

Introduced by: Mayor  
Date: 04/18/17  
Hearing: 05/02/17  
Action: Enacted  
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2016-19-38**

**AN ORDINANCE APPROPRIATING \$40,813.20 FROM THE EAGLE LAKE  
RECLAMATION ACCOUNT FOR RECLAMATION WORK COMPLETED AT THE  
EAGLE LAKE MATERIAL SITE DURING THE 2016 OPERATING SEASON**

**WHEREAS,** the Kenai Peninsula Borough owns the Eagle Lake Materials Site and contracts its operation to East Road Services, Inc by Concessionaires Agreement; and

**WHEREAS,** under the concessionaires agreement the borough collects \$1.50/CY in royalty and \$.50/CY in reclamation fees for materials removed under the contract; and

**WHEREAS,** during the 2016 operating season and within FY17, East Road Services, Inc performed reclamation work of value however it was not under contract for that work; and

**WHEREAS,** Land Management has reviewed documentation delivered by East Road Services, Inc and conducted a site review to ascertain the fair value to the borough of the work performed;

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

**SECTION 1.** That \$40,813.20 is appropriated from the Eagle Lake Material Site Reclamation Fund 250.00000.EAGLE.20822 to Contract Services Account No. 250.21210. EAGLE.43011 for reclamation work at the Eagle Lake Material Site.

**SECTION 2.** That the Mayor is authorized to make payment under a change order, to East Road Services, Inc for reclamation work which occurred from July 14, 2016-August 13, 2016 as follows:

12,990 cubic yards of placed material and topsoil: \$34,813.20  
2.45 acres of hydro seeding: \$6,000.00

**SECTION 3.** That the mayor is authorized to execute any and all documents necessary to effect this ordinance.

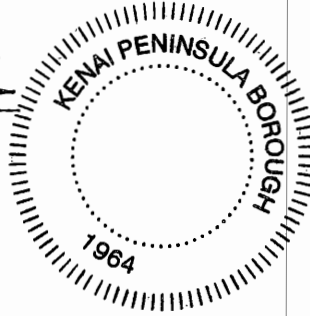
**SECTION 4.** That this ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 2ND DAY OF MAY, 2017.



Kelly Cooper, Assembly President

ATTEST:

  
John Blankenship, MMC, Borough Clerk

Yes: Bagley, Carpenter, Dunne, Fischer, Hibbert, Ogle, Schaefer, Welles, Cooper  
No: None  
Absent: None