

Introduced by: Mayor  
Date: 12/04/07  
Hearing: 01/08/08  
Action: Enacted  
Vote: 8 Yes, 1 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2007-19-34**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A STATE GRANT IN THE AMOUNT OF \$100,000 TO PROVIDE FISHING OPPORTUNITIES FOR DISABLED VETERANS AND AUTHORIZING A SOLE SOURCE AGREEMENT WITH THE LAST FRONTIERSMAN TO PROVIDE THE SERVICES**

- WHEREAS,** Senate Bill 53 was passed by the State Legislature and signed by the Governor in July 2007 and appropriated \$100,000 to the Borough for recreational fishing activities for disabled veterans; 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 \$100,000 for recreational fishing activities for disabled veterans; and
- WHEREAS,** pursuant to AS 29.35.210(a)(8) and KPB 19.30.010, the borough has the authority to assist with economic development projects in areas outside the cities; and
- WHEREAS,** recreational opportunities on the Kenai Peninsula for disabled persons are extremely limited; and
- WHEREAS,** Dan McDowell, owner of The Last Frontiersman a charter boat operation on the Kenai River, has constructed a fishing boat that is wheelchair accessible and provides fishing services for people with walkers and wheelchairs, especially veterans, and is the only known peninsula business that provides this unique service; and
- WHEREAS,** since The Last Frontiersman is the only known local entity with personnel who fully understand the needs and requirements, and have the knowledge and expertise, for providing fishing services to disabled persons, it would be the most appropriate party to fulfill the legislative intent of SB 53 and the purposes of the grant; and
- WHEREAS,** it is in the best interest of the Borough to provide recreational activities for all to enjoy, including those with special needs, thus creating economic opportunities for local businesses;

**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 \$100,000 for recreational fishing activities for disabled veterans, 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 grant funds in the amount of \$100,000 are appropriated as follows:

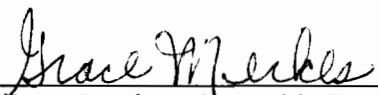
\$97,050.00 to account 217.94910.07141.49999 – Project Contingency Account  
\$ 2,950.00 to account 217.94910.07141.61990 - Administrative service fee

**SECTION 3.** That the mayor is authorized to enter into a sole-source agreement with The Last Frontiersman for the public purpose of providing recreational fishing activities for disabled veterans, such agreement not to exceed \$97,050.00.

**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.

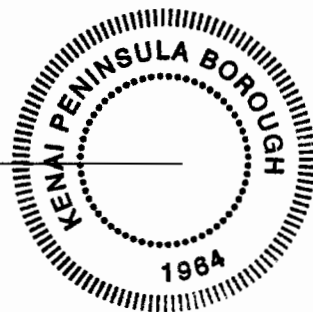
**SECTION 5.** This ordinance shall become effective immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 8TH DAY OF JANUARY, 2008.**

  
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Grace Merkes, Assembly President

ATTEST:

  
\_\_\_\_\_  
Sherry Biggs, Borough Clerk



Yes: Fischer, Gilman, Knopp, Long, Martin, Smith, Sprague, Superman  
No: Merkes  
Absent: None