

Introduced by: Mayor  
Date: 12/10/02  
Hearing: 01/07/03  
Action: Enacted  
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2002-19-27**

**AN ORDINANCE ACCEPTING AND APPROPRIATING STATE AND FEDERAL FUNDS TOTALING \$1,250,000 FOR PRELIMINARY ENGINEERING UP TO AND INCLUDING ENVIRONMENTAL DOCUMENT APPROVAL FOR THE PROPOSED KENAI SPUR ROAD EXTENSION**

- WHEREAS**, on December 7, 1998, confirmation from the Commissioner of the Alaska Department of Transportation and Public Facilities (DOTPF) was received of a reimbursable federal grant through the TEA-21 program for the extension of the Kenai Spur Highway, designated as a "high priority project"; and
- WHEREAS**, notification of the federal congressional grant of approximately \$5,800,000 was received on February 21, 2002, as listed in State of Alaska HCS CSSB 29(FIN) am H Chapt. 61, p.41, line 10; and
- WHEREAS**, the subject federal grant was later adjusted, per the appropriate 2002 year's multiplier, to be listed as \$5,280,000, (representing 80 percent of the total project budget); and
- WHEREAS**, this grant requires a non-federal match of 20% from the sponsoring agency, for a total value of \$1,320,000 based on this project's current budget of \$6,600,000 ; and
- WHEREAS**, a legislative grant from the State of Alaska for \$250,000 was awarded to DOTPF toward the required match (HCS CSSB 29(FIN) am H Chapt. 61, p. 26, line 11-13); and
- WHEREAS**, the Federal Highway Administration has delegated the administration of this project to DOTPF and issued Project Development Authorization for preliminary engineering through environmental document approval on March 12, 2002; and
- WHEREAS**, Resolution 2002-142 was approved by the assembly on November 19, 2002, transferring the responsibility for design, construction, and maintenance of the project to the Kenai Peninsula Borough through a memorandum of agreement (MOA); and
- WHEREAS**, the memorandum of agreement covers Phase I of the project, which entails preliminary engineering and design; and

**WHEREAS,** it is necessary to appropriate the state match funds of \$250,000 and \$1,000,000 in federal grant funds for the preliminary engineering and environmental phase of the project; and

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


**SECTION 1.** That the mayor is authorized to accept \$1,000,000 from the U.S. Department of Transportation, Federal Highway Administration, and \$250,000 from the State of Alaska (Legislative Grant), through the State of Alaska Department of Transportation, and is authorized to execute all documents deemed necessary to accept the funds.

**SECTION 2.** That funds in the amount of \$1,250,000 are appropriated to account 434.33950.SPURX.49999 for the purpose of preliminary engineering up to and including environmental approval for the extension of the Kenai Spur Road from its current terminus at milepost 38.42, as approved by Resolution 2002-142 and the associated memorandum of agreement.

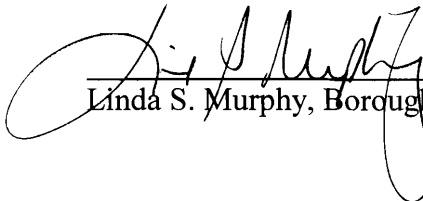
**SECTION 3.** That due to the length and nature of this project, the appropriations established through this ordinance shall not lapse at the end of any particular fiscal year.

**SECTION 4.** This ordinance shall become effective immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH DAY OF JANUARY, 2003.**

  
Pete Sprague, Assembly President

ATTEST:

  
Linda S. Murphy, Borough Clerk

