

Introduced by:	Mayor
Date:	06/15/21
Hearing:	07/06/21
Action:	Enacted as Amended
Vote:	8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2021-19-03**

**AN ORDINANCE APPROPRIATING REFINANCED 2011 SCHOOL GENERAL  
OBLIGATION BOND PROCEEDS FOR THE PURPOSE OF PAYING BOND  
REFINANCING ISSUANCE COSTS**

**WHEREAS,** on August 7, 2003, the Kenai Peninsula Borough, Alaska (“Borough”) issued and sold its General Obligation School Bonds, 2003A (“2003 Bond”) to the Alaska Municipal Bond Bank (“Bond Bank”) for purposes of financing certain education capital improvements in the Borough pursuant to terms and conditions set forth in Resolution 2003-072 adopted by the Borough Assembly on June 17, 2003 and a loan agreement by and between the Borough and the Bond Bank, dated August 1, 2003 (“Original Loan Agreement”); and

**WHEREAS,** on September 15, 2011, the Borough refunded a portion of the 2003 Bond with its General Obligation Refunding School Bonds, 2011 (“2011 Bond”) for purposes of realizing debt service savings pursuant to terms and conditions set forth in Resolution No. 2011-072 adopted by the Borough Assembly on July 5, 2011 (“Bond Resolution”) and the Loan Agreement, as amended by an amendatory loan agreement between the Borough and Bond Bank, dated September 1, 2011 (“Amendatory Loan Agreement, and together with the Original Loan Agreement, the “Amended Loan Agreement”); and

**WHEREAS,** the Bond Bank issued and sold its General Obligation Bonds, 2011 Series Three (the “Bond Bank Bonds”), to, among other things, provide funds to cause the refunding of a portion of the 2003 Bond, as provided in the Amended Loan Agreement; and

**WHEREAS,** the Amended Loan Agreement provides that payments of principal of and interest on the 2011 Bond may be adjusted to reduce debt service on the 2011 Bond if the Bond Bank is able to achieve debt service savings by refunding Bond Bank Bonds; and

**WHEREAS,** the Bond Bank has issued a series of its general obligation and refunding bonds (the “Bond Bank Refunding Bonds”) for the purpose, among others, of refunding outstanding Bond Bank Bonds to achieve debt service savings; and

**WHEREAS,** a resolution is also being proposed to the assembly approving the Borough's participation in this refinancing and to authorize the mayor or his designee to accept a revised debt service schedule for the 2011 Bond if the Bond Bank successfully refinances the Bond Bank Bonds; and

**WHEREAS,** the Bond Bank anticipates a refinancing closing date of July 7, 2021;

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

**SECTION 1.** That 2011 refinanced school bond proceeds in the amount of up to \$6,200 are appropriated to the School Bond Capital Project Fund, account number 401.78050.22SCH.49999 to pay costs related to the issuance.

**SECTION 2.** That the 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 3.** That eligible costs incurred prior to the appropriation date will be charged to the project.


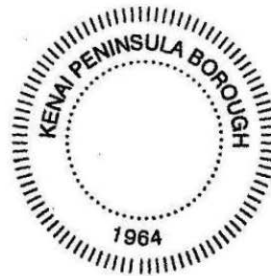
**SECTION 4.** This ordinance takes effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 6TH DAY OF JULY, 2021.**



Brent Hibbert, Assembly President

ATTEST:

  
Jonni Blankenship, MMC, Borough Clerk

Yes: Bjorkman, Carpenter, Chesley, Derkevorkian, Dunne, Elam, Johnson, Hibbert  
No: None  
Absent: Cox