

Kenai Peninsula Borough
Office of the Borough Clerk

MEMORANDUM

TO: Brent Johnson, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: Johni Blankenship, Borough Clerk (M) for: JB

FROM: Michele Turner, Deputy Borough Clerk (M)

DATE: April 7, 2022

RE: Ordinance 2021-19-43: Redirecting Excess Funds Appropriated for the U.S. Army Corps of Engineers Japanese Creek Feasibility Study to Complete Flood Hazard and Alternatives Analyses, and Design Plans for Flood Risk Mitigation Projects (Mayor, Ecklund)

Per KPB 22.40.050(F), the borough clerk, or the clerk's designee in his or her absence, has the authority to revise pending resolutions and ordinances prior to assembly action, by filling in any blanks in the legislation stating advisory board recommendations made concerning the legislation. This serves as our memorandum to advise the assembly of same.

Conforming to the advisory board's actions, the last two Whereas clauses have been updated to read:

"WHEREAS, at its meeting held on March 29, 2022, the City of Seward Council recommended approval by the passage of Seward Resolution 2022-040; and

WHEREAS, at its meeting held on April 4, 2022, the Seward-Bear Creek Flood Service Area Board recommended approval by unanimous consent;"

Thank you.

Turner, Michele

From: Presley, Stephanie
Sent: Tuesday, April 5, 2022 10:27 AM
To: Blankenship, Johni; Turner, Michele
Cc: Harbaugh, Brandi; Ahlberg, Brenda; Frey, Lee; Brenda Ballou; Janette Bower; Stephen Sowell; Kelley, Sean
Subject: Ordinance 2021-19-43 Recommendations
Attachments: Res2022-040 75k to Japp Creek Flood Mitigation.pdf

Good morning.

At the April 4, 2022 regular meeting, the Seward- Bear Creek Flood Service Area board reviewed Ordinance 2021-19-43 and voted unanimously to recommended approval of this ordinance re-directing study funds to continue mitigation in the lower reaches of Japanese Creek, including flood hazard analyses and updated mapping, lower reach alternative analyses, and construction ready design plans for Dieckgraeff Road and drainage improvements in the low-lying areas of the alluvial fan.

At the March 29, 2022 regular meeting, the City of Seward council approved Resolution 2022-040, Approving The Re-Appropriation Of \$75,576.87 In Funding By The Kenai Peninsula Borough Towards The Japanese Creek Flood Mitigation Project.

The city resolution is attached.

Please let me know if you need additional information.

Stephanie Presley
Program Lead, CFM
907.224.3340



From: Cinereski, Heather
Sent: Tuesday, April 5, 2022 9:47 AM
To: Presley, Stephanie <spresley@kpb.us>
Subject: Ordinance 2021-19-43

1. SBCFSA Board Recommendation on Ordinance 2021-19-43, Redirecting Excess Funds Appropriated for the U.S. Army Corps of Engineers Japanese Creek Feasibility Study to Complete Flood Hazard and Alternatives Analyses, and Design Plans for Flood Risk Mitigation Projects

MOTION TO RECOMMEND: Atwood moved to recommended approval of this ordinance re-directing study funds to continue mitigation in the lower reaches including flood hazard analyses and updated mapping, lower reach alternative analyses, and

construction ready design plans for Dieckgraeff Road and drainage improvements in the low-lying areas of the alluvial fan. Taylor seconded.

Heather Cinereski

Service Area Administrative Assistant
Seward-Bear Creek Flood Service Area
PO Box 1554 Seward, Alaska 99664
PH (907) 224-9515
www.kpb.us/service-areas/sbcfsa



Sponsored by: Bower

**CITY OF SEWARD, ALASKA
RESOLUTION 2022-040**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEWARD,
ALASKA, APPROVING THE RE-APPROPRIATION OF \$75,576.87 IN
FUNDING BY THE KENAI PENINSULA BOROUGH TOWARDS THE
JAPANESE CREEK FLOOD MITIGATION PROJECT**

WHEREAS, Resolution 2020-009 approved the appropriation of \$135,000 towards the City of Seward's share of the funding for the Japanese Creek Feasibility Study; and

