



Assembly Action Agenda

August 7, 2018 - 6:00 PM

Regular Meeting

Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building

Wayne Ogle
Assembly President
Seat 3 - Nikiski
Term Expires 2019

Dale Bagley
Assembly Vice
President
Seat 4 - Soldotna
Term Expires 2019

Norm Blakeley
Seat 5-Sterling/Funny
River
Term Expires 2020

Kenn Carpenter
Assembly Member
Seat 6 – East Peninsula
Term Expires 2018

Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2020

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2018

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2018

Harold "Hal" Smalley
Assembly Member
Seat 2 - Kenai
Term Expires 2020

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE

C. INVOCATION

Any invocation that may be offered at the beginning of the assembly meeting shall be a voluntary offering of a private person, to and for the benefit of the assembly. No member of the community is required to attend or participate in the invocation.

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

D. ROLL CALL

E. COMMITTEE REPORTS

F. APPROVAL OF AGENDA AND CONSENT AGENDA

(All 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.)

G. APPROVAL OF MINUTES

- *1. July 17, 2018 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

- 1. **POSTPONED** Mayor's Proclamation Declaring August 12 - 18, 2018 as "National Health Center Week"

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

1. Central Peninsula Hospital, Inc. Quarterly Report (10 Minutes)
2. "Water Trail Update", Dave Brann & Robert Archibald, Kachemak Bay Water Trail (10 Minutes)

J. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 Minutes aggregate)

K. MAYOR'S REPORT

1. Assembly Requests/Responses - None
2. Agreements and Contracts
 - a. 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. Authorization to Award a Contract for ITB18-024 Central Emergency Services Sterling Fire Station Interior Painting to Coastal Services, Soldotna, Alaska
3. Other
 - a. Budget Revision – June 2018
 - b. Revenue – Expenditure Report – June 2018
 - c. Kenai Peninsula College FY18 Program Report
 - d. FY18-4Q Senior Center Grant Reports
 - e. FY18-4Q Economic Development Grant Reports

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. Ordinance 2018-19-02: Accepting and Appropriating \$10,010,000 from the State of Alaska Department of Education & Early Development for the Kachemak Selo New K-12 School Construction Project Subject to Voter Approval of the Bonds for the Local Match (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2018-19-03: 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) (Referred to Finance Committee)

N. UNFINISHED BUSINESS

O. NEW BUSINESS

- 1. Resolutions
 - *a. Resolution 2018-032: Authorizing the Borough to Intervene in the Matter Before the Federal Energy Regulatory Commission Regarding the Alaska Liquefied Natural Gas Project (Mayor) (Referred to Policies and Procedures Committee)**LAYDOWN**
- 2. Ordinances for Introduction
 - *a. Ordinance 2017-19-27: 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) (Hearing on 09/04/18) (Referred to Finance Committee)
 - *b. Ordinance 2018-19-04: 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) (Hearing on 09/04/18) (Referred to Finance Committee)

- *c. Ordinance 2018-19-05: 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) (Hearing on 09/04/18) (Referred to Finance Committee)
- *d. Ordinance 2018-19-06: 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) (Hearing on 09/04/18) (Referred to Finance Committee)
- *e. Ordinance 2018-19-07: 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) (Hearing on 09/04/18) (Referred to Finance Committee)
- *f. Ordinance 2018-19-08: Appropriating \$12,000 from the Road Service Area Fund to Support the Preliminary Engineer's Estimates for FY2019 Proposed Road Improvement Assessment Districts (Mayor) (Hearing on 09/04/18) (Referred to Finance Committee)
- *g. Ordinance 2018-29: Establishing the Land Trust Investment Fund, and Setting Parameters for Funding, Uses, and Investments of the Fund (Mayor) (Hearing on 09/04/18) (Referred to Finance Committee)

- *h. Ordinance 2018-27: 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) (Hearing on 09/04/18) (Referred to Policies and Procedures Committee)
- *i. Ordinance 2018-28: Enacting KPB Chapter 5.16 Establishing a Borough-wide Excise Tax on Cigarettes and Other Tobacco Products (Dunne) (Hearing on 09/04/18) (Referred to Policies and Procedures Committee)
- *j. Ordinance 2018-30: 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) (Referred to Policies and Procedures Committee)**LAYDOWN**

3. Other

- *a. 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 (Referred to Finance Committee)

[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 KP.B 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.]
- *b. 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 Restaurant, License Number 5685 in Kenai, Alaska (Referred to Finance Committee)
 - *c. Authorizing the Approval of the Restaurant Designation Permit as requested by The Place Bar & Motel, License Number 897, Kenai, Alaska (Referred to Finance Committee)
 - *d. 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 (Referred to Policies and Procedures Committee)
 - *e. 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 (Referred to Policies and Procedures Committee)
 - *f. 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 (Referred to Policies and Procedures Committee)

- *g. Approving an Update to the Assembly Manual - Attachment C, "Committee Chair Roles and Responsibilities Policy" (Ogle) (Referred to Policy and Procedures Committee)

P. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

- 1. August 28, 2018 AK LNG Project Advisory Committee
6:00 PM Work Session
 Nikiski Community Recreation Center
- 2. September 4, 2018 Regular Assembly Meeting
6:00 PM Assembly Chambers, Soldotna, Alaska

R. ASSEMBLY COMMENTS

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

- 1. Ordinance 2017-31: Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor) (Referred to Lands Committee) [Tabled on 01/16/18]

T. INFORMATIONAL MATERIALS AND REPORTS

U. NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on September 4, 2018, at 6:00 P.M. in the Assembly Chambers, Soldotna, Alaska.

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula), K201AO(KSKA)-FM 88.1 (East Peninsula).

Copies of agenda items are available at the Borough Clerk's Office and in the Meeting Room just prior to the meeting. 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 www.kpb.us for copies of the agenda, meeting summaries, ordinances and resolutions.