



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Draft

Assembly

Brent Johnson, President

Tyson Cox, Vice President

Kelly Cooper

Cindy Ecklund

Bill Elam

Brent Hibbert

Peter Ribbens

Ryan Tunseth

Mike Tupper

Tuesday, January 16, 2024

6:00 PM

Betty J. Glick Assembly Chambers

Meeting ID: 895 1103 3332 Passcode: 193069

[https://us06web.zoom.us/j/89511033332?](https://us06web.zoom.us/j/89511033332?pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1)

[pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1](https://us06web.zoom.us/j/89511033332?pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1)

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CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

The invocation was given by Central Emergency Services Chaplain Tim Weekley.

ROLL CALL

Present: 9 - Brent Hibbert, Cindy Ecklund, Mike Tupper, Brent Johnson, Tyson Cox, Ryan Tunseth, Kelly Cooper, Peter Ribbens, and Bill Elam

Also Present were:

Peter A. Micciche, Borough Mayor

Brandi Harbaugh, Finance Director

Sean Kelley, Borough Attorney

Michele Turner, Borough Clerk

Tamera Ward, Deputy Borough Clerk

COMMITTEE REPORTS

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

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

Assembly Member Ecklund stated the Lands Committee met and discussed its

agenda items.

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

Assembly Member Tupper stated the Policies and Procedures Committee met and discussed its agenda items.

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

APPROVAL OF AGENDA AND CONSENT AGENDA

Cox moved to approve the Agenda and Consent Agenda.

Copies have been made available to the public, Borough Clerk Michele Turner noted by title only the resolutions and ordinances on the consent agenda.

[KPB-5731](#) January 2, 2024 Regular Assembly Meeting Minutes
approved.

The following public hearing items met the required conditions for KPB 22.40.110 and were added to the consent agenda:

[2023-19-31](#) An Ordinance Appropriating \$50,000 as a Cash Contribution for the Deep Creek Fish Passage Project Application, a Partnership between the Kenai Peninsula Borough and the U.S. Fish & Wildlife Service (Mayor)

This Budget Ordinance was enacted.

[2023-19-32](#) An Ordinance Appropriating \$150,000 from the Seward-Bear Creek Flood Service Area Fund Balance for Maintenance on the Salmon Creek Revetment Site (Mayor)

[Clerk's Note: Ordinance 2023-19-32 was amended as follows:

The fifth Whereas to read, "at its December 11, 2023 meeting the SBCFSA Board recommended approval, and at its January 8, 2024 meeting the SBCFSA Board recommend approval of the request for additional funds to pay for surveying and design work of the upper Salmon creek stream bed."

Add a new Section 2 to read, "Section 2. That \$150,000 is appropriated from the Seward Bear Creek Flood Service Area Fund, fund balance to account number 259.21212.43011 to provide for surveying and design costs for the remainder of the Salmon creek stream bed."

Renumber the remaining Section accordingly.]

This Budget Ordinance was enacted as amended.

New Business

[2024-003](#) A Resolution Classifying Borough Land in the Cooper Landing Area (Mayor)

[Clerk's Note: Resolution 2024-003 was amended

Section 1 in the table to read "11901030 | Cooper Landing | T 5N R 4W SEC 25 26 27 SEWARD MERIDIAN SW W1/2 NW1/4 & NW1/4 SW1/4 IN SEC 25 & N1/2 & N1/2 S1/2 IN SEC 26 & N1/2 & N1/2 S1/2 IN SEC 27 Excepting therefrom the Sterling Highway Right-of-Way | 1080 Resource Management and Recreational | Rural"]

This Resolution was adopted as amended.

[2023-19-33](#) An Ordinance Appropriating \$350,000 from the School Maintenance Fund for Snow Removal and Sanding (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2023-19-34](#) An Ordinance Accepting and Appropriating Opioid Settlement Funds for the Opioid Settlement Fund Program (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2024-01](#) An Ordinance Authorizing a Negotiated Lease with Traylor Bros, Inc. for a Temporary Craft Worker Housing Site in Support of the Sterling Highway MP 45-60 Construction Project Near Cooper Landing (Mayor)

This Ordinance was introduced and set for public hearing.

[2024-02](#) An Ordinance Correcting the Description for the Anchors Aweigh North Subdivision Single-Family Residential (R-1) Local Option Zoning District and Amending KPB 21.46.040 (Mayor)

This Ordinance was introduced and set for public hearing.

[KPB-5735](#) Petition to Vacate US Survey 3564 Replat Right-of-Way Vacation KPB 2023-141V; Kasilof Area

[Clerk's Note: At its regularly scheduled meeting of the Kenai Peninsula Borough Planning Commission on January 8, 2024 the proposed vacation was approved by unanimous consent.]

approved.

