



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Final

Assembly

Wayne Ogle, President
Dale Bagley, Vice President
Norm Blakeley
Kenn Carpenter
Kelly Cooper
Willy Dunne
Paul Fischer
Brent Hibbert
Hal Smalley

Tuesday, August 7, 2018

6:00 PM

Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

[Clerk's Note: The invocation was given by President Ogle.]

ROLL CALL

[Clerk's Note: Assembly Member Hibbert attended by phone.]

Present: 9 - Willy Dunne, Paul Fischer, Dale Bagley, Brent Hibbert, Kenn Carpenter, Norm Blakeley, Kelly Cooper, Hal Smalley, and Wayne Ogle

Also present were:

John Quick, Chief of Staff

Sean Kelly, Assistant Borough Attorney

Johni Blankenship, Borough Clerk

Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

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

Assembly Member Carpenter stated the Lands Committee met and discussed its agenda item.

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

APPROVAL OF AGENDA AND CONSENT AGENDA

President Ogle called for public comment.

Fred Sturman, Soldotna spoke in opposition to Ordinance 2018-28.

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

[KPB-1819](#) July 17, 2018 Regular 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:

[2018-19-02](#) An Ordinance Accepting and Appropriating \$10,010,000 from the State of Alaska Department of Education and Early Development for the Kachemak Selo New K-12 School Construction Project Subject to Voter Approval of the Bonds for the Local Match (Mayor)
This Budget Ordinance was enacted.

[2018-19-03](#) An Ordinance Authorizing the Repair of Elevator 5 for the Central Peninsula Hospital and Appropriating \$126,505 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Project (Mayor)
This Budget Ordinance was enacted.

New Business

[2018-032](#) A Resolution Authorizing the Borough to Intervene in the Matter Before the Federal Energy Regulatory Commission Regarding the Alaska Liquefied Natural Gas Project (Mayor, Fischer)
This Resolution was adopted.

[2017-19-27](#) An Ordinance To Record FY2018 Expenditures Paid by the State of Alaska Department of Administration, Division of Retirement & Benefits on behalf of the Kenai Peninsula Borough toward the Borough's Unfunded PERS Liability (Mayor)
This Budget Ordinance was introduced and set for public hearing.

[2018-19-04](#) An Ordinance Approving and Appropriating Grant Funds Totaling \$14,937.60 from the Alaska Department of Natural Resources for the

Volunteer Fire Assistance Program on Behalf of Anchor Point Fire and Emergency Medical Service Area and Bear Creek Fire Service Area (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-05](#) An Ordinance Accepting and Appropriating \$20,100 from the State of Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management to Support the Activities of the Kenai Peninsula Borough Local Emergency Planning Committee (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-06](#) An Ordinance Appropriating \$7,500 from the General Government Capital Project Fund for Additional Costs Related to a Required Change in Stack Specification for the Borough Administrative Building Boiler (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-07](#) WITHDRAWN An Ordinance Authorizing the Acquisition of Real Property Located at East Redoubt Avenue and Homestead Lane in Soldotna, Alaska on Behalf of Central Emergency Services for the Purchase of a Site to Replace CES Station 1, through a 10-year Interfund Loan to Central Emergency Services and Appropriating \$1,530,306 from the CES Capital Project Fund for the Purchase of the Property (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-08](#) An Ordinance Appropriating \$12,000 from the Road Service Area Fund to Support the Preliminary Engineer's Estimates for FY2019 Proposed Road Improvement Assessment Districts (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-29](#) An Ordinance Establishing the Land Trust Investment Fund, and Setting Parameters for Funding, Uses, and Investments of the Fund (Mayor)

This Ordinance was introduced and set for public hearing.

[2018-27](#) An Ordinance Amending KPB 20.60, KPB 5.35, and KPB 14.31 Creating a New Requirement that Property Owners Pay Off the Remaining Balance or Prepay Estimated Costs of Any Special Assessments on Property to be Subdivided Before a Final Plat is

Recorded and Providing Notice of the Requirement (Mayor)

This Ordinance was introduced and set for public hearing.

[2018-28](#)

An Ordinance Enacting KPB Chapter 5.16 Establishing a Borough-wide Excise Tax on Cigarettes and Other Tobacco Products (Dunne)

This Ordinance was introduced and set for public hearing.

[2018-30](#)

An Ordinance Amending KPB 2.34, Risk Management Office, to Change the Title of the Risk Manager to Claims Manager, Clarify the Safety Manager Administers the Safety Program, and Describe the Environmental Compliance Manager's Role (Mayor) (Hearing on 09/04/18)

This Ordinance was introduced and set for public hearing.

[KPB-1792](#)

Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Retail Marijuana Store, License No. 15916 Filed by K Beach Reef, Subject to the following Standard Conditions:

[Clerk's Note: Standard Conditions for Commercial Marijuana Facilities are as follows:

1. The marijuana establishment shall conduct their operation consistent with the site plan submitted to the Kenai Peninsula Borough.
2. There shall be no parking in the borough rights-of-way generated by the marijuana establishment.
3. The marijuana establishment shall remain current in all Kenai Peninsula Borough tax obligations consistent with KPB 7.30.020 (A).
4. The marijuana establishment shall not conduct any business on, or allow any consumer to access, the retail marijuana store's licensed premises, between the hours of 2:00 a.m. and 8:00 a.m.]

approved.

