

Introduced by: Mayor
Date: 04/16/24
Action: Adopted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2024-017**

A RESOLUTION APPROVING AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT BETWEEN THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY & FIRE PROTECTION, AND THE KENAI PENINSULA BOROUGH ON BEHALF OF CENTRAL EMERGENCY SERVICE AREA, NIKISKI FIRE SERVICE AREA, BEAR CREEK FIRE SERVICE AREA, WESTERN EMERGENCY SERVICE AREA, AND KACHEMAK EMERGENCY SERVICE AREA

WHEREAS, pursuant to AS 41.15.010, *et seq.*, the State of Alaska is responsible for the protection of natural resources and watersheds on all state, private, and municipal lands; and

WHEREAS, pursuant to Title 16 of the Kenai Peninsula Borough Code of Ordinances, the KPB is responsible for fire protection within its fire service area boundaries; and

WHEREAS, an intergovernmental cooperative agreement has been negotiated between the KPB and the State of Alaska, Department of Natural Resources, Division of Forestry & Fire Protection, in order to provide more comprehensive fire protection from wildland fires to protect persons within the service areas; and

WHEREAS, Alaska Statute 18.70.150 provides that “A city, other incorporated entity, and other fire protection groups may organize a mutual-aid program by adopting an ordinance or resolution authorizing and permitting their fire department, fire company, emergency relief squad, fire police squad, or fire patrol to go to the aid of another city, incorporated entity, or fire protection group, or territory outside of it”; and

WHEREAS, at the special meeting held on April 10, 2024 the Central Emergency Service Area board recommended approval by unanimous consent of this resolution; and

WHEREAS, at the regularly scheduled meeting held on April 10, 2024, the Nikiski Fire Service Area board recommended approval by unanimous consent of this resolution; and

WHEREAS, at the regularly scheduled meeting held on April 9, 2024, the Bear Creek Fire Service Area board recommended approval by unanimous consent of this resolution; and

WHEREAS, at the regularly scheduled meeting held on April 10, 2024, the Western Emergency Service Area board recommended approval by unanimous consent of this resolution; and

WHEREAS, at the regularly scheduled meeting held on March 21, 2024, the Kachemak Fire Service Area board recommended unanimous approval of this resolution; and

WHEREAS, the KPB administration has examined the proposed agreement and has concluded that it should be adopted by the assembly;

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

SECTION 1. That the 2024 Cooperative Fire Protection Agreements between the State of Alaska, Department of Natural Resources, Division of Forestry & Fire Protection, and the Kenai Peninsula Borough on behalf of itself and Central Emergency Service Area, Nikiski Fire Service Area, Bear Creek Fire Service Area, Western Emergency Service Area, and Kachemak Emergency Service Area are adopted, and the Mayor and Fire Chiefs are authorized to enter into this agreement.

SECTION 2. That the 2024 Operating Plan format is approved, and the Mayor and the Fire Chiefs of each applicable service area are authorized to execute future annual operating plans substantially in this format for each service area after considering recommendations by each applicable service area board.

SECTION 3. That this resolution shall take effect immediately.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 16TH DAY OF APRIL, 2024.

Brent Johnson

Brent Johnson, Assembly President

ATTEST:

Michele Turner

Michele Turner, CMC, Borough Clerk



Yes: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson

No: None

Absent: None