



# Kenai Peninsula Borough

144 North Binkley Street  
Soldotna, AK 99669

## Meeting Minutes - Final

### Assembly

*Brent Johnson, President*

*Brent Hibbert, Vice President*

*Jesse Bjorkman*

*Lane Chesley*

*Tyson Cox*

*Richard Derkevorkian*

*Cindy Ecklund*

*Bill Elam*

*Mike Tupper*

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Tuesday, September 20, 2022

6:00 PM

Betty J. Glick Assembly Chambers

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**Meeting ID: 884 7373 9641 Passcode: 671108**

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### INVOCATION

[Clerk's Note: The invocation was given by Patrick Brosamer.]

### ROLL CALL

[Clerk's Note: Assembly Members Ecklund and Tupper participated via Zoom.]

**Present:** 9 - Jesse Bjorkman, Tyson Cox, Brent Hibbert, Brent Johnson, Richard Derkevorkian, Bill Elam, Lane Chesley, Cindy Ecklund, and Mike Tupper

Also present were:

Aaron Rhoades, Chief of Staff

Brandi Harbaugh, Finance Director

Sean Kelley, Borough Attorney

Johni Blankenship, Borough Clerk

Michele Turner, Deputy Borough Clerk

### COMMITTEE REPORTS

Assembly Member Cox stated the Finance Committee met and discussed its agenda items.

Assembly Member Chesley stated the Policies and Procedures Committee met and discussed its agenda items.

**APPROVAL OF AGENDA AND CONSENT AGENDA**

Hibbert moved to approve the agenda and consent agenda.

Copies have been made available to the public, Borough Clerk Johni Blankenship noted by title only the resolutions and ordinances on the consent agenda.

[KPB-4598](#) September 6, 2022 Regular Assembly Meeting Minutes  
approved.

[KPB-4599](#) September 11, 2022 Special Assembly Meeting Minutes  
approved.

The following public hearing items met the required conditions of KPB 22.40.110 and were added to the consent agenda:

[2022-19-15](#) An Ordinance Accepting Grant Funds from the State of Alaska Division of Homeland Security & Emergency Management and the Federal Emergency Management Agency to Reimburse Costs Associated with Disaster Recovery Efforts Related to the Lowell Point Road Landslide (Mayor)  
**This Budget Ordinance was enacted.**

[2022-19-16](#) An Ordinance Appropriating Funds from the Bear Creek Fire Service Area Operating Fund Balance for the Cost of Repairs to A Rescue Pumper (Mayor)  
**This Budget Ordinance was enacted.**

## New Business

[2022-050](#) A Resolution Authorizing the Mayor to Execute the Fiscal Year 2023 Alaska Land Mobile Radio Communication System Membership Agreements (Mayor)  
**This Resolution was adopted.**

[2022-051](#) A Resolution Affirming Support for Garrison Ridge Road and Bridge Upgrades (Johnson, Elam)  
**This Resolution was adopted.**

[2022-052](#) A Resolution Authorizing a Sole Source Award for Purchase and Installation of the Stryker Power Load System for an Existing

Ambulance and Ambulance in Production

**This Resolution was adopted.**

[2022-19-18](#) An Ordinance Accepting and Appropriating an Additional \$231,044.38 from the State of Alaska Department of Military and Veteran Affairs, Division of Homeland Security and Emergency Management for the Emergency Siren Warning System Replacement Project (Mayor) (Hearing on 10/11/22)

**This Ordinance was introduced and set for public hearing.**

[KPB-4580](#) Confirming Appointments to Advisory Planning Commissions (Mayor)

Cooper Landing APC

Jeanette Cadieux, Seat A, Term Expires 09/30/2025

Chris Degernes, Seat B, Term Expires 09/30/2025

Funny River APC

Glenda Radvansky, Seat F, Term Expires 09/30/2025

Hope/Sunrise APC

G. Johnny Sorenson, Seat C, Term Expires 09/30/2025

Peter Scott Smith, Jr., Seat D, Term Expires 09/30/2025

**approved.**

[KPB-4582](#) Confirming an Appointment to the Kachemak Emergency Service Area Board (Mayor)

Kachemak Emergency Service Area Board

Ralph Crane, Seat E, Term Expires 10/2022

**approved.**

[KPB-4583](#) Confirming an Appointment to the Resilience and Security Advisory Commission (Mayor)

Resilience and Security Advisory Commission

Scott Waterman, At-Large Seat, Term Expires 09/30/2025

**approved.**

[KPB-4597](#) Approval of the Precinct Boards, Canvass Board and Absentee Voting Officials for the October 4, 2022 Regular Municipal Election (Borough Clerk)

approved.

