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2 **Municipal Clerk's Office**
3 **Amended and Approved**
4 **Date: January 23, 2023**
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Requested by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Cynthia M. Weed, Bond
Counsel
K&L GATES LLP
For Reading: January 10, 2023

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9 **MUNICIPALITY OF ANCHORAGE**
10 **ORDINANCE No. 2023-6, As Amended**
11

12 **AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE QUALIFIED**
13 **VOTERS OF THE MUNICIPALITY OF ANCHORAGE, ALASKA, THE**
14 **QUESTION OF THE ISSUANCE OF NOT TO EXCEED FOUR HUNDRED FIFTY**
15 **THOUSAND DOLLARS (\$450,000) OF GENERAL OBLIGATION BONDS OF**
16 **THE MUNICIPALITY OF ANCHORAGE TO PAY THE COSTS OF ACQUIRING**
17 **A RESCUE TRUCK IN THE CHUGIAK EAGLE RIVER SERVICE AREA AT THE**
18 **ELECTION TO BE HELD IN THE MUNICIPALITY ON APRIL 4, 2023.**
19

20 **WHEREAS**, the best interests of the citizens and property owners in the Chugiak
21 Eagle River Service Area in the Municipality of Anchorage, Alaska (the
22 "Municipality") require the Municipality to acquire a rescue truck for the Chugiak
23 Volunteer Fire Department (the "Project"); and
24

25 **WHEREAS**, in order to provide financing for the Project, it is deemed necessary
26 and advisable that the Municipality issue and sell its general obligation bonds in
27 the principal amount of not to exceed \$450,000 (the "Bonds"); now, therefore,
28

29 **THE ANCHORAGE ASSEMBLY ORDAINS:**
30

31 **Section 1. Purpose.** The Assembly of the Municipality hereby determines that
32 the Chugiak Eagle River Service Area is in need of the Project. The Assembly
33 hereby determines that the best interests of the residents and property owners
34 within the Chugiak Eagle River Service Area require the Municipality to undertake
35 the Project at the time and in the order and in the manner deemed most necessary
36 and advisable by the Municipality. The estimated cost of the Project, including
37 incidental costs and costs related to issuing and selling the Bonds as provided in
38 this ordinance, is estimated to be \$450,000.
39

40 The Project is described in more detail in the attachment to the Assembly
41 Memorandum accompanying this ordinance. The cost of all necessary planning,
42 acquisition of property, site preparation, construction, installing and equipping of
43 the Project, architectural, engineering, design, and other consulting services,
44 inspection and testing, administrative expenses, costs of issuance of the Bonds
45 and other costs incurred in connection with the Project shall be deemed to be
46 costs of the approved Project. The approved Project may be completed with all
47 necessary equipment and appurtenances.

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2 The Municipality shall determine the application of available moneys
3 between the Project so as to accomplish, as nearly as may be, all of the Project
4 described or provided for in this section.

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6 If the Municipality shall determine that it has become impractical to
7 accomplish any portion of the approved Project by reason of changed conditions
8 or needs, incompatible development or costs substantially in excess of those
9 estimated, the Municipality shall not be required to accomplish such portions and
10 shall apply Bond proceeds as set forth in this section.

11
12 If the approved Project has been completed in whole or in part, or its
13 completion duly provided for, or its completion found to be impractical, the
14 Municipality shall apply such remaining proceeds solely to payment of principal or
15 interest on the Bonds, as provided in the Home Rule Charter. In the event that the
16 proceeds of sale of the Bonds, plus any other monies of the Municipality legally
17 available, are insufficient to accomplish the approved Project, the Municipality
18 shall use the available funds for paying the cost of those portions of the approved
19 Project deemed by the Municipality most necessary and in the best interest of the
20 Municipality. No Bond proceeds shall be used by the Municipality for any purpose
21 other than a capital improvement of the Municipality.

22
23 For the purpose of providing funds for the undertaking of the Project, which
24 is hereby found to be a public purpose and in the public interest, the Municipality
25 hereby proposes to issue general obligation bonded indebtedness in an amount
26 not to exceed Four Hundred Fifty Thousand Dollars (\$450,000).

27
28 **Section 2. Details of Bonds.** The Bonds shall be sold in such amounts and at
29 such time or times as deemed necessary and advisable by the Assembly and as
30 permitted by law and shall mature over a period of up to 20 years from date of
31 issue. The Bonds shall be issued in an aggregate principal amount of not to
32 exceed \$450,000. The Bonds shall bear interest to be fixed at the time of sale or
33 sales thereof. The exact form, terms, conditions, contents, security, options of
34 redemption, and such other matters relating to the issuance and sale of said
35 Bonds as are deemed necessary and advisable by the Assembly shall be as
36 hereinafter determined and/or delegated by ordinance and/or resolution of the
37 Assembly.