[KPB-1793](#)

Authorizing a Letter of Non-Objection of the Issuance of the New Liquor License and Approve the Restaurant Designation Permit as Requested by Big Daddy's Pizza, License Number 5685 in Kenai, Alaska

approved.

[KPB-1794](#)

Authorizing the Approval of the Restaurant Designation Permit as Requested by The Place Bar & Motel, License Number 897, Kenai, Alaska

approved.

[KPB-1813](#) Approval of the Proposition Summary to be included in the Voter Pamphlet for Proposition No. 1 – General Obligation Bonds to Pay the Local Required Match Portion of the Costs of the Kachemak-Selo New K-12 School

approved.

[KPB-1814](#) Approval of the Proposition Summary to be included in the Voter Pamphlet for Proposition No. 2 – Amending the Code to Move the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area South

approved.

[KPB-1815](#) Approval of the Proposition Summary to be included in the Voter Pamphlet for Proposition No. 3 – Expanding the South Kenai Peninsula Hospital Service Area to Include the Land South of Kachemak Bay Excluding the City of Seldovia

approved.

[KPB-1798](#) Approving an Update to the Assembly Manual - Attachment C, “Committee Chair Roles and Responsibilities Policy” (Ogle)

approved.

Approval of the Agenda and Consent Agenda

The motion to approve the agenda and consent agenda as amended carried by the following vote:

Yes: 9 - Dunne, Fischer, Bagley, Hibbert, Carpenter, Blakeley, Cooper, Smalley, and Ogle

COMMENDING RESOLUTIONS AND PROCLAMATIONS

[KPB-1811](#) Proclamation proclaiming August 12-18, 2018 as "National Health Center Week"

PRESENTATIONS WITH PRIOR NOTICE

[KPB-1790](#) Central Peninsula Hospital, Inc. Quarterly Report (10 Minutes)

[Clerk's Note: Rick Davis, CEO of Central Peninsula Hospital gave a quarterly report to the assembly.]

[KPB-1791](#) "Water Trail Update", Dave Brann, Co-Chair Kachemak Bay Water

Trail (10 Minutes)

[Clerk's Note: Dave Brann, Co-Chair of the Kachemak Bay Water Trail gave a water trail update to the assembly.]

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Ogle called for public comment.

Ron Carmen, Nikiski addressed the assembly regarding a bed tax and presented them with a handout.

Linda Hutchings, Soldotna addressed the assembly regarding an increase in sales tax revenue.

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

MAYOR'S REPORT

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-1804](#) Authorization to Award a Contract for ITB18-023 Central Emergency Services K-Beach Fire Station Siding Replacement to Polar North Construction, LLC, Soldotna, Alaska.
 - b. [KPB-1805](#) Authorization to Award a Contract for ITB18-024 Central Emergency Services Sterling Fire Station Interior Painting to Costal Services, Soldotna, Alaska
3. Other
 - a. [KPB-1806](#) Budget Revision - June 2018
 - b. [KPB-1807](#) Revenue - Expenditure Report - June 2018
 - c. [KPB-1808](#) Kenai Peninsula College FY18 Program Report
 - d. [KPB-1809](#) FY18-4Q Senior Center Grant Reports
 - e. [KPB-1810](#) FY18-4Q Economic Development Grant Reports

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

None.

UNFINISHED BUSINESS

None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Ogle called for public comment with none being offered.

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

September 4, 2018 Regular Assembly Meeting
6:00 PM Assembly Chambers, Soldotna, Alaska

ASSEMBLY COMMENTS

Assembly Member Fischer wished everyone a good evening.

Assembly Member Dunne reminded everyone that August 10, 2018 was 'Wild Salmon Day' and invited everyone to attend festivities at Karen Hornaday Park from 4:30 p.m. - 7:30 p.m. hosted by Cook Inletkeeper.

Assembly Member Blakeley invited everyone to attend the Soldotna High School football game on August 10, 2018. He stated the Stars won 59 straight games, the second in the nation.

Assembly Member Cooper wished everyone a good evening.

Assembly Member Smalley reminded everyone of 'Industry Appreciation Day' on August 25, 2018 and he wished everyone a good evening.

Assembly Member Carpenter thanked everyone who attended and wished everyone a good evening.

Assembly Member Bagley stated that the Soldotna Museum's open house for 'Progress Days' went very well. He stated that it was something that would be carried on in years to come.

President Member Ogle stated August 4, 2018 was the US Coast Guards' 228th birthday. He stated Alaska Gasline Development Corporation's President, Keith Meyer, gave a presentation at the Alaska Liquefied Natural Gasline Project Advisory committee meeting and at a community luncheon in Nikiski on August 6, 2018. He stated Mr. Meyer acknowledged that Nikiski was going to be the main community impacted by the project, and expressed some very optimistic words regarding the project's viability.

INFORMATIONAL MATERIALS AND REPORTS

None.

NOTICE OF NEXT MEETING AND ADJOURNMENT

With no further business to come before the assembly, President Ogle adjourned the meeting at 7:22 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of August 7, 2018.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____