



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Final Assembly

Tuesday, February 14, 2017

6:00 PM

Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

The Invocation was given by Dr. Hamilton from Alaska Christian College.

ROLL CALL

[Clerk's Note: Assembly Member Holmdahl participated by teleconference.]

Present: 9 - Kelly Cooper, Willy Dunne, Brandii Holmdahl, Wayne Ogle, Stan Welles, Paul Fischer, Dale Bagley, Brent Hibbert, and Jill Schaefer

Also present were:

Amy Fenske, Assistant Borough Attorney
Johni Blankenship, Borough Clerk
Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

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

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

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

Assembly Member Ogle stated the Legislative Committee met and discussed its agenda items.

President Cooper stated the Committee of the Whole met and discussed its agenda items.

VACANCY, DESIGNATION OR SEATING MEMBER

1. [KPB-1056](#) Appointment of Assembly Member for District 2 by Secret Ballot
Jill Schaefer received the required majority vote and was appointed to the District 2 seat.
2. [KPB-1016](#) Swearing in of Newly Appointed Assembly Member
[Clerk's Note: Borough Clerk Blankenship swore in newly appointed Assembly Member Schaefer, effective immediately.]

APPROVAL OF AGENDA AND CONSENT AGENDA

Ogle 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-1046](#) January 17, 2017 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:

[2016-19-20](#) An Ordinance Accepting and Appropriating \$225,000 from the Tesoro Foundation and Appropriating \$266,000 from the General Fund for the Soldotna Public Safety Communications Center Renovation Project (Mayor)

This Budget Ordinance was enacted.

[2016-19-21](#) An Ordinance Accepting and Appropriating a Grant from the State of Alaska Department of Commerce, Community and Economic Development in the Amount of \$66,853.30 for the Aspen Avenue Paving Project in Ninilchik (Mayor)

[Clerk's Note: The final Whereas clause of Ordinance 2016-19-21 was amended to read, "WHEREAS, at its meeting of January 24, 2017 the Road Service Area board recommended approval by adoption of RSA Resolution 2017-01;"

This Budget Ordinance was enacted as amended.

[2016-19-22](#) An Ordinance Authorizing the Use of \$3,746,800 from the \$10,000,000 that was Appropriated from the Central Peninsula Hospital Plant Replacement and Expansion Fund for the Design and Construction of the Obstetrics and Cardiac Catheterization Laboratory Project at Central Peninsula Hospital (Mayor)

This Budget Ordinance was enacted.

Unfinished Business

[2016-073](#) A Resolution Approving a Management Agreement between the City of Seldovia and the Kenai Peninsula Borough on Behalf of the Seldovia Recreational Service Area to Manage the Sea Otter Community Center (Mayor)

[Clerk's Note: The fifth and sixth Whereas clauses in Resolution 2016-073 were amended to read, "WHEREAS, at its meeting of October 26, 2016, the Seldovia City Council recommended approval of the Management Agreement for the Sea Otter Community Center; and WHEREAS, the Seldovia Recreational Service Area Board met on October 21, 2016 to consider the agreement and recommended modifications of the agreement for the management of the Sea Otter Community Center;"]

This Resolution was adopted as amended.

[2017-013](#) A Resolution Supporting Kenai Mountains-Turnagain Arm Corridor Communities Association Efforts to Plan and Develop a Nonmotorized Trail Along the Hope Highway (Mayor, Holmdahl)

This Resolution was adopted.

[KPB-1009](#) Confirming Appointments to the Bear Creek Fire Service Area (Mayor)

Ronald Hewitt, Seat B, Term Expires October, 2017

Sean Carrington, Seat C, Term Expires October, 2017

approved.

New Business

[2017-014](#) A Resolution Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2017 Foreclosure List, and the Delinquent Leasehold, Mobile Homes, Personal and Other Tax Lists for the Tax Year 2016 (Mayor)

This Resolution was adopted.

[2017-015](#) A Resolution Adopting an Alternate Allocation Method for the FY17 Shared Fisheries Business Tax Program and Certifying that this Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries

Management Area (Mayor)

This Resolution was adopted.

[2017-016](#) A Resolution Approving the Acquisition of Access Easements from the State of Alaska in the Seward Area to Support the Salmon Creek Flood Risk Management (Section 205) Project (Mayor)

This Resolution was adopted.

