

Introduced by:

Mayor

Date:

08/15/00

Action:

Adopted

Vote:

8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2000-073
(MAYOR) SUBSTITUTE**

**A RESOLUTION AWARDING A CONTRACT AND AUTHORIZING A LEASE FOR
OFFICE SPACE FOR THE COMMUNITY AND ECONOMIC DEVELOPMENT
DEPARTMENT**

WHEREAS, there is a need for office space for the Community and Economic Development Department that cannot be met by the borough's present office space; and

WHEREAS, a Request for Proposal (RFP) for office space lease was issued by the Finance Department on behalf of the Community and Economic Development Department; and

WHEREAS, fifteen proposals were issued and four proposals were received; and

WHEREAS, all proposals were evaluated independently by a committee of administrative personnel; and

WHEREAS, Tom Landess (Red Diamond Center) submitted the highest ranking proposal; and

WHEREAS, the planning commission recommended approval of the lease at its August 14, 2000, meeting.

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

SECTION 1. That an exception to KPB 17.10.040(B) (2) is hereby granted under KPB 17.10.230.

- (1) that special circumstances or conditions exist.

FINDING: Special circumstances exist not to classify the land as the borough will not obtain title, but instead will only lease space in a building. Per KPB 17.10.080, the borough does not classify premises it leases.

- (2) that the exception is necessary for the preservation and enjoyment of a substantial property right and is the most practical manner of complying with the intent of this chapter.

FINDING: The borough does not interfere with private property rights by classifying lessor's lands; the classification system is intended for borough-owned lands.

- (3) that the granting of the exception will not be detrimental to the public welfare or injurious to other property in the area.

FINDING: providing adequate office space for a borough community & economic development department promotes public welfare by making the department accessible to the community in a business area and the use of a building for office space in a commercial building is a compatible use and will not injure other property in the area.

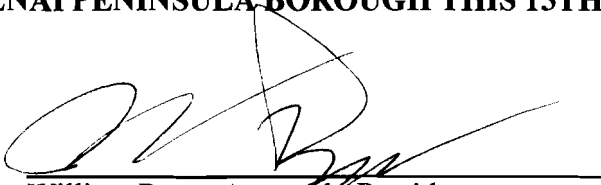
SECTION 2. That the contract for office space lease be awarded to Tom Landess under the following terms: 2000 square feet of space in Red Diamond Center, legally described as Building D Suite 16 and 17 TR 1B1 according to K-B Subdivision Part 8, be leased for a one-year term starting on or about September 15, 2000, for the sum of \$1,990 per month, with option to renew for up to four additional one-year periods, subject to assembly appropriation.

SECTION 3. Funds are available for this rental agreement in Account No. 275.11225.43810.

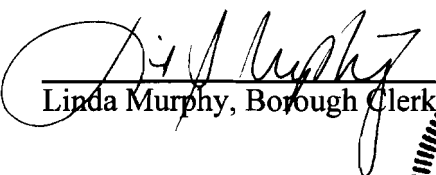
SECTION 4. That the mayor is authorized to execute all documents and make all agreements deemed necessary in accordance with this resolution.

SECTION 5. That this resolution take effect immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 15TH DAY OF AUGUST, 2000.


William Popp, Assembly President

ATTEST:


Linda Murphy, Borough Clerk

