

Introduced by:	Mayor
Date:	02/19/08
Hearing:	04/01/08
Action:	Failed to Enact
Vote:	4 Yes, 5 No, 0 Absent
Action:	Reconsideration Filed by Martin
Date:	04/15/08
Action:	Reconsidered and Enacted as Amended
Vote:	8 Yes, 1 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2007-19-39**

**AN ORDINANCE APPROPRIATING \$100,000 FROM THE GENERAL FUND TO THE  
KENAI WATERSHED FORUM TO FUND RESTORATION PROJECTS AT  
ANADROMOUS STREAM CROSSINGS**

**WHEREAS,** the Kenai Watershed Forum (KWF) is an Alaskan nonprofit corporation dedicated to maintaining the health of the watershed on the Kenai Peninsula using education and outreach, restoration, and research programs; and

**WHEREAS,** since other organizations are focusing their efforts on bank habitat and providing responsible access, KWF has decided to focus its efforts upon restoring fish passage and has completed one to two projects each year since 2002; and

**WHEREAS,** the Borough receives revenues from the State’s fish tax, such revenues averaging approximately \$647,000 per year, depending upon the success of the commercial fishing industry for each year; and

**WHEREAS,** improved fishery habitat is anticipated to provide greater returns in the number of salmon returning to their spawning grounds, improving the number of fish available to be caught by fishermen, thus increasing the fish tax revenues for the Borough; and

**WHEREAS,** KPB Chapter 19.30.010 authorizes the borough to provide for economic development within the borough in the areas outside of the cities pursuant to AS 29.35.210(a)(8); and

**WHEREAS,** increasing the number of salmon available to be caught will benefit the economy; and

**WHEREAS,** Goal 7.7, Objective 1 of the Borough’s Comprehensive Plan dated June 2005, is “to minimize adverse impacts to critical habitat and populations of sensitive, threatened and endangered fish, plant, and wildlife species”; and

**WHEREAS,** Goal 7.7, Objective 2 of the comprehensive plan is to collaborate with state, federal, and local agencies to protect critical wildlife habitat areas; and

**WHEREAS,** funding efforts by KWF to be used toward restoring fish passage is consistent with these goals; and

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

**SECTION 1.** That \$100,000 is appropriated from the general fund to account No. 100.94910.08KWF.43011 (project contract services), to fund a grant agreement with the Kenai Watershed Forum to support its restoration projects at anadromous stream crossings in areas of the borough outside of the cities.

**SECTION 2.** The provisions of KPB 19.30.020 through KPB 19.30.070, establishing procedures and requirements for assisting economic development proposals, shall not apply to this project.

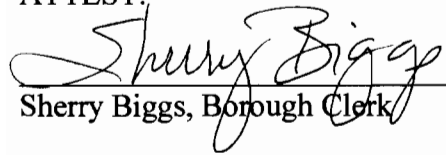
**SECTION 3.** That the mayor is authorized to execute all documents and make all agreements deemed necessary to fulfill the intent and purpose of this ordinance.

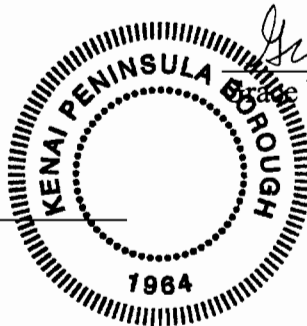
**SECTION 4.** That due to the length and nature of this project, the appropriation established through this ordinance shall not lapse at the end of any particular fiscal year.

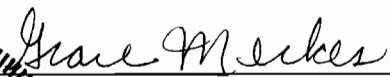
**SECTION 5.** This ordinance shall become effective immediately upon enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 15TH DAY OF APRIL, 2008.**

ATTEST:

  
Sherry Biggs, Borough Clerk



  
Grace Merkes, Assembly President

Vote on original motion to enact:

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

Vote on motion to reconsider:

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

**Vote on motion to enact:**

**Yes:** Fischer, Gilman, Long, Martin, Smith, Sprague, Superman, Merkes

**No:** Knopp

**Absent:** None