



May 7, 2024 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
Zoom Meeting ID: 895 1103 3332 Passcode: 193069

*Brent Johnson
President
Seat 7 – Central
Term Expires 2025*

*Tyson Cox
Vice President
Seat 4 - Soldotna
Term Expires 2025*

*Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2026*

*Cindy Ecklund
Assembly Member
Seat 6 – East Peninsula
Term Expires 2024*

*Bill Elam
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2026*

*Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2024*

*Peter Ribbens
Assembly Member
Seat 3 - Nikiski
Term Expires 2025*

*Ryan Tunseth
Assembly Member
Seat 2 - Kenai
Term Expires 2026*

*Michael Tupper
Assembly Member
Seat 9 - South Peninsula
Term Expires 2024*

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

An invocation that may be offered at the beginning of the assembly meeting shall be a chaplain from borough fire and emergency service areas. No member of the community is required to attend or participate in the invocation.

ROLL CALL

COMMITTEE REPORTS

APPROVAL OF AGENDA AND CONSENT AGENDA

(Action items listed with an asterisk (*) are considered to be routine and non-controversial by the Assembly and will be approved by one motion. Public testimony will be taken. There will be no separate discussion of these items unless an Assembly Member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.)

APPROVAL OF MINUTES

- *1. [KPBS-5954](#): April 16, 2024 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

- *1. [KPBS-5947](#): Commending Allie Ostrander for Her Outstanding Athletic Achievements and Her Induction into the Alaska Sports Hall of Fame (Tunseth)
- *2. [KPBS-5948](#): Commending Jim Beeson for His Distinguished Contributions to Athletics and His Exemplary Service to the Kenai Peninsula Borough Community (Tunseth)

- *3. KPB-5952: Commending the Nikiski High School Drama, Debate & Forensics Team - Division II Alaska State Champions in Drama for the Year 2024 (Mayor, Ribbens)
- *4. KPB-5953: Commending the Kenai Peninsula Borough Athletes of the 2024 Arctic Winter Games (Mayor)

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

- 1. KPB-5955: Central Peninsula General Hospital, Inc. Quarterly Report, Shaun Keef, CEO (10 minutes)
- 2. KPB-5956: South Peninsula Hospital, Inc. Quarterly Report, Ryan Smith, CEO (10 minutes)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA
(3 minutes per speaker; 20 minutes aggregate)

MAYOR'S REPORT

- 1. Assembly Requests/Responses – None.
- 2. Agreements and Contracts
 - a. KPB-5957: Authorization to Award a Contract for ITB24-030 KCHS Pool Flooring
 - b. KPB-5958: Authorization to Award a Contract for ITB24-044 Beluga Landfill Operations & Maintenance
 - c. KPB-5959: Authorization to Award a Contract for RFP24-009 Dieckgraeff Road and Culvert Design
- 3. Other
 - a. KPB-5960: Litigation Status Report – Quarter Ending 3/31/24
 - b. KPB-5961: Budget Revisions – March 2024
 - c. KPB-5962: Revenue-Expenditure Report – March 2024

- d. KPB-5963: Senior Centers FY24 Q3 Grant Reports
- e. KPB-5964: Kenai Peninsula Economic Development District FY24 Q3 Grant Report

ITEMS NOT COMPLETED FROM PRIOR AGENDA

PUBLIC HEARINGS ON ORDINANCES (Testimony limited to 3 minutes per speaker)

- *1. Ordinance 2023-19-45: Appropriating \$627,435.60 to the Special Assessment Fund for the Princess Lake Estates Utility Special Assessment District (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2023-19-46: Appropriating \$5,000 from South Kenai Peninsula Hospital Service Area Fund Balance to Provide for Bond Counsel Expenditures on Preliminary Bond Related Services (Mayor) (Referred to Finance Committee)

UNFINISHED BUSINESS

- 1. Notice of Consideration
 - a. **REMOVED FROM THE TABLE AND INTRODUCED AND SET FOR PUBLIC HEARING ON 05/21/24** Ordinance 2023-19-36: Appropriating \$289,178.64 to the Rollins Way Road Improvement Assessment District (Mayor) [Tabled on 03/19/24] **[8 Yes, 1 No, 0 Absent]**

[Clerk's Note: Ribbens gave Notice of Consideration at the 04/16/24 Meeting.]

NEW BUSINESS

- 1. Resolutions
 - *a. Resolution 2024-009: Forming the Princess Lake Estates Utility Special Assessment District and Proceeding with the Improvement of a Natural Gas Main Line (Mayor) (Referred to Finance Committee)

- *b. Resolution 2024-018: Determining the Amount to be Provided from Local Sources for School Purposes During Fiscal Year 2025 and Approving the Kenai Peninsula Borough School District Total Budget (Mayor) (Referred to Finance Committee)
- *c. Resolution 2024-019: Authorizing a Sole Source Contract with Harris Govern to Enhance the Sales Tax System (Mayor) (Referred to Finance Committee)
- d. **ADOPTED AS AMENED** Resolution 2024-020: Requesting that United States Policymakers Allow More Flexibility in Material Procurement for Build America, Buy America Act Infrastructure Projects (Cox) (Referred to Legislative Committee) **[8 Yes, 1 No, 0 Absent]**

