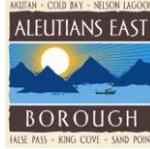


PACKET ADDITION

Resolution 15-11 has been submitted to be added to the agenda. If in agreement, Assembly action is required to place it on the agenda.



AGENDA STATEMENT

To: The Honorable Mayor Mack and Assembly
From: Anne Bailey, Assistant Borough Administrator
Date: November 14, 2014

Re: Resolution 15-11, Authorizing the Mayor to Enter into a Cooperative Agreement with the Nelson Lagoon Tribal Council for the Community Development Block Grant Program Grant Application Entitled: Nelson Lagoon Erosion Project

Currently, the Village of Nelson Lagoon is continuously being impacted by erosion. The Aleutians East Borough and the Nelson Lagoon Traditional Council wishes to mitigate erosion in strategic locations along the Nelson Lagoon Shoreline. A cooperative agreement must be signed by the Aleutians East Borough and the Nelson Lagoon Tribal Council stating that the two entities agree to cooperate in the submission of an application for such CDBG funds, and agree to cooperate in implementation of the submitted CDBG project, as approved by the Department of Commerce, Community, and Economic Development. The Aleutians East Borough would be the applicant and the Nelson Lagoon Tribal Council would be the co-applicant for this project.

RECOMMENDATION: The Aleutians East Borough Assembly approve Resolution 15-11, authorizing the Mayor to Enter into a Cooperative Agreement with the Nelson Lagoon Tribal Council for the Community Development Block Grant Program Grant Application Entitled: Nelson Lagoon Erosion Project.

RESOLUTION 15-11

A RESOLUTION OF THE ALEUTIANS EAST BOROUGH ASSEMBLY AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE NELSON LAGOON TRIBAL COUNCIL FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM GRANT APPLICATION ENTITLED: NELSON LAGOON EROSION PROJECT

WHEREAS, the Aleutians East Borough understands that Nelson Lagoon is impacted negatively by erosion; and

WHEREAS, the Aleutians East Borough wishes to mitigate erosion in strategic locations along the Nelson Lagoon shoreline benefiting the Nelson Lagoon residents, itinerant residents and businesses; and

WHEREAS, the Aleutians East Borough Assembly passed Resolution 15-10 authorizing participation in the Community Development Block Grant Program (CDBG) and submitting a grant application entitled: Nelson Lagoon Erosion Project; and

WHEREAS, the Aleutians East Borough and the Nelson Lagoon Tribal Council must enter into a Cooperative Agreement, which states that the two entities agree to cooperate in the submission of an application for such CDBG funds, and agree to cooperate in implementation of the submitted CDBG project, as approved by the Department of Commerce, Community, and Economic Development; and

WHEREAS, the Aleutians East Borough Assembly agrees that the Aleutians East Borough will be the applicant and the Nelson Lagoon Tribal Council will be the co-applicant for the CDBG Grant application entitled: Nelson Lagoon Erosion Project.

NOW THEREFORE BE IT RESOLVED by the Aleutians East Borough Assembly that the Aleutians East Borough Mayor is hereby authorized to enter into a Cooperative Agreement with the Nelson Lagoon Tribal Council for the CDBG grant application entitled: Nelson Lagoon Erosion Project.

PASSED AND APPROVED by the Aleutians East Borough on the 17th day November, 2014.

Stanley Mack, Mayor

ATTEST: _____
Tina Anderson, Clerk

COOPERATIVE AGREEMENT

An agreement by and between the Aleutians East Borough and the Nelson Lagoon Tribal Council.

WITNESSETH:

WHEREAS, the Aleutians East Borough has identified need in the community of Nelson Lagoon to expand economic opportunities; and

WHEREAS, the Aleutians East Borough contemplates submitting on behalf of the Nelson Lagoon Tribal Council an application for CDBG funds from the Department of Commerce, Community, and Economic Development (DCCED) for the purpose of meeting such needs; and

WHEREAS, the Aleutians East Borough and the Nelson Lagoon Tribal Council desire, and are required to, enter into a written cooperative agreement with each other to participate in such CDBG program; and

WHEREAS, the Aleutians East Borough and the Nelson Lagoon Tribal Council understand that the Aleutians East Borough will act as the applicant and will have the ultimate responsibility to assume all obligations under terms of the grant including assuring compliance with all applicable laws and program regulations and performance of all work in accordance with the contract. Further, the Aleutians East Borough Assistant Administrator will be the contact person for this project; and

WHEREAS, it is understood that the Aleutians East Borough and DCCED have access to all participants' grant records and authority to monitor all activities.

NOW, THEREFORE, it is mutually agreed between the Aleutians East Borough and the Nelson Lagoon Tribal Council as follows:

1. The Aleutians East Borough and the Nelson Lagoon Tribal Council hereby agree that the Nelson Lagoon Erosion Project will receive some specific benefit (i.e., usefulness, advantage, return) for the residents of the rural community for the useful life of the project.
2. The Aleutians East Borough and the Nelson Lagoon Tribal Council hereby agree to cooperate in the submission of an application for such CDBG funds, and agree to cooperate in implementation of the submitted CDBG project, as approved by DCCED.

Nothing contained in this agreement shall deprive any municipality of any power or zoning, development control, or other lawful authority which it presently possesses.

PASSED AND APPROVED BY THE Aleutians East Borough on November _____, 2014.

IN WITNESS THERETO:

By: _____

Attest: _____

Signature and Title

Signature and Title

By: _____

Attest: _____

Signature and Title

Signature and Title