



# Assembly Action Agenda

March 19, 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

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.

## 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. KPB-5843: February 27, 2024 Regular Assembly Meeting Minutes

## COMMENDING RESOLUTIONS AND PROCLAMATIONS

## PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. KPB-5844: South Peninsula Hospital Quarterly Report, Ryan Smith, CEO (10 Minutes)
2. KPB-5845: Central Area Rural Transit System (CARTS) Update, Jodi Stuart, President, Jessica Schultz, Executive Director (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-5847: Authorization to Award a Contract ITB24-025 Seward Bear Creek Flood Service Area Construction Surveys
3. Other
  - a. KPB-5848: Budget Revisions – February 2024
  - b. KPB-5849: Certification of the 2023 Real Property Supplementary Assessment Roll
  - c. KPB-5850: Revenue-Expenditure Report – February 2024

### **ITEMS NOT COMPLETED FROM PRIOR AGENDA**

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

1. **TABLED** Ordinance 2023-19-36: Appropriating \$289,178.64 to the Rollins Way Road Improvement Assessment District (Mayor) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**
- \*2. Ordinance 2023-19-37: Appropriating \$42,562 to the Special Assessment Fund for the Jubilee Street Utility Special Assessment District (Mayor) (Referred to Finance Committee)
- \*3. Ordinance 2023-19-38: Accepting and Appropriating \$1,365,000 for the Deep Creek Fish Passage Project, a Partnership between the Kenai Peninsula Borough and the U.S. Fish & Wildlife Service (Mayor) (Referred to Finance Committee)
4. **ENACTED** Ordinance 2024-04: Authorizing a Negotiated Lease with Davis Block and Concrete Company for Concrete Batch Plant Operations in Support of the Sterling Highway MP 45-60 Construction Project Near Cooper Landing (Mayor) (Referred to Lands Committee) **[8 Yes, 1 No, 0 Absent]**

## UNFINISHED BUSINESS

## NEW BUSINESS

### 1. Resolutions

- \*a. Resolution 2024-005: To Form the Jubilee Street Utility Special Assessment District and Proceed with the Improvement of a Natural Gas Main Line (Mayor) (Referred to Finance Committee)
- \*b. Resolution 2024-010: Authorizing the Mayor to Enter into a Memorandum of Agreement with Chugach Electric Association to Provide for Efficient Danger Tree Removal Adjacent to Above-Ground Utility Infrastructure within KPB Lands and KPB Road Rights-Of-Way (Mayor) (Referred to Lands Committee)

### 2. Ordinances for Introduction

- \*a. Ordinance 2023-19-39: Deobligating Bond Proceeds in the Central Kenai Peninsula Hospital Service Area Capital Project Fund and Transferring the Remaining Bond Proceeds to Fund the Annual Debt Service for Central Kenai Peninsula Hospital Service Area Revenue Bonds (Mayor) (Hearing on 04/02/24) (Referred to Finance Committee)
- \*b. Ordinance 2023-19-40: Deobligating and Appropriating Solid Waste Capital Project Funds Previously Appropriated for Purchase of a Toolcat at Central Peninsula Landfill to the Central Peninsula Landfill Baler Building Boiler Replacement (Mayor) (Hearing on 04/02/24) (Referred to Finance Committee)
- \*c. Ordinance 2024-06: Amending KPB Chapter 2.54 Relating to Access to Public Records and Response to Record Requests (Mayor, Johnson) (Hearing on 04/16/24) (Referred to Policies and Procedures Committee)

- \*d. Ordinance 2024-07: Amending KPB Code Relating to Civil Trespass and Issuing a Trespass Order (Mayor, Johnson) (Hearing on 04/16/24) (Referred to Policies and Procedures Committee)

3. Other

- \*a. KPB-5851: Authorizing the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Retail Store Application for The Green Anchor, License No. 35466 Anchor Point (Referred to Finance Committee)

- \*b. KPB-5852: Appointment to the Bear Creek Fire Service Area Board (Mayor) (Referred to Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
Adam Saylor	E	October, 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]*
2. Ordinance 2024-05: Amending Borough Code to Add a New Section of Code Relating to Public Notice Requirements and Amending Various Sections of Code to Provide for Alternative Methods of Public Notice (Mayor, Cox) (Hearing on 04/02/24) (Referred to Policies and Procedures Committee)

## **INFORMATIONAL MATERIALS AND REPORTS**

1. [KPB-5853](#): Voter Turnout Working Group Final Report

## **ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. April 2, 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
2. April 16, 2024  
6:00 PM  
Regular Assembly Meeting  
Seward Community Library and Museum  
239 6th Avenue, Seward, AK 99664  
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](http://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.*