

Introduced by: Mayor  
Date: 09/17/21  
Hearing: 10/12/21  
Action: Enacted  
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2021-19-13**

**AN ORDINANCE APPROPRIATING COMMERCIAL PASSENGER VESSEL TAX PROCEEDS RECEIVED FROM THE STATE OF ALASKA UNDER THE FEDERAL PASS-THROUGH PROGRAM, AMERICAN RESCUE PLAN ACT OF 2021 IN THE AMOUNT OF \$612,640 AND ALLOCATING \$577,195 TO THE CITY OF SEWARD AND \$35,445 TO THE CITY OF HOMER**

**WHEREAS**, House Bill 69, which appropriated funding to the Commercial Passenger Vessel (“CPV”) Excise Tax shared tax program, was passed by the State Legislature and signed by the Governor on July 7, 2021; and

**WHEREAS**, House Bill 69 appropriated funds from the American Rescue Plan Act (ARPA) of 2021 to supplement the same amount that was shared to eligible ports of call for calendar year 2019; and

**WHEREAS**, the total amount received by the borough from the State of Alaska for the 2019 calendar year CPV program was \$612,640; and

**WHEREAS**, the City of Seward and City of Homer are eligible ports of call that have requested their share of the funds received by the borough be appropriated to their city for improvement projects eligible under the U.S. Treasury ARPA Interim Guidance; and

**WHEREAS**, the intended use of these funds by the cities of Seward and Homer comply with ARPA requirements that funds are to be used on a reimbursement basis to supplement critical infrastructure projects under the revenue replacement category using the pay-go construction eligibility;

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

**SECTION 1.** That the mayor is 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 \$612,640 received from the State of Alaska for the commercial passenger vessel excise tax collection program be appropriated from the miscellaneous grant fund balance to account 271.94910.21CPV.43011, contract services, for payment to the City of Seward in the amount of \$577,195 and to the City of Homer in the amount of \$35,445 to be used for revenue replacement critical infrastructure projects eligible under the U.S. Treasury American Rescue Plan Act of 2021 Interim Guidance.

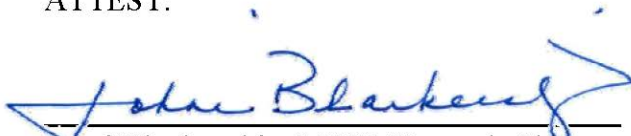
**SECTION 3.** This ordinance shall become effective immediately upon enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 12TH DAY OF OCTOBER, 2021.**

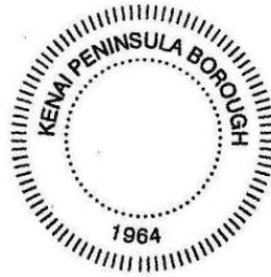


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Brent Hibbert, Assembly President

ATTEST:



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Jonni Blankenship, MMC, Borough Clerk



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