

Introduced by: Mayor  
Date: 12/13/22  
Hearing: 01/03/23  
Action: Enacted  
Vote: 8 Yes, 0 No, 0 Absent, 1 Abstained

**KENAI PENINSULA BOROUGH  
ORDINANCE 2022-19-35**

**AN ORDINANCE ACCEPTING AND APPROPRIATING FUNDING FROM THE  
STATE OF ALASKA IN THE AMOUNT OF \$426,303 FOR FISCAL YEAR 2023,  
ALLOCATING A ONE-TIME BONUS AMOUNT BASED ON A PER CAPITA  
CALCULATION IN THE AMOUNT OF \$308,883.91, AND APPROVING PROJECTS  
TO BE COMPLETED FOR COMMUNITY PURPOSES UNDER THE STATE'S  
2022/2023 COMMUNITY ASSISTANCE PROGRAMS**

**WHEREAS**, the Alaska State Legislature has provided funding to municipalities and unincorporated communities through the Community Assistance Program ("Program"); and

**WHEREAS**, AS 29.60.865 requires the assembly of a borough or unified municipality to adopt a resolution identifying those unincorporated communities located within their municipal boundaries that the assembly determines meet the Program eligibility criteria established under AS 29.60.865; and

**WHEREAS**, Resolution 2022-017 certified that 26 unincorporated communities within the Borough are eligible for participation in the state's Program; and

**WHEREAS**, the Alaska Department of Commerce, Community and Economic Development provided notification of funds in the amount of \$410,514 for the 26 unincorporated communities; and

**WHEREAS**, pursuant to Resolution 2013-022, an administrative fee of two percent of the grant amount will be charged against the grant to cover general administrative costs; and

**WHEREAS**, the \$410,514, less the administrative fee, is to be distributed evenly among the 26 unincorporated communities within the Borough, or may be expended by the Borough on behalf of the communities; and

**WHEREAS**, the Program allows funds to be used for any public purpose at the discretion of the local governing body and as allowed by state statutes and borough code; and

**WHEREAS**, 24 of the 26 communities have issued notice and held local public meetings to determine how the funds should be spent within the community, the two communities that have not yet held meetings are: Nanwalek and Clam Gulch; and

**WHEREAS,** the Borough will confirm all eligible entities to receive CAP funds; and

**WHEREAS,** the Alaska Department of Commerce, Community and Economic Development provided notification of funds in the amount of \$308,883.91 as a bonus amount for this fiscal year; and

**WHEREAS,** these funds were delivered to the Borough based on a per-capita calculation for the unincorporated communities; and

**WHEREAS,** these funds were delivered to the Borough based on a per-capita allocation, and are therefore allocated to the 26 unincorporated communities within the Borough based on a per-capita calculation; and

**WHEREAS,** it is in the best interests of the Borough to approve the amounts allocated for fiscal year 2023 non-profit or tribal entities, projects and award amounts as authorized in Resolution 2022-017 to ensure that the fiscal year 2023 Program funds are used for public purpose;

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

**SECTION 1.** That the mayor is authorized to accept \$719,397.91 from the State of Alaska for distribution to eligible communities or for expenditure by the Borough on the community's behalf.

**SECTION 2.** That the mayor is authorized to execute any documents deemed necessary to accept and expend the Community Assistance Program funds and to fulfill the intents and purposes of this ordinance.

**SECTION 3.** That state funds in the amount of \$719,397.91 are appropriated to account 271.94910.23CAP.49999 for fiscal year 2023.

**SECTION 4.** That the mayor will return CAP funds to the State of Alaska for the communities of Clam Gulch or Nanwalek before June 30, 2023 if no qualified entity assumes the fiduciary role on behalf of these communities. Bonus amounts issued by the State will be re-distributed to agencies based on the per-capita calculations.

**SECTION 5.** That the mayor is authorized to enter into grant agreements and any other documents necessary with tribal or nonprofit organizations on behalf of the qualified unincorporated communities for public projects that benefit the community as identified in the following chart for fiscal year 2023:

<b>FY2022/2023 Community Assistance Program - Recipients and Projects</b>				
<b>COMMUNITY</b>	<b>RECIPIENT</b>	<b>PROJECT</b>	<b>CAP AMOUNT</b>	<b>BONUS AMOUNT</b>
Anchor Point	Snowmads, Inc.	Leveling of Parking Lot at North Fork Hills Trail	\$2,210.46	\$2,707.32
	VFW Post 10221	Community Food Baskets	\$2,210.46	\$2,707.32
	Anchor Point Chamber	Youth and Family Services-Christmas	\$2,210.46	\$2,707.32
	Anchor Kings Wrestling Club	Youth Wrestling Program Scholarships	\$2,210.46	\$2,707.32
	Anchor Point Community Library	Operating Expenses	\$2,210.46	\$2,707.32
	Anchor Point Senior Center	Holiday Food Program	\$2,210.46	\$2,707.32
	Anchor Point Food Pantry	Food and Operating Costs for Food Program	\$2,210.46	\$2,707.32
Bear Creek	Bear Creek Volunteer Fire and Emergency Services	Stabilization Equipment and Ram for a New Apparatus	\$15,473.22	\$19,167.28
Cohoe	Boys and Girls Club of the Kenai Peninsula	Youth Programming	\$15,473.22	\$13,243.34
Cooper Landing	Cooper Landing Community Club	Supports Local Community Programs and Provides Visitors Guide	\$15,473.22	\$3,097.02
Clam Gulch			\$15,473.22	\$1,863.61
Crown Point	Moose Pass Volunteer Fire Company	Operational Costs, Medical Supplies	\$15,473.22	\$1,071.35

