

Introduced by: Mayor
Date: 01/18/11
Hearing: 02/15/11
Action: Enacted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2011-01**

**AN ORDINANCE AUTHORIZING THE PURCHASE FOR \$2,900 OF ALL
OWNERSHIP RIGHTS TO A DESIGN CREATED BY K AND H GRAPHICS
AND ENACTING KP.B 1.04.050, ADOPTING A BOROUGH LOGO**

WHEREAS, in 1992 the Kenai Peninsula Borough Assembly adopted resolution 92-31, A Resolution Calling for an Art Contest for the Design of a Borough Logo; and

WHEREAS, a contest was held and winners were selected, however, the contest did not result in the adoption of a borough logo; and

WHEREAS, in early 1995 the borough entered into a business relationship with Kevin Hall of K and H Graphics to design a logo or lapel pin; and

WHEREAS, ordinance 95-22, An Ordinance Adopting a Borough Logo, which proposed adopting as a logo one of two designs created by Mr. Hall, was defeated on September 5, 1995; and

WHEREAS, committee notes and minutes from the assembly meetings indicate that a decision was made to commission a lapel pin and delay a decision on the adoption of a borough logo until further research could be done on the winners of the art contest held in 1992, the results of which appeared to have been lost at the time; and

WHEREAS, since 1995 no further assembly action has been taken to adopt a borough logo; and

WHEREAS, while the borough has used a design created by Mr. Hall as letterhead and a de facto logo, the borough has never officially adopted the logo or obtained exclusive ownership rights to the design; and

WHEREAS, the borough administration desires the assembly to officially adopt a borough logo and obtain full ownership rights from the creator; and

WHEREAS, because the borough already uses the design proposed to be adopted by this ordinance there should be little fiscal impact to the borough aside from a fee of \$2,900 to buy the necessary ownership rights from the creator to enable the borough to further use and copyright the image; and

WHEREAS, funds are available in the mayor's peninsula promotion account to cover the necessary costs of obtaining further ownership rights to the design;

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

SECTION 1. That the mayor is authorized to enter into an agreement with Kevin Hall of K and H Graphics, to pay up to \$2,900 to obtain all outstanding ownership rights to the design shown in section 3 of this ordinance and in Attachment A to this ordinance in order that the borough may use the design as a logo and proceed with obtaining a copyright of the design.

SECTION 2. That the logo set forth below, and shown in greater detail in Attachment A to this ordinance, is adopted as a logo of the Kenai Peninsula Borough.

SECTION 3. That a new Section 1.04.050 shall be added to the Borough Code of Ordinances to read:

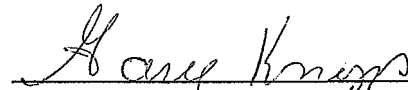
1.04.050. Borough Logo.

That the logo set forth below is adopted as the logo of the Kenai Peninsula Borough.



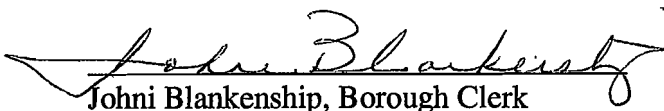
SECTION 4. That sections 1 and 4 of this ordinance shall take effect immediately upon its enactment, and sections 2 and 3 shall take effect upon completion of the purchase authorized in section 1 of this ordinance.

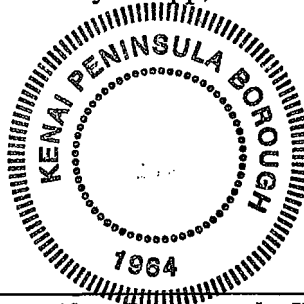
ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 15TH DAY OF FEBRUARY, 2011.



Gary Knopp, Assembly President

ATTEST:


Johni Blankenship, Borough Clerk



Yes: Haggerty, Johnson, McClure, Murphy, Pierce, Smalley, Smith, Tauriainen, Knopp

No: None

Absent: None



ATTACHMENT A