Approval of the Agenda and Consent Agenda

President Johnson 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: 9 - Hibbert, Ecklund, Tupper, Johnson, Cox, Tunseth, Cooper, Ribbens, and Elam

PRESENTATIONS WITH PRIOR NOTICE

1. [KPB-5739](#) Kenai Peninsula Borough School District Quarterly Report, Clayton Holland, Superintendent (10 minutes)

[Clerk's Note: Clayton Holland, Superintendent of Kenai Peninsula Borough School District presented the quarterly report to the Assembly.]

2. [KPB-5740](#) Kenai Peninsula Peace Crane Garden Trailed, Sara Pyhala (10 minutes)

[Clerk's Note: Sarah Pyhala, volunteer for the Kenai Peninsula Peace Crane Garden Trailed project gave a presentation to the Assembly.]

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Johnson called for public comment.

Nick Conner, spoke in opposition of the public being asked to give their name when commenting. Mr. Conner spoke regarding ways the assembly could get more public involvement and mentioned the community should be more open to opinions that differ from their own.

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

MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-5736](#) Mayor's Report Cover Memo

1. Assembly Requests/Responses
2. Agreements and Contracts
 - a. [KPB-5737](#) Authorization to Award a Contract for ITB24-023 Calcium Chloride

Purchase FY24

- b. [KPB-5738](#) Authorization to Award a Contract for Request for Proposals – RFP24-007 2024 Hazard Mitigation Plan

3. Other - None.

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

PUBLIC HEARINGS ON ORDINANCES

[2023-28](#) An Ordinance Adopting a New Borough Logo and Amending KPB 1.04.050 Regarding the Borough Logo (Mayor)

Tupper moved to enact Ordinance 2023-28.

President Johnson called for public comment with none being offered.

The motion to enact Ordinance 2023-28 carried by the following vote:

Yes: 9 - Hibbert, Ecklund, Tupper, Johnson, Cox, Tunseth, Cooper, Ribbens, and Elam

UNFINISHED BUSINESS

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Johnson called for public comment with none being offered.

ASSEMBLY COMMENTS

Assembly Member Elam thanked the public for their attendance and thanked Mayor Micciche for his work on Ordinance 2023-28.

Assembly Member Ribbens thanked the Assembly, Mayor Micciche, and the Borough staff for their work.

Assembly Member Hibbert thanked the public for their testimony and thanked the Assembly, staff, and administration. Mr. Hibbert wished everyone a good night.

Assembly Member Tunseth thanked the public for their attendance and testimony. Mr. Tunseth congratulated Emma Becket of Kenai on winning Gatorade Player of the year. He stated the Kenai Arts Center held a benefit art auction for children in transition and reminded everyone that February is Youth Mental Health month. Mr. Tunseth gave a report on the recent Kenai Peninsula Borough School District Board meeting and working group and encouraged the Assembly to support them.

Assembly Member Cooper thanked Superintendent Holland for his presentation and stated the Assembly would continue to support appropriate school board funding.

Ms. Cooper reminded everyone about Project Homeless Connect and encouraged people to donate.

Assembly Member Tupper stated he appreciated Superintendent Holland and Sarah Pyhala's presentations. Mr. Tupper said he hoped we as a community could advocate for an investment in our children.

Assembly Member Ecklund said she appreciated Superintendent Holland's presentation and encouraged people to substitute at the schools. Ms. Ecklund gave a local sports update and mentioned the Seward Athletic Booster Club raised enough funds to purchase a van for the sports teams. She reminded everyone of their fundraiser and were accepting art and handcrafted items.

Vice President Cox stated all six cities were planning on bringing forward resolutions supporting an increase to the Base Student Allocation for public school. Mr. Cox stated CARTS and Alaska Cab were partnering together to provide free rides to Project Homeless Connect. He reminded everyone Kenai Peninsula Economic Development's meeting on January 18, 2024. Mr. Cox gave a local sports update.

President Johnson thanked Mr. Tunseth for his report of the school board meeting he attended and encouraged all Assembly members to do the same. Mr. Johnson stated he found the Mayor's Report to be valuable. Mr. Johnson offered his condolences for Dorothy Hermansen's family and friends of Cohoe.

PENDING LEGISLATION

1. [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) [Tabled on 10/24/23]

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. February 6, 2024 6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Remote Participation Available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

ADJOURNMENT

With no further business to come before the assembly, President Johnson adjourned the meeting at 7:47 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of January 16, 2024.

Michele Turner, CMC, Borough Clerk

Approved by the Assembly: _____