<b>FY2022/2023 Community Assistance Program - Recipients and Projects</b>				
<b>COMMUNITY</b>	<b>RECIPIENT</b>	<b>PROJECT</b>	<b>CAP AMOUNT</b>	<b>BONUS AMOUNT</b>
Diamond Ridge	Kachemak Ski Club	Watermelon Parking Lot Improvements	\$2,578.87	\$1,995.65
	Homer Trails Alliance	Trail Projects	\$2,578.87	\$1,995.65
	Kachemak Nordic Ski Club	Diamond Ridge Nordic Ski Trail Maintenance	\$2,578.87	\$1,995.65
	Snowmads, Inc.	Watermelon Parking Lot Improvements	\$2,578.87	\$1,995.65
	Kachemak Emergency Services Member Association	Search and Rescue Package	\$2,578.87	\$1,995.65
	Homer Cycling Club	Diamond Creek Mt. Bike Trail Improvements	\$2,578.87	\$1,995.65
Fritz Creek	Snowmads, Inc.	Trail Grooming	\$3,868.30	\$5,059.66
	Kachemak Nordic Ski Club	McNeil Ski Trail Maintenance	\$3,868.30	\$5,059.66
	Kachemak Emergency Services Member Association	Search and Rescue Package	\$3,868.32	\$5,059.66
	McNeil Canyon Elementary School Community Council, Inc	McNeil Canyon Trail Enhancement	\$3,868.30	\$5,059.66
Funny River	Funny River Community Association	Operations	\$15,473.22	\$9,930.26
Hope	Hope Inc.	Hope Sunrise Community Projects	\$15,473.22	\$1,449.48
Kachemak Selo	The Village of Kachemak Selo	Village Street Lights, and Road Repairs	\$15,473.22	\$2,052.67

<b>FY2022/2023 Community Assistance Program - Recipients and Projects</b>				
<b>COMMUNITY</b>	<b>RECIPIENT</b>	<b>PROJECT</b>	<b>CAP AMOUNT</b>	<b>BONUS AMOUNT</b>
Kalifornsky Beach	Peninsula Spay/Neuter Fund	Spay Neuter funds for Owners in K-Beach	\$3,868.31	\$19,102.01
	Kenai Peninsula Food Bank	Food	\$3,868.30	\$19,102.01
	Love Inc	Family Hope School Supplies, Day Center/Warming Center Supplies	\$3,868.31	\$19,102.01
	Tsalteshi Trails	Trails Management	\$3,868.30	\$19,102.01
Kasilof	Kasilof Cohoe Cemetery Association	Spruce Grove Cemetery Management	\$7,736.61	\$2,363.27
	Kasilof Regional Historical Association	Museum Operations	\$7,736.61	\$2,363.27
Lowell Point	Lowell Point Community Council	Operations and Fire Department Support	\$15,473.22	\$711.23
Moose Pass	Moose Pass Chamber of Commerce	Community Support Programs, Economic Growth Activities	\$15,473.22	\$2,052.67
Nanwalek	Nanwalek IRA Council		\$15,473.22	\$2,223.73
Nikiski	Nikiski Community Council	Nikiski Community Park Upgrades	\$7,736.61	\$20,058.58
	United Methodist Church	Nikiski Neighbors Food Pantry	\$7,736.61	\$20,058.58
Ninilchik	Ninilchik Senior Center	Water System Repairs	\$3,868.30	\$1,901.87
	Ninilchik Library	Library Operations	\$3,868.31	\$1,901.87
	Saturday Lunch Program	Take and Make Lunches	\$3,868.30	\$1,901.87
	Kenai Peninsula Fair Grounds	Pavement Repairs	\$3,868.31	\$1,901.87

<b>FY2022/2023 Community Assistance Program - Recipients and Projects</b>				
<b>COMMUNITY</b>	<b>RECIPIENT</b>	<b>PROJECT</b>	<b>CAP AMOUNT</b>	<b>BONUS AMOUNT</b>
Nikolaevsk	Nikolaevsk Community Center	Community Center	\$15,473.22	\$2,952.97
Port Graham	Native Village of Port Graham	Emergency Preparedness	\$15,473.22	\$1,458.48
Primrose	Moose Pass Volunteer Fire Department	Operating Expenses, Medical Supplies	\$15,473.22	\$864.28
Razdolna	Village of Razdolna Inc.	School Driveway Repairs for Safety of Students	\$15,473.22	\$2,052.67
Seldovia Village	Seldovia Village Tribe	Dry Hydrant Installation	\$15,473.22	\$1,791.59
Sterling	Sterling Area Seniors Center	General Operations-Senior Center	\$7,736.61	\$26,639.73
	Sterling Community Center	Senior Center Operating Costs	\$7,736.61	\$26,639.73
Tyonek	Boys and Girls Club of Tyonek	Youth services	\$15,473.22	\$1,368.45
Voznesenka	Vozneska Community Council, Inc	Stroyka community facility completion projects	\$15,473.22	\$2,052.67
<b>TOTAL TO COMMUNITIES</b>			<b>\$402,303.72</b>	<b>\$302,706.24</b>

**SECTION 6.** That each eligible non-profit or tribal entity, representing an unincorporated community, must enter into a grant agreement with the Borough prior to receipt of any community assistance program funds.

**SECTION 7.** That due to the length and nature of this project, a community shall forfeit any remaining grant distribution at the end of two consecutive fiscal years if the community has not fulfilled the intent and purpose of its grant agreement.

**SECTION 8.** This ordinance shall be effective retroactive to July 1, 2022.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 3RD DAY OF JANUARY, 2023.**

Brent Johnson  
Brent Johnson, Assembly President

ATTEST:

Michele Turner  
Michele Turner, CMC, Acting Borough Clerk



Yes: Bjorkman, Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Tupper, Johnson  
No: None  
Absent: None