

# *Assembly Action Agenda*

October 10, 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

VACANT  
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 given by Peg Peterson from Last Frontier Freethinkers, Soldotna, Alaska.]*

**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. VACANCY, DESIGNATION OR SEATING MEMEBERS**

- 1. Swear-In Newly Elected Assembly Members
  - Brent Hibbert – District 1*
  - Hal Smalley – District 2*
  - Norm Blakeley – District 5*
  - Kenn Carpenter – District 6*
  - Kelly Cooper – District 8*

**H. APPROVAL OF MINUTES**

- \*1. September 19, 2017 Regular Assembly Meeting Minutes

**I. COMMENDING RESOLUTIONS AND PROCLAMATIONS**

**J. PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)**

**K. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**  
(3 minutes per speaker; 20 minutes aggregate)

**L. MAYOR'S REPORT**

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
  - a. Authorization to Award Contract for ITB18-005 Kenai, Nikiski & Sterling Transfer Facilities Operations and Maintenance to Alaska Waste, Kenai Peninsula LLC. Soldotna, AK
3. Other
  - a. Certification of the 2017 Personal Property Supplemental Assessment Roll
  - b. Budget Revisions – August 2017
  - c. Revenue-Expenditure Report – August 2017

**M. ITEMS NOT COMPLETED FROM PRIOR AGENDA**

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

- \*1. Ordinance 2017-19-08: Appropriating \$67,500 to Provide Funding for Potential Settlement of a Dispute with Interior Telephone Company and Matanuska Telephone Association (Mayor) (Referred to Finance Committee)
2. **ENACTED** Ordinance 2017-26: Amending KPB 5.18.200(A) and KPB 5.18.900 to Exempt Freight Hauling Services from Sales Taxes (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 0 Absent**]

**O. UNFINISHED BUSINESS** – None.

**P. NEW BUSINESS**

1. Resolutions
  - \*a. Resolution 2017-059: Authorizing the Mayor to Approve an Amendment to the McLane Consulting, Professional Services

Contract for Construction Administration of the North Road Extension Project (Mayor) (Referred to Finance Committee)

- \*b. Resolution 2017-060: Certifying the Results of the October 3, 2017 Regular Borough Election (Cooper, at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee)
- \*c. Resolution 2017-061: Supporting the Efforts of the Tsalteshi Trails Association to Secure a Recreational Trails Program Grant from the State of Alaska (Bagley, Mayor, Dunne) (Referred to Legislative Committee)
- \*d. Resolution 2017-062: Requesting the Alaska Board of Fisheries Hold its Next Upper Cook Inlet Finfish Meeting on the Central Kenai Peninsula (Mayor, Bagley, Dunne) (Referred to Legislative Committee)

2. Ordinances for Introduction

- \*a. Ordinance 2017-19-09: Accepting and Appropriating \$440,457 from the State of Alaska Department Of Military and Veteran Affairs, Division of Homeland Security and Emergency Management for the Station Alerting System Project, the 2019 Alaska Shield Exercise and Portable Radios (Mayor) (Hearing on 10/31/17) (Referred to Finance 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. 11350 Filed By Hard Working Hippies in Soldotna, Subject to the Following Conditions: (Referred to Finance Committee)

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).*

- \*b. Petition to Vacate a Public Access Easement with in Section 3, T2S, R14W, SM as Granted on by Serial #2002-004111-0, Homer Recording District; Location: off Lucason Avenue, Happy Valley

with in the SW1 /4 SE1/4 of Section 3, T2S, R14W, SM, AK, within the KPB; File 2015-127V (Referred to Lands Committee)

*[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its September 11, 2017 meeting by unanimous consent.]*

- \*c. Petition to Vacate a Portion of the Spinnaker Avenue Right-of-Way Abutting Lot 1 Block 2 Nelson Collie Tracts as Dedicated on Nelson-Collie Tracts, Plat HM 77-19; Location: South of School Street, Anchor Point within the NE1/4 of Section 4, T5S, R15W, SM, AK, within the KPB; KPB File 2017-117V (Referred to Lands Committee)

*[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its September 11, 2017 meeting by unanimous consent.]*

**Q. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS** (3 minutes per speaker)

**R. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

- 1. October 31, 2017 Regular Assembly Meeting 6:00 PM  
Assembly Chambers, Soldotna, Alaska

**S. ASSEMBLY COMMENTS**

**T. PENDING LEGISLATION** (This item lists legislation which will be addressed at a later date as noted.)

- 1. Resolution 2017-050: Supporting the Incorporation of the Nikiski Area (Ogle) (Referred to Policies and Procedures Committee) *Tabled 08/01/17*

**U. INFORMATIONAL MATERIALS AND REPORTS**

**V. NOTICE OF NEXT MEETING AND ADJOURNMENT**

The next meeting of the Kenai Peninsula Borough Assembly will be held on October 31, 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](http://www.borough.kenai.ak.us) for copies of the agenda, meeting summaries, ordinances and resolutions.*