

Introduced by: Mayor  
Date: 05/07/19  
Hearing: 05/21/19  
Action: Enacted as Amended  
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2019-10**

**AN ORDINANCE AUTHORIZING THE NEGOTIATED LEASE OF OFFICE SPACE  
AT THE NIKISKI COMMUNITY RECREATION CENTER WITH TESORO ALASKA  
COMPANY LLC**

**WHEREAS**, the Nikiski Community Recreation Center (“NCRC”) is a former elementary school building that is operated and budgeted by the North Peninsula Recreation Service Area (“NPRSA”); and

**WHEREAS**, Tesoro Alaska Company LLC (“Tesoro”) has inquired about renting a room within the NCRC to be used for temporary office and meeting space; and

**WHEREAS**, NPRSA staff have identified an available space and mutually agreeable terms for entering an office space rental agreement with access to meeting space; and

**WHEREAS**, the Kenai Peninsula Borough Planning Commission at its regularly scheduled meeting of May 13, 2019 recommended approval by unanimous consent;

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

**SECTION 1.** That the assembly finds that leasing office space to Tesoro pursuant to KPB 17.10.100(I) is in the best interest of the borough.

**SECTION 2.** That the provisions of KPB 17.10.080-090 and KPB 17.10.110-240 governing classification, disposition, and leasing of borough lands and related natural resources shall not apply to this lease of office space.

**SECTION 3.** Based on the foregoing, the mayor is hereby authorized, pursuant to KPB 17.10.100(I), to lease NCRC Room #7, being 840 sq. ft., with common use of bathrooms and parking, to Tesoro for an initial term of six months, with month-to-month extensions thereafter, at the monthly rental of \$2,276.40. The authorization is for lease solely to Tesoro and it may not assign any rights to negotiate or enter an agreement for lease to any other person or entity. Once entered, the lease may be assigned or subleased pursuant to the terms of the lease agreement.

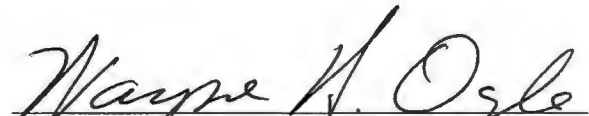
**SECTION 4.** The mayor is authorized to execute a lease substantially similar in form to the lease form approved by the assembly.

**SECTION 5.** Tesoro shall have 180 days from the time of enactment of this ordinance to execute the lease document.

**SECTION 6.** That rent revenue from the subject lease shall be deposited in North Peninsula Recreation Service Area account 225.00000.00000.36315.

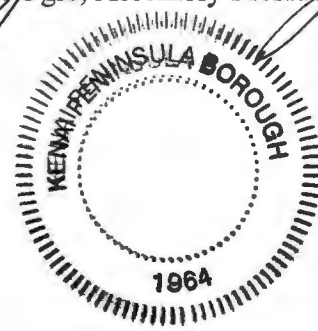
**SECTION 7.** That this ordinance shall take effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 21ST DAY OF MAY, 2019.**

  
Wayne H. Ogle, Assembly President

ATTEST:

  
John Blankenship, MMC, Borough Clerk



Yes: Bagley, Blakeley, Carpenter, Cooper, Dunne, Fischer, Hibbert, Smalley, Ogle  
No: None  
Absent: None