



KENAI PENINSULA BOROUGH

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**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Kelly Cooper, Assembly President
Kenai Peninsula Borough Assembly Members

FROM: Mike Navarre, Borough Mayor *MN*

DATE: August 14, 2017

SUBJECT: Amendment to Ordinance 2017-19-03, Appropriating \$1,500 for Costs of Printing and Distributing Information about the Ballot Proposition Seeking Voter Approval to Adopt an Additional Sales Tax on Temporary Lodging Facilities to Ensure Compliance with Legal Restrictions on the Use of Borough Funds and Assets Related to Ballot Propositions (Mayor)

Ordinance 2017-23, which would increase the maximum amount subject to sales tax to \$1,000 excepting residential rentals, was proposed as an alternative to ordinance 2017-17, the temporary lodging tax ordinance. If ordinance 2017-17 is defeated and ordinance 2017-23 is enacted, the administration requests that this ordinance be amended to allow the use of \$1,500 and the mayor's staff to distribute information to the public about ordinance 2017-23.

Please note that the **bold and underlined** language is new and the ~~**bolded and crossed out**~~ language is to be deleted.

➤ Amend the ordinance title, as follows:

AN ORDINANCE APPROPRIATING \$1,500 FOR THE COSTS OF PRINTING AND DISTRIBUTING INFORMATION ABOUT THE BALLOT PROPOSITION SEEKING VOTER APPROVAL TO ~~[ADOPT AN ADDITIONAL SALES TAX ON TEMPORARY LODGING FACILITIES]~~ **INCREASE THE MAXIMUM AMOUNT OF A SALE SUBJECT TO THE BOROUGH SALES TAX TO \$1,000, EXCEPT FOR RESIDENTIAL RENTALS,** TO ENSURE COMPLIANCE WITH LEGAL RESTRICTIONS ON THE USE OF BOROUGH FUNDS AND ASSETS RELATED TO BALLOT PROPOSITIONS

- Amend the first whereas clause, as follows:

WHEREAS, the assembly approved Ordinance 2017-~~[17]~~**23**, providing for the submission of a ballot proposition to the qualified voters of the Kenai Peninsula Borough, Alaska, concerning the proposed ~~{additional sales tax on temporary lodging facilities}~~ **increase to the maximum amount of a sale subject to the borough sales tax to \$1,000, except for residential rentals;** and

- Amend Section 1, as follows:

SECTION 1. The sum of \$1,500 is hereby appropriated from the general fund, fund balance account 100.00000.00000.27910, to account number 100.11210.18~~{BTX}~~**STC**.43011, which may be used to influence the outcome of the election on October 3, 2017, on the ballot proposition concerning the proposed ~~{additional sales tax on hotels, motels, bed and breakfasts, inns, lodges and other such temporary stay accommodations;}~~ **increase to the maximum amount of a sale subject to the borough sales tax to \$1,000, except for residential rentals.**

- Amend Section 2, as follows:

SECTION 2. Notwithstanding KPB 4.10.100, the mayor and his staff are authorized to publicly distribute informational hand-outs and make presentations related to the proposed ~~{additional sales tax proposed}~~ **increase in the maximum taxable amount to \$1,000** in the ballot proposition, with costs not to exceed the appropriated funds.