



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Draft

Assembly

Kelly Cooper, President
Wayne Ogle, Vice President
Dale Bagley
Kenn Carpenter
Willy Dunne
Paul Fischer
Brent Hibbert
Jill Schaefer
[Vacant, District 5]

Tuesday, October 10, 2017

6:00 PM

Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

[Clerk's Note: The invocation was given by Peg Peterson from Last Frontier Freethinkers, Soldotna, Alaska.]

ROLL CALL

Present: 7 - Kelly Cooper, Willy Dunne, Wayne Ogle, Paul Fischer, Dale Bagley, Brent Hibbert, and Kenn Carpenter
Absent: 1 - Jill Schaefer

Also present were:

Colette Thompson, Borough Attorney
Johni Blankenship, Borough Clerk
Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

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

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

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.

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-1432](#) September 19, 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:

[2017-19-08](#) An Ordinance Appropriating \$67,500 to Provide Funding for Potential Settlement of a Dispute with Interior Telephone Company and Matanuska Telephone Association (Mayor)
This Budget Ordinance was enacted.

New Business

[2017-059](#) A Resolution Authorizing the Mayor to Approve an Amendment to the McLane Consulting Professional Services Contract for Construction Administration of the North Road Extension Project (Mayor)
This Resolution was adopted.

[2017-060](#) A Resolution Certifying the Results of the October 3, 2017 Regular Borough Election (Cooper at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee)
This Resolution was adopted.

[2017-061](#) A Resolution Supporting The Efforts of the Tsalteshi Trails Association to Secure a Recreational Trails Program Grant from the State of Alaska (Bagley, Mayor)
This Resolution was adopted.

[2017-062](#) A Resolution Requesting the Alaska Board of Fisheries Hold its Next Upper Cook Inlet Finfish Meeting on the Central Kenai Peninsula (Mayor, Bagley)
This Resolution was adopted.

[2017-19-09](#) An Ordinance Accepting and Appropriating \$440,457 from the State of Alaska Department of Military and Veteran Affairs, Division of Homeland Security and Emergency Management for the Station Alerting System Project, the 2019 Alaska Shield Exercise and Portable Radios (Mayor)(Hearing on 10/31/17)

This Budget Ordinance was introduced and set for public hearing.

[KPB-1444](#) Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Marijuana Cultivation Facility License No. 11350 Filed By Hard Working Hippies in Soldotna, Subject to the Following Conditions

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 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 KPB 7.30.020(A).

approved.

[KPB-1430](#) Vacation of a public access easement with in Section 3, T2S, R14W, S.M. as granted on by Serial #2002-004111-0, Homer Recording District; Location: off Lucason Avenue, Happy Valley within the SW 1/4 SE 1/4 of Section 3, T2S, R14W, S.M., AK, within the KPB; KPB File 2015-127V.

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its September 11, 2017 meeting by unanimous consent.]

approved.

[KPB-1431](#) Vacation of a portion of the Spinnaker Avenue right-of-way abutting Lot 1 Block 2 Nelson-Collie Tracts as dedicated on Nelson-Collie Tracts, Plat HM 77-19; Location: south of School Street, Anchor Point within the NE 1/4 of Section 4, T5S, R15W, SM, AK, within the KPB; KPB File 2017-117V

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its September 11, 2017 meeting by unanimous consent.]

approved.

Approval of the Agenda and Consent Agenda

President Cooper called for public comment with none being offered.

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

Yes: 7 - Cooper, Dunne, Ogle, Fischer, Bagley, Hibbert, and Carpenter

Absent: 1 - Schaefer

VACANCY, DESIGNATION OR SEATING MEMBERS

[Clerk's Note: Assembly Member Schaefer arrived at 6:18 p.m.]

Present: 8 - Kelly Cooper, Willy Dunne, Wayne Ogle, Paul Fischer, Dale Bagley, Brent Hibbert, Jill Schaefer, and Kenn Carpenter

Swear-In Newly Elected Assembly Members

[Clerk's Note: Borough Clerk Johni Blankenship swore in the newly elected assembly members Brent Hibbert (District 1), Hal Smalley (District 2), Norm Blakeley (District 5), Kenn Carpenter (District 6), Kelly Cooper (District 8).]

COMMENDING RESOLUTIONS AND PROCLAMATIONS

[Clerk's Note: Commander Jim McHale from the Military Order of the Purple Heart, Kenai Peninsula Chapter 830 presented Mayor Navarre with a certificate of appreciation.]

