

Introduced by:	Mayor
Date:	08/19/25
Action:	Adopted
Vote:	9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2025-034**

**A RESOLUTION AUTHORIZING THE ACQUISITION OF A
PERPETUAL EASEMENT LOCATED IN KACHEMAK SELO, ALASKA,
FOR SCHOOL PURPOSES**

WHEREAS, the Kenai Peninsula Borough School District (KPBSD) currently delivers education instruction in the community of Kachemak Selo; and

WHEREAS, the Kenai Peninsula Borough (KPB) has acquired property in Kachemak Selo for school purposes as authorized under Resolution 2024-24; and

WHEREAS, as part of the development design process, it has been determined an easement is necessary to accommodate a septic system and any other uses as may be deemed necessary to accommodate school related activities; and

WHEREAS, KPB has been awarded \$10,867,503 in DEED funding for the Kachemak Selo School Project; and

WHEREAS, KPB funding Ordinance 2018-19-25 appropriated \$10,010,000 from the DEED for the Kachemak Selo School Project; and

WHEREAS, the Kenai Peninsula Borough Planning Commission, at its regular meeting of August 11, 2025, recommended approval by unanimous consent;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That the Assembly finds that purchasing the following-described perpetual Easement pursuant to KPB 17.10.040 is in the best interest of the KPB:

THE EASEMENT TO CONSIST OF AN APPROXIMATE 60 FOOT BY 206 FOOT AREA LOCATED IN THE NORTHEAST CORNER OF THE ABOVE-DESCRIBED LOT. SUBJECT EASEMENT LYING IMMEDIATELY NORTHWEST OF AND ADJACENT TO THE NORTH BOUNDARY OF LOT 36 AND CONSISTING OF APPROXIMATELY 0.30 ACRES. THE EASEMENT AREA TO BE UTILIZED FOR ANY AND ALL ACTIVITIES RELATED TO THE USE AND IMPROVEMENT OF LOT 36, INCLUDING ABOVE-GROUND WASTEWATER TREATMENT INFRASTRUCTURE. A FORMAL MAP DEPICTING THE EASEMENT AREA TO BE AGREED TO BY

BOTH PARTIES AND ATTACHED TO THE RECORDED EASEMENT AGREEMENT.

SECTION 2. That the terms and conditions substantially in the form of the purchase agreement accompanying this resolution are hereby approved. The purchase price is \$30,000, subject to the terms of the agreement, plus title and closing costs, and due diligence fees not to exceed \$5,000.

SECTION 3. That this acquisition is for the purposes of siting a septic system and any other school-related uses as may be deemed necessary.

SECTION 4. That the above-described Easement is perpetual in term.

SECTION 5. That the Mayor, or designee, is authorized to execute any and all documents necessary to purchase the easement estate described in Section 1 in accordance with the terms and conditions contained in this resolution and the accompanying purchase agreement, consistent with applicable provisions of KPB Chapter 17.10.

SECTION 6. That previously-appropriated funding, in the amount of \$35,000, is available in the Capital Project Fund account 400.71065.KSELO.48610, for the acquisition of the easement estate listed in Section 1.

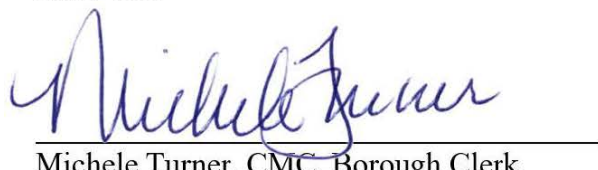
SECTION 7. That this resolution is effective immediately.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 19TH DAY OF AUGUST, 2025.

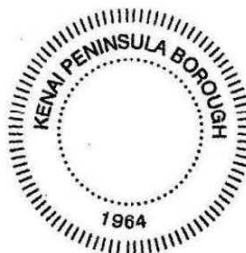


Peter Ribbens, Assembly President

ATTEST:



Michele Turner, CMC, Borough Clerk



Yes: Baisden, Cox, Cooper, Ecklund, Dunne, Johnson, Morton, Tunseth, Ribbens

No: None

Absent: None