

Kenai Peninsula Borough

Office of Risk Management

MEMORANDUM

TO: Ryan Tunseth, Assembly President
Members, KPB Assembly

THRU: Peter A. Micciche, Mayor *PM*

FROM: Sovala Kisenia, Risk Manager *SK*
Sean Kelley, Borough Attorney *SK*

DATE: November 20, 2025

RE: Ordinance 2025- 25, Amending Borough Code, KPB 3.04.235, Regarding Defense and Indemnification (Mayor)

This ordinance amends Borough Code to update the process for defense and indemnification of employees, elected officials, and other covered individuals. The amendments designate the Borough Attorney, rather than the Risk Manager, as responsible for overseeing all defense and indemnification requests.

The amendments reflect current practice for evaluating claims arising from activities within the course and scope of official duties, relying on guidance from the Legal Department and third-party insurance analyses. These changes ensure timely, consistent, and legally informed handling of defense and indemnification matters, providing appropriate protection for Borough personnel.

Your consideration is appreciated.