

Introduced by: Mayor
Date: 09/05/23
Hearing: 09/19/23
Action: Enacted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2022-19-83**

**AN ORDINANCE APPROPRIATING GENERAL FUNDS TO PROVIDE INTERIM
FUNDING FOR THE CENTRAL PENINSULA LANDFILL LEACHATE
INFRASTRUCTURE IMPROVEMENTS PROJECT**

WHEREAS, on April 18, 2022, the Kenai Peninsula Borough (“Borough”) received notification that the request for congressionally directed spending for the Central Peninsula Landfill Leachate Infrastructure Improvements Project (“Leachate Project”) was funded from the Environmental Protection Agency (“EPA”) at the Central Peninsula Landfill; and

WHEREAS, Ordinance 2022-19-13 was enacted appropriating \$3,360,000 in EPA grant funds for the Leachate Project and related expenditures; and

WHEREAS, though the funds have been appropriated, the Borough has not received official award notification and therefore are requesting that the General Fund provide interim funding for the Leachate Project to move forward with construction bidding; and

WHEREAS, the EPA has indicated that they are in the process of review, have approved the cost share waiver and the sole source justification request, but do not anticipate providing official award of the grant until possibly October 2023; and

WHEREAS, upon official award of the EPA grant and completion of related documents, the grant funds will be effective retroactively allowing the interim funding to be returned to the General Fund;

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

SECTION 1. That the sum of \$3,360,000 is appropriated from the General Fund balance to be transferred to account 411.32122.LEACH.49999 for the purpose of providing interim funding for the Central Peninsula Landfill Leachate Infrastructure Improvements Project and related expenditures to be reimbursed by the Environmental Protection Agency retroactively effective congressionally directed spending award.

SECTION 2. That the appropriations made in this ordinance are of a project length nature and as such do not lapse at the end of any particular fiscal year.

SECTION 3. That this ordinance shall be effective retroactively to July 1, 2022.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 19TH DAY OF SEPTEMBER, 2023.

Brent Johnson

Brent Johnson, Assembly President

ATTEST:

Michele Turner

Michele Turner, CMC, Borough Clerk



Yes: Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Ribbens, Tupper, Johnson

No: None

Absent: None