

Introduced by: Glick
Date: 07/08/03
Action: Adopted as Amended
Vote: 6 Yes, 1 No, 2 Abstain

**KENAI PENINSULA BOROUGH
RESOLUTION 2003-081**

**A RESOLUTION AUTHORIZING AN AMENDMENT TO THE RADIO
BROADCASTING AGREEMENT WITH PENINSULA COMMUNICATIONS, INC.
DELETING THE REQUIREMENT FOR BROADCASTING IN THE SEWARD AREA
AND REQUESTING PROPOSALS FOR BROADCAST OF ASSEMBLY MEETINGS**

- WHEREAS**, on September 20, 1994, the Kenai Peninsula Borough Assembly adopted Resolution 94-076 awarding a contract to Peninsula Communications, Inc. ("PCI") to broadcast assembly meetings via radio to the Kenai/Soldotna area, the Homer area, and the Seward area at the rate of \$100 per area per meeting plus \$100 per meeting for the announcer for a total regular cost of \$400 per meeting; and
- WHEREAS**, the current radio broadcasting agreement with Peninsula Communications, Inc. ("PCI"), as amended in Resolution 2002-105, provides that the station agrees to air all assembly meetings to the above-listed areas for the sum of \$531.27 per meeting, including \$412.14 to PCI and the balance paid to the announcer, to be adjusted annually based on the Consumer Price Index for Anchorage as of July 1 each year; and
- WHEREAS**, on March 4, 2003, the Federal Communications Commission entered a memorandum opinion and order modifying the Seward translator stations' licenses of PCI effective 60 days from March 10, 2003, terminating the authorization for their use; and
- WHEREAS**, as a result of this order, PCI lacks the capacity to broadcast using its repeater station license to broadcast assembly meetings in the Seward area; and
- WHEREAS**, on March 27, 2003 PCI requested that Paragraph 7 of the Radio Broadcasting Agreement between the borough and PCI be modified to delete Seward from the broadcast area; and
- WHEREAS**, the only other known licensed radio broadcaster in the Seward area has advised the borough that it is not presently capable of providing a live broadcast of assembly meetings, but could offer a delayed broadcast from tapes of the assembly meetings; and

WHEREAS, the borough's best interests would be served by modifying the agreement with PCI to reflect the coverage in effect, while investigating alternative means of providing coverage of assembly meetings to the Seward area;

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

SECTION 1. That the mayor is authorized to execute an amendment to the agreement with PCI by changing paragraphs 1 and 7 of the existing agreement to eliminate the requirement that PCI broadcast assembly meetings in the Seward area. This does not affect the amount paid to the announcer.

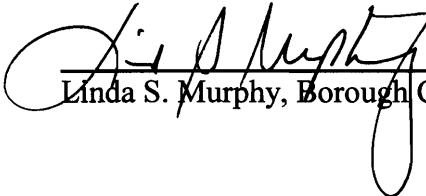
SECTION 2. The Mayor is requested to solicit proposals to broadcast assembly meetings prior to August, 31, 2003.

SECTION 3. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 8TH DAY OF JULY 2003.


Pete Sprague, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

