

Introduced by: Mayor
Date: 09/18/07
Hearing: 10/23/07
Action: Amended by Ordinance 2007-19-25 (Mayor's) Substitute

**KENAI PENINSULA BOROUGH
ORDINANCE 2007-19-25**

**AN ORDINANCE ACCEPTING \$3,400,000 FROM THE STATE OF ALASKA FOR
KEYSTONE DRIVE ROAD IMPROVEMENTS AND APPROPRIATING THE GRANT
TO A ROAD SERVICE AREA CAPITAL PROJECT ACCOUNT**

- WHEREAS,** Keystone Drive is a Kenai Peninsula Borough Road Service Area ("RSA") collector road, located along the Kenai River, that services local residences, tourist-oriented businesses, federally managed and private park facilities, and a public boat launch; and
- WHEREAS,** this project has been included on the Borough's state priorities list since 2002; and
- WHEREAS,** community efforts have generated nearly \$7 million in federal and state funds earmarked specifically for a Keystone Drive road improvement project; and
- WHEREAS,** on February 15, 2005, Ordinance 2004-19-34 was enacted which accepted and appropriated initial federal funding in the amount of \$909,700 to begin the project; and
- WHEREAS,** on July 12, 2005, Ordinance 2005-19-01 was enacted which accepted and appropriated additional federal funding in the amount of \$2 Million to continue the Keystone Drive road improvement project; and
- WHEREAS,** on September 5, 2006, Ordinance 2006-19-11 was enacted which accepted and appropriated state funding in the amount of \$325,080 as additional funding for the project and to use as a match for the federal funding; and
- WHEREAS,** the Borough has received notification from the Alaska Department of Transportation and Public Facilities ("DOT/PF") that an additional \$3.4 million is available for the Keystone Drive road improvement project; and
- WHEREAS,** the Borough has entered into a Memorandum of Agreement with DOT/PF to manage the project in coordination with DOT/PF personnel in order to assure the road is designed and constructed to Borough road standards; and
- WHEREAS,** road improvements to Keystone Drive will be a major economical benefit to the Borough, will enhance the health and safety of area residents, and will be a positive environmental influence to the Kenai River; and

WHEREAS, pursuant to KPB Resolution 2006-036 a fee of 3.04% of the grant amount will be charged against the grant to cover general administrative costs;

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 Alaska Department of Transportation and Public Facilities in the amount of \$3,400,000 for the Keystone Drive road improvement project, and is authorized to execute a grant agreement, or memorandum of 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 grant funds in the amount of \$3,400,000 are hereby appropriated to account 434.33950.KEYS8.43011.

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 enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS * DAY OF * 2007.

Grace Merkes, Assembly President

ATTEST:

Sherry Biggs, Borough Clerk

Yes:

No:

Absent: