

KENAI PENINSULA BOROUGH

Kenai Peninsula Borough Assembly

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Dale Bagley, Assembly President
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MEMORANDUM

TO: Dale Bagley, Assembly President
Members, Kenai Peninsula Borough Assembly

FROM: Mako Haggerty, Assembly member *JB for Mako Haggerty*
Brent Johnson, Assembly member *JB for Brent Johnson*

DATE: July 28, 2015

SUBJECT: Amendment to Ordinance 2015-18, An Ordinance Amending The South Kenai Peninsula Hospital Service Area Boundaries To Include Certain Geographical Areas In And Around Seldovia In The Service Area

During the community meeting held for this ordinance, the public expressed concerns that residents of the area outside of both the current South Kenai Peninsula Hospital Service Area (SKPHSA), inside the City of Seldovia, and those living in the existing SKPHSA should be allowed to vote separately on the question of whether this boundary line shall be changed. I am proposing the following amendments to this ordinance that would enable all three groups to vote separately, and make passage of the boundary change contingent on the approval of the voters in each group. Additions are in **bold and underlined**, and deletions are **[BRACKETED, IN BOLD AND ALL CAPS]**.

➤ Amend the last whereas clause and insert a new whereas clause after the last whereas clause as follows:

WHEREAS, as the city of Seldovia is included in the proposed service area, **state statute requires that it's inclusion** must either **[AGREE] be approved** by ordinance or **[BE APPROVED]** separately by a majority of the voters residing inside the city and a majority of the remaining voters in the proposed service area; **and**

WHEREAS, **because residents outside of both the City of Seldovia and the current SKPHSA will be significantly affected by the outcome of this question, it is appropriate to make approval of this boundary change contingent upon the separate passage of this question by all three groups including this group of voters, the residents of the City of Seldovia, and the residents of the current service area;**

➤ Amend Section 2 as follows:

SECTION 2. That a proposition shall be presented to all voters residing in the existing and proposed amended area of the South Kenai Peninsula Hospital Service Area as follows:

Shall the South Kenai Peninsula Hospital Service Area boundaries be amended to include the area described in KPB Ordinance 2015-18? This amendment would include Seldovia and other South Kachemak Bay areas previously excepted.

YES _____ A yes vote shall mean that you approve including these additional areas in the South Kenai Peninsula Hospital Service Area.

NO _____ A no vote means that you oppose including these additional areas in the South Kenai Peninsula Hospital Service Area.

➤ Amend Section 4 as follows:

SECTION 4. That section 1 of this ordinance shall take effect only upon separate approval of the proposition in section 2 by a majority of the voters [**VOTING**] in the existing **SKPHSA boundaries, [AND] the voters in the** proposed new boundaries of the service area **outside of both the city of Seldovia and the existing SKPHSA boundaries, and the voters in the City of Seldovia** during the regular KPB election scheduled for October 6, 2015. That sections 2, 3, 4 and 5 of this ordinance shall take effect immediately upon its enactment.

Your approval would be appreciated.