



Assembly Action Agenda

March 6, 2018 - 6:00 PM

Regular Meeting

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 2018

Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2020

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2018

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2018

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 offered by Jon Watson, from Peninsula Christian Center, Soldotna, Alaska.]

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. February 20, 2018 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

- 1. Central Area Rural Transit System, Inc. (CARTS) Contracted Planning Project, Jennifer Beckman (10 Minutes)

2. Kenai Peninsula Borough School District Quarterly Report (10 Minutes)

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

K. MAYOR'S REPORT

1. Assembly Requests/Responses - None
2. Agreements and Contracts - None
3. Other – None
 - a. Revision to the School Site Selection – Kachemak Attendance Area**LAYDOWN**

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

1. **FAILED TO ENACT AS AMENDED** Ordinance 2017-29: Amending KPB Chapter 5.18 to Establish a 6 Percent Areawide Sales Tax on Temporary Lodging and Overnight Camping Facilities and Providing for an Exemption of Up to One-Half of the Levy on Temporary Lodging and Overnight Camping within the Boundaries of Cities in the Borough that Levy a Similar Sales Tax in Addition to an Existing General Sales Tax, Subject to Approval by the Voters in the Regular Election on October 2, 2018 (Bagley) (Referred to Finance Committee) **[4 Yes, 5 No, 0 Absent]**

[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.]

- *2. **AS AMENDED** Ordinance 2017-19-14: Appropriating Supplemental Funding of \$30,000 from the Nikiski Senior Service Area Fund to the Nikiski Senior Citizens, Inc. for Personnel Costs (Mayor) (Referred to Finance Committee)

- *3. **AS AMENDED** Ordinance 2017-19-15: Appropriating \$45,000 to the Legal Department to Cover Costs of Hiring Hearing Officers for Code Compliance Hearings and Appeals from Planning Commission Decisions (Mayor) (Referred to Finance Committee)
- *4. **AS AMENDED** Ordinance 2017-19-16: Appropriating \$75,000 from the Nikiski Fire Service Area Capital Project Fund for Septic System Replacement at the Nikiski Fire Service Area, Station 1 (Mayor) (Referred to Finance Committee)
- *5. Ordinance 2017-19-17: Appropriating \$60,000 from the General Government Capital Project Fund for Half of the Cost for Boiler Replacement at the George A. Navarre Kenai Peninsula Borough Administration Building (Mayor) (Referred to Finance Committee)
- 6. **FAILED TO ENACT** Ordinance 2018-09: Amending the Borough Code to Provide for Financial Support for the Promotion of Tourism and Economic Development Subject to Annual Assembly Appropriation and to Voter Approval of a Bed Tax (Bagley) (Referred to Policies and Procedures Committee) **[0 Yes, 9 No, 0 Absent]**

N. UNFINISHED BUSINESS

1. Postponed Items

- a. **ADOPTED** Resolution 2018-010: Authorizing the Reestablishment of a Cost Allocation Plan for Service Area Operating Funds and Certain Funds (Mayor) (Referred to Finance Committee) **[7 Yes, 2 No, 0 Absent]**

[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 Resolution.]

O. NEW BUSINESS

1. Resolutions

- *a. **AS AMENDED** Resolution 2018-012: Amending the Name of the Alaska Liquid Natural Gasline Project Advisory Board to the Alaska Liquefied Natural Gasline Project Advisory Committee of the Kenai Peninsula Borough (Mayor) (Referred to Policies and Procedures Committee)
- *b. Resolution 2018-013: Authorizing Transfer of Cash in Excess of 90 Days Cash on Hand for the Period Ending December 31, 2017, by Central Peninsula General Hospital, Inc. to the Plant Replacement & Expansion Funds (Mayor) (Referred to Finance Committee).....**LAYDOWN**

2. Ordinances for Introduction

- *a. Ordinance 2017-19-19: Appropriating \$5,000 from the Seldovia Recreational Service Area Fund Balance for Payment of Prior Fiscal Year Invoices for Contract Services (Mayor) (Hearing on 04/03/18) (Referred to Finance Committee)
- *b. Ordinance 2017-19-20: Authorizing the Purchase and Implementation of Tomosynthesis Equipment, Software, Installation, and Training and Appropriating \$587,100 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Project (Mayor) (Hearing on 04/03/18) (Referred to Finance Committee)
- *c. Ordinance 2017-19-21: Providing for an Exception to KPB 5.20.080 Authorizing the Transfer of \$3,000,000 from the Land Trust Fund to the General Fund as part of the Fiscal Year 2019 Budget Appropriation (Mayor) (Hearing on 04/03/18) (Referred to Finance Committee)
- *d. Ordinance 2018-12: Increasing the Borough Sales Tax Rate from 3.0 Percent to 3.5 Percent by Amending KPB 5.18.100, Subject to Approval by the Voters in the Regular Election on October 2, 2018 (Cooper) (Hearing on 04/03/18) (Referred to Finance Committee)

[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.]

