

Introduced by: Mayor
Date: 05/02/23
Hearing: 05/16/23
Action: Enacted
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2022-19-68**

AN ORDINANCE ACCEPTING \$708,714.62 AND APPROPRIATING \$424,979 FROM THE STATE OF ALASKA DIVISION OF HOMELAND SECURITY & EMERGENCY MANAGEMENT TO REPAIR DIECKGRAEFF ROAD

WHEREAS, a disaster was declared by Kenai Peninsula Borough (Borough) Mayor Navarre on October 29, 2013, then by the State of Alaska Governor Parnell on November 18, 2013, and by the U.S. President Obama on January 16, 2014; and

WHEREAS, the Federal Declaration DR-4161 approved eligible expenses associated with response, recovery and mitigation to be reimbursed by the Federal Emergency Management Agency and the State of Alaska through the Public Assistance Program (FEMA PA); and

WHEREAS, Dieckgraeff Road, the only ingress and egress to the solid waste facility in Seward Alaska was included as an eligible project under DR-4161; and

WHEREAS, the Borough applied for funding to reimburse completed mitigation studies and surveys for the road and to complete design and engineering costs that will create the long-term solution, repair and restoration for Dieckgraeff Road; and

WHEREAS, the incurred costs and the estimated costs to complete this project totaling \$708,714.62 will be reimbursed to the Borough as a 75% FEMA PA and a 25% State-matching grant awarded by the State of Alaska Division of Homeland Security & Emergency Management;

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

SECTION 1. That the Mayor is authorized to accept \$708,714.62 from the State of Alaska Division of Homeland Security & Emergency Management for the 2013 flood disaster DR-4161.

SECTION 2. That \$424,979 in grant funds will be appropriated to account no. 271.21212.23SBF.49999 for mitigation and repair related costs associated with Dieckgraeff Road.

SECTION 3. That \$34,346 has been spent on a LIDAR survey in account 259.21212.00000.43011 and will be reimbursed by the grant funds.

SECTION 4. That \$194,368.62 has been spent on a U.S. Corps of Engineering Feasibility Study in accounts 259.21212.20SFS.4XXXX, 271.94910.20SFS.4XXXX and 290.32150.20SFS.4XXXX and will be reimbursed by the grant funds.

SECTION 5. That \$55,021 has been spent on a hazard analysis report in account 259.21212.22FHZ.43011 and will be reimbursed by the grant funds.

SECTION 6. That 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 7. That the Mayor is authorized to execute grant agreements and any other documents deemed necessary to accept and expend the funds, and to fulfill the intents and purposes of this ordinance.

SECTION 8. That this ordinance shall be effective retroactively to January 16, 2014.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 16TH DAY OF MAY, 2023.


Brent Johnson, Assembly President

ATTEST:


Michele Turner, CMC, Acting Borough Clerk



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

No: None

Absent: Derkevorkian