

Introduced by: Mayor
Date: 02/27/24
Hearing: 03/19/24
Action: Enacted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2023-19-38**

**AN ORDINANCE ACCEPTING AND APPROPRIATING \$1,365,000
FOR THE DEEP CREEK FISH PASSAGE PROJECT,
A PARTNERSHIP BETWEEN THE KENAI PENINSULA BOROUGH AND THE
U.S. FISH & WILDLIFE SERVICE**

WHEREAS, the Kenai Peninsula Borough (“KPB”) and the U.S. Fish & Wildlife Service entered into a partnership that will result in planning, conceptual designs, and construction improving fish passage restoration in the Deep Creek Watershed (“Project”) within the KPB Road Service Area (“RSA”); and

WHEREAS, the KPB received a Notice of Award from U.S. Fish and Wildlife Service for \$1,365,000 of National Fish Passage Project funds; and

WHEREAS, Ordinance 2023-19-31 authorized \$50,000 toward the project, these funds will provide for the non-federal cash match requirement to be used for Project management and travel costs; and

WHEREAS, there is a need for repair and replacement of fish passages throughout the KPB, and this Project will supplement the planning, designing, and construction (as funding allows) to replace two culverts on Oilwell Road;

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

SECTION 1. The Mayor is hereby authorized to execute grant agreements and any other documents deemed necessary to expend the funds and to fulfill the intents and purposes of this ordinance.

SECTION 2. That the amount of \$1,365,000.00 received from the U.S. Fish & Wildlife, through the Fish and Wildlife Coordination Act Cooperation of Agencies (16 U.S.C 661) be appropriated to account 236.33950.24PAS.49999 for the Deep Creek Fish Passage Project.

SECTION 3. That the non-federal cash match will be provided through previously appropriated funds in the Road Service Area Operating Fund.

SECTION 4. That appropriations made in this ordinance are project length in nature and as such do not lapse at the end of any particular fiscal year.

SECTION 5. That this ordinance is retroactively effective to February 1, 2024.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 19TH DAY OF MARCH 2024.

Brent Johnson

Brent Johnson, Assembly President

ATTEST:

Michele Turner

Michele Turner, CMC, Borough Clerk



Yes: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson

No: None

Absent: None