WHEREAS, this project was a joint collaboration between the City of Seward, United States Army Corps of Engineers, Kenai Peninsula Borough, and the Seward Bear Creek Flood Service Area; and

WHEREAS, the project produced a feasibility study which informed the participating entities on next steps which are targeted at improving flood control; and

WHEREAS, the project came in under its forecasted \$900,000 budget and \$250,000 is scheduled to be returned to the project sponsors; and

WHEREAS, the Borough will be receiving the City's portion of the refund from the project remaining balance; and

WHEREAS, the Kenai Peninsula Borough is considering an ordinance on April 5, 2022 to redirect the remaining funds to a project to continue work on the design and implementation of additional flood control measures; and

WHEREAS, this project will have a positive impact on flood control on areas affected by Japanese Creek.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEWARD, ALASKA that:

Section 1. The City Manager is authorized to agree to the re-appropriation by the Kenai Peninsula Borough of \$75,576.87 in funds towards the Japanese Creek Mitigation and Flood Control Project.

Section 2. This resolution shall take effect immediately upon adoption.

PASSED AND APPROVED by the City Council of the City of Seward, Alaska, this 29th day of March 2022.

**CITY OF SEWARD, ALASKA
RESOLUTION 2022-040**


THE CITY OF SEWARD, ALASKA



Christy Terry, Mayor

AYES: Osenga, McClure, Casagrande, Calhoon, Wells, Terry
NOES: None
ABSENT: DeMoss
ABSTAIN: None

ATTEST:



Brenda J. Ballou, MMC
City Clerk

(City Seal)



City Council Agenda Statement



Meeting Date: March 29, 2022
To: City Council
From: Janette Bower, City Manager
Agenda Item: Resolution 2022-040: Approving the Re-Appropriation of \$75,576.87 In Funding By the Kenai Peninsula Borough Towards the Japanese Creek Flood Mitigation Project

Background and justification:

Resolution 2020-009 approved the appropriation of \$135,000 towards the City of Seward's share of the funding for the Japanese Creek Feasibility Study. This project was a joint collaboration between the City of Seward, United States Army Corp. of Engineers, Kenai Peninsula Borough, and the Seward Bear Creek Flood Service Area. The project produced a feasibility study which informed the participating entities on next steps which are targeted at improving flood control (see the attached technical report). The forecasted project cost was \$900,000 and actually came in under budget.

The next phase in the project is for the borough to contract with a private entity to move forward with mitigation in the lower portion of Japanese Creek, continuing flood risk, mapping efforts, and production of shovel ready plans for Dieckgraeff Road. This resolution provides approval to the Kenai Peninsula Borough to redirect the City of Seward's "reimbursement" of \$75,576.87 towards continuing work on the mitigation project.

Comprehensive and Strategic Plan Consistency Information

This legislation is consistent with (citation listed):

Comprehensive Plan: Natural Hazards 14.2

Strategic Plan: _____

Other: _____

Certification of Funds

Total amount of funds listed in this legislation: \$ _____

This legislation (✓):

- Creates revenue in the amount of: \$ _____
- Creates expenditure in amount of: \$ _____
- Creates a savings in the amount of: \$ _____
- Has no fiscal impact

Funds are (✓):

- Budgeted Line item(s): _____
- Not budgeted _____
- Not applicable

Unassigned Fund Balance and Available Unrestricted Cash Balance Information

Fund (✓):

<input checked="" type="checkbox"/> General	<input type="checkbox"/> SMIC	<input type="checkbox"/> Electric	<input type="checkbox"/> Wastewater
<input type="checkbox"/> Boat Harbor	<input type="checkbox"/> Parking	<input type="checkbox"/> Water	<input type="checkbox"/> Healthcare
<input type="checkbox"/> Motor Pool	<input type="checkbox"/> Other	_____	

Unassigned Fund Balance*: \$ _____ *unaudited numbers
Available Unrestricted Cash Balance*: \$ _____

Finance Signature: Sully Jusino

Attorney Review ✓

<input checked="" type="checkbox"/> Yes
<input type="checkbox"/> Not applicable

Administration Recommendation

<input checked="" type="checkbox"/> Adopt Resolution
<input type="checkbox"/> Other: _____