

Introduced by: Mayor
Date: 12/07/21
Hearing: 01/04/22
Action: Enacted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2021-19-31**

**AN ORDINANCE APPROPRIATING \$770,164 TO THE SOUTH BEND BLUFF
ESTATES ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

- WHEREAS,** KPB Chapter 14.31 provides authority for creating and financing road improvement assessment districts for improvements to roads in public rights-of-way; and
- WHEREAS,** a petition has been received requesting the formation of a special assessment district for paving improvements for South Bend Bluff Estates located off of Ciechanski Road; and
- WHEREAS,** the assembly will consider a resolution on January 4, 2022 to form the South Bend Bluff Estates Road Improvement Assessment District (“RIAD”) and proceed with the improvement; and
- WHEREAS,** KPB 14.31.070(D) requires signatures of the owners of more than 60 percent of the parcels within the proposed district sign the petition, and 78.43 percent have signed the petition; and
- WHEREAS,** KPB 14.31.070(D)(b) requires signatures of the owners of at least 60 percent in value of the property to be benefited and 84.15 percent have signed the petition; and
- WHEREAS,** the Road Service Area Board adopted RSA Resolution 2021-06 to fund a 50 percent match of \$385,082 from the RIAD Match Fund; and
- WHEREAS,** financing is necessary to complete the administrative requirements of the ordinance and regulations; and
- WHEREAS,** pursuant to KPB 5.10.040(A)(13) the borough may invest in special assessment districts; and
- WHEREAS,** the estimated total cost of the project of \$770,164 less the 50 percent Road Service Area match of \$385,082 is to be provided as an investment by the General Fund (\$385,082) which will be repaid with interest by assessments on the parcels within the district; and

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

SECTION 1. That the amount of \$385,082 is appropriated from the General Fund fund balance account number 100.27910 to be transferred to account number 841.94912.SBEND.49999 for the South Bend Bluff Estates RIAD.

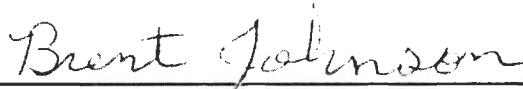
SECTION 2. That the special assessment fund shall repay to the General Fund the full amount invested by the General Fund with interest though payments made on the special assessments levied.

SECTION 3. That the amount of \$385,082 is appropriated from the Road Service Area RIAD Match Fund fund balance account number 238.27910 to be transferred to the South Bend Bluff Estates Special Assessment Fund account number 841.94912.SBEND.49999.

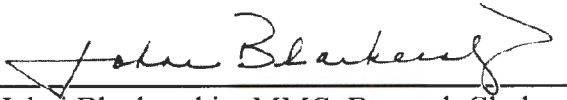
SECTION 4. That the appropriations made in this ordinance are of a project length nature and as such do not lapse at the end of any particular fiscal year.

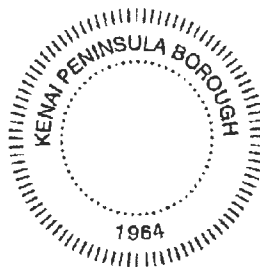
SECTION 5. That this ordinance shall become effective immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 4TH DAY OF JANUARY, 2022.


Brent Johnson, Assembly President

ATTEST:


John Blankenship, MMC, Borough Clerk



Yes: Bjorkman, Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Tupper, Johnson
No: None
Absent: None