

Introduced by:	Knopp, Mayor
Date:	08/18/09
Action:	Adopted
Vote:	7 Yes, 0 No, 1 Absent, 1 Abstention

**KENAI PENINSULA BOROUGH
RESOLUTION 2009-074**

**A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE WITH THE CITY
OF KENAI TO MANUFACTURE AND REMOVE FILTER ROCK, "B" ROCK, AND
ARMOR ROCK FROM KENAI PENINSULA BOROUGH ROCK QUARRIES**

- WHEREAS,** the ongoing erosion of the Kenai River bluff has caused the loss of property, infrastructure, and other improvements and has also inhibited investment and development, depressing values of properties in the City of Kenai and the Kenai Peninsula Borough; and
- WHEREAS,** the U.S. Army Corps of Engineers has undertaken a project to determine feasibility, design, and construction of an erosion control project to eliminate the ongoing erosion of the Kenai River bluff; and
- WHEREAS,** the City of Kenai requires approximately 20,000 tons of filter rock, 30,000 tons of "B" rock, and 50,000 tons of armor rock as an integral component of this project; and
- WHEREAS,** the Kenai Peninsula Borough assembly supports the City of Kenai's efforts to acquire and utilize this rock from the borough on terms negotiated with the borough mayor; and
- WHEREAS,** the Kenai Peninsula Borough owns several hard rock quarries which may contain rock meeting the U.S. Army Corp of Engineers' specifications; and
- WHEREAS,** a significant amount of by-product (smaller rock) is produced while manufacturing armor rock, and as much as 500,000 tons of smaller processed rock will remain the property of the Borough and be available for Borough use and/or sale; and
- WHEREAS,** the value of the rock manufactured and used by the City of Kenai on the Bluff Erosion Control Project will be an in-kind contribution to the project, and may leverage as much as \$13,000,000 in federal participation;

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

SECTION 1. That the mayor is authorized to negotiate with the City of Kenai to manufacture and remove filter rock, "B" rock, and armor rock from Kenai Peninsula Borough rock quarries with no borough charge, recognizing the substantial value of the by-product that remains the property of the Borough and the costs incurred by the city in this process.

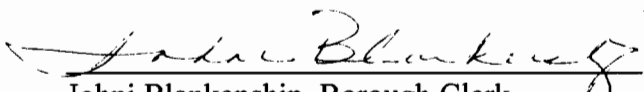
SECTION 2. That the City of Kenai will submit to the Borough a management and mining plan prior to any work being performed.

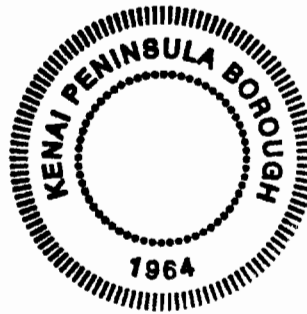
SECTION 3. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 18TH DAY OF AUGUST, 2009.


Milli Martin, Assembly President

ATTEST:


Johni Blankenship, Borough Clerk



Yes: Fischer, Knopp, Pierce, Smith, Sprague, Superman, Martin

No: None

Absent: Long

Abstention: Smalley