

Assembly Action Agenda

May 16, 2017 - 6:00 PM

Regular Meeting

Assembly Chambers, Borough Administration Building

Kelly Cooper
Assembly President
Seat 8-Homer
Term Expires 2017

Wayne Ogle
Assembly Vice President
Seat 3 - Nikiski
Term Expires 2019

Dale Bagley
Assembly Member
Seat 4 – Soldotna
Term Expires 2019

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

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Jill Schaefer
Assembly Member
Seat 2 - Kenai
Term Expires 2017

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2017

Kenn Carpenter
Assembly Member
Seat 6 – East Peninsula
Term Expires 2017

Stan Welles
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2017

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 Pastor Brent Kirby of Birch Ridge Community Church.]

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. May 2, 2017 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

- 1. Central Peninsula Hospital, Inc. 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
 - a. Authorization to Award Contract for ITB17-023 Central Peninsula Landfill Cell 3 Development to Southcentral Construction, Anchorage, AK
 - b. Authorization to Award Contract for ITB17-027 Relocatable Classroom Construction- Install to Diversified Construction, Inc., Eagle River, AK
 - c. Authorization to Award Contract for ITB17-026 Soldotna High School Exterior Door Replacement to Eberline Building & Supply of Soldotna, AK
 - d. Authorization to Award Contract for ITB17-031 Tracy Avenue Project No. S7TRA to Clark Management Inc., Anchor Point, AK
 - e. Authorization to Award Contract for ITB17-028 2017 CIP Diane Street & Glacier Avenue West Project No. C2DIA to CIC Inc., Soldotna, AK
 - f. Authorization to Award Contract for ITB17-029 2017 CIP Alex Drive, Alex Court, Hawkins Court & Thelma Court Project No. C5ALE to Foster Construction, LLC, Soldotna, AK
 - g. Authorization to Award Contract for ITB17-030 Hill Avenue and Tom Cat Drive Project No. S7HIL to Clark Management Inc., Anchor Point, AK
 - h. Authorization to Award Contract for ITB17-034 2017 CIP Neolan Drive Project No. S8NEO to East Road Services Inc., Homer, AK
 - i. Authorization to Award Contract for ITB17-033 2017 CIP Ravenquest Avenue Project No. E3RVN to Great Northern Construction & Management, Soldotna, AK
 - j. Authorization to Award Contract for ITB17-032 2017 CIP Alder Avenue Project No. W5ALD to JC Johnson & Sons
3. Other
 - a. Revenue-Expenditure Report - April 2017

- b. Budget Revision - April 2017
- c. Certificate of Achievement for Excellence in Financial Reporting for the comprehensive annual financial report for the fiscal year ended 2016
- d. FY17- 3RD Quarter Senior Grant Narrative Reports
- e. FY17- 3RD Quarter Non-department Grant Reports

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. Ordinance 2016-19-40: Appropriating \$5,999,365.15 in Bond Proceeds for the Purpose of Planning, Designing, Site Preparation, Constructing and Equipping the Solid Waste Disposal Facilities (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2016-19-41: Appropriating \$4,795,699.85 in Bond Proceeds for the Purpose of Planning, Designing, Constructing and Equipping South Peninsula Hospital Facilities and the Homer Medical Center (Mayor) (Referred to Finance Committee)
- *3. Ordinance 2016-19-42: Appropriating \$25,000 for Legal Services to Advise the Board of Equalization (Mayor) (Referred to Finance Committee)
- 4. ***POSTPONED AS AMENDED TO JUNE 6, 2017*** Ordinance 2017-19: Appropriating Funds for Fiscal Year 2018 (Mayor) (Second Hearing on 06/06/17) (Referred to Finance Committee) [***9 Yes, 0 No, 0 Absent***]
- *5. ***AS AMENDED*** Ordinance 2017-10: Authorizing the Exchange of Certain Lands with James Roukema and Elizabeth Ehama near Milepost 7.8 Kalifornsky Beach Road (Mayor) (Referred to Lands Committee)
- 6. ***ENACTED AS AMENDED*** Ordinance 2017-09: Creating the Eastern Peninsula Highway Emergency Service Area ("EPHESA") (Mayor, Cooper) (Referred to Policies and Procedures Committee) [***9 Yes, 0 No, 0 Absent***]

N. UNFINISHED BUSINESS

O. NEW BUSINESS

1. Ordinances for Introduction

- *a. Ordinance 2016-19-43: Appropriating \$29,646.43 of Interest Income to Pay the Cost of Kenai Peninsula Borough School Capital Improvements (Mayor) (Hearing on 06/06/17) (Referred to Finance Committee)
- b. ***INTRODUCED AND SET FOR PUBLIC HEARING*** Ordinance 2017-11: Amending KPB 5.18.200 to Change the Seasonal Exemption From Sales Taxes of Non-Prepared Food Items to Apply from October 1 to March 31 of Each Year (Bagley) (Shortened Hearing on 06/06/17) (Referred to Finance Committee) ***[7 Yes, 2 No, 0 Absent]***
- *c. Ordinance 2017-12: Authorizing a Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities in the Areas of Crown Pointe and Miller Loop Road (Mayor) (Hearing on 06/06/17) (Referred to Lands Committee)

2. Other

- *a. Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Cultivation Marijuana Facility License Application Filed by North Road Buds, Nikiski, AK
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).(Referred to Finance Committee)
- *b. Petition to Vacate 66-foot section line easement running through the east side of Tract E1 as shown on Folz Subdivision, Snowden Addition, Plat SW 98-33. The section line easement being vacated is unconstructed and located within the SE ¼ Section 27 and SW ¼ Section 26, T1N, R1W, Seward Meridian, Alaska within the Kenai Peninsula Borough; KPBPC Resolution 2017-13; KPB File 2017-026 (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced vacation by unanimous consent at its regularly scheduled April 24, 2017 meeting.]

- *c Petition to Vacate that portion of the 33-foot wide Section Line Easement within the NE ¼ NE ¼ Section 23, T05N, R09W, lying north of Scout Lake Loop Road and east of Mountain Ridge Heights Subdivision (KN 77-162). The portion of easement being vacated is unconstructed and located within the NE ¼ NE ¼ of Section 23, T5N, R9W, Seward Meridian, Alaska, within the Kenai Peninsula Borough; KPB File 2017-028 (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced vacation by unanimous consent at its regularly scheduled April 24, 2017 meeting.]

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. June 6, 2017 Regular Assembly Meeting 6:00 PM
Borough 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: Appropriating Funds for Fiscal Year 2018 (Mayor)
(Second Hearing on 06/06/17) (Referred to Finance 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 June 6, 2017, at 6:00 P.M. in the Assembly Chambers, Soldotna, Alaska.

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula), K201AO-FM 88.1 (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.borough.kenai.ak.us for copies of the agenda, meeting summaries, ordinances and resolutions.