

Introduced by:	Mayor
Date:	01/19/10
Hearing:	02/16/10
Action:	Enacted
Vote:	5 Yes, 3 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2009-19-26**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT OF \$250,000 FROM
THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR THE
PURPOSE OF CONDUCTING THE COOK INLET MARINE VESSEL TRAFFIC RISK
ASSESSMENT STUDY, AND AUTHORIZING THE MAYOR TO CONTRACT WITH
COOK INLET REGIONAL CITIZENS ADVISORY COUNCIL
TO PROVIDE THE SERVICES**

WHEREAS, careful assessment of the risks posed by marine vessel traffic in Cook Inlet is important to protecting Alaska's coastal resources; and

WHEREAS, partnerships between state and federal agencies, local communities, vessel and facility contingency plan holders, and citizens advisory groups can lead to a more coordinated and effective response network in Cook Inlet; and

WHEREAS, the development of a marine vessel traffic risk assessment study will enhance spill prevention and safe navigation and advance the level of planning and preparedness for oil and hazardous substance releases in Cook Inlet; and

WHEREAS, Alaska Department of Environmental Conservation (ADEC) has contacted the Cook Inlet Regional Citizens Advisory Council (CIRCAC) and the Kenai Peninsula Borough to request that the borough accept the grant in the amount of \$250,000 to be used by CIRCAC for conducting the risk assessment study; and

WHEREAS, CIRCAC is a federally mandated nonprofit corporation formed to represent the citizens of Cook Inlet with the goal of maintaining the Cook Inlet waterway and promoting environmentally safe marine transportation and oil facility operations in Cook Inlet; and

WHEREAS, the borough is authorized by AS 29.35.210 (13) to "contain, clean up, or prevent a release or threatened release of oil or a hazardous substance" on a nonareawide basis and is required to exercise planning powers on an areawide basis in accordance with AS 29.40.010-.200; and

WHEREAS, it is in the best interest of the borough to accept these funds and to contract with CIRCAC to conduct the marine vessel traffic risk assessment study for Cook Inlet;

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

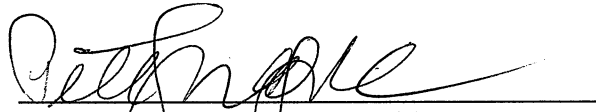
SECTION 1. That the Kenai Peninsula Borough Assembly hereby accepts the grant in the amount of \$250,000 from the Alaska Department of Environmental Conservation to fund and implement the risk assessment study.

SECTION 2. That the sum of \$250,000 is hereby appropriated to account no. 271.94910. 10CIR.49999, a project account.

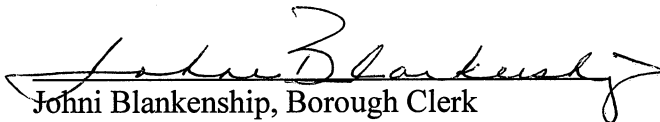
SECTION 3. That the mayor is authorized to sign any documents necessary to effectuate the purposes of this ordinance and to contract with the Cook Inlet Regional Citizens Advisory Council to conduct the Cook Inlet Marine Traffic Risk Assessment Study.

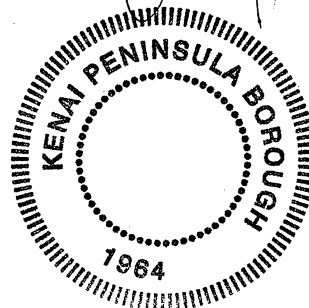
SECTION 4. This ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 16TH DAY OF FEBRUARY, 2010.


Pete Sprague, Assembly President

ATTEST:


Johni Blankenship, Borough Clerk



Yes: Haggerty, McClure, Smalley, Smith, Sprague
No: Fischer, Pierce, Superman
Absent: Knopp