[2022-19-17](#) WITHDRAWN BY THE SPONSOR An Ordinance Authorizing the Acquisition of Real Property Located at 3964 Bartlett Street, Homer, Alaska on Behalf of the South Peninsula Hospital Service Area, Appropriating \$640,000 from the South Peninsula Hospital Plant Replacement and Expansion Fund for the Purchase, and Authorizing a Third Amendment to the Operating Agreement with South Peninsula Hospital, Inc. (Mayor) (Hearing on 10/11/22)

**This Budget Ordinance was withdrawn by the sponsor.**

Approval of the Agenda and Consent Agenda

President Johnson called for public hearing.

The following people spoke in support of Resolution 2022-051:

**Rod Vansong**  
**Arnold Mason**

The following people spoke in regards to Agenda Item KPB-4597, Approval of Election Precinct Workers:

**Susan Smalley**  
**Michele Vasquez**  
**Bonnie Nichols**  
**Tim Navarre**

There being no one else who wished to speak, the public comment period was closed.

**A motion was made by Hibbert to approve the Agenda and Consent Agenda. The motion carried by the following vote:**

**Yes:** 9 - Bjorkman, Cox, Hibbert, Johnson, Derkevorkian, Elam, Chesley, Ecklund, and Tupper

**PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

President Johnson called for public comment.

**Tom Patmore**, Clam Gulch addressed the assembly regarding the borough putting a fire station in Clam Gulch.

The following people spoke in regards to Ordinance 2022-36:

**Greg Turner**, Soldotna  
**Alena Stog**  
**Linda Farnsworth Hutchings**

There being no one else who wished to speak, the public comment period was closed.

**COMMENDING RESOLUTIONS AND PROCLAMATIONS**

None.

**PRESENTATIONS WITH PRIOR NOTICE**

None.

**PUBLIC HEARINGS ON ORDINANCES**

[2022-40](#) An Ordinance Amending KPB 14.31.130 Relating to Notice of Assessments for Road Improvement Special Assessment Districts to Ensure Code Compatibility with Software Constraints (Mayor)

**Cox moved to enact Ordinance 2022-40.**

President Johnson called for public comments with none being offered.

**The motion to enact Ordinance 2022-40 carried by the following vote:**

**Yes:** 9 - Bjorkman, Cox, Hibbert, Johnson, Derkevorkian, Elam, Chesley, Ecklund, and Tupper

[2022-41](#) An Ordinance Amending KPB Chapter 21.02 to Establish an Advisory Planning Commission in the Nikiski Area (Mayor)

**Chesley moved to enact Ordinance 2022-41.**

President Johnson called for public comment.

The following people spoke in support of Ordinance 2022-41:

**Camille Broussard**, Nikiski  
**Stacy Oliva**, Nikiski

There being no one else who wished to speak, the public comment period was closed.

**Chesley moved to amend Ordinance 2022-41 as follows:**

Amend the seventh Whereas clause to read, "at its meeting held on August 22, 2022, the KPB Planning Commission recommended approval as amended for an alternative smaller area; and" and

Add a new eighth Whereas clause to read, "the alternative includes all the petitioned land on the Kenai Peninsula, excluding Cook Inlet and the west side of the Kenai Peninsula Borough and encompasses 307,410 acres, or in-keeping with existing Advisory Planning Commission size;" and

Delete the existing Section 1 and replace it to read, "**21.02.230. Nikiski Advisory Planning Commission**

An advisory planning commission is established for the community of the borough known as Nikiski with boundaries as follows:

Beginning at the intersection of the southerly mean high water line of Turnagain Arm and the 150th meridian west of Greenwich within T10N R4W S.M.;

Thence southerly along the 150th meridian to the township line between T8N and T9N R4W;

Thence westerly along the township line between T8N and T9N to the northwest corner of T8N R9W S.M.;

Thence southerly along the range line between R9W and R10W to the southeast corner of T6N R10W S.M.;

Thence westerly along the township line between T5N and T6N to the southeast corner of Section 32 T6N R10W;

Thence northerly along the section line between Sections 32 and 33 to the northeast corner of Section 32;

Thence westerly along the section line to the northwest corner of Section 31 T6N R10W on the corporate boundary of the city of Kenai;

Thence northerly and westerly along the corporate boundary of the city of Kenai to the intersection with the mean high water line of Cook Inlet and the section line between Sections 23 and 26 T6N R12W S.M.;

Thence northerly and easterly along the mean high water line on the easterly shore of Cook Inlet, and easterly along the southerly mean high water line of Turnagain Arm, to the point of beginning."

Assembly Member Bjorkman spoke in opposition to the amendment.

