



Assembly Action Agenda

April 16, 2024 - 6:00 PM

Regular Meeting

Seward Community Library and Museum
239 6th Avenue, Seward, AK
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-5909: April 2, 2024 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

- 1. KPB-5917: Mayor's Proclamation Declaring April 2024 as "Sexual Assault Awareness Month"

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

- 1. KPB-5910: Kenai Public Health, Julie Bunch (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-5918: Authorization to Award a Contract for ITB24-033 Seward Bear Creek Flood Service Area Upper Salmon Creek Revetment
 - b. KPB-5919: Authorization to Award a Contract for ITB24-034 Seward High School Track
 - c. KPB-5920: Authorization to Award a Contract for ITB24-038 Gym & Pool Locker Replacement
 - d. KPB-5921: Authorization to Award a Contract for RFP24-016 Spring Land Sale Marketing and Auction Services 2024
3. Other
 - a. KPB-5922: Presentation of Athletes' Certificates: Commending Resolution for Seward Boys' Wrestling Team State Championship (Adopted by the Assembly on 02/27/24)

ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. Ordinance 2023-19-41: Appropriating and Allocating Commercial Passenger Vessel Tax Proceeds Received from the State of Alaska in the Amount of \$456,337.50 to the City of Seward (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2023-19-42: Accepting and Appropriating \$32,410.82 in Grant Funds from the Alaska Department of Natural Resources for the 2024 Volunteer Fire Capacity Program on Behalf of Bear Creek Fire Service Area, Central Emergency Service Area, Kachemak Emergency Service Area, Nikiski Fire Service Area, and Western Emergency Service Area (Mayor) (Referred to Finance Committee)

- *3. Ordinance 2023-19-43: Accepting and Appropriating \$89,000 in Federal Pass Through Grant Funds from the State of Alaska for Woody Fuel Disposal in the Communities of Cooper Landing and Hope and Approving Entering into a Memorandum of Agreement for the Administration of Funds and Operations (Mayor) (Referred to Finance Committee)
- *4. Ordinance 2023-19-44: Deobligating and Appropriating Kachemak Emergency Service Area Capital Project Funds Previously Appropriated for the Purchase of Snow Machines and a Snowblance to the Ambulance Project (Mayor) (Referred to Finance Committee)
- 5. **ENACTED** Ordinance 2024-06: Amending KPB Chapter 2.54 Relating to Access to Public Records and Response to Record Requests (Mayor, Johnson) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**
- 6. **ENACTED** Ordinance 2024-07: Amending KPB Code Relating to Civil Trespass and Issuing a Trespass Order (Mayor, Johnson, Ribbens) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

UNFINISHED BUSINESS

NEW BUSINESS

- 1. Resolutions
 - *a. Resolution 2024-017: Approving an Intergovernmental Cooperative Agreement between the State of Alaska, Department of Natural Resources, Division of Forestry & Fire Protection, and the Kenai Peninsula Borough on behalf of Central Emergency Service Area, Nikiski Fire Service Area, Bear Creek Fire Service Area, Western Emergency Service Area, and Kachemak Emergency Service Area (Mayor) (Referred to Policies and Procedures Committee)
- 2. Ordinances for Introduction
 - *a. Ordinance 2023-19-45: Appropriating \$627,435.60 to the Special Assessment Fund for the Princess Lake Estates Utility Special Assessment District (Mayor) (Hearing on 05/07/24) (Referred to Finance Committee)

- *b. 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) (Hearing on 05/07/24) (Referred to Finance Committee)

3. Other

- *a. KPB-5927: Confirming an Appointment to the Moose Pass Advisory Planning Commission (Mayor) (Referred to Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
David E. Shafer	C	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. Ordinance 2023-19-36: Appropriating \$289,178.64 to the Rollins Way Road Improvement Assessment District (Mayor) (Referred to Finance Committee) *[Tabled on 03/19/24]*
2. 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

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. May 7, 2024
10:00 AM Budget Work Session #2
 Betty J. Glick Assembly Chambers
 Borough Administration Building
 Remote participation available through Zoom
 Meeting ID: 895 1103 3332 Passcode: 193069

2. May 7, 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 Seward Community Library and Museum, 239 6th Avenue, Seward, 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.