



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

Toll-free within the Borough: 1-800-478-4441

PHONE: (907) 262-4441 • FAX: (907) 262-1892

www.kpb.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Blaine Gilman, Assembly President
Members, Kenai Peninsula Borough Assembly

FROM: Dale Bagley, Assembly Member *DLB*
Mike Navarre, Mayor *P.O. for M.N.*

DATE: July 14, 2016

SUBJECT: Amendment to Ordinance 2016-25, An Ordinance Amending KPB 2.40.010 to Reduce Planning Commission Membership

One concern raised about this ordinance is the proposal to combine the Planning Commission seats for Soldotna and Kenai into one seat. Of the first-class and home rule cities in the borough, Kenai has the highest population and Soldotna has the third highest population. To address this concern we propose to amend this ordinance to reduce the total commission membership from 13 to 11, and provide that the four cities with the largest population shall have members on the commission. At this time those four cities are Kenai, Homer, Seward and Soldotna. Additionally we would need to add another seat for the areas outside the first-class and home rule cities for the apportionment to better fit with the statutory requirements. The proposed amendments are as follows:

- Amend Section 1 by deleting the language in ~~bolded-strikeout~~ and inserting the **bold and underlined** language below.

SECTION 1. That KPB 2.40.010 is hereby amended as follows:

2.40.010. - Membership—Appportionment—Representation.

In accordance with AS 29.40.020(A):

A. The planning commission shall consist of [A MAXIMUM OF THIRTEEN] **nine eleven** members including [ONE MEMBER FROM EACH] **three four** members from the first class [OR] **and** home rule [CITY] cities of the borough and the remainder apportioned so that the number of members from home rule and first class cities reflects the proportion of borough population residing in home rule and first class cities located in the borough. The **members from the first class or home rule cities of the borough [ARE] shall include be appointed as follows:**

1. KENAI
2. SOLDOTNA
3. SEWARD
4. HOMER
5. SELDOVIA]

One member each from the four cities having the largest population based on the most recent U.S. decennial census results. City of Seward, one member from either the City of Kenai or the City of Soldotna, and one member from either the City of Homer or City of Seldovia.

Members representing a city shall be selected by the mayor from a list of recommendations submitted by the city council and confirmed by the assembly.

B. One planning commissioner from outside of first class and home rule cities shall be appointed by the mayor and confirmed by the assembly from each of the following areas as generally described below and depicted in the map on file at the borough clerk's office bearing the borough seal and identified as the planning commission apportionment map approved in Ordinance [2001-29] 2016-25. The sections described in the map and below provide guidelines from which deviations are permitted consistent with the intent that commissioners reside in areas throughout the borough:

1. [6.] East Peninsula;
2. [7.] Southwest Borough;
3. **Kasilof/Clam Gulch/Ninilchik /Anchor Point;**
- [8. ANCHOR POINT/NINILCHIK] **Kasilof/Ninilchik/Anchor Point;**
- [9. KASILOF/CLAM GULCH;]
4. [10.] Kalifornsky Beach;
5. [11.] Ridgeway; **Sterling/Funny River;**
6. **Sterling;**
- [12. STERLING;]
- 7.6. [13.] Northwest Borough.

C. Nothing in this section shall be construed to mean that the Planning Commissioners represent only the city or area from which they were appointed.

- Amend Section 2 by deleting the language in ~~bolded-strikeout~~ and inserting the **bold and underlined** language below.

SECTION 2. Transition. The existing seat of the planning commission member from the City of Seldovia shall terminate upon expiration of the current term for that seat. The Existing seats of the planning commission members from each the area within the four new Kasilof/Clam Gulch/Ninilchik /Anchor Point areas whose terms expires first shall not be filled.