

ORDINANCE SERIAL NO. 18-10

AN ORDINANCE APPROPRIATING \$4,440,000.00 FROM THE ALEUTIANS EAST BOROUGH GENERAL FUND INTO SPECIFIC FEDERALLY SUPPORTED PROJECTS AND REIMBURSING THE BOROUGH FOR COSTS OF SALE, AND PREVIOUSLY FUNDED KING COVE ACCESS PROJECT COSTS.

WHEREAS, all legislative power of the Aleutians East Borough (“Borough”) is vested with the Assembly pursuant to Alaska Statute 29.20.050; and

WHEREAS, Title 6 of the Aleutians East Borough Municipal Code, Section 6.04.060 establishes a Centralized Treasury in which all funds received by the Borough are deposited; and

WHEREAS, Title 6 of the Aleutians East Borough Municipal Code, Section 6.04.070(a) mandates that “. . . no payment be made from money in the treasury except in accordance with an appropriation duly made by the Assembly;” and

WHEREAS, Title 6, Section 6.04.80(a) of the Aleutians East Borough Municipal Code further requires that all appropriations “. . . shall be by ordinance and shall set forth appropriation categories in such detail as the Assembly deems appropriate; and

WHEREAS, pursuant to the Aleutians East Borough Municipal Code, Section 6.04.090, certain funds received by the Borough may not be maintained on deposit in the Borough’s Centralized Treasury, but must be appropriated to a federally supported project.

NOW THEREFORE, BE IT ENACTED AS FOLLOWS:

Section 1. Appropriation.

- (a) The total amount of FOUR MILLION FOUR HUNDRED FORTY THOUSAND DOLLARS AND NO CENTS (\$4,440,000.00) received pursuant to the sale of the BHT-150 Hovercraft named SUNA X

("Hovercraft funds"), is hereby appropriated from the Centralized Treasury of the Aleutians East Borough as follows:

- (1) FIVE HUNDRED FORTY-THREE THOUSAND FOUR HUNDRED TWENTY-THREE DOLLARS AND TWO CENTS (\$543,423.02) is appropriated as reimbursement to the Borough for costs associated with the sale of the BHT-150 Hovercraft named SUNA X, as evidenced in Attachment A hereto. Such funds are hereby transferred back into the Centralized Treasury of the Borough.
- (2) TWO MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,500,000.00) is appropriated and transferred to an account to fund the Akutan Airport Transportation Link, for federally supported transportation activities.
- (3) ONE MILLION THREE HUNDRED NINETY-SIX THOUSAND FIVE HUNDRED SEVENTY-SIX DOLLARS AND NINETY-EIGHT CENTS (\$1,396,576.98) is appropriated and transferred to the King Cove Access Project (KCAP), for federally supported transportation activities for the creation of a road to connect the City of King Cove to the Cold Bay Airport, with specific appropriations as follows:
 - (a) SIX HUNDRED FIVE THOUSAND THREE HUNDRED EIGHTY-TWO DOLLARS AND NINE CENTS (\$605,382.09) is specifically appropriated to Department 867 KCC Alternative Road Project, for use, but not limited to, construction, engineering fees and litigation for the KCAP.
 - (b) SEVEN HUNDRED NINETY-ONE THOUSAND ONE HUNDRED NINETY-FOUR DOLLARS AND EIGHTY-NINE CENTS (\$791,194.89) is specifically appropriated and transferred to the Borough's Centralized Treasury as reimbursement for amounts paid for and advanced to the City of King Cove for work relating to the King Cove Access Project.

Section 2. Classification. This Ordinance is not of a permanent nature and shall not become a part of the Aleutians East Borough Municipal Code.

Section 3. Severability. If any provision of this Ordinance, or any application thereof to any person or circumstance is held invalid, the remainder of this

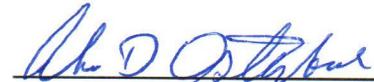
Introduced: _____

Ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall become effective upon adoption.

Passed and adopted by the Aleutians East Borough Assembly this 10th day of May, 2018.

ALEUTIANS EAST BOROUGH



Alvin D. Osterback, Mayor

ATTEST:



Tina Anderson, Borough Clerk
(SEAL)

