

Submitted by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Public Finance & Investments
Division
For Reading: December 6, 2016

**ANCHORAGE, ALASKA
AO NO. 2016-148**

**AN ORDINANCE OF THE ANCHORAGE ASSEMBLY ENACTING
ANCHORAGE MUNICIPAL CODE 6.50.070 TO ADD A SECTION FOR THE
ESTABLISHMENT THE ANCHORAGE ANGEL EVERGREEN FUND.**

WHEREAS, the 49th State Angel Fund (the “49SAF”) was created in 2012 upon receipt of \$13.2 million (the “Original Angel Funds”) from the federal government’s State Small Business Credit Initiative (the “SSBCI”) program; and

WHEREAS, the 49SAF was established and designed under the SSBCI guidelines to provide investment capital to create and grow start-up and early stage businesses in the Municipality of Anchorage; and

WHEREAS, at least one of the investments of the 49SAF has made a return on investment to the 49SAF; and

WHEREAS, money received as a return on investment of 49SAF investments become unrestricted assets of the Municipality; and

WHEREAS, it is the desire of the Municipality to reinvest money received as a return of principal or return on investment of 49SAF investments into the 49SAF for continued use for the purposes of the 49SAF and other unrestricted purposes for general government; and

WHEREAS, it is prudent and a best practice to establish a separate account for the money received as a return of principal or return on investment of the 49SAF; now therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code chapter 6.50 is hereby amended by adding a new section, to be numbered 6.50.070 and to read as follows:

6.50.070 Anchorage Angel Evergreen Fund.

A. Names.

1. The name of the Municipality of Anchorage’s (Municipality) account for moneys received as a return of principal or return

1 on investment made by the 49th State Angel Fund, referred
2 to herein as the "49SAF", shall be the "Anchorage Angel
3 Evergreen Fund", referred to herein as the "Fund".
4

5 2. The name of the funds received by the Municipality directly
6 from the federal government's State Small Business Credit
7 Incentive (SSBCI) program for the 49SAF shall be "Original
8 Angel Funds".
9

10 3. The name of the funds received by the Municipality as a
11 return of principal or return on investment made by the 49SAF
12 shall be "Anchorage Angel Evergreen Funds".
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14 B. Purpose.

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16 1. The Municipality shall establish a separate account in its
17 accounting records specifically for the Fund.
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19 2. The purpose of the Fund is to hold, safe-keep and invest
20 Anchorage Angel Evergreen Funds.
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22 3. Money in the Fund shall be available for payment of 49SAF
23 administrative expenses, any other purposes of the 49SAF
24 and other unrestricted purposes for general government.
25 Withdrawals may be made by the 49SAF staff upon prior
26 approval of the chief fiscal officer of the Municipality.
27

28 C. Responsibility.

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30 1. The chief fiscal officer of the Municipality shall be responsible
31 for the Fund.
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33 2. Administrative staff for the 49SAF and the Fund shall be
34 initially provided by the Public Finance & Investments
35 Division.
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37 3. The chief fiscal officer of the Municipality shall annually no
38 later than June 30, beginning in 2017, report to the Municipal
39 Assembly the investments of the 49SAF, the return on 49SAF
40 investments, the committed and uncommitted Original Angel
41 Funds, the balance of the Fund and the members of the
42 49SAF Advisory Committee as long as the 49SAF or the Fund
43 exists.
44

45 4. The chief fiscal officer of the Municipality shall be responsible
46 for the establishment of criteria and guidelines for activities
47 related to the 49SAF. The chief fiscal officer of the

1 Municipality shall also be responsible for the implementation,
2 maintenance, monitoring and enforcement of such criteria and
3 guidelines. Such criteria and guidelines for the Fund may
4 differ from the guidelines of the SSBCI for investment of
5 Original Angel Funds.
6

7 5. The assets of the Fund shall be treated as unrestricted assets
8 of the Municipality.
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10 D. Investment of Money in the Fund.
11

12 1. Anchorage Angel Evergreen Funds received by the
13 Municipality shall be credited to the Fund upon receipt.
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15 2. Money credited to the Fund shall be deposited into the
16 Municipal Cash Pool (MCP).
17

18 3. Earnings on both the Original Angel Funds and the Anchorage
19 Angel Evergreen Funds are unrestricted assets of the
20 Municipality and may be used for administrative expenses.
21

22 **Section 2.** The Municipality's chief fiscal officer, or designee, is authorized to
23 transfer funds related to the 49SAF between the Municipality's Restricted
24 Municipal Funds Account and the Municipality's Anchorage Angel Evergreen
25 Fund.
26

27 **Section 3.** This ordinance shall become effective immediately after passage.
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29 PASSED AND APPROVED by the Anchorage Assembly this ____ day of
30 _____, 2016.
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Chair of the Assembly

37 ATTEST:
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42 _____
Municipal Clerk