PRESENTATIONS WITH PRIOR NOTICE

None.

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Cooper called for public comment.

Christine Hutchison, Kenai spoke in opposition to Proposition 2, replacement of the borough administration building's HVAC system.

Brian Olson, Soldotna spoke in opposition to the proposed annexation of the City of Soldotna.

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

MAYOR'S REPORT

[KPB-1437](#) Mayor's Report to the Assembly

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-1438](#) Authorization to Award Contract for ITB18-005 Kenai, Nikiski & Sterling Transfer Facilities Operations and Maintenance to Alaska Waste, Kenai Peninsula LLC. Soldotna, AK.
3. Other
 - a. [KPB-1440](#) Certification of the 2017 Personal Property Supplemental Assessment Roll
 - b. [KPB-1441](#) Budget Revisions - August 2017
 - c. [KPB-1442](#) Revenue - Expenditure Report - August 2017

ITEMS NOT COMPLETED FROM PRIOR AGENDA

None.

PUBLIC HEARINGS ON ORDINANCES

[2017-26](#) An Ordinance Amending KPB 5.18.200(A) and KPB 5.18.900 to Exempt Freight Hauling Services from Sales Taxes (Mayor)

Hibbert moved to enact Ordinance 2017-26.

President Cooper called for public comment with none being offered.

The motion to enact Ordinance 2017-26 carried by the following vote:

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

UNFINISHED BUSINESS - None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Cooper called for public comment with none being offered.

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

October 31, 2017 Regular Assembly Meeting 6:00 PM
Assembly Chambers, Soldotna, Alaska

ASSEMBLY COMMENTS

Assembly Member Fischer thanked all the candidates who ran for office. He wished everyone a good evening.

Assembly Member Bagley stated the Soldotna High School Football team had just secured their 58th straight win and were headed to the medium school championship in Palmer. He stated if they were to win the championship, it would be their sixth season undefeated. Mr. Bagley stated he enjoyed working with Ms. Schaefer during her time on the assembly.

Assembly Member Schaefer apologized for not arriving to the meeting on time. She stated she thought she was done serving, as she was immediately seated after her appointment unlike the newly elected members who were not seated until the next assembly meeting. Ms. Schaefer congratulated Mr. Smalley for winning the District 2 seat and thanked all the candidates who ran for office. She thanked the assembly members for their knowledge and support while she served. She wished everyone a good evening.

Assembly Member Dunne thanked Ms. Schaefer for her service and congratulated the candidates who prevailed. He stated he looked forward to working with the new assembly members. Mr. Dunne wished everyone a good evening.

Assembly Member Hibbert thanked Ms. Schaefer for her service and looked forward to serving District 1 for another year. He stated he attended the town hall meeting hosted by Representatives Chenault and Knopp, and Senator Micciche and thanked them for all that they do. Mr. Hibbert stated he attended the Alaska Christian Colleges fundraiser as well, stating it was a great event. He wished everyone a good evening.

Assembly Member Carpenter congratulated the newly elected candidates and thanked everyone who ran for office. He stated the voter turn out for the regular borough election appeared to be more extensive than year's past and reminded everyone of the upcoming mayoral election on October 24, 2017. Mr. Carpenter wished everyone a good evening.

Assembly Member Ogle congratulated Mayor Navarre for receiving a certificate of appreciation from the Military Order of the Purple Heart. He congratulated the newly elected assembly members and thanked everyone who ran for office. Mr. Ogle stated Ms. Schaefer's time on the assembly was too short and encouraged her to run again in the future. He congratulated the Clerk's Office for their amazing administration of the regular election. He reminded everyone of the upcoming mayoral election on October 24, 2017.

President Cooper discussed the comments received from the public stating it was their opinion that the borough was overspending its budget. She stated that was simply not the case, as the borough's revenues were decreasing and they were trying to provide

the services needed with less revenues. Ms. Cooper congratulated the newly elected candidates as well as all those who ran for office. She stated Ms. Schaefer would be greatly missed. Ms. Cooper thanked the Clerk's Office for all they do, stating that the amount of work that was needed to conduct an election was amazing to her. She stated the Homer High School Football team was also playing in the state championship and congratulated them on their accomplishment. She wished everyone a good evening.

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 6:54 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of October 10, 2017.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____