

Introduced by: Mayor  
Date: 12/03/19  
Hearing: 01/07/20  
Action: Enacted as Amended  
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2019-36**

**AN ORDINANCE AUTHORIZING THE NEGOTIATED LEASE OF GARAGE SPACE  
AT THE BEAR CREEK FIRE STATION WITH ALASKA STATE TROOPERS A  
DETACHMENT NORTH**

**WHEREAS,** the Bear Creek Fire Station is operated and budgeted by the Bear Creek Fire Service Area (“BCFSA”) on behalf of the Kenai Peninsula Borough; and

**WHEREAS,** the building has vacant space suited for use by the Alaska State Troopers (“AST”); and

**WHEREAS,** BCFSA and AST have identified mutually agreeable terms for entering a rental agreement for garage space; and

**WHEREAS,** the BCFSA board at its regularly scheduled meeting of November 12, 2019 recommended approval; and

**WHEREAS,** the Kenai Peninsula Borough Planning Commission at its regularly scheduled meeting of December 16, 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 of garage space at the Bear Creek Fire Station to Alaska State Troopers, A Detachment North, pursuant to KPB 17.10.100(I), authorizing the negotiated sales or leases of borough lands, 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 building space.

**SECTION 3.** Based on the foregoing, the mayor is hereby authorized pursuant to KPB 17.10.100(I) to lease Bear Creek Fire Station Room #126, being 495 sq.ft., with common use of bathrooms and parking to Alaska State Troopers, A Detachment North, for an initial term of 18 months, with five 12-month extensions thereafter, at the monthly rental of \$155.00. The authorization is for lease solely to Alaska

State Troopers, and it may not assign any rights to negotiate or enter an agreement for lease to any other person or entity.

**SECTION 4.** The mayor is authorized to execute a lease substantially similar to the lease attached to this resolution.

**SECTION 5.** The Alaska State Troopers shall have 180 days from the date of enactment of this ordinance to execute the lease document.

**SECTION 6.** That rent revenue from the subject lease shall be submitted to the Borough Finance Department and deposited in Bear Creek Fire Service Area account 207.00000.00000.36315.

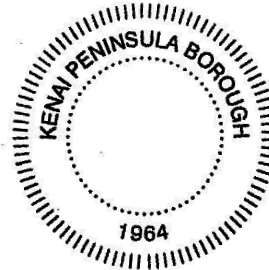
**SECTION 7.** That this ordinance shall take effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH DAY OF JANUARY, 2020.**

  
\_\_\_\_\_  
Kelly Cooper, Assembly President

ATTEST:

  
\_\_\_\_\_  
Johni Blankenship, MMC, Borough Clerk



Yes: Bjorkman, Blakeley, Carpenter, Cox, Dunne, Hibbert, Johnson, Smalley, Cooper  
No: None  
Absent: None