

Kenai Peninsula Borough

Legal Department

MEMORANDUM

TO: Ryan Tunseth, Assembly President
Members, KPB Assembly

THRU: Peter A. Micciche, Mayor *PM*

FROM: Sean Kelley, Borough Attorney *SK*

DATE: April 23, 2026

RE: Resolution 2026-028, Authorizing the Mayor to Execute the Fifth Amendment to the Operating Agreement with CPGH, Inc. (Mayor)

This Resolution authorizes the Mayor to execute the 5th Amendment to the Operating Agreement with CPGH, Inc. The Fifth Amendment provides clear protocols and responsibilities for real property acquisition due diligence and required provisions for leases in which CPGH, Inc. is the sole lessee. In addition, per CPGH, Inc.'s request, this amendment raises the lease cap.

Your consideration is appreciated.