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MEMORANDUM

TO: Assembly President Ron Long
Members of the Assembly

FROM:  Sherry Biggs, Borough Clerk

DATE: May 3, 2006

SUBJECT: Postponed Motion from the May 2, 2006 Meeting
Item O. Unfinished Business

The following motion, as amended, was before the Assembly at the May 2nd meeting. Assembly Member Superman moved to postpone this until the May 16, 2006 Regular Assembly meeting.

"That the assembly supports and agrees with the Mayor's position that the Borough should seriously consider filing a lawsuit against the state regarding inadequate education funding. Therefore, the Mayor is authorized to investigate legal options and, if he finds it to be in the best interest of the Borough to file an action, he shall seek authority from the Assembly to do so."



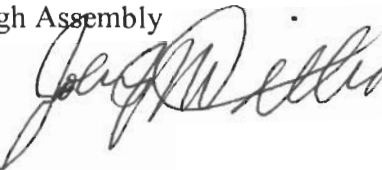
KENAI PENINSULA BOROUGH

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MEMORANDUM

JOHN J. WILLIAMS
MAYOR

TO: Ron Long, Assembly President
Members, Kenai Peninsula Borough Assembly

FROM: John J. Williams, Borough Mayor 

DATE: May 2, 2006

SUBJECT: Proposed lawsuit against State of Alaska for Education Funding

As you are aware, for years, representatives and parents from the Kenai Peninsula Borough and School District have attempted to convince the State of Alaska to increase its level of funding for education. While the state legislature has increased the student allotment for several years, this increase has been inadequate to properly fund education. Additionally, the Kenai Peninsula Borough administration believes that state funding for education fails to recognize the costs associated with providing educational resources to its remote locations, at-risk students, and special needs students.

It appears at this point that the state will fail to provide sufficient funding in this year's budget for the school district to provide an appropriate education for its students. Currently the administration has identified \$100,000 that could be made available to spend on such litigation. If more funds are needed than are currently available for litigation, then the administration will seek an additional appropriation from the assembly.

The administration respectfully requests that the assembly consider and pass the following motion:

“That the mayor is authorized to review and investigate legal options and, if he finds it to be in the best interests of the borough and school district, to file a lawsuit against the State of Alaska to increase funding available for education. This may include increasing funding for the Kenai Peninsula Borough School District as well as the total funding appropriated for education.”