- *e. Ordinance 2018-13: Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-The-Counter Sale (Mayor) (Hearing on 04/03/18) (Referred to Lands Committee)
- *f. Ordinance 2018-14: Amending KPB Chapter 16.60 to Provide for Appointed Members to Serve on the Anchor Point Fire and Emergency Medical Service Area Board (Dunne) (Hearing on 04/03/18) (Referred to Policies and Procedures Committee)
- *g. Ordinance 2018-15: Amending KPB 2.45.010 to Replace the Emergency Management Director Position with a Senior Manager of the Office of Emergency Management Position (Mayor) (Hearing on 04/03/18) (Referred to Policies and Procedures Committee)
- *h. Ordinance 2017-19-22: Appropriating \$443,750.00 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Fiscal Year 2018 Semi-Annual Debt Payment on the 2003 Central Kenai Peninsula Hospital Service Area Refunded General Obligation Bonds (Mayor) (Hearing on 04/03/18) (Referred to Finance Committee)**LAYDOWN**

3. Other

- *a. Petition to Vacate the Horwarth Street 30-foot Wide Right-of-way Adjoining the Eastern Lot Line of Tract D-1 of Ten-Mar Ranch Bowser Addition as Dedicated on Ten-Mar Ranch Bowser Addition. Petitioners: Timothy L. and Marian S. Bowser Trust and Maurice I. Hughes of Soldotna, AK. (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its February 12, 2018 meeting by unanimous consent.]

- *b. Confirming the Appointment to the South Kenai Peninsula Hospital Service Area Board (Mayor) (Referred to Policies and Procedures)

<u>Applicant</u>	<u>Board Seat</u>	<u>Term Expires</u>
William Runnoe	Seat C	October, 2018

- *c. Petition to Vacate those portions of the 33-foot and 50-foot Section Line Easements lying within the tracts I-1 and I-2 Davis-Mills Subdivision No. 2, Plat KN 2015-95. A formal right-of-way dedication is being proposed along the eastern boundary of tract I-2 to provide connectivity with the remaining Section Line Easements. Petitioners: John B. & Pauline Mills of Kasilof, AK. (Referred to Lands Committee)**LAYDOWN**

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its February 26, 2018 meeting by unanimous consent.]

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. March 14, 2018 Material Site Work Group 2:00 PM
Assembly Chambers, Soldotna, Alaska
2. March 28, 2018 Material Site Work Group 2:00 PM
Assembly Chambers, Soldotna, Alaska
3. April 3, 2018 Regular Assembly Meeting 6:00 PM
Assembly Chambers, Soldotna, Alaska

R. ASSEMBLY COMMENTS

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

1. Ordinance 2017-19-18: Appropriating \$100,000 from the Solid Waste Capital Project Fund to Fund a Grant to Alaska Electric Energy Cooperative, Inc. for Landfill Gas to Energy Project and Enacting KPB 10.04.100 (Mayor) (Hearing on 04/03/18) (Referred to Finance Committee)

2. Ordinance 2017-31: Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor) (Referred to Lands Committee) [*Tabled on 01/16/18*]
3. Ordinance 2018-11: Amending KPB 5.12.116 and KPB 19.30.060(B) to Reflect Changes to Alaska Statute 29.45.050 Economic Development Property Tax Exemption (Mayor) (Hearing on 04/03/18) (Referred to Policies and Procedures Committee)

T. INFORMATIONAL MATERIALS AND REPORTS

U. NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on April 3, 2018, at 6:00 P.M. in the Assembly Chambers, Soldotna, Alaska.

This meeting will be broadcast on KDLL 91.9 FM (Central Peninsula), KBB 890 AM (South Peninsula), K201AO (KSKA) 88.1 FM (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.