local governments for revenues lost due to these exemptions.

Furthermore, in those cases where legislation is approved increasing the state revenue sharing entitlement for specific recipients or for a specific purpose, the Assembly advocates that the total funding for state revenue sharing be increased accordingly in order to preclude the dilution of funding to other recipients.

Section 2. That the Assembly beseeches the Governor to veto this legislation and restore the balance in the Municipal Code as reflected prior to the self-serving and ill-conceived surprise amendments which were inserted in the waning hours of the session.

Section 3. That this resolution shall be served forthwith upon Governor Jay S. Hammond, Senate President Jalmar M. Kertulla, House Speaker Joe L. Hayes, Senator Donald E. Gilman, and Representatives Hugh Malone, Patrick M. O'Connell, and Bette M. Cato.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 15th DAY OF June, 1982.


John E. Davis, Assembly President

ATTEST:


Borough Clerk