

Introduced by:	Mayor
Date:	04/05/05
Hearing:	05/03/05
Action:	Enacted
Vote:	9 Yes, 0 No

**KENAI PENINSULA BOROUGH
ORDINANCE 2004-19-49**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A STATE GRANT IN THE
AMOUNT OF \$45,000 FOR THE NIKISKI COMMUNITY CENTER RENOVATIONS**

WHEREAS, the North Peninsula Recreation Service Area Board (“Service Area”) and the Nikiski Community Council (“Community Council”) have identified the need for a community center in Nikiski and for the past few years have included a request for funding in the Borough’s legislative priorities; and

WHEREAS, in resolution 2005-016 the assembly authorized the mayor to negotiate a use and occupancy agreement in which the North Peninsula Recreation Service Area could occupy three areas of the Nikiski Elementary School building for providing various athletic programs, arts, crafts, and summer camp programs, and a teen recreation center, with parts of the building also being available for occasional community meetings when not in use for the teen center, all of which are envisioned uses of a community center; and

WHEREAS, Senate Bill 283, which appropriated funding to the Borough for this project, was passed by the State Legislature and signed by the Governor in July 2004; and

WHEREAS, notice has been received from the Alaska Department of Commerce, Community and Economic Development that a legislative grant has been awarded to the Borough in the amount of \$45,000 for “the North Peninsula Community Council Nikiski Community Center Renovation”; and

WHEREAS, since the Service Area has the legal power to conduct recreational activities, the Borough can accept this grant on behalf of the Service Area to be used for recreational purposes; and

WHEREAS, because the Community Council is named in the grant appropriating language and the Borough is the named recipient, the Borough, through the Service Area, will work with the Community Council to fulfill the purpose of the grant within the legal authority of the Service Area; and

WHEREAS, at its regular meeting on February 28, 2005, the Service Area Board of Directors recommended that the Borough accept the grant; and

WHEREAS, at its regular meeting on March 7, 2005, the Community Council Board of Directors recommended that the Borough accept the grant;

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

SECTION 1. That the mayor is authorized to accept a grant from the Department of Commerce, Community and Economic Development in the amount of \$45,000 for the Nikiski Community Center renovation project, and is authorized to execute a grant agreement and any other documents deemed necessary to accept and expend the grant and to fulfill the intents and purposes of this ordinance.

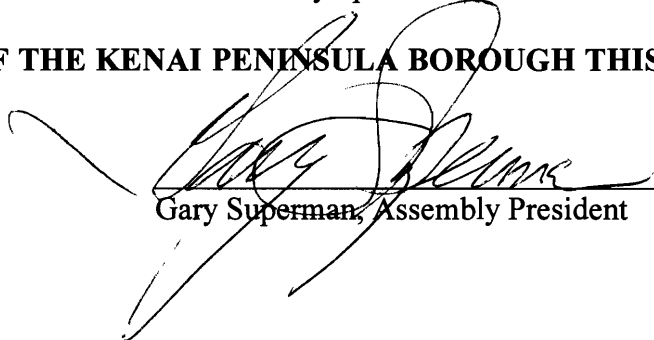
SECTION 2. That funds in the amount of \$45,000 are appropriated to account 459.61110.05213.49999.

SECTION 3. That no expenditures of these grant funds shall be made without the concurrence of both the Service Area Board and the Community Council and shall only be spent for purposes authorized by the grant and within the authority of the Service Area.

SECTION 4. 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.

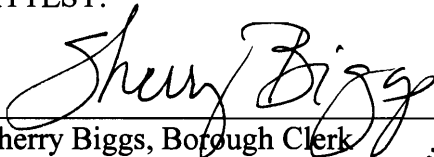
SECTION 5. This ordinance shall become effective immediately upon enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 3RD DAY OF MAY, 2005.



Gary Superman, Assembly President

ATTEST:



Sherry Biggs, Borough Clerk

