



Assembly Action Agenda

July 2, 2019 - 6:00 PM

Regular Meeting

Betty J. Glick 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 2021

Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2020

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2021

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2021

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 Greg Andersen.]

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. June 18, 2019 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

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

K. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

*1. Ordinance 2019-19-02: Appropriating \$50,000 in Interest Income from the Spruce Bark Beetle Program to Supplement the Community Wildfire Protection Plans Update Project (Mayor) (Referred to Finance Committee)

*2. **AS AMENDED** Ordinance 2019-19-03: Appropriating Funds to Remodel Existing Facilities at Kenai Central High School and Kenai Middle School to Accommodate the Intensive Needs Program to be Moved from the Former Soldotna Prep School to those Facilities (Mayor) (Referred to Finance Committee)

*3. Ordinance 2019-19-04: Appropriating Funds for Utilities, Maintenance and Insurance of the Soldotna Prep School Surplus Property for Fiscal Year 2020 (Mayor) (Referred to Finance Committee)

4. **WITHDRAWN BY SPONSOR** Ordinance 2019-11: Repealing KPB 5.18.430(F) Which Requires Voter Approval to Increase the Sales Tax Cap (Carpenter, Cooper) (Referred to Finance Committee)

M. UNFINISHED BUSINESS

N. NEW BUSINESS

1. Resolutions

*a. Resolution 2019-040: Authorizing the Mayor to Execute the Fiscal Year 2020 Alaska Land Mobile Radio Communication System Membership Agreements (Mayor) (Referred to Finance Committee)

- *b. Resolution 2019-041: Authorizing Participation in the Community Transportation Program Provided by the State of Alaska Department of Transportation & Public Facilities, Supplementing Three Road Service Area Construction Projects (Mayor) (Referred to Finance Committee)

- c. **ADOPTED** Resolution 2019-042: Supporting Public Access to the Kenai River for Recreational Purposes from the Funny River Road and Collector Road Network System (Mayor) (Referred to Legislative Committee) **[9 Yes, 0 No, 0 Absent]**

2. Ordinances for Introduction

- *a. Ordinance 2019-19-05: Approving the Purchase and Installation of a Steris/Amsco Orthovision Table from the South Peninsula Hospital Service Area Capital Project Fund (Mayor) (Hearing on 08/06/19) (Referred to Finance Committee)

- b. **INTRODUCED AND SET FOR PUBLIC HEARING** Ordinance 2019-15: Amending KPB 5.18.430 to Increase the Maximum Amount of a Sale Subject to the Borough Sales Tax to \$1,000, Except for Residential Rentals, Subject to Voter Approval (Carpenter) (Hearing on 08/06/19) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**

- *c. Ordinance 2019-14: Authorizing the Assessor to Accept One Late-Filed Senior Citizen Exemption Application (Mayor) (Hearing on 08/06/19) (Referred to Policies and Procedures Committee)

- d. **INTRODUCED AND SET FOR PUBLIC HEARING** Ordinance 2019-16: Providing for a Vote on the Question of Adopting a Manager Plan of Government at the Next Regular Election (Cooper, Smalley) (Hearing on 08/06/19) (Referred to Policies and Procedures Committee) **[7 Yes, 2 No, 0 Absent]**

e. **INTRODUCED AND SET FOR PUBLIC HEARING** Ordinance 2019-17: Amending KPB 22.40.080 to place the Mayor's Report Earlier on the Agenda (Fischer, Blakeley) (Hearing on 08/06/19) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

f. **INTRODUCED AND SET FOR PUBLIC HEARING** Ordinance 2019-18: Amending KPB 22.40.080 and Repealing KPB 22.40.090 Which Provide for an Invocation During Assembly Meetings and Referring this Question to the Voters (Dunne) (Hearing on 08/06/19) (Referred to Policies and Procedures Committee) **[6 Yes, 3 No, 0 Absent]**

3. Other

*a. Approving the Application for a Restaurant Designation Permit filed by Resurrection Roadhouse, License No. 3823 (Referred to Finance Committee)

*b. Vacate the southwesternmost approximately 560 feet of the Dorothy Drive right-of-way as dedicated on Gruening Vista 1988 Addition (HM 88-37). Also, vacate all utility easements associated with the rights of way, within Lots 38, 40, and 41 Gruening Vista 1988 Addition (HM 88-37) and Tract A Gruening Vista 1993 Addition (HM 93-61); Location: within these 1/4 SE V4 of Section 3, Township 6 South, Range 13 West, Seward Meridian, Kenai Peninsula Borough, Alaska. KPB File 2019-063V.**LAYDOWN**

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its June 24, 2019 meeting by unanimous consent.]

c. **MOTION TO OVERRIDE VETO FAILED** Mayor's Veto of Ordinance 2019-09 Which Levies a 10 Percent Tax on Temporary Lodging and Camping Facilities and Allows Cities that Levy a Similar Tax of Temporary Lodging to Exempt up to One-Half of this Borough Tax.....**LAYDOWN [4 Yes, 4 No, 1 Abstention]**

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

P. MAYOR'S REPORT

1. Assembly Requests/Responses – None
2. Agreements and Contracts
 - a. Authorization to Award a Contract for RFP 19-003, Records Management Software, to Information First, Inc.
3. Other
 - a. Soldotna Public Safety Communications Center Renovation Project
 - b. Litigation Status Report – Quarter Ending 06/03/19

Q. ASSEMBLY COMMENTS

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

1. Ordinance 2019-05: Authorizing a Memorandum of Agreement and Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities Regarding Certain Borough and State Maintained Roads (Mayor) [Tabled on 04/02/19]

S. INFORMATIONAL MATERIALS AND REPORTS

T. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. July 12, 2019
10:00 AM
Election Stakeholders Group
Betty J. Glick Assembly Chambers
Soldotna, Alaska
2. July 26, 2019
10:00 AM
Election Stakeholders Group
Betty J. Glick Assembly Chambers
Soldotna, Alaska

3. August 6, 2019
6:00 PM

Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Soldotna, Alaska

U. ADJOURNMENT

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.