38
39 The full faith and credit of the Municipality is pledged for the payment of the
40 principal of and interest on the Bonds, and ad valorem taxes upon all taxable
41 property in the Municipality shall be levied without limitation as to rate or amount to
42 pay the principal and interest on the Bonds when due. The principal of and
43 interest on the Bonds are to be paid first from ad valorem taxes levied and
44 collected within the Chugiak Eagle River Service Area.

1 **Section 3. Ballot Proposition.** The Assembly hereby submits to the qualified
 2 voters of the Municipality the proposition of whether or not the Municipality should
 3 issue the Bonds for the purpose of financing the costs of the approved Project at
 4 the regular municipal election to be held on April 4, 2023.

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 6 The Clerk shall prepare the ballot proposition to be submitted to the voters
 7 as provided by this ordinance and the Municipal Code and shall perform all
 8 necessary steps in accordance with law to place this proposition before the voters
 9 at the regular election. The proposition must receive a majority vote of those in
 10 the Municipality voting, both in the Chugiak Eagle River Service Area and
 11 areawide, on the question to be approved. The proposition shall be substantially
 12 in the following form:

13
 14 PROPOSITION NO. ____

15
 16 CHUGIAK EAGLE RIVER SERVICE
 17 AREA FIRE PROTECTION BONDS

18
 19 For the purpose of acquiring a rescue truck for the
 20 Chugiak Volunteer Fire Department in the Chugiak
 21 Eagle River Service Area, as provided in AO 2023-____,
 22 shall Anchorage borrow money and issue up to
 23 \$450,000 in principal amount of general obligation
 24 bonds?

25
 26 Voter approval of this bond proposition authorizes for
 27 each **\$100,000** [~~\$450,000~~] of assessed taxable
 28 property value (based on the estimated 2023 assessed
 29 valuation in the Chugiak Eagle River Service Area) an
 30 annual increase in taxes of approximately \$2.53 to
 31 retire the proposed bonds.

32
 33 The debt shall be paid from real and personal property
 34 taxes levied and collected within the Chugiak Eagle
 35 River Service Area without cost to properties in
 36 Anchorage, Girdwood Valley and other areas outside
 37 the Service Area. The Municipality will also pledge its
 38 full faith and credit for payment of the debt.

39
 40 YES NO

41
 42 **Section 4. Effective Dates.** Section 2 of this ordinance shall become effective
 43 only if the proposition described in Section 3 is approved by a majority of the
 44 qualified voters voting on the proposition at the regular election held on April 4,
 45 2023. The remaining sections of this ordinance shall become effective upon
 46 passage and approval by the Assembly.

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PASSED AND APPROVED by the Assembly of the Municipality of Anchorage, this 23rd day of January, 2023.

Suzanne LaFrance

Chair

ATTEST:

Barbara A. Jones

Municipal Clerk



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 18-2023

Meeting Date: January 10, 2023

1 **FROM: MAYOR**

2
3 **SUBJECT: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE**
4 **QUALIFIED VOTERS OF THE MUNICIPALITY OF ANCHORAGE,**
5 **ALASKA, THE QUESTION OF THE ISSUANCE OF NOT TO**
6 **EXCEED FOUR HUNDRED FIFTY THOUSAND DOLLARS**
7 **(\$450,000) OF GENERAL OBLIGATION BONDS OF THE**
8 **MUNICIPALITY OF ANCHORAGE TO PAY THE COSTS OF**
9 **ACQUIRING A RESCUE TRUCK IN THE CHUGIAK EAGLE RIVER**
10 **SERVICE AREA AT THE ELECTION TO BE HELD IN THE**
11 **MUNICIPALITY ON APRIL 4, 2023.**
12

13 The ordinance will place a general obligation bond proposition for the Chugiak Eagle
14 River Service Area on the ballot for the Municipal election to be held on April 4,
15 2023.
16

17 The administration recommends scheduling a public hearing for this bond ordinance
18 on January 24, 2023.
19

20 The Chugiak Eagle River Service Area bond proposal will implement the priorities
21 established in the recently approved 2023-2028 Capital Improvement Program.
22 Please see the attached Project List, attached as Exhibit A.
23
24

25 **THE ADMINISTRATION RECOMMENDS APPROVAL OF THE ORDINANCE.**
26

27 Prepared by: Ross Risvold, Public Finance & Investments Manager

28 Approved: Grant Yutzenka, Acting CFO

29 Concur: Blair Christensen, Acting Municipal Attorney

30 Concur: Courtney Petersen, Director, OMB

31 Concur: Kent Kohlhase, Acting Municipal Manager

32 Respectfully submitted: Dave Bronson, Mayor

EXHIBIT A

Chugiak Eagle River Service Area 2023 Bond Project List (000)'s

<u>Project</u>	<u>Amount*</u>	<u>O&M</u>
Rescue Truck Chugiak Volunteer Fire Department	\$450	--
Total	\$450	--

* Bond proceeds for the project amount may only be allocated to the project listed above.