2. Ordinances for Introduction

- *a. Ordinance 2023-19-48: Authorizing a Lease Agreement for Medical Office Space Located at 4251 Hohe Street, Appropriating Funds for Acquisition Due Diligence and Earnest Money, and Authorizing Conditional Acquisition for Three Commercial Properties in Homer, Alaska, on behalf of the South Kenai Peninsula Hospital Service Area (Mayor) (Hearing on 05/21/24) (Referred to Finance Committee)
- *b. Ordinance 2023-19-49: Accepting and Appropriating Grant Funds from Southern Region Emergency Medical Services, Inc. on behalf of Central Emergency Services and Appropriating Central Emergency Service Area Operating Fund Balance to Provide Local Match Funds for FY2022 and FY2024 Alaska Code Blue Grants (Mayor) (Hearing on 05/21/24) (Referred to Finance Committee)
- *c. Ordinance 2023-19-50: Deobligating and Appropriating Solid Waste Capital Project Funds Previously Appropriated for the Gas to Energy Project and Dumpster Replacement Projects at Central Peninsula Landfill to the CPL Baler Building Boiler Replacement (Mayor) (Hearing on 05/21/24) (Referred to Finance Committee)
- *d. Ordinance 2024-19: Appropriating Funds for Fiscal Year 2025 (Mayor) (Hearings on 05/21/24 and 06/04/24) (Referred to Finance Committee)

- *e. Ordinance 2024-08: Amending KPB Chapter 7.10 Relating to Liquor License Protests to Account for License Endorsements and Deadlines for a Protest (Johnson at the Request of the Borough Clerk) (Hearing on 06/04/24) (Referred to Policies and Procedures Committee)
- *f. Ordinance 2024-09: Amending KPB 22.40.130 Regarding Agenda for Assembly Meetings, Providing Materials for Public Presentation and Removing Language Regarding Requesting Teleconferencing (Johnson at the Request of the Borough Clerk) (Hearing on 06/04/24) (Referred to Policies and Procedures Committee)
- *g. Ordinance 2024-10: Amending KPB 22.40.080 to Place a Student Council Presentation with Prior Notice on the Agenda (Cox, Tunseth) (Hearing on 06/04/24) (Referred to Policies and Procedures Committee)

3. Other

- *a. KPB-5966: Authorizing the Issuance of a Letter of Non-Objection to the Alcohol and Marijuana Control Office Regarding the Package Store Sampling Liquor License Endorsement Application as Requested by Bears Den Liquor dba Three Bears Alaska, Inc., License Number 976, Sterling (Referred to Finance Committee)
- *b. KPB-5967: Authorizing the Issuance of a Letter of Non-Objection to the Alcohol and Marijuana Control Office Regarding the Package Store Sampling Liquor License Endorsement Application as Requested by Hunger Hut, Inc. dba Hunger Hut Bar & Motel, License Number 2004, Nikiski (Referred to Finance Committee)
- *c. KPB-5968: Confirming the Appointment of Jason Kasper to the Position of Deputy Borough Clerk and Setting the Salary (Referred to Policies and Procedures Committee)

- *d. KPB-5969: Confirming the Appointments to Board of Equalization (Mayor) (Referred to Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
Michelle Glaves	Seat A	12/31/2024
Bentley Hamilton	Alternate Seat A	12/31/2024

- *e. KPB-5970: Confirming the Appointments to Resilience and Security Advisory Commission (Mayor) (Referred to Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
Bradley David Smith	At-Large	09/30/2026
Rollin Byron McCord	Southcentral Peninsula	09/30/2026

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

ASSEMBLY COMMENTS

PENDING LEGISLATION (This item lists legislation that will be addressed at a later date as noted.)

1. Resolution 2023-005: A Resolution of Intent by The Kenai Peninsula Borough Assembly Establishing that Financing of Energy and Resilience Improvement Projects through Assessments Serves a Valid Public Purpose and Related Matters (Ecklund) (Referred to Lands Committee) *[Tabled on 10/24/23]*

INFORMATIONAL MATERIALS AND REPORTS

1. KPB-5971: Cook Inlet Regional Citizens Advisory Council Director Report

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. May 20, 2024
9:00 AM
Budget Work Session #3
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

2. May 21, 2024
9:00 AM
Budget Work Session #4
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

3. May 21, 2024
6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula and KIBH FM 91.7 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 895 1103 3332 Passcode: 193069 and in-person from the Betty J. Glick Assembly Chambers, George A. Navarre Borough Administration Building, Soldotna, Alaska. To attend the Zoom meeting by telephone call toll free 1-888-788-0099 or 1-877-853-5247 and enter the Meeting ID: 895 1103 3332 Passcode: 193069. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Borough Assembly Meeting Agendas" "Assembly Meeting Calendar".

For further information, please call the Clerk's Office at 714-2160 or toll free within the Borough at 1-800-478-4441, Ext. 2160. Visit our website at <https://kpb.legistar.com/Calendar.aspx> for copies of the agenda, meeting minutes, ordinances and resolutions.