

Introduced by: Mayor  
Date: 06/20/17  
Action: Adopted  
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH  
RESOLUTION 2017-045**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT BETWEEN THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY, AND THE KENAI PENINSULA BOROUGH ON BEHALF OF ITSELF AND CENTRAL EMERGENCY SERVICE AREA, NIKISKI FIRE SERVICE AREA, BEAR CREEK FIRE SERVICE AREA, ANCHOR POINT FIRE AND 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 borough is responsible for fire protection within its fire service area boundaries; and

**WHEREAS**, an intergovernmental cooperative agreement has been negotiated between the borough and the State of Alaska, Department of Natural Resources, Division of Forestry, in order to provide more comprehensive fire protection from wildland fires to protect persons within the service area; 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**, due to lengthy negotiations, the imminent onset of the fire season and an oversight, the agreements were signed before submitting them to the assembly for approval; and

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

**WHEREAS**, the borough fire service area boards, enumerated in Section 1 below, have reviewed and recommended adoption of this agreement; and

WHEREAS, assembly ratification of the signed agreements is needed to comply with AS 18.70.160;

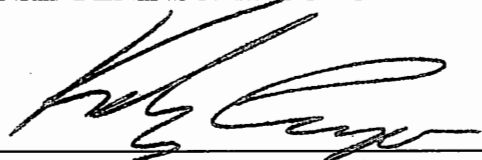
NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

**SECTION 1.** That the 2017 Cooperative Fire Protection Agreements between the State of Alaska, Department of Natural Resources, Division of Forestry, and the Kenai Peninsula Borough on behalf of itself and Central Emergency Service Area, Nikiski Fire Service Area, Bear Creek Fire Service Area, Anchor Point Fire and Emergency Service Area, and Kachemak Emergency Service Area are adopted, and the mayor's and chief's signatures on these agreements are hereby ratified.

**SECTION 2.** That the 2017 Operating Plan format is approved, and the mayor's and chief's signatures are hereby ratified, and they 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.


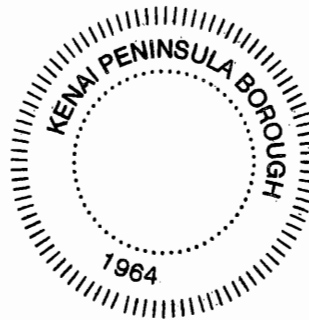
**SECTION 3.** That this resolution shall take effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 20TH DAY OF JUNE, 2017.**



Kelly Cooper, Assembly President

ATTEST:

  
John Blankenship, MMC, Borough Clerk

Yes: Bagley, Carpenter, Dunne, Fischer, Hibbert, Ogle, Schaefer, Cooper  
No: None  
Absent: Welles