[2016-19-23](#) An Ordinance Appropriating \$35,000 from the North Peninsula Recreation Service Area Operating Fund for Additional Personnel Cost (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2016-19-24](#) An Ordinance Rescinding Authorized but Unissued Revenue Bonds for Specialty Clinic Building at Central Peninsula Hospital (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2016-19-25](#) Appropriating \$50,100 from the Seward Bear Creek Flood Service Area Fund Balance to Fund the In-kind Match for Design and Implementation of the Salmon Creek 205 Project Partnership Agreement Approved by Resolution 2015-035 (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2017-01](#) An Ordinance Amending Chapter 16.04 to Set Forth the Procedures for Establishing a Service Area Where the Power is Authorized Pursuant to AS 29.35.490 (Cooper, Mayor)

[Clerk's Note: "EMS Workgroup Update" at Committee (Stormy Brown and Angela Ramponi - 15 minutes requested)]

This Ordinance was introduced and set for public hearing.

[2017-03](#) An Ordinance Amending the Kenai Peninsula Borough All-Hazard Mitigation Plan by Deleting Existing Annex F, 2010 City of Soldotna All Hazard Mitigation Plan Update, and Adopting the City of Soldotna All Hazard Mitigation Plan 2016 Update as the New Annex F (Mayor)

This Ordinance was introduced and set for public hearing.

[KPB-1053](#) Confirming an Appointment to the Anchor Point Fire & Emergency Service Area Board (Mayor)

Thomas Latimer, Seat C, Term to Expire October, 2017

approved.

[KPB-1054](#) Confirming Appointments to the Seldovia Recreational Service Area Board (Mayor)

Linda Hedgecoth, Seat D, Term to Expire October, 2017

Greg B. Wolfer, Seat E, Term to Expire October, 2017

approved.

Approval of the Agenda and Consent Agenda

President Cooper called for public comment.

The following people spoke in support of Resolution 2017-013:

Lia Slemons

Jason Ross, Nikiski

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

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

Yes: 9 - Cooper, Dunne, Holmdahl, Ogle, Welles, Fischer, Bagley, Hibbert, and Schaefer

COMMENDING RESOLUTIONS AND PROCLAMATIONS

None.

PRESENTATIONS WITH PRIOR NOTICE

[KPB-1078](#) Central Peninsula Hospital, Inc. Quarterly Report

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

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Cooper called for public comment.

The following people spoke in opposition to Ordinance 2016-31:

Val McKinney, Sterling

Keith Hamilton, Soldonta

Bob Thraves, Soldotna thanked the borough roads department for clearing his road

timely and shared his thoughts regarding the U.S. Senate hearings.

George Pierce, Kasilof spoke in support of Central Peninsula Hospital.

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-1061](#) Authorization to Award Purchase of Calcium Chloride, ITB17-007 from Brenntage Pacific, Inc., Fairbanks, Alaska

presented.
 - b. [KPB-1062](#) Authorization to Award Contract for ITB17-008 Old Mill Subdivision 2016 Lost Creek Flood Debris Gravel Extraction & Disposal to Metco Inc., Seward, Alaska

presented.
 - c. [KPB-1064](#) Authorization to Award Contract for RFP17-005 CPH Phase VI OB/Cath Lab Project Professional Design Service to Hue Design, inc., Greshman, Oregon

presented.
 - d. [KPB-1065](#) Authorization to Award Contract for RFP17-006 KPB 2018 Comprehensive Plan to Agnew::Beck Consulting of Anchorage, Alaska

presented.
3. Other
 - a. [KPB-1066](#) Government Finance Officers Association presented a Distinguished Budget Presentation Award to the Kenai Peninsula Borough, for its current budget. Certificate of Recognition for Budget Presentation was presented to Craig Chapman.

presented.

- b. [KPB-1067](#) Project Reports - December 31, 2016

presented.

- c. [KPB-1068](#) Budget Revisions - December 2016

presented.

- d. [KPB-1069](#) Revenue-Expenditure Report - December 2016

presented.

- e. [KPB-1070](#) Nikiski Fire Service Area recipient of a Minigrant to cover expenses for EMS supplies

presented.

- f. [KPB-1071](#) Investment Portfolio Report

presented.

- g. [KPB-1072](#) FY17-4th Quarter Senior Grant Narrative Reports

presented.

- h. [KPB-1073](#) FY17-4th Quarter Non-department Grant Reports

presented.

ITEMS NOT COMPLETED FROM PRIOR AGENDA

None.

UNFINISHED BUSINESS

Notice to Reconsider

[2017-012](#) A Resolution Expressing the Intent of the Borough Assembly Regarding its Adoption of the Invocation Policy in Resolution 2016-056 (Bagley) [Notice of Reconsideration given by Dunne]

Dunne moved to reconsider Resolution 2017-012.

Assembly Member Dunne spoke in support of reconsideration.

Assembly Member Welles spoke in opposition to reconsideration.

