

RESOLUTION 21-12

A RESOLUTION BY THE ALEUTIANS EAST BOROUGH ASSEMBLY AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AMENDMENT NO. 4 OF THE CO-SPONSORSHIP AGREEMENT WITH THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES AND THE CITY OF AKUTAN

WHEREAS, the Aleutians East Borough (AEB) entered into a Co-Sponsorship Agreement (CSA) in March 2010 with the State of Alaska, Department of Transportation and Public Facilities and the City of Akutan for the construction and operation of the Akutan Airport located on Akun Island; and

WHEREAS, the Borough agreed to provide reasonable public access between the airport and the community for twenty years; and

WHEREAS, on September 10, 2014 via Resolution No. 15-06 the Assembly passed CSA Amendment No. 1, which provided for the substitution of the helicopter for the Akutan Airport link; allowed the use of funds needed to set up a fuel system in Akutan for the helicopter; removed the \$500,000 cash contribution by the City that had been budgeted for the purchase of a new hovercraft and provided for the use of funds to assess additional alternative transportation access that will reduce the current annual operational costs; and

WHEREAS, due to the high cost to maintain and operate the helicopter operation the Borough, State of Alaska and the City of Akutan have worked to find a solution to alleviate the Borough's financial burden; and

WHEREAS, on June 30, 2017 via Resolution 17-25 the Assembly passed CSA Amendment No. 2, which permitted a portion of the \$3,100,000 in State funds from the City of Akutan's FY2006 general fund grant, extended by re-appropriation in FY2014, to be used to help subsidize the costs of helicopter operations, and the deadline provided in CSA Amendment No. 1 for investigating, and if necessary, committing to an alternative access solution as set forth in Section 5 of Amendment No. 1 was extended two additional years; and

WHEREAS, on August 9, 2018 via Resolution 19-06 the Assembly passed CSA Amendment No. 3, which permitted the City of Akutan to use the unused portion of the \$3,100,000 (approximately \$1,581,000) in State funds from the City of Akutan's general fund grant for the Akutan Boat Harbor Utility Project; and

WHEREAS, the US Army Corps of Engineers has recently authorized the Akutan Traditional Council (Tribe) to participate as a sponsor for the Akutan Navigational Project; and

WHEREAS, the Tribe and Borough will be co-sponsor for the project; and

WHEREAS, the purpose of this effort is to investigate the development of a breakwater and dock on Akun Island under the Tribal Partnership Program which would allow for marine vessel access between the airport on Akun Island and the community on Akutan Island; and

WHEREAS, the local match or cost share is projected to be \$1,016,000 and per Amendment No. 4 the parties will agree to use remaining project funds to pay the required match and further authorize use of not more than \$200,000 for additional match or other related costs to support this effort; and


WHEREAS, Amendment No. 4 will also extend the deadline for the CSA to December 31, 2022.

NOW THEREFORE BE IT RESOLVED THAT the Aleutians East Borough Assembly hereby authorizes the Mayor to negotiate and execute Amendment No. 4 of the Co-Sponsorship Agreement with the Alaska Department of Transportation and Public Facilities and the City of Akutan.

PASSED AND APPROVED by the Aleutians East Borough on this 10th day of September 2020.


Alvin D. Osterback, Mayor

ATTEST:


Tina Anderson, Clerk

Akutan Airport Co-Sponsorship Agreement Amendment #4

The State of Alaska, Department of Transportation and Public Facilities, hereinafter called the Department, the Aleutians East Borough, hereinafter called the Borough, and the City of Akutan, hereinafter called the City, entered into the Co-Sponsorship Agreement for the Akutan Airport dated 8 February 2010, hereinafter called the Agreement.

Pursuant to Section 18 of the Agreement, the parties hereby agree to this Amendment #4 ("Amendment"), for the purpose of (1) approving use a portion of remaining project funds for the purpose of matching federal funds to investigate the engineering feasibility of constructing a breakwater and small dock on Akun Island; and (2) extending the deadline provided in previous CSA amendments for investigating, and if necessary, committing to an alternative access solution as set forth in Section 5 of Amendment #1.

1) Approval of Using \$1,016,000 to Investigate Airport Access Alternative

- a) The US Army Corps of Engineers recently authorized the Akutan Traditional Council (Tribe) to participate as a sponsor of the Akutan Navigational Project. The Borough and Tribe will act as project co-sponsors. The purpose of this effort is to investigate the development of a breakwater and dock on Akun Island under the Tribal Partnership Program. If this project is developed, access to the airport from Akutan will be provided by a marine vessel using these facilities.
- b) The local match or cost share requirement is projected to be \$1,016,000. Pursuant to Section 5 of Amendment #1 to the CSA, the parties agreed to use remaining project funds to pay the required match. The parties further authorize use of not more than \$200,000 for additional match or other related costs to support this effort.

2) Assessment of Additional Alternatives for Airport Access

- a) Section 5(a) of CSA Amendment #1, as amended by CSA Amendment #2, established December 31, 2019 as a deadline for the Borough to investigate potential airport access solutions. The parties hereby agree to extend the deadline provided in Section 5(a) of CSA Amendment #1, as amended by CSA Amendment #2, to December 31, 2022.

SIGNATURES

[City]

Date

State of Alaska

_____ Judicial District

Subscribed and sworn to before me this ____ day of _____, 2020.

Notary Public

My Commission expires: _____

ACKNOWLEDGMENT OF THE ASSEMBLY
OR COUNCIL OF THE CITY

Be it remembered that on the ____ day of _____, 20__ at a regular meeting, of the _____ of _____, a City established under Alaska law, granted its approved of the foregoing instrument by Resolution _____, dated _____.

Dated: _____
Clerk

Alvin D. Osterman

[Borough]

9/11/2020

Date

State of Alaska
3rd Judicial District

Subscribed and sworn to before me this 11th day of September, 2020.



Tina Anderson

Notary Public

My Commission expires: 8/22/23

ACKNOWLEDGMENT OF THE ASSEMBLY OR COUNCIL OF THE BOROUGH

Be it remembered that on the 10th day of September, 2020 at a regular meeting, of the Assembly of the Aleutians East Borough, a Borough established under Alaska law, granted its approved of the foregoing instrument by Resolution 21-12, dated September 10, 2020.

Dated: _____

Tina Anderson
Clerk

9/11/2020

Akutan Airport Co-Sponsorship Agreement Amendment #4
9/10/2020

[Alaska Department of Transportation & Public Facilities] Date

State of Alaska

_____ Judicial District

Subscribed and sworn to before me this ____ day of _____, 2020.

Notary Public

My Commission expires: _____