



Assembly Action Agenda

February 5, 2019 - 6:00 PM

Regular Meeting

Betty J. Glick 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 2021

Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2020

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2021

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2021

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 given by Carrie Henson.]

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. January 22, 2019 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

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 a Contract for ITB-011 Emergency Response Rescue River Boat went to Wooldridge Boats, Inc. Seattle, Washington
 - b. Authorization to Award a Contract for ITB19-012 Door Security Hardware/Maintenance went to S & H Enterprises, Soldotna, Alaska, South Central Alaska Windows, Doors & Hardware, Kenai, Alaska; Spenard Builders Supply, Kenai, Alaska and Johnson Controls, Anchorage, Alaska
 - c. Request for Authorization to Enter Sole Source Contract Renewal for Law Practice Management Software
 - d. SREMS Grant Award and Match Confirmation
3. Other
 - a. FY19 2nd Quarter Senior Grant Reports
 - b. FY19 2nd Quarter Economic Development Grant Reports
 - c. Kenai Spur Highway Update**LAYDOWN**

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. Ordinance 2018-19-28: Appropriating \$2,322,000 in Closure/Postclosure Funds for Costs Associated with Phase II Closure of the Homer Landfill (Mayor) (Referred to Finance Committee)

N. UNFINISHED BUSINESS

O. NEW BUSINESS

1. Resolutions

- *a. Resolution 2019-010: Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2019 Foreclosure List and the Delinquent Leasehold, Mobile Homes, Personal and Other Tax Lists for the Tax Year 2018 (Mayor) (Referred to Finance Committee)
- *b. Resolution 2019-011: Accepting a Thirty Cubic Yard, Roll-Off Container from Kenai Peninsula College (Mayor) (Referred to Finance Committee)
- *c. **AS AMENDED** Resolution 2019-012: Supporting a Proposal to Name an Unnamed Lake Located in the Lake Clark National Park and Preserve as Jade Lake (Mayor) (Referred to Legislative Committee)
- *d. Resolution 2019-013: Requesting the Upper Cook Inlet Finfish Meeting 2020 be held on the Kenai Peninsula (Assembly) (Referred to Legislative Committee)
- *e. Resolution 2019-014: Supporting the 2020 Census Complete Count (Mayor, Ogle) (Referred to Legislative Committee)
- *f. Resolution 2019-015: Requesting an Additional Seat on the Municipal Advisory Gas Project Review Board to Represent the Interests of Cities in the Kenai Peninsula Borough and Recommending that the Kenai City Manager or Their Designee be Named to that Seat (Smalley, Ogle) (Referred to Legislative Committee)

2. Ordinances for Introduction

- *a. Ordinance 2018-19-29: Appropriating Supplemental Funding to Pay Legal Fees and Costs to the Prevailing Party in the Hunt et al v. Kenai Peninsula Borough Lawsuit (Ogle) (Public Hearing 02/19/19) (Referred to Finance Committee)
- *b. Ordinance 2018-19-30: Appropriating \$1,238,118 from the Central Peninsula Hospital Plant Replacement and Expansion Fund for the Obstetrics/Catheterization Lab Project at Central Peninsula Hospital (Mayor) (Public Hearing on 02/19/19) (Referred to Finance Committee)
- *c. Ordinance 2019-03: Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-the-Counter Sale (Mayor) (Public Hearing on 03/05/19) (Referred to Lands Committee)

3. Other

- *a. Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Marijuana Cultivation Facility, License No. 17079, Filed by Cottonmouth Road, Subject to the Standard Conditions (Referred to Finance Committee)

[Clerk's Note: Standard Conditions for Commercial Marijuana Facilities are as follows:

- 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 the 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).]*

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. February 12, 2019 AK LNG Project Advisory Committee
4:00 PM Work Session Nikiski Community Recreation Center
6:00 PM Regular Mtg. Nikiski, Alaska

2. February 13, 2019 Material Site Work Group
2:00 PM Betty J. Glick Assembly Chambers,
Soldotna, Alaska

3. February 19, 2019 Regular Assembly Meeting
6:00 PM Betty J. Glick 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 2019-01: Amending KPB 2.56.030 to Adopt the 2018 Homer Comprehensive Plan as the Official Comprehensive Plan for that Portion of the Borough within the Boundaries of the City of Homer (Mayor) (Hearing on 02/19/19) (Referred to Lands Committee)

2. Ordinance 2019-02: Amending KPB Title 3 to Enact Local Provisions for Protection of Whistleblowers (Cooper) (Hearing on 02/19/19) (Referred to Policies and Procedures Committee)

T. INFORMATIONAL MATERIALS AND REPORTS

1. Records Management Program - Procedures

U. NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on February 19, 2019 at 6:00 P.M. in the Betty J. Glick Assembly Chambers, Soldotna, Alaska.

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