

Introduced by: Mayor
Date: 09/15/20
Action: Adopted as Amended
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2020-064**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO COOPERATIVE AGREEMENTS BETWEEN THE KENAI PENINSULA BOROUGH AND THE CITIES OF HOMER, KENAI, SELDOVIA, SEWARD, SOLDOTNA AND KACHEMAK CITY FOR THE COOPERATIVE AND/OR JOINT ADMINISTRATION OF POWERS RELATING TO THE USE OF CARES ACT CORONAVIRUS RELIEF FUNDS RECEIVED FROM THE STATE OF ALASKA

WHEREAS, the Alaska State Legislature has provided funding to the Kenai Peninsula Borough through the Coronavirus Relief Fund (CRF), a pass-through program authorized by federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act); and

WHEREAS, funding to the borough in the total amount of \$37,458,449.47 is being provided to the borough in three installments, and all funds received must be liquidated by December 30, 2020; and

WHEREAS, these funds may only be used to cover costs that (1) are necessary expenditures incurred due to the public health emergency with respect to the coronavirus disease 2019, (2) were not accounted for in the budget most recently approved as of March 27, 2020 by the borough, and (3) were incurred during the performance period of March 1, 2020 through December 30, 2020; and

WHEREAS, the six incorporated cities in the borough also received CARES Act CRF funds from the State of Alaska subject to the same restrictions; and

WHEREAS, the residents, businesses and other organizations located in the cities are also in the borough, and many businesses and other organizations located in the borough operate both inside and outside of the cities; and

WHEREAS, this pandemic has drastically impacted the entire borough and coordinating the use of these funds with the cities in an effort to mitigate some of these impacts serves the best interests of the borough; and

WHEREAS, the cities have asked the borough to cooperate with them in the administration of functions and powers to support COVID 19 response and recovery efforts within the borough in furtherance of the CRF grants by subgranting some of the CRF funds received by the borough to support qualifying CRF programs operated by the cities; and

WHEREAS, the borough fire service areas have entered into mutual aid agreements with the city fire departments and the borough Office of Emergency Management coordinates disaster response efforts with the cities; and

WHEREAS, the borough has nonareawide economic development powers and emergency response powers, and areawide powers to provide for operations and programs of senior citizen organizations located in the borough; and

WHEREAS, all of the incorporated cities in the borough possess the power to provide for economic development, and to operate senior citizen organizations within their boundaries; and

WHEREAS, AS 29.35.010(13) authorizes all municipalities to enter into agreements for cooperative administration of any function or power with another municipality subject to other provisions of law; and

WHEREAS, the cooperative agreements, which shall be included as attachments in the subgrant agreements with the cities, shall include a provision for the cooperative or joint administration of powers between the borough and each city as necessary to subgrant some of the CRF funds granted to the borough to assist in the response to and recovery from the COVID-19 pandemic emergency;

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

SECTION 1. The Kenai Peninsula Borough Assembly hereby authorizes the borough mayor to execute agreements with the cities in the borough for cooperative or joint administration of functions or powers through subgranting CRF funds to the cities of Homer, Kenai, Seldovia, Seward, Soldotna, and Kachemak City, up to the assembly approved grant amounts for each city.

SECTION 2. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 15TH DAY OF SEPTEMBER, 2020.

ATTEST:


John Blankenship, MMC, Borough Clerk


Kelly Cooper, Assembly President



Yes: Bjorkman, Carpenter, Cox, Dunne, Hibbert, Johnson, Smalley, Cooper
No: None
Absent: Blakeley