



June 4, 2024 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
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

An invocation that may be offered at the beginning of the assembly meeting shall be a chaplain from borough fire and emergency service areas. 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-6084: May 21, 2024 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

- 1. KPB-6085: Update on Borough Projects and Trends, Kenai Peninsula Economic Development District, Cassidi Cameron, Executive Director (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-6086: Authorization to Award a Contract for ITB24-039 Homer Transfer Facility Leachate Tank Replacement
 - b. KPB-6088: Authorization to Award a Contract for ITB24-040 Summer and Winter Road Maintenance – West Region, Unit 3
 - c. KPB-6089: Authorization to Award a Contract for ITB24-041 Summer and Winter Road Maintenance – North Region, Unit 2
 - d. KPB-6090: Authorization to Award a Contract for ITB24-045 Summer and Winter Road Maintenance – North Region, Unit 6
 - e. KPB-6091: Authorization to Award a Contract for ITB24-048 Kenai Central High School Site Improvements
3. Other
 - a. KPB-6092: Budget Revisions – April 2024
 - b. KPB-6093: Revenue-Expenditure Report – April 2024

ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

1. **ENACTED AS AMENDED** Ordinance 2023-19-51: Accepting and Appropriating Opioid Settlement Funds and Amending Ordinance 2021-19-50 Relating to the Opioid Settlement Fund Grant Program (Mayor) (Referred to Finance Committee) **[8 Yes, 0 No, 1 Absent]**

- *2. Ordinance 2023-19-53: Appropriating an Additional \$4,031 to the Special Assessment Fund for the Jubilee Street Utility Special Assessment District (Mayor) (Referred to Finance Committee)
3. **ENACTED AS AMENDED** Ordinance 2024-19: Appropriating Funds for Fiscal Year 2025 (Mayor) (Referred to Finance Committee) **[8 Yes, 0 No, 1 Absent]**
4. **ENACTED** Ordinance 2024-08: Amending KPB Chapter 7.10 Relating to Liquor License Protests to Account for License Endorsements and Deadlines for a Protest (Johnson at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee) **[8 Yes, 0 No, 1 Absent]**
5. **ENACTED** Ordinance 2024-09: Amending KPB 22.40.130 Regarding Agenda for Assembly Meetings, Providing Materials for Public Presentation and Removing Language Regarding Requesting Teleconferencing (Johnson at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee) **[8 Yes, 0 No, 1 Absent]**
6. **ENACTED AS AMENDED** Ordinance 2024-10: Amending KPB 22.40.080 to Place a Student Council Presentation with Prior Notice on the Agenda (Cox, Tunseth) (Referred to Policies and Procedures Committee) **[8 Yes, 0 No, 1 Absent]**

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions
 - a. **ADOPTED** Resolution 2024-023: Setting the Rate of Levy for Real and Personal Property Taxes for the Kenai Peninsula Borough and for Service Areas within the Borough for Fiscal Year 2025, Tax Year 2024 (Mayor) (Referred to Finance Committee) **[8 Yes, 0 No, 1 Absent]**

2. Ordinances for Introduction

- *a. Ordinance 2023-19-54: Appropriating Supplemental Funds from the Central Emergency Service Area Operating Fund to Provide for the Central Emergency Service Area Fire Station Project (Mayor) (Referred to Finance Committee) (Hearing on 06/18/24)
- *b. Ordinance 2024-12: Providing for the Submission to the Qualified Voters of the South Kenai Peninsula Hospital Service Area the Question of the Issuance of Not-to-Exceed Thirty Eight Million Five Hundred Thousand Dollars (\$38,500,000) of General Obligation Bonds of the South Kenai Peninsula Hospital Service Area to Pay the Costs of Planning, Designing, Acquiring Property for Renovating, Constructing and Equipping of Facilities at the South Peninsula Hospital and Campus Located in the South Kenai Peninsula Hospital Service Area at the Regular Election in and for the Kenai Peninsula Borough on October 1, 2024 (Mayor) (Hearing on 6/18/24) (Referred to Finance Committee)
- *c. Ordinance 2024-13: Authorizing the Assessor to Accept One Late-Filed Senior Exemption Application Filed After March 31 and Providing an Exception to KPB 5.12.040(B) (Mayor) (Referred to Finance Committee)
- d. **FAILED TO INTRODUCE AND SET FOR PUBLIC HEARING** Ordinance 2024-14: Enacting KPB Chapter 5.16, Establishing a Borough-Wide Tobacco Products Distribution Excise Tax (Johnson, Ecklund, Tupper) (Referred to Policies and Procedures Committee) (Hearing on 07/09/24) **[3 Yes, 5 No, 1 Absent]**
- e. **WITHDRAWN BY SPONSOR** Ordinance 2024-15: Establishing a Child Care Grant Funding Program for Economic Development Purposes (Johnson, Ecklund, Tupper) (Referred to Policies and Procedures Committee) (Hearing on 07/09/24)

3. Other

- *a. KPB-6022: Petition to Vacate the Northern 18,261 feet and Southern 3,121 Feet Portions of Fritz Creek Valley Drive. Re-dedicates the Right-of-Way along the Existing Road, Fritz Creek Area, KPB 2024-036V (Referred to Lands Committee)

[Clerk's Note: At its regularly scheduled meeting of May 28, 2024 the Kenai Peninsula Borough Planning Commission approved the proposed vacation by unanimous consent.]

- *b. KPB-6023: Petition to Vacate the Entire Circe Lane Right-of-Way, Coho Area, KPB 2024-039V (Referred to Lands Committee)

[Clerk's Note: At its regularly scheduled meeting of May 28, 2024 the Kenai Peninsula Borough Planning Commission approved the proposed vacation by unanimous consent.]

- *c. KPB-6097: Establishing a Special Committee of the Assembly and Setting the Public Hearing Date and Location to Expand the Nikiski Senior Service Area (Johnson at the Request of the Borough Clerk) (Referred to Lands Committee)

- *d. KPB-6096: Confirming and Appointment to the Planning Commission (Mayor) (Referred to the Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
Jeremy Brantley	Ridgeway/Funny River/Sterling	07/31/2027

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. 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*]
2. Ordinance 2024-11: Amending KPB Chapter 21.29 Relating to Consolidated Material Extraction within Material Site Permits (Mayor, Johnson, Ribbens, Ecklund) (Hearing on 06/18/24) (Referred to Lands Committee)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. June 18, 2024 Betty J. Glick Assembly Chambers
9:00 AM 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 Assembly meeting will be held in the Betty J. Glick Assembly Chambers, George A. Navarre Borough Administration Building, Soldotna, Alaska. This meeting will also be held via Zoom, or other audio or video conferencing means whenever technically feasible. 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, or enter Meeting ID: 891 1103 3332 Passcode: 193069 on the Zoom app or webpage. 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.