**The motion to amend Ordinance 2022-41 failed by the following vote:**

**Yes:** 2 - Johnson, and Ecklund

**No:** 7 - Bjorkman, Cox, Hibbert, Derkevorkian, Elam, Chesley, and Tupper

The motion to enact Ordinance 2022-41 carried by the following vote:

Yes: 9 - Bjorkman, Cox, Hibbert, Johnson, Derkevorkian, Elam, Chesley, Ecklund, and Tupper

## MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-4585](#) Mayor's Report Cover Memo

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
  - a. [KPB-4586](#) River and Sea Marine Snowmachines Sole Source Waiver
3. Other
  - a. [KPB-4588](#) Tax Adjustment Request Approval
  - b. [KPB-4587](#) Certification of the 2022 Personal Property Supplemental Assessment Roll
  - c. [KPB-4589](#) Revenue-Expenditure Report August 2022
  - d. [KPB-4590](#) Budget Revisions August 2022

## PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Johnson called for public comment.

**Ed Martin III** addressed the assembly regarding suggested amendments to Ordinance 2022-36.

**Linda Farnsworth Hutchings** spoke in support of Proposition 3, Central Emergency Service Area Station Bonds.

There being no one else who wished to speak, the public comment period was closed.

## ASSEMBLY COMMENTS

Assembly Member Elam thanked everyone for attending and providing testimony. He stated there was a lot of friction in the community and hoped some of that would go down. He wished everyone a good evening.

Assembly Member Cox reminded everyone that absentee in-person voting started on September 19, 2022 and encouraged everyone to vote "Yes" on KPB Proposition 2, Educational Capital Improvement Bonds, KPB Proposition 3, Central Emergency Service Area Station Bonds, and Soldotna Proposition 2022-A, for a Soldotna Field House. He congratulated his daughter on her four goals at her soccer game in Nikiski.

Assembly Member Tupper stated he wished he was attending in person. He stated he was attending the Alaska Hospital and Health Care Association conference that had great discussions on developing the medical workforce in Alaska. Mr. Tupper thanked Chief of Staff Rhoades for his work at the borough and the borough employees for all their work every day.

Assembly Member Bjorkman thanked everyone for attending and providing testimony. He stated how important it was that the public attends and participates in the process. He stated public participation matters and the assembly listens. Mr. Bjorkman stated it was a busy time of year with high school sports and congratulated the Nikiski Bulldogs for their victory over the Soldotna Stars in their recent volleyball match. He encouraged everyone to support the bond propositions that were on the ballot for the borough election on October 4, 2022. He wished everyone safe travels, stay dry and have fun.

Assembly Member Chesley stated that he and Finance Director Brandi Harbaugh were presenting at the Homer City Council meeting sometime in October regarding borough and city revenue sources based on FY2023 projections. He thanked Ms. Harbaugh for all her efforts in putting the presentation together. Mr. Chesley encouraged everyone to vote. He also stated Alex Koplín from Kenai Peninsula Votes was not affiliated with any political party and was working to get voter participation up. He stated he worked in the marine and safety industry and compared water through a two inch pipe versus three inch pipe. Mr. Chesley thanked Borough Attorney Sean Kelley and Planning Director Robert Ruffner for all their work regarding the material site legislation. He also thanked Deputy Borough Clerk Michele Turner for her IT support for the Assembly. He wished everyone a good evening.

Assembly Member Ecklund thanked Chief of Staff Aaron Rhoades for his work at the borough. She also thanked other borough employees for working with her this past month: Land Management Officer Marcus Mueller, Roads Director Dil Uhlin, Borough Attorney Sean Kelley, and Planning Director Robert Ruffner. She stated she was thankful for the public process and public participation. She reminded everyone of the public planning meeting on September 20 & 21, 2022 in Cooper Landing at the Community Hall regarding Unit 395 for land use along the realignment road. Ms. Ecklund wished everyone a good evening.

Vice President Hibbert thanked the public for participating and providing testimony.



He thanked borough staff for always bringing the Assembly a lot of good information. He thanked the clerks for their long hours in preparation for the upcoming election on October 4, 2022. Mr. Hibbert thanked the assembly for their work, Mr. Chesley for chairing the Material Site Sub-Committee and President Johnson for running the meetings. He thanked Chief of Staff Aaron Rhoades for being a friend. He wished everyone a safe night.

President Johnson thanked Mike Navarre for attending and appreciated him already getting started in his new job. He thanked Assembly District 4 candidate, Don Boston for attending. President Johnson gave a brief overview of Proposition 1, Reapportionment of Assembly and Board of Education Districts. He encouraged everyone to do their civic duty - research the candidates and issues that were on the October 4, 2022 ballot, and cast your vote.

**INFORMATIONAL MATERIALS AND REPORTS**

None.

**ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

October 11, 2022 Material Subcommittee Meeting  
Time TBD Betty J. Glick Assembly Chambers  
Borough Administration Building  
Remote participation available through Zoom  
Meeting ID: 884 7373 9641 Passcode: 671108

October 11, 2022 Regular Assembly Meeting  
6:00 PM Betty J. Glick Assembly Chambers  
Borough Administration Building  
Remote participation available through Zoom  
Meeting ID: 884 7373 9641 Passcode: 671108

**ADJOURNMENT**

With no further business to come before the assembly, President Johnson adjourned the meeting at 8:10 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of September 20, 2022.

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Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: \_\_\_\_\_

