

Kenai Peninsula Borough Legal Department

MEMORANDUM

TO: Kelly Cooper, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Charlie Pierce, Mayor CP

FROM: Colette Thompson, Borough Attorney CT
Brenda Ahlberg, Community & Fiscal Projects Manager BA

DATE: September 15, 2020

RE: Amendment to R2020-064, 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 (Mayor)

Attached is the proposed Cooperative Agreement to be included as Attachment D to the Subgrant Agreements with the cities in the borough.

The administration recommends that the cooperative agreements be included as an attachment to the grant agreements to better streamline this process. Following are proposed amendments to Resolution 2020-064 to clarify this approach. *(Please note the bold underlined language is to be added and the bold strikeout language in brackets is to be deleted.)*

- Amend the final whereas clause as follows:

WHEREAS, the cooperative agreements, which ~~[may]~~ 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;

Coronavirus Relief Fund – Emergency Protective Measures

Attachment D: Cooperative Agreement

Cooperative Agreement

Pursuant to KPB Resolution 2020-064, the Grantee and Grantor agree to cooperate in the administration of functions and powers to support COVID-19 response and recovery efforts within the borough in furtherance of the Coronavirus Relief Fund (CRF) grants to support qualifying CRF programs operated by the Grantee. All grant management actions by either or both parties must adhere to U.S. Treasury guidance and 2 CFR 200 in addition to other applicable law.

The Grantee agrees to establish and administer programs in cooperation with the Grantor to assist with the recovery from the impacts of COVID-19 including administering grant programs for qualifying CRF program costs under this grant agreement as follows:

- To provide qualified assistance for emergency and medical response organizations' personal protection and preparedness costs;
- Administer grant programs to provide funds to senior citizen centers in the borough to support eligible costs for programs and services for senior citizens;
- Administer grant programs to assist small businesses recover qualified costs; or
- Administer grant programs to assist nonprofits to recover qualified costs.

The Grantor agrees to provide the funds in compliance with this agreement and to share information requested by Grantee in furtherance of the authorized purposes of this grant for the benefit of both parties and to the extent the information may be lawfully be shared.