The motion to reconsider failed by the following vote:

Yes: 3 - Cooper, Dunne, and Holmdahl

No: 6 - Ogle, Welles, Fischer, Bagley, Hibbert, and Schaefer

NEW BUSINESS

Resolutions

[2017-017](#) A Resolution Supporting the Recertification of the Prince William Sound Regional Citizens' Advisory Council (Cooper)

Ogle moved to adopt Resolution 2017-017.

President Cooper called for public comments with none being offered.

Assembly Member Welles spoke in opposition to Resolution 2017-017.

Assembly Member Ogle spoke in support of Resolution 2017-017.

President Cooper passed the gavel to Vice President Ogle and spoke in support of Resolution 2017-017. Vice President Ogle returned the gavel to President Cooper.

The motion to adopt Resolution 2017-017 carried by the following vote:

Yes: 8 - Cooper, Dunne, Holmdahl, Ogle, Fischer, Bagley, Hibbert, and Schaefer

No: 1 - Welles

[2017-018](#) A Resolution Supporting the Enactment of Senate Bill No. 6 Relating to Industrial Hemp and Controlled Substances (Holmdahl, Mayor)

Ogle moved to adopt Resolution 2017-018.

President Cooper called for public comments with none being offered.

Assembly Members Ogle and Welles spoke in opposition to Resolution 2017-018.

The motion to adopt Resolutuion 2017-018 carried by the following vote:

Yes: 6 - Cooper, Dunne, Holmdahl, Bagley, Hibbert, and Schaefer

No: 3 - Ogle, Welles, and Fischer

Ordinances for Introduction

[2017-02](#) An Ordinance Amending KPB 22.40.080 and Repealing KPB 22.40.090 which Provide for an Invocation During Assembly Meetings (Dunne)

[Clerk's Note: A teleconference site will be established at the Borough Office in Homer in order to take public testimony on the above referenced ordinance.]

Fischer moved to introduce Ordinance 2017-02 and set for public hearing.

Assembly Member Dunne spoke in support of the introduction of Ordinance 2017-02.

Assembly Member Fischer spoke in opposition to the introduction of Ordinance 2017-02.

The motion to introduce Ordinance 2017-02 and set for public hearing carried by the following vote:

Yes: 5 - Cooper, Dunne, Holmdahl, Ogle, and Schaefer

No: 4 - Welles, Fischer, Bagley, and Hibbert

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Cooper called for public comments.

George Pierce, Kasilof spoke in opposition to Ordinance 2017-02.

Debbie Carey, Ninilchik discussed the need for a budget work session with the school district.

Greg Anderson, Kenai addressed the assembly regarding the invocation issue.

Krista Schooley, Kasilof spoke in support of Ordinance 2017-02.

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

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

March 7, 2017 Regular Assembly Meeting 6:00 p.m. Assembly Chambers, Borough Administration Building

ASSEMBLY COMMENTS

Assembly Member Fischer welcomed newly appointed member Jill Schaefer and wished everyone a Happy Valentine's Day.

Assembly Member Bagley addressed the procedure regarding public comments at an ordinance's introduction.

Assembly Member Jill Schaefer thanked the assembly for entrusting her with such a great responsibility, as well as thanked the clerks for all their help.

Assembly Member Welles congratulated Ms. Schaefer on her appointment and wished everyone a good evening.

Assembly Member Dunne welcomed Ms. Schaefer to the assembly and thanked the other three candidates who applied. He stated the appointment process was in fact strange that no one from District 2 was making the appointment, and perhaps that was something to look at. Mr. Dunne thanked the assembly members for their support of the introduction of Ordinance 2017-02.

Assembly Member Hibbert welcomed Ms. Schaefer to the assembly. Mr. Hibbert echoed the Mayor's comments regarding the Project Homeless Connect. He stated he just returned from Nicaragua and we were so blessed to live here.

Assembly Member Ogle congratulated Ms. Schaefer for her appointment. Mr. Ogle stated he helped coordinate a meeting with the Economic Development District and interested parties, including the borough and the Kenai Watershed Forum, regarding the north road extension project held January 19, 2017. Mr. Ogle shared a "Nikiski Nugget", he attended the annual Nikiski Fire Awards Banquet on January 20, 2017 and stated it was a very positive experience. He stated he agreed with Mr. Hibbert regarding Project Homeless Connect and it was bringing great awareness to the homeless issue. Mr. Ogle stated the FY18 budget cycle had begun and he had attended several meetings. He stated it was one of the most important things they did as an assembly.

President Cooper thanked the Road Service Area and maintenance folks for maintaining the road ice; stating they did a great job. Ms. Cooper shared that it was Brother Isiah Day in Homer.

INFORMATIONAL MATERIALS AND REPORTS

None.

NOTICE OF NEXT MEETING AND ADJOURNMENT

With no further business to come before the assembly, President Cooper adjourned the meeting at 8:05 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of February 14, 2017.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____