

Introduced by: Mayor, Superman
Date: 01/20/04
Action: Adopted as Amended
Vote: 9 Yes, 0 No

**KENAI PENINSULA BOROUGH
RESOLUTION 2004-005**

**A RESOLUTION TRANSFERRING THE NIKISKI ELEMENTARY SCHOOL
BUILDING TO THE BOROUGH AND GRANTING MANAGEMENT AUTHORITY OF
THAT FACILITY TO THE NORTH PENINSULA RECREATION SERVICE AREA**

- WHEREAS**, KPB 1.20.010(A) provides that the borough assembly shall determine the locations and names of school buildings with due consideration of the recommendations of the borough school board and the borough planning commission; and
- WHEREAS**, at its meeting of November 3, 2003, the Kenai Peninsula Borough Board of Education unanimously approved a recommendation from the school district administration that the board surplus Nikiski Elementary School facility on August 31, 2004, with the stipulation that the borough administration grant the school district the right to reoccupy the building in the following 24 months should there be a significant increase in the area student population; and
- WHEREAS**, at its meeting of January 12, 2004, the Kenai Peninsula Borough Planning Commission recommended adoption by unanimous consent; and
- WHEREAS**, the North Peninsula Recreation Service Area's ("NPRSA") primary facilities are located immediately adjacent to the Nikiski Elementary School facility; and
- WHEREAS**, NPRSA has devoted significant effort developing plans for a community recreational center in furtherance of its purposes, which are to provide for recreation services and programs within the service area and to construct, operate, and maintain facilities to provide such services, subject to assembly approval and appropriation of funds and the provisions of KPB 16.04.001; and
- WHEREAS**, at its meeting of November 24, 2003, the NPRSA board voted to proceed with the request to occupy the Nikiski Elementary School facility and to fund Phase 1 of the plan to prepare for such occupancy; and
- WHEREAS**, the public works department has worked with NPRSA to develop preliminary designs for possible conversion of the Nikiski Elementary School facility by NPRSA for community recreational purposes;

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

SECTION 1. That the building known as the Nikiski Elementary School facility is accepted as a surplus facility as of August 31, 2004, and shall no longer be considered a school building, subject to the terms and conditions of this resolution.

SECTION 2. That the school district may reoccupy the Nikiski Elementary School facility on or before August 31, 2006, should there be a growth in student population in the Nikiski area that North Star Elementary School cannot accommodate, subject to assembly approval after considering recommendations of the borough school board and the borough planning commission.

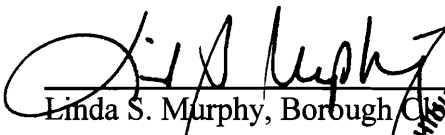
SECTION 3. That management authority of the site formerly known as the Nikiski Elementary School facility shall be conveyed to NPRSA on September 1, 2004, subject to NPRSA board and assembly approval of the facility design and appropriation of service area funds as may be necessary to complete the design and construction of necessary renovations for the facility.

SECTION 4. That this resolution shall take effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 20TH DAY OF JANUARY, 2004.


